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## DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF COLUMBIA

## HOLDING A CRIMINAL TERM

District of Columbia, ss:

April Term, A.D. 1940

The Grand Jurors of the United States of America, in and for the District of Columbia aforesaid, upon their cath, do present:

# INDUCEMENT

That on the twenty-sixth day of May, 1938, the House of Representatives of the United States adopted a resolution known as H. Res. 282, of the following tener:

"H. Res. 252

In the House of Representatives, U.S.,

May 26, 193%.

Resolved, That the Speaker of the House of Representatives be, and he is hereby, authorized to appoint a special committee to be composed of seven members for the purpose of conducting an investigation of (1) the extent, character, and objects of un-American propaganda activities in the United States, (2) the diffusion within the United States of subversive andun-American propaganda that is instigated from foreign countries or of a domestic origin and attacks the principle of the form of government as guaranteed by our Constitution, and (3) all other questions in relation thereto that would aid Congress in any necessary remedial legislation.

That said special committee, or any subcommittee thereof, is hereby authorized to sit and act during the present Congress at such times and places within the United States, whether or not the House is sitting, has recessed, or has adjourned, to hold such hearings, to require the attendance of such witnesses and the production of such books, papers, and documents, by subpens or otherwise, and to take such testimony, as it deems necessary.

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District of Columbia, as:

The Grand Jurous of the United States of America, in and for the District of Columbia of Oresent:

## INTRACTOR

THat on the twenty-sinth by of May, 1938, the House of Representatives of the United States adopted a resolution import as IL Res. 1925, of the following tener:

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In the House of Representatives, U.S.,

May 45, 193".

Resolved, That the Special of the House of Representatives be, and he is barely, entherized to a purpose of conducting to be compaced of seven menture for the purpose of conducting an investigation of (1) the extent, therefor, and objects of un-arcrical propagants are intent, to the United States, (2) the lifterion within the United States of subversive and and it ifficially within the United States of subversive and or of a Constitute origin satisfication foreign countries or of a Constitute origin satisfication, and (3) all other questions in relations for the would aid Congress in other questions in relations for the would aid Congress in any necessary remedial lagislation.

Finds said special condition, or any subcommittee thereof, is hereby authorized to sit and of having the present Congress at each times and planes within the United States, whether or and the House is eithing, has recessed, or has adjourned, to hald such hearings, to require the attendance of such withesses and the production of such books, papers, and chements, by arboses or other is each to take such training, as it does necessary.

Subpenas shall be issued under the signature of the chairman and shall be served by any person designated by him. The chairman of the committee or any member thereof may administer oaths to witnesses. Every person who, having been summoned as a witness by authority of said committee, or any subcommittee thereof, willfully makes default, or who, having appeared, refuses to answer any question pertinement to the investigation heretofore authorized, shall be held to the penalties provided by section 102 of the Revised Statutes of the United States (U.S.C., title 2, sec. 192).

Sec. 2. The committee shall file its report to the House on January 3, 1939, or may file same earlier in the event the House is not in session, with the Speaker of the House for printing as a public document.

Attest:

South Trimble

(Seal of House of ) (Representatives of ) (the United States.) Clerk.

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and on the third day of February , 1939, the House of Representatives of the United States adopted another resolution, known as H. Res. 26, of the following tenor:

WH. Res. 26

In the House of Representatives, U.S.,

February 3, 1939.

Resolved, That the Special Committee to Investigate UnAmerican Propaganda and Activities is authorized to continue

the investigation begun under authority of H. Res. 272 of the
Seventy-fifth Congress, and for such purposes said committee

shall have the same power and authority as that conferred upon it
by said H. Res. 272 of the Seventy-fifth Congress and shall report

to the House as soon as practicable, but not later than January 3,

1940, the results of its investigations, together with its recommendations for necessary legislation.

