

LEG 241

From the letters of Ed Fletcher, the following letters have been removed to the alphabetized correspondence files:

"1941 LEGISLATIVE FAN MAIL"

ABBOTT, Clinton G., 7/12/41
 BABCOCK, Laverne D., 4/1/41
 BADGER, R. E., 4/1/41, 4/7/41
 BANCROFT, Philip, 5/5/41, 5/26/41
 BLAKELY, C. A., 4/1/41
 BONNER, William W., 4/8/41
 BOONE, Floyd O., 6/27/41
 BOYCE, William M., 4/1/41
 BOYDEN, Donald, 4/3/41
 BUDDY, Charles, 6/17/41
 CAMINETTI, A., Jr., 7/1/41,
 CHICKERING, Allen L., 5/5/41
 CLEASER, June J., 4/6/41
 CLOSE, R. T., 4/23/41
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 COVINGTON, John H., 7/3/41
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 DAVIS, Edward H., 4/2/41
 DEPEW, E. H., 4/2/41
 DORMAN, V. J. of WRIGHT & DORMAN, 4/2/41
 FRANKS, James E., 2/11/36
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 GARBER, Harry L., 2/15/36
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 HANSON, F. J., 4/1/41
 HEINEY, George, 4/1/41
 HEPNER, Walter, 5/16/41, 6/7/41
 HOME, John D., 5/5/41
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 HOWE, Roger N., 1/28/41
 HUBBARD, A. F., 4/4/41
 HURLEY, R., 4/3/41
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 LYMAN, C. H., 4/3/41
 MACAULAY, T. C., 4/7/41 (see San Diego Chamber of Commerce)
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 MARTIN, O. E., 6/3/41
 MASON, S. E., 4/3/41
 MAYRHOFER, A. V., 7/3/41
 MCFADDEN, W. L., 6/12/41
 MCKEON CANNING CO., INC., 4/8/41

MCPHEE, Julian A., 6/12/41 (see California State agencies, miscellaneous)
 MENDE, Adolph J., 5/31/41
 MORROW, (see California State agencies, Miscellaneous)
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 PORTER, Langley, 7/22/41
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 THE RIGHT GROCERY, 4/4/41
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CONCISE

From the papers of Ed Fletcher, the following letters were originally filed with the correspondences generated by Fletcher when he was chairman of the Community Chest Campaign Fund in 1929; they are now in the alphabetized correspondence, in the "miscellaneous" correspondence, by letter.

- AMOS, Charles [2 letters]
- MESSNER, A.W. (Mgr., US Building & Loane Assoc.)
- MCCABE, C.W. [2 letters]
- MCKNIGHT, Frank
- NETTLESHIP, Neil [2 letters]
- PERRY, E.E., of San Diego Union
- P.M. DAIRY
- SHARP, Thomas
- SAN DIEGO SUN
- STEVENS, R.E.
- STOUGH, Oliver J. [2 letters]
- THOMPSON, K.J.
- WALSH, W.E.
- WOOD, Geo. W.
- ZWECK, John

420
 Government
 today please
 May 23rd, 1941.
 ED

TO THE PRESIDENT AND MEMBERS OF THE STATE SENATE OF CALIFORNIA.

Your Committee appointed and authorized by Senate Resolution No. 104 to investigate the question of coercion, intimidation, also supposedly fraudulent telegrams sent March 26 and 27 last by certain individuals and unions from San Diego to the Legislators representing San Diego County; Senator Fletcher, Assemblymen Daley, Stream and Richie report as follows:-

We held two public meetings, one in San Diego Friday afternoon and evening, May 16, also one in Sacramento Wednesday afternoon, May 21 last. We subpoenaed approximately 138 members of different unions in San Diego whose names were attached to certain telegrams sent. 78 individuals, union members, testified. 28 subpoenaed were unknown at the address given on the telegrams received, and the deputy reported they could not be found in the directory, telephone or otherwise. 32 were out of town on vacation, or could not be located within a 48 hour notice. All witnesses were put under oath.

The Superintendent of the Western Union Telegraph Company at San Diego, Mr. Topham, and his Assistant, Mr. Parker testified that within the 24 hour period May 26 and 27 last telegrams were sent by them to the four Legislators, above mentioned, on five forms of wording at a cost of \$ _____, charged to and paid for by the Federated Trades & Labor Council on orders of Mr. K. G. Bitter of the Council who furnished to the Western Union Telegraph Company the five forms, marked exhibits 2,3,4,5, and 6. From time to time Mr. Bitter sent lists of names and their street address which was on each telegram, to be signed to each telegram, copies of each to be sent to the four Legislators; Also what numbered form of telegram to use in each case. The Labor Leader, a weekly labor paper, printed on April 2 on its front page that 6800 telegrams were sent by union members on the 26th and 27th of March last to the San Diego County Representatives protesting the passage of SB 877 known as the "Hot Cargo" and secondary "Boycott" bill. Also SB 975 and other bills. These telegrams were received two days after Senate Bill 877 and 975 had passed the State Senate.

On March 27th Senator Fletcher, Mrs. Daley and Mr. Stream each received the same telegrams from James A. Thompson, Business Representative, International Union of Operating Engineers Local 526, via Postal Telegraph Company, reading as follows:-

"Membership of Local 526 Stationary Engineers voted unanimously at special meeting tonight to detail our membership to go into the district and work for defeat of any Senator or Assemblyman who votes for Assembly Bill No. 1545, Senate Bills Nos. 180, 877, 974, 975, 976, 560. We urgently request your vote against these vicious anti-labor bills."

Mr. Channing and his Assistant, Mr. _____, Manager and Assistant Manager of the Postal Telegraph Company, under oath, testified that the last mentioned telegrams were sent on orders of James A. Thompson, also the telegrams were charged to and paid for by the International Union of Operating Engineers Local 526.

Of the 78 union members who testified before your Committee last Friday, 3 stated they had given authority to allow the placing of their names on the telegrams to each of the 4 State Representatives from San Diego. Five stated the officials of the Union said they thought they had the right to send such individual telegrams and sign their names when for the good of the Union, even without their knowledge or consent in advance, irrespective of what was included in the telegram. Sixty-eight union members stated they had no knowledge of, nor had ever given their consent to allow the use of their names in relation to the telegrams sent. Many union men, under oath and by written communication, now officially in the records, protested and resented the use of their names very forcefully. Three communications received, out of many, will give you an idea how they feel. (3 statements.)

The testimony shows that out of approximately 1400 who sent the 6000 or more telegrams a postcard from them in reply shows that only 102 knew the telegrams were sent and approved before being sent, while over 150 completely denied ever having knowledge of or authorizing the sending of said telegrams. Over 1000 refused to answer a communication, although by so doing they were notified no reply would be interpreted as "no knowledge or consent to send said telegrams." Messrs. Pierce and Bitter offered to testify voluntarily, but as the testimony given showed they were possibly involved, the Committee took under advisement the question of allowing these two gentlemen to testify under oath until we could consult our legal counsel as to the possibility of these gentlemen claiming immunity afterward. Mr. Fred Wood, our legal counsel, upheld our action in San Diego in refusing to allow them to testify. Our letter to Mr. Wood of May 19, and his official opinion as of that date, is herewith attached, and made an official record thereof.

At the hearing in Sacramento, May 21, Messrs. Daley, Stream and Richie acknowledged having received approximately 4000 telegrams on the 27th of March last. These telegrams were similar in form to those received by Senator Fletcher.

CONCLUSION:

Based on the opinions of our Legislative Counsel herewith attached, your Committee are of the opinion that three laws have been violated; coercion, intimidation and forgery. We attach copy of the original transcript of testimony taken of both meetings; also copies of exhibits, and recommend that the original report and exhibits be kept with the Secretary of the State Senate for safe keeping.

We are of the opinion that those in authority should check as to whether a law has been violated by the Telegraph Companies in the receiving and sending of these telegrams. We recommend legislation that will put teeth in the present laws which will give notice to both capital and labor of the futility of trying to influence Legislators for or against legislation and by such methods will deter the repetition of such misleading lobbying and worse. We recommend the adoption of this report; also that a copy of the testimony and exhibits be placed by the Secretary of the Senate in the hands of the Attorney General of California, and the District Attorney and Grand Jury of the County of San Diego.

Respectfully submitted

Fletcher
Chairman

Curtis

Brygger

Fletcher
Chairman

Eureka..Calif.
Jun^o 9 1941

Senator Fletcher.

Sacramento;
Calif.

Dear Sir and Senator.

It is with great pleasure that the barbers of Eureka take

this means of thanking you for your splendid work

for the passing of the barbers bill and all legislation

in regard to all other bills.

Wishing you continued success: Thanking you again

I remain Sincerely

E.E

VOL.VII, NO.15 - Legislative Bulletin

-2- April 7, 1941

HUGE TELEGRAM BILL! Senator Ed Fletcher and Assemblymen Daley and Stream were subjected to heavy telegraphic barrages of almost identically worded messages from San Diego organizations due to their votes on the Anti-Sabotage, "Hot Cargo", and Secondary Boycott bills; also in opposition to unemployment payroll tax amendments. Senator Fletcher received 1328 night and day wires on these bills and the total wires sent to the San Diego delegation were estimated to have cost the senders in that city at least \$5000 in tolls. Thousands of telegrams were also sent to other Senators and Assemblymen and the telegraphic costs running into many thousands of dollars paid out of organization coffers show how well supplied they must be under the new dispensation that allows heavy mandatory dues to be collected from workers. Senator Fletcher, rugged California pioneer real estate operator, announced that he is checking into the matter further.

The San Diego Breakfast Club

SAN DIEGO, CALIFORNIA

April 2, 1941.

Senator Ed Fletcher,
Sacramento, Calif.

Dear Friend:-

Just a word to let me congratulate on your answer to those threatening telegrams.

I have had many calls regarding the article in the paper and everyone is more than proud of you for what you have done.

I know how busy you are so will not take your time but more power to you.

Sincerely yours,

Maude.

SENATE
of the
STATE OF CALIFORNIA

SENATE COMMITTEE ON INVESTIGATION
OF
INTERFERENCE WITH THE LEGISLATIVE PROCESS
(SENATE RESOLUTION No. 104)

HEARING HELD AT SAN DIEGO, CALIFORNIA

FRIDAY, MAY 19, 1941

In Courtroom of Department No. 4,
Superior Court, Court House.

PRESENT: SENATOR ED FLETCHER, Chairman
SENATOR OLIVER J. CARTER
SENATOR GEORGE M. BIGGAR
Miss Katherine L. May, Secretary
Harry L. Jordan, Sergeant-at-Arms

Emmet Healy

OFFICIAL REPORTER - SUPERIOR COURT
DEPOSITION NOTARY
COURT HOUSE
SAN DIEGO, CALIFORNIA
FRANKLIN 1321

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STATE OF CALIFORNIA

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Reported by:
Emmet Healy
Official Reporter

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San Diego, California, Friday, May 16, 1941, 2:00 o'clock P.M.

SENATOR FLETCHER: The Committee will come to order.
The secretary will call the roll.

THE SECRETARY: Senator Biggar.

SENATOR BIGGAR: Here.

THE SECRETARY: Senator Carter.

SENATOR CARTER: Here.

THE SECRETARY: Senator Fletcher.

SENATOR FLETCHER: Here.

SENATOR FLETCHER: The Committee are all present.

First we will introduce Senate Resolution Number 104, passed on May 8th, 1941, and it will be known as Exhibit Number 1.

At this time I wish to explain that the object of this committee being here today is to find out the names of the people who have sent the telegrams, the many telegrams, of March 26th and 27th to the legislators of San Diego County and to find the authenticity of those names, and who paid for the telegrams. I might further explain that in committee it was understood and agreed that our activities would be limited just to the investigation of those facts, and it was so stated on the floor of the Senate, and our entire plan is for the committee to put the questions themselves

and investigate and find out what the facts are and submit to the Senate of California for such action as they may see fit, if any. If there is no objection, it is understood that that is the scope of our work today. Any objection?

SENATOR CARTER: None.

SENATOR FLETCHER: We will call the first witness, Mr. Topham, who is, as I understand, superintendent of the Western Union Telegraph Company. Mr. Topham.

DAWSON TOPHAM,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q What is your name, please?

A Dawson Topham.

Q What is your connection with the Western Union Telegraph Company?

A I am superintendent.

Q Are you familiar with the number of telegrams that were sent through the Western Union Telegraph Company on the 26th and 27th of March to the four legislators representing San Diego County?

A Yes, sir.

Q How many telegrams did you send?

A Do you want those on separate days or both days together?

1 Q Combine them both together, the 26th and 27th.

2 SENATOR CARTER: Of March.

3 SENATOR FLETCHER: Yes, the 26th and 27th of March,
4 1941.

5 A There was a total of 5,280 messages, or 1,320
6 each to the four representatives, Assemblywoman Jeanette
7 Daley, Assemblyman Paul Richie, Assemblyman Charles Stream,
8 and Senator Ed Fletcher.

9 BY SENATOR FLETCHER:

10 Q What was the cost of sending those telegrams, if
11 you have that record?

12 A Yes, sir.

13 Q What was the total amount?

14 A \$4,252.62.

15 Q Did they pay you in cash for the sending of those
16 telegrams?

17 A No, sir.

18 Q Who paid for those telegrams?

19 A San Diego Building Trades Council.

20 Q By cash or check?

21 A By check.

22 Q Were they all individual telegrams, or not? All
23 worded the same, or all different?

24 A There were five different texts.

25 Q Five different texts or forms?

26 A Of forms.

1 Q Only?

2 A Only.

3 Q Can you give me a copy of form -- We will call
4 them Form Number 1, 2, 3, 4, and 5, please. Do you have
5 them?

6 A Yes, I have them with me.

7 Q May I have a copy?

8 A Yes, sir.

9 SENATOR FLETCHER: Mr. Reporter, there is no need of
10 your copying each of these telegrams, but I will call
11 Jeanette Daley Form Number 1. Exhibit 2, Miss May, is it?
12 Exhibit Number 2? Before I do that, I will read the tele-
13 gram, but it is not necessary for you, Mr. Reporter, to
14 copy it.

15 (Senator Fletcher reading.)

16 SENATOR FLETCHER: That is Exhibit Number 2.

17 SENATOR CARTER: Who was that addressed to, Jeanette
18 Daley?

19 SENATOR FLETCHER: What is that?

20 SENATOR CARTER: Was that addressed to Jeanette Daley?

21 SENATOR FLETCHER: All of these are addressed to
22 Jeanette Daley, Paul Richie, Charles Stream, and Ed Fletcher.

23 Exhibit Number 3:

24 (Senator Fletcher reading.)

25 SENATOR FLETCHER: Exhibit Number 4:

26 (Senator Fletcher reading.)

1 SENATOR FLETCHER: What is the next exhibit?

2 THE SECRETARY: 5.

3 SENATOR FLETCHER: Exhibit Number 5:

4 (Senator Fletcher reading.)

5 SENATOR FLETCHER: And the last exhibit, Number 6,
6 is it?

7 THE SECRETARY: Number 6.

8 SENATOR FLETCHER: Exhibit Number 6:

9 (Senator Fletcher reading.)

10 BY SENATOR FLETCHER:

11 Q Have you another set that I could have?

12 A No, I haven't, Senator.

13 SENATOR FLETCHER: Loan those to me temporarily while
14 we are examining the witnesses later on.

15 BY SENATOR FLETCHER:

16 Q Did you receive these telegrams delivered to your
17 office, or how did you get them?

18 A A messenger boy was sent down to the office of
19 the Building Trades Council to pick them up.

20 Q Did you or your assistant have any conference at
21 any time about you telephoning and soliciting their consent
22 to send the telegrams?

23 A You mean, requesting us to?

24 Q Yes.

25 A We were asked if that could be done and we told
26 them no.

1 Q Who asked you that?

2 A I don't know, Senator. That was asked of my
3 assistant, and I don't know who it was.

4 Q Then what happened?

5 A Well, then we were told that as the signatures to
6 these various telegrams were received they would telephone
7 us that they were ready and we would send a messenger boy
8 down to pick them up. That was done at frequent intervals
9 during both days.

10 Q So you had faith in the genuineness of them?

11 A There was nothing that aroused any suspicions,
12 Senator, that they might not be authentic.

13 Q Besides these five forms of telegrams, you have
14 not included any other individual telegrams that might have
15 been sent those two days?

16 A Yes, sir; I have seven others; individual
17 telegrams.

18 SENATOR FLETCHER: I believe that is all the questions
19 I have to ask. Does any member of the committee want to
20 ask any question?

21 SENATOR CARTER: Just to clarify those forms. May I
22 see them, please?

23 SENATOR FLETCHER: That should be 2, 3, 4, 5, and 6,
24 Senator.

25 SENATOR CARTER: Yes, I understand.
26

1 BY SENATOR CARTER:

2 Q Mr. Topham, these five forms were sent, that is,
3 copies of each one was sent to each individual representa-
4 tive from San Diego County, that is, the Assemblymen and
5 the Senator?

6 A I don't believe I quite understand that question.

7 Q What I want to get at is, Was a copy of each one
8 of these telegrams sent to each Assemblyman and the Senator
9 from this district?

10 A Yes, sir.

11 Q So that they all received a like number of copies
12 of each form?

13 A Yes.

14 Q And they were addressed to them individually?

15 A Individually, yes, and so delivered.

16 SENATOR BIGGAR: I would like to ask a question.

17 SENATOR FLETCHER: Senator Biggar.

18 BY SENATOR BIGGAR:

19 Q The same signatures appeared on all of these
20 telegrams sent to each individual member of the legislature?

21 A The same signatures?

22 Q Yes.

23 A No, sir; different signatures; that is, the
24 same signatures to each of the Assemblymen and Senator.

25 Q That is what I meant to say.

26 A Yes, sir.

1 Q There was a copy of each telegram signed by the
2 same individual sent to each individual member of the legis-
3 lature?
4

5 A That is correct.

6 Q I see.

7 A In other words, each individual sent four tele-
8 grams.

9 Q That is the point. And those forms were identical
10 in each instance?

11 A Yes.

12 Q Now, these other telegrams that you have here, were
13 they directed to all four of the representatives?

14 A No; one is directed to Senator Ed Fletcher alone,
15 one to Assemblywoman Jeanette Daley. And these, you under-
16 stand, all have different signatures.

17 Q Yes.

18 A And one to Assemblyman Charles Stream and Assembly-
19 man Paul Richie and another one to Senator Ed Fletcher.

20 Q Those were just individual separate telegrams,
21 but not sent in duplicate?

22 A No; these were individual telegrams, though I
23 had noticed here that one signature sent the same telegram
24 to Assemblywoman Jeanette Daley, Assemblyman Charles Stream,
25 and Assemblyman Paul Richie. Those were sent by the same
26 man.

SENATOR BIGGAR: You might have those telegrams read.

1 SENATOR CARTER: Do you mind if I ask some questions
2 on that phase of it?

3 BY SENATOR CARTER:

4 Q Where were those telegrams written, if you know?

5 A These ones we are speaking about now?

6 Q Yes.

7 A They were received over the telephone, each one
8 of them.

9 Q Were they received from the same source or
10 different sources, if you know?

11 A Let's see. There was three from the same source
12 and two from different sources.

13 Q How were the messages that were delivered to you
14 prepared? In what form? On the forms which you have
15 delivered to the committee here?

16 A Each signature was typewritten.

17 Q They were on form blanks of the Western Union
18 Telegraph Company, were they?

19 A Yes, sir.

20 Q And the messages were typewritten?

21 A Yes, sir.

22 Q And the address was typewritten?

23 A Yes, sir.

24 BY SENATOR FLETCHER:

25 Q Who gave you the wording of the five forms?

26 A The individual, Senator. It was given to us by

1 the Building Trades Council. I don't know whether there
2 was any individual, or who it was turned that over.

3 Q You did not create any of those five forms of
4 telegrams?

5 A No, sir.

6 Q They were given to you by the Labor Council?

7 A Yes.

8 BY SENATOR BIGGAR:

9 Q Did I understand you to say that the signatures on
10 these forms were typewritten?

11 A Correct?

12 Q Not individually signed?

13 A No.

14 Q All in typewriting?

15 A All in typewriting.

16 Q Was that true of these extra messages that you
17 have here also?

18 A They are always typewritten, because they are
19 received over the telephone, and that is the only way they
20 could be received.

21 Q Do you have any way of identifying the individual
22 who gave his name? Do you have any way of checking back
23 to know that the individual who is supposed to have signed
24 that telegram was the person who was sending it?

25 A The ones sent over the telephone?

26 Q Yes.

1 A Well, we verified the subscriber. We ask whether
2 they are the subscriber to the telephone, and if they are
3 that is sufficient evidence for us.

4 BY SENATOR FLETCHER:

5 Q In this case all of these names were furnished
6 you by the representative of the Labor Council?

7 A Correct.

8 Q These 5,280 telegrams?

9 A Yes, sir.

10 Q And they also furnished you with the wording of
11 the five forms?

12 A Correct, yes.

13 Q Will it be necessary to subpoena your assistant,
14 or can you have him down here soon, that we may ask him
15 to discuss this matter with us?

