

NW
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Contempt Case Faces Kuhn on City Tax Dodge Herlands Summons Boss of Bund for Fourth Hearing

The City of New York may proceed with contempt action against Fritz Kuhn, leader of the Nazi German-American Bund, and four of his aides, it was learned yesterday following a third Department of Investigation hearing on charges that the storm troop chief had dodged municipal business and sales taxes.

Kuhn, on advice of H. V. Kalendarian, his attorney, had objected to introducing records and books of the Bund and three allied organizations as evidence at the hearings.

Commissioner of Investigation William B. Herlands, who is conducting the investigation on orders of Mayor LaGuardia, was said to be weighing plans for forcing the records into evidence through contempt proceedings.

A large number of the Nazi records had been produced and scanned by Mr. Herlands and his assistant, Abraham Bloch. They were marked as "exhibits for identification." But the records were not placed in evidence due to legal objection of Kuhn's counsel.

QUIZZED BY PORTFOLIO

Kuhn was quizzed yesterday for the second time in the office of City Treasurer Almeida Fortollo in an effort to check if the Nazi

had paid taxes on gross business receipts and sales of uniforms, flags, literature and storm troop trappings.

The hearing was halted abruptly shortly after noon, and Kuhn and four lieutenants, who were also questioned, were re-subpoenaed to appear at 10 A.M. today for further questioning.

Mr. Herlands emerged from the hearing room obviously pleased.

"The investigation is progressing," he said. "We will resume tomorrow at 10 A.M. All the witnesses have been re-subpoenaed to appear tomorrow morning."

It was understood the new subpoenas were issued to keep the Nazis under legal process, so they could not legally leave the city or dodge further investigation.

After Kuhn was questioned for 20 minutes, Richard Mettin, treasurer of the Bund, was quizzed for the first time. Police had been seeking Mettin with a subpoena since the investigation began more than a week ago.

Max Rapp, business manager of the A. V. Publishing Corp., publishers of fascist and other anti-democratic literature, was questioned at length again for the third time.

Gustave Elmer, national organizer for the Bund, and James Wheeler-Hill, national Bund secretary, were also questioned.

This was the third time Elmer and Wheeler-Hill were quizzed by Herlands.

Besides the Bund, other Nazi organizations being investigated by the city are the A. V. Publishing Corp., the German-American Business League, Inc. and the German-American Front, Inc., all located at 178 E. 85th St.

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