

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1177948-1

Total Deleted Page(s) = 1
Page 14 ~ b6; b7C;

XXXXXXXXXXXXXXXXXXXXXXXXXXXX
X Deleted Page(s) X
X No Duplication Fee X
X For this Page X
XXXXXXXXXXXXXXXXXXXXXXXXXXXX

FEDERAL BUREAU OF INVESTIGATION

INDEXED

~~SECRET~~

Form No. 1
THIS CASE ORIGINATED AT

NEW YORK

NY FILE NO.

65-15301 JVL

REPORT MADE AT NEW YORK	DATE WHEN MADE 6/23/50	PERIOD FOR WHICH MADE 4/26-5/26/50	REPORT MADE BY <div style="border: 1px solid black; width: 100px; height: 20px;"></div>	b6 b7c
TITLE ① NAHUM BERNSTEIN		CHARACTER OF CASE ESPIONAGE - IS		

SYNOPSIS OF FACTS:

NAHUM BERNSTEIN and three other individuals were named by Confidential Informants T-1 as managers of Israeli intelligence operations in U.S. BERNSTEIN (U) born 9/5/07, NYC. He has resided in the NY area all his life. He is presently practicing law in NYC and his firm recently opened offices in Tel Aviv, Israel. In interview with him in 1948 he admitted that he was designated as the disperser of funds for the Jewish Agency for Palestine and that he knew TED KOLLEK, a member of the Israeli Supply Mission in the United States. Of recent date he has made two trips to Israel. He has received mail from DAVID WAHL, Executive Director of the publication "Israel Speaks", ARYEH MANOR, Technical Advisor to the Israeli Supply Mission, and also the organization "Materials for Israel", a subdivision of the Israeli Supply Mission. Likewise he has received mail from the Israel Consulate in NYC and from Israel, also from Paris, France and Denmark. He has been in contact on five occasions with NAT KOHN, Advisor to the Israeli Supply Mission. (U)

714/01
~~CLASSIFIED BY 2902 et al/csl/dj~~
~~DECLASSIFY ON: [unclear]~~
944929-1
NO [unclear] [unclear]
[unclear] [unclear] [unclear]
CLASSIFIED AND EXTENDED BY [unclear]
DATE OF REVIEW FOR DECLASSIFICATION [unclear]
3-15-79
2-3-83
2-1-83
5-8-82

#15/93
Classified by 9803 M/d
Declassify on [unclear] 339,539
SP12 [unclear] 3/25/94
COPIES DESTROYED 3/25/94
R 342 NOV 27 1960
11/29/79 DBK/stl (DRC)

ASS TO
[unclear]

APPROVED AND FORWARDED: [Signature]	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES	
5 - Bureau 2 - Cleveland 2 - Los Angeles 2 - Newark 2 - Washington Field 3 - New York COPY IN FILE		65-15301-3	RECORDED - 101 INDEXED - 101
		APPROPRIATE AGENCIES AND FIELD OFFICES ADVISED BY ROUTING SLIP(S) OF THIS REPORT DATE 6/19/79 [unclear]	

~~SECRET~~

~~SECRET~~

NY 65-15301

DETAILS:

Confidential Informant T-1, of known reliability, advised that as of January, 1949 the Israeli Intelligence in the United States

was to be handled by four persons, namely ^{member} TEDDY, GIDEON ROPER, NAHUM BERNSTEIN and T. M. S

(U) The TEDDY mentioned by Confidential Informant T-1 was subsequently identified as more than likely identical with THEODORE KOLLEK who at that time, January, 1949, was a member of the Israeli Supply Mission in New York City. He departed for Israel on April 5, 1949 and through the physical surveillance of EFRAIM BEN-ARZI it was determined that his position was more than likely taken over by ARYEAH MENZEL, aka ARYEAH MANOR who presently holds the position of technical advisor of the Israeli Supply Mission in New York. S

(U) GIDEON ROPER was subsequently identified as more than likely identical with GIDEON RAFAEL who is listed as Counsellor to the Israeli Delegation of the United Nations. S

(U) T. M. has been identified as more than likely identical with Col. EFRAIM BEN-ARZI who in January, 1949, was the Israeli Military Attache of the Israeli Embassy in Washington, D. C. He departed for Israel on March 17, 1950. It was understood at the time he departed from the United States that he was returning to Israel permanently to be assigned to a new post there. S

The NAHUM BERNSTEIN referred to by Confidential Informant T-1 is more than likely identical with the subject of this investigation. It is known through previous investigation of BERNSTEIN'S activities that he has been associated very closely with the affairs of Israel, prior to that the affairs of Palestine. S(u)

Confidential Informant T-2, of known reliability, made available the following background information concerning NAHUM BERNSTEIN:

He was born September 5, 1907 at New York City. His mother, JENNIE BERNSTEIN, nee STEINBERG, and his father, CHARLES BERNSTEIN, were born in Russia. The subject received his primary education in New York public schools and subsequently attended the College of the City of New York receiving his B.S. in social science in 1929. In 1931 he received his L.L.B. degree at Columbia University Law School. He was admitted to the Bar in the State of New York on June 13, 1932. From the date of his birth, 1907, until the present time, he has resided in the New York City area. He presently resides at 136 East 67th Street, New York, New York.

~~SECRET~~

NOV 8 1974

RENDER ORIGINAL-RETAIN

F227

~~SECRET~~b6
b7c

[redacted] Superintendent at 136 East 67th Street, New York City, advised that he has known NAHUM BERNSTEIN since November, 1949. [redacted] advised that BERNSTEIN and his wife and two children have resided at 136 East 67th Street for a number of years but that he himself has only been superintendent there since November of 1949. [redacted] advised that he has spoken to BERNSTEIN on several occasions and that he ascertained from his conversations with BERNSTEIN that he, BERNSTEIN, was very active in Israeli affairs. In fact BERNSTEIN told [redacted] he had made two trips to Israel since November of 1949. U

NAHUM BERNSTEIN is presently connected with the law firm of ~~SILVER~~ and BERNSTEIN, 20 Pine Street, New York, New York. The following announcement was sent out by this firm to many leading attorneys of the New York area. This announcement is dated March 31, 1950, and reads as follows: U

"We announce the opening of an Israeli Office at 26 Rothschild Boulevard, Tel-Aviv. Mr. ARNON R. ~~ROJANSKY~~ of the Israeli Bar is Counsel in Charge." U

This announcement was signed by EDWARD S. ~~SILVER~~, NAHUM BERNSTEIN, GEORGE H. ~~KAPLAN~~ and DONALD R. ~~SEAWELL~~.

On January 13, 1948, NAHUM BERNSTEIN was interviewed by SA [redacted] and SA [redacted] at his office, 20 Pine Street, New York City. At the very outset of this interview, BERNSTEIN stated that he presumed that the visit of the agents to his office was occasioned by an investigation into the affairs of the Foundry Associates, Inc. In this regard, BERNSTEIN stated that in November of 1947 he received a telephone call from LEONARD ~~WEISMAN~~ whom he had known for some years who like himself was active in the Zionist Cause. On this occasion WEISMAN told BERNSTEIN that he had been requested to assist in a project to acquire a stock pile of material for eventual shipment to Palestine. WEISMAN told BERNSTEIN that he had consented to assist in this project and that now it was necessary that a reputable well-known person act as dispersing officer for the funds available to finance this project. WEISMAN requested BERNSTEIN to function in this capacity and to this BERNSTEIN agreed. WEISMAN indicated to BERNSTEIN that the sum of \$750,000.00 was available to finance this project and that such funds would be made available by the Jewish Agency for Palestine. U

b6
b7c

According to BERNSTEIN, shortly after his talk with WEISMAN he received a verification of this proposition from GOTTLIEB ~~HAMMER~~, Dispersing

see memo~~SECRET~~

~~SECRET~~

Officer, Jewish Agency for Palestine. WEISMAN told BERNSTEIN that when purchases were made by either himself or his associates, BERNSTEIN would be notified of the amount of money necessary for the particular transaction and BERNSTEIN should then request HAMMER to forward a check to him for this amount. BERNSTEIN would in turn issue a check for the same amount to the payee named by WEISMAN. According to BERNSTEIN, the above outlined plan was followed in connection with the purchase of materials. U

On May 12, 1948, NAHUM BERNSTEIN was again interviewed by SA'S

b6 [redacted] and [redacted] at his office, 20 Pine Street, New
b7C York City. He advised that he himself was active in Jewish affairs and that he was secretary at that time for the Americans for Haganah, Inc. and that he was well acquainted with the principles of the Jewish Agency for Palestine in the United States and in Palestine itself. As a lawyer he stated he had been called upon on numerous occasions by various sections of the Jewish Agency for legal advice in matters pertaining to operation. He stated that in the fall of 1947, it was decided by the police level members to instigate an organization that could, if Palestine was partitioned, step in and relieve the other governments of considerable effort and manpower. It was decided that certain funds should be allotted for the purchase of desired aircraft. The services of Jewish persons in the United States who had proper education and other background should be employed. U

A. W. SCHWIMMER was designated as the individual who should purchase and reconvert whatever aircraft believed necessary to institute a fair-size airline. Approximately \$120,000.00 was deposited with BERNSTEIN which funds came from the Jewish Agency for Palestine. At the request of SCHWIMMER, BERNSTEIN would forward whatever money the former requested. U

In the course of this interview, BERNSTEIN stated that in March, 1948, Rabbi HILLEL SILVER suggested to JOHN HAROLD CARTER who was attempting to offer his services as a flyer in the conflict that was raging in Palestine, that he should contact a Jewish agency in New York City. According to BERNSTEIN, as a result of this contact, the suggestion was made to CARTER that he speak to TED KOLLEK. BERNSTEIN described KOLLEK as a Palestinian who spent a great deal of time in the United States and who had a small office in the Hotel 14, New York City. BERNSTEIN related that he became acquainted with KOLLEK through the publication "Haganah Speaks", a monthly publication put out by the Americans for Haganah, Inc. It appears that KOLLEK acted in an advisory capacity relative to articles appearing in the pamphlet. BERNSTEIN stated that several months prior to this interview KOLLEK got in touch with him and advised that he had been talking to an

~~SECRET~~

~~SECRET~~

individual by the name of CARTER who had been with the Flying Tigers in Burma and that this CARTER had a great deal of experience as a flyer. KOLLEK requested BERNSTEIN to check CARTER'S background to determine if CARTER had the experience in flying that he stated he had. BERNSTEIN then related that he contacted one of his associates in the law firm of SILVER and BERNSTEIN who had been in the Air Force and made inquiries concerning CARTER. It was determined that CARTER was unknown to several former members of the Flying Tigers. BERNSTEIN relayed this information to TED KOLLEK. U

Confidential Informant T-5, of known reliability, made available the following information concerning correspondence received by NAHUM BERNSTEIN at his office, 20 Pine Street, New York City: X(u)

X Correspondence was received by BERNSTEIN at this address from the Israeli Consulate, 11 East 70th Street, New York City, on April 5, 15, 20 May 9, 20, 1950. X(u)

Correspondence was received on the following dates from the organization Materials for Israel, Inc., 250 West 57th Street, New York City. (This organization has space on the seventeenth floor at this address and according to [redacted] Superintendent of this building, this space is one and the same with the Israeli Supply Mission which occupies most of the seventeenth floor of 250 West 57th Street): X(u)

b6
b7c

copies prepared as

March 29, April 5, 18, May 10, 17, 19, 1950.

Set out herewith is a list of other pertinent return addresses that appeared on correspondence received by NAHUM BERNSTEIN at 20 Pine Street, New York, New York. This list includes only return addresses on domestic mail: X(u)

<u>Date</u>	<u>Name</u>
3/27/50	X American Funds for Israel, 260 West 71st Street, New York 23, New York.
3/29/50, 4/7/50, 4/17/50	Union Bank and Trust Company, Eighth and Hills Streets, Los Angeles 55, California.
3/30/50	X Synagogue Council of America, 110 West 42nd Street, New York 18, New York.

X(u)

~~SECRET~~

~~SECRET~~

<u>Date</u>	<u>Name</u>
4/3/50	Chase National Bank, 11 Broad Street, New York, New York.
4/3/50, 4/27/50	Cleveland Trust Company, Euclid and East Ninth, Cleveland, Ohio.
4/4/50, 4/6/50	* National Laywers Guild, 1050 Sixth Avenue, New York, New York.
4/11/50	Corn Exchange Bank and Trust Company, 60th Street and Lexington Avenue, New York 21, New York.
4/11/50	Chase National Bank, Canal Street, Post Office Station, New York 5, New York.
4/12/50	* Israel National Airlines, 250 West 57th Street, New York 19, New York.
4/13/50	Federal Reserve Bank of New York, Federal Reserve Post Office Station, New York 45, New York.
4/14/50	A. V. * SCHWIMMER, Park Sheriton Hotel, New York, New York.
4/14/50	* American Palestine Trading Corporation, 17 East 71st Street, New York 21, New York.
4/14/50	* Overseas New Agency, 101 Park Avenue, New York 17, New York.

~~(u)~~

~~SECRET~~

~~SECRET~~

<u>Date</u>	<u>Name</u>
4/16/50	American Zionist Council, 342 Madison Avenue, New York 17, New York.
4/19/50	Department of Justice, Washington, D. C.
5/4/50	A. MANOR, c/o Government of Israel Supply Mission, 250 West 57th Street, New York, New York.
5/9/50	Israel Purchasing Service, 17 East 71st Street, New York 21, New York.
5/10/50	Ampal House, 17 East 71st Street, New York, New York.
5/11/50	Israel Speaks, Inc., 250 West 57th Street, New York 19, New York.
5/15/50	Jewish Center of Pompton Lakes, Pompton Lakes, New Jersey.
5/18/50	<div style="border: 1px solid black; width: 200px; height: 30px; margin-bottom: 5px;"></div> New York, New York.
5/22/50	Ampal House, Suite 2B, 17 East 71st Street, New York, New York
5/24/50	Progressive Israel Projects, 200 West 72nd Street, New York 23, New York.

b6
b7c

(u)
~~⊗~~

~~SECRET~~

~~SECRET~~

It should be noted that A. MANOR is the same individual previously mentioned who holds the position of Technical Advisor to the Israeli Supply Mission in New York and who has been observed on many occasions in the company of EFFRAIM BEN ARZI, former Military Attache of the Israeli Embassy, Washington, D.C. It is believed that MANOR may have succeeded to the position of TED KOLLEK who was previously mentioned as possibly identical with "TEDDY" who was one of the four individuals named to manage Israeli Intelligence in the United States. This belief is based on the position that MANOR holds in the Israeli Supply Mission and to the fact that he was observed so many times in the company of EFFRAIM BEN ARZI in the course of the physical surveillance of BEN ARZI that was maintained by agents during BEN ARZI'S frequent visits to New York City during 1949 and up until his departure for Israel on May 17, 1950. ~~(S)~~

March

It also should be noted that the publication "Israel Speaks" is the successor publication of "Haganah Speaks" of which NAHUM BERNSTEIN advised that he himself was secretary. ~~(S)~~

According to Confidential Informant T-3, of known reliability, NAHUM BERNSTEIN is presently the Secretary of the organization known as Israel Speaks, Inc. which organization publishes the publication "Israel Speaks." DAVID R. WAHL is the Executive Director of this organization. ~~(S)~~ (u)

The following is a list of foreign mail that has been received by NAHUM BERNSTEIN at his office at 20 Pine Street, New York, New York: ~~(S)~~ (u)

<u>Date</u>	<u>Name</u>
3/27/50	[Redacted] Post Office Box [Redacted] Jerusalem.
3/29/50	Israeli Industries, Inc. 26 Rothschild Boulevard, Tel Aviv, Israel.
4/14/50	[Redacted] Hotel Reynolds, 6th Ave., Bertie Albrecht, Paris, France.

b6
b7C

(u)

~~SECRET~~

~~SECRET~~

<u>Date</u>	<u>Name</u>
4/17/50	[Redacted] Paris, France
4/21/50, 5/5/50, 5/15/50	X Israeli Industries, Inc., 9 Jaffa, T. Ard, Tel Aviv, Israel.
4/21/50, 5/19/50	Post Office Box 367, X address Tel Aviv, Israel.
4/27/50	[Redacted] Denmark.
5/19/50	[Redacted] Hotel Ritz, Tel Aviv, Israel.

b6
b7c

~~X~~ (u)

Confidential Informant T-4, of known reliability, advised that NAHUM BERNSTEIN was in contact with NATHAN KOHN, who resides at 18 Lincoln Avenue, Patterson, New Jersey, on the following dates: ~~X~~ (u)

October 22, December 23, 30, 1949, January 15, 1950. ~~X~~

These contacts were all made from the residence of NAHUM BERNSTEIN, 136 East 67th Street, to the home of NATHAN KOHN at 18 Lincoln Avenue, Patterson, New Jersey. ~~X~~ (u)

NAHUM BERNSTEIN was again in contact with NATHAN KOHN on November 22, 1949. On this occasion, NAHUM BERNSTEIN was in his office at the law office of Silver and Bernstein, 20 Pine Street, New York City. ~~X~~ (u)

On January 7, 1950, the same informant advised that NAHUM BERNSTEIN was in contact with NATHAN KOHN and that NATHAN KOHN at that time was staying at the Gaylord Hotel in Miami Beach, Florida. ~~X~~ (u)

NATHAN ~~X~~ KOHN is identical with NATHAN STOLZAR ~~X~~ KOHN who, according to the records of the Protocol Division, Department of State, is listed as employed as an advisor to the Israeli Supply Mission. KOHN is listed as a

~~SECRET~~

NY 65-15301

~~SECRET~~

United States citizen, born in St. Louis, Missouri, October 31, 1909, residence 18 Lincoln Avenue, Patterson, New Jersey. According to these records, KOHN was a Lieutenant Colonel in the United States Air Force from 1942 to 1946. It is also likely that he is identical with the individual who has been active in Israeli activities in this area. He has been prominently identified in connection with an organization known as Ultramar Corporation. *(u)*

- P E N D I N G -

~~SECRET~~

NY 65-15301-

~~SECRET~~

LEADS

NEWARK

At Patterson, New Jersey

Will, upon receipt of Bureau approval, conduct investigation relative to the background of NATHAN KOHN.

Will ascertain his present activities.