16 A You wish him this afternoon?

17 Q Yes.

18 A Yes, I can arrange that.

19 SENATOR FLETCHER: Are there any other questions?

20 BY SENATOR CARTER:

21 Q You have the original forms that were delivered to
22 your office with you, have you not?

23 A Yes, here they are, right here.

24 SENATOR CARTER: Mr. Chairman, don't you think it
25 would be a good idea to have those original forms put into
26 the record, so we will have them? We could take them and

1 have copies made of them and returned.

2 BY SENATOR FLETCHER:

3 Q You don't object to that, do you?

4 A These are the exact copies you have there.

5 SENATOR CARTER: But they are not the copies of the
6 names. What I am interested in is the form in which the
7 telegraphic message came to you. I want to see that and
8 I would like to have it in the record.

9 THE WITNESS: I see. In other words, copies of these
10 signatures?

11 SENATOR CARTER: Yes. I would like to see the exact
12 form in which the telegraphic message came to your office
13 from the Central Labor Council, if that is where it came
14 from -- or the Building Trades Council, or whatever it is.

15 SENATOR FLETCHER: Senator Carter, I have thirteen
16 hundred or fourteen hundred telegrams already that I can
17 deliver to you, and I can get the rest of them.

18 SENATOR CARTER: No; what I want to do is to know
19 the exact form in which they came to him. I know you have
20 all the telegrams that you received, but what we are
21 searching into now is the manner in which they were sent,
22 and the forms that you gave us are entirely satisfactory.

23 SENATOR FLETCHER: Mr. Topham has under oath testified
24 that Exhibits 2, 3, 4, 5, and 6 are correct.

25 SENATOR CARTER: I have no doubt of that. I have no
26 doubt of that, except that there are individuals who are

3



1 supposed to have sent these telegrams and it seems to me
2 we should be interested in their names and know how the
3 names were submitted.

4 SENATOR FLETCHER: That is why we are getting it from
5 the assistant superintendent, as he was the one that had
6 the personal contact. Is that right?

7 THE WITNESS: That is right.

8 SENATOR FLETCHER: And you did not?

9 THE WITNESS: I did not.

10 BY SENATOR CARTER:

11 Q You have the records here?

12 A I have the records here.

13 BY SENATOR FLETCHER:

14 Q You have no objections, have you, to leaving
15 them here?

16 A Well, of course, these records are legally requir-
17 ed --

18 Q Will you make a certified copy and deliver them
19 to me, so we will have them in the record?

20 A We can make a copy, but we cannot certify to
21 them. We are not permitted under our rules and regulatias
22 to certify to any copy, but these can be left to make
23 copies of.

24 SENATOR FLETCHER: Thank you. I will guarantee to
25 deliver the originals back to you. Thank you very much.
26 May I have them?

1 THE WITNESS: Yes, sir.

2 SENATOR FLETCHER: Miss May, will you see that copies
3 are made and the originals delivered to the Western Union?

4 SENATOR CARTER: Perhaps, Senator, we could have him
5 identify those copies, either in group or individually, as
6 it may be.

7 BY SENATOR CARTER:

8 Q I notice there are some in a little different form
9 than others, aren't there?

10 A They all have the same forms.

11 BY SENATOR FLETCHER:

12 Q The five forms?

13 A There is no difference besides that. They all
14 have the same forms. As these signatures were procured by
15 solicitation on their part they were delivered to us and
16 we released the messages.

17 SENATOR FLETCHER: Senator Carter, Senator Biggar has
18 made a suggestion here that I would like to have you
19 consider.

20 SENATOR BIGGAR: We have examined them and we might
21 have a copy made of each of the forms.

22 SENATOR CARTER: Yes, that is the thing.

23 SENATOR BIGGAR: You don't want a copy made of each of
24 them?

25 SENATOR CARTER: No; all I want to know is the form
26 in which they were received. I will ask a question of

1 Mr. Topham.

2 BY SENATOR CARTER:

3 Q This is the form in which you received the tele-
4 graphic messages that were sent to the Assemblymen and
5 the Senator of the San Diego district?

6 A Yes, sir.

7 SENATOR FLETCHER: There are five such forms, Senator
8 Biggar.

9 SENATOR BIGGAR: Yes.

10 SENATOR CARTER: They are in five separate lots.

11 SENATOR FLETCHER: We can have copies of these made
12 and have a complete record, if Senator Carter desires.

13 SENATOR CARTER: I am not so interested in that as I
14 am in seeing just how the form is prepared.

15 BY SENATOR CARTER:

16 Q Well, now, just to clarify this thing in my own
17 mind, take for instance your first message here, which is
18 composed of one short form telegraph message with the
19 message on it --

20 A Yes.

21 Q -- and then a long form with a series of type-
22 written names with addresses --

23 A Yes.

24 Q -- would your record show to whom this telegram
25 was sent and from whom the message was received?

26 A All the telegrams were sent to the five people,

1 the four Assemblymen and the Senator, all of these.

2 Q And individual messages were delivered to each
3 of the five members in the Senate and the Assembly, with
4 each signature that is designated here?

5 A Yes. You understand, they were not delivered in
6 this form. They were individual messages.

7 SENATOR CARTER: I understand.

8 BY SENATOR BIGGAR:

9 Q This paper that we are looking at now is not the
10 identical paper that was left from which you sent the
11 messages?

12 A Yes.

13 Q Were they individual messages like this?

14 A No, but, as I explained, they were delivered as
15 individual messages in this form. Every one was a separate
16 telegram delivered at Sacramento.

17 Q But not at your office?

18 A No, sir.

19 Q This is the identical paper that was left in your
20 office from which you sent the individual messages?

21 A Yes, sir.

22 BY SENATOR FLETCHER:

23 Q Let me put it another way: Here is Form Number 2,
24 and there is a list of names which you were ordered to send
25 Form Number 2 to.

26 A That is correct.

1 Q And 3, 4, 5, and 6?

2 A Yes.

3 BY SENATOR CARTER:

4 Q Now, I notice that you have five forms that are
5 prepared in the manner in which I have described.

6 A Yes.

7 Q And then you have a series of names?

8 A Yes.

9 Q You have them here designated "List 6", and then
10 "List 7", "List 8", "List 9", "List 10", "List 11, 12, 13,
11 14, 15, 16, 17, 18, 19, 21, 21, 22." I don't see any list
12 on this one. Well, that would be 23, if it were marked;
13 and 24. Now, what do those lists represent?

14 A They represent the different lists that were
15 brought in by messenger when we were called up to pick up
16 the lists, and as the lists came in we numbered them.

17 Q I notice the lists are on the long form telegraph
18 sheet.

19 A Yes.

20 Q And are the lists of the names of people type-
21 written, with the last name first and the given name after-
22 wards, with the appropriate initial, with the address of that
23 person, and with the typewritten notation, on List 6,
24 "Please sent telegram number 5 signed by the following
25 people"? Now, how were these additional lists received?
26 Were they received subsequent to the time you received

1 the original list? Is that the way they were handled?

2 A Yes. As we understood, as the names were secured
3 and the list was sent -- We sent a messenger uptown to
4 pick the list up and then the telegrams were transmitted.

5 Q There is no telegraphic message affixed to these
6 lists from Number 6 to Number 24, inclusive?

7 A No. We had it like that, and we had the message,
8 of course, in our office, and that, of course, was the
9 message we sent. They are numbered as shown in the copy.

10 Q In other words, you had a numbered message to
11 which these signatures were affixed?

12 A That is correct.

13 Q Now, who prepared these lists, if you know?

14 A Well, I don't know. All I know is that they were
15 picked up at the Building Trades Council by our own messen-
16 ger boys.

17 Q In this form?

18 A In that form, yes.

19 Q Now, I notice there are some pencilled notations
20 on these, which I could not attempt to describe. There is
21 List 6, in red. That is your figure?

22 A Yes, that is our figure.

23 Q And then there is "B 1766-1837". I don't know
24 what that word is there. Do those figures represent any-
25 thing to you?

26 A May I see it a little closer, please?

1 Q Yes.

2 A Thank you. I never figured this thing out. Oh,
3 they represent the numbers of the telegrams as sent by our
4 operators in the traffic department.

5 Q I see. And then the "T 12.26". I guess that is
6 "M. P."?

7 A Yes; that represents the filing time of the
8 message; in other words, that was 12:26 it was received.

9 SENATOR CARTER: That is all.

10 SENATOR FLETCHER: You are entitled by law to a
11 witness fee, if you wish it.

12 THE WITNESS: We don't wish it. Thanks. We are only
13 too glad to come.

14 SENATOR FLETCHER: You are excused. And will you ask
15 your assistant, please, to come down here in the next hour?

16 THE WITNESS: I will do that.

17 SENATOR FLETCHER: Thank you.

18
19 SENATOR FLETCHER: Mr. Cheuning of the Postal Telegraph.

20
21 JAMES E. CHEUNING,

22 called and sworn by Senator Fletcher, Chairman, testifies
23 as follows:

24 BY SENATOR FLETCHER:

25 Q Your name, please?

26 A James E. Cheuning.

1 SENATOR CARTER: How do you spell it?

2 THE WITNESS: C-h-e-v-e-r-i-n-g.

3 BY SENATOR FLETCHER:

4 Q What is your position with the Postal Telegraph
5 Company?

6 A Manager.

7 Q There is a photostatic copy of the telegram which
8 was sent. Do you recognize it?

9 A I do.

10 Q Was that telegram sent?

11 A It was.

12 SENATOR FLETCHER: This will be Exhibit Number 7. It
13 reads as follows:

14 (Senator Fletcher reading.)

15 BY SENATOR FLETCHER:

16 Q Did you or did you not send the same telegram to
17 the other three Assemblymen?

18 A We did, yes.

19 Q Who delivered it to you?

20 A It was filed at the counter, over the counter.

21 Q Do you know the party that filed it?

22 A In talking to our night operator, he spoke as if
23 he knew him.

24 Q Did the party pay cash or did he have it charged?

25 A It was charged to his account.

26 Q And what was the account?

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1 A His telephone; under their telephone account.

2 Q Telephone account of what organization?

3 A Operating Engineers.

4 Q Operating Engineers, Local 526?

5 A Yes, sir.

6 Q It was charged to their account?

7 A Yes, sir.

8 Q And did they pay for it?

9 A I imagine they have. It has been time since that
10 message was filed for them to receive a check for it

11 SENATOR FLETCHER: Members of the Committee, do you
12 have any questions?

13 BY SENATOR CARTER:

14 Q Was that the only telegram that was sent through
15 your office?

16 A The only one in this connection?

17 Q Yes, involving that.

18 A Yes.

19 BY SENATOR FLETCHER:

20 Q There were a number of other telegrams sent those
21 two days, were there not, to Sacramento?

22 A Well, truthfully, I didn't check it.

23 Q But not this same?

24 A Not this same text.

25 BY SENATOR CARTER:

26 Q Let me see if I get this picture straight, and

1 check me if I am not correct. As I understand, this telegram
2 was sent across the desk of your office?

3 A Yes.

4 Q By an individual who signed the message from which
5 you took this telegram?

6 A Yes, sir.

7 Q And the cost of the telegram was charged to the
8 telephone number of the Operating Engineers, Local 526, of
9 San Diego?

10 A Yes, sir.

11 Q Did you bring with you or do you have the message --
12 not the message, but the form from which this message was
13 sent?

14 A Yes, I have it.

15 Q May I see it, please? I want to see the signature
16 here.

17 SENATOR FLETCHER: That is perfectly proper.

18 BY SENATOR CARTER:

19 Q Now, I notice that there are two different hands
20 here on this form. The words "Jeanette Daley, Sacramento,
21 California," "Paul Richie," and "Senator Ed Fletcher," are
22 written in darker pencil. Do you know how that was filled
23 in?

24 A Yes, I do. I noticed that myself and I spoke to
25 the operator that handled it and he said when this message
26 was filed the sender instructed him to add and send it to

1 all four, which he filled in the remaining three at his direc-
2 tion.

3 Q In other words, the words, the date, and the "Sacra-
4 mento, California," and, "Jeanette Daley," "Paul Richie,"
5 and, "Senator Ed Fletcher," are written in by the operator?

6 A Yes.

7 Q And then the man who wrote the message wrote the
8 other part of the telegram?

9 A Yes.

10 SENATOR CARTER: Do you desire to see it?

11 SENATOR BIGGAR: Yes, Senator Carter.

12 SENATOR FLETCHER: Go ahead, Senator Biggar.

13 SENATOR BIGGAR: I was just checking up on it.

14 SENATOR CARTER: That is all.

15 SENATOR FLETCHER: Will the night operator be available?

16 THE WITNESS: He will be here at 4:50.

17 SENATOR FLETCHER: Will you have him here at 8:00 o'clock
18 tonight, just to identify the man who left the message?

19 THE WITNESS: Yes, I will.

20 SENATOR FLETCHER: Any further questions, gentlemen?

21 SENATOR CARTER: No.

22 SENATOR FLETCHER: You may be excused. You are entitled
23 to your witness fee.

24 THE WITNESS: No, thank you.

25 SENATOR CARTER: Has this got an exhibit number?

26 SENATOR FLETCHER: Yes; Number 7.

1 At this time, for the benefit of the Committee, I am
2 going to introduce Exhibit Number 8, but it will not be
3 necessary for the reporter to transcribe it.

4 (Senator Fletcher reading.)

5 SENATOR FLETCHER: At this time, Mr. Parker, are you
6 here from the Western Union?

7 MR. PARKER: Yes, sir.

8
9 HAROLD E. PARKER,

10 called and sworn by Senator Fletcher, Chairman, testifies as
11 follows:

12 BY SENATOR FLETCHER:

13 Q What is your name?

14 A Harold E. Parker.

15 Q What is your position?

16 A Assistant superintendent, Western Union Telegraph
17 Company.

18 Q Mr. Parker, did you write the five forms of tele-
19 grams that have been introduced in evidence here?

20 A No, sir.

21 Q Who did?

22 A The office of the secretary of the San Diego Build-
23 ing Trades Council wrote the first five messages submitted
24 and thereafter we sent them from those by prearrangement.

25 Q As the lists were presented to you?

26 A Yes, sir.

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1 Q Was there ever any suggestion or offer made to you
2 to telephone and get the consent of individuals that their
3 names might be attached to telegrams sent to Sacramento to
4 the legislators?

5 A There was an inquiry made of me as to whether or
6 not I could have that done.

7 Q Who made that inquiry of you?

8 A Mr. Bitter.

9 Q What was your answer?

10 A Absolutely not; it would be contrary to our rules.

11 Q And after that what happened?

12 A Then Mr. Bitter and I discussed at length over the
13 telephone the method of filing, as to whether or not we
14 would accept signatures as they were submitted, sending them
15 under the various numbered texts which had previously been
16 offered and which I had agreed to accept.

17 Q Your superintendent explained that to us. Have you
18 anything further that you wish to add voluntarily in connec-
19 tion with the matter?

20 A No, I think not.

21 SENATOR FLETCHER: Does the Committee wish to ask any
22 question of the witness?

23 SENATOR CARTER: Just one question.

24 BY SENATOR CARTER:

25 Q As you best remember, what was the inquiry that Mr.
26 Bitter made of you?

1 A Regarding the telephoning for signatures?

2 Q Yes.

3 A He at first discussed with me the method of trans-
4 mission, speed and so forth, the importance of it, and that
5 it was necessary to get this large number of messages to
6 Sacramento quickly, and then he said, "Now, there is one
7 other thing I would like to ask you. Can you have someone
8 telephone and secure authority for these signatures for us?"
9 I said, "Absolutely not; it is against our rules." And
10 he said, "O. K., that's that." And then we went into the
11 matter of rates, and so forth.

12 SENATOR FLETCHER: Any other questions?

13 SENATOR CARTER: Yes.

14 BY SENATOR CARTER:

15 Q Was this conversation you had with Mr. Bitter over
16 the phone or personally?

17 A Over the telephone.

18 BY SENATOR FLETCHER:

19 Q At all times?

20 A At all times. I had not met Mr. Bitter prior to
21 that time. I say I had the conversation with Mr. Bitter
22 because he said it was Mr. Bitter, and I believe it was Mr.
23 Bitter.

24 BY SENATOR CARTER:

25 Q Well, the conversation was over the phone?

26 A Yes.

1 Q And that is the sum and substance of it?

2 A Yes, sir.

3 Q That is, he requested to know if you could phone
4 for the authority?

5 A That is true. And on being told that we could not,
6 he quickly accepted the ruling.

7 BY SENATOR FLETCHER:

8 Q What is Mr. Bitter's position? Do you know?

9 A He is secretary of the San Diego Building Trades
10 Council.

11 SENATOR FLETCHER: Any further questions? That is all.
12 You are entitled under the law to a witness fee, if you care
13 to demand it. It will be paid now.

14 THE WITNESS: I think in behalf of my company I shall
15 demand it and it will be remitted to my company by me. That
16 is my practice; else I would not personally ask for it.

17
18 SENATOR FLETCHER: Mr. Chambers.

19
20 **WILLIAM C. CHAMBERS,**
21 called and sworn as a witness by Senator Fletcher, Chairman,
22 testifies as follows:

23 BY SENATOR FLETCHER:

24 Q What is your name, please?

25 A William C. Chambers.

26 Q Mr. Chambers, I will have to find your telegram.

1 Mr. Chambers, did you send me a telegram on the 27th day of
2 March, 1941, to Sacramento?

3 A I did not.

4 Q Look at it. You have no knowledge of having sent
5 that telegram?

6 A No, I have none.

7 Q Did you ever authorize the use of your name to send
8 that telegram?

9 A No, I did not.

10 Q Have you ever paid any assessments recently for
11 the sending of telegrams?

12 A No, I have not.

13 SENATOR FLETCHER: Have you any other questions to
14 ask? Any questions?

15 SENATOR CARTER: Yes.

16 SENATOR FLETCHER: Senator Carter.

17 BY SENATOR CARTER:

18 Q Where do you reside, Mr. Chambers?

19 A 4626 Van Dyke Avenue, San Diego.

20 SENATOR FLETCHER: I wish to introduce this.

21 SENATOR BIGGAR: May I ask one question, Mr. Chairman?

22 SENATOR FLETCHER: Yes; Senator Biggar.

23 BY SENATOR BIGGAR:

24 Q Are you a member of the San Diego Building Trades
25 Council?

26 A Not as a council. I am one of the union members

1 of that council.

2 Q You are a member of a union that belongs to that
3 council?

4 A That is right.

5 BY SENATOR CARTER:

6 Q What union is that? International Association of
7 Bridge, Structural, and Ornamental Iron Workers, Local Union
8 Number 229.

9 SENATOR FLETCHER: We thank you very much for coming,
10 Mr. Chambers, and you are entitled under the law, if you
11 demand it, to \$2.00.

12 THE WITNESS: I will waive that right, Senator.

13 SENATOR FLETCHER: Thank you very much for coming.

14 Members of the Committee, I wish to introduce Exhibit
15 Number 10 -- Is it?

16 THE SECRETARY: 9.

17 SENATOR FLETCHER: Exhibit Number 9, being a telegram
18 that I received from William Chambers on the 27th of March
19 in Sacramento, and made Exhibit 9.

20 SENATOR FLETCHER: Reverend A. L. Mitchell.

21 ARTHUR L. MITCHELL,

22 called and sworn by Senator Fletcher, Chairman, testifies
23 as follows:
24
25
26

1 BY SENATOR FLETCHER:

2 Q Your full name, please?

3 A Arthur L. Mitchell.

4 Q Minister of the Gospel?

5 A Yes, sir.

6 Q Were you subpoenaed? Your full name, please?

7 SENATOR CARTER: Pardon me for interrupting.

8 SENATOR FLETCHER: Yes.

9 SENATOR CARTER: Don't you think you had better identify
10 the telegram which you offered as Exhibit 9 as the telegram
11 which you received from Mr. Chambers, the telegram that you
12 received? Isn't that what it is?

13 SENATOR FLETCHER: Yes.

14 SENATOR CARTER: Well, it is not so identified in the
15 record. Would you take the witness stand later, so that
16 exhibit will properly be in the record?

17 SENATOR FLETCHER: I showed it to him.

18 SENATOR CARTER: Yes, you showed it to him and he said
19 he didn't send it.

20 SENATOR FLETCHER: I showed it to him and it is iden-
21 tified in the record. I identified it as the telegram I
22 received.

23 SENATOR CARTER: Very well, if you are sure you identi-
24 fied it.

25 BY SENATOR FLETCHER:

26 Q Reverend, can we excuse you just for a few moments,

1 until we can find the telegram? It is here somewhere.

2 A Yes, sir.

3 SENATOR FLETCHER: I appreciate it so much.

4
5 SENATOR FLETCHER: Mr. Pennell.

