



UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D. C.

Justice

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May 10, 1961.

COMMITTEE ON

MAY 11 1961

FOREIGN RELATIONS

Mr. John Newhouse
Senate Foreign Relations Committee
Room 4304
New Senate Office Building
Washington 25, D. C.

Dear Mr. Newhouse:

Pursuant to your request during our conversation on May 5, 1961, the following is a list of prosecutions brought by this Department for violation of the Foreign Agents Registration Act of 1938, as amended, together with the disposition of each case for the period January 1, 1950, to date.

1. U.S. v. Peace Information Center

This case came to trial in the District of Columbia on November 8, 1951, and was dismissed by the trial judge on defense motion upon completion of the Government's case.

2. U.S. v. Rumanian American Publishing Association, et al.

On June 13, 1956, a two count indictment was returned in the Eastern District of Michigan against the Rumanian American Publishing Association and nine of its former and current officers. On February 26, 1958, after having filed a registration statement under the Act, the Association entered a plea of nolo contendere to the first count of the indictment and was fined \$2,000. The indictment was dismissed as to the individual defendants.

3. U.S. v. John Joseph Frank

On May 13, 1957, a four count indictment was returned against the defendant in the District of Columbia. The defendant was found guilty on all counts on December 7, 1957. On October 20, 1958, the Court of Appeals reversed his conviction and remanded the case for a new trial. Retrial commenced on March 5, 1959, and on March 12, 1959, after both sides had rested but before the case was submitted to the jury, the court accepted a plea of nolo contendere by the defendant to counts one and three of the indictment on the express condition that the defendant file an acceptable registration statement. The court had previously dismissed counts two and four of the indictment. The defendant was fined \$500 on each count on March 20, 1959, after having filed a registration statement under the Act.

4. U.S. v. Jack and Myra Soble and Jacob Albam

An indictment was returned on February 4, 1957, in the Southern District of New York charging the defendants with violation and conspiracy to violate the peacetime espionage statutes, violation and conspiracy to act as Soviet agents within the United States without prior notification to the Secretary of State, and wilfull failure to register under the Foreign Agents Registration Act. The defendants entered pleas of guilty to the charge of conspiracy to obtain information relating to the national defense for the purpose of transmitting such information to the Soviet Union, and the remainder of the counts were dismissed.

5. U.S. v. George Zlatovski and Jane Foster Zlatovsky

On June 8, 1957, a five count indictment was returned in the Southern District of New York including one count charging that Jane Zlatovsky acted in the United States as an agent of the Government of the U.S.S.R., without having filed a registration statement under the Foreign Agents Registration Act. The defendants are fugitives from justice.

6. U.S. v. Arnaldo G. Barron

On November 17, 1958, Barron was indicted in the District of Columbia under the Foreign Agents Registration Act. On March 6, 1959, defendant filed an acceptable registration statement and on March 16, 1959, the court accepted his plea of nolo contendere to the indictment. On April 17, 1959, the defendant was given a suspended sentence of five years and placed on probation for that period.

7. U.S. v. Alexander L. Guterma, Hal Roach, Jr. and Garland L. Culpepper, Jr.

On September 1, 1959, a three count indictment was returned in the District of Columbia charging that defendants Guterma and Roach failed to register under the Act as publicity agents for the Government of the Dominican Republic and that the three defendants as officers and directors of Mutual Broadcasting System failed to cause MBS to register under the Act. Trial commenced on May 16, 1960. On motion by the Government the indictment was dismissed at the outset of the trial against Garland L. Culpepper, Jr. During the course of the trial on May 18, 1960, the remaining two defendants proffered pleas of nolo contendere to the court to separate counts of the indictment.

Hal Roach, Jr., was sentenced on June 24, 1960, and fined \$500. Alexander L. Guterma was sentenced on November 2, 1960, to serve eight months to two years and was fined \$10,000. The sentence indicated that Guterma was to stand committed until the \$10,000 fine was paid. On November 8, 1960, Guterma filed notice of appeal. The matter is still pending in the Court of Appeals.

8. U.S. v. Hector Garcia Soto

On May 3, 1960, an indictment was returned in the Southern District of Florida against Hector

Garcia Soto for a wilfull failure to register under the Foreign Agents Registration Act. The case went to trial and the defendant was acquitted by the jury.

If I can be of any further assistance to you, please feel free to communicate with me.

Sincerely,

J. WALTER YEAGLEY
Assistant Attorney General
Internal Security Division

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Registration Section