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IN THE DISTRICT COURT OF THE UNITED STATES, FOR THE WESTERN DIVISION OF THE WESTERN DISTRICT OF MISSOURI.  
November Term, 1928.

United States of America,  
Plaintiff.

vs.

INDICTMENT.

Bob Rippen, Frank (Fritz) Malloy,  
Joseph L. Tingle, Tom Fitzgibbons  
alias Thomas Church, Edward Hohmann,  
Emma Amsler alias Helen S. Johnson,  
Elmer Hoard, Earl Tingle, J. J. Fields,  
and Dewey Bardone.

The Grand Jurors of the United States of America, duly and legally chosen, selected, summoned and drawn from the body of the Western Division of the Western District of Missouri, and duly and legally empaneled, examined, sworn and charged to inquire of and concerning crimes and offenses against the United States of America in the Western Division of the Western District of Missouri, upon their oaths present and charge that BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN E. JOHNSON, ELMER HOARD, EARL TINGLE, J. J. FIELDS and DEWEY BARDONE, whose true names other than as herein set forth are to the Grand Jurors unknown, at Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, and at divers other places to the Grand Jurors unknown, on the 15th day of November, 1926 and at divers other times between said 15th day of November, 1926 and the 22nd day of June, 1927, did unlawfully, wilfully and feloniously conspire, confederate and agree among themselves and with each other to

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commit offenses against the laws of the United States and more specifically against Sections 3, 6 and 26 of Title 2 of the National Prohibition Act, in this, that the said BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN E. JOHNSON, ELMER HOARD, EARL TINGLE, J. J. FIELDS and DEWEY BARDONE would manufacture, sell, barter, transport, deliver, furnish and possess intoxicating liquor, towit, beer and whiskey containing more than one-half of one per cent of alcohol by volume; that they would possess property designed and intended for use in the manufacture of intoxicating liquor, in violation of the National Prohibition Act.

And the Grand Jurors aforesaid, upon their oaths aforesaid do further present and charge that pursuant to said unlawful conspiracy, combination, confederation and agreement, and to effect the object and purpose of the same, the said BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN S. JOHNSON, ELMER HOARD, EARL TINGLE, J. J. FIELDS, and DEWEY BARDONE did commit certain overt acts, which said overt acts are specifically as follows:

1. That on the 22nd day of June, 1927, at 2932 Fairmount Avenue, Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, the said BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN E. JOHNSON,

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ELMER HOARD, EARL TINGLE, J. J. FIELDS and DEWEY BARDONE did wilfully and unlawfully manufacture certain intoxicating liquor containing more than one-half of one per cent of alcohol by volume, towit, 1250 gallons of beer.

2. That on the 22nd day of June, 1927, at 2932 Fairmount Avenue, Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, the said BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN S. JOHNSON, ELMER HOARD, EARL TINGLE, J. J. FIELDS and DEWEY BARDONE did unlawfully possess certain property and implements designed and intended for use in the manufacture of intoxicating liquor, in violation of the law, towit, one beer filter, five 1250 gallon steel tanks, two 1250 gallon carbonators, one carbonator and motor.

3. That on the 22nd day of June, 1927, at 2932 Fairmount Avenue, Kansas City, Jackson County, Missouri, in the Western Division of the Western District of Missouri, the said BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN E. JOHNSON, ELMER HOARD, EARL TINGLE, J. J. FIELDS and DEWEY BARDONE did unlawfully possess certain intoxicating liquor containing more than one-half of one per cent of alcohol by volume, towit, 1250 gallons of beer.

4. That on the 20th day of June, 1927, and at various other times, the exact dates being to the Grand Jurors unknown, at 2932 Fairmount Avenue, Kansas City, Jackson County, Missouri,

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in the Western Division of the Western District of Missouri, the said BOB RIPPEN, FRANK (FRITZ) MALLOY, JOSEPH L. TINGLE, TOM FITZGIBBONS alias THOMAS CHURCH, EDWARD HOHMANN, EMMA AMSLER alias HELEN E. JOHNSON, ELMER HOARD, EARL TINGLE, J.J. FIELDS and DEWEY BARDONE did wilfully and unlawfully sell and deliver large quantities of beer, containing more than one-half of one per cent of alcohol by volume, the exact amounts being to the Grand Jurors unknown.

And the Grand Jurors aforesaid, upon their oaths aforesaid, do say that all of the overt acts alleged to have been committed were committed in the furtherance of said conspiracy and to effect the object and purpose of the same: Contrary to the form of the statute in such cases made and provided, and against the peace and dignity of the United States of America.

B. L. Rinchart  
Assistant U. S. Attorney

A TRUE BILL:

Charles Herndon  
Foreman of the Grand Jury

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No. 9019

UNITED STATES District COURT  
Western District of Missouri  
Western Division

THE UNITED STATES OF AMERICA  
vs.  
Bob Rippen, Frank (Fritz) Malloy,  
Joseph L. Tingle, et al.

INDICTMENT  
Sec. 37 CC.

A true bill,  
Charles Herndon  
Foreman.

FILED  
DEC 14 1928  
EDWIN R. DURHAM, CLERK  
BY E. O'Keefe  
DEPUTY