6
7 LESTER RALPH PENNELL,

8 called and sworn by Senator Fletcher, Chairman, testify as
9 follows:

10 BY SENATOR FLETCHER:

11 Q Your name, please, Mr. Pennell?

12 A Lester Ralph Pennell.

13 Q And your address is 7845 Fay Street, La Jolla?

14 A Yes, sir.

15 Q Mr. Pennell, did you send a telegram to me on March
16 27th?

17 A I certainly did not.

18 Q Did you authorize anyone to send the telegram?

19 A No. I don't even have to look at it; I know. I
20 didn't have anything to do with it at all.

21 SENATOR FLETCHER: How do you want me to identify this?
22 Identify it as my own?

23 SENATOR CARTER: Yes; identify it as the telegram you
24 received on such and such a date through the Western Union.

25 BY SENATOR FLETCHER:

26 Q Have you any remarks to make or volunteer?

1 A The only remarks I have, I would like to know about
2 what is going on and if they are going to send any telegrams,
3 I would like to know about it. That is the size of the
4 whole proposition.

5 SENATOR FLETCHER: I sympathize with your point of
6 view.

7 THE WITNESS: I have the fullest faith in Mr. Fletcher.

8 SENATOR FLETCHER: Cut that out. That is outside of
9 the limits of this. That is very nice of you and I appreciate
10 that, but please strike that from the record, Mr. Reporter.

11 BY SENATOR FLETCHER:

12 Q You came from La Jolla?

13 A Yes, sir.

14 SENATOR FLETCHER: Are there any questions that the
15 Committee wants to ask?

16 BY SENATOR CARTER:

17 Q Are you a member of any labor organization?

18 A I belong to the carpenter's union.

19 Q What local union?

20 A 1296.

21 SENATOR FLETCHER: I wish to introduce this telegram,
22 signed L. R. Pennell, dated the 27th day of March, which I
23 received personally from him, and identify it as Exhibit
24 Number 10.

25 You are excused. You came a long way and you are en-
26 titled by law to a witness fee and ten cents mileage.

1 THE WITNESS: I am sorry, I would not like to take it,
2 but I have lost the whole day.

3 SENATOR FLETCHER: It is a pleasure.

4 THE WITNESS: Thank you very much.

5 SENATOR FLETCHER: If you will just go right there and
6 the Sergeant-at-Arms will take care of you. Thank you,
7 very much.

8
9 SENATOR FLETCHER: Mr. Fred Larson?
10 Mr. Cecil Pierce?

11
12 CECIL PIERCE,

13 called and sworn by Senator Fletcher, Chairman, testifies
14 as follows:

15 BY SENATOR FLETCHER:

16 Q What is your full name, please?

17 A Well, I was born Louis Cecil Pierce, but I am
18 just Cecil Pierce.

19 Q And you sign your name Fred C, do you not? Or do
20 you?

21 A Well, sometimes I sign my name L. C.

22 Q Is that your signature?

23 A That is Mr. Larson, I am afraid.

24 SENATOR CARTER: You have the wrong one.

25 SENATOR FLETCHER: Oh, yes, I have the wrong one. Here
26 it is. That is right.

1 THE WITNESS: Yes, sir.

2 BY SENATOR FLETCHER:

3 Q Your address is Route 2, Box 165, is it?

4 A L; 165-L.

5 Q Mr. Pierce, did you send me -

6 SENATOR CARTER: Pardon me. Route 2, Box 165-L where?

7 THE WITNESS: San Diego.

8 BY SENATOR FLETCHER:

9 Q Did you send me that telegram?

10 A No, sir.

11 Q Dated the 27th day of March?

12 A No, sir. I would like to see that.

13 Q Did you authorize its being sent?

14 A No, sir.

15 SENATOR FLETCHER: Well, I received that telegram from
16 you on the 27th day of March, in Sacramento. I ask that it
17 be Exhibit 11 -- or 12?

18 THE SECRETARY: 11.

19 SENATOR FLETCHER: Which is it?

20 THE SECRETARY: 11.

21 SENATOR FLETCHER: And I ask that it be --

22 SENATOR CARTER: The record should show, shouldn't it,
23 that it is a telegram which you received on -- What day
24 would that be?

25 SENATOR FLETCHER: You have the form now from Senator
26 Carter. This telegram I received on March 27th.

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1 SENATOR CARTER: 1941?

2 SENATOR FLETCHER: 1941.

3 SENATOR CARTER: Through the Western Union?

4 SENATOR FLETCHER: Yes, through the Western Union. Now,
5 hereafter use that same introduction for all of these other
6 telegrams to come.

7 BY SENATOR FLETCHER:

8 Q Mr. Pierce, if someone is sending telegrams without
9 your knowledge and authority, do you have anything to say?

10 A Well, yes, because that is taking away my right to
11 express my own opinion, and I just don't go for that. In
12 other words, if I want to say something, I want to say it
13 myself; I don't want someone else.

14 Q Are you a member of a union?

15 A Yes, sir, I am.

16 Q What is it?

17 A 1296.

18 Q What union?

19 A Carpenters.

20 Q What did you mean when you said \$15,000 to \$20,000
21 per month is a lot of money?

22 A I just made the statement, and that is all.

23 Q In your letter to me?

24 A Yes.

25 Q Have you anything further that you wish to say?

26 A Well, would it make it -- I am still sticking my neck

1 out --

2 Q What did you say?

3 A Well, I am sticking my neck out --

4 Q But you are a real American citizen?

5 A Yes, very definitely I am.

6 Q Go ahead.

7 A Well, any time that anyone -- Well, anyone forming
8 an opinion for me, that is not the way I think. In other
9 words, I think I should form my own opinions. I was told
10 such and such was good. You asked me the question in my
11 card -- that I didn't know anything about it, but I was
12 told it was bad -- and so it is just taking away my right
13 of opinion, or something like that.

14 SENATOR FLETCHER: Well, I think you have shown courage
15 and real citizenship in coming here today.

16 Are there any questions you wish to ask, The Committee?

17 BY SENATOR CARTER:

18 Q Is your local a member of the San Diego Building
19 Trades Council?

20 A Yes, sir.

21 SENATOR FLETCHER: You are entitled to a fee and ten
22 cents a mile, and Sergeant Jordan will pay you.

23 THE WITNESS: Very good.

24 SENATOR FLETCHER: Thank you for coming.

25 SENATOR FLETCHER: Mr. Hildebrand.

EDWIN J. HILDEBRAND,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q Your name, please?

A Edwin J. Hildebrand.

Q Mr. Hildebrand, did you send me that telegram?

A No, sir.

Q You did not?

A No.

Q Did you authorize anyone to send it for you?

A No.

Q Have you any remarks you want to make, if any?

A Well, not that I know of. I didn't know anything about it. That is all I know.

Q Do you belong to a union?

A 1296, Carpenters.

Q 1296, Carpenters Union?

A Yes.

SENATOR FLETCHER: Any questions of the witness?

BY SENATOR CARTER:

Q Where do you reside?

A Well, my former address was 1445 Columbia, but I am staying at 4969 University now.

Q What was your address on March 27th of 1941?

A 1445 Columbia.

SENATOR FLETCHER: Here it is; 1445 Columbia Street. Thank you very much. You are entitled to a legal fee and ten cents a mile. Where do you live?

THE WITNESS: Oh, that is all right. The fee is all right. I will take the fee.

SENATOR FLETCHER: They will pay you. Thank you very much for coming.

I wish at this time to introduce the telegram I received from Edwin J. Hildebrand on the 27th day of March. You have the wording, do you, now?

THE SECRETARY: Yes.

SENATOR FLETCHER: Exhibit 12 or 13?

SENATOR CARTER: What is the number?

THE SECRETARY: 12.

SENATOR FLETCHER: At this time I wish to read a legal opinion for the benefit of the Committee -- short; only a page -- from our legal counsel, dated April 14, 1941.

(Senator Fletcher reading.)

SENATOR FLETCHER: I ask that a copy of this original opinion, Exhibit 12, be introduced in the record.

SENATOR CARTER: That is Exhibit 13.

THE SECRETARY: 13.

SENATOR FLETCHER: 13, yes.

SENATOR FLETCHER: Robert K. Wells.

XX12

XX13

ROBERT K. WELLS,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q State your full name.

A Robert K. Wells.

Q 2121 First Avenue? Is that right, Mr. Wells?

A Right.

Q Mr. Wells, look at that telegram. Did you send that to me?

A No, sir, I did not.

Q Did you authorize it sent?

A No, sir, I did not.

Q Let me have it, please. You may read it, if you care to.

A All right. I have read it.

Q Have you any statement you care to make in connection with this matter?

A No; only I think they are going a little too far. Somebody is going a little too far.

Q I don't hear you.

A Nothing; only I think somebody is going a little too far.

SENATOR FLETCHER: Any questions, gentlemen?

SENATOR CARTER: Just one question.

BY SENATOR CARTER:

Q Are you a member of a union?

A Carpenters, Local 1296.

Q Carpenters Union, Local 1296? And that is a member of the San Diego Building Trades Council?

A Yes, sir.

SENATOR FLETCHER: You are excused, and you are entitled to your legal witness fee.

Members of the Committee, I am introducing now original telegram which I received from Robert K. Wells, 2121 First Avenue, on March 27th, and I ask that it be made Exhibit 14.

XX14

SENATOR FLETCHER: Mr. Carl E. Johnson.

CARL E. JOHNSON,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

SENATOR FLETCHER: Carl E. Johnson 1221 Madison Avenue, San Diego.

BY SENATOR FLETCHER:

Q Mr. Johnson, are you a member of a union?

A No, sir.

Q You are not a member of any union?

A Not any union.

Q Did you send that telegram on the 27th of March?

A No, sir. This is another Johnson. That is 1231

1 Madison Street. That is another Johnson on Madison Street.
2 It isn't me.

3 Q Another Carl E. Johnson on the same street?

4 A No; on Madison. Mine called for 3786 Bancroft
5 Street.

6 Q Did I serve a subpoena on you today?

7 A Yes.

8 Q Well, wait a minute. There is another Johnson, then.
9 There are a lot of Johnsons.

10 BY SENATOR CARTER:

11 Q What is your address, please, Mr. Johnson?

12 A 3786 Bancroft Street.

13 SENATOR FLETCHER: Then we have the wrong Johnson,
14 have we?

15 THE WITNESS: It looks that way.

16 BY SENATOR FLETCHER:

17 Q Just a moment. I want to find you if I can. You
18 were to come at two o'clock this afternoon, or tonight?

19 A This afternoon. I promised to be here this after-
20 noon.

21 SENATOR FLETCHER: Well, we will have to apologize. I
22 guess we have the wrong man. But go and get your money. You
23 are entitled to it.

24 THE WITNESS: Do you want this here?

25 SENATOR FLETCHER: Yes. But it should have been
26 served on Mr. Johnson. You say 3786 Bancroft?

1 THE WITNESS: Yes, that is my address.

2 SENATOR FLETCHER: Well, the man who made the service
3 didn't get the right address.

4 THE WITNESS: I guess that is right.

5 SENATOR FLETCHER: Well, you are excused. And please
6 pay him for his trouble.

7
8 O. W. INGLE,

9 called and sworn by Senator Fletcher, Chairman, testifies
10 as follows:

11 SENATOR FLETCHER: O. W. Ingle, Box 666-A, El Cajon.

12 BY SENATOR FLETCHER:

13 Q Mr. Ingle, did you send me that telegram last March?

14 A No, sir.

15 Q Did you authorize this telegram to be sent?

16 A No, sir.

17 Q Are you a member of any union?

18 A Yes, sir.

19 Q Please tell me.

20 A 1296, San Diego Local.

21 Q Have you any comments you want to make voluntarily?

22 A No, sir.

23 Q Then you have no knowledge and gave no authority?

24 A No, sir.

25 Q And did not pay for this telegram?

26 A No, sir.

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1 SENATOR FLETCHER: You are excused. Thank you.

2 SENATOR CARTER: Just a moment.

3 SENATOR FLETCHER: Senator Carter?

4 SENATOR CARTER: May I ask a question?

5 BY SENATOR CARTER:

6 Q You did not send or authorize the sending of any
7 telegram to Senator Fletcher on March 27, 1941?

8 A No, sir.

9 BY SENATOR FLETCHER:

10 Q Or have you sent me a telegram at any time?

11 A No, sir, I haven't sent any telegrams.

12 SENATOR CARTER: That is the only question I have.

13 SENATOR FLETCHER: You are excused. Thank you for com-
14 ing.

15 SENATOR CARTER: What is the number of the telegram that
16 was sent?

17 THE SECRETARY: Number 15.

18 SENATOR FLETCHER: Members of the Committee, I wish to
19 introduce a telegram dated the 26th of March, signed O. W.
20 Ingle, General Delivery, El Cajon, and one that I received
21 from him while I was in Sacramento.

22
23 SENATOR FLETCHER: Is Mr. Soyland here?
24
25
26

1 ELMER O. SOYLAND

2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 BY SENATOR FLETCHER:

5 Q Your full name is E. O. Soyland?

6 A Yes, sir.

7 Q 4570 Pacific Boulevard?

8 A That is right.

9 Q Mr. Soyland, did you send me a telegram on the 26th
10 or 27th of March?

11 A No, sir.

12 Q You did not?

13 A No, sir, I did not.

14 Q Did you ever authorize it?

15 A No, sir.

16 Q In fact, you never sent me a telegram, did you?

17 A I never sent you one.

18 Q Are you a member of a union?

19 A 1296.

20 Q 1296?

21 A Yes, sir.

22 Q Carpenters?

23 A Carpenters.

24 Q Have you any statement you wish to make in connec-
25 tion with this matter?

26 A No.

1 SENATOR FLETCHER: Any questions, gentlemen?

2 SENATOR CARTER: None.

3 SENATOR FLETCHER: You are excused, and thank you for
4 coming. You have your witness fee, and mileage, ten cents
5 a mile.

6 The Committee, I introduce Western Union telegram dated
7 the 27th of March from E. O. Soyland, 4570 Pacific Boulevard,
8 which I received in Sacramento. The telegram came from E.
9 O. Soyland, 6646 Pacific Boulevard.

10 THE WITNESS: That was my address at that time.

11 SENATOR FLETCHER: It was your address at that time?

12 THE WITNESS: Yes.

13 SENATOR CARTER: What time?

14 SENATOR FLETCHER: Last March. He has moved since then.

15 BY SENATOR CARTER:

16 Q What was your address last March?

17 A Pacific Boulevard, 4570.

18 Q In March of 1941?

19 A Yes.

20 SENATOR BIGGAR: In the event that there could be
21 another Elmer O. Soyland in San Diego --

22 THE WITNESS: There is none.

23 BY SENATOR FLETCHER:

24 Q Was that just a typewriting error?

25 A No; that is where I first moved to down here, at
26 the camp grounds, just an auto camp; that is all. The

1 address was changed.

2 BY SENATOR BIGGAR:

3 Q You did live at this address at one time?

4 A Yes.

5 Q And now you are living at this other address?

6 A Yes.

7 SENATOR BIGGAR: I just wanted to clear it up with you.

8 SENATOR CARTER: Let us clear it up fully.

9 BY SENATOR CARTER:

10 Q From what date to what date did you live at 6646
11 Pacific Boulevard?

12 A Oh, from December 10th to around the 1st of January.
13 I was only there about a week or so.

14 Q Let us get this straight. You lived there from
15 December when?

16 A 9th or 10th; somewhere in there.

17 Q December 10, 1940, to when?

18 A About the 1st of January.

19 BY SENATOR FLETCHER:

20 Q So that they must have copied your old address?

21 A Yes, I expect so.

22 BY SENATOR CARTER:

23 Q Where did you move when you left 6646 Pacific
24 Boulevard?

25 A 4570 Pacific Boulevard, Sunset Auto Court.

26 Q You have lived at 4570 Pacific Boulevard since

1 about January 1st, 1941, until the present time?

2 A Right.

3 Q How do you sign your name?

4 A E. O.

5 Q E. O. Soyland?

6 A Right.

7 SENATOR CARTER: Are there any other questions you would
8 like to ask him, Senator Fletcher?

9 REV. A. L. MITCHELL: Mr. Chairman, might I make a
10 statement in regard to telegrams?

11 SENATOR FLETCHER: We will find your telegram later on.
12 You are under oath?

13 REV. A. L. MITCHELL: Yes, sir. I want to state that I
14 sent no telegram, phone message, or letter to you in regard
15 to this matter. It is absolutely fraudulent.

16 SENATOR FLETCHER: And you came here of your own
17 volition?

18 REV. A. L. MITCHELL: Yes; at least I had a subpoena
19 last night.

20 SENATOR FLETCHER: Well, we have the papers here. Will
21 the members of the Committee permit me to introduce the
22 telegram that I received from him at a later date, as soon
23 as we find it?

24 SENATOR CARTER: The telegram which you received from
25 the Western Union Telegraph Company is perfectly satisfac-
26 tory with me.

1 SENATOR FLETCHER: Thank you.

2 REV. A. L. MITCHELL: I made no such statement at all.

3 SENATOR CARTER: And on March 26th or March 27th, or
4 at any time did you ever send a telegram through the Western
5 Union to Senator Fletcher?

6 REV. A. L. MITCHELL: No, sir, I did not.

7 SENATOR FLETCHER: Coming voluntarily, you are certainly
8 entitled to the witness fee.

9 REV. A. L. MITCHELL: Thank you. I don't wish it.

10 SENATOR FLETCHER: Thank you.

11
12 SENATOR FLETCHER: James S. Scott.

13
14 JAMES S. SCOTT,

15 called and sworn by Senator Fletcher, Chairman, testifies as
16 follows:

17 BY SENATOR FLETCHER:

18 Q Your name is James S. Scott, and you live at 733
19 Bush Street?

20 A Yes, sir.

21 Q Mr. Scott, did you send me a telegram on the 27th
22 of March?

23 A No, sir.

24 Q Did you authorize it sent?

25 A No, sir.

26 Q You did not either send it or authorize it sent?

1 A No, sir.

2 Q Are you a member of any union?

3 A Yes, sir; Carpenters 1296.

4 Q Carpenters Union, 1296? Have you any statements you
5 care to make?

6 A No. The union is authorized to speak as a body, but
7 I didn't know they were authorized to send a telegram like
8 that.

9 SENATOR FLETCHER: Thank you. Any questions?

10 SENATOR BIGGAR: Yes.

11 BY SENATOR BIGGAR:

12 Q Was there any meeting held at which the question
13 of sending telegrams to any members of the legislature on
14 these bills -- to which you gave your authorization?

15 A No, sir.

16 SENATOR FLETCHER: You are excused. You are entitled
17 to your fee, and gladly, with ten cents a mile, with mileage
18 one way.

19 Members of the Committee, I wish to introduce as
20 Exhibit Number 17 the telegram that I received from James
21 S. Scott while I was in Sacramento. His address is 733
22 Bush Street, San Diego.

23
24 SENATOR FLETCHER: Mr. Boehme.
25
26

XX

JOHN BOEHME,

1 called and sworn by Senator Fletcher, Chairman, testifies
2 as follows:
3

4 BY SENATOR FLETCHER:

5 Q Your name is John Boehme? Is that correct?

6 A John Boehme.

7 Q 4518 Fortieth Street?

8 A Yes, sir.

9 Q Did you send me that telegram on the 27th of March?

10 A No, sir.

11 Q Did you authorize it sent?

12 A No, sir.

13 Q Are you a member of the union?

14 A I have my application in to the Teamsters Union and
15 I put my application in about four months ago, after they
16 caused me to lose my job that I was on.

17 Q What caused you to lose your job?

18 A I was working at the Modern Furniture and they
19 were going to close the shop up there and they had me
20 campaigning up there.

21 Q Campaigning?

22 A Yes; they wanted me to talk the fellows into
23 joining the union, which I did.

24 Q We are off the subject. That is out of our sphere.
25 We are simply limited to these questions and answers, so
26 anything of that kind we will strike from the record.

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1 A Well, I am on their books. That is how they got my
2 name, I imagine. I never did hear from them in regard to a
3 job.

4 SENATOR FLETCHER: Any questions, gentlemen? Thank you.

5 BY SENATOR CARTER:

6 Q That was your address on March 27th, 1941?

7 A Yes, 4518 Fortieth.

8 SENATOR FLETCHER: You are excused and you may get your
9 fee.

10 Gentlemen of the Committee, at this time I wish to
11 introduce telegram from John Boehme, 4518 Fortieth Street,
12 San Diego, which I received at Sacramento. That may be
13 marked Exhibit 18.

14
15 SENATOR FLETCHER: Mr. Parker, Edwin M. 4651 Terrace Drive.