Subpense shall be issued under the signature of the chairman and shall be served by any person designated by him. The chairman of the committee or any member thereof may administer oaths to witnesses. Every person who, having been summoned as a witness by authority of said comittee, or any subcommittee thereof, willfully makes default, or who, having appeared, refuses to ensuer any question pertinament to the investigation heretofore authorized, shall be held to the penalties provided by section 10% of the Rovised Statutes of the United States (U.S.C., section 10% of the Rovised Statutes of the United States (U.S.C.,

Sec. 2. The committee shall file its report to the House on January 5, 1939, or may file same earlier in the event the House is not in session, with the Speaker of the House for printing as public document.

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(Seal of House of (Representatives of the United States.

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and on the third day of February , 1939, the House of Representatives of the United States adopted another resolution, known as H. Res. 26, of the following tenor:

"H. Reg. 16

In the Kouse of Representatives, U.S., February 3, 1939.

Resolved, That the Special Counities to Investigate UnAmerican Propagands and Activities is enthorized to continue
the inventigation begun under anthority of M. D.C. Off of the
Seventy-fifth Congress, and for such purposes said committee
shall have the same power and authority as that conferred upon it
by said H. Res. 258 of the deventy-fifth Congress and shall report
to the Mouse as soon as practicable, but not later than January 5,
1940, the results of its investigations, together with its recommendations for necessary legislation.

Attest:

South Trimble

(Seal of House of ) Clerk.
(Representatives of )
(the United States.)

and on the twenty-third day of January, 1940, the House of Representatives of the United States adopted another resolution, known as H. Res. 321, of the following tenor:

MH. Res. 321

In the House of Representatives, U.S.,

January 23, 1940.

Resolved, That the Special Committee to Investigate UnAmerican Activities is authorized to continue the investigation
begun under authority of H. Res. 252 of the Seventy-fifth Congress, and continued under H. Res. 25 of the Seventy-sixth
Congress, and for such purposes said committee shall have the
same power and authority as that conferred upon it by said
H. Res. 252 of the Seventy-fifth Congress and shall report to
the House as soon as practicable, but not later than January 3,
1941, the results of its investigations, together with its recommendations for necessary legislation.

Attest:

South Trimble

(Seal of House of ) (Representatives of ) (the United States. )

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by virtue of which resolutions the Speak of the House of Representatives of the United States was authorized to appoint a special committee of said House of Representatives for the purpose of conducting the investigation described in said resolution H. Res. 252, and said special committee, when so appointed, was authorized to continue in existence and to pursue and prosecute the said investigation until at least the third day of January, 1941; and pursuant to said resolution H. Res. 252, the Speaker

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(Seal of House of )
(To seriatives of )

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and on the twenty-third day of January, 1940, the House of Representatives of the United States adopted another resolution, known as H. Hes. 581, of the following tenor:

WH. Res. Jel.

In the House of Representatives, U.S.,

January 23, 1940.

Resolved, That the Special Committee to Investigate UnAperican Activities is authorised to continue the investigation
begun under authority of H. Res. 272 of the Seventy-Lifth Congress, and continued under M. Res. St. of the Seventy-Atath
Congress, and for such purposes said cosmittee shall have the
same power and authority as that conferred upon it by said
H. Res. 272 of the Seventy-Lifth Congress and shall report to
the House as soon as practicable, but not later than Lanuary 3,
1941, the results of its investigations, together with its recommendations for necessary legislation.

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(Seal of House of (Representatives of the United States.

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by virtue of which resolutions the Speak of the House of Representatives of the United States was suthorized to appoint a special committee of said Rouse of Mepresentatives for the purpose of conducting the investigation described in said resolution R. Res. 252, and said special committee, when so uppointed, was authorized to continue in existence and to pursue and prosecute the said investigation will at least the third day of January, 1941; and pursuent to said resolution R. Res. 272, the Speaker

of the House of Representatives did, shortly after the adoption of said resolution H. Res. 252, appoint a special committee of the House of Representatives, which committee became known as the "Special Committee to Investigate un-American Activities," and will hereafter, in this indictment be called "the committee"; and the said committee did, in fact, thereupon proceed to exercise that authority and make such investigation and is continuously so to do at the time of the returning of this indictment.

