

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

(November Term, 1927.)

No. 8420

United States of America, Plaintiff,

—vs—

Manny Akers, alias Jim Akers, A.W. Jarman and Jewell Hartman, Defendants.

INFORMATION.

Comes now Roscoe C. Patterson, United States Attorney within and for the Western District of Missouri, on behalf of the United States, who informs the Court that there is now and was at all times hereinafter mentioned, a certain cause wherein the United States was plaintiff and Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan were defendants, pending in the District Court of the United States for the Western Division of the Western District of Missouri, wherein the said Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan were charged by indictment with the crime of conspiracy to violate the National Prohibition Act; that said indictment had theretofore been duly and legally returned by a Grand Jury for the United States, duly and legally empaneled, sworn and charged to inquire of and concerning crimes and offenses against the United States Committed in the Western District of Missouri; that said indictment was returned at the April Term, 1927, of this Court; that the said cause pending against the said Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan was set for trial on January 23, 1928, in this court.

Your informant further states that on or about January 12, 1928, a venire for petit jurors was duly and legally issued for forty good men and true, to serve upon the petit jury of the United States District Court for the Western Division of the Western District of Missouri, commencing their service on January 23, 1928; that J.R. Crenshaw and D.W. Mathews, residing at Lawson, Missouri, in the Western Division of the Western District of Missouri were duly and legally drawn as petit jurors upon the venire aforesaid; that the said D.W. Mathews and J.R. Crenshaw were duly and legally summoned and did appear in this Court as petit jurors on January 23, 1928.

Your informant further states that the said Manny Akers, alias Jim Akers, A.W. Jarman and Jewell Hartman, then and there well knowing that the said jury to try the issues in the case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan, would be selected in whole or in part from the said petit jurors, named in the venire issued out of this court on or about the said 12th day of January, 1928, and unlawfully, corruptly and contemptuously contriving and intending to prevent the selection of a fair and impartial jury to try the issues in said case and thereby impede, obstruct and defeat justice, did then and there each of the acts and things hereinafter complained of and specifically set forth that is to say, the said Manny Akers, alias Jim Akers, A.W. Jarman and Jewell Hartman, in contempt of the authority of the United States Court for the Western District of Missouri, did on or about the 21st and 22nd days of January, 1928, attempt to corruptly influence, obstruct and impede the due and proper administration of justice in the said case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan, and did then and there unlawfully, corruptly and in contempt of the authority and dignity of this court endeavor to influence the said D.W. Mathews and J.R. Crenshaw, petit jurors as aforesaid, that is to say, the said Manny Akers, alias Jim Akers, did approach the said D.W. Mathews at his home in Lawson, Missouri, and did corruptly propose to the said D.W. Mathews that he, the said D.W. Mathews would he given Five Hundred Dollars (\$500.00) in money or any other amount that might he agreed upon as a bribe, if he the said D.W. Mathews would hang the jury and cause a disagreement in the case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan.

Your informant further states that on or about the 22nd day of December, 1928, the said A.W. Jarman and Jewell Hartman approached the said D.W. Mathews at his home in Lawson, Missouri, in the Division and District aforesaid, and did then and there unlawfully, corruptly and contemptuously, in defiance of the authority and dignity of this court, propose to the said D.W. Mathews, that he, the said D.W. Mathews, would be given the sum of Rive hundred dollars (\$500.00) or any larger sum agreed upon as a bribe if he, the said D.W. Mathews, would hang the jury and cause a disagreement in the said case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan.

Your informant further states that on or about the 21st and 22nd days of January, 1928, the said Manny Akers, alias Jim Akers did then and there unlawfully, contemptuously, corruptly and in defiance of the authority of this court endeavor to influence, obstruct and impede the due administration of justice in the said case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan, and did then and there unlawfully, contemptuously, corruptly and, in defiance of the authority of this court, attempt to influence J.R. Crenshaw, petit juror as aforesaid, in his action, conduct and vote as a juror in the event, the said J.R. Crenshaw, was selected as one of the jurors to try the case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan; that is, to say, the said Manny Akers, alias Jim Akers, did procure one V.W. Boen and one G.W. Ball, and did cause them to approach the said J.R. Crenshaw and unlawfully, corruptly and contemptuously propose to the said J.R. Crenshaw that he, the said J.R. Crenshaw, would be given the sum of Five hundred dollars (\$500.00) as a bribe, if he would hang the jury and cause a mistrial in the case of United States v. Frank DeMayo, alias "Chee Chee" DeMayo and Robert Carnahan.

Your informant further states that the said Manny Akers, alias Jim Akers, A.W. Jarman and Jewell Hartman at all of the times herein mentioned, well knew that the said D.W. Mathews and J.R. Crenshaw were members of the petit jury of the United States District Court for the Western Division of the Western District of Missouri, and that they might be selected as members of the jury of twelve to try the issues in the ease of United States v. Frank DeMayo and Robert Carnahan.

WHEREFORE, your informant prays the Court to issue citation directed to the said Manny Akers, alias Jim Akers, A.W. Jarman and Jewell Hartman, and to each of them, commanding them and each of them to appear before this Court to show cause, if any they have, why they and each of them should not be adjudged in contempt of this Court and punished according to law for and on account of the matters and things above set forth.

Roscoe C. Patterson
United States Attorney

UNITED STATES OF AMERICA,
WESTERN DIVISION, SS.
WESTERN DISTRICT OF MISSOURI.

Comes now Roscoe C. Patterson, United States Attorney for and on "behalf of the United States, and "being duly sworn, upon his oath, deposes and says that the facts set forth in the foregoing information are true according to his best knowledge, information and belief.

Roscoe C. Patterson

Subscribed and sworn to before me this day of February, 1928.

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EDWIN R. DURHAM, CLERK,
By E. O. Keefe, Deputy

No. 8420

IN THE U.S. DISTRICT COURT

United States of America,

-vs-

Manny Akers, alias Jim Akers, A.W. Jarman and Jewell Hartman.

EDWIN R. DURHAM,

Filed FEB 3 1928

EDWIN R. DURHAM, CLERK

BY E. O. KEEFE, DEPUTY

INFORMATION.