16
17 EDWIN M. PARKER,

18 called and sworn as a witness by Senator Fletcher, testifies
19 as follows:

20 BY SENATOR FLETCHER:

21 Q Did you send me that telegram on the 27th of March?

22 A I did not, sir.

23 Q Did you authorize it sent?

24 A I did not.

25 Q Are you a member of any union?

26 A Carpenters, Local 1296.

1 Q Carpenters, Local 1296? Have you any statement
2 you care to make?

3 A I don't think so.

4 SENATOR FLETCHER: Any questions?

5 BY SENATOR CARTER:

6 Q You lived at 4651 Terrace Avenue on March 26th and
7 27th?

8 A Yes, I did. I lived there nearly thirty years.

9 SENATOR FLETCHER: You are excused. You may get your
10 fee.

11 I wish to introduce as Exhibit 19 telegram I received
12 from Edwin M. Parker, Terrace Drive, while I was in Sacra-
13 mento, with the usual wording.

14
15 SENATOR FLETCHER: H. J. Loudernilk.

16
17 H. J. LOUDERNILK,

18 called and sworn by Senator Fletcher, Chairman, testifies
19 as follows:

20 BY SENATOR FLETCHER:

21 Q Is that address right, 4570 Pacific Highway?

22 A That is correct.

23 Q Mr. Loudernilk, did you send me that telegram on
24 the 27th day of March?

25 A No, sir.

26 Q Did you authorize it?

1 A No.

2 Q Are you a member of any union?

3 A Yes; Carpenters and Joiners, 1296.

4 Q I have your communication before me, but I would
5 like to ask you if you care to make any statement.

6 A I don't know any statement is necessary, only you
7 have my whole-hearted cooperation in this thing. I think
8 somebody is exercising an authority that they are not
9 legally entitled to.

10 SENATOR FLETCHER: I thank you very much for taking
11 the public interest you are in matters that are vital.

12 THE WITNESS: I had my business with Seth Millington.

13 SENATOR FLETCHER: Thank you very much. You will get
14 your usual fee and ten cents a mile.

15 SENATOR CARTER: And that is Exhibit 20?

16 THE SECRETARY: 20.

17 SENATOR FLETCHER: To the members of the Committee,
18 I wish to introduce telegram I received from H. J. Louder-
19 milk, 4570 Pacific Highway, San Diego, on the 27th of March,
20 while in Sacramento, and ask it be Exhibit Number 20.

21 SENATOR FLETCHER: Mr. A. L. Pierson.
22
23
24
25
26

1 A. L. PIERSON,

2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 BY SENATOR FLETCHER:

5 Q Mr. Pierson, did you send me a telegram on March
6 27th, last?

7 A No, sir.

8 Q Did you authorize the sending of any telegram?

9 A No.

10 Q Are you a member of some union?

11 A 1296, Carpenters Union.

12 Q 1296?

13 A Yes, sir.

14 SENATOR FLETCHER: I ask at this time that the Committee
15 allow me to introduce the original telegram that I received
16 at a later date. That telegram is in Sacramento, along
17 with twelve hundred more that I did not bring down.

18 THE WITNESS: I would have liked to have seen it.

19 SENATOR FLETCHER: Any questions?

20 BY SENATOR CARTER:

21 Q What is your address?

22 A 4328 Wightman.

23 Q Street?

24 A Yes.

25 SENATOR BIGGAR: I suggest to the Chairman that in
26 those instances where he does not have the message that he

1 received at Sacramento, if the copy that the telegraph
2 company received, purporting to be sent by the witness, were
3 accepted here, that should suffice so far as the proof and
4 identification of the message in question.

5 SENATOR FLETCHER: You are excused, and thank you so
6 much for coming.

7 SENATOR BIGGAR: I think the witness ought to identify
8 the telegram.

9 SENATOR FLETCHER: How can he identify it if he never
10 saw it?

11 SENATOR CARTER: He has testified that he never sent
12 any.

13 SENATOR FLETCHER: Yes. That is right.

14 SENATOR BIGGAR: Oh.

15 SENATOR CARTER: Let the record speak for itself.

16 SENATOR FLETCHER: Is Mr. Fred Larson here?

17 I want to read into the record --

18 SENATOR CARTER: Senator Fletcher, do you want to
19 introduce those records of the telegraph company as a group
20 exhibit, so that we might use them?

21 SENATOR FLETCHER: Yes. Exhibit Number 20.

22 SENATOR CARTER: Well, whatever the next exhibit number
23 is.

24 SENATOR FLETCHER: What is it?

25 THE SECRETARY: 21.

26 SENATOR FLETCHER: We will introduce copies of the

1 Western Union furnished us by the superintendent, Mr. Topham,
2 and made Exhibits, the originals to be returned.

3 Is Mr. Pierson here?

4 SENATOR CARTER: He has already been here.

5 SENATOR FLETCHER: Mr. Larson is not here. Mr. Fred
6 Larson?

7 Is there anyone here who was subpoenaed that has not
8 been called?

9 Now at this time I want to introduce in evidence the
10 following telegram received from Richard Stern on March
11 27th, and this is the original telegram. His address
12 supposedly was 731 Robinson Street, San Diego. I ask that
13 it be made Exhibit Number 22. I wrote to Mr. Stern asking
14 him if he had sent me a telegram and did he pay for it. I
15 wish to make this exhibit Exhibit Number 22. Is it 22?
16 What is the next one?

17 THE SECRETARY: This will be 23.

18 SENATOR FLETCHER: And I wish to introduce his letter
19 in reply, as follows:

20 (Senator Fletcher reading.)

21 SENATOR CARTER: Senator Fletcher, I doubt if that
22 testimony is strictly admissible. We can take it for what
23 it is worth.

24 SENATOR FLETCHER: Yes.

25 SENATOR CARTER: But I doubt much as to the weight of
26 that, since Mr. Stern himself isn't here. The fact that

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xx23

1 you received those letters, we are willing to concede all of
2 these facts, but I doubt --

3 SENATOR FLETCHER: These are the original documents,
4 Senator Carter.

5 SENATOR CARTER: Yes, I agree with you. They are docu-
6 ments that were received by you.

7 SENATOR FLETCHER: What is the pleasure of the Committee?

8 SENATOR BIGGAR: Is Mr. Stern available? Is he here?

9 SENATOR FLETCHER: No; he is in Los Angeles.

10 SENATOR BIGGAR: We are satisfied that everything you
11 have presented there is authentic.

12 SENATOR CARTER: As to what you received, there is no
13 question about it.

14 SENATOR FLETCHER: I will only put it in as having
15 received it, with your permission.

16 SENATOR CARTER: We will give it the weight it is en-
17 titled to; that is about all.

18 SENATOR FLETCHER: I wish to introduce as Exhibit 24
19 telegram from A. B. Beck, 218 Payne Street, San Diego.

20 (Senator Fletcher reading.)

21 SENATOR FLETCHER: He answered back. We searched the
22 town high and low and can't locate him.

23 (Senator Fletcher reading.)

24 SENATOR FLETCHER: That will be exhibit 25.

25 Here is another telegram dated the 27th of March, one
26 of the form telegrams, signed by Guilford Hough, Box 358,

x26x

x27x

28
29

30

1 Lincoln Acres, National City. We could not locate him. We
2 have done everything we could.

3 SENATOR CARTER: That is 26.

4 SENATOR FLETCHER: And he wrote and answered as follows:
5 (Senator Fletcher reading.)

6 SENATOR FLETCHER: That will be Exhibit 27.

7 SENATOR CARTER: Does he give his address there?

8 THE SECRETARY: Box 358, Lincoln Acres.

9 SENATOR FLETCHER: We have done our best to locate him
10 and could not.

11 Here is a telegram that I received from R. J. Jones,
12 830 25th Street, San Diego, on the 27th of March, one of the
13 form telegrams, and his reply is as follows -- I ask that
14 the telegram be made Exhibit 28. And his reply, Exhibit 29,
15 as follows:

16 (Senator Fletcher reading.)

17 SENATOR FLETCHER: And one more from Nick Schaeffer,
18 which I ask be made an exhibit.

19 (Senator Fletcher reading.)

20 SENATOR FLETCHER: Exhibit 30.

21 SENATOR BIGGAR: Mr. Chairman, for the benefit of the
22 record, I would like to ask if an attempt was made to serve
23 summons on these gentlemen that are not appearing and whose
24 signatures are contested?

25 SENATOR FLETCHER: Every one of them.

26 SENATOR BIGGAR: They were not to be found?

1 SENATOR FLETCHER: They were not to be found.

2 SENATOR BIGGAR: And does the officer who attempted to
3 serve the summons offer any explanation in his mind as to
4 why he could not serve the summonses?

5 SENATOR FLETCHER: We have affidavits.

6 SENATOR CARTER: There is a return that you are unable
7 to find them?

8 SENATOR FLETCHER: Yes.

9 SENATOR BIGGAR: I just wanted to check on that.

10 SENATOR FLETCHER: There is one who is not here who
11 we served, Fred E. Larson. Is he here now? He is one man
12 who has not answered the summons.

13 AS this time -- I don't know as I want to take up
14 your time -- but I have a large list of returned letters
15 to persons who could not be located, in answer to telegrams
16 that I have received. Some are living; some even went to
17 Long Beach, to Anaheim, to Bakersfield, and everywhere else.
18 There are many names of people unknown, also.

19 SENATOR CARTER: Do you want to introduce those with
20 the fake telegrams, or do you want to wait and we will
21 continue our hearing up in Sacramento and we will put those
22 in?

23 SENATOR FLETCHER: I would rather find them, if
24 possible. One more telegram I received from M. E. Staffen,
25 910 A Avenue, National City. We tried to locate the party
26 to serve him, and could not, so I am introducing his letter

1 that he answered to me.

2 SENATOR CARTER: Have you the telegram that was sent to
3 you?

4 SENATOR FLETCHER: One of the form telegrams that I
5 received on March 27th.

6 SENATOR CARTER: You haven't that here?

7 SENATOR FLETCHER: I haven't that here, but I will get
8 it from the Western Union. But I will introduce as Exhibit
9 31 his reply.

10 (Senator Fletcher reading.)

11 SENATOR FLETCHER: One more from J. S. Pierce. I
12 received this telegram from him on March 27th while in
13 Sacramento, one of the forms, five form telegrams that have
14 been referred to heretofore. I would like to have this
15 introduced as Exhibit Number 32, and, as Exhibit Number 33,
16 his answer in reply. I am introducing this for the reason
17 that we have made a search and here is the report.

18 SENATOR CARTER: J. S. Pierce?

19 THE SECRETARY: J. S. Pierce.

20 SENATOR FLETCHER: Here is his reply:

21 (Senator Fletcher reading.)

22 SENATOR FLETCHER: Is there anything further to come
23 before the committee until we recess until 7:30 tonight?
24 There will probably be forty or fifty witnesses, so I made
25 the time early, and we hope to get through tonight.
26 Is there anything which the Committee wishes to bring up at

x31x

32

-12-

1 this time? If not, we will recess until 7:30 P. M. We are
 2 recessed. Just a minute. We are in order again and we
 3 will call on Mr. Fred C. Larson, who has just arrived. We
 4 didn't want to have you arrested for contempt, my friend.

5
 6 **FRED C. LARSON,**

7 called and sworn by Senator Fletcher, Chairman, testifies
 8 as follows:

9 **BY SENATOR FLETCHER:**

10 Q Your full name is Fred C. Larson?

11 A Fred C. or Frederick Carl, if you want the full
 12 name.

13 Q You sign that "Fred C. Larson"?

14 A You bet I do.

15 Q Mr. Larson, did you send me that telegram on the
 16 27th of March?

17 A I certainly did not.

18 Q Did you know of or authorize it being sent?

19 A I did not.

20 Q Are you a member of any union?

21 A I am a member of the Carpenters Local here.

22 Q What is the number?

23 A 1296, I am pretty sure.

24 Q 1296? Have you anything you want to say in
 25 connection with this telegram?

26 A All I can say is that I did not send it and when

1 I got that card I didn't know what the bills are about or
 2 anything, and I don't know today even what the bills are
 3 about.

4 **SENATOR FLETCHER:** Any questions by the Committee?

5 **BY SENATOR CARTER:**

6 Q What is your address?

7 A 3936 Ocean View.

8 Q Was that your address on March 27th?

9 A It was, sir.

10 **SENATOR FLETCHER:** Well, my friend, you are entitled
 11 to \$2.00 fee and ten cents a mile each way and this gentle-
 12 man here will pay for it. Have you any more questions?
 13 Thank you very much for coming.

14 **Members of the Committee,** I introduce telegram I re-
 15 ceived from Fred. C. Larson, one of the form telegrams, dated
 16 March 27, 1941, and I ask that it be introduced in the
 17 record.

18 **SENATOR CARTER:** What is that exhibit number?

19 **THE SECRETARY:** 34.

20 **SENATOR FLETCHER:** Exhibit Number 34. We will now
 21 recess until seven-thirty P. M.

22
 23
 24
 25
 26
 x34x

Friday, May 16, 1941, 7:30 o'clock P. M.

SENATOR FLETCHER: Is Mr. Harry Stanfield here? Will you come forward, please?

HARRY STANFIELD,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q Harry Stanfield? Is that your name?

A Yes.

Q 3901 1/2 Ocean Front, Mission Beach. Mr. Stanfield, did you send me that telegram?

A No.

Q You did not?

A No.

Q Did you authorize it sent?

A No.

Q Do you belong to a union?

A Yes.

Q What union, please?

A Shipbuilders.

Q What number?

A I belonged to the Carpenters Union up until --

Q 1296?

A Yes. The Boatbuilders Union is 1300. I have changed since then.

BY SENATOR CARTER:

Q Which one did you belong to up until March 27th?

A Carpenters Union.

Q 1296?

A 1296.

BY SENATOR FLETCHER:

Q Have you any explanation to make or any statement to make in connection with this telegram?

A No.

SENATOR FLETCHER: Are there any questions?

BY SENATOR CARTER:

Q Did you reside at this address on March 26th and March 27th?

A Yes.

BY SENATOR BIGGAR:

Q Did you authorize the Union at any meeting to send telegrams in your name?

A No.

SENATOR FLETCHER: You are excused, and you have a witness fee coming to you.

THE WITNESS: Yes, sir.

SENATOR FLETCHER: Together with ten cents mileage per mile.

To the members of the Committee, I wish to introduce

1 now Exhibit Number 35, being a telegram that I received from
2 Harry Stanfield while in Sacramento on the 27th day of
3 March.

5 SENATOR FLETCHER: Mr. C. V. Read? Please come here.

7 C. V. READ,

8 called and sworn by Senator Fletcher, Chairman, testifies
9 as follows:

10 BY SENATOR FLETCHER:

11 Q Mr. Read, 4386 Pacific Highway. Is that correct?

12 A That is correct.

13 Q Mr. Read, did you send me that telegram on March
14 27th?

15 A No, sir, I did not.

16 Q Did you authorize it sent to me?

17 A No, sir.

18 Q You had no knowledge of it?

19 A No, sir.

20 Q Do you belong to a union?

21 A I do.

22 Q What is the number?

23 A 1296.

24 SENATOR FLETCHER: Any questions, gentlemen?

25 BY SENATOR CARTER:

26 Q Did you live at -- Is that 4386 Pacific Highway?

x35x

xx

1 -- on March 26th and 27th of 1941?

2 A I did. I lived there since October 4th.

3 SENATOR FLETCHER: You are excused and you have a
4 witness fee coming and mileage. Have you something you
5 would like to say?

6 THE WITNESS: I would like to ask you, will it be
7 required that I be back here tomorrow?

8 SENATOR FLETCHER: Not at all. Have you any statement
9 you wish to make?

10 THE WITNESS: None at all, only I don't know anything
11 about it.

12 SENATOR FLETCHER: Members of the Committee, I wish to
13 introduce as Exhibit 36 telegram from C. V. Read, 4386
14 Pacific Boulevard, one of the standard forms, which he sent
15 me and which I received in Sacramento on March 27th last.

17 SENATOR FLETCHER: Mr. John J. O'Brien.

18 SENATOR CARTER: Mr. O'Brien isn't here.

19 SENATOR FLETCHER: I will keep that until later.

21 SENATOR FLETCHER: Mr. Elliott C. Wickham?

36
xxx

ELLIOTT C. WICKHAM,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q Mr. Elliott C. Wickham?

A That is right.

Q And your address is 4157 Boulevard Street?

A No; Boundary Street.

Q Boundary Street? That is right. Pardon me. Mr. Wickham, did you send me that telegram on March 27th?

A No, sir.

Q Did you authorize it sent?

A No, sir.

Q You have never sent me any telegram at any time, have you?

A No, sir.

Q Do you belong to any union?

A Yes, sir; I belong to the Tilesetters Local Number 17.

SENATOR FLETCHER: Any questions, gentlemen?

BY SENATOR CARTER:

Q Did you reside at that address, 4157 Boundary Street, on March 27th?

A Yes; for the past fourteen years.

BY SENATOR FLETCHER:

Q What was that local number?

A Local Number 17 in the B. M. & P. I. U. Bricklayers, Masons and Plasterers.

SENATOR FLETCHER: Thank you for coming. You may get your witness fee and mileage.

Gentlemen, I wish to introduce telegram which I received on the 27th of March from Mr. E. Wickham, 4157 Boundary Avenue, San Diego, as Exhibit Number 37.

C. M. MULKINS,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q Mr. Mulkins, did you ever send me a telegram at any time?

A No, I have not.

Q Or authorize anyone else to send me a telegram?

A No, I have not.

SENATOR FLETCHER: The telegram you sent me I think is in Sacramento. I have twelve hundred more up there. With the permission of the Committee I would like to reserve the right to present the telegram as evidence at another hearing in Sacramento.

BY SENATOR FLETCHER:

Q What union do you belong to, or do you belong to a union?

A I belong to Carpenters Union Number 1296, here in

x37x

1 San Diego.

2 Q Is there any statement you care to make?

3 A No statement I care to make, except I have not
4 authorized anybody to use my name and have not sent any
5 telegrams.

6 SENATOR FLETCHER: Any questions, gentlemen?

7 BY SENATOR CARTER:

8 Q What is your address?

9 A 3662 Wabash Avenue.

10 Q 3662 Wabash Avenue, San Diego?

11 A San Diego.

12 SENATOR FLETCHER: You are excused and you may get
13 your fee. Thank you for coming.

14
15 SENATOR FLETCHER: Mr. H. M. Furlong.

16
17 H. M. FURLONG,

18 called and sworn by Senator Fletcher, Chairman, testifies
19 as follows:

20 BY SENATOR FLETCHER:

21 Q H. M. Furlong, 3640 Eugene Place. Is that right?

22 A That is my home.

23 Q Mr. Furlong, did you send me that telegram?

24 A No, sir, I did not.

25 Q Did you authorize a telegram sent?

26 A No, sir.

1 Q You never sent me a telegram at any time, did you?

2 A No.

3 Q You belong to a union?

4 A Navy man.

5 Q A Navy man?

6 A A Navy man.

7 Q Have you any statement you wish to make in connec-
8 tion with this telegram?

9 A No, sir.

10 SENATOR FLETCHER: Any questions, gentlemen?

11 BY SENATOR CARTER:

12 Q Did you in March of this year have any association
13 with any union or belong to one?

14 A No, I have not.

15 SENATOR FLETCHER: You are excused and there is a witness
16 fee coming to you there, and mileage.

17 I wish to introduce as Exhibit 38 a telegram from H. M.
18 Furlong, 3640 Eugene Place, to me, which I received at
19 Sacramento, and it is one of the five forms of telegrams and
20 I am asking that it be made an official matter of record.

21 At this time I wish to read into the record from the
22 Labor Leader of April 4th, 1941, as follows:

23 (Senator Fletcher reading.)

24 SENATOR FLETCHER: I ask that this be made Exhibit
25 Number 39 and made a matter of record in the proceedings.
26

x38x

x39x

1 **SENATOR FLETCHER: Mr. Ray Korbolik?**

2
3 **RAY KORBOLIK,**

4 called and sworn by Senator Fletcher, Chairman, testifies
5 as follows:

6 **BY SENATOR FLETCHER:**

7 **Q Ray Korbolik? Is that correct?**

8 **A That is right, sir.**

9 **Q 5018 El Cajon Avenue, San Diego, California?**

10 **A That is right.**

11 **Q Did you send me this telegram on March 27th?**

12 **A No, sir.**

13 **Q Did you authorize it sent by anyone?**

14 **A No, sir.**

15 **Q Are you a member of the union?**

16 **A I am.**

17 **Q Please tell me what?**

18 **A Local 1296, Carpenters and Joiners Union.**

19 **Q Have you anything that you care to say in connection**
20 **with this telegram?**

21 **A Well, if that concerns being a registered voter**
22 **in San Diego, I am not, and if you have to be a registered**
23 **voter before you can send a telegram to such an effect, why,**
24 **I am not.**

25 **SENATOR FLETCHER: Thank you. Any questions, gentlemen?**

1 **BY SENATOR CARTER:**

2 **Q Well, along that line, if it didn't make any**
3 **difference if you were a registered voter to send a telegram,**
4 **would that make any difference in your authorization or what**
5 **you would have authorized?**

6 **A It would not.**

7 **SENATOR FLETCHER: Thank you. You are excused, and**
8 **there is a fee there for you.**

9 **I ask at this time to introduce in evidence a telegram**
10 **which I received on the 27th of March from Ray Korbolik,**
11 **one of the five standard forms, and ask that it be made**
12 **Exhibit 40.**

13
14 **SENATOR FLETCHER: Edwin H. Sherman?**

15
16 **EDWIN H. SHERMAN,**

17 called and sworn by Senator Fletcher, Chairman, testifies
18 as follows:

19 **BY SENATOR FLETCHER:**

20 **Q Your full name is E. H. Sherman, is it?**

21 **A Edwin H.**

22 **Q 3526 44th Street?**

23 **A 44th Street, that is correct.**

24 **Q Mr. Sherman, did you send me that telegram on the**
25 **27th of March?**

26 **A No, sir, I did not.**

x40x

1 Q Did you authorize it sent?

2 A I did not.

3 Q And you had no knowledge of it?

4 A I had absolutely no knowledge at all.

5 Q You are a member of a union?

6 A Plasterers Union 346.

7 Q 346?

8 A Yes.

9 Q Do you wish to make any voluntary statezent in
10 connection therewith?

11 A Not a thing.

12 SENATOR FLETCHER: Any questions, gentlemen? You are
13 excused, and I thank you for coming in. You have a witness
14 fee coming.