# CHARGING PART

And the Grand Jurors aforesaid, upon their oath aforesaid, do further present:

That while the said committee was functioning under the authority of the resolutions aforesaid and had under inquiry the matters, questions and things referred to in said resolution H. Res. 252, one James H. Dolsen was by authority of the House of Representatives of the United States, summoned as a witness to appear before the committee at a hearing thereof to give testimony and to produce papers touching upon the said matters, questions and things; and the said James H. Dolsen did, in fact, appear before the said committee at a hearing thereof in the City of Washington, in the District of Columbia, on, to wit, the twenty-fifth day of March, 1940, and was then and there duly sworn as a witness before the committée to testify concerning the said matters, questions, and things; and the said James H. Dolsen did then and there testify before the committee, among other things that he, the said James H. Dolsen, knew one Sonia Strauss; and thereupon one Robert B. Barker, an employee of the committee, did, for and on behalf of the committee, propound to the said James H. Dolsen, a certain question in the following words:

"Is she a communist?"
said Robert B. Barker thereby meaning and intending, as the said James H.
Dolsen then and there well understood, to elicit from the said James H.
Dolsen facts then within his knowledge touching the question of whether

of the Mouse of Approcentatives did, shortly after the Moption of said resolution H. Hes. Fig. appoint a special corrittee of the Mouse of Appresentatives, which committee becare known as the "Special Consistee to Investigate un-American Activities," and the said committee in this indictment be called "the cosmittee"; and the said committee did, in fact, thereupon proceed to exercise that authority and make such investigation and is continuating so to do at the time of the returning of this indictment.

# THAT PHIOTELL

And the Grand Jurers aforesail, upon their oath aforesaid, do further present;

The ytirestum and rebut maineltered and settimes him out elide tad! the resolutions aforesaid and had under inquiry the matters, questions and things referred to in said resolution I. Res. 202, one James M. Dolsen was by authority of the Lones of Regressitatives of the United States, Surmoust as a witness to appear before the committee at a hearing thereof to give testimony and to produce papers touching upon the said matters, questions and things; and the call James B. Bolsen did, in Mact, appear before the said consittee at a hearing thereof in the dity of Washington, in the District of Columbia, on, to wit, the twenty-fifth day of March, 1940, and was ther and there doly shorn as a witness before the committée to testify concerning the said matters, questions, and things; and the said James H. Dolsen did then and there featily before the committee, exong other things that he, the said James W. Folson, has one Soula Strauss; and thereupon one Aobert D. Barker, an employee of the committee, did, for and on behalf of the committee, propound to the said James M. Doisen, :abros gniwelich alt mi moiteese mistres a

"Is she a communicated .

said Rebert B. Berker thereby seading and introding, so the said Ja so I. Doleen them and there well understood, to edicit from the said Jenes H. Doleen facts then within his knowledge togohim the question of whether

the said Sonia Strauss was a member of the Communist Party; which question was pertinent to the matters, questions and things then under inquiry and investigation by the said committee, in that the said committee and members thereof had been and were informed and believed that the Communist Party and members thereof were engaged in un-American propaganda activities in the United States and in the diffusion within the United States of subversive and un-American propaganda of a domestic origin and also propaganda that had been instigated from foreign countries, and in the diffusion within the United States of subversive and un-American propaganda that attacked the principle of the form of government as guaranteed by the Constitution of the United States; and the said James H. Dolsen then and there unlawfully did refuse to answer said question; against the form of the statute in such case made and provided, and against the peace and government of the United States.

#### SECOND COUNT:

And the Grand Jurors aforesaid, upon their oath aforesaid, do further present:

That the House of Rperesentatives of the United States did adopt certain resolutions under authority of which a certain committee was appointed, which committee conducted and still conducts a certain investigation: the allegations concerning all of which, contained in the first count of this indictment — that is to say, all the allegations in said first count which begin immediately after the subtitle "INDUCEMENT" in said first count and end immediately before the subtitle "CHARGING PART" in said first count — are incorporated by reference into this count as fully as though here repeated.