LOS ANGELES

At Los Angeles, California

Will ascertain the relationship between NAHUM BERNSTEIN and the Union Bank and Trust Company, Eighth and Hills Streets. It is to be noted that BERNSTEIN has received several communications from this bank. (This lead was previously set out [redacted] in report of SA [redacted] at New York dated May 8, 1950). (S)

b6
b7C

(u) (S) (w)

b7D

CLEVELAND

At Cleveland, Ohio

Will ascertain the relationship between NAHUM BERNSTEIN and the Cleveland Trust Company, Euclid and East 9th Streets. It will be noted that BERNSTEIN received communications from this bank.

covered serial 14

NEW YORK

At New York, New York

Will follow the activities of NAHUM BERNSTEIN.

Two copies of this report have been designated for the Washington Field Office since Washington is the office of origin in the control case,

[redacted] Espionage - Is. (S)

b7D

~~SECRET~~

~~SECRET~~

CONFIDENTIAL INFORMANTS

The Confidential Informants mentioned in the report of SA [redacted] [redacted] dated June 13, 1950 at New York are as follows: (u)

- * T-1
- T-2
- T-3
- T-4
- * T-5

Anonymous.

[redacted]

[redacted]

b6
b7C
b7D

Mail cover on mail received by NAHUM BERNSTEIN at the office of SILVER and BERNSTEIN, 20 Pine Street, New York City.

(u)

REFERENCE:

(U) Letter from Bureau to New York dated April 12, 1950 in case entitled [redacted] Espionage - IS. (u)

b7D

~~SECRET~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BURNSTIEN,

~~SECRET~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers Initial LM
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

Under "N." Tab -

Not one

one Burnstien

62-36409-

NI

~~SECRET~~

Initialed

19

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BURNSTYNE,

~~SECRET~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers Initial EM
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

Ref Spelling

NR's

Burnstun

Plunder "N" to

Ref one -

~~SECRET~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1849

Subj: Bournestein

Exact Spelling

Searchers

All References

Initial SM

Subversive Ref.

Date _____

Mail File

Restricted to Locality of _____

FILE NUMBER

SERIALS

MAR 20 1950

Minder "N" Tag

one Bournestein

65-37234-181 NI

~~SEARCHED~~
Initialed 20

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannell Room 1649

Subj: Bourasstein

Exact Spelling

All References

Subversive Ref.

Mail File

Restricted to Locality of _____

~~SEARCHED~~
Searchers

Initial [Signature]

Date _____

MAR 20 1953

FILE NUMBER

SERIALS

all under "N." tab

NY one -

23

Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BOURNSTINE, ~~FILE~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers
Initial _____
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

Ref last year's filing

~~X~~

22

Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: Born's **SECRET**

Exact Spelling Searchers
 All References Initial SA
 Subversive Ref. Date _____
 Mail File
 Restricted to Locality of _____

<u>FILE NUMBER</u>	<u>SERIALS</u>
<u>MP of this spelling</u>	

MAR 29 1950

~~SECRET~~

Initialed 25

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BORNSTIEN,

~~SEARCHED~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers
Initial fm
Date _____

MAR 29 1947

FILE NUMBER

SERIALS

Wannall "A" tab

Waf on -

X

24

Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BORINSTEIN,

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers
Initial [Signature]
Date _____

FILE NUMBER

SERIALS

Under "N." Tab
Borinstein
NR

MAR 29 1950

~~SEARCHED~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BORENSTIN,

~~SECRET~~

Exact Spelling

Searchers

All References

Initials

Subversive Ref.

Date

Mail File

Restricted to Locality of _____

MAR 29 1950

FILE NUMBER

SERIALS

Mr of this Spelling

~~SECRET~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BERNSTYNE,

~~SECRET~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers
Initial _____
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

Reprints - 1/2/50

~~SECRET~~

_____ 29
Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: Borenstein

~~SECRET~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers _____
 Initial JA
 Date _____

FILE NUMBER

SERIALS

None of this is in file 1

MAR 29 1950

~~SECRET~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BEIRSTEIN, ~~XXXXXXXXXX~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers
Initials _____
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

<u>RP of this</u>	<u>911</u>
<u>"N" file -</u>	

<u>Resistant</u>	
<u>RP of this Spelling</u>	

~~XXXXXX~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BERNSTENE,

~~SEARCHED~~

Exact Spelling

Searchers

All References

Initial

Subversive Ref.

Date

Mail File

Restricted to Locality of

MAR 29 1950

FILE NUMBER

SERIALS

Under "N" tab

ref one Bernstein

~~SEARCHED~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor W. J. [unclear] Room 710

Subj: [unclear]

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers
Initial [unclear]
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

117-20-50-1-1

X

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BAERNSTEIN, Nahum

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searcher's Initials [Signature]
Date [Signature]

MAR 29 1950

FILE NUMBER

SERIALS

NR

Baernstein Nahum

NR

Baernstein, Wofany under
"N." tab.

one Baernstein

NR

Wof Baernstein

~~SEARCHED~~

Bernstein

Address: _____

Birthdate: _____

~~SECRET~~

SUPV: Wannaf

Misc: 8/29/02

~~CLASSIFIED BY 39063 elw/baldy~~

R# _____

~~DECLASSIFIED BY 39063 elw/baldy~~ Searcher Initial

FILE NUMBER 449989 4-14-89 SP12 B SERIALS

Declassify on: DATE

61 5391 389539 Copied 2371, 306 2 NI

62 62654 76 11P

Mrs N. Bernstein

65 30092 3473 11

~~DECLASSIFIED BY 39063 elw/baldy~~

36 0 8/24/01 1604 11P

N. A. Bernstein

100 7321 - 6, 1, copy SI

N. C. Bernstein Brokerage Co.

65 43302 - 4976 pg 57 111

Nachin Bernstein

65 56402 - 12666, 2707 copied

Nachin

65 56402 - 2665, 2667 copied

NABAUM file 5-11-11

2 875 2667 copied

~~SECRET~~
~~DECLASSIFIED~~
~~SECRET~~
~~SECRET~~
DIHAR 100

Subj: Nahum Bernstein

Address: _____

Birthdate: _____ SUPV: Wannall

Misc: _____ Searcher per web.

R# _____ Date 3-10-50 Initial PL

~~SECRET~~
~~SECRET~~

FILE NUMBER

SERIALS

<u>FILE NUMBER</u>	<u>SERIALS</u>
40 5892	SI
2 875-	copied 293, 267
40 0	1803 SI
65 56402-1	recheck copied 38, 277
97 2912-	73 ✓
65 56402-1	SI copied 2114, 2201
97 2171- 253, 204 XI	copied 2985 p 63
65 56402-	copied 210, 29; SI
97 2171	33 SI
97 2866	159. copied
2 875-	1107 - NIS
62 64427	238, p 53, SI
97 2912	SI
105 10332	11, SI
65 58621	28 copied (2)

~~SECRET~~
~~SECRET~~

Handwritten signature/initials

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

FILE NO.

REPORT MADE AT	DATE WHEN MADE	PERIOD FOR WHICH MADE	REPORT MADE BY
TITLE			CHARACTER OF CASE
SYNOPSIS OF FACTS:			

Subj: Nahum Bernstein

Address: _____

Birthdate: _____ SUPV: _____

Misc: _____

R# _____ Date _____ Searcher Initial _____

FILE NUMBER ~~SECRET~~ SERIALS

36	2219	14	NP
	N. Bernstein		
		NR	
	Nahum Bernstein		
		NR	

Handwritten scribble

~~SECRET~~

~~SECRET~~

Subj: _____

Address: _____

Birthdate: CNO SUPV: _____

Misc: ~~SECRET~~ _____

R# _____ Date: _____ Searcher Initial _____

FILE NUMBER

SERIALS

97	2912	455 pg 149	SI
		pg 150, 151	SI
97	2866	4	SI
109	12-248	15	NI
	Nahum A. Bernstein		
40	5892	copied	
40	5892	4, 5, copied	
97	2866	10	copied
100	153408	2	SI
875		159	lt
		239 p 2A	SI
	Nakoma Bernstein		
10	787-	1	NI
	N Bernstein SECRET		
61	7341-26-	40 pg 20	NI

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

FILE NO.

REPORT MADE AT	DATE WHEN MADE	PERIOD FOR WHICH MADE	REPORT MADE BY
TITLE			CHARACTER OF CASE
SYNOPSIS OF FACTS:			

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BERNSTEIN Nathan

Exact Spelling Searchers
 All References Initial
 Subversive Ref. Date
 Mail File
 Restricted to Locality of

~~SECRET~~

MAR 29 1954

FILE NUMBER SERIALS

~~SECRET~~

NR
Bernstein Nathan

NR
Bernstein Nathan

Bernstein Nathan W.

100-247118-33 p. 589. NI

Bernstein N.A. - NR

Bernstein N. - NR

Bernstein one - NR

Bernstein

Not this spelling

~~SECRET~~

(6)

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BERENSTEIN, Nathan

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

~~SECRET~~

Searchers Initials _____

~~SECRET~~

MAR 29 1950

FILE NUMBER

SERIALS

NR

Berenstein Nathan

NR

Berenstein Nathan

64-29379-53 NI

N. Bill Berenstein

NR

N. A. Berenstein

NR

one Berenstein

65-4729-14X NI

~~SECRET~~

~~SECRET~~

(5)

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: Bernsten *Nathan* ~~SECRET~~

Exact Spelling ~~SECRET~~ Searchers *25*

All References Initials *25*

Subversive Ref. Date

Mail File

Restricted to Locality of _____

MAR 29 1959

FILE NUMBER

SERIALS

MR of build ups

Bernsten Nathan

MR of build ups

Bernsten Nathan

MR of of build ups

Bernsten, W.A. or N. MR

Bernsten one

100-312008- 11 *NH*

100-237340- 6 *End. p. 8. NH*

_____ ~~SECRET~~

_____ ~~SECRET~~

②

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: Bernstein ~~SECRET~~

Exact Spelling
 All References
 Subversive Ref.
 Mail File
 Restricted to Locality of _____

~~SECRET~~

Searchers Initials _____
Date 1960

MAR 29 1960

FILE NUMBER

SERIALS

Memorandum "N." tab

one Bernstein

<u>9-2395-</u>		<u>NI</u>
<u>7-86-</u>	<u>611</u>	<u>NI</u>
<u>100-3-4-</u>	<u>6221</u>	<u>NI/6</u>
<u>65-36267-</u>	<u>4</u>	<u>NI/6</u>
<u>65-56402-1-</u>	<u>534</u>	<u>NI/6</u>
<u>65-31329-7</u>	<u>371</u>	<u>NI/6</u>
<u>61-7341-5-</u>	<u>31, P. 322</u>	<u>NI/6</u>

~~SECRET~~

~~SECRET~~

(8)

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannell Room 1049

Subj: One Borstein

Exact Spelling
 All References
 Subversive Ref.
 Mail File
 Restricted to Locality of _____

~~SECRET~~
SEARCHERS
Initial SM
Date _____

FILE NUMBER

SERIALS

61-7341-9- 457 P. 10 NI

100-99898- 118 P. 63 ^{copied}

15-7795- 1 NI

100-3-1- 172 NI

40-26658- 3 NI

15-10585- 1 NI

65-55316- 1055 ^{check of} NI

65-48970- 130 NI

100-275683- 166 NI

A. A. Borstein - et al

~~SECRET~~

5-30

~~SECRET~~

10

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BORENSTEIN, ~~Abraham~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

~~SECRET~~
 Searchers _____
 Initial SA
 Date 5/5

MAY 25

FILE NUMBER

SERIALS

40-80263-1 NI

Nathan Borenstein

100-155385-1 NI

100-3-12-2249 Encl. p. 13 NI

15-10529-5 NI

Borenstein, Nathan - MR

Borenstein, Nathan - MR

Nathan Borenstein - MR

Borenstein, one could not locate

61-5651-1 subject

7-1913-9 NI

100-350880- (main file) NI

~~SECRET~~ ~~SECRET~~

Initialed 9

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: BORNSTEIN, Nathan

Exact Spelling
 All References
 Subversive Ref.
 Mail File
 Restricted to Locality of _____

~~SECRET~~

Searchers Initial _____
Date _____

MAR 29 1950

FILE NUMBER

~~SECRET~~
~~SERIALS~~

107 of building "A"

Bornstein Nathan

107 of building "A"

Nathan Bornstein

100-5670-151 NI

52-30785-56919 NI

62-75147-47-88 End p. 17 NI

Nathan A. Bornstein

107 of building -

Nathan A. Bornstein

40-32732- NI

~~SECRET~~

~~SECRET~~

11

Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: Norbert Bornstein

Exact Spelling
 All References
 Subversive Ref.
 Mail File
 Restricted to Locality of _____

~~SECRET~~

Searchers Initial ca
Date _____

~~SECRET~~

MAR 29 1951

FILE NUMBER

SERIALS

<u>64-1406-</u>	<u>6</u>	<u>NI</u>
<u>65-44610-</u>	<u>505</u>	<u>NI</u>
<u>N. A. Bornstein</u>	<u>NR</u>	<u>NI</u>
<u>N. Bornstein</u>	<u>NR</u>	<u>NI</u>
<u>one Bornstein</u>		
<u>101-5782-</u>		<u>NI</u>
<u>121-17495-</u>	<u>7</u>	<u>NI</u>
<u>100-141926-</u>	<u>1</u>	<u>NI</u>
<u>65-32368-</u>	<u>43</u>	<u>NI</u>
<u>62-68338-</u>	<u>45</u>	<u>NI</u>
<u>100-103618-</u>	<u>1</u>	<u>NI</u>
<u>100-14607-</u>	<u>59X</u>	<u>NI</u>
<u>64-1000-A-</u>	<u>89</u>	<u>NI</u>

~~SECRET~~

~~SECRET~~, 2

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 1649

Subj: one Born ~~SEARCHED~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of SEARCHED

Searchers Initial
Date

FILE NUMBER

SERIALS

<u>64-2804-</u>	<u>305</u>	<u>NI</u>
<u>100-14607-</u>	<u>127</u>	<u>NI</u>
<u>61-777-5-</u>	<u>23 p. 142</u>	<u>NI</u>
<u>77-19630-</u>	<u>14</u>	<u>NI</u>
<u>100-14607-</u>	<u>294</u>	<u>NI</u>
<u>100-344442-</u>	<u>155 p. 20</u>	<u>NI</u>
<u>100-341771-</u>	<u>34</u>	<u>NI</u>
<u>100-3-1-</u>	<u>133 p. 6-153</u>	<u>NI</u>
<u>100-46808-</u>	<u>38 p. 21</u>	<u>NI</u>
<u>61-7566-</u>	<u>4852</u>	<u>NI</u>
<u>46-3490-</u>	<u>5</u>	<u>NI</u>

~~SEARCHED~~
~~INDEXED~~
~~SERIALIZED~~
~~FILED~~

13

Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannell Room 1649

Subj: One Burnett

~~SECRET~~

Exact Spelling

Searchers

All References

Initial JW

Subversive Ref.

Date _____

Mail File

Restricted to Locality of _____

MAR 29 1950

FILE NUMBER

SERIALS

~~SECRET~~

23-519- 73 P. 8 NI

100-3-12- 1230 NI

65-30092- 2100 NI

65-56402- 342 NI

one doctor Burnett

100-125947- NI

7-1870- 2199 NI

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wassil Room 1649

Subj: One Bernstein

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

~~SECRET~~

Searchers Initial LR
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

~~SECRET~~

<u>27-22719-</u>		<u>NI</u>
<u>61-8480-</u>		<u>NI</u>
<u>62-19029-</u>		<u>NI</u>
<u>121-1983-</u>		<u>NI</u>
<u>61-6699-</u>	<u>153</u>	<u>NI</u>
<u>15-4195-</u>		<u>NI</u>
<u>Alvin Com. 2nd. Vol. 412, p. 74</u>		<u>NI</u>
	<u>74/4</u>	<u>NI</u>
<u>61-8480-</u>	<u>39</u>	<u>NI</u>
	<i>acting as parent</i>	
<u>47-20458-</u>	<u>10</u>	<u>NI</u>
<u>100-7261-</u>	<u>53</u>	<u>NI</u>
<u>100-353379-</u>	<u>2</u>	<u>NI</u>
<u>65-30092-</u>	<u>564</u>	<u>NI</u>

~~SECRET~~

Initialed

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor Wannall Room 11619

Subj: Burnstein, Nathan

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searchers Initial LM
Date _____

MAR 29 1950

FILE NUMBER

SERIALS

~~SECRET~~

Robert Budd of A-

Burnstein Nathan

Robert Budd of A.

Natalie Burnstein

64-25835- (U) (S) (X) NI

(100-769- 20259) (S) NI

Nathan Burnstein

62-75147-47- 88. Encl. 2. NI

87-12304-26- 12 P. 2A. NI

121-4- 588601 NI

N. A. Burnstein - sol

N. Burnstein

~~SECRET~~

SERVICE UNIT
SEARCH SLIP

4-22a

Supervisor W. J. [unclear] Room 1649

Subj: Mc [unclear]

~~SECRET~~

- Exact Spelling
- All References
- Subversive Ref.
- Mail File
- Restricted to Locality of _____

Searcher's Initial [unclear]
Date _____

FILE NUMBER

SERIALS

MAR 20 1950
~~SECRET~~

62-38824-	135	N/A
(U) 62-22455-	119	(U) N/A
[65-30092-	345	(S) N/A
100-6877-	27	N/A
65-35149-	348 P. 2	N/A
(U) 100-352346-	28	Copied
[65-40979-	793	N/A
121-17203-	2	N/A
100-0-	6956	N/A
100-3-	126	N/A
61-10149-	779 P. 15	N/A
100-138213-	81	N/A
100-123567-	414	N/A

~~SECRET~~ ~~SECRET~~

16

Initialed

SECRET

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
 THIS CASE ORIGINATED AT

NEW YORK

FILE No. 65-5048

REPORT MADE AT LOS ANGELES	DATE WHEN MADE 7/28/50	PERIOD FOR WHICH MADE 7/18,19/50	REPORT MADE BY PHILIP J. REILLY
TITLE NAHUM BERNSTEIN			CHARACTER OF CASE NEUTRALITY ACT - CONSPIRACY

SYNOPSIS OF FACTS: Subject appeared as defense witness January 15, 16, and 17, 1950, in the trial of United States vs. SCHWIMMER, Et Al in a case involving a violation of the Neutrality Act in the shipment of military aircraft to Israel. BERNSTEIN testified in effect that he had furnished the money and directed the defendants in the purchase of this material, and in essence stated that he was responsible for the actions of the defendants. Assistant United States Attorney HERSHEL E. CHAMPLIN advises that since BERNSTEIN had previously denied knowing SCHWIMMER to Bureau Agents in New York his activity was not known until his testimony at the trial and, hence, was never indicted as a defendant. Assistant United States Attorney, Los Angeles, declines prosecution this district inasmuch as there was no overt act committed by the subject here.