15 Gentlemen, I ask that at this time the telegram which
16 was sent me by E. H. Sherman on the 27th of March, one of
17 the standard forms, be put in evidence and known as Exhibit
18 41.

19
20 SENATOR FLETCHER: Mr. G. C. Sherwood?

21
22 C. C. SHERWOOD,
23 called and sworn by Senator Fletcher, Chairman, testifies
24 as follows:

25 BY SENATOR FLETCHER:

26 Q Mr. G. C. Sherwood, is it?

1 A Right.

2 Q Is Olive Hotel your address now?

3 A No.

4 Q Where is it now?

5 A 1407 State.

6 Q What is your number, please?

7 A 1407 State Street.

8 Q Did you live at the Olive Hotel at one time?

9 A I did.

10 Q How long ago?

11 A Two months ago.

12 Q Did you send me that telegram?

13 A I did not.

14 Q Did you authorize it sent?

15 A No, sir.

16 Q You had no knowledge of it?

17 A No knowledge.

18 Q You are a member of a union, are you?

19 A Yes, sir.

20 Q Please, the number?

21 A 1296.

22 Q Have you anything to say or any comment to make
23 on this telegram?

24 A I have not.

25 SENATOR FLETCHER: Any questions, gentlemen?

26 SENATOR CARTER: None.

x4lx

-14-

1 SENATOR FLETCHER: You are excused, and thank you for
2 coming. If you care to have it, the usual witness fee is
3 there.

4 Gentlemen of the Committee, I wish to introduce a tele-
5 gram signed by C. C. Sherwood, dated the 27th of March, which
6 I received in Sacramento, one of the standard forms.

7
8 SENATOR FLETCHER: Mr. Fred Traylor?

9
10 FRED TRAYLOR,

11 called and sworn by Senator Fletcher, Chairman, testifies
12 as follows:

13 BY SENATOR FLETCHER:

14 Q Fred Traylor?

15 A That is right.

16 Q 1558 Fourth Street?

17 A That is it.

18 Q Mr. Traylor, did you send me that telegram on
19 March 27th?

20 A No, sir.

21 Q Did you authorize it sent?

22 A No, sir; no knowledge of it.

23 Q Did you have any knowledge of it?

24 A No.

25 Q Are you a member of a union?

26 A 346, Plasterers.

1 Q Have you any comments to make on it?

2 A Not a bit.

3 SENATOR FLETCHER: Any questions, gentlemen?

4 SENATOR CARTER: No.

5 THE WITNESS: Yours truly.

6 SENATOR FLETCHER: Thank you. You may have your usual
7 witness fee there.

8 At this time, Members of the Committee, I wish to
9 introduce as Exhibit 43 a telegram that I received from Fred
10 Traylor, dated the 27th of March, last, one of the standard
11 forms.

12
13 SENATOR FLETCHER: Mr. Oscar L. Bennett?

14
15 OSCAR L. BENNETT,

16 called and sworn by Senator Fletcher, Chairman, testifies
17 as follows:

18 BY SENATOR FLETCHER:

19 Q Oscar L. Bennett. Is that your name?

20 A Yes.

21 Q 3127 Logan. Is that your address?

22 A 3126 Logan.

23 Q Well, I came within one of it. It is 37 here. Did
24 you send me that telegram?

25 A No, sir, I did not.

26 Q Did you know it was sent?

1 A No, sir.

2 Q Did you authorize it to be sent?

3 A No, sir.

4 Q Are you a member of the union?

5 A I was two years ago, sir.

6 Q But you are not now?

7 A No. Chauffeurs Union.

8 Q Have you any comment to make on this telegram?

9 A I would like to know who sent it, myself.

10 SENATOR FLETCHER: That is why we are here. Well, we
11 will find out. Any questions, gentlemen?

12 BY SENATOR CARTER:

13 Q Did you ever live at 3127 Logan Avenue?

14 A No, sir. That is my home there, at 3126.

15 SENATOR FLETCHER: It is an error, a six instead of
16 a seven.

17 SENATOR CARTER: I understand, but I just wanted to
18 know if there might be some other address.

19 SENATOR FLETCHER: Any other questions, gentlemen?
20 If not, you are excused, and he will give you your usual fee.

21 At this time I wish to introduce a telegram I received
22 from Oscar L. Bennett, 3126 Logan -- 3127 Logan, according
23 to the telegram -- on March 27th, one of the five forms of
24 telegram that I received.

25 SENATOR FLETCHER: Constant H. Simmons?
26

1 CONSTANT H. SIMMONS,
2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:
4

5 BY SENATOR FLETCHER:

6 Q Constant H. Simmons?

7 A That is right.

8 Q 4141 Park Boulevard?

9 A That is right.

10 Q San Diego?

11 A Yes.

12 Q Mr. Simmons, did you send me that telegram?

13 A No, sir.

14 Q You did not?

15 A No, sir.

16 Q Did you know it was sent to me?

17 A No, sir.

18 Q Did you ever authorize it?

19 A No, sir.

20 Q Are you a member of a union?

21 A Yes, sir.

22 Q What is the number of the union?

23 A 1296, Carpenters Union.

24 Q Do you wish to make any comments on this telegram?

25 A No, I don't believe so.

26 SENATOR FLETCHER: Any questions? Thank you. You are
excused, and the usual witness fee will be paid you.

1 At this time I wish to introduce telegram dated March
2 27th, which I received March 27th in Sacramento, signed by
3 Constant H. Simmons, 627 22nd Street. I ask that it be
4 marked Exhibit 45.

5 SENATOR BIGGAR: The address given before was 4141
6 Park Boulevard.

7 SENATOR FLETCHER: Mr. Simmons, just a moment. Let me
8 have that telegram, please. Let me ask you, did you live
9 at 627 22nd Street?

10 THE WITNESS: Yes, I have lived there.

11 SENATOR FLETCHER: And you live there now?

12 THE WITNESS: No; I live at 4141 Park Boulevard.

13 SENATOR FLETCHER: How long since you lived at 627 22nd
14 Street?

15 THE WITNESS: It has been about sixty days.

16
17 SENATOR FLETCHER: Merritt A. Baldwin?

18
19 MERRITT A. BALDWIN,

20 called and sworn by Senator Fletcher, Chairman, testifies
21 as follows:

22 BY SENATOR FLETCHER:

23 Q Merritt A. Baldwin, 4626 Iowa Street. Is that
24 correct?

25 A That is correct.

26 Q Did you send me that telegram, Mr. Baldwin?

1 A No, sir.

2 Q Did you ever authorize it sent to me?

3 A No, sir.

4 Q Did you have any knowledge of it being set ?

5 A Not a bit.

6 Q Have you any comments to make in relation to it?

7 A I don't know anything about it.

8 Q Are you a member of a union?

9 A I carry a withdrawal card in the Typesetters Local.

10 SENATOR FLETCHER: Any questions, gentlemen? If not,
11 you are excused, and thank you for coming. If you care to,
12 there is the usual fee there that will be paid you for a
13 witness fee.

14 At this time I wish to introduce Exhibit 46, a telegram
15 from H. Baldwin, 4626 Iowa Street, dated March 27th, one
16 of the usual forms of telegrams, one of the five forms.

17 SENATOR FLETCHER: Mr. Bob Holt?

18
19 BOB HOLT,

20 called and sworn by Senator Fletcher, Chairman, testifies
21 as follows:

22 BY SENATOR FLETCHER:

23 Q Do you live at 4647 Florida Street?

24 A Yes, sir.

25 Q Did you send me that telegram?
26

x45x

x46x

1 A No, I didn't send any telegram.

2 Q Did you authorize it?

3 A No, sir.

4 Q Did you know it was sent?

5 A No, not until they come and told me about it.

6 Q Have you any comments to make on the telegram?

7 A None whatsoever.

8 Q Are you a member of the union?

9 A 506, Aircraft Workers. I previously was a member
10 of the Roofers Local. I don't remember the number of it.

11 SENATOR FLETCHER: Any questions? If not, you are
12 excused, and thank you for coming. The usual witness fee
13 will be paid you as a witness.

14 At this time I ask the Committee to accept as Exhibit
15 47 a telegram I received from Bob Holt, 4647 Florida Street,
16 San Diego, on the 27th of March, while I was in Sacramento,
17 and ask that it be made an official exhibit.

18
19 SENATOR FLETCHER: Mr. Albert Westover?

20
21 ALBERT WESTOVER,
22 called and sworn by Senator Fletcher, Chairman, testifies
23 as follows:

24 BY SENATOR FLETCHER:

25 Q Mr. Westover, your address is 4455 Cleveland Avenue,
26 San Diego? Is that correct?

1 A Yes.

2 Q Mr. Westover, did you send me that telegram?

3 A No, sir, I did not.

4 Q Did you authorize it?

5 A I did not.

6 Q Did you have any knowledge that it was sent?

7 A Not at the time.

8 Q Have you anything to say in connection with it?

9 A No, sir.

10 Q Are you a member of a union?

11 A Yes, sir; 1296.

12 Q 1296?

13 A Yes.

14 SENATOR FLETCHER: Thank you. Any questions? If not,
15 you are excused, and the usual fee will be paid you.

16 At this time I wish to introduce as Exhibit 48 a
17 telegram from Albert Westover, 4455 Cleveland Avenue, one
18 of the standard forms of telegrams, that I received from him
19 on the 27th of March, while in Sacramento.

20
21 SENATOR FLETCHER: At this time I would like to call
22 on the assistant manager of the Postal Telegraph Company,
23 please. I have forgotten your name.

x48x

M. D. HANCOCK,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q In connection with the testimony of your superintendent regarding a telegram sent me by James A. Thompson, which has been read in the record already, a copy of which you sent to Paul Richie, Mrs. Daley, and Mr. Stream, Assemblymen from this county --

SENATOR FLETCHER: In order to get the record clear, I will read into the record the telegram.

(Senator Fletcher reading.)

BY SENATOR FLETCHER:

Q Were you present when this telegram was brought into the office?

A Yes, sir; I took it myself.

Q Who gave it to you?

A Mr. Thompson himself.

Q Mr. Thompson himself?

A Yes.

Q Who was it charged to, or did he pay cash?

A No; they were charged.

Q It was charged?

A Yes.

Q Who to?

A The Engineers Union.

Q The Internation Union of Operating Engineers, Local 526?

A That is right.

Q And they paid their bill?

A They pay their bills monthly.

SENATOR FLETCHER: Any questions, gentlemen?

BY SENATOR CARTER:

Q Your name is Hancock? What are your initials?

A M. D.

SENATOR FLETCHER: Any questions?

SENATOR BIGGAR: How many messages of this copy were sent?

BY SENATOR FLETCHER:

Q How many copies of this message were sent?

A Four.

Q To each of our representatives in the legislature?

A Yes, one to each.

SENATOR FLETCHER: Any questions? You are excused, and you have \$2.00 coming to you, plus ten cents mileage.

THE WITNESS: No.

SENATOR FLETCHER: We thank you for coming.

SENATOR CARTER: Has that original copy been copied into the record?

SENATOR FLETCHER: I have it.

SENATOR CARTER: You have the original?

SENATOR FLETCHER: And I gave you the photostatic copy.

1 I have the original also.

2 SENATOR CARTER: There is a photostatic copy of what
3 you received, but have you the original message there?

4 SENATOR FLETCHER: We have the exhibit for you.

5
6 SENATOR FLETCHER: Robert H. Baker?

7
8 ROBERT H. BAKER,
9 called and sworn by Senator Fletcher, Chairman, testifies
10 as follows:

11 BY SENATOR FLETCHER:

12 Q And your address is 1117 Sutter Street?

13 A It was; sixty days at 4733 Marlborough.

14 BY SENATOR BIGGAR:

15 Q What is that again, please?

16 A 4733 Marlborough.

17 BY SENATOR FLETCHER:

18 Q You sent me this telegram?

19 A No, sir, I did not.

20 Q Did you know it was sent me?

21 A No, sir. I had no knowledge of it whatsoever.

22 Q Did you authorize it?

23 A I did not.

24 Q Are you a member of a union?

25 A I was a member of 553 and I used to belong to the
26 Musicians Union. I am not a member of any one at the

1 present time.

2 Q Have you any comments to make about this telegram?

3 A I would like to know who in the Sam Hill authoris-
4 ed it, to do a thing like that. Let me see that.

5 Q Read it again.

6 A I have no idea who sent that.

7 Q Any other comment?

8 A Not a thing.

9 SENATOR FLETCHER: Any questions, gentlemen? If not,
10 you are excused, and Mr. Jordan here will pay you the usual
11 fee.

12 At this time I want to introduce original telegram I
13 received from Robert Baker, 1117 Sutter Street, San Diego,
14 the usual form of telegram, and dated the 27th of March, the
15 date which I received it in Sacramento.

17 SENATOR FLETCHER: Mr. Paul A. Aeschlimann?

18
19 PAUL A. AESCHLIMANN,
20 called and sworn by Senator Fletcher, Chairman, testifies
21 as follows:

22 BY SENATOR FLETCHER:

23 Q Mr. Paul A. Aeschlimann, 3662 Filbert Street?

24 Correct?

25 A That is right.

26 Q Did you send me that telegram that I hand you?

1 A No, sir.

2 Q Did you know it was being sent me?

3 A No, sir.

4 Q You never authorized its being sent?

5 A No, sir.

6 Q You never sent me any telegram?

7 A No, sir. I called you on the phone one time.

8 Q You are a member of the union?

9 A Yes, sir; Painters Local 333.

10 Q Have you any comments to make on this telegram?

11 A I would like to know who sent it.

12 Q You would like to know who sent it?

13 A Yes.

14 SENATOR FLETCHER: Well, that is what were here for.

15 BY SENATOR BIGGAR:

16 Q Is there anything in your union regulations when
17 you join that blankets in the authority of some member to
18 send a message in your name?

19 A Not that I know of.

20 SENATOR FLETCHER: As individuals?

21 THE WITNESS: I don't know just what you mean by that.

22 BY SENATOR BIGGAR:

23 Q I mean, when you join a union you don't authorize
24 that union to use your name on a telegram? Do you or do
25 you not?

26 A No, sir.

1 SENATOR FLETCHER: You are excused.

2
3 MR. K. G. BITTER: Senator Fletcher, may I offer a
4 word of explanation?

5 SENATOR FLETCHER: Voluntary information? Not at this
6 time.

7 MR. K. G. BITTER: I am quite sure that I can explain
8 some of those messages.

9 SENATOR FLETCHER: We are almost through here with
10 these messages, and at this time we have a certain limita-
11 tion --

12 MR. K. G. BITTER: May I be heard this evening?

13 SENATOR FLETCHER: It will be as the Committee decides.
14 We are restricted in our investigation to the parties who
15 sent the telegrams and who paid for them, and we are
16 limited just to that alone; we are not a court; we are
17 simply an investigating committee and we have no authority
18 to go outside.

19 MR. K. G. BITTER: Well, Senator Fletcher, you see, I
20 paid for them and I thought maybe that might be of interest
21 to you, as I know all about how they were sent.

22 SENATOR FLETCHER: We will finish with our direct
23 investigation and then I will have a conference with the
24 Committee and we will decide whether we will hear from you
25 or not.

26 MR. K. G. BITTER: Well, I was only thinking of these

1 people's time.

2 SENATOR FLETCHER: Yes, I understand. We will take up
3 your request in a few minutes.

4 At this time I wish to introduce a telegram signed by
5 Paul A. Aeschlimann, sent to me on the 27th of March at
6 Sacramento and which I received there.

7
8 SENATOR FLETCHER: Mr. Henry Prairie?

9
10 HENRY PRAIRIE,

11 called and sworn by Senator Fletcher, Chairman, testifies
12 as follows:

13 BY SENATOR FLETCHER:

14 Q Mr. Henry Prairie, 950 Cedar Street?

15 A That is right.

16 Q Did you send me that telegram?

17 A I didn't even know it was sent.

18 Q Did you ever authorize it?

19 A No, sir, I didn't.

20 Q Are you a member of a union?

21 A I am.

22 Q Please, what one?

23 A 1296, Carpenters Union.

24 Q Have you any comments to make on this telegram?

25 A I haven't any comments.
26

1 BY SENATOR CARTER:

2 Q What was the number of that union?

3 A 1296.

4 SENATOR FLETCHER: Anything else, Senator Carter?

5 SENATOR CARTER: No.

6 SENATOR FLETCHER: Thank you.

7 THE WITNESS: You are welcome.

8 SENATOR FLETCHER: You may get your usual fee.

9 I wish to introduce telegram signed by Henry Prairie,
10 sent to me on the 27th of March at Sacramento and which I
11 received there.

12
13 SENATOR FLETCHER: Robert Jacques?

14
15 ROBERT JACQUES,

16 called and sworn by Senator Fletcher, Chairman, testifies
17 as follows:

18 BY SENATOR FLETCHER:

19 Q Robert Jacques, J-a-c-q-u-e-s?

20 A That is right.

21 Q 1044 G Street?

22 A That is right.

23 Q Mr. Jacques, did you send me that telegram?

24 A No, I did not.

25 Q Did you authorize it being sent to me?

26 A No.

1 Q Nor had any knowledge in connection therewith?

2 A None whatever.

3 Q Are you a member of the union?

4 A Yes; 1296.

5 Q Do you have any comment to make on this telegram?

6 A None at all.

7 SENATOR FLETCHER: Any questions? If not, you are
8 excused, and thank you. The usual fee is available for you.

9 I wish to introduce at this time telegram which I
10 received while in Sacramento on the 27th of March from
11 Robert Jacques, one of the standard forms of telegram. That
12 speaks for itself.

13 SENATOR CARTER: Is that 52?

14 THE SECRETARY: Yes, that is right.

15 SENATOR FLETCHER: Gilbert Jarvis?

16
17
18 GILBERT JARVIS,

19 called and sworn by Senator Fletcher, Chairman, testifies
20 as follows:

21 BY SENATOR FLETCHER:

22 Q Gilbert Jarvis, 3432 Newton Avenue?

23 A That is right.

24 Q Mr. Jarvis, did you send me that telegram on
25 March 26th or 27th? Yes or no?

26 A No.

1 Q Did you know it was sent?

2 A No.

3 Q Did you authorize it?

4 A No.

5 Q Are you a member of a union?

6 A 1296.

7 Q Have you any comments to make on this telegram?

8 A I only joined it the first of the year.

9 SENATOR FLETCHER: Any questions? If not, thank you,
10 and you may get the usual witness fee from the Sergeant-
11 at-Arms there.

12 At this time I want to introduce telegram I received
13 from Gilbert Jarvis, 3432 Newton Avenue, while I was in
14 Sacramento. It is one of the standard forms heretofore
15 mentioned. That will be Exhibit 54.

16
17 SENATOR FLETCHER: Andres Lujan?

18
19 ANDRES LUJAN,

20 called and sworn by Senator Fletcher, Chairman, testifies
21 as follows:

22 BY SENATOR FLETCHER:

23 Q Andre's Lujan, 237 29th Street?

24 A Yes, sir.

25 Q Mr. Lujan, did you send that telegram to me?

26 A I did not.

1 Q On the 27th?
 2 A I did not.
 3 Q Did you authorize it being sent to me?
 4 A No, sir.
 5 Q You did not?
 6 A I did not.
 7 Q Did you know it was sent?
 8 A No, sir.
 9 Q Have you any comments to make in connection with it?
 10 A No, sir.
 11 Q Do you belong to a union?
 12 A Yes, sir.
 13 Q And what is it?
 14 A 1296.
 15 Q 1296?
 16 A 1296.

