

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAY 24 1972

TELETYPE

Mr. Felt	<input type="checkbox"/>
Mr. Mohr	<input type="checkbox"/>
Mr. Rosen	<input type="checkbox"/>
Mr. Bates	<input type="checkbox"/>
Mr. Bishop	<input type="checkbox"/>
Mr. Callahan	<input type="checkbox"/>
Mr. Campbell	<input type="checkbox"/>
Mr. Casper	<input type="checkbox"/>
Mr. Cleveland	<input checked="" type="checkbox"/>
Mr. Conrad	<input type="checkbox"/>
Mr. Dalbey	<input type="checkbox"/>
Mr. Miller, E.S.	<input type="checkbox"/>
Mr. Ponder	<input type="checkbox"/>
Mr. Soyars	<input type="checkbox"/>
Mr. Warkart	<input type="checkbox"/>
Mr. Walters	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Mr. Kinley	<input type="checkbox"/>
Mr. Armstrong	<input type="checkbox"/>
Ms. Herwig	<input type="checkbox"/>
Mrs. Neenan	<input type="checkbox"/>

NR001 BS PLAIN

9:15A URGENT 5-24-72 DLN

TO: ACTING DIRECTOR
FROM: BOSTON (92-1132)

JOSEPH BARON, AKA, AN ANTI-RACKETEERING

ATTORNEY EDWARD F. HARRINGTON, DEPT. OF JUSTICE, STRIKE FORCE, BOSTON, MASS. ADVISES SUBJECT IS IN WASHINGTON, D.C. ON SUBPOENA FROM PEPPER COMMITTEE AND IS TO APPEAR BEFORE COMMITTEE ON THURSDAY MAY TWENTYFIFTH NEXT. BARON REPORTEDLY WILL GIVE TESTIMONY RE RACE FIXING AND ORGANIZED CRIME. JUSTICE DEPT. WAS NOT AWARE OF BARON'S SUBPOENA AND IS NOT IN AGREEMENT WITH HIS APPEARANCE BEFORE COMMITTEE. FOR BUREAU INFO BARON HAS BEEN CONFINED FROM OCTOBER NINETEEN SIXTYSIX TO PRESENT WITH EXCEPTION OF PERIOD MARCH SIXTYNINE THRU JULY NINETEEN SEVENTY WHEN HE WAS UNDER NEW IDENTITY IN CALIFORNIA.

END.

Entry

9-Staff
amb

Z

92-9828-40X

REC-103

MAY 31 1972

51 JUN 6 1972

EXHIBIT
471

SPECIAL INVESTIGATIVE DIVISION

May 24, 1972

Joseph Baron was the principal prosecution witness in United States District Court, Boston, Massachusetts, in trial resulting in conviction of La Cosa Nostra "boss" Raymond Patriarca in 1967 on interstate gambling charge. Baron had contracted with Patriarca to kill a Providence, Rhode Island, hoodlum in a dispute concerning a gambling game operation. Baron also testified for the prosecution in several murder trials in state court.

While relocated for personal safety reasons in Santa Rosa, California, Baron perpetrated another murder for which he was convicted in December, 1971. Baron is a vicious contract killer and shylock who has been incarcerated in one place or another substantially all of the time since 1966. He has been subpoenaed to testify on 5/25/72 before the House of Representatives Committee in inquiry into horse race fixing and organized crime.

Mr. Felt	
Mr. Mohr	
Mr. Rosen	
Mr. Bates	
Mr. Bishop	
Mr. Callahan	
Mr. Campbell	
Mr. Casper	
Mr. Cleveland	
Mr. Conrad	
Mr. Dalbey	
Mr. Miller, E.S.	
Mr. Fonder	
Mr. Soyars	
Mr. Waikart	
Mr. Walters	
Tele. Room	
Mr. Kinley	
Mr. Armstrong	
Ms. Herwig	
Mrs. Neenna	

CLG:clk

R. Kelly

7/10/72 WVC JEK

Justice, 9-Stephens smh

TESTIMONY

RE RACE FIXING AND ORGANIZED CRIME. JUSTICE DEPT. WAS NOT AWARE OF BARON'S SUBPOENA AND IS NOT IN AGREEMENT WITH HIS APPEARANCE BEFORE COMMITTEE. FOR BUREAU INFO BARON HAS BEEN CONFINED FROM OCTOBER NINETEEN SIXTYSIX TO PRESENT WITH EXCEPTION OF PERIOD MARCH SIXTYNINE THRU JULY NINETEEN SEVENTY WHEN HE WAS UNDER NEW IDENTITY IN CALIFORNIA. END.