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE
 CLASSIFIED BY 3025/SLM/MLG
 DECLASSIFY ON: 25X
 94499-1
 8/30/50
 1-66644b

#1453
 Classified by 9803 mdt/hcl
 Declassify on: OADR 339539
 SPIA BTJ/JS
 3/25/94
 339539

DETAILS: A review of the transcript Volumes XXVIII, XIX, and XXX in the trial of United States vs. SCHWIMMER, Et Al held in United States District Court, Southern California Division, Judge PIERSON M. HALL presiding, reflects that NAHUM BERNSTEIN appeared as a witness for the defendants in this trial on January 15, 16, and 17, 1950. The trial involved ADOLPH W. SCHWIMMER and five other individuals plus SCHWIMMER's corporation on charges of conspiracy to violate the Neutrality Act by smuggling aircraft to Israel. Defending the six individuals in this trial were Attorneys ISAAC PACTH and WILLIAM STRONG.

On January 15, 1950, NAHUM A. BERNSTEIN was called as a witness by the defense and gave his home address as 136 East 67th Street,

APPROVED AND FORWARDED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES
COPIES OF THIS REPORT		RECORDED - 27
5 Bureau 1 USA, Los Angeles 3 New York (65-15301) 3 Washington Field 3 Los Angeles	COPY IN FILE 8/30/50 1cc to McGraw WRW	INDEXED - 27 AUG. 1 1950 37 [Signatures]

COPIES DESTROYED
 R 842 NOV 21 1960

SECRET

~~SECRET~~

LA 65-5048

New York City. BERNSTEIN stated that he was a member of the New York Bar and named one of his partners as EDWARD S. SILVER, whom he described as the Chief Assistant District Attorney of Kings County, Brooklyn, New York, and a former special assistant to the Attorney General.

In response to a question by the court (Judge PIERSON M. HALL presiding) as to what the defense intended to prove by this witness, that is BERNSTEIN, both PACT and STRONG replied "everything". _____, that the whole plan of operations in the formation of the SERVICE AIRWAYS were under BERNSTEIN's supervision, "the setting up of the plan, the purchase of the planes, the Panamanian situation — everything." BERNSTEIN stated in answer to questions by Mr. PACT that he was the legal representative of the ~~JEWISH AGENCY FOR PALESTINE~~, which he explained was an agency created and recognized by the old League of Nations.

BERNSTEIN stated that the American Section of this agency in America was headed by ~~Rabbi ABBA HILLEL SILVER~~ of Cleveland, Ohio, and maintained headquarters at 16 East 66th Street, New York City. He stated that it consisted of a Political Department, an Economic Department, and a Refugee and Immigration Department and has a substantial staff of people running into perhaps a hundred or more. BERNSTEIN under questioning of Attorney ISAAC PACT stated that sometime between October and November, 1947, in the Executive Room of the American Section of the ~~JEWISH AGENCY FOR PALESTINE~~, 16 East 66th Street, New York City, at a meeting of five or six men and women including ~~Rabbi ABBA HILLEL SILVER~~, Chairman, ~~Dr. EMANUEL NEWMAN~~, ~~Mrs. ROSE HALPERIN~~, representing ~~HADASSAH~~, ~~Mr. COTTLEIB HAMMER~~, Treasurer of the Jewish Agency, ~~Dr. NAHIM GOLDMAN~~, and a man named GREENBERG, first name unrecalled, it was decided that in view of the imminent partition of Palestine at that time with a consequent war with the Arab State the institutions and investments in Palestine were in danger. BERNSTEIN said that he was asked if he could handle the problem of acquiring aircraft for the purpose of maintaining communication with Palestine and the United States. BERNSTEIN recalled that a Mr. ~~ALBERT MILLER~~, an Israeli citizen, had come from Palestine to attend this meeting and was at that time an executive of the Jewish Agency in Jerusalem.

On January 16, 1950, PACT continued the questioning of BERNSTEIN to show that the ~~JEWISH AGENCY FOR PALESTINE~~ financed the entire project of the purchase of aircraft under the direction of BERNSTEIN, and that the defendants in this case, SCHWIMMER Et Al, were merely agents. BERNSTEIN pointed out that at the suggestion of ALBERT MILLER he took over the general supervision of handling the funds and again at the suggestion of MILLER agreed to contact one of the defendants, SCHWIMMER, to head up a project of acquiring aircraft.

NOV 8 1971

~~REMOVED ORIGINAL RETAIN~~

F227

2
~~SECRET~~

LA 65-5048

PACHT at this point questioned BERNSTEIN as to his military background, and BERNSTEIN replied that he was connected with OSS during the past war and spent sometime on the West Coast "in charge of preparing and training the missions for operations in enemy territory during the past war."

BERNSTEIN testified that in November, 1947, he met with SCHWIMMER, and arrangements were made for the purchase of aircraft. The money for this purchase was provided by the Jewish Agency and by means of checks which he deposited in his law firm's special account at the CHASE NATIONAL BANK, 20 Pine Street, New York City. SCHWIMMER opened an account to receive these funds at the BANK OF AMERICA in Hollywood, California. This took place in November of 1947.

Upon cross examination, BERNSTEIN stated that he became the attorney for the JEWISH AGENCY FOR PALESTINE in October or November, 1947, and that he last represented this organization when the planes were transferred to the State of Israel. He stated that he was a secretary for ~~AMERICANS FOR HAGANAH~~ in 1947 having been personally responsible for forming this organization as a corporation. He denied that he had ever told Mr. JOHN B. SIMMONS and Mr. JOSEPH M. KELLY of the FBI Office in New York that he had never met SCHWIMMER prior to their interview with him.

On January 16, 1950, during the cross examination of BERNSTEIN, the Defense Counsel in the person of Judge PACHT requested the court to consider the feasibility of releasing BERNSTEIN at the conclusion of the cross examination inasmuch as he was to leave for Israel a week from that day. BERNSTEIN was released by the court on Tuesday, January 17, 1950, stating to the court that he was returning to New York City on that date and would turn over to agents of the New York Office certain material and records regarding the purchase of aircraft for Israel on the following afternoon.

Two years prior to the testimony given by BERNSTEIN and on January 13, 1948, NAHUM BERNSTEIN was interviewed by SA [redacted] and SA [redacted] at his office, 20 Pine Street, New York City. At the very outset of this interview, BERNSTEIN stated that he presumed that the visit of the agents to his office was occasioned by an investigation into the affairs of the FOUNDRY ASSOCIATES, INCORPORATED. In this regard, BERNSTEIN stated that in November of 1947 he received a telephone call from ~~LEONARD WEISMAN~~, whom he had known for some years, who like himself was active in the Zionist Cause. On this occasion, WEISMAN told BERNSTEIN that he had been requested to assist in a project to acquire a stock pile of material for eventual

b6
b7c

~~SECRET~~

LA 65-5048

shipment to Palestine. WEISMAN told BERNSTEIN that he had consented to assist in this project, and that now it was necessary that a reputable well-known person act as dispersing officer for the funds available to finance this project. WEISMAN requested BERNSTEIN to function in this capacity and to this BERNSTEIN agreed. WEISMAN indicated to BERNSTEIN that the sum of \$750,000 was available to finance this project, and that such funds would be made available by the JEWISH AGENCY FOR PALESTINE.

According to BERNSTEIN, shortly after his talk with WEISMAN he received a verification of this proposition from GOTTLIEB HAMMER, Dispersing Officer for the JEWISH AGENCY FOR PALESTINE. WEISMAN told BERNSTEIN that when purchases were made by either himself or his associates BERNSTEIN would be notified of the amount of money necessary for the particular transaction, and BERNSTEIN should then request HAMMER to forward a check to him for this amount. BERNSTEIN would in turn issue a check for the same amount to the payee named WEISMAN. According to BERNSTEIN, the above outlined plan was followed in connection with the purchase of materials. At the time of this interview, BERNSTEIN stated that he had never seen or met ~~A. W. SCHWIMMER~~; although, he stated he knew of him.

b6 SA [redacted] of the New York Office, appeared as a rebuttal
b7C witness in this trial to testify that he had interviewed BERNSTEIN on January 13, 1948, at which time BERNSTEIN told Agent [redacted] and SA JOSEPH M. KELLY, of the New York Office, that he had never seen or met ADOLPH W. SCHWIMMER although he knew of him.

As a result of this trial, three individuals, ~~ADOLPH W. SCHWIMMER~~, ~~LEON GARDNER~~, of North Hollywood, and ~~RAY SELK~~, of 741 North Curson Avenue, Los Angeles, and the Corporation, ~~SERVICE AIRWAYS~~, were convicted and fined ten thousand dollars each for conspiracy to violate the U. S. Neutrality Act. The three other defendants, HERMAN M. GREENSPUN, of Las Vegas, WILLIAM SOSNOW, of New York, and ~~SAM B. LEWIS~~, of 133 South Orlando Avenue, Los Angeles, were acquitted by the jury on January 6, 1950. Another phase of that case involving SCHWIMMER, GARDNER, SOSNOW, GREENSPUN, and others was pending at that time in Miami, Florida.

According to Assistant United States Attorney HERSCHEL E. CHAMPLIN in an interview had with him on June 7, 1950, by the writer, had the Government known of BERNSTEIN's participation in the conspiracy involving SCHWIMMER Et Al prior to his admission of it in court, he would have been indicted along with the others. CHAMPLIN considered at that time that it still would have been possible to have BERNSTEIN indicted in the Miami phase of this case.

- 4 -

~~SECRET~~

On July 17, 1950, Mr. HERSCHEL E. CHAMPLIN advised the writer that Judge PIERSON M. HALL had fined HERMAN M. GREENSPUN, WILLIAM SOSNOW, and ABRAHAM LEVEN ten thousand dollars each on their pleas of guilty to conspire to violate the U. S. Neutrality Act. GREENSPUN was fined for conspiracy to violate the U. S. Neutrality Act by exporting arms and ammunition to Palestine in 1948. SOSNOW and LEVEN were fined for conspiracy to violate the U. S. Neutrality Act in connection with the transporting of military aircraft to Israel from Florida. This, he said, is the disposition of the Miami phase of this case inasmuch as SOSNOW and LEVEN had been indicted by a Grand Jury in Miami but under Rule 20 had their case transferred for purposes of trial to Los Angeles.

Mr. CHAMPLIN has been requested for his opinion as to prosecution of BERNSTEIN in the light of BERNSTEIN's testimony indicating his incrimination in a conspiracy to violate the Neutrality Act. Mr. CHAMPLIN advises that he contemplates no action regarding BERNSTEIN because he has committed no overt act in this jurisdiction. Mr. CHAMPLIN stated that the Justice Department has worked out a formula for the prosecutions of the main defendants who were indicted for violations in the several judicial districts so that they would not be sentenced more than once. Mr. CHAMPLIN pointed out that since BERNSTEIN had previously denied knowing SCHWIMMER to Bureau Agents in New York his conspiratorial activity was not known until he testified at the trial, and he was never indicted as a defendant. Mr. CHAMPLIN suggested, therefore, that this matter should be taken up with the Department of Justice which has a copy of the transcript of the case, which includes BERNSTEIN's testimony and the refutation of part of this testimony by SA JOHN B. SIMMONS. Mr. CHAMPLIN also suggested that the matter of prosecution of BERNSTEIN be taken up with the United States Attorney in New York City or Washington, D. C. inasmuch as BERNSTEIN's activities were confined particularly to these jurisdictions.

In passing sentence on HERMAN GREENSPUN and in passing sentence on the two individuals ABRAHAM J. LEVEN and WILLIAM SOSNOW, who were involved in the Miami phase of this aircraft smuggling case, it is to be noted that Judge PIERSON M. HALL as quoted in the "LOS ANGELES TIMES" and the "DAILY NEWS" of July 17, 1950, stated in effect that as he has indicated before in the case of United States vs. SCHWIMMER, Et Al the smuggling of aircraft and weapons to a nation at war and in defiance of United States neutrality is a most serious crime. "The Government, he said, cannot permit individuals or private groups to conduct their private wars." With regard to GREENSPUN, Judge HALL said, "I think GREENSPUN was the leader, but I cannot bring myself to send him to prison because I believe that there are other persons more culpable than he in the background but they are not in the jurisdiction of this court."

~~SECRET~~

LA 65-5048

It is Mr. CHAMPLIN's belief that in making this statement with regard to GREENSPUN, who was also a defendant in the SCHWIMMER case, Judge HALL particularly had in mind such persons as NAHUM BERNSTEIN and others who were primarily responsible for the actions of the defendants.

- C L O S E D -

- 6 -

~~SECRET~~

LA 65-5048

ADMINISTRATIVE PAGE:

Mr. HERSCHEL CHAMPLIN, Assistant United States Attorney, Los Angeles, was contacted on July 18, 1950, regarding copies of the transcript in the case of United States vs. SCHWIMMER, Et Al, and he advised that the Justice Department in Washington is in possession of a copy of the transcript in this case. Testimony of BERNSTEIN will be found in Volumes XXVIII, XIX, and XXX.

Three copies of this report are being furnished New York and the Washington Field Division. However, no copies are being designated for the United States Attorneys in those jurisdictions at this time until a decision as to the prosecution of BERNSTEIN is made by the Justice Department in Washington.

~~SECRET~~

IA 65-5048

b6
b7C

REFERENCE:

Report of SA [redacted] dated June 13, 1950, at New York City, New York.

(U) Bureau teletype to Los Angeles dated July 18, 1950, captioned [redacted] "ESPIONAGE - IS." ~~XXXX~~

b7D

~~SECRET~~

~~2/3/95 SPIGBTS/SC~~
339539

Paris, France
August 18, 1960

CHARLES DAVIS, a 23 year old American Negro who claims to be a long time Communist now reformed (without the knowledge of his Communist friends), advised on August 14, 1960, that YAANKOV MALKIN, 25 years of age, born at Warsaw, Poland, travelling as a student with Israeli Passport #2147, had arrived in Paris on August 10, 1960.

MALKIN, according to the informant, is a doctor of medicine and served in the Medical Corps of the Israeli Army during the war with the Arabs. MALKIN left for London, England, by train at 10 A.M. August 14, 1960. While in Paris he lived at the Hotel des Balais, 38 Rue Dalambre, 6th floor, room 41. He arrived in Paris from Tel-Aviv on board an airplane of the ZIM airline. All the expenses of the trip were paid for by the Agence Juif (Jewish Agency) located in the Consulate of Israel, 145 Avenue de Wagram, Paris.

The informant reported that YAANKOV MALKIN is the Vice Secretary of the Communist Party of Israel. He is a good friend of HIRSHAN MUNDLSON whom the informant described as a member of a Maryland Branch of the Communist Party, USA, approximately 54 years of age with a wife and daughter still living in the State of Maryland. MUNDLSON is a dentist who served in the Medical Corps of the Israeli Army during the hostilities with the Arabs in Palestine. MUNDLSON is now en route to Haifa, Israel, for the purpose of reentering the Army of Israel.

During the four days MALKIN was in Paris, an American girl, approximately 23 years of age, by the name of PHYLLIS GATES lived with him at the Hotel des Balais. GATE'S is employed by UNESCO in Paris. Her phone number is KLIKber 52-00, Extension 2674. She is a member of the Communist Party, USA, according to the informant. GATE'S accompanied MALKIN to London.

In London MALKIN and GATES will confer with officials of the Communist Party of England concerning the Communist campaign against the anti program in France. Also, they will join 15 Israeli students being Communists of Israel who arrived in England via ZIM on or about August 15, 1960.

MALKIN and GATES will remain in England for about 3 weeks. After they intend to return to Paris with the above described Communist contacts.

MALKIN told the informant that he had been in contact with HENRI NAPOLÉON ECKHARTSCHWILLER in Geneva, Switzerland.

ENCLOSURE

is secretary of the Italian Communist Partisans in Switzerland. MALKIN has documents and plans concerning the military reorganization of the Italian Partisans which were given to him by ECKENSCWYLER, according to MALKIN's statements to the informant.

MALKIN also has letters of introduction and credence from the Communist Party of Israel to the Communist Party of France. He also has a letter of introduction to Miss BARBARA NEVIN of the London Daily Worker.

The informant reported that MALKIN's father, a member of a Communist extremist group in Israel calling itself the NBI, with headquarters in Tel-Aviv, will be in Paris by September 28, 1950. MALKIN's father's first name is not known.

The informant reported that JANKOV MALKIN told him he wanted to go to the United States in about one year. The informant learned from MALKIN that the latter had been in Paris during the war and was in several secret organizations.

The informant reported that on August 15, 1950, JAN ZANKOV, an American citizen about 35 years of age believed to be functioning as an agent for the Bulgarian Government, was in contact with MALKIN. At that time ZANKOV furnished MALKIN detailed information concerning Bulgarians in Paris, those who are actual Communists, those who pretend to be Communists and the non-Communists. He also furnished information to MALKIN to be relayed to Communist Party officials in London concerning anti-mobilization plans in France.

On August 15, 1950, the informant reported that he had lunched that day with JAN ZANKOV and had learned the following concerning him. ZANKOV is an American citizen. He was born in the United States and speaks English with a broad "A" and soft "R" as they do in Boston and some of the New England States.

ZANKOV told the informant that he was in Bulgaria during the war and is working for the Bulgarian Government at the present time. He has been in Paris about 3 weeks. He will go to Nice within the next week where he will remain 3 months.

ZANKOV stated that the Bulgarian Government intends to bring about the overthrow of TITO in Yugoslavia; that in each town in Yugoslavia there are tight pro-Stalinist groups which will cause trouble when given the signal. He would not elaborate on this point.

ZANKOV told the informant that FREDERICK HANSEIN ECKENSCWYLER had been arrested in Italy (some time ago) and was being held in Switzerland; that ECKENSCWYLER receives important information from the informant and was paid 100,000 Swiss francs (about 125,000) per month.