17 SENATOR FLETCHER: Any questions?

18 BY SENATOR CARTER:

19 Q What did you say your address was?
 20 A 237 29th Street.

21 SENATOR FLETCHER: At this time I wish to introduce
 22 telegram I received from Andres Lujan, 237 29th Street, on
 23 March 27th, the usual form of telegram.

25 SENATOR FLETCHER: August Johnson?

26

1 AUGUST JOHNSON,
 2 called and sworn by Senator Fletcher, Chairman, testifies
 3 as follows:

4 BY SENATOR FLETCHER:

5 Q August Johnson, 4265 42nd Street?
 6 A El Rey Hotel, over on Fifth Avenue.
 7 Q You have moved, have you?
 8 A No.
 9 Q Did you ever live there?
 10 A I never lived there.
 11 Q You never lived there?
 12 A No.
 13 Q What is the street number now?
 14 A 1501 Fifth Avenue.
 15 Q Did you send me that telegram?
 16 A I never sent any telegram.
 17 Q You never did?
 18 A No.
 19 Q Did you know a telegram was sent me?
 20 A No, nothing.
 21 Q Did you authorize it to be sent?
 22 A No.
 23 Q Do you belong to a union?
 24 A No.
 25 Q Have you any comment to make on this telegram?
 26 A No.

1 SENATOR FLETCHER: Any questions, gentlemen?
 2 SENATOR BIGGAR: Yes, Mr. Chairman.
 3 SENATOR FLETCHER: Senator Biggar.
 4 SENATOR BIGGAR: Inasmuch as the witness testified that
 5 he did not live at 4265 42nd Street, I wonder where was the
 6 summons served upon him?
 7 SENATOR FLETCHER: I have it here -- the district
 8 attorney's office -- but it does not tell what street.
 9 SENATOR CARTER: Ask the witness.
 10 THE WITNESS: They were at the hotel last night and I
 11 wasn't home, so they come up to the store, Bank of America --
 12 BY SENATOR FLETCHER:
 13 Q And he served you in the store?
 14 A Yes, sir.
 15 BY SENATOR BIGGAR:
 16 Q Is there any other man by the name of August
 17 Johnson that is a member of the same union that you belong
 18 to?
 19 SENATOR CARTER: He doesn't belong to a union.
 20 A I don't belong to a union, and I don't know of
 21 any.
 22 BY SENATOR BIGGAR:
 23 Q You say you don't know of anyone belonging to the
 24 union by that name?
 25 A No.
 26 SENATOR BIGGAR: I am trying to bring out that there

XX

1 might be another August Johnson and that this man is not the
 2 man who is supposed to have signed the telegram.
 3 SENATOR FLETCHER: You are excused, and thank you. The
 4 Sergeant-at-Arms will pay you the usual fee.
 5 A telegram from August Johnson, dated the 26th of
 6 March, which I received on the 27th, one of the standard
 7 forms.
 8 SENATOR CARTER: What was the address on the telegram?
 9 SENATOR FLETCHER: 4265 42nd Street.
 10
 11 SENATOR FLETCHER: Dan Bodie?
 12
 13 DAN BODIE,
 14 called and sworn by Senator Fletcher, Chairman, testifies
 15 as follows:
 16 BY SENATOR FLETCHER:
 17 Q Dan Bodie, 3565 Albatross Street?
 18 A That is right.
 19 Q Did you send me that telegram on March 26th or 27th?
 20 A No.
 21 Q Did you authorize it sent?
 22 A Well, not directly; indirectly.
 23 Q Did you know it was sent at the time?
 24 A No, I did not.
 25 Q Are you a member of the union?
 26 A Yes, sir.

1 Q What number?

2 A 333.

3 Q Have you any comments to make on this telegram?

4 A No.

5 SENATOR FLETCHER: Any questions, gentlemen?

6 SENATOR BIGGAR: Yes. He started to say something,
7 that he did not authorize it directly. I would like to have
8 him finish that statement.

9 THE WITNESS: Well, our business representative -- When
10 we take our oath and by-laws and initiation, we consent
11 indirectly to something like that from us, if it is for the
12 good of labor. So, I did not authorize him at the time, but
13 he has my authority to send a telegram at any time that he
14 feels it is for the good of labor.

15 SENATOR FLETCHER: Any other questions?

16 SENATOR CARTER: No other questions.

17 SENATOR FLETCHER: Thank you. You are excused, and
18 there is the usual fee.

19 I wish to introduce telegram signed by Dan Bodie, 3565
20 Albatross Street, sent me on the 27th of March, in the
21 usual standard form. I would like to have made of record.

22 Exhibit what?

23 THE SECRETARY: 56.

24 SENATOR FLETCHER: Mr. J. C. Murphy?
25
26

J. C. MURPHY,

1 called and sworn by Senator Fletcher, Chairman, testifies
2 as follows:
3

4 BY SENATOR FLETCHER:

5 Q Your name is J. C. Murphy?

6 A Yes, sir.

7 Q And you live at National City?

8 A Yes, sir.

9 Q 604 Q Street?

10 A Q Avenue.

11 Q Q Avenue?

12 A Yes, sir.

13 Q Kindly take a seat. Mr. Murphy, I am afraid your
14 telegram is in Sacramento. Did you ever send me a telegram,
15 Mr. Murphy?

16 A I haven't sent a telegram in forty years to
17 anybody.

18 Q Did you ever authorize anyone to send a telegram
19 to me?

20 A No, sir.

21 Q Do you belong to a union?

22 A Yes, sir; 89.

23 Q 89?

24 A Laborers, yes, sir.

25 Q Oh, I think I found it. Here it is. There is the
26 telegram that you sent me.

1 A No, sir, I did not.

2 SENATOR FLETCHER: All right, my friend. Any questions?
3 Thank you. And the usual fee will be paid you.

4 I would like to introduce as Exhibit 57 a telegram
5 which I received from Mr. J. G. Murphy, 604 Q Avenue,
6 National City, which I received on the 27th of March, one
7 of the standard forms.

8
9 SENATOR FLETCHER: Is Mr. Shoup here?

10
11 HERSHEL L. SHOUP,
12 called and sworn by Senator Fletcher, Chairman, testifies
13 as follows:

14 BY SENATOR FLETCHER:

15 Q Hershel L. Shoup, 2722 Newton Avenue?

16 A That is right.

17 Q Thank you. Will you kindly take a seat? Did you
18 send me that telegram?

19 A No, sir, I never sent it.

20 Q Did you authorize it being sent?

21 A Well, I signed a petition.

22 Q At the time?

23 A I signed a petition that was sent.

24 Q You signed the petition?

25 A I signed a petition, yes.

26 Q You did?

1 A Yes.

2 Q To have it sent?

3 A Yes.

4 Q Have you any comments to make?

5 A No, sir.

6 SENATOR FLETCHER: Any questions, gentlemen?

7 SENATOR CARTER: No.

8 SENATOR FLETCHER: Thank you. Your usual fee is available
9 there.

10 I wish to introduce telegram I received from Hershel L.
11 Shoup, 2722 Newton Street, San Diego, on the 27th of March,
12 which I received in Sacramento, one of the standard forms.

13
14 SENATOR FLETCHER: Virgil E. Bassett?

15
16 VIRGIL E. BASSETT,
17 called and sworn by Senator Fletcher, Chairman, testifies
18 as follows:

19 BY SENATOR FLETCHER:

20 Q Virgil E. Bassett, Bonita. Is that right?

21 SENATOR CARTER: Is that a town?

22 SENATOR FLETCHER: Bonita, California, yes.

23 BY SENATOR FLETCHER:

24 Q Mr. Bassett, did you send me that telegram?

25 A No, sir.

26 Q What is your answer?

1 A No, sir.

2 Q Did you authorize it to be sent?

3 A No, sir.

4 Q Did you know it was sent at the time?

5 A No.

6 Q Are you a member of the union?

7 A Local 553.

8 Q Any comments you want to make on this telegram?

9 A No, sir.

10 SENATOR FLETCHER: Any questions, gentlemen?

11 SENATOR BIGGAR: No.

12 SENATOR FLETCHER: Thank you. Your usual fee is
13 available.

14 I wish to introduce telegram from Virgil E. Bassett,
15 Bonita, which I received on the 27th of March, the standard
16 form, and ask that it be made an exhibit, Number 59.

17 SENATOR FLETCHER: Carl E. Johnson?

18
19
20 CARL E. JOHNSON,
21 called and sworn by Senator Fletcher, Chairman, testifies
22 as follows:

23 BY SENATOR FLETCHER:

24 Q We served the wrong man this afternoon. There are
25 two Carl E. Johnsons, are there not?

26 A Yes, sir.

1 Q Carl E. Johnson?

2 A Yes, sir.

3 Q Where do you live?

4 A 1221 Madison Avenue.

5 Q Did you send me a telegram on March 26th or 27th?

6 A No, sir.

7 Q Did you authorize anyone to send one?

8 A No.

9 Q Or have any knowledge that it was sent to me?

10 A No, sir.

11 SENATOR FLETCHER: That telegram, you remember -- I am
12 speaking for the Committee -- we had that here this after-
13 noon, and I will have that, with your permission, introduc-
14 ed in the record as Exhibit Number 60.

15 Have you any questions to ask?

16 SENATOR CARTER: Yes.

17 BY SENATOR CARTER:

18 Q What union are you a member of, if any?

19 A 1296.

20 Q 1296?

21 A Yes.

22 BY SENATOR BIGGAR:

23 Q The address?

24 A 1221 Madison Avenue.

25 SENATOR CARTER: That will be Exhibit 60?

26 THE SECRETARY: Yes, Exhibit 60.

1 SENATOR FLETCHER: Thank you, and you may get your fee
2 there.

3
4 SENATOR FLETCHER: Don Abbott?

5
6 DON ABBOTT,

7 called and sworn by Senator Fletcher, Chairman, testifies
8 as follows:

9 BY SENATOR FLETCHER:

10 Q Don Abbott, Route 1, Box 96, Palm City. Mr. Abbott,
11 did you send me that telegram last March?

12 A I did not.

13 Q Did you have any knowledge of its being sent?

14 A No, sir.

15 Q Did you authorize anyone to send it?

16 A No, sir.

17 Q Are you a member of a union?

18 A Yes, sir; 1296.

19 Q Do you wish to make any comment in connection with
20 that telegram?

21 A I would like to know who was the sender.

22 Q You would like to know who?

23 A Who was the sender.

24 Q Is there anything else you want to say?

25 A I don't approve of that method of obtaining
26 legislation.

1 SENATOR FLETCHER: Thank you. Any questions, gentle-
2 men? Thank you very much.

3 THE WITNESS: Yes, sir.

4 SENATOR FLETCHER: At this time I wish to introduce
5 telegram from Don Abbott, Box 96, Palm City, sent me and
6 which I received on the 27th of March, in Sacramento, one
7 of the standard forms of telegrams.

8 SENATOR CARTER: That is 61, is it not?

9 THE SECRETARY: 61.

10
11 SENATOR FLETCHER: Mr. J. Paulson?

12
13 J. PAULSON,

14 called and sworn as a witness by Senator Fletcher, Chairman,
15 testifies as follows:

16 BY SENATOR FLETCHER:

17 Q J. Paulson, 2425 K Street?

18 A Correct.

19 Q Mr. Paulson, did you send me that telegram?

20 A I never seen the telegram before.

21 Q Did you authorize it sent?

22 A I did not.

23 Q And had no knowledge of it being sent?

24 A No, not until I received notice after it was sent.

25 Q Do you belong to a union?

26 A Yes, sir; Carpenters.

1 Q Carpenters Union?
 2 A Carpenters and Joiners, Number 1296, of San Diego.
 3 Q Do you care to make any comment on this telegram?
 4 A Let me take a look at it. I have never seen what
 5 the contents is. That is the first time I have seen the
 6 telegram, and I had no knowledge of it and I authorized no
 7 one to send it.
 8 Q That is all you have to say?
 9 A I received a notice of such a telegram having been
 10 sent and I wrote you at Sacramento telling you that I had
 11 not sent the telegram and had authorized no one to use my
 12 name.
 13 SENATOR FLETCHER: True. Here it is. You said some-
 14 thing more, but we will let it go. Thank you.
 15 BY SENATOR CARTER:
 16 Q When you say you received notice after it was sent,
 17 you mean you received notice from Senator Fletcher?
 18 A I received it from Senator Fletcher.
 19 Q You did not receive it from your union?
 20 A No; I received it from Senator Fletcher.
 21 SENATOR FLETCHER: Thank you, and your usual fee is
 22 there.
 23 At this time I wish to introduce telegram I received
 24 from J. Paulson, 2425 K Street, San Diego, on March 27th,
 25 in Sacramento, Exhibit Number 62, the standard form of
 26 telegram.

-19-

1 SENATOR FLETCHER: Joseph Lee?
 2
 3 JOSEPH LEE,
 4 called and sworn by Senator Fletcher, Chairman, testifies
 5 as follows:
 6 BY SENATOR FLETCHER:
 7 Q Joseph Lee, 2235 Harbor Street, San Diego?
 8 A Yes.
 9 Q Mr. Lee, did you send me that telegram?
 10 A I can say no before I look at it.
 11 Q Did you authorize it sent?
 12 A No.
 13 Q Did you know it was sent?
 14 A No.
 15 Q Are you a member of the union?
 16 A Yes.
 17 Q What union is it?
 18 A 1296, I guess it is.
 19 Q Have you any comments to make on this telegram?
 20 A No.
 21 SENATOR FLETCHER: Any questions? Thank you very much,
 22 and the usual fee is there.
 23 At this time I wish to introduce telegram I received
 24 from Joseph Lee, 2235 Harbor Street, San Diego, dated the
 25 27th day of March, which I received in Sacramento, on the
 26 standard form.

1 **SENATOR FLETCHER: J. Gordon Jensen?**

2
3 **J. GORDON JENSEN,**

4 called and sworn by Senator Fletcher, Chairman, testifies
5 as follows:

6 **BY SENATOR FLETCHER:**

7 **Q J. Gordon Jensen, 600 West Market Street. Mr.**
8 **Jensen, did you send me that telegram?**

9 **A No, I didn't send you that telegram.**

10 **Q Did you ever authorize it be sent to me?**

11 **A No.**

12 **Q Did you have any knowledge at the time it was sent?**

13 **A No.**

14 **Q Are you a member of a union?**

15 **A Yes.**

16 **Q What number?**

17 **A 1296.**

18 **Q Have you any comment to make on this telegram?**

19 **A No.**

20 **SENATOR FLETCHER: If there is no question, you are**
21 **excused, and I thank you, and this gentleman will give you**
22 **the usual fee.**

23 **I wish to introduce at this time telegram I received**
24 **from J. Gordon Jensen, 600 West Market Street, San Diego, on**
25 **the 27th of March in Sacramento, a standard form.**
26

1 **SENATOR FLETCHER: Harvey Pillow?**

2
3 **HARVEY PILLOW,**

4 called and sworn by Senator Fletcher, Chairman, testifies
5 as follows:

6 **BY SENATOR FLETCHER:**

7 **Q Harvey Pillow, 4062 Cherokee Street?**

8 **A Yes, sir.**

9 **Q Did you send me that telegram that you have in your**
10 **hand?**

11 **A No, sir.**

12 **Q Did you authorize it being sent?**

13 **A Not that particular one, no, sir.**

14 **Q Did you know it was sent at the time?**

15 **A Not at the time, no, sir.**

16 **Q You never sent me a telegram in your life, did you?**

17 **A No, sir.**

18 **Q Do you belong to some union?**

19 **A I belong to 1296, Carpenters.**

20 **Q Is there any statement you care to make in connec-**
21 **tion with this telegram?**

22 **A Yes, sir. Any officer of the union has the**
23 **privilege to use the members' names for the benefit of the**
24 **local or its members.**

25 **Q Do they get that authority in the constitution or**
26 **resolution or by-laws?**

1 A In the constitution and the by-laws. It has been
2 that way for years, as far back as I can remember.

3 SENATOR FLETCHER: Any questions you want to ask?

4 SENATOR CARTER: No further questions from me.

5 SENATOR FLETCHER: Thank you.

6 SENATOR BIGGAR: One question, please.

7 BY SENATOR BIGGAR:

8 Q Would that blanket authority authorize the officers
9 to send any kind of message that they wanted and have it
10 signed by you as having been sent by you individually?

11 A Yes, sir.

12 Q Regardless of what would be in the message?

13 A Yes, sir, for the benefit of the local or its
14 members. They have that privilege.

15 BY SENATOR FLETCHER:

16 Q I want to put a question again very clearly to
17 you. Has anyone authority in your union to send a telegram
18 by you, under your name, as an individual, without your
19 consent and knowledge?

20 A In the way of benefiting of the local or the
21 members, they have.

22 Q You mean if it is considered a benefit?

23 A Yes, sir.

24 Q And he is to be the judge whether or not --

25 A Well, not only himself, but there should be three
26 or four of them, probably, that are the judge of it.

1 SENATOR FLETCHER: Any further questions, gentlemen?

2 SENATOR BIGGAR: No, I guess not.

3 SENATOR FLETCHER: Thank you. You will get your fee
4 there, please.

5 I wish to introduce telegram of Harvey Pillow, 4062
6 Cherokee Street, San Diego, which I received on the 27th of
7 March, last, the standard form of telegram.

8
9 SENATOR FLETCHER: Aubrey C. Wiles?

10
11 AUBREY C. WILES,

12 called and sworn by Senator Fletcher, Chairman, testifies
13 as follows:

14 BY SENATOR FLETCHER:

15 Q Aubrey C. Wiles, Route 1, Box 316, El Cajon?

16 SENATOR CARTER: Let me get this straight. There is
17 an El Cajon Avenue and a City of El Cajon?

18 SENATOR FLETCHER: Yes, and a City of El Cajon.

19 SENATOR CARTER: Route 1, Box 316, is the witness's
20 testimony where he lives?

21 BY SENATOR FLETCHER:

22 Q Is that right?

23 A Yes.

24 Q Mr. Wiles, did you send that telegram?

25 A I know I did not, without looking at it.

26 Q Did you have any knowledge of it?

1 A No, and I never gave anyone any authority.

2 Q You gave no one any authority?

3 A I did not.

4 Q You belong to a union?

5 A Yes, sir; 1296. I am a contractor here.

6 Q Is it your understanding and is it to your knowledge
7 true that there is authority give to a union agent or a
8 representative of a union to send telegrams and sign your
9 name to it without your knowledge?

10 A Not unless they changed the constitution since I
11 joined it.

12 SENATOR FLETCHER: Any further questions, gentlemen?
13 Thank you, and you may get your fee.

14 I wish to introduce telegram from Aubrey C. Wiles,
15 Route 7, Box 316, El Cajon, which I received on March 27th
16 in Sacramento. I ask it be made an exhibit.

17 SENATOR CARTER: What was that address he gave in that
18 telegram?

19 THE SECRETARY: The telegram is Route 7, Box 316-A,
20 on the telegram.

21 SENATOR BIGGAR: Just to clear up the record, in
22 writing the figure "1" it could be easily mistaken for the
23 figure "7", or the figure "7" for a "1", if carelessly made.

24 SENATOR CARTER: Well, that is true. We will give it
25 what weight it is worth.
26

1 SENATOR FLETCHER: L. C. Clark?

2
3 L. C. CLARK,

4 called and sworn by Senator Fletcher, Chairman, testifies
5 as follows:

6 BY SENATOR FLETCHER:

7 Q L. C. Clark, 4770 Judson Way, San Diego? Correct?

8 A San Diego County.

9 Q Judson Way, El Cajon?

10 A No; San Diego County, between San Diego and La
11 Mesa.

12 Q Mr. Clark, did you send me that telegram?

13 A No, sir.

14 Q Did you have any knowledge it was being sent?

15 A No, sir.

16 Q Did you authorize anyone to sign --

17 A No.

18 Q Is it your understanding that a representative of
19 the union can at any time they want send a telegram and
20 sign your name as an individual without your knowledge and
21 consent?