92-9828-40X



MAY 31 1972

51 JUN 6 1972

Partial recording of an interview conducted by U.S. Senate Investigator Roy Bodell of Joseph Baron on May 26 through May 29, 1972 inclusive.

JB: Joseph Baron
RB: Roy Bodell
UI: Unintelligible



JB: Teddy Deegan had been involved in an earlier attempt, I said about Deegan being involved in an earlier attempt. I said about Deegan being involved in an \$82,000.00 bookmaker's house; taking \$82,000.00 out of his house. His name was Don Popelo, and what his name, Soteropoulos was involved; and then there was...if I'm not mistaken Harold Hannan may have been involved in that. Ah then ah...he killed..., uh when the Office (Boston *La Cosa Nostra*) put out a contract on Deegan... Sacamone...Deegan had an argument with Rico Sacamone over pills and Deegan shot him and tried to use that murder as uh, uh, uh, uh, uh a show of strength so that the Office wouldn't fool around with him, ya know. No one would say..." nobody to fool around with," but it only worsened the situation uh then they pulled guns down in the EBB TIDE. Soteropoulos and him pulled guns on Chris Brown and Junior Zappella and uh Zalani which incensed Henry Tameleo. Peter Limone, Peter Limone offered me \$7,500 to uh to take out the contract on Teddy Deegan and I got the OK from uh Henry Tameleo. Louie Greco helped set up, uh, uh, Deegan through Roy French, Roy French was all fired up especially when I told him that I would squash the beef he had going with McLean uh because McLean, was mad at Roy French for hiding out Georgie McLaughlin. Ah and uh, um, let me see, uh when uh when he came up and said that that he could... that Deegan was going on a score which was really involved a finance company over the Lincoln National Bank in Chelsea, he says that Soteropoulos was involved too so that uh uh I finally lined up the score after Limone said that he added an additional \$2,500 to the pot which Henry Tameleo okayed, making \$10,000 for the hits. Uh...they were suppose to go in an alley...

RB: UI

JB: Yeah but it wasn't, it wasn't, it was two hits, because Soteropoulos never got it. I had a bulletproof vest on and uh Romeo Martin and Louie Greco went inside the alley and Roy French walked into the alley with Deegan and uh I was supposed to jump out of car, uh, up the street from them with ah, Ronnie Casesso and Joe LaHase was gonna get behind the wheel and I had a bulletproof vest and a .357 magnum and Ronnie had .357 magnum, we were supposed to run across the street in broad daylight and stay on the corner in front of the Lincoln National Bank until we heard the shots, once we heard the shots we were supposed to run across the street at Soteropoulos and start shooting at him with a .357 magnum, and uh he didn't have no gun we found out later but uh a law came by in plain clothes and saw the number plate bent on the car we were sitting in and he came over to the car and uh said, "your number plate in the back is bent," so rather than get out of the car I just pulled away and uh I left Ronnie Casesso down, ah down on the corner near a place called the Bagel Factory in Chelsea, uh and he ran up the street where Chico was, Chico was up in a legitimate car, eh and before he had really time to warn the guys in the alley about, about the law being around the cop pulled up and he had to sit in the car with Chico, and uh, uh Deegan was killed. Roy French fired the first shot and when he was down Louie Greco came out of his spot and started firing, and Romeo came out ... and the last thing he did before he was leaving was pull out ...put a shot uh the last shot in Romeo's head. Ah and uh Soteropoulos was waved back. As Roy French came out of the alley cause Roy French was shocked to see Soteropoulos still in his car so he waved him away and Soteropoulos went and got Farese, and Farese, and he said that Deegan and Roy French were in trouble down in Chelsea. What? My voice is hurting, uh, uh, let me see, uh Soteropoulos went down to the station with Farese assuming that, assuming, assuming that uh Teddy Deegan and Roy French had gotten into some trouble with the law. That they were (UI). But when Farese went in screaming asking where his clients Deegan and Roy French were, the law showed him where Deegan was and he was