The informant was further advised by ZANKOV that WALKIN receives 75,000 French francs per month while in Paris. ZANKOV stated that WALKIN is used to carry information on micro-film to certain officials of the movement in London.

ZANKOV told the informant that he was going to pick up some money from the Bulgarian Consulate on August 13, 1950.

ZANKOV was asked by the informant about JOHANN SCHNEEBELI, a Swiss Communist whom the informant met in Zurich, Switzerland, several months ago. ZANKOV stated that JOHANN SCHNEEBELI is a nuclear scientist whose knowledge of atomic energy might be useful to the movement. In this connection, ZANKOV mentioned a meeting that is scheduled for August 29, 1950, at Zurich. He said this meeting would be of importance to the "East European Democracies." This meeting had already come to the informant's attention through other Communist contacts in Paris. One of these was a Polish Consular employee in Paris who described the meeting as an "informative" type meeting. It will be held from August 28-31, 1950, in the house of OTTO SCHNEEBELI, 43 Central Strasse, Zurich.

The informant reported that the following Communists will take part in the meetings:

HARRY HAYWOOD, American Negro author and wife
W. J. C. AULD, member of the English Communist Party who has been traveling widely in Europe during the past month
FRIEDRICH NAPOLEON ENKENSCHWILER
JOHANN and OTTO SCHNEEBELI, and JOHANN's wife RUTH SCHNEEBELI

The informant reported that the principal purpose of the meeting is to provide those participating an opportunity to discuss their accomplishments in the last six months.

DAVIS reported on August 17, 1950 that JAN ZANKOV left that day for Paris in a Citroen sedan, black, bearing license 973CAF, and that he was going to pick up W. J. C. AULD at Fontainebleau.

ZANKOV is described as follows:

Age	about 35 years	Dress	Untidy, wears old clothes
Height	5'8"		
Weight	185	Peculiarities	Smokes numerous cigarettes, bites lower lip, nervous
Eyes	Dark brown		
Hair	dark, straight, receding hairline, combs it back	Scars	Round burn scar between thumb and forefinger, left hand
Nose	Large, hooked		

SAC, New York

July 14, 1950

Director, FBI

76108

(U) (SINT) (S)
NY File [65-15150] (S)

It is noted that recently the following reports have been received in connection with captioned investigation, all of which pertain primarily to Nahum Bernstein, who is the subject of a separate case in your office:

Report of Special Agent [redacted] dated June 23, 1950, at Newark, New Jersey.

Report of Special Agent [redacted] dated June 29, 1950, at Los Angeles, California.

b6
b7C

Report of Special Agent [redacted] dated June 30, 1950, at Los Angeles, California.

You are requested to submit the information contained in these reports pertaining to Bernstein in the next report submitted by your office in the Bernstein case in accordance with the instructions set forth in Bureau letter dated June 26, 1950, in captioned matter.

(U) [65-58700] (S)

(U) cc: [65-58700] (S)

WRW:prn

8/24/01
CLASSIFIED BY 39063elw/cal/dy
DECLASSIFY ON: 25X/6
9449 29-1

~~RECEIVED
COMMUNICATIONS SECTION~~

4/13/93
Classified by 9803 rdd/scl
DECLASSIFY ON: 25X/6
SPI2 BTS 100 3/25/94
339535

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

R-580

DUPLICATE YELLOW

RECORDED
81 JUL 20 1950
SECRET

ORIGINAL FILE IN [redacted]

~~SECRET~~

A. H. Belmont

July 13, 1950

C. E. Hennrich

76107

(U) [IDENT] (S)

REFERENCE:

To advise you that Nahum A. Bernstein a principal subject in captioned case during testimony at a trial made certain admissions indicating he may be chargeable with involvement in a conspiracy to violate the Neutrality Act and Export Control Act by smuggling aircraft to Israel. A proposed teletype to Los Angeles requesting information concerning action being taken with this regard is attached for your approval.

DETAILS:

Under date of June 29, 1950, the Los Angeles Office submitted a report in which there is set forth the gist of certain testimony given by Nahum A. Bernstein who was called as a defense witness in the case of U. S. versus Schrimmer, et al, this case involved a conspiracy to violate the Neutrality Act and Export Control Act by smuggling aircraft to Israel. According to Assistant U. S. Attorney Herschel F. Chaplin of Los Angeles, had the Government known of Bernstein's participation in the conspiracy involving Schrimmer, et al, prior to his admission of it in court, he would have been indicted along with the others. In June 7, 1950, Chaplin said it was still possible that Bernstein could be indicted "in the Miami phase of this case" although he did not believe any indictment had been contemplated by the U. S. Attorney in Miami with respect to Bernstein.

You will recall that Hiram Ben-Arzi, former Israeli Military Attache in Washington, named Bernstein in a Military Attache report dated January 27, 1949, as one of four persons who would control Israel intelligence operations in the United States. He presently have a case pending concerning Bernstein to determine the extent of his participation in these Israeli intelligence activities. (S)

ACTION:

There is attached a proposed teletype to Los Angeles instructing that the Bureau be advised what action Mr. Chaplin contemplates taking with respect to his statement made on June 7, 1950.

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

Attachment
cc-65-58700 (S)
cc-65-59184

~~SECRET~~
DECLASSIFIED BY 39063ed/tdk/dj
44492941

339539
SP12BTS/SC 3/25/94
#13/53
9803rdd/gcl
339539

165-57184-
61 JUL 19 1950

A 245

~~SECRET~~

ORIGINAL COPY FILED IN [] (S)

INDEXED - 51

FEDERAL BUREAU OF INVESTIGATION

SECRET

Form No. 1
THIS CASE ORIGINATED AT **NEW YORK**

NY FILE NO. **65-15301 RM**

REPORT MADE AT X NEW YORK	DATE WHEN MADE 9/19/50	PERIOD FOR WHICH MADE 7/13-9/5/50.	REPORT MADE BY <div style="border: 1px solid black; width: 100px; height: 20px;"></div>	b6 b7C
-------------------------------------	----------------------------------	--	--	-----------

**ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.**

Classified by SP6 Bja/...
Declassify on: OADR 5/10/87
#222,245

TITLE NAHUM BERNSTEIN	CHARACTER OF CASE ESPIONAGE - IS
---------------------------------	--

SYNOPSIS OF FACTS:

(U) **DAVID ISRAEL** now identified as **VICTOR ISRAEL**, a Danish citizen who works as a commission agent for **NAHUM BERNSTEIN** has received correspondence of recent date from **R. SHILOAH**, Foreign Ministry, Israel; Israeli Industries, Tel Aviv; **A. FEIN**, Israel; and **L. W. COLE**, Paris, France. Also from the Israeli Consulate, New York City; Government of Israel Supply Mission; El Al Israeli National Air Line Israeli Speaks, Inc.; Material for Israel; **RUDOLF SONNEBORN**, President of Material for Israel, and the Land Seas Products Corporation, with whom **PHILIP ALPER** and **A.W. SCHWIMMER** have had previous connections. Information from Confidential Informants set out re known contacts and associates of **BERNSTEIN**.

O-1 Form NY 11-2-50
(See above)
NY reply 11/5
copy will be declassified by 9/10/87

CLASSIFIED BY 39063elk/ldy P -
DECLASSIFY ON: 25X

DETAILS: Confidential Informant T-1, of known reliability, made a confidential inquiry at the Hotel Reynolds, Sixth Avenue, Bertie Albrecht, Paris, and ascertained the following information concerning **DAVID ISRAEL**, who is known to have stayed at that hotel:

His true name is **VICTOR ISRAEL**. He is a Danish citizen and has Danish Passport #125/1947, issued at Gotoborg on November 1, 1947. He was born on December 14, 1921, at Copenhagen, Denmark. He is employed as a commission agent. It was ascertained that he has been at the Reynolds Hotel on the following dates: February 13 and 14, 1950; April 7-12, 1950; and April 13-21, 1950. It was believed that he checked out of the hotel on April 12, 1950, but checked back in on the same date. He has not checked in at the hotel since April 21, 1950. It was also ascertained that during his stay in Paris, he had his appendix removed in a clinic in that City.

Classified by 9803/...
Declassify on: OADR 3/29/55
SP2 BTJ/...
3/25/95
339-539

APPROVED AND FORWARDED: <div style="border: 1px solid black; width: 100px; height: 20px;"></div>	Special Agent in Charge	ENCLOSURE
---	-------------------------	-----------

- COPIES OF THIS REPORT**
- 5. Bureau (65-59184)
 - 1 Los Angeles (info.)
 - 1 Newark (info.)
 - 2 Washington Field
 - 3. New York

DO NOT WRITE IN THESE SPACES
165-59184-15
SEP 21 1950
1
RECORDED

COPIES DESTROYED
R 842 NOV 21 1960

~~SECRET~~

NY 65-15301(A)

Confidential Informant T-2, of known reliability, advised that NAHUM BERNSTEIN received the following correspondence pertaining to this investigation at his office at 20 Pine Street, New York City:

<u>Dates</u>	<u>Addressor</u>
7/13/50	Trans Caribbean 160 Central Park South
7/13, 14, 15, 31; 8/4, 8, 11/50	Land Seas Products Corporation 39 Broadway
7/13, 22, 24; 8/9, 11/50	11 East 70th Street (Israeli Consulate)
7/15/50	Manufacturers Trust Company 55 Broad Street
7/18, 22, 24, 25, 28; 8/1, 8, 14, 15, 21, 22, 26/50	Material for Israel, Inc. 250 West 57th Street
7/18/50	L. Sonneborn Sons, Inc. 300 Fourth Avenue New York 10, New York
7/19, 28; 8/2, 16, 23/50.	Israeli Industries, Inc. 122 Allenby Road Tel Aviv, Israel
7/20; 8/5/50	Sacher Isserman Defense Committee 123 West 24th Street New York, New York
7/21/50	The Riggs National Bank 1503 Pennsylvania Avenue, N.W. Washington, D. C.
7/21/50	American Airmotive P.O. Box 6 Miami Springs, Florida

~~ALL INFORMATION ON THIS
PAGE IS CLASSIFIED (C)
EXCEPT WHERE SHOWN OTHERWISE~~

~~SECRET~~

NY 65-15301 (u)

~~SECRET~~

Dates

Addressor

7/25/50

[Redacted]

b6
b7C

Jamaica, New York

7/26/50

~~W. FEIN~~
Kibbitz-Hashoffet, Israel

7/28/50

Bank of New York and
Fifth Avenue Bank
48 Wall Street
New York, New York

7/28; 8/24/50

Government of Israel Supply Mission
250 West 57th Street
New York 19, New York

7/29/50

~~El Al Israeli National Air Line~~
250 West 57th Street

7/29/50

[Redacted]

b6
b7C

New York

8/1/50

Honorable ~~BROOK S. HAYS~~
Washington, D. C.

8/2, 5, 21/50

Israel Speaks
250 West 57th Street
New York 19, New York

8/3/50

[Redacted]
c/o BRIERFIELD
215 West 83rd Street
New York 24, New York

8/14/50

Canadian Bank of Commerce
Victoria, B.C.

8/16, 17/50

~~Harry Sacher Defense Committee~~
123 West 44th Street
New York 18, New York

~~ALL INFORMATION ON THIS
PAGE IS CLASSIFIED (C)
UNLESS INDICATED OTHERWISE~~

~~SECRET~~

~~SECRET~~

NY 65-15301

<i>see index</i> (u)(x)	8/17,22/50 *	Progressive Israel Projects 200 West 77th Street	* (S)(u) *
	8/18/50	Irving Trust Company 1 Wall Street	
	8/19/50	<div style="border: 1px solid black; width: 150px; height: 30px;"></div> New York, New York	
	8/19/50	R. SHILOAH Foreign Ministry Israel	
	8/19/50	<div style="border: 1px solid black; width: 100px; height: 20px;"></div> Hotel Plaza Athenee Paris, France	
8/28/50	Address P.O. Box 367 Tel Aviv, Israel		

b6
b7C

RUDOLF G. SONNEBORN, from whom N. BERNSTEIN received correspondence, is on the executive board of the publication "Israel Speaks", which publication is published by DAVID WAHL. ABRAHAM FEINBERG is the president of Israel Speaks, Inc. (S)(u)

RUDOLF SONNEBORN, in 1948, according to Confidential Informant T-3, of known reliability, was the president of Material for Israel, Inc., which corporation was chartered, according to this informant, under the New York laws on February 4, 1948, as a membership organization. Besides SONNEBORN, the officers were listed as follows: ADOLF ROBINSON, Secretary; SAMUEL CHARR, Treasurer; and CHARLES GUTWIRTH. This corporation was formed for the purpose of accepting donations of materials, such as tents, blankets, and other non-combatant items for shipment to the State of Israel. (It will be noted that NAHUM BERNSTEIN received several communications from Material for Israel, Inc.) (S)(u)

R. SHILOAH, who corresponded with BERNSTEIN, is RUBIN SHILOAH, presently connected with the Foreign Ministry in Israel. He visited the United States in 1949. (S)(u)

~~SECRET~~

~~SECRET~~

NY 65-15301

Concerning the Land Seas Products Corporation, 39 Broadway, New York City, it is known that PHILIP ALPER was arrested and pled guilty to the charge of attempting to illegally ship T.N.T. to Israel, in December 1947. In a signed statement given at the time of his arrest, he advised that after his arrival in New York City, from California in 1945, he was employed for a period of three to four months by the Land Seas Products Corporation. (S) (u)

Also, on May 4, 1948, HAMPHY CARLSON, Acting Chief of the Aircraft Branch of the War Assets Administration, Los Angeles, California, advised that A. W. SCHWIMMER had purchased five C46 Airplanes in the name of the Land Seas Products Corporation, 39 Broadway, New York City. A. W. SCHWIMMER recently was found guilty in the Federal Court in Los Angeles, California, of illegally transporting arms and ammunitions out of the United States, via Mexico to Israel.

~~SECRET~~

~~SECRET~~

Brown

(X) CHARLES BELOUS, who is known to have corresponded with NAHUM BERNSTEIN, may be identical with CHARLES BELOUS, who was recently mentioned by LOUIS BUDENZ as one of four hundred Communists, whom BUDENZ was now able to name. BUDENZ did not supply any address for this individual. [u]

[redacted] from whom BERNSTEIN received correspondence, is identical with the individual by the same name who recently supplied information to the New York Office regarding alleged Communists in the United States, whom he knew in Israel. [redacted] described himself as formerly connected with the Palestine Police. According to [redacted] himself, he is attempting to sell, in the United States, a book that he recently published. (u)

b6
b7c

The Sacher Isserman Defense Committee, 123 West 24th Street, New York, New York, and the Harry Sacher Defense Committee, 123 West 44th Street, New York 18, New York, from whom NAHUM BERNSTEIN received correspondence are undoubtedly identical with HARRY SACHER and ABRAHAM ISSERMAN, who were retained as attorneys by the eleven Communist leaders, who were recently convicted in the Federal Court, Southern District of New York. ISSERMAN and SACHER were sentenced in contempt proceedings by Judge HAROLD R. MEDINA. (u)

The following investigation was conducted by the Newark Office:

GROVER C. RICHMOND, JR., Assistant United States Attorney, Camden, New Jersey, advised that he had business dealings on at least two different occasions with NAHUM BERNSTEIN, one being a collection which he had referred to BERNSTEIN, and the other concerning the seizure of a constellation airplane of the United States Government. RICHMOND stated that BERNSTEIN had been retained by the State of Israel and an organization representing the State of Israel to arrange for the release of the constellation. BERNSTEIN was characterized by RICHMOND as being very sharp and very interested in the welfare of the State of Israel. He also stated that he believed that BERNSTEIN was a loyal American citizen.

HARRY ADLER, Attorney, Bridgeton, New Jersey, advised that his dealings with NAHUM BERNSTEIN had come about as a result of the United States Government's seizure of a constellation airplane, which was being flown to

~~SECRET~~

~~SECRET~~

Israel. He said that BERNSTEIN represented the State of Israel and was sent to Bridgeton, New Jersey, to arrange for the release of the constellation. ADLER stated that, in his opinion, BERNSTEIN is a typical "loud mouthed" New York lawyer, who is very sharp, but still honest in his dealings. He said that BERNSTEIN is very much interested in the State of Israel and is very active in its behalf. However, ADLER stated that he believes that BERNSTEIN'S enthusiasm for the State of Israel is due to his receiving a goodly sum of money to represent the various interests of Israel. ADLER stated that he has the impression that BERNSTEIN is absolutely loyal to the Government of the United States and that if there was a case of conflict between his loyalty to the United States and his love of Israel, his loyalty to the United States would be stronger.

The following investigation was conducted by the Los Angeles Field Division:

On June 23, 1950, Confidential Informant T-4, of known reliability furnished the identities of subscribers to telephone numbers called by NAHUM BERNSTEIN from the Ambassador Hotel, Los Angeles, California. They are set out as follows:

<u>Number</u>	<u>Subscriber</u>
HO 91304 (non-published)	ADOLPH W. SCHWIMMER 2027 North Vine Street, Los Angeles
EX 1234	The Town House (a hotel) 639 South Commonwealth Avenue, Los Angeles
GL 0307	<div style="border: 1px solid black; width: 250px; height: 30px; display: inline-block;"></div> Los Angeles
VE 80383	b6 b7C <div style="border: 1px solid black; width: 280px; height: 35px; display: inline-block;"></div> Los Angeles
Malibu 7884	<div style="border: 1px solid black; width: 220px; height: 35px; display: inline-block;"></div> Malibu, California

~~SECRET~~

~~SECRET~~

NY 15301

ADOLPH W. SCHWIMMER

According to Confidential Informant T-5, of known reliability, SCHWIMMER is presently organizing an air line which will operate from the United States to Israel, and he is in the process of conditioning four Lockheed Constellation planes purchased from the War Assets Administration for this purpose.

Mrs. MATILDA ZITTELL- BERNARD ZITTELL

A review of the indices of the Los Angeles Office did not reflect any information identifiable with BERNARD ZITTELL of 1735 Bedford Street, Los Angeles, California. However, there is information concerning a TED ZITTELL and MATILDA ZITTELL.