22 A No; oh, no.

23 Q You heard the witness awhile ago say that?

24 A I don't belong to that union.

25 BY SENATOR CARTER:

26 Q What union do you belong to?

1 A I didn't belong to any union when that telegram
2 was sent.

3 BY SENATOR FLETCHER:

4 Q You did not belong to any union when that telegram
5 was sent?

6 A No.

7 Q Do you have any comments to make on this telegram?

8 A No.

9 SENATOR FLETCHER: Any questions?

10 SENATOR CARTER: Yes.

11 BY SENATOR CARTER:

12 Q What union do you belong to now?

13 A 167, Lathers.

14 Q 167, Lathers; L-a-t-h-e-r-s?

15 A That is right.

16 SENATOR FLETCHER: Any further questions, Senator?

17 BY SENATOR CARTER:

18 Q What was that address, again? I didn't get it.

19 A 4770 Judson Way.

20 Q Judson Way?

21 A Right.

22 SENATOR FLETCHER: Thank you, and your fee is available.

23 At this time I wish to introduce telegram I received
24 from L. G. Clark, 4770 Judson Way, in San Diego, on March
25 27th, in Sacramento, the standard form of telegram.
26

1 SENATOR FLETCHER: Mr. Rex A. Drew?

2
3 REX A. DREW,

4 called and sworn by Senator Fletcher, Chairman, testifies
5 as follows:

6 BY SENATOR FLETCHER:

7 Q Rex A. Drew, 3776 Bayside Lane, Mission Beach? Is
8 that correct?

9 A Yes.

10 Q Mr. Drew, did you send me that telegram?

11 A No.

12 Q Did you authorize it?

13 A No, sir.

14 Q Did you know it was sent at the time?

15 A No, sir.

16 Q Is it your understanding -- Just a moment. Do you
17 belong to a union?

18 A Yes, sir.

19 Q What union, please?

20 A Plumbers Union.

21 Q Do you understand that an officer of the Plumbers
22 Union to which you belong can at any time send a telegram
23 and sign your name to it as an individual without your know-
24 ledge and consent?

25 A No, no. I don't think he can. I never heard of it.

26 Q Have you any other comment to make?

1 A No, sir.

2 SENATOR FLETCHER: Have you any questions?

3 BY SENATOR CARTER:

4 Q What local number is that union?

5 A 230.

6 SENATOR FLETCHER: Thank you very much, and your money
7 is available for your fee.

8 Mr. Rex Drew sent me this telegram on March 27th. His
9 address, 3776 Bayside Lane, Mission Beach. I ask that it
10 be made Exhibit 68. It is one of the standard form of
11 telegrams.

12
13 SENATOR FLETCHER: Mr. Frank L. Flowers?

14
15 FRANK L. FLOWERS,

16 called and sworn by Senator Fletcher, Chairman, testifies
17 as follows:

18 BY SENATOR FLETCHER:

19 Q Your name is F. L. Flowers, Elgin Hotel, San Diego?
20 Is that correct?

21 A Yes, sir.

22 Q Mr. Flowers, did I send you that telegram -- or
23 I mean, Did you send me that telegram?

24 A No, I did not.

25 Q Did you authorize it sent?

26 A No, I did not.

1 Q Did you know it was sent at the time?

2 A I didn't know anything at all about it until I
3 got the card from you asking about it.

4 Q Are you a member of the union?

5 A I am.

6 Q What union?

7 A Carpenters Local.

8 Q The number?

9 A 1296, I believe. I haven't been in San Diego for
10 twenty years and I just transferred.

11 Q Let me ask you, is it your understanding that an
12 officer of your union can send a telegram and sign your
13 name to it as an individual at any time without consulting
14 you?

15 A I didn't know that any organization had that
16 authority. I have never given it away.

17 SENATOR FLETCHER: Thank you very much. Your money is
18 available.

19 At this time I wish to introduce a telegram from F. L.
20 Flowers which was sent on March 27th, standard form of tele-
21 gram, as heretofore mentioned, and Exhibit 69.

22 SENATOR CARTER: That Flowers telegram is 69?

23 THE SECRETARY: 69.

24
25 SENATOR FLETCHER: Mr. J. Ed Rich?

J. ED RICH,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q Mr. J. Ed Rich, 4242 Florida Street. Is that right?

A That is right.

Q Mr. Rich, did you send me that telegram?

A I did not.

Q Did you authorize it to be sent me?

A No, sir.

Q Did you know it was sent at the time?

A No, sir.

Q Do you belong to a union?

A Yes, sir.

Q What union, please?

A 1296.

Q Is it your understanding that an officer of 1296 can send a private telegram or any telegram signing your name to it without your knowledge?

A I never knew it. If they do, I didn't know it. They never asked us about it.

Q You never gave your authority?

A No, sir.

SENATOR FLETCHER: Any questions?

SENATOR BIGGAR: None.

SENATOR FLETCHER: Thank you. You are excused. The usual fee is available for you.

I ask that you accept into the record as Exhibit Number 70 a telegram I received from J. Ed Rich, 4242 Florida Street, San Diego, received on the 27th of March, on standard form of telegram.

SENATOR FLETCHER: Fred R. Pierce?

FRED R. PIERCE,

called and sworn by Senator Fletcher, Chairman, testifies as follows:

BY SENATOR FLETCHER:

Q Fred R. Pierce, 1854 Fort Stockton Street, San Diego?

A That address is changed now.

Q Your address has since been changed?

A Yes; April 5th.

Q To what?

A 3951 Alabama.

Q To 3951 Alabama?

A Yes, sir.

Q Did you live at Fort Stockton Street on the 27th day of March?

A Yes, sir.

Q You did? Did you send me that telegram, Mr. Pierce?

1 A No, sir, I did not.

2 Q Did you have any knowledge of it being sent? Did
3 you authorize it?

4 A No, sir.

5 Q Do you belong to a union?

6 A Yes, sir; 1296.

7 Q Is it your understanding, or have you ever author-
8 ized any agent of any union, and your union in particular,
9 to send a telegram similar to this without your knowledge
10 and consent?

11 A No, sir.

12 SENATOR FLETCHER: Any questions? You are excused,
13 and I thank you, and your witness fees are available.

14 I wish at this time to introduce a telegram from Fred
15 R. Pierce, 1854 Fort Stockton Street, San Diego, which I
16 received on the 27th of March in Sacramento, one of the
17 standard forms of telegram.

18 SENATOR CARTER: 71; Is that the Pierce telegram?

19 THE SECRETARY: 71.

20
21 SENATOR FLETCHER: B. F. Kelly?

1 B. F. KELLY,

2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 BY SENATOR FLETCHER:

5 Q Mr. Kelly, did you send me that telegram on March
6 26th?

7 A I authorized it sent.

8 Q You authorized it?

9 A Only I thought there was seven instead of six, I
10 see there.

11 Q You authorized the sending of that telegram?

12 A Yes, sir.

13 SENATOR FLETCHER: I think there is no further examina-
14 tion, unless you wish to ask some questions.

15 SENATOR CARTER: Well, the only thing --

16 BY SENATOR CARTER:

17 Q What local union do you belong to?

18 A 1296.

19 Q In what manner did you authorize the sending of
20 the telegram?

21 A I was discussing among the officers about these
22 bills coming up and while I was there I said, "If you send
23 a telegram, send one for me, and send me the cost and I
24 will pay it."

25 SENATOR FLETCHER: One other question.
26

1 BY SENATOR FLETCHER:

2 Q Have you ever given the authority to the officers
3 of your union to send telegrams and sign your name without
4 your knowledge and consent? Is there any rule or law that
5 you know of in 1296 that would authorize the sending of
6 these telegrams without the author's knowledge?

7 A Yes, sir, in a case where it pertains to business.
8 We have a board of officers to take charge of our business,
9 just like I elected you when I voted for you. I expect you
10 to attend to my business up in the capital and you have a
11 right to pass on bills without telegraphing me to ask me
12 whether you can do it, and these men, when they are doing
13 our business, have a right to take charge and do as they
14 please without asking us. We have two thousand five hundred
15 members in our lodge. Do you think a man can ask each man
16 what we want?

17 Q I would have to examine the by-laws and know that
18 that definite authority is granted, and, until I see the
19 by-laws, I question it very much.

20 A How could a man do business if he has to ask each
21 individual each time he does business?

22 SENATOR FLETCHER: We thank you for coming here, and
23 we won't get into an argument.

24 THE WITNESS: We won't. I just want to remark that
25 the nine years I have been here I voted for you each time
26 you were on the ticket and you are my servant and I expect

1 you to do what I ask you to do, and I expect these men in
2 the local to do what I ask them to do, and if they see
3 something that shouldn't be done --

4 SENATOR FLETCHER: Well, I am doing the best I can with
5 my limited ability.

6 At this time I shall offer telegram I received from
7 B. F. Kelly, the standard form of telegram. That will be
8 Exhibit 72.

9 SENATOR FLETCHER: Mr. Edward A. Heilbron?

10 EDWARD A. HEILBRON,
11 called and sworn by Senator Fletcher, Chairman, testifies
12 as follows:

13 Q Edward A. Heilbron, 2543 A Street. Mr. Heilbron,
14 did you send me that telegram?

15 SENATOR CARTER: How do you spell that last name?

16 THE WITNESS: H-e-i-l-b-r-o-n.

17 BY SENATOR FLETCHER:

18 Q Did you send me that telegram?

19 A No, sir, I did not.

20 Q Did you authorize it to be sent?

21 A No, sir.

22 Q Did you know it was sent at the time?

23 A No, sir.

24 Q Do you belong to a union?

1 A Yes, sir.

2 Q What union, please?

3 A 230, Plumbers.

4 Q May I ask this question: Have your officers of
5 your own union authority to send private telegrams with
6 your name attached to it without your knowledge and consent?

7 A Not to my knowledge, no, sir.

8 SENATOR FLETCHER: Any questions, gentlemen?

9 BY SENATOR FLETCHER:

10 Q Do you wish to make any comments on this telegram?

11 A I think it speaks for itself. I did not sign it.

12 SENATOR FLETCHER: You are excused, and thank you, and
13 the money is available.

14 I wish at this time to introduce telegram sent by
15 Edward Hailbron, 2534 A Street, San Diego, sent to me and
16 received on the 27th of March, the standard form of telegram,
17 one of the five. Exhibit number what?

18 THE SECRETARY: 73.

19 SENATOR FLETCHER: A. P. Mitchell?

20 A. P. MITCHELL,

21 called and sworn by Senator Fletcher, Chairman, testifies
22 as follows:

23 BY SENATOR FLETCHER:

24 Q Mr. A. P. Mitchell, 256 South 36th Street, San Diego.

1 Did you send me that telegram, Mr. Mitchell?

2 A No, sir, I did not.

3 Q Did you know it was sent?

4 A No.

5 Q Did you authorize it?

6 A No.

7 Q Do you belong to a union?

8 A Yes, sir.

9 Q What union, please?

10 A 1296.

11 Q Do you know of any law or by-law of your union
12 that authorizes any officer of the union to send a telegram,
13 a private telegram, with your signature to it, as this
14 telegram was sent, without your knowledge or consent?

15 A I didn't know that they could.

16 Q You know of no authority?

17 A No, I don't know of any.

18 SENATOR FLETCHER: Any question? Thank you.

19 THE WITNESS: They may have; I don't know.

20 SENATOR FLETCHER: Now we are running short of money,
21 but we will pay, and the rest of them that testify, we will
22 see that they have a check mailed tomorrow, or if you will
23 wait a few minutes we will go out and get some more money.

24 At this time I want to introduce a telegram from Mr.
25 A. P. Mitchell, 256 South 36th Street, San Diego, sent to
26 me on March 26th, standard form of telegram. Exhibit number?

1 THE SECRETARY: 74.

2
3 SENATOR FLETCHER: George W. Shropshire?

4
5 GEORGE W. SHROPSHIRE,

6 called and sworn by Senator Fletcher, Chairman, testifies
7 as follows:

8 BY SENATOR FLETCHER:

9 Q George W. Shropshire, 4334 Taylor Street, North
10 San Diego? Is that correct?

11 A I have moved from there. It is 3733½ Florida.

12 BY SENATOR CARTER:

13 Q Where did you live on March 26th and March 27th?

14 A 4334 Taylor Street, San Diego, California.

15 BY SENATOR FLETCHER:

16 Q Mr. Shropshire, did you send me that telegram?

17 A No.

18 Q Did you know it was sent?

19 A No.

20 Q Did you authorize it?

21 A No; but, as you say, I think there is some by-law
22 of the union whereby they can send a telegram or any other
23 matter if it is a benefit to the local; that is all.

24 Q You belong to what union?

25 A Carpenters Union, 1296.

26 Q You are not sure?

1 A No, sir, I am not.

2 Q You heard many of them testify here that they knew
3 of no such rule?

4 A Yes, I heard that.

5 SENATOR FLETCHER: Any questions? Thank you.

6 I wish at this time to introduce telegram from George
7 W. Shropshire, 4334 Taylor Street, which I received on the
8 27th of March, standard form of telegram. Exhibit number
9 what?

10 THE SECRETARY: 75.

11
12 SENATOR FLETCHER: George Soranstad?

13
14 GEORGE SORANSTAD,

15 called and sworn by Senator Fletcher, Chairman, testifies
16 as follows:

17 BY SENATOR FLETCHER:

18 Q Did you send me that telegram?

19 A I did.

20 Q And you belong to what union?

21 A 2020, Carpenters Union.

22 SENATOR FLETCHER: Any questions that you wish to ask?

23 BY SENATOR CARTER:

24 Q What was your address, Mr. Soranstad?

25 A 614 Market Street.

26 SENATOR FLETCHER: Thank you. You are excused. Is the

1 money holding out?

2 I wish to introduce a telegram from George Scramstad,
3 614 Market Street. Exhibit number what?

4 THE SECRETARY: 76.

5 SENATOR FLETCHER: Which I received on March 27th,
6 standard form of telegram.

7
8 SENATOR FLETCHER: Clyde O. King?

9
10 CLYDE O. KING,

11 called and sworn by Senator Fletcher, Chairman, testifies
12 as follows:

13 BY SENATOR FLETCHER:

14 Q Your address, Clyde O. King, is 330 West Date
15 Street?

16 A Yes.

17 Q Did you send me that telegram?

18 A I am not fully aware of it being sent.

19 Q What is that?

20 A I am not fully aware that the telegram was being
21 sent.

22 Q Did you authorize the sending of it to me?

23 A There was something about sending telegrams, but
24 I wasn't aware that my name was to be used individually
25 in the telegram.

26 Q You didn't know that your name was to be used

1 individually?

2 A I did not.

3 Q You are a member of what union?

4 A 1296.

5 Q Do you know of any by-law of 1296 that gives any
6 authority to send private telegrams like this without your
7 knowledge and consent?

8 A We elect our officers and they take an oath to
9 serve us to the best of their ability, even as you are
10 elected to serve us to the best of your ability.

11 BY SENATOR BIGGAR:

12 Q Would you feel that Senator Fletcher would have
13 the right to send a telegram without your knowing and sign-
14 ing your name?

15 A I think there was a little misunderstanding. I
16 think they overstepped their authority when the telegrams
17 were sent not collectively. They should have been sent
18 collectively representing our local, with all the men's
19 names on it, instead of putting them out with the men's
20 name on them individually.

21 SENATOR FLETCHER: Anything further, gentlemen?

22 I wish to introduce a telegram from Clyde O. King, 330
23 West Date Street, San Diego, which I received on the 26th
24 of March, the standard form of telegram. What number?

25 THE SECRETARY: 77.

26 SENATOR FLETCHER: At this time I want to introduce in

1 evidence a letter from George W. Shropshire, reading as
2 follows:

3 (Senator Fletcher reading.)

4 SENATOR FLETCHER: I ask that it be made Exhibit --
5 What?

6 THE SECRETARY: 78.

7 SENATOR FLETCHER: Edward A. Shropshire?

8 EDWARD A. SHROPSHIRE,
9 called and sworn by Senator Fletcher, Chairman, testifies
10 as follows:

11 BY SENATOR FLETCHER:

12 Q Edward A. Shropshire --

13 BY SENATOR CARTER:

14 Q What is your address?

15 A 3733½ Florida Street.

16 BY SENATOR FLETCHER:

17 Q Were you subpoenaed to be here today?

18 A Yes, sir.

19 Q Have you at any time ever sent me a telegram?

20 A Not directly.

21 Q Or authorized a telegram sent me?

22 A Not directly. I told the man at the union when it
23 was spoken about being a bunch of telegrams sent, that it
24 was all right with me if it was for the betterment of the
25 union.
26

1 SENATOR FLETCHER: I have not your telegram here, but
2 I would like the privilege of introducing it later.

3 THE WITNESS: I will say this, too, that I also signed
4 a card that I had not signed a telegram directly and had
5 not authorized it directly.

6 SENATOR FLETCHER: Well, you didn't put the word
7 "directly" in. I have your card here. That is all.

8 SENATOR CARTER: Do you want to reserve an exhibit
9 number for the Shropshire telegram?

10 SENATOR FLETCHER: Yes; 79. And Number 80 is his
11 letter to me.

12 SENATOR FLETCHER: T. J. Sheppard?

13 T. J. SHEPPARD,
14 called and sworn by Senator Fletcher, Chairman, testifies
15 as follows:

16 BY SENATOR FLETCHER:

17 Q T. J. Sheppard, 1027 43rd Street. Did you send
18 that telegram to me?

19 A No.

20 Q Did you ever authorize it?

21 A No.

22 Q Did you know it was sent at the time?

23 A No.

24 Q Do you belong to any union?
25
26

1 A Yes.

2 Q What union?

3 A 1296.

4 Q Of your own knowledge, have you ever given author-
5 ity to a member of your lodge or your union to send a
6 private telegram like this?

7 A No.

8 Q Do you know of any law or any by-law that will give
9 that right, to send a telegram like this?

10 A No, I do not.

11 Q Have you any comments to make on this telegram?

12 A No.

13 SENATOR FLETCHER: Any questions? Thank you very much.

14 I wish to introduce telegram from T. J. Sheppard, 1027
15 43rd Street, San Diego, which I received on March 27th in
16 Sacramento, one of the standard forms.

17
18 SENATOR FLETCHER: P. C. Sherrrod?

19
20 P. C. SHERRROD,

21 called and sworn by Senator Fletcher, Chairman, testifies
22 as follows:

23 BY SENATOR FLETCHER:

24 Q P. C. Sherrrod, 600 West Market.

25 A 5027 Lotus Street, Ocean Beach.

26 Q Oh, you have moved now, have you?

1 A Yes, sir, I have.

2 Q Did you send me this telegram?

3 A I did not.

4 Q Did you authorize anyone to send it for you?

5 A No.

6 Q Did you know it was sent at the time?

7 A No.

8 Q Do you belong to a union?

9 A I do.

10 Q What is the number?

11 A 1296.

12 Q Do you know of any officer who has the right to
13 send a telegram and sign your name to it without your knowledge?

14 A Well, I believe it is the business agent's duty
15 to look after the welfare of the local.

16 Q Please answer my question. Do you know of anything
17 in the by-laws which gives him the right to sign your name
18 to a telegram without your knowledge and consent?

19 A No, I do not.

20 Q Did you not write to me and say, "I did not send
21 this telegram and I did not pay for it"?

22 A That is right.

23 SENATOR FLETCHER: Any questions, gentlemen?

24 THE WITNESS: Well, if we had known what the telegram
25 was at the time I certainly would have given him permission
26 to use my name.

1 SENATOR FLETCHER: That isn't the issue tonight. I am
2 through.

3 BY SENATOR CARTER:

4 Q Where did you reside on March 26th and 27th?

5 A 600 West Market.

6 SENATOR FLETCHER: That is all. Thank you. Your fee
7 is there.

8 At this time I wish to introduce telegram from Preston
9 C. Sherrod, 600 West Market Street, San Diego, who sent me
10 the telegram on the 27th of March, 1941, which I received,
11 standard form of telegram.

12 SENATOR CARTER: What is that exhibit number?

13 THE SECRETARY: 82.

14
15 SENATOR FLETCHER: Frank Sandos?

16
17 FRANK SANDOS,
18 called and sworn by Senator Fletcher, Chairman, testifies
19 as follows:

20 BY SENATOR FLETCHER:

21 Q Frank Sandos, 3052 K Street. Mr. Sandos, did you
22 send me that telegram?

23 A No, I did not, because I haven't sent you any
24 telegram.

25 Q Did you authorize it?

26 A No, sir.

1 Q Did you ever know it was sent?

2 A No, sir.

3 Q Do you belong to a union?

4 A Yes, sir.

5 Q What union, please?

6 A 1296.

7 Q Do you know of any by-law or any legal authority
8 that would give to an officer of 1296 the right to send a
9 private telegram like this?

10 A No.

11 Q Have you anything further to say?

12 A No, sir.

13 SENATOR FLETCHER: Thank you very much. Any questions?
14 Thank you.

15 I wish to introduce a telegram from Frank Sandos, 3052
16 K Street, San Diego, sent to me on March 27th at Sacramento,
17 standard form, and ask that it be Exhibit Number -- what?

18 THE SECRETARY: 83.

19
20 SENATOR FLETCHER: Mr. Edwin A. Leonard?

21
22
23
24
25
26

1 EDWIN A. LEONARD,
2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 BY SENATOR FLETCHER:

5 Q Edwin A. Leonard, 1268 16th Street, San Diego. Is
6 that right?

7 A That is right.

8 Q Is that the telegram that you sent me?

9 A I didn't send you any telegram.

10 Q You did not? Did you authorize it be sent?

11 A I did not.

12 Q Did you know it was being sent at the time?

13 A No.

14 Q Do you belong to a union?

15 A I do; 1296, Carpenters.

16 Q 1296, Carpenters? Do you know of any by-law that
17 gives the right to any officer of 1296 to send a telegram
18 such as this without your knowledge and consent?

