

[page 1]

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DIVISION OF THE WESTERN
DISTRICT OF MISSOURI

United States of America,
Plaintiff

vs

No. 12392

Frank Balestrere,
Defendant

ORDER

The above named defendant upon his plea of guilty to a violation of the Internal Revenue Act was sentenced on December 16th, 1933, to four months in the Johnson County Jail. Attached hereto are certificates from Dr. T. S. Blakesley, Dr. Ralph F. McKinney and Dr. Anthony J. Scimeca, which state that the defendant is in poor physical condition and that incarceration in jail will endanger his life. An investigation by the United States Probation Officer reveals that this defendant has no previous record and that he is a feeble and sick man and confinement in jail is detrimental to his health.

IT IS HEREBY ORDERED that the United States Marshal release said Frank Balestrere from imprisonment on the 6th day of January, 1934. Defendant Balestrere is placed on probation for a period of years on the usual conditions of probation. He is ordered to report to the office of the United States Probation Officer upon his release.

Merrill E. Otis
United States District Judge

Dated at Kansas City, Missouri, this 6th day of January, 1934.

[page 2]

FILED

JAN 6 1934

A. L. ARNOLD Clerk,
V. Scovese Deputy.

[page 3]

DR. T. S. BLAKESLEY
EYE. EAR. NOSE AND THROAT
SUITE 1612 PROFESSIONAL BUILDING
KANSAS CITY, MO.

Dec. 29, 1933.

TO WHOM IT MAY CONCERN:

This is to certify that Mr. Frank Balestrere has been under my care for some time because of a diseased condition of his eyes and it will be detrimental to his eyes and to his general health to be incarcerated at this time.

Yours truly,
T. S. Blakesley

TSB:G

[PAGE 5]
ANTHONY J. SCIMECA. M. D.
312 SHUKERT BUILDING
KANSAS CITY. MO.

December 29, 1933

To Whom It May Concern:

This is to certify that I examined Mr. Frank Balestrere and the following constitutes a summary of my findings.

Man giving age as 57, (quite plethoric but poorly nourished and appearing to be considerably older than he is, complains chiefly of a marked tachycardia, dyspnea, a feeling of a weight in the epigastric region, malaise, hypochondriasis, anorexia, and a general indisposition to mental and physical exertion.

Physical Examination Reveals the Following:

A moderate alopecia, features pinched and anxious, skin is markedly jaundiced with mucus membranes revealing evidence of marked yellowish discoloration.

Eyes reveal evidence of cataracts threatening blindness.

Teeth carious, very poor, with breath very offensive.

Chest examination reveals a free expansion with bronchovesicular breathing.

Cardiovascular System

Heart irregular revealing evidence of a myocardial degeneration with blood vessels tortuous and arteriosclerotic.

Abdomen: Palpation reveals a marked tenderness of the right hypochondrium, tenderness in the right lower quadrant.

Summation

Diagnosis established in this case is cataracts involving both eyes threatening blindness,

arteriosclerosis, atrophic cirrhosis of the liver and chronic myocarditis.

I consider this man too ill to be incarcerated any length of time on account of his very poor state of health.

Respectfully,

Anthony J. Scimeca MD

AJS:CT

[page 5]

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[page 6]

RALPH F. MCKINNEY, M.D.

MONTGOMERY & MARR BLDG.

WARRENSBURG, MISSOURI

Report of physical examination made of Mr. Frank Balestrere, at the Johnson County Jail, Warrensburg MO.

Examination reveal a man that look much older than he is, (57). He has a marked high blood pressure, hardening of the aortic and the usual heart trouble that goes with such a condition.

Mr. Balestrere is about blind because of cataracts that are developing in each eye.

I consider Mr Balestrere in very poor health.

R. F. McKinney M.D.

Physician to County Jail

Warrensburg Mo.