Confidential Informant T-6, of known reliability, in February, 1950, made available certain information concerning the "Los Angeles Civil Rights Bail Bond Fund", which is maintained at the Citizens National Trust and Savings Bank of Los Angeles. With regard to the "Los Angeles Civil Rights Bail Bond Fund", ANN SHORE, Civil Rights Congress Executive Secretary for Los Angeles, was heard by Special Agent [redacted] of the Los Angeles Office, at a Civil Rights Congress rally at the Embassy Auditorium on October 18, 1949, to state that the fund was made up of loans which would be returned on thirty-day notice. SHORE stated that the loans could only be used for the Communist Party leaders convicted in New York. b6
b7c

Examination of the bail fund account reflects that a number of checks have been written on the account to various persons, marked "refund of loan". Among the checks written to individuals marked "refund of loan" is a check dated January 25, 1950, in the amount of \$200.00 written to TED ZITTELL and endorsed by MATILDA M. ZITTELL, address not given.

Confidential Informant T-7, of known reliability, furnished certain information concerning the BERNARD ZITTELL of 1735 South Bedford Street, Los Angeles, California. According to this source, BERNARD MARTINEZ ZITTELL is 34 years of age and his wife's first name is given as SYLVIA. He is employed as ZITTELL

~~SECRET~~-8-

~~SECRET~~

salesman for the Sommers Manufacturing Company at 1300 Santee Street, Los Angeles, California, and owns his home at the Bodford Street address. According to this source, ZITTELL was formerly a partner-owner of the Stoneacred Lingerie Company, Los Angeles, California, for four months in 1941, and is believed to have been formerly employed as a salesman for the Larman Sportswear Company of New York for four years, and the J. Evonason & Sons, 347 Fifth Avenue, New York City, for three and one-half years. Prior to that he is believed to have been in business for himself as the Artizan Press Company, New York City, for five years.

~~RAPHAEL PUMPELLY~~

The indices of the Los Angeles Office reflect that RAPHAEL PUMPELLY was born on November 29, 1911, in New York City, and that on May 3, 1940, at Los Angeles, he married MARTA MARIA TAYLOR, nee SZALONEK, alias MARIA RETY, and was divorced by her in Los Angeles on April 17, 1942. The above information was obtained by a review of the records of the Clerk of the Superior Court of Los Angeles County under file D-219934. At the time of the divorce PUMPELLY was employed by the Douglas Aircraft Company in Santa Monica.

Investigation of MARTA MARIA TAYLOR was requested by the British Security Service in 1943 when it was found that she had contracted what appeared to be "a marriage of convenience" with a British subject in 1936, and thereafter had traveled widely about Europe alone, thus giving rise to the opinion by British Security agents that she might have been employed as a courier by either the Nazis or the Soviets. (S)(u)

Investigation of this woman by the Los Angeles Office reflected that she did not appear to be engaged in any subversive activities, and the matter was closed. Incidental to this investigation, a check of the records of the Douglas Aircraft Company was made concerning RAPHAEL RIPLEY PUMPELLY in August, 1943, and the following information was obtained concerning him:

RAPHAEL RIPLEY PUMPELLY was then employed by the Douglas Aircraft Company as a tool projecting man, having been employed on January 8, 1942. At that time, he resided at 8824 Sunset Boulevard, Hollywood, California. These records further reflected that he was born on November 29, 1911, and that he received a B.A. Degree at Princeton University in 1936. He had previously been employed by the Twentieth Century-Fox Studios, Los Angeles, California, and was registered for Selective Service with Local Draft Board 241 in Hollywood.

~~SECRET~~

APR 22 DECLASS. PER FGA LITR
DTD

~~SECRET~~

NY 65-15301

After divorcing PUMPELLY in 1942, TAYLOR married ~~MAXIMILIA~~ ~~FLOYD A. NELSON~~, a Marine Intelligence Officer, sometime in 1943.

According to the records of Confidential Informant T-6, as compiled on January 1, 1949, RAPHAEL PUMPELLY owns the residence at 242 Rambla Orienta, Malibu. His present marital status is shown as a widower, and he is presently employed by the Equitable Life Assurance Society at 393 Seventh Avenue, New York City. His position with this group is that of a group supervisor and solicitor. He has a bank account at the Beverly Hills National Bank with an average balance of \$100.00 to \$200.00. The following items of record concerning PUMPELLY were also furnished by Confidential Informant T-6:

PUMPELLY is stated to own the residence at 242 Rambla Orienta, Malibu, California, which is valued at over \$20,000.00. According to information received in January, 1949, by Confidential Informant T-3, PUMPELLY is stated to have divorced his wife, ~~EMILY PUMPELLY~~.

Confidential Informant T-8, of known reliability, advised that BERNSTEIN was a guest of the Ambassador Hotel, Los Angeles, California, on January 8, 9, and 10, 1950. His home address was given as 136 East 67th Street, New York City. He was registered alone.

At the time of BERNSTEIN'S visit to Los Angeles, trial was being held in the United States District Court, Southern California Division, in the matter of the United States vs. SCHWIMMER and others. The trial involved ADOLPH W. SCHWIMMER and five other individuals, plus SCHWIMMER'S Corporation on charges of conspiracy to violate the Neutrality Act and Export Control Act by smuggling aircraft to Israel.

Defending the six individuals in this trial were ISAAC PACTH, former Superior Court Judge for the County of Los Angeles, and present chairman of the Los Angeles Jewish Community Council, and WILLIAM STRONG, former United States Attorney in and for the Southern District of California and present legal advisor to the Israeli Consulate in Los Angeles.

From a review of a portion of the records of the trial, which was quite lengthy, it was found that NAHUM BERNSTEIN, an Attorney for the Jewish Agency for Palestine, was the last witness for the defendants in this trial, and was in Los Angeles for this purpose, from January 8 through 17, 1950.

~~SECRET~~

~~SECRET~~

Examined by Judge PACT, on January 15, 1950. BERNSTEIN stated that he was asked by ALBERT MILLER, in 1947, to establish air facilities which could be used for communication with Palestine and to carry refugees to Palestine. For this purpose, he stated that he obtained the services of ADOLPH SCHWIMMER, whom he placed in charge of the procurement of aircraft.

BERNSTEIN testified at this time that the money for the purchase of Lockheed Constellation Planes and C-46 surplus United States aircraft came from a special account of SILVER and BERNSTEIN. At the time of this testimony, BERNSTEIN testified that he had met with SCHWIMMER in October or November, 1947.

Special Agent [redacted] of the New York Office, appeared as a rebuttal witness in this trial to testify that he had interviewed BERNSTEIN on January 13, 1948, at which time BERNSTEIN told Special Agent [redacted] and Special Agent [redacted] of the New York Office, that he had never seen nor met ADOLPH W. SCHWIMMER although he knew of him. b6
b7c

As a result of this trial, three individuals, ADOLPH W. SCHWIMMER, LEON GARDNER, of North Hollywood, and RAY SELK, of 741 North Curson Avenue, Los Angeles, and the Corporation, Service Airways, were convicted and fined \$10,000.00 each for conspiracy to violate the United States Neutrality Act. The three other defendants, HERMAN M. GREENSPUN, of Las Vegas, WILLIAM SOSNOW, of New York, and SAM B. LEWIS, of 133 South Orlando Avenue, Los Angeles, were acquitted by the jury on January 6, 1950. Another phase of this case involving SCHWIMMER, GARDNER, SOSNOW, and others, is now pending in Miami, Florida.

Inasmuch as certain portions of BERNSTEIN'S testimony concern his background and past activities in connection with the Jewish Agency for Palestine portions of his remarks are being set forth as follows:

On January 15, 1950, NAHUM A. BERNSTEIN was called as a witness by the defense and gave his home address as 136 East 67th Street, New York City. BERNSTEIN stated that he was a member of the New York Bar and named one of his partners as EDWARD S. SILVER, whom he described as the Chief Assistant District Attorney of Kings County, Brooklyn, New York, and a former special assistant to the Attorney General.

In response to a question by the court (Judge PIERSON M. HALL presiding) as to what the defense intended to prove by this witness, that is BERNSTEIN, both PACT and STRONG replied "everything". -----, that the whole plan

~~SECRET~~

~~SECRET~~

NY 65-15301

of operations in the formation of the Service Airways were under BERNSTEIN'S supervision, "the setting up of the plan, the purchase of the planes, the Panamanian situation -- everything". BERNSTEIN stated in answer to questions by Mr. PACT that he was the legal representative of the Jewish Agency for Palestine which he explained was an agency created and recognized by the old League of Nations.

BERNSTEIN stated that the American Section of this agency in America was headed by Rabbi ABBA HILLEL SILVER of Cleveland, Ohio, and maintained headquarters at 16 East 66th Street, New York City. He stated that it consisted of a Political Department, an Economic Department, and a Refugee and Immigration Department, and has a substantial staff of people running into perhaps a hundred or more. BERNSTEIN under questioning of attorney ISAAC PACT stated that sometime between October and November, 1947, in the Executive Room of the American Section of the Jewish Agency for Palestine, 16 East 66th Street, New York City, at a meeting of five or six men and women, including Rabbi ABBA HILLEL SILVER, Chairman, Dr. EMANUEL NEWMAN, Mrs. ROSE HALPRIN, representing HADASSAH, Mr. GOTTLIEB HAMMER, Treasurer of the Jewish Agency, Dr. NAHUM GOLDMAN, and a man named GREENBERG, first name unrecalled, it was decided that in view of the imminent partition of Palestine at that time with a consequent war with the Arab State, the institutions and investments in Palestine were in danger. BERNSTEIN said that he was asked if he could handle the problem of acquiring aircraft for the purpose of maintaining communication with Palestine and the United States. BERNSTEIN recalled that a Mr. ALBERT MILLER, an Israeli citizen, had come from Palestine to attend this meeting, and was at that time an executive of the Jewish Agency in Jerusalem.

On January 12, 1950, PACT continued the questioning of BERNSTEIN to show that the Jewish Agency for Palestine financed the entire project of the purchase of aircraft under the direction of BERNSTEIN, and that the defendants in this case, SCHWIMMER et al, were merely agents. BERNSTEIN pointed out that at the suggestion of ALBERT MILLER, he took over the general supervision of handling the funds and again at the suggestion of MILLER, agreed to contact one of the defendants, SCHWIMMER, to head up a project of acquiring aircraft!

PACT at this point questioned BERNSTEIN as to his service background, and BERNSTEIN replied that he was connected with the Office of Strategic Services during the past war and spent sometime on the West Coast "in charge of preparing and training the missions for operations in enemy territory during the past war".

~~SECRET~~

~~SECRET~~

NY 65-15301

BERNSTEIN testified that in November, 1947, he met with SCHWIMMER, and arrangements were made for the purchase of aircraft. The money for this purchase was provided by the Jewish Agency and by means of checks which he deposited in his law firm's special account at the Chase National Bank, 20 Pine Street, New York City. SCHWIMMER opened an account to receive these funds at the Bank of America in Hollywood, California. This took place in November of 1947.

Upon cross examination, BERNSTEIN stated that he became the attorney for the Jewish Agency for Palestine in October or November, 1947, and that he represented this organization when the planes were transferred to the State of Israel. He stated that he was a secretary for Americans for HAGANAH in 1947, he had been personally responsible for forming this organization as a corporation. He denied that he had ever told Mr. JOHN B. SIMMONS and Mr. JOSEPH M. KELLY of the FBI Office in New York that he had never met SCHWIMMER prior to their interview with him.

On January 16, 1950, during the cross examination of BERNSTEIN, the Government Defense Consul in the person of Judge PACT requested the court to consider the feasibility of releasing BERNSTEIN at the conclusion of the cross examination, inasmuch as he was to leave for Israel a week from that day. BERNSTEIN was released by the court on Tuesday, January 17, 1950, stating to the court that he was returning to New York City, on that date and would turn over to Agents of the New York Office certain material and records regarding the purchase of aircraft for Israel on the following afternoon.

According to Assistant United States Attorney HERSCHEL E. CHAMPLIN in an interview had with him on June 7, 1950, by the writer, had the Government known of BERNSTEIN'S participation in the conspiracy involving SCHWIMMER et al prior to his admission of it in court, he would have been indicted along with the others. CHAMPLIN said it is still possible that BERNSTEIN could be indicted in the Miami phase in this case, although he does not believe any indictment has been contemplated by the United States Attorney in Miami in respect to BERNSTEIN.

Judge ISAAC PACT

Confidential Informant T-9, of known reliability, advised Special Agent SIDNEY M. WOLF of the Los Angeles Office, on June 7, 1950, that Judge ISAAC PACT is president of the Jewish Community Council of Los Angeles. He stated that although he does not believe that PACT is a member of the Communist Party, he feels that PACT is very definitely a Communist sympathizer.

~~SECRET~~
-3-

~~SECRET~~WILLIAM STRONG

WILLIAM STRONG is an attorney representing the commission on law and social action connected with the American Jewish Congress in Los Angeles. STRONG is a practicing attorney in the City of Los Angeles and a former Assistant United States Attorney for the Southern District of California in 1947. He was also a hearing commissioner and regional attorney (New Orleans) for the National Labor Relations Board prior to coming to Los Angeles as Assistant United States Attorney.

The Los Angeles "Daily News" for Friday, March 19, 1948, carried an article concerning the formation of a legal committee for the American Jewish Congress which included the name of STRONG.

The California State Committee investigating un-American activities in its report for 1948, has listed the California Chapter of the American Jewish Congress as a "Communist front organization".

The "B'Nai B'Rith Messenger" for February 11, 1949, in announcing the elections held by the American Jewish Congress Mens' Club for that year, advised that WILLIAM STRONG was elected Treasurer for this club.

Brown On January 27, 1950, according to articles appearing in the Los Angeles "Times" and the "B'Nai B'Rith Messenger", WILLIAM STRONG and GUSTAVE L. GOLDSTEIN were designated as legal consuls for Israel in Los Angeles. STRONG was designated to represent the consulate in all matters relating to Federal law and procedure. GOLDSTEIN was designated to represent the consulate before state agencies.

CHARLES J. KATZ

CHARLES J. KATZ is a practicing attorney in the City of Los Angeles and resides at 2640 Carmen Crest Drive, Hollywood, California. His business address is 403 West 8th Street, Los Angeles, California.

Confidential Informant T-10, of known reliability, who is familiar with the Communist Party organizational setup in Los Angeles County, advised, on May 17, 1947, that KATZ had been transferred from "membership at large" to the Engles Club of the Los Angeles County Communist Party. This club, according to this informant, is made up exclusively of attorneys in the Los Angeles area. (P)(u)

~~SECRET~~

~~SECRET~~

The "Daily Peoples World" of October 17, 1949, publicized the fact that CHARLES KATZ, attorney and a member of the Defense Consul of the "Hollywood Ten", was active in filing legal briefs for numerous organizations on behalf of JOHN HOWARD LAWSON and DALTON TRUMBO, screen writers.

The "Daily Peoples World", a newspaper, has been described as a West Coast news organ of the Communist Party by Confidential Informant T-11, of known reliability.

Confidential Informant T-12, of known reliability, had identified all the members of the "Hollywood Ten" as members of the Hollywood Cultural Section, Los Angeles County Communist Party, or its affiliate, the Los Angeles Communist Political Association, during the early 1940's.

Confidential Informant T-13, of known reliability, advised that during the past year, attorney CHARLES KATZ has cooperated very closely with the Civil Rights Congress in Los Angeles. In this connection, KATZ furnished legal services, endorsed projects promoted by the Civil Rights Congress, and advocated various things protested by the Civil Rights Congress.

~~SAM SNYDER~~

There is no information identifiable with this individual in the indices of the Los Angeles Office.

~~MURRAY GURFEIN~~

There is no information identifiable with this individual in the files of the Los Angeles Office. The reason for the visit of MURRAY GURFEIN to Los Angeles and to the office of Judge ISAAC PACTH on October 31, 1949, is undetermined.

Attorney, NYC

Confidential Informant T-8 has stated that GURFEIN and his wife were guests at the Ambassador Hotel from July 15 to 20, 1949, but not in October, 1949. A check of the various logical stopping places was made for this period, but the results were unavailing.

Mr. HERSCHEL E. CHAMPLIN, Assistant United States Attorney for Southern District of California, stated that he was familiar with the cases

~~SECRET~~

involving SCHWIMMER et al and the Allied Foundry Associates, Incorporated, and he does not recall the name of GURFEIN entering into these cases either in the pre-trial or trial negotiation, but did consider the possibility that GURFEIN may have been used by Judge PACTH in the preparation of the defense in this case. He does not recall any participation on the part of CHARLES KATZ and has no recollection of a SAM SNYDER.

CHAMPLIN also considered the possibility that BERNSTEIN may have stayed at PACTH'S home after leaving the Ambassador Hotel on January 10, 1950.

Confidential Informant T-8 advised that he has no record of calls dating back prior to the first of the year; and, hence, has no record of calls made by MURRAY GURFEIN during his stay at the Ambassador Hotel in July, 1949.

Confidential Informant T-8 furnished a list of outgoing calls made by BERNSTEIN from the period of January 8 to January 10, 1950. They are as follows:

January 9, 1950	HO 91304
January 9, 1950	EX 1234
January 10, 1950	HI 5827
January 10, 1950	GL 0307
January 10, 1950	Vermont 80382 (long distance)
January 10, 1950	Malibu 7884 (long distance)

Supra 7
 Confidential Informants T-14 and T-15, both of known reliability, exhausted all possibilities in trying to locate the reason why the Union Bank and Trust Company should be in correspondence with BERNSTEIN. Correspondence files were checked, open and closed accounts and accounts of the organization where authorized signatures were made which might have included BERNSTEIN, were all checked, without effecting any record of BERNSTEIN.

- P E N D I N G -

~~SECRET~~

~~SECRET~~

LEADS

WASHINGTON FIELD

At Washington, D. C.

Will ascertain at the Riggs National Bank, 1503 Pennsylvania Avenue N.W., if NAHUM BERNSTEIN has an account in this bank. Will monitor said account if one is located there.

BERNSTEIN received correspondence from this bank on July 21, 1950. Will ascertain the nature of this correspondence, if there is no account maintained in BERNSTEIN'S name. (A)(u)

NEW YORK

At New York City, New York

* Will ascertain present activities of JOSEPH J. LANN, and ascertain his connection with the Israeli interest. (A)(u)

Will check at the Bank of New York and Fifth Avenue Bank, 48 Wall Street, for an account in the name of NAHUM BERNSTEIN. [BERNSTEIN received mail from this bank on July 28, 1950. Will ascertain the nature of this correspondence] (u) (A)

Will check at the Irving Trust Company, 1 Wall Street, for an account in the name of NAHUM BERNSTEIN. [BERNSTEIN received mail from this bank on August 18, 1950. Will ascertain the nature of this correspondence.] (A)(u)

Will follow the activities of NAHUM BERNSTEIN.