19 A I don't positively know it, but it is my under-
20 standing that they have that privilege. I have never read
21 it in the by-laws, but I understand they have that privilege.

22 Q Has this thing ever been done before, to your
23 knowledge?

24 A No, it has never been done, to my knowledge.

25 SENATOR FLETCHER: I ask that this telegram be intro-
26 duced. Exhibit number what?

1 THE SECRETARY: 84.

2
3 SENATOR FLETCHER: Thor Lunde?

4
5 THOR LUNDE,

6 called and sworn by Senator Fletcher, Chairman, testifies
7 as follows:

8 BY SENATOR FLETCHER:

9 Q Thor Lunde, 4159 30th? Is that correct?

10 A Yes, sir.

11 Q Mr. Lunde, did you ever send me that telegram?

12 A No, sir.

13 Q Did you know it was ever sent?

14 A No, sir.

15 Q Did you authorize it?

16 A No, sir.

17 Q Are you a member of the union?

18 A Yes; Number 1296.

19 Q Is there any by-law or law to your knowledge that
20 allows an officer of 1296 to send a telegram like this
21 without your authority?

22 A Not that I know of.

23 SENATOR FLETCHER: Any questions, gentlemen?

24 BY SENATOR CARTER:

25 Q How do you spell yourname?

26 A Thor, T-h-o-r.

1 BY SENATOR FLETCHER:

2 Q Do you wish to make any further comment on this
3 telegram?

4 A No.

5 SENATOR FLETCHER: You are excused. Your fees are
6 available.

7 I wish to introduce telegram from Thor Lunde, 4159
8 30th Street, San Diego, sent to me on March 27th at Sacra-
9 mento. I ask that it be marked.

10 THE SECRETARY: 85.

11
12 SENATOR FLETCHER: Ole H. Larson?

13
14 OLE H. LARSON,
15 called and sworn by Senator Fletcher, Chairman, testifies
16 as follows:

17 BY SENATOR FLETCHER:

18 Q Ole H. Larson, 814 Kingston Court?

19 A That is right.

20 Q Did you send me that telegram?

21 A I never did.

22 Q Did you authorize it?

23 A No, sir.

24 Q Did you know it was sent?

25 A No, sir.

26 Q Do you belong to a union?

-25-

1 A Yes, sir.

2 Q What number, please?

3 A 1296.

4 Q Do you know of any by-law or any authority of any
5 official of 1296 that has authority, without your knowledge
6 and consent, to send a telegram like this?

7 A No, sir.

8 Q Have you any further comments to make?

9 A No, sir. I don't believe they have the authority.

10 SENATOR FLETCHER: Any other question? Thank you very
11 much.

12 I ask that this telegram be introduced. Exhibit what?

13 SENATOR CARTER: Let me get this straight.

14 BY SENATOR CARTER:

15 Q Mr. Larson, please, what is your address?

16 A 814 Kingston Court.

17 Q Kingston Court, San Diego?

18 A Mission Beach.

19 SENATOR CARTER: Now, where is the telegram?

20 BY SENATOR FLETCHER:

21 Q Did you at one time live at 814 Kensington Street?

22 A No.

23 SENATOR FLETCHER: It is the wrong address?

24 THE WITNESS: Kensington?

25 SENATOR FLETCHER: Yes.

26 THE WITNESS: No.

1 **SENATOR FLETCHER:** I ask that the telegram be intro-
2 duced as Exhibit 86.

3
4 **SENATOR FLETCHER:** Charles S. White?

5
6 **CHARLES S. WHITE,**
7 called and sworn by Senator Fletcher, Chairman, testifies
8 as follows:

9 **BY SENATOR FLETCHER:**

10 **Q** Charles S. White, 1233 Lincoln Avenue, San Diego?

11 **A** Yes; my address now is 940 A Street. I have
12 changed it.

13 **Q** When this telegram was sent did you live on
14 Lincoln Avenue?

15 **A** Yes, I lived on Lincoln then.

16 **Q** 1233 Lincoln Avenue? Did you send me that telegram?

17 **A** No, sir.

18 **Q** Did you know it was sent?

19 **A** No.

20 **Q** Did you authorize it ever be sent?

21 **A** I knew some of the fellows were talking about a
22 bunch of telegrams being sent, but I didn't know it until
23 afterwards.

24 **Q** Do you belong to a union?

25 **A** Yes; 1296.

26 **Q** Is there any by-law or resolution that gives the

1 authority, which you have approved, for any officer of 1296
2 to send a private telegram like that without your knowledge
3 or consent?

4 **A** Well, I suppose the officers surely have that
5 authority or they wouldn't have done it. I really don't know
6 myself whether the by-laws cover that.

7 **Q** You don't know whether it is a by-law or not?

8 **A** No.

9 **SENATOR FLETCHER:** Any other question, gentlemen?
10 If not, thank you so much.

11 **SENATOR CARTER:** Just one question, to get this straight.

12 **BY SENATOR CARTER:**

13 **Q** You found out afterwards the telegram was sent.
14 Well, did you hear any discussion about sending a telegram
15 previous to the time they were sent?

16 **A** No, I did not.

17 **Q** Would you have authorized the sending of such a
18 telegram?

19 **A** Well, if I had known the details. I didn't know
20 what it was all about until afterwards.

21 **SENATOR CARTER:** All right.

22 **SENATOR FLETCHER:** I wish to introduce the telegram
23 from Charles S. White, sent to me on March 27th, at Sacra-
24 mento, as Exhibit 87.

25
26 **SENATOR CARTER:** Are there any other individuals who

1 have been subpoenaed who have not been called? Well, one
2 of you stand up at a time, please, and come forward and
3 announce your name.

4 MR. BECK: My name is Alfred B. Beck, 218 Payne Street.

5 SENATOR FLETCHER: I know you are on my list. Here it
6 is; Alfred B. Beck. In order to expedite matters, Mr.
7 Beck, you take the oath.

8
9 ALFRED B. BECK,

10 called and sworn by Senator Fletcher, Chairman, testifies
11 as follows:

12 BY SENATOR FLETCHER:

13 Q Did you ever send me a telegram in March, 1941?

14 A No, sir.

15 Q You never authorized your name to any telegram?

16 A Not to my knowledge, I haven't. I do belong to a
17 union and I did go and join that union under protest at the
18 time, so, if so, it was under protest anyway.

19 Q You joined the union under protest?

20 A I did, because it was a "have-to" case of making
21 a living for my family.

22 SENATOR FLETCHER: Sit down, my friend, just a moment.
23 I want to find you a telegram and a card. I know there is
24 a telegram from you.

25 SENATOR CARTER: What I would suggest, Senator Fletcher,
26 is that you ask the usual questions and reserve an exhibit

1 number for the telegram.

2 BY SENATOR FLETCHER:

3 Q What union do you belong to?

4 A I belong to Chauffeurs and Teamsters Union. I
5 couldn't tell you exactly the union.

6 Q Do you know of any by-laws or have you ever signed
7 any agreement or approved the sending of telegrams such as
8 this, without your knowledge and consent?

9 A Not that I know of.

10 SENATOR FLETCHER: May we reserve the right and have it
11 known as Exhibit Number -- what?

12 THE SECRETARY: 88.

13 SENATOR FLETCHER: I will produce the telegram, because
14 I know that I have it. Any questions? I thank you.
15 There is the financial man. He is right here. I will
16 read it into the record later on.

17
18 SENATOR FLETCHER: What is the next man that we
19 subpoenaed?

20 MR. RUSSELL: W. W. Russell.

1 **W. W. RUSSELL,**

2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 **BY SENATOR FLETCHER:**

5 Q William W. Russell, 3414 Nile Street?

6 A Yes, sir.

7 Q Did you send me that telegram, Mr. Russell?

8 A No, sir.

9 Q Did you know it was sent?

10 A No, sir.

11 Q Did you ever authorize it?

12 A No, sir.

13 Q Do you belong to a union?

14 A Yes, sir.

15 Q What number?

16 A Local 89.

17 Q Of what?

18 A Laborers.

19 Q Have you ever agreed to and do you know of any
20 by-law that would permit an officer of your union to send
21 a telegram like that without your knowledge and consent?

22 A No, sir, none whatsoever.

23 Q Do you have anything further to say?

24 A No, sir.

25 **SENATOR FLETCHER:** Any questions?

26 **SENATOR CARTER:** None.

1 **SENATOR FLETCHER:** Thank you.

2 At this time I wish to introduce a telegram from William
3 W. Russell, 3414 Nile Street, San Diego, to me, which I
4 received in Sacramento on March 27th, a standard form, and
5 ask that it be made an exhibit -- what?

6 **THE SECRETARY:** 89.

7
8 **SENATOR FLETCHER:** And your name?

9 **MR. BONATUS:** John Bonatus.

10
11 **JOHN BONATUS,**

12 called and sworn by Senator Fletcher, Chairman, testifies
13 as follows:

14 **SENATOR FLETCHER:** I know we have that telegram. I
15 will not look for it now, to save time.

16 **BY SENATOR FLETCHER:**

17 Q What is your address?

18 A 3620 Nile Street.

19 Q You received a subpoena?

20 A Yes.

21 Q You received a card from me, did you not?

22 A Yes, I received a card.

23 Q And what was your reply as to whether or not --

24 A I think I had "No" on it.

25 Q I remember you did, too.

26 A I don't know anything about the telegram.

1 Q Did you ever send me a telegram or authorize that
2 it be sent?

3 A No, I did not. I didn't know anything about any
4 telegram.

5 Q What union do you belong to?

6 A 333, Painters local.

7 BY SENATOR CARTER:

8 Q That is 333?

9 A Yes.

10 BY SENATOR FLETCHER:

11 Q Do you know of any by-laws?

12 A No.

13 Q Or have you ever given any written authority to
14 any officer of the union to send a personal telegram with
15 only your name attached to it?

16 A No, I know of no such thing.

17 Q You know of no union official who has authority
18 to send private telegrams of this character?

19 A No, I do not.

20 SENATOR FLETCHER: I ask that I be allowed to introduce
21 the telegram as Exhibit Number --

22 THE SECRETARY: 90.

23 SENATOR FLETCHER: With your permission. I thank you
24 very much.

25 THE WITNESS: You are welcome, sir.
26

1 SENATOR FLETCHER: Your name, please?

2 MR. LAKIN: James Lakin.
3
4

5 JAMES LAKIN,

6 called and sworn by Senator Fletcher, Chairman, testifies
7 as follows:

8 BY SENATOR FLETCHER:

9 Q Your address, please?

10 A 2030 Hawthorne, San Diego.

11 Q You received a subpoena from me?

12 A Yes, sir.

13 Q You received a card?

14 A Yes, sir.

15 Q Announcing I had received a telegram? What was
16 your answer?

17 A I answered I had not authorized or paid for that
18 telegram.

19 Q Did you ever send me any telegram?

20 A No.

21 Q Did you ever authorize the sending of a telegram?

22 A No.

23 Q What union do you belong to?

24 A 1296.

25 Q Have you ever, to your knowledge, authorized an
26 official -- or do the by-laws of 1296 give the right to
any official to send any telegram of a private nature under

1 your signature alone, without your knowledge or consent?

2 A Well, not to my knowledge.

3 SENATOR FLETCHER: That is all. You are excused, un-
4 less there is some question.

5 SENATOR CARTER: No, none.

6 SENATOR FLETCHER: Next?

7 SENATOR CARTER: That exhibit will be 91.

8 SENATOR FLETCHER: I ask that Exhibit 91 be authorized
9 and I will produce the telegram that I received from him.

11 SENATOR FLETCHER: Your name, please?

12 MR. STAFFEN: Mr. E. Staffen.

14 M. E. STAFFEN,

15 called and sworn by Senator Fletcher, Chairman, testifies
16 as follows:

17 BY SENATOR FLETCHER:

18 Q Did I write you a letter acknowledging receipt of
19 a telegram from you?

20 A A card.

21 Q And what was your answer?

22 A "No," to all three charges.

23 Q Have you ever sent me a telegram or authorized one
24 sent to me?

25 A Never at no time.

26 Q Are you a member of the union?

1 A I was a member of the union until June 1st.

2 Q What union, please?

3 A 1296. Beg your pardon; April 1st.

4 Q Do you know of any by-law or of any legal right
5 of any officer of 1296 to send a private telegram under
6 your signature, without your knowledge or consent?

7 A I do not, most emphatically.

8 Q Have you anything further to say on the subject?

9 A No; it would be too big a subject. Let's say
10 no.

11 SENATOR FLETCHER: Any further questions?

12 BY SENATOR CARTER:

13 Q What was your address, Mr. Staffen?

14 A 910 A Avenue, National City.

15 SENATOR FLETCHER: I ask the right to introduce as
16 Exhibit Number --

17 THE SECRETARY: 92.

18 SENATOR FLETCHER: As Exhibit 92 the telegram that I
19 received from Mr. Staffen.

21 SENATOR FLETCHER: What is your name?

22 MR. JONES: Robert R. Jones.

23 SENATOR FLETCHER: There is a man named Cotter who
24 ought to be here.

1 ROBERT R. JONES,
2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 BY SENATOR CARTER:

5 Q What is your address?

6 A 830 25th.

7 Q 25th Street?

8 A Yes.

9 BY SENATOR FLETCHER:

10 Q Did you receive a postal card from me?

11 A Yes.

12 Q Did you answer it?

13 A I answered "No".

14 Q My question was if you had sent a certain telegram.

15 Is that correct?

16 A That is correct.

17 Q Did you ever send me any telegram?

18 A No, I never.

19 Q Or did you ever authorize the sending of any
20 telegram?

21 A No.

22 Q Do you belong to any local union?

23 A 1296.

24 Q How long have you belonged?

25 A About a year and a half down here.

26 Q Do you know of any by-law or have you signed any

1 legal document that would give to any officer of the union
2 the right, without your knowledge and consent, to send a
3 private telegram?

4 A No.

5 SENATOR FLETCHER: Any further questions, gentlemen?

6 Thank you.

7 I reserve the right and ask that Exhibit Number 93, the
8 telegram which I received from him, be entered in the
9 records.

10 Is there anyone else? Are you the last one? What
11 is your name?

12 MR. KILLAN: John M. Killan.

13
14 JOHN M. KILLAN,

15 called and sworn by Senator Fletcher, Chairman, testifies
16 as follows:

17 BY SENATOR FLETCHER:

18 Q What is your name?

19 A John M. Killan.

20 Q And what is your address?

21 A 4382 40th.

22 Q Did you ever send me a telegram at any time to
23 Sacramento?

24 A No, sir.

25 Q Or did you ever authorize a telegram be sent me?

26 A No, sir.

1 Q Did you ever know of a telegram being sent to me?

2 A No, sir.

3 Q Are you a member of the union?

4 A Yes, sir.

5 Q What union?

6 A I am a member of 1296.

7 Q How long have you been a member?

8 A Oh, approximately five months.

9 Q Have you ever signed any official document, or, to
10 your knowledge, in the by-laws of the union, 1296, is any
11 official given the right to send a private telegram similar
12 to that telegram, without your knowledge and consent?

13 A No, sir.

14 Q Have you any further statement to make?

15 A No, sir, I haven't.

16 SENATOR CARTER: You better reserve a number for the
17 Killam telegram.

18 THE SECRETARY: 94.

19 SENATOR FLETCHER: Did I ask for it?

20 SENATOR CARTER: No.

21 SENATOR FLETCHER: Then I ask that I be given the right
22 to put in as Exhibit 94 the Killam telegram.

23 SENATOR FLETCHER: Your name?

24 MR. COTTER: Robert Cotter.
25
26

1 ROBERT COTTER,

2 called and sworn by Senator Fletcher, Chairman, testifies
3 as follows:

4 BY SENATOR FLETCHER:

5 Q What is your address?

6 A 4384 38th Street.

7 Q Have you ever sent me a telegram?

8 A No, sir.

9 Q Have you ever authorized a telegram to be sent me?

10 A No, sir.

11 Q Did you have any knowledge of a telegram being
12 sent me in March, 1941, with your signature attached?

13 A No, sir, I did not.

14 Q Are you a member of the union?

15 A Yes, sir.

16 Q What union?

17 A 333.

18 Q What is that?

19 A Painters Local.

20 Q Is there any by-law or have you ever given written
21 authority to any officer of your union to send any telegram
22 they may want, a private telegram, with your signature
23 only attached, without your knowledge or consent?

24 A No, sir.

25 SENATOR FLETCHER: Any questions, gentlemen?

26 SENATOR CARTER: No.

1 SENATOR FLETCHER: I thank you.

2 SENATOR CARTER: You better save an exhibit number for
3 Mr. Cotter. 95.

4 SENATOR FLETCHER: Oh, yes; I ask the privilege.

5
6 SENATOR FLETCHER: Your name?

7 MR. REMY: Robert Remy.

8
9 ROBERT REMY,

10 called and sworn by Senator Fletcher, Chairman, testifies
11 as follows:

12 BY SENATOR CARTER:

13 Q What is your address?

14 A 2030 Tufts, National City.

15 BY SENATOR FLETCHER:

16 Q Did you send me that telegram?

17 A No, sir.

18 Q Did you ever send me any telegram?

19 A No, sir.

20 Q Did you ever authorize any telegram to be sent me?

21 A No, sir.

22 Q Are you a member of the union?

23 A Yes, sir.

24 Q What number?

25 A 1296.

26 Q Have you ever given any written authority or is

1 there any by-law that would give the right to any officer of
2 1296 to send such a private telegram as that, without your
3 knowledge and consent?

4 A Not to my knowledge there isn't.

5 SENATOR FLETCHER: Any other questions, gentlemen?

6 I ask that this telegram be introduced.

7 THE SECRETARY: 96.

8
9 SENATOR FLETCHER: Your name?

10 MR. O'BRIEN: John J. O'Brien.

11
12 JOHN J. O'BRIEN,

13 called and sworn by Senator Fletcher, Chairman, testifies
14 as follows:

15 SENATOR CARTER: Let us get the address now.

16 SENATOR FLETCHER: 4937 Niagara.

17 THE WITNESS: That is right.

18 BY SENATOR FLETCHER:

19 Q Mr. O'Brien, did you ever send me any telegram at
20 any time?

21 A No, sir.

22 Q Did you ever authorize a telegram to be sent?

23 A No, sir.

24 Q Did you ever know of any telegram being sent?

25 A Not until I was informed by you.

26 Q In your letter to me of April 14th -- I appreciate

1 the splendid letter. I will not introduce it in evidence.
2 But I would like to ask you if you belong to a union?

3 A Yes.

4 Q What is the number?

5 A Ironworkers, Number 229; Ironworkers.

6 Q I want to ask this question: Have you ever given
7 legal authority or do you know of any officer who has the
8 legal authority through the by-laws to send a private tele-
9 gram under your own signature and no one else, without
10 your knowledge and consent?

11 A There is no such law.

12 SENATOR FLETCHER: At this time I ask, as Exhibit
13 Number -- what?

14 THE SECRETARY: 97.

15 SENATOR FLETCHER: -- That my telegram that was receiv-
16 ed from J. J. O'Brien, 4937 Niagara Street, be made Exhibit
17 Number 97, being the standard form. Thank you. I guess
18 that is all. I hope it is all. The Committee will now
19 go into executive session.

20
21 SENATOR FLETCHER: Mr. Bitter, the Chairman rules that
22 there shall go into the record your voluntary offer to
23 testify. But this is not a court. We do not feel that we
24 have the right to go outside the scope of our resolution,
25 104, which was passed, and the question of immunity is
26 involved, and for that reason we will not take the

1 responsibility of allowing you to testify now, but as soon
2 as we can get to our legal counsel in Sacramento we will
3 take it up. I will say this, that if it is the legal
4 opinion of our legal counsel that you can be heard, we will
5 be glad to subpoena you, at our own expense, and have you
6 come to Sacramento and testify at a hearing that we will
7 hold there. We appreciate the kind offer of your voluntary
8 offer of testimony tonight, but the ruling of the chair is
9 that we cannot hear you tonight.

10 MR. BITTER: Well, I just wanted to say and just
11 reiterate that we had already informed you in Sacramento that
12 we sent the telegrams, and that is all I was going to say
13 anyway.

14 SENATOR FLETCHER: All right. Thank you, my friend. I
15 thank you very much.

16 MR. PIERCE: May I also have in the record that I
17 appear as secretary of the San Diego Central Labor Council
18 and made the same offer to appear and was refused?

19 SENATOR FLETCHER: What is your name?

20 MR. PIERCE: Edward F. Pierce.

21 SENATOR FLETCHER: Edward F. Pierce. It is so recorded.
22 Is there anything further?

23 SENATOR CARTER: No, I have nothing further.

24 SENATOR BIGGAR: No.

25 SENATOR FLETCHER: The Committee stands adjourned.
26

Ed Fletcher Papers

1870-1955

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**California State Senator and Other Republican Party
Materials - Chairman, Committee on Senate Resolution
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