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2113

in the alley .dead, and they said to him, "now what are you talking about Roy French?" And
Farese started sputtering and stuttering, stuttering, and threw them off but yet the law still
remembered Roy French's name and went down to see Roy French, and they saw blood on
his shoes at the EBB TIDE . You see Roy French was working as a bouncer, as a bouncer,
at the EBB TIDE, and sneaked off to do this hit and came back and nobody even knew that
he was gone. So he said that he had broke up a fight earlier. I got the money the next day,
I got the \$7,500 from, from uh Peter Limone and uh we cut the money up and I gave it to
Louie Greco and Louie Greco went back to Florida and um that was the Deegan hit.

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**SOLATION
SEGREGATION RECORD**

(Strike out Status Not Applicable)

Date	No.	Name	Cell	Officer Filing Charge	Ordered to (Seg.) (Isol.)
1-72	B-38509	BENTLEY	1		Lt. C.D. Smith

Charge: Rec'd from U.S. Marshall Wash D.C.
 P.C. will receive all P.C. Privileges "ANY QUESTIONS" concerning
 this man will be refered to Lt. King.

Date	REPORT ITEM	Initials
JAN 14 1972	Shower	MR
JAN 15 1972	Routine	T
JAN 16 1972	Routine	T
JAN 17 1972	Routine	T
JAN 18 1972	Shower - med @ 8 ³⁰ AM	MR
JAN 19 1972	Routine	MR
JAN 20 1972	Routine - med 8 ³⁰ AM	MR
JAN 21 1972	Shower - Shower	MR
JAN 22 1972	Yard	MR
JAN 23 1972	Yard	T
JAN 24 1972	Yard - med @ 8 ³⁰ AM	T
JAN 25 1972	Shower	MR
JAN 26 1972	Yard - MED 8 ⁰⁰ PM R.H.S	MR
JAN 27 1972	PM Yard	MR
JAN 28 1972	AM Yard	MR
JAN 29 1972	AM YARD	MR
JAN 30 1972	AM Yard - med @ 8 ²⁵ AM	MR
1 1972	AM Yard - med @ 8 ³⁰ AM	MR
2 1972	Shower - med @ 7 ⁵⁵ PM	MR
3 1972	Yard - MED 8 ³⁰ AM	MR



BENTLEY B-38509 Cell 1

DEPARTMENT OF CORRECTIONS
SACRAMENTO

June 2, 1972

Mr. Chris Nolde
Associate Counsel
Select Committee on Crime
House of Representatives
Congress of the United States
Washington, D.C. 20515

Re: Joseph BARON

Dear Mr. Nolde:

Recently the above named individual testified before the Senate Select Committee on Crime. Prior to his testimony his identity and previous activities were generally unknown to inmates and personnel of this department. During the period of time while he was in Washington, Mr. Baron chose to discuss his situation with a number of officials. Even prior to his transfer to Washington, he alerted other inmates at the institution where he was housed that he was en route to Washington to testify. He further gave these inmates information about his activities which placed him in considerable danger.

When Mr. Baron was returned to our facilities, United States Marshals delivering this subject insisted that he not be placed in general population and strongly suggested, as have others, that he not be housed in the institution to which he was returned.

As a result of Mr. Baron's inability to keep his identity and activities limited, it has now become necessary that I take very stringent action to insure his protection. Under these circumstances it is not possible to reduce his custody and allow him to mingle unnoticed among other inmates. Effective this date, I have directed that he is a protective custody case and that he is to be housed in maximum security within a facility of this department. He will not under any circumstances come in contact with other inmates.

Such actions on my part imposes restrictions on Mr. Baron which I hoped would not be necessary. I am certain that my actions in this matter will probably affect his willingness to continue to cooperate with the United States Government. I write you so that

BSF-00881



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Mr. Chris Holde

-2-

June 2, 1972

you can hopefully understand the position which Mr. Baron has created which leaves me no alternative if I am to guarantee his physical safety. I will advise you periodically of any change in his status and will continue to cooperate with you as you deem necessary and appropriate.

Very truly yours,



R. E. COYLE
Assistant Director
Law Enforcement Liaison

REC/mgc

cc: Mr. William E. Hall
Associate Director
United States Department of Justice
United States Marshals Service
Washington, D.C. 20530

BSF-00889

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
 PROVIDENCE, SC. SUPERIOR COURT
 STATE OF RHODE ISLAND
 VS.
 RAYMOND L. S. PATRIZIA

IND. NO. 69-769
 DEFENDANT'S MOTION FOR NEW TRIAL ON THE
 GROUND OF NEWLY DISCOVERED EVIDENCE

Now come the defendant, through counsel, and respectfully moves that this Honorable Court grant a new trial on the above indictment based upon newly discovered evidence. Defendant was convicted on the above indictment, alleging Conspiracy To Commit Murder, by jury on March 26, 1970, and his appeal therefrom is presently pending before the Supreme Court of Rhode Island.

On March 26, 1970 the jury who returned a guilty verdict on the above indictment was unable to reach a verdict on indictments 69-767 and 69-768, alleging Accessory To Murder, said indictments being tried jointly with indictment number 69-769.

Following retrial on indictments numbered 69-767 and 69-768, a second jury found the defendant not guilty on both indictments on ~~March 26, 1970~~ ^{March 27, 1970}.

For the first time, during the retrial of indictments 69-767 and 69-768, new evidence was presented by the State, said evidence being newly discovered by the defendant at that time.

In brief summary said evidence includes, but is not limited to the following:

(A) During the trial which terminated on March 26, 1970, the prosecution's main witness, John J. Kelley, testified that he met with the defendant in front of the Gaslite Restaurant in Providence during the evening hours on SATURDAY, APRIL 6, 1968.

SUPERIOR COURT
 FILED
 MAR 27 1970
 JAMES J. ZINGALES
 CLERK

EXHIBIT
 475

and allegedly had a conversation with the defendant and co-defendants, which conversation was the sole factual basis for the charges against the defendant in all three indictments, 69-767, 768, and 769. The defendant did not produce any defense concerning either his own whereabouts or the actual whereabouts of witness John J. Kelley ON SATURDAY, APRIL 6, 1968. As previously set forth, the defendant was convicted on indictment 69-769.

During the trial which terminated in ~~June~~ ^{June # (A-13)} 1972, prosecution witness, John J. Kelley, now changed his testimony and testified that this alleged conversation with the defendant and the co-defendants in front of the Gaslite Restaurant actually occurred ON SUNDAY, APRIL 7, 1968, and that when he previously testified in March, 1970 that it was ON SATURDAY, APRIL 6, 1968, this was INCORRECT AND WAS A MISTAKE. The defendant produced a complete alibi defense as to his own whereabouts on SUNDAY, APRIL 7, 1968 as well as producing defense witnesses who testified that ON SUNDAY, APRIL 7, 1968 they were with John J. Kelley in Boston, Massachusetts and that Mr. Kelley was not in Providence during the evening hours of SUNDAY, APRIL 7, 1968. The defendant was acquitted on both indictments, numbered 69-767, and 69-768.

(B) Also, during the first trial which terminated on March 26, 1970 the State's main witness, John J. Kelley testified that during several alleged meetings with certain co-defendants (tried jointly with the defendant), including the alleged meeting with the defendant in front of the Gaslite Restaurant in Providence that co-defendant, Frank Vendituoli drove Mr. Kelley in Mr. Vendituoli's 1967 Green Chrysler. Mr. Vendituoli was a fugitive from justice at some location unknown to the defendant from the fall of 1969 to early 1972, and therefore, the true facts concern-

ing this automobile could not possibly have been ascertained by the defendant.

Following Mr. Wendituoli's being taken into custody in early 1972, he was first interviewed by defense counsel for the defendant and it was learned that Mr. Wendituoli's car could not have possibly been in use as testified to by Mr. Kaley during this time, including the alleged driving to the meeting with the defendant in front of the Galite Restaurant in Providence, since it was in an automobile repair shop with extensive damage to the entire right side of the vehicle. And during this exact period of time while the automobile body damage was being repaired and the vehicle being painted, this automobile was up on a hoist and did not leave the body repair shop. This evidence could only be discovered by the defense subsequent to the first trial. Said evidence as to the true location of this vehicle was first presented by the defendant at his trial which terminated in an acquittal on March 4, 1972 on indictments 69-767 and 69-768.