Copies of this report have been designated for the information of the Los Angeles Office because that office is currently engaged in the investigation of Israeli activities. It is therefore felt that the information in this report should be made available to that office.

A copy of this report has been designated to the Newark Office for information, because of the fact that it is known that NAHUM BERNSTEIN has a summer home at Pompton Lakes, New Jersey.

~~SECRET~~ 17-

~~SECRET~~

CONFIDENTIAL INFORMANTS

The Confidential Informants mentioned in the report of Special Agent [redacted] dated September 19, 1950 at New York, New York, are as follows;

b6
b7C
b7D

(U) T-1 [redacted] This information is contained in letter dated August 10, 1950, of the Local Attache', Paris, to the Director, FBI.

T-2 Mail cover on mail received by NAHUM A. BERNSTEIN at 20 Pine Street, New York City. J

T-3 Confidential Source [redacted] (S)

T-4 [redacted]

T-5 [redacted]

b6
b7C
b7D

T-6 [redacted]

T-7 [redacted]

T-8 [redacted]

T-9 [redacted]

T-10 [redacted] (S)(u)

~~SECRET~~

NY 65-15301

CONFIDENTIAL INFORMANTS (Continued)

T-11:

[Redacted]

(S)(u)

T-12:

[Redacted]

T-13:

[Redacted]

b6
b7C
b7D

T-14:

[Redacted]

T-15:

*copy ipa added per memo 3/1/51
containing 4-4/51*

~~SECRET~~

~~SECRET~~

NY 65-15301

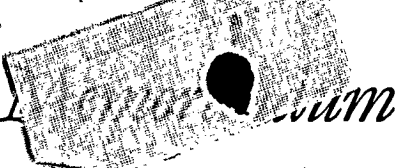
~~SECRET~~

b6
b7C

REFERENCE: Report of SA New York, 8/1/50.

~~SECRET~~¹⁹

Office



UNITED STATES GOVERNMENT

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

TO : The Director, Federal Bureau of Investigation

FROM : James M. McInerney, Assistant Attorney General

SUBJECT: Nahum Bernstein
Neutrality Act - Conspiracy

DATE: September 18, 1950

JLM:WGI:hep

71-45-1

~~CONFIDENTIAL~~

2.1.4.3

Reference is made to your confidential memorandum dated August 30, 1950, concerning the above subject in which you request my advice as to whether the subject's testimony indicated a violation of any United States statute.

In view of the conclusion of the Schwimmer and related cases involving these matters, it does not appear advisable to reopen any aspect of these cases.

memo to [unclear]
10-11-50
WKCW

WKCW

3/25/94 SP12 BTJ/BSC
339-539
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *4/13/53* BY *SP03/ndg/pc*
337,539

COPIES DESTROYED
R 842 NOV 21 1960

RECORDED - 117

165-57184

SEP 19 1950

44

~~CONFIDENTIAL~~

EX-105

WKCW

FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT **NEW YORK**

NK

FILE NO. **65-4087 ddm**

REPORT MADE AT NEWARK	DATE WHEN MADE 2/9/51	PERIOD FOR WHICH MADE 1/15, 16, 18, 22, 27, 29, 31/51	REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	b6 b7C
TITLE NAHUM BERNSTEIN			CHARACTER OF CASE ESPIONAGE - IS	

SYNOPSIS OF FACTS:

No dist. pending development of espionage aspects WMM

ADOLPH W. SCHWIMMER is defendant in Civil Suit in New Jersey Superior Court, Cumberland County, Bridgeton, New Jersey brought by Atlantic Northern Air Lines Inc., RALPH COX, JR., president. Action is for \$285,000.00 for unpaid rental of aircraft, after plane crashed in Israel 1/2/49. BERNSTEIN is one of three attorneys for defendant. Case tried at Bridgeton, New Jersey from 1/8 to 1/10/51 and recessed to 2/9/51 at Woodbury before Judge ELMER B. WOODS. Nature of action and identities of witnesses called to date set forth.

3/25/94 SPI2 BTJ/SC 339-539
 ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE *4/15/93* BY *9803 rdd/jcl*
 339,539

look into info

DETAILS:

At Bridgeton, New Jersey

b6
b7C

Clerk of the Cumberland County Court of Common Pleas, Bridgeton, New Jersey, made available the records of a civil action now pending in the New Jersey Superior Court for Cumberland County, Bridgeton, New Jersey under docket number L161-49 and Superior Court Law Division Number 6580-48.

The records reflected that this was a civil suit brought by the Atlantic Northern Air Lines Inc., of 100 West 10th Street, Wilmington, Delaware against ADOLPH W. SCHWIMMER. The pleadings reflected that the plaintiff was not a

Ka

APPROVED AND FORWARDED <i>A. N. [Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES	
COPY IN FILE		<i>65-59184-40</i>	RECORDED - 13
COPIES OF THIS REPORT 5 - Bureau (65-59184) 3 - New York (65-15301) 2 - Washington Field 2 - Newark		FEB 10 1951 34	INDEXED - 13
COPIES DESTROYED <i>314</i> R85 AUG 24 1961		STAT. SECT.	

NK 65-4087

resident of New Jersey. His last known address was 206 Poplar Street, Bridgeport, Connecticut. His original attorneys were Brogan, Hague and Malone, 15 Exchange Place, Jersey City, New Jersey. The attorneys for the defendant are presently listed as HARRY ADLER, 19 South Laurel Street, Bridgeton, New Jersey, ORVILLE SHALICK of Newark, New Jersey and NAHUM BERNSTEIN of New York City.

The case was tried before Judge ELMER B. WOODS at Bridgeton, New Jersey on January 8, 9, and 10, 1951. The hearing was then recessed until February 9, 1951 at 10:00 a.m. at Woodbury, New Jersey.

In a petition and affidavit filed June 13, 1949 the plaintiff alleged that SCHWIMMER was indebted to the plaintiff in the sum of \$285,000.00. The plaintiff obtained an attachment against two aircraft, which he claimed the defendant owned and which were then located at the Millville, New Jersey airport. The planes were constellations number N67930 and number Rxl23, which were being detained on a bench warrant of detention issued by Judge THOMAS H. MADDEN, United States District Court for New Jersey in a preceding case entitled, "USA vs. one Constellation Airplane Number N67930 and Number Rx-123."

A writ of attachment was issued by Attorney General FRANK T. LLOYD, JR., Judge of the Superior Court of New Jersey at Bridgeton, New Jersey, on June 13, 1949. The notice of attachment levy and complaint were severed by registered mail on the defendant and BROGAN, HAGUE, MALONE and MYER L. SAKIN, 515 Market Street, Camden, New Jersey and SILVER and BERNSTEIN, 20 Pine Street, New York City.

The plaintiff through RALPH COX, JR. alleged that the Atlantic Northern Air Line Inc. owned a DC aircraft number NC 58021 on July 15, 1948 and on that date entered into a written agreement with Mr. H. ISSAHAROW for charter flights. ISSAHAROW terminated the contract on August 11, 1948 on which date the plane was located by COX at Aqai Airport, Israel. COX alleged on August 12, 1948, SCHWIMMER took illegal possession of the aircraft and issued the same thereafter.

On December 14, 1948, GERALD ROLAND, a navigator, met COX and SCHWIMMER at the Hotel Gat Rimmon in Tel Aviv, Israel and conferred with H. ISSAHAROW. SCHWIMMER promised to pay for the use of the plane on the same terms as ISSAHAROW'S agreement. He refused to turn the plane over to COX. On January 2, 1949, the plane had a forced landing in salt water at Tel Aviv Airport and was a complete loss. Thereafter ISSAHAROW agreed

NK 65-4087

to pay \$300,000.00 for the value of the aircraft and SCHWIMMER agreed to pay \$57,000.00 a month for five months on a total of \$285,000.00. This money was to be paid by February 7, 1949. SCHWIMMER failed to pay as promised.

It was noted that in the file there was a recital of indictments against SCHWIMMER in the Southern District of Florida dated June 11, 1948 for unlawfully exporting three B17 airplanes to Zatec, Czechoslovakia and indictments dated April 6, 1949 in the United States District Court in Los Angeles, California for violation of the Federal Arms Embargo Act and Conspiracy to Withhold Material facts from the Government.

Attached to the pleadings was a copy of an agreement entered into at Geneva in July 15, 1948 between ROBERT D. JONES and H. ISSAHAROW, witnessed by ABRAHAM TAIBER, which provided that payments were to be made to the Union des Banques Swiss, Geneva on the account of Mr. RALPH COX, JR. in United States dollars.

In an answer filed January 26, 1950, SCHWIMMER denied being in debt to the plaintiff in any sum. In a separate defense he claimed that on January 10, 1949, H. ISSAHAROW paid the plaintiff \$300,000.00 and the plaintiff executed a general release to Alsam Ltd. SCHWIMMER also asserted that the two airplanes which were under attachment were owned by the Jewish Agency Inc.

On April 15, 1950, Judge LLOYD ordered the sheriff to deliver possession of the two aircrafts to SCHWIMMER. SCHWIMMER posted a \$100,000.00 bond and the attachment was set aside.

On February 17, 1950, EDWIN S. MILLER, an attorney at 31 North High Street, Millville, New Jersey, was designated as a person before whom depositors and RALPH COX, JR. should be taken.

Court Reporter, 706 Schwem Building, Atlantic City, New Jersey, furnished the following addresses for the witnesses who testified as follows:

January 8, 1951, witness for plaintiff, RALPH COX, JR., 100 West 10th Street, Wilmington, Delaware.

January 9, 1951, PAUL CAMPUS, 1540 Summerville Avenue, Montreal, Canada.

WILLIAM H. HARRIS, 790 Broad Street, Newark, New Jersey.

b6
b7c

NK 65-4087

MARTIN RIBOKOFF; permanent address East St. Louis, Illinois, now at Oakland, California.

Mr. HURTER advised that the plaintiff rest on January 9, 1951 and a motion by the defendant to dismiss the complaint was denied. Witnesses for the defendant then testified on January 9, 1951 as follows:

~~WILLIAM HALLERAN~~; a milkman from Merker, Long Island.
~~ROBERT JAMES EVANS~~, 2 East 10th Street, Brooklyn, New York
~~NAHUM A. BERNSTEIN~~; New York City.

On January 10, 1951 a witness for the plaintiff testified, namely NICHOLAS VOEK, an insurance man from New York City. Thereafter defense witness RUBEN ~~E~~ GROSS was called but was not permitted to testify at that time. Then followed YEHUDA ~~G~~ILADI, a wing commander and assistant attache of the Israeli Embassy, Washington, D.C. SEYMOUR ~~L~~EANER, 67-A Summer Avenue, Brooklyn, New York and ADOLPH W. SCHWIMMER of 2027 North Vine Street, Hollywood, California also testified on January 10, 1951.

- P E N D I N G -

NK 65-4087

LEAD

NEWARK OFFICE

At Bridgeton, New Jersey

Will follow and report the determination of the court in the case of Atlantic Northern Air Line Inc. vs. ADOLPH W. SCHWIMMER.

REFERENCE: New York teletype to the Bureau, Washington Field and Newark, 1/12/51.

~~TOP SECRET~~

April 9, 1951

SAC, New York

Director, FBI

HARSH KERNSTEIN, was.
ESPIONAGE - IS
(New York File #65-15301)

8/24/01
CLASSIFIED BY 39063elw/cally
DECLASSIFY ON: 25X file
944929-1

b6
b7C

Recep SA [redacted] dated 2-13-51 at New York City. Referral/Consult

[Large redacted block]

(S) (S)

[Redacted block]

[Large redacted block]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE
Classified by 9803 add/jcl
Declassify on OADR 339539
2-9-83 9

per
H.F. 190-11
1951

b1

65-59184-4
cc - Los Angeles
Washington Field

WRW:DMD:EWT

MAILED TO
APR 9 1951
TOP SECRET

APR 18 1951

[Handwritten signatures and initials]

~~TOP SECRET~~

In an effort to secure complete information regarding Bernstein's testimony in the Goldstein case, the Bureau reviewed the U. S. Supreme Court opinion in Goldstein et al vs. U.S. as set forth in 316 U. S. Reports 114, October Term 1941, and the Circuit Court of Appeal decision as set forth in 120 Fedl. 2nd 485. In addition, the Department of Justice files in the matter were reviewed at the National Archives. From these three sources it was possible to develop certain information regarding Bernstein.

Justice Augustus N. Hand briefly summarized the Goldstein case and described Bernstein's involvement therein in 120 Fedl. 2nd 485. Justice Hand related that sometime before August 1936, a number of large insurance companies, suspecting that they were being victimized, retained two firms of lawyers to run down the culprits. One Bernstein was a member of one of these firms and in that same month a man named Kipnis came to him and made an oral confession which laid bare the outlines of the whole scheme. Kipnis had been one of the insured who had fraudulently collected upon a disability policy, and he had helped others to commit similar frauds. The plan involved the insured's taking digitalis or some similar drug which would make his heart's action simulate disease, and this, together with a proper paraphernalia of cardiograms, hospital records and declarations of symptoms, was enough to evade detection by the insurers.

To the success of such a scheme a confederation of lawyers, doctors - including heart specialists - and, of course, the insured themselves, was necessary. Kipnis inculpated Weiss and Garrov, lawyers, Messman and Goldstein, doctors, and a great many others. His story to Bernstein, as Bernstein gave it, if believed, made a complete case, but obviously he would not be believed unless thoroughly corroborated. Bernstein set out to procure the necessary corroboration.

Bernstein instructed Kipnis to keep up a front of continued participation in the scheme and he installed in Kipnis' offices a dictaphone which would record talks with visitors. Besides this, he got records of telephone talks between Kipnis and his confederates, by means of an extension receiver at which a stenographer was placed. No machine was interposed in the circuit during this period.

Matters went along in this way through August and September, Kipnis meanwhile disclosing to Bernstein numerous fabricated "case histories" of fraudulent claimants. On October 8, 1936, Kipnis made a detailed and lengthy written confession which implicated Weiss, Garrov, Messman, Goldstein and a great many others. This confession, along with certain other material,

~~TOP SECRET~~

~~TOP SECRET~~

Bernstein presented to U. S. Attorney Hardy. On November 27, 1936, Hardy called in a Post Office Inspector, Frank Shea, to work up the case. On December 6, Shea, without any independent investigation of his own, turned in a report to Hardy in which he declared that there was ground for the indictment of 75 or more persons. Toward the end of January, 1937, Hardy had a conference with Bernstein and the other insurance lawyers at which they decided to begin the regular tapping of the wires of the principals in the scheme by introducing recording machines into the circuits. This went on with some interruptions from that time until the arrest of Messman and Garrov on May 18, 1937, and even later. By these means nearly a thousand records were procured of talks between the confederates.

Department of Justice records were found to contain a pamphlet printed by Judd and Betweller, Inc., Printers, Washington, D. C., on August 31, 1939, containing excerpts from testimony in the District Court trial of the Goldstein case. This pamphlet apparently was utilized in bringing the appeal before the Supreme Court. It reveals that the original indictment in the case was filed July 30, 1937. Trial began in the District Court, Southern District of New York, on January 6, 1938, before Judge Robert F. Patterson and verdict was rendered March 4, 1938. During the trial Philip E. McGlynn, a detective on the New York City Police Force, testified that he had tapped the wires of telephones at two New York City addresses. He mentioned Bernstein briefly as follows:

I never in my life heard of the Leeds Wireless Company or of a man by the name of Adolph Leopold. I never heard of a firm by the name of Silver and Bernstein or that Leopold was in any way related to them. I never met those gentlemen.

A review of the pamphlet described above reflected that after Detective McGlynn had tapped the telephone wires in instant case he had run the monitoring wires to a plant. Thereafter, Hobart A. Simpson, an employee of the Harley Detective Agency, installed recording devices on the monitoring wires. After testifying to this effect, Simpson stated:

I did not in the course of my work at 91st Street or 1200 Broadway come into contact with any law firms. With respect to lawyers, Mr. Bernstein was in, I think, when we made the first installation with Inspector (Frank) Shea (of the United States Post Office Department) and two other men from the Federal offices here. Mr. Bernstein is not a technician. I did not require his services at all in order to ascertain how to put these machines in or how to work it.

~~TOP SECRET~~

Inspector Frank Shea during his testimony at the trial revealed he had Bernstein lease space at 1200 Broadway in someone else's name in order that the fact that an investigation was in progress might be kept confidential. Inspector Shea also confirmed the fact that Bernstein was present at the plant the first night because "he was rather curious to see how the thing operated." Shea testified that the firm of Silver and Bernstein furnished stenographers to monitor the machines covering the tapped lines. Inspector Shea named these stenographers as: Sylvia Schwartz, Irene Meyers, Marcia Meyers, Margaret Hartert, Olga Romano, and Bessie Metcalf.

During the trial it was established that the recording machines and monitoring devices were rented from the Harley Detective Agency and that employees of that agency were present at all times to supervise the handling of the operation. Inspector Shea testified to the fact that Mr. Silver and Mr. Bernstein paid Mr. Harley his fee for use of the machines.

As will be noted, no information regarding Bernstein's own testimony in the District Court trial of Goldstein was available through the sources checked by the Bureau. ([redacted])

[redacted] you are requested to review the records of the trial and report the pertinent information therefrom. It is further suggested that you review the records of the District Court trials in both the Wardone and Weiss cases for the same purpose. In connection with the latter case your attention is directed to the fact that files of your office cover phases of this case. They are file number 36-234 captioned "Joseph J. Weiss, et al, General Insurance Investigation; Mail Fraud" and file number 72-32 captioned "Joseph Jay Weiss; Intimidation of Witnesses."

Referral/Consult

b1

~~(S)~~

[RE] (S)

(S)

~~TOP SECRET~~

These facts indicate that the Israelis may utilize fictitious business fronts in carrying out their intelligence and related operations. (X) (U)

In view of Bernstein's professed knowledge with regard to establishing and directing business fronts for covert operations, you are requested to be particularly alert for information regarding Israeli firms and organizations with which Bernstein is connected or for which he or his law firm has acted as an attorney in filing corporate papers. When such firms are discovered, every effort should be made to determine whether they are legitimate business establishments or fronts for covert Israeli operations. (U) (X)

Copies of this memorandum have been designated for the Los Angeles and Washington Field Offices since those offices presently have pending cases on subjects in the Israeli intelligence field. (U)

~~TOP SECRET~~

~~TOP SECRET~~

EXEMPTED FROM AUTOMATIC
DECLASSIFICATION
AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
EXEMPTION CODE: 50X(1, 6) F76M45K62
DATE 10-18-2013
FBI INFORMATION ONLY

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT

NEW YORK

INDEXED - 76

FILE NO. 65-15301 RMC
b6
b7C

REPORT MADE AT NEW YORK	DATE WHEN MADE 2/13/51	PERIOD FOR WHICH MADE 11/18/50-2/8/51	REPORT MADE BY <div style="border: 1px solid black; width: 100px; height: 20px;"></div>
----------------------------	---------------------------	--	--

TITLE <u>CHANGED</u> NAHUM BERNSTEIN, was, Ned Berney, Myers, Corman	CHARACTER OF CASE ESPIONAGE - IS
---	-------------------------------------

SYNOPSIS OF FACTS: <i>(S)</i>	<i>Referral/Consult</i>
<i>No death - binding development of contacts</i>	<i>ods</i>
<i>3/25/94 339-539 Classified by 9807/AD/jcl Declassify on: OADR 3/29/99</i>	<i>(S)</i>

CLASSIFIED BY 8906/AD/jcl/ldf
DECLASSIFY ON: 25X 1/19/99

9/11/01

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE

APPROVED AND FORWARDED: *Edward J. [Signature]* SPECIAL AGENT IN CHARGE

DO NOT WRITE IN THESE SPACES

COPIES DESTROYED

R 35 AUG 24 1961

COPIES OF THIS REPORT

- 5 - Bureau (65-59184)
- 2 - Newark
- 1 - Los Angeles (Info)
- 1 - Washington Field (Info)
- 3 - New York

FEB 16 1951

RECORDED - 18

INDEXED - 18

PROPERTY OF FBI—THIS CONFIDENTIAL REPORT AND ITS CONTENTS ARE LOANED TO YOU BY THE FBI AND ARE NOT TO BE DISTRIBUTED OUTSIDE OF AGENCY TO WHICH LOANED.

~~TOP SECRET~~

~~TOP SECRET~~

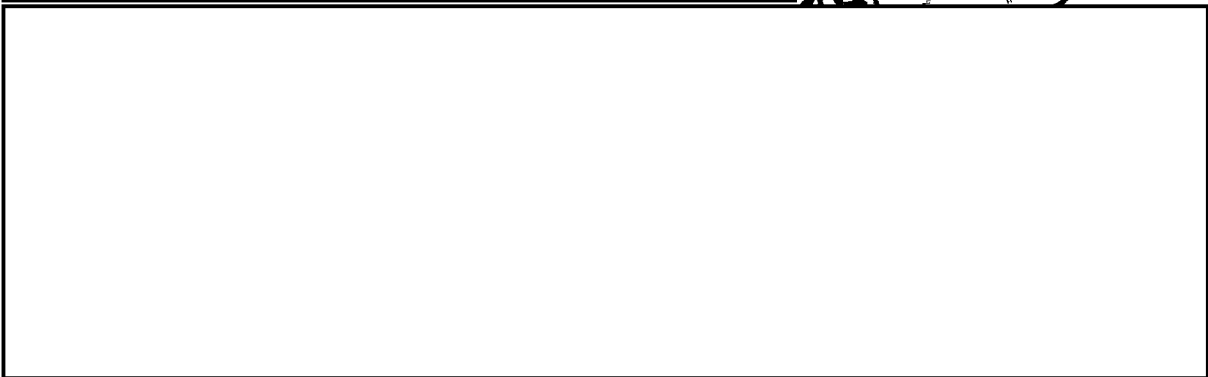
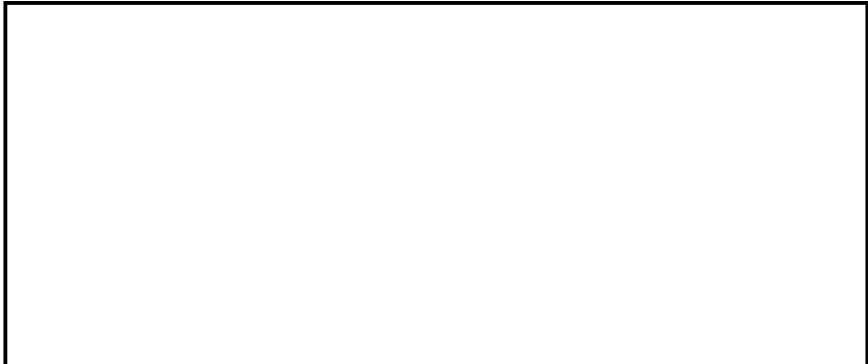
NY 65-15301

Referral/Consult



- P -

DETAILS:



Handwritten notes on the left margin:
P. 2. 10/15/50. 1st. 20. A. 10/15/50
10/15/50

Handwritten notes on the right margin:
(S)
(S)

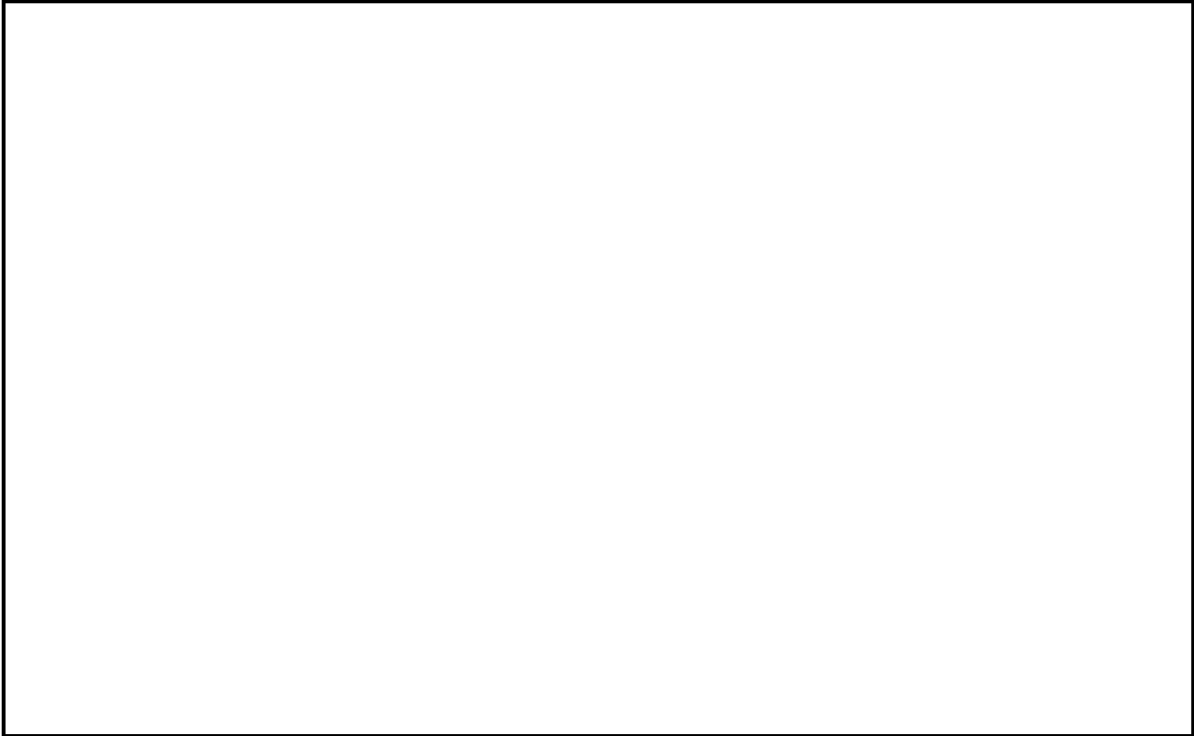
- 2 -

~~TOP SECRET~~

~~TOP SECRET~~

Referral/Consult

NY 65-15301



~~(S)~~
(S)

~~(S)~~
(S)



~~(S)~~ (S)



~~(S)~~ (S)



~~(S)~~
(S)

~~TOP SECRET~~

DECLASS. PER OCA PROC. 1779 12/11/80

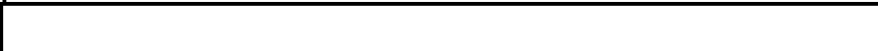
~~TOP SECRET~~

Referral/Consult

NY 65-15301



(S) (S)



(S)



(S) (S)

SECRET. REF. ALA. DOC. DIA 11/1/50

~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

Referral/Consult

[Redacted]

[Redacted]

(S)

[Redacted]

[Redacted]

~~(S)~~ (S)

[Redacted]

[Redacted]

~~(S)~~ (S)

REC'D: PR OCA DC. 11/17/50

~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

Referral/Consult

[Redacted]

[Redacted]

[Redacted]

(S)

[Redacted]

[Redacted]

(S)

[Redacted]

[Redacted]

(S)

DISMISS BY CLEAR AND 1/11/50

6
~~TOP SECRET~~

~~TOP SECRET~~

Referral/Consult

NY 65-15301

[Redacted]

[Redacted]

~~(S)~~ (S)

[Redacted]

~~(S)~~ (S)

[Redacted]

[Redacted]

~~(S)~~ (S)

[Redacted]

[Redacted]

~~(S)~~ (S)

[Redacted]

[Redacted]

~~(S)~~ (S)

~~TOP SECRET~~

~~SECRET~~

~~TOP SECRET~~

Referral/Consult

NY 65-15301

[Redacted]

(S)

DESCR. PER 06A AC. DTP 7/4/65

[Redacted]

[Redacted]

(S)

[Redacted]

[Redacted]

(S)

~~TOP SECRET~~

~~TOP SECRET~~

Referral/Consult

NY 65-15301

[Redacted]

(S)

[Redacted]

(S)

[Redacted]

[Redacted]

(S)

~~Armed Memo~~

[Redacted]

(S)

(U)

(S)

[Redacted]

(S)

b1

[Redacted]

(S)

- 9 -
~~TOP SECRET~~

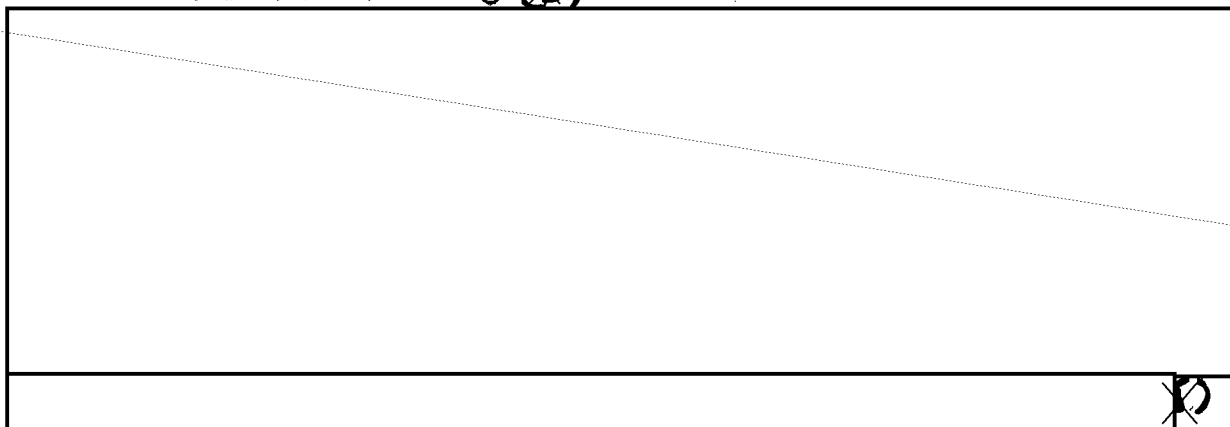
Handwritten notes on the left margin, including "TOP SECRET" and other illegible markings.

TOP SECRET

NY 65-15301

served to leave the building at 20 Pine Street, New York City, in the company of NAHUM BERNSTEIN. They proceeded west on Pine Street to Broadway and were observed to enter 115 Broadway, and they proceeded to the Lawyers' Club in this building. (S)

(S)



b1

Confidential Informant T-3, of known reliability, advised that on January 6, 1951 AL SCHWIMMER, who has been in contact with NAHUM BERNSTEIN on other occasions and who was recently involved in a litigation involving shipment of planes to Israel in California, contacted NAHUM BERNSTEIN and they discussed, according to the above Informant, a law suit trial coming up in court on the following Monday in which a man named COX was trying to collect \$100,000.00 from SCHWIMMER in connection with a project SCHWIMMER was hired by BERNSTEIN to work on, involving the purchase of transport planes for the Jewish Agency in Israel. BERNSTEIN revealed that the case was coming up on January 8, 1951 and he suggested to AL SCHWIMMER that he get some background witnesses, preferably Gentiles and somebody with a rank in the Army or Navy. SCHWIMMER mentioned that he brought back with him the original copies from the Ministry of Defense, of the equipped plane, signed by ROLAND. BERNSTEIN mentioned that they had an appointment to be in Bridgeton, at ADLER'S place, at 3:00 PM the following day.

On the same day Informant advised that

TOP SECRET

~~TOP SECRET~~

NY 65-15301

~~REUBEN GROSS~~ contacted BERNSTEIN and BERNSTEIN advised that they were leaving in the morning for Bridgeton and they planned to stay over at the hotel. GROSS stated that he had asked PEPPER'S (Phonetic) office to send his deposition to him, in care of HARRY ADLER. BERNSTEIN asked if they took depositions from COX in that case. GROSS replied that they had. GROSS also stated that he had them and indicated that he would leave for Bridgeton, New Jersey the following afternoon.

The same Informant advised that on January 7, 1951 an unidentified individual in the Military Office of the Israeli Embassy in Washington, D. C. contacted NAHUM BERNSTEIN and told him that Wing Commander GILADI, of the Israeli Embassy, called him to tell him that he was not feeling well and that he would not be able to be in New York that morning and he wanted the man to ask BERNSTEIN where and at what time the following day he could meet BERNSTEIN. BERNSTEIN told the man that he was going to Bridgeton, New Jersey that day and gave the man directions as to how GILADI could get to Bridgeton from Washington, D. C. the following day. BERNSTEIN told GILADI that when he got to Bridgeton he was to go to the office of HARRY ADLER, who was the local lawyer they used.

On the same date Confidential Informant T-3 advised that AL SCHWIMMER again was in contact with NAHUM BERNSTEIN and told BERNSTEIN that they were ready. SCHWIMMER mentioned that ~~SI LERNER~~ (Phonetic) and JOE ROLAND (Phonetic) had gone down by themselves in one Buick, while ~~ELLER~~ (Phonetic) and EVANS would be on call that night and could be down the following morning. It was then agreed that BERNSTEIN was to pick up AL SCHWIMMER prior to going to Bridgeton.

On January 6, 1951 Confidential Informant T-3 advised that NAHUM BERNSTEIN contacted ADASH and MINA

~~TOP SECRET~~

NY 65-15301

ITELSON. This Informant advised that on that occasion they exchanged greetings and arrangements were made to see each other at a future date.

On the same date a party identified only as ~~HERMAN~~ contacted BERNSTEIN and they discussed a new realty deal, the purchase of a hospital on Queens Boulevard, New York. According to this Informant, this deal would involve \$300,000.00. HERMAN mentioned that ADASH said he was willing to say he brought \$100,000.00 in from Switzerland for investment purposes, and \$100,000.00 that HERMAN had with the Israeli Government could be declared. BERNSTEIN advised him that he was "only suspending the day of reckoning." HERMAN stated that as far as taxes went he did not care, because he is a foreigner. He said that on income he would pay taxes but would not on capital gain. BERNSTEIN replied that maybe something could be worked out along those lines.

On January 10, 1951 this Informant advised that BERNSTEIN was in contact with Doctor ~~PALLET~~ (Phonetic), of the Israeli National Airlines, and he advised him at that time that he returned from Bridgeton, New Jersey early that morning. BERNSTEIN indicated that the case was still going on but it might be over that day or the following day. He indicated at that time that he thought the case was "in the bag." BERNSTEIN also advised that AL SCHWIMMER said they needed \$1,500.00 that day for expenses to pay off the witnesses. Doctor PALLET advised that he would send the money. They then discussed ways of recovering the \$1,500.00 and other expenses from the agency. BERNSTEIN promised to help recover these expenses from the agency.

Confidential Informant T-3 advised that on January 16, 1951 NAHUM BERNSTEIN was contacted by RUSTY JARCHO, Director of the organization Material for Israel. On that occasion JARCHO asked BERNSTEIN if he was coming

~~TOP SECRET~~

NY 65-15301

to the Board meeting. BERNSTEIN replied that he intended to. JARCHO advised that he was glad to hear this since they needed some legal advice from BERNSTEIN as ~~SONNENBORN~~ had to fly to Washington.

This same Informant advised that on January 20, 1951 NAT KOHN contacted NAHUM BERNSTEIN and they discussed a proposal for investing in a prospective airline deal with the Israeli Government. This airline was to operate between New York and Israel. The Israeli Government was to set up the airline and take half of the stock. BERNSTEIN indicated that he would discuss this deal with KOHN at a later date.

NAT KOHN operates Ultramar International Corporation in New York City and is also connected with the Israeli Supply Mission in New York.

~~MADASH~~ ITELSON, who was in contact with NAHUM BERNSTEIN, is identical with the individual listed at the Immigration and Naturalization Service, 70 Columbus Avenue, New York City, as having arrived in the United States on December 22, 1950, under the name of AVRAHAM ITELSON. He listed the country from which he came as Israel, listed his occupation as manufacturer, and his destination as N. BERNSTEIN, 20 Pine Street, New York City. He listed his age as forty years and his wife's first name as RINTZIA. According to the manifest, he was accompanied by his wife when he entered the United States.

According to Confidential Informant T-3, ITELSON was staying at the Hotel New Yorker in New York City during his stay in New York.

According to the manifest at the Immigration and Naturalization Service ITELSON intended to stay in the United States until February 22, 1951.