And the Grand Jurors aforesaid, upon their oath aforesaid, do further present:

That while the said committee was functioning under authority of the resolutions aforesaid and had under inquiry the matters, questions, and things referred to in said resolution H. Res. 252, one James H. Dolsen was, by authority of the House of Representatives of the United States, summoned

the said Sonis Straves was a member of the Commy int Party; which question was pertinent to the satters, questions and things then under inquiry and investigation by the said committee, in that the gaid consittee and members thereof had been and were informed and believed that the Communist Party and probers thereof were engaged in un-Archican propagands setivities in the United States and in the diffrato within the United States of a Unestite origin and also of subversive and un-Archican propagands of a Louestic origin and also propagands that had been instincted from forci a countries, and in the diffrator within the United States of subversive and un-Archican propagands that attacked the principle of the form of government as guaranteed by the Constitution of the United States; and the said James H. Dolsen them and there unlawfully did refuse to answer said James H. Dolsen them of the statute in such case made and provided, and against the peace and sovernment of the United States.

### SHOOND COUNT:

And the Grand Jurors aforesaid, upon their oath aforesaid, do further present;

That the House of Epersontatives of the United States did adopt sertain resolutions under suthority of which a certain committee was appointed, which cormittee conducted and still conducts a certain investigation; the allegations concerning all of which, contained in the first count of this indictment — that is to say, all the allegations in said first count which begin in ediately after the subtitle "INDUCAMENT" in said first count and end immediately before the subtitle "CHARCING PART" in said first count — are incorporated by reference into this count as fully as though here repeated.

and the Grand Jurors aforesaid, upon their eath aforesaid, to further present:

That while the said committee was functioning under suthority of the resolutions aforesaid and had under inquiry the matters, questions, and things referred to in said resolution H. Res. 552, one James H. Dolsen was, by authority of the House of Representatives of the United States, surmoned

as a witness, to appear before the said committee at a hearing thereof, to give testimony and to produce papers touching upon the said matters, questions and things, and the said James H. Dolsen did, in fact, appear before the said committee at a hearing thereof, in the City of Washington, in the District of Columbia, on to wit, the twenty-fifth day of March, 1940, and wassthen and there duly sworn as a witness before the said committee, to testify concerning the said matters, questions and things; and the said James H. Dolsen did then and there testify before the said committee, among other things, that he, the said James H. Dolsen, knew one Alex Steinberg; and thereupon one Robert B. Barker, an employee of the said committee, did for and on behalf of the said committee, a quorum of said committee being then and there present, propound to the said James H. Dolsen, a certain question in the following words:

"Is he a communist?"

the said Robert B. Barker thereby meaning and intending, as the said James H. Dolsen then and there well understood, to elicit from the said James H. Dolsen facts which were then within his knowledge touching the question of whether the said Alec Steinberg was a member of the Communist Party; which said question was pertinent to the matters, questions, and things then under inquiry and investigation by the said committee, in that the said committee and members thereof had been and were informed and believed that the Communist Party and members thereof had been and were engaged in un-American propaganda activities in the United States and in the diffusion within the United States of subversive and un-American propaganda of a domestic origin and also propaganda that had been instigated from foreign countries, and in the diffusion within the United States of subversive and un-American propaganda that attacked the principle of the form of government as guaranteed by the Constitution of the United States; and the said James H. Dolsen then and there unlawfully did refuse to answer said question; against the form of the statute in such case made and provided, and against the peace and government of the said United States.

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as a witness, to appear before the said committee at a hearing thereof, to give testimony and to produce papers tonching upon the said matters, questions and things, and the said James H. Dolsen did, in fact, appear before the said committee at a hearing thermof, in the City of mashington, in the District of Columbia, on to wit, the twenty-fifth day of March, 1940, and wassthen and there duly sworn as a witness before the said committee, to testify concerning the said fatters, questions and things; and the said tames H. Dolsen did then and there testify bushes the said committee, among other things, that he, the said James H. Dolsen, have one Alec Steinberg; and thereupon one Dobert D. Samer, an employee of the said committee, did for end on lenald of the said corrittee, a quorue of said committee being question in the following words:

## "Is he a communica a ed el"

the said Mobert E. Barker there's meaning and intending, as the said Jemes H. Dolgen than and there well understood, to aliast from the said Jares H. Dolgen facts which were then within his knowledge touching the question of whether the said Also Steinberg was a member of the Committee Farty; which said question was pertinent to the matters, questions, and things then under inquiry and investigation by the said consistee, in that the said committee and members thereof had been and were informed and believed that the Communist Tarty and merbors thereof had been and were engaged in un-American propaganda setat& betinU and minitiv noisellin and in the diffraion within the United States of subversive and un-american propagatals of a densitie origin and also propaganda that had been instigated from foreign countries, and in the diffusion within the United states of subversive and un-american propagends that attacked the principle of the form of government as margarteed by the Constitution of the United States; and the said James H. Dolsen them and there unlawfully dire ni statet eff to area will question; against the dore of the states in and case and provided, and against the peace and government of the said United States.

## THIRD COUNT:

And the Grand Jurors aforesaid, upon their cath aforesaid, do further present:

That the House of Representativies of the United States did adopt certain resolutions under authority of which a certain committee was appointed, which committee conducted and still conducts a certain investigation; the allegations concerning all of which, contained in the first count of this indictment — that is to say, all the allegations in said first count which begin immediately after the subtitle "INDUCEMENT" in said first count, and end immediately before the subtitle "CHARGING PART" in said first count — are incorporated, by reference, into this count, as fully as though here repeated.

And the Grand Jurors aforesaid, upon their cath aforesaid, do further present:

That while the said committee was functioning under authority of the resolutions aforesaid and had under inquiry the matters, questions, and things referred to in said resolution H. Res. 282, one James H. Dolsen was, by authority of the House of Representatives of the United States, summoned as a witness, to appear before the said committee at a hearing thereof, to give testimony and to produce papers touching upon the said matters, questions, and things; and the said James H. Dolsen did, in fact, appear before the said committee at a hearing thereof, in the city of Washington, in the District of Columbia, on, to wit, the twenty-fifth day od March, 1940, and was then adn there duly sworn as a witness before the said committee, to testify concerning the said matters, quastions and things; and the said James H. Dolsen did then and there testify before the said committee, among other things, that he knew in some individual cases what persons were chairmaen of the various units of the Communist Party in Allegheny County, State of Pennsylania; and thereupon one Robert B. Barker, an employee of the said committee, did, for and on behalf of the said committee, a quorum of said committee being then and there present, propound to the said James H. Dolsen, a certain question in the following words:

"Will you state the ones you do know?"

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And the Grand Jarors aforestid, upon their cath aforesaid, is further present:

That the House of Representatives of the United States did adopt certain resolutions andor authority of which a certain committee authority of which a certain committee and atili confidets a certain investigation; the allegations concerning all of which, contained in the first count of this indictment — that is to say, all the allegations in anid first count, and end immediately after the subtitle "INDOMEST" in said first count, and end immediately before the subtitle "Chandles Taut" in said first count, and end immediately before the subtitle "Chandles Taut" as said that count, and end immediately before the subtitle "Chandles Taut" as said first count, are incorporated, by reference, into this count, as Inlig as though here repeated.

and the Grand Jurors alovesaid, upon their oath arbreasid, do further present:

That while the sent committee was fractioning under authority of the resolutions aforesedd and had ender in with matters, questions, and things referred to in said resolution H. Ass. UKB, one James H. Dolsen was, by authority of the House of Representatives of the United States, sussened as a witness, to appear before the said committee at a hearing thereof, to give testinony and to produce papula torching upon the said matters, questions, and things; and the said James H. Dolson did, in first, appear before the said cosmittee at a hearing thereof, in the city of Washington, in the District of Columbia, on, to wit, the twenty-fifth day of Merch, 1940, and was then adm there duly swern as a witness before the said committee, to testify concerning the said mutters, questions and things; and the said James H. Dolsen did then and there testify before the said committee, among other things, that he knew in some individual cases what persons were chairmeen of the vertons units of the Communist Party in Alleghow Country. State of Fernerlania; and thereupon one Robert B. Barker, an employee of the said committee, did, for and on burght of the said committee, a quorum of said committee being then and there present, propound to the said James H. Polses, a certain question in the following words:

