



U.S. Department of Justice
Federal Bureau of Investigation

In Reply, Please Refer to
File No.

John F. Kennedy Federal Building
Government Center
Boston, Massachusetts 02203

January 27, 1983

Mr. Brian A. Callery
Chairman
Massachusetts Parole Board
Leverett Saltonstall Building
100 Cambridge Street
Boston, MA 02202

Re: Peter Limone

Dear Mr. Callery:

With reference to your letter of December 7, 1982 concerning Peter Limone.

On November 1, 1967, Peter Joseph Limone (date of birth May 7, 1934) was convicted in Suffolk County for the March 3, 1965 gangland slaying of Edward Charles "Teddy" Deegan. On July 31, 1968, Limone, along with co-defendants Joseph Salvati, Wilfred Roy French, Henry Tameleo, Louis Greco and Ronald A. Cassesso were sentenced to death which was reduced to a first degree life sentence with no provision for parole.

Mr. Limone, along with the above co-defendants, were convicted on the testimony of Joseph Barboza Baron, a Boston area enforcer for organized crime, who became a government witness and was subsequently relocated under the Witness Security Program administered by the U. S. Marshal's Office.

On February 11, 1976, Joseph Barboza Baron was executed in gangland fashion at the corner of 24th Street and Moraga in San Francisco, California. This murder continues to be actively investigated by the Federal Bureau of Investigation, the New England Organized Crime Strike Force and the San Francisco authorities.

90-605-116
RECEIVED
MASS PAROLE BOARD
BOSTON, MASS.

EXHIBIT
751

JAN 28 1983

Current law enforcement intelligence reflects that Peter Limone continues to be considered an important cog in the Boston Organized Criminal element. Should Mr. Limone be released, he would enjoy a position of elevated status within the Boston Organized Crime Structure.

Very truly yours,

John M. Morris
Supervisory Special Agent

James A. Ring
By: James A. Ring
Acting Supervisory Special Agent

SAC, BOSTON (92-605)

3/31/83

Acting Supervisor James A. Ring

LA COSA NOSTRA
BOSTON DIVISION

On 3/30/83, SA John Connolly, Jr. set up a meeting between writer and SA Connolly with Secretary of Public Safety Charles Barry and Deputy Secretary of Public Safety Dennis M. Condon.

Secretary Barry was advised that the FBI had received a letter from the Massachusetts Parole Commission concerning one Peter Limone presently incarcerated under life sentence without parole for murder. He was advised that this inquiry from the Parole Board requested current intelligence information regarding Peter Limone who was scheduled for a hearing before parole authorities concerning a reduction of sentence which would make him eligible for parole. Barry was advised that the FBI responded to this letter to the Parole Board stating that current FBI intelligence indicated that Limone was an important member of organized crime and in particular, organized crime desired Limone's immediate release from jail so that he could assist them in running their organized crime daily activities.

Secretary Barry was further advised that the FBI continued to receive intelligence information to the effect that the LCN believed they could get Limone out of jail in time to help them run things.

Barry stated that the only way Limone could be released would be if the Governor commuted Limone's sentence to a life sentence with a possibility of parole and that Limone could then appear before a Parole Board. Barry stated that he would immediately look into the matter to insure that the Governor would be operating with a full set of facts and would be aware of the FBI's response to the Parole Board. Secretary Barry will also advise if there is any indication of any illegal activities or corruption connected with the attempted release of Limone.

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AD
[Handwritten initials and notes]

EXHIBIT
754

2729

TO: ADVISORY BOARD OF PARDONS
FROM: Joseph Williams
Warrant & Investigation Unit
RE: PETER LIMONE
DATE: 4-22-83

Attached please find a more detailed report regarding Mr. Peter Limone.

STATEMENT:

This statement can be deemed as speculative on my part. However, subject's record clearly shows his close ties to the Anguilo Family. I would clearly call him a member of the "Family" of organized crime here in Boston.

ASSOCIATION:

Much of the information attached will indicate to the Members that subject does indeed have close involvement with organized crime.

Subject was reported to be a body guard for Jerry Anguilo and accompanied him to Florida, New York, etc. Subject went with Mr. Anguilo to meet Raymond Patriarca. Subject