Confidential Informant T-4, of known reliability, advised that NAHUM BERNSTEIN received the following correspondence which appears pertinent to this investigation, at his place of business, 20 Pine Street, New York City:

~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

<u>DATE</u>	<u>ADDRESSOR</u>
November 17, 1950	Young and Rubicam, 285 Madison Avenue, New York City.
November 20, 1950	Material for Israel, 250 West 57th Street, New York City.
November 24, 1950	 Staeye Dan, Israel.
November 24, 1950	Post Office Box 2876, Tel Aviv, Israel.
November 24, 1950	Land Seas Products Corporation, 39 Broadway, New York City.
November 25, 1950	Israeli Consulate, 11 East 70th Street, New York City.
November 30, 1950	Post Office Box 367, Tel Aviv, Israel.
December 5, 1950	Strong and Schwartz, 4441 Wilshire Boulevard, Beverly Hills, California.
December 6, 1950	Israeli Industries, Inc., 122 Allenby Road, Post Office Box 2876, Tel Aviv, Israel.
December 6, 1950	Material for Israel, 250 West 57th Street, New York City.
December 7, 1950	Government of Israel Supply Mission, 250 West 57th Street, New York City.
December 8, 1950	Ultramar International Corporation, 200 West 57th Street, New York City.
December 14, 1950	Embassy of Israel, Washington, D. C.

b6
b7c

- 14 -
~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

<u>DATE</u>	<u>ADDRESSOR</u>
December 15, 1950	El Al Israeli National Airlines, 29 West 57th Street, New York City.
December 15, 1950	Israeli Consulate, 11 East 70th Street, New York City.
December 18, 1950	Post Office Box 2876, Tel Aviv, Israel.
December 18, 1950	[redacted] care of [redacted] Panton House, 25 Haymarket Street, London, SW 1, England.
December 19, 1950	[redacted] La Reserve Miramar, Cannes, France.
December 21, 1950	[redacted] Post Office Box 2876, Tel Aviv, Israel.
December 21, 1950	Robison Textile Company, 434 52nd Street, West New York, New Jersey.
December 26, 1950	Post Office Box 2876, Tel Aviv, Israel.
December 28, 1950	Material for Israel, 250 West 57th Street, New York City.
January 3, 1951	[redacted] Hoffmann and Company, Ltd., Herzl 100, Tel Aviv, ISRAEL - Office; Jabotinski Street, Ramat Gan - Factory.
January 10, 1951	[redacted] Paris 16, France.
January 13, 1951 and January 17 & 18, 1951	[redacted] New York City.
January 18, 1950	Material for Israel, 250 West 57th Street, New York City.

b6
b7C

b6
b7C

~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

<u>DATE</u>	<u>ADDRESSOR</u>
January 20, 1951	[redacted] Israel St., Tel Aviv, Israel.
January 24, 1951	Israeli Consulate, 11 East 70th Street, New York City.
January 27, 1951	Post Office Box 367, Tel Aviv, Israel.
January 29, 1951	Post Office Box 367, Tel Aviv, Israel.
January 31, 1951	Progressive Israel Projects, 200 West 72nd Street, New York City.
February 1, 1951	[redacted] New York City.

b6
b7C

Confidential Informant T-5, of known re-
liability, advised that [redacted] New
York City, received correspondence on November 15, 1950
from Ultramar International Corporation, 200 West 57th
Street, New York City.

b6
b7C

The same Informant advised that on January
25, 1951 [redacted] received correspondence from SILVER
and BERNSTEIN, 20 Pine Street, New York City.

- P E N D I N G -

TOP SECRET

~~TOP SECRET~~

NY 65-15301

LEADS

NEWARK

At Bridgeton, New Jersey

Will ascertain the type of litigation in which NAHUM BERNSTEIN, A. SCHWIMMER, REUBEN GROSS and YEHUDA GILADI were involved in as of January 8, 1951.

Will obtain all particulars relative to this action, as well as the names of all witnesses representing the Israeli Government.

NEW YORK

At New York City

Will ascertain the purpose of the visit to the United States of AVRAHAM ITELSON and his connection with NAHUM BERNSTEIN.

Will continue to follow the activities of NAHUM BERNSTEIN in connection with his Israeli activities.

* * * * *

Copies of this report have been designated for the Los Angeles and Washington Field Offices for information as those offices are currently engaged in the investigation of Israeli Activities. It is, therefore, felt that the information contained in this report should be made available to those offices.

~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

CONFIDENTIAL INFORMANTS

b6
b7C The Confidential Informants mentioned in
the report of SA [redacted] dated February 13,
1951 at New York City, are as follows:

Referral/Consult

T-1: [redacted] (S)

(S) T-2: [redacted] (S) b1

T-3: ND 592.

T-4: Mail cover on mail received by
NAHUM BERNSTEIN at his business
address, 20 Pine Street, New York
City.

T-5: Mail cover on mail received by
[redacted] at his business address,
[redacted] New York City.

b6
b7C

REFERENCE:

Report of SA [redacted] 12/1/50,
New York.

b6
b7C

18
~~TOP SECRET~~

FEDERAL BUREAU OF INVESTIGATION

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

NK FILE NO. **65-4087 adm**

REPORT MADE AT X NEWARK	DATE WHEN 3/7/51	PERIOD FOR WHICH MADE 2/26;3/2,5/51	REPORT MADE BY <div style="border: 1px solid black; width: 100px; height: 20px;"></div>	b6 b7C
TITLE NAHUM BERNSTEIN, was.			CHARACTER OF CASE ESPIONAGE - IS	

SYNOPSIS OF FACTS:

No date pending development of espionage subjects with

ADOLPH SCHWIMMER'S civil suit concluded at Woodbury, New Jersey, 2/9/51. No decision yet given by presiding judge. Additional witnesses set forth.

- P -

DETAILS:

At Bridgeton, New Jersey

b6
b7C

Clerk of the Cumberland County Court of Common Pleas, Bridgeton, New Jersey, advised that the civil action involving ADOLPH W. SCHWIMMER was heard at Woodbury, New Jersey before Judge ELMER B. WOODS on February 9 and 10, 1951 and the judge has not yet given a decision in this matter. Witnesses were heard and testimonies taken on Friday, February 9th and motions and briefs were filed on February 10th.

*339-539
3/28/94
SP12BTJ/S
339.539*

Court Reporter, 706 Schwem Building, Atlantic City, New Jersey, advised that at the hearing at Woodbury, New Jersey on February 9, 1951, the following witnesses were heard:

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 4/4/93 BY 9803RDD/gcl

1. RUBIN E. GROSS, Attorney, New York City.
2. ADOLPH W. SCHWIMMER
3. GERALD ROLAND, Park Sheraton Hotel, New York City. ROLAND testified that he was a student at the University of San Francisco and that

COPIES DESTROYED

R 35 AUG 24 1961

APPROVED AND FORWARDED <i>J. H. [Signature]</i>	SPECIAL AGENT IN CHARGE <i>[Signature]</i>	DO NOT WRITE IN THESE SPACES	
COPIES OF THIS REPORT (5) - Bureau (65-59184) 3 - New York (65-15301) 1 - Washington Field (Info.) 2 - Newark COPY IN FILE		65-59184-43	RECORDED - 50
		INDEXED - 50 EX-22	

NK 65-4087

his parents reside at 320 Urbano Drive, San
Francisco, California.
4. RALPH W. COX.

- P E N D I N G -

NK 65-4087

ADMINISTRATIVE PAGE

A copy of this report is being forwarded to the Washington Field Office pursuant to the instructions contained in referenced teletype.

NK 65-4087

LEAD

NEWARK

At Bridgeton, New Jersey

Will follow and report the decision of the court in the case of
Atlantic Northern Air Lines vs. ADOLPH W. SCHWIMMER.

REFERENCE:

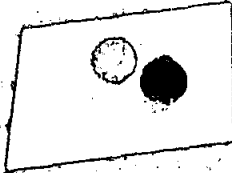
New York teletype to the Bureau, Washington Field and Newark,
1/12/51.

Report of SA [redacted] Newark, 2/9/51.

Report of SA [redacted] New York, 2/13/51.

b6

b7C



SECRET

THIS CASE ORIGINATED AT **NEW YORK**

NY FILE NO. **65-15301** EN

REPORT MADE AT: NEW YORK	DATE WHEN MADE: 6/5/51	PERIOD FOR WHICH MADE: 5/17, 18, 21/51	REPORT MADE BY: <div style="border: 1px solid black; width: 100px; height: 20px;"></div>
TITLE: NAHUM BERNSTEIN, was. Ned Berney, Myers, Corman			CHARACTER OF CASE: ESPIONAGE - IS 11285

Investigative SUMMARY REPORT

Synopsis:

NAHUM BERNSTEIN named as one of four who were to manage Israeli intelligence activities in the United States. He is a New York attorney who has been active in the affairs of Israel and the predecessor state of Palestine. He was born and educated in New York City. Background information set forth. In interview in 1948 he admitted that he handled funds for the purchase of material on behalf of the Jewish Agency for Palestine. He has been in contact with RUBEN SHILOAH, TED KOLLEK, and ARYEAH MANOR, Israeli officials in the United States. He testified in a case in Los Angeles involving a violation of the Neutrality Act and Export Control Act connected with smuggling of aircraft to Israel. His testimony reviewed.

He is presently Secretary of Israel Speaks, Inc., a bimonthly publication.

Subject in file of Security
These are facts
re: report, ready to write when
even areas. No
action
case
4
with
9-26-51

cc of report to Mr. Corman Armstrong

DETAILS: 9-27-51

339-539
5D128TS15
4/15/93
9803 ADL/gol
3/28/94
339.539

Confidential Informant T-1, of known

DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED: <i>Edward Schmitt</i> SPECIAL AGENT IN CHARGE	65-59184-58	RECORDED AND INDEXED: RECORDED - 58 INDEXED - 58 JACKETED: 98
COPIES OF THIS REPORT FURNISHED TO: 5 Bureau (65-59184) 1 Los Angeles (info.) (65-5048) 1 Newark (info.) 1 Washington Field (info.) 3 New York	FEDERAL BUREAU OF INVESTIGATION DEPARTMENT OF JUSTICE ROUTED TO:	EX-98

1951 COPY IN FILE
SECRET

~~TOP SECRET~~

NY 65-15301

(U) reliability, advised that as of January, 1949, the Israeli intelligence in the United States was to be handled by four persons, namely TEDDY, GIDEON ROPER, NAHUM BERNSTEIN, and T. M. (S) ~~E. KOLLEK~~

(U) [Subsequent investigation disclosed that TEDDY was identical with THEODORE KOLLEK, who in January, 1949 was connected with the Israeli Supply Mission in New York City, and who is presently in the United States with the rank of Israeli Minister. GIDEON ROPER was subsequently identified as GIDEON RAFAEL, who is Counselor to the Israeli Delegation of the United Nations. T. M. was subsequently identified as EFRAIM BEN-ARZI, who in January, 1949 was the Israeli Military Attache of the Israeli Embassy in Washington, D. C. He has since returned to Israel. NAHUM BERNSTEIN was subsequently identified as being identical with NAHUM BERNSTEIN, a New York attorney with offices at 20 Pine Street, New York, New York. ~~E~~

Confidential Informant T-2, of known reliability, made available the following background information concerning NAHUM BERNSTEIN:

~~Mr. + Mrs.~~ He was born on September 5, 1907 at New York City. His mother was JENNIE BERNSTEIN, nee Steinberg, and his father CHARLES BERNSTEIN. Both of his parents were born in Russia. NAHUM BERNSTEIN received his primary education in the New York Public School System, and subsequently attended the College of the City of New York, from which institution he obtained a B.S. Degree in Social Science in 1929. In 1931 he graduated from Columbia University Law School with the degree of LL.B. He was admitted to the bar in the State of New York on June 13, 1932. From the date of his birth in 1907 until the present time, he has resided in the New York City area. He presently resides at 136 East 67th Street, New York City with his wife and two children. He is a partner in the law firm of Silver and Bernstein, 20 Pine Street, New York, New York. His partner, EDWARD SILVER, is also the Chief Assistant in the District Attorney's Office, Kings County, New York.

On March 31, 1950, the law firm of Silver and Bernstein sent out the following announcement:

~~TOP SECRET~~

65-59184-58

~~TOP SECRET~~

NY 65-15301

"We announce the opening of an Israeli office at 26 Rothschild Boulevard, Tel Aviv. Mr. ARNON R. ROJANSKY of the Israeli Bar is Counsel in Charge".

This announcement was signed by four members of the firm of Silver and Bernstein, namely EDWARD S. SILVER, NAHUM BERNSTEIN, GEORGE H. KAPLAN, and DONALD R. SEAWELL.

On January 13, 1948 NAHUM BERNSTEIN was interviewed by SAs [redacted] and [redacted] of the Federal Bureau of Investigation. On the occasion of this interview, BERNSTEIN advised that in November of 1947, he received a telephone call from one LEONARD WEISMAN, whom he had known for some years as one like himself who was active in Zionist affairs. On the occasion of this meeting with WEISMAN, BERNSTEIN was requested to assist him in a project which had as its aim the acquiring of a stock pile of material for eventual shipment to Palestine.

b6
b7c

WEISMAN informed BERNSTEIN that he had consented in this project and that now it was necessary that [redacted] a reputable, well known person act as Disbursing Officer for the funds available to finance this project. WEISMAN requested BERNSTEIN to function in this capacity. BERNSTEIN advised that he agreed to do so. WEISMAN further indicated to BERNSTEIN that the sum of \$750,000.00 was available to finance this project, and that such funds would be made available by the Jewish Agency for Palestine.

According to BERNSTEIN, shortly after his talk with WEISMAN he received a verification of this proposition from GOTTLIEB HAMMER, Disbursing Officer of the Jewish Agency for Palestine. WEISMAN told BERNSTEIN that when purchases were made by either himself or his associates, BERNSTEIN would be notified of the amount of money necessary for the particular transaction and that BERNSTEIN should then request HAMMER to forward a check to him for this amount. BERNSTEIN would, in turn, issue a check for the same amount to the payee named by WEISMAN. According to BERNSTEIN, the above outlined plan was followed in connection with the purchase of materials.

~~TOP SECRET~~

~~TOP SECRET~~

NY 65-15301

On May 12, 1948, NAHUM BERNSTEIN was again interviewed at his office at 20 Pine Street, New York, New York, by SAs THOMAS G. SPENCER and [redacted] of the Federal Bureau of Investigation.

b6
b7c

On the occasion of this interview, BERNSTEIN advised that he, as an attorney, had been called upon on numerous occasions by various sections of the Jewish Agency for Palestine for legal advice in matters pertaining to their operations. He stated that in the Fall of 1947, it was decided by the policy level members to instigate an organization that could, if Palestine was partitioned, step in and relieve the other governments of considerable effort and manpower.

It was decided, according to BERNSTEIN that certain funds should be allocated for the purchase of aircraft. A. W. SCHWIMMER was designated as the individual who should purchase and reconvert whatever aircraft was believed necessary to institute a fair-sized airline. Approximately \$120,000.00 was deposited with BERNSTEIN, which funds came from the Jewish Agency for Palestine. At the request of SCHWIMMER, BERNSTEIN would forward whatever money the former requested.

In January, 1950, ADOLPH W. SCHWIMMER was tried in the United States District Court, Southern California Division, in the case entitled, "The United States vs. Schwimmer and Others". The trial involved ADOLPH W. SCHWIMMER and five other individuals, who were charged with conspiracy to violate the Neutrality Act and the Export Control Act by smuggling aircraft to Israel. As a result of this trial, three individuals, namely ADOLPH W. SCHWIMMER, LEON GARDNER, and RAY SELK, were convicted and fined \$10,000.00 each for conspiracy to violate the United States Neutrality Act. Three other defendants, HERMAN GREENSPUN, WILLIAM SOSNOW, and SAM R. LEWIS were acquitted by the jury.

On January 15, 1950, NAHUM BERNSTEIN was called as a witness by the defense in this case. In response to a question by the court as to what the defense intended to prove by this witness, the defense lawyers, namely ISAAC PACHT and WILLIAM STRONG replied, "Everything... that the whole plan of operation of the formation of airways were under BERNSTEIN'S supervision. The setting up of the plan, purchase of the planes, the Panamanian situation....everything".

- 4 - TOP SECRET

~~TOP SECRET~~

NY 65-15301

In answer to a question by Mr. PACHT, BERNSTEIN replied that he was the legal representative of the Jewish Agency for Palestine, which he explained was an agency created and recognized by the old League of Nations. Mr. PACHT in his questioning of BERNSTEIN showed that the Jewish Agency for Palestine financed the entire project of the purchase of aircraft under the direction of BERNSTEIN, and that the defendants in the case were merely agents.

BERNSTEIN pointed out that at the suggestion of one ALBERT MILLER, he took over the general supervision of handling the funds and again at the suggestion of MILLER agreed to contact one of the defendants, SCHWIMMER to head up a project of acquired aircraft.

acquiring

Confidential Informant T-3, of known reliability, advised that on November 5, 1950 TED KOLLEK, who at that time was visiting in the United States, contacted NAHUM BERNSTEIN and made arrangements to be at the residence of NAHUM BERNSTEIN on that date. (This is the same individual who was previously identified as one of the four individuals who were to manage Israeli intelligence operations in the United States.)

Confidential Informant T-4, of known reliability, advised on September 23, 1950 that RUBEN SHILOAH, who at that time was visiting in the United States, was in contact with NAHUM BERNSTEIN. SHILOAH is connected with the Ministry of Foreign Affairs in Israel, and was also listed as an adviser to the Israeli Delegation for the Fifth Regular Session of the General Assembly of the United Nations.

RUBEN

[Redacted block]

[Redacted block]

[Redacted block]

[Redacted block]

~~TOP SECRET~~

b1

~~SECURITY INFORMATION - TOP SECRET~~

NY 65-15301

ADMINISTRATIVE PAGE

b6
b7C

The Confidential Informants mentioned in the report of SA [redacted] dated June 5, 1951 at New York, New York, are identified as follows:

T-1

Anonymous.

T-2

[redacted]

b6
b7C
b7D

T-3

ND 592.

T-4

[redacted]

b6
b7C
b7D

T-5

(S) b1

[redacted]

T-6

[redacted]

Referral/Consult

Copies of this report have been designated for the information of the Washington Field, Los Angeles and Newark Offices because they in the past have conducted investigation relative to the subject of this investigation and it is believed information in this report should be made available to these offices.

~~SECURITY INFORMATION - TOP SECRET~~