The defendant respectfully states:

- (1) That the evidence and not merely its materiality or admissibility is newly discovered and was not known to the defendant in time to enable its production at the trial which terminated on March 26, 1970.
- (2) That the evidence is not merely cumulative
- (3) That the evidence is such as to render a different result probable upon a retrial of indictment number 69-769
- (4) That the defendant could not by the exercise of reasonable diligence have discovered and produced the evidence at the trial which terminated on March 26, 1972
- (5) That these facts will be shown by the best evidence

10 J. DANIEL
10 J. DANIEL
10 J. DANIEL

of which the case admits.

WHEREFORE, defendant respectfully requests that this Honorable Court:

- (a) grant the defendant a hearing on this motion where-in testimony and/or trial transcripts and/or affidavits and other such evidence may be presented in support hereof.
- (b) following said hearing, grant defendant's motion for a new trial on indictment number 69-769 based upon newly discovered evidence
- (c) grant such other and further relief as to the Court shall seem meet and just and as the circumstances shall require.

Respectfully submitted,
Raymond L. S. Patricia,
By his attorneys,

Raymond L. S. Patricia
 87 Nonesuch Street
 Providence, Rhode Island 02907
 3117
 301 West Street
 Woburn, Massachusetts 01890
 (617) 851-8881

Dated: March 12, 1973

CERTIFICATION

I, Raymond T. Daniels, certify that on this 12th day of March, 1973, I had delivered a copy of the foregoing to the Office of the Attorney General of the State of Rhode Island, Benefit Street, Providence, Rhode Island.

Raymond T. Daniels
Raymond T. Daniels

Note: Affidavits in support of hearing will consist of Daily Trial transcripts of 1970 and 1972, Trade and one for each month of the year 1973. The defendant will be produced to the court on the 17th day of March, 1973.

RAYMOND J. DANIELS
Attorney at Law
1000 Broadway
Providence, R. I. 02902

2122

DC-116

Name Joseph Bentley
Box No. B 38509
Date June 13, 19 72

Dear Marty,

I received your letter with the greatest delight in regards to the letter you wrote. The Procurer I suppose you saw my ugly mug on T.V. lately well at least I am better looking than "old six pack" Greg Evans, who doesn't want to write me no more! Right now I am in isolation in Folsom State Prison which is just temporary but in time you will understand why. I have written a book which up till now is 450 pages. I plan on having the writer interview you "if it is alright you" & some others too who have consented like Harrington, Condon, Doyle, Stone & others. My recent trip cost me a beautiful job in Tehachapi. I was suppose to cook for the Staff in minimum custody in the Snack bar. But in the final analysis I am sure it will be more rewarding than the job. You know Marty, the time you took to write a letter to Mr. Procunier, & also especially the time you & Greg took to see Mrs Eggers at Vacaville was & is really touchi & heart warming, words can not describe my appreciation! I've listen to you constantly & have taken your advice explicitly & will contin to do so if you care to keep in contact with me and advise me. Give my best to "6 Pack" & the office.



Sincerely
Joseph Bentley

J. Bentley
Box B 38509
Redwood, Calif. 95671

Chief Public Defender Marteen Miller
County Of Sonoma
Rm 215-J Hall Of Justice
2555 Mendocino Ave
Santa Rosa California 95401



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1703 U.S. P.O. & Courthouse
Boston, Massachusetts 02109
June 19, 1972

Mr. Joseph Bentley
Box No. B 38509
Folsom State Prison
Repreza, California 95671

Dear Joe:

Just received your letter of June 13, 1972. I was very sorry to hear that you are presently in isolation at Folsom State Prison due to the national publicity which your testimony before the Congressional Committee received. I am sure that you feel that your appearance in Washington was worth losing your minimum custody status at Tehachapi.

Any information involving organized crime which you have provided to the Pepper Committee and/or to attorneys with the Justice Department in Washington will, I am sure, be accorded due consideration by them. You are well aware, I know, that there is no requirement for you to testify in any new cases in order for the Department of Justice to bring to the attention of the Parole Board at the appropriate time the contribution which you have already made to the government's campaign against organized crime.

Sincerely,

Ted Harrington

BSF-00892

