

Propagandist's Defense

Viereck to Plead Anti-Nazi Used Congressmen, Too

By Dillard Stokes
Post Staff Writer

Post 2/17/42

On trial for concealing his use of Congressmen and their franks for Nazi propaganda, George Sylvester Viereck—paid agent of Hitler's Reich—will advance the novel defense that anti-Nazi-propaganda flowed through similar channels.

Subpoenaed by Viereck's lawyers to bolster this defense are:

J. Edgar Hoover, director of the Federal Bureau of Investigation.

Senator Joseph F. Guffey (Democrat), of Pennsylvania.

Secretary of State Hull, who was ordered to produce all registrations under the Foreign Agent Act.

Representative Stephen A. Day (Republican), of Illinois.

Alton P. Tisdell, superintendent of documents, Government Printing Office.

Sir Willmott Lewis, Washington correspondent of the London Times.

Emil Hurja, former political analyst with the Democratic National Committee, now publisher of the magazine, Pathfinder.

Frederick Moore, formerly an

adviser to the Japanese government.

There were indications that Viereck would bring more big names into the Axis agent investigation by other subpoenas later in the week.

Revealing were the files and documents subpoenaed by the German agent were ordered to bring to court with them.

Besides all registrations filed in his department, Secretary Hull was directed to produce "all correspondence with Viereck, including the original of a letter to President Roosevelt" in which Viereck "offered to advise with representatives of the United States" in reference to foreign conditions.

The subpoena, drawn by Viereck's lawyers, said that as a result of this letter he had a conference with Undersecretary of State William Phillips and others.

The secretary also was ordered to produce all State Department press releases concerning the Foreign Agent Act.

Senator Guffey was ordered to produce a copy of an address in

See AGENT, Page 10, Column 4.

Viereck to Plead Anti-Nazi Used Congressmen, Too

AGENT, from Page 1.

which William C. Bullitt, former Ambassador to Poland, was said to have urged intervention in the war, in Philadelphia in 1940. Guffey also was directed to produce records on how many copies of this address were reprinted from the Congressional Record and mailed under Guffey's frank, and who paid for them.

From the Government Printing Office, Viereck sought wholesale information demanding complete lists of all purchasers of reprints from the Congressional Record for three years, and who paid for them. Also called for were the names of the writer of every such reprint, who inserted it into the record and whose frank was used in mailing it out.

Hurja was ordered to produce records of "all speeches mailed out in 1936 urging President Roosevelt's reelection, whose franks were used and who paid for them."

Sir Willmott Lewis left a sick bed to obey the subpoena yesterday and remained in the courtroom of Justice F. Dickinson Letts until he was excused, to return Friday.

Moore said he would obey the subpoena and appear whenever he was needed.

Representative Day presented the subpoena in the House upon a question of personal privilege. Representative Hatton W. Sumners (Democrat), of Texas, chairman of the Judiciary Committee, immediately offered a resolution authorizing Day to testify whenever the House is not in session. The resolution was adopted without a word of debate or a dissenting vote.

At least one other Congressman, Hamilton Fish, of New York, whose secretary, George Hill, was convicted of perjury for denying under oath that he knew Viereck, will be called to the witness stand in the trial.

Special Prosecutors William Power Maloney and Edward J. Hickey, jr., who prosecuted Hill, will ask Fish, under oath, to con-

firm or deny published reports that it was he who introduced Hill to Viereck.

The start of the trial was delayed an hour yesterday while Viereck's counsel argued for dismissal of the indictment, removal of the trial to Maryland or Virginia and indefinite postponement. The attorneys, Emil Morosini, jr., and Daniel F. Cohalen, jr., of New York, produced Washington newspaper articles which they claimed had influenced public opinion against the German agent.

Justice Letts overruled all the defense motions without hearing argument from the prosecutors.

Of 38 jurors who were in the box during the day, 12 were excused because they said they would be prejudiced against Viereck, one was excused by the Court, eight were challenged by the defense and six were challenged by the prosecutors.

The prosecutors having waived three challenges, this left the Government with one and the defense with two of the ten allotted to each side.

The 11 men and women in the jury box last night were:

John W. Crow, 41, realty man, 513 Ingraham Street Northwest; Mrs. Elizabeth F. Sauber, 39, housewife, 7635 Seventeenth Street Northwest; Gordon M. Baden, 42, telephone company employe, 4431 Conduit Road Northwest; Frank M. Newberry, 61, builder, 3215 Stephenson Place Northwest. Also Mrs. Ethel E. Hurley, 54, housewife, 614 E Street Northwest; O. C. Nance, 50, bookkeeper, 3016 Dumbarton Avenue Northwest; Joseph R. Trow, 32, motor company official, 4900 Cathedral Avenue Northwest; H. N. Watts, 51, railway employe, 1345 Shepherd Street Northwest. Also James W. Whalen, jr., 59, Government Printing Office printer, 214 Massachusetts Avenue Northeast; William F. Millburn, 39, auditor, 2129 Eighteenth Street Northwest; George R. Lindsay, 35, department store buyer, Conduit Road Northwest.