Will you state the once you do hmow?"

the said Robert B. Barker thereby meaning and intending, as the said James H. Dolsen then and there well understood, to elicit from the said James H. Dolsen, facts which were then within his knowledge touching the identity of certain persons who then held positions as chairmen of various units of the Communist Farty in Allegheny County, State of Pennsylvannia; which said question was pertinent to the matters, questions and things then under inquiry and investigation by the said committee, in that the said committee and members thereof had been and were informed and believed that the Communist Party and members thereof had been and were engaged in un-American propaganda activities in the United States and in the diffusion within the United States of subversive and un-American propaganda of a domestic origin and also propaganda that had been instigated from foreign countries, and in the diffusion within the United States of subversive and un-American propagands, that attacked the principle of the form of government as guaranteed by the Constitution of the United States; and the said James H. Dolsen then and there unlawfully did refuse to answer said question; against the form of the statute in such case made and provided, and against the peaceand government of the said United States.

## FOURTH COUNT:

And the Grand Jurors aforesaid, upon their eath aforesaid, do further present:

That the House of Representatives of the United States did adopt certain resolutions under authority of which a certain committee was appointed, which committee conducted and still conducts a certain investigation; the allegations concerning all of which, contained in the first count of this indictment — that is to say, all the allegations in said first count which begin immediately after the subtitle "INDUCEMENT" insaid first count, and end immediately before the subtitle "CHARGING PART" in said first count — are incorporated, by reference, into this count, as fully as though here repeated.

And the Grand Jurors aforesaid, upon their cath aforesaid, do further present:

That while the said committee was functioning under authority of the resolutions aforesaid and had under inquiry the matters, questions, and things referred to in said resolution H. Res. 282, one James H. Dolsen was, by authority of the House of Representatives of the United States, summoned as a witness, to appear before the said committee at a hearing thereofl to give testimony and to prouce papers touching upon the said matters, questions and things; and the said James H. Dolsen did, in fact, appear before the said committee at a hearing thereof, in the City of Washington, in the District of Columbia, on to wit, the twenty-fifth day of March, 1940, and was then and there duly sworn as a witness before the said committee, to testify concerning the said matters, questions and things; and the said James H. Dolsen did then and there testify beforethe said committee. among other things, that a certain member of the Communist Party whom he, the said James H. Dolsen, knew, had used the name Franklin D. Roosevelt for party purposes, and the true name of that person, which true name he, the said James H. Dolsen then and there knew, was not Franklin D. Roosevelt; and thereupon one Martin Dies. Chairman of the said committee, did, for and on behalf of the said committee, a quorum of said committee being then and there present, propound to the said James H. Dolsen, a certain question in the following words:

"The Chair directs you to answer that question as to the name of the person who gave the name Franklin D. Roosevelt for party purposes."

the said Martin Dies thereby meanin, and intending, as the said James H. Dolsen then and there well understood, to elicit from the said James H. Dolsen facts which were then within his knowledge, touching the true name and identity of a certain member of the Communist Party who had falsely used the name Tranklin D. Roosevelt; which said question was then and there pertinent to the matters, questions and things then under inquiry and investigation by the said committee, in that the said committee and members

thereof had been and were informed and believed that the Communist Party and members thereof had been and were engaged in un-American propaganda activities in the United States and in the diffusion within the United States of subversive and un-American propaganda of a domestic origin and also gropaganda that had been instigated from foreign countries, and in the diffusion within the United States of subversive and un-American propaganda that attacked the principle of the form of government as guaranteed by the Constitution of the United States; and the said James H. Dolsen then and there unlawfully did refuse to answer said question; against the form of the statute in such case made and provided, and against the peace and government of the said United States.

Attorney of the United States in and for the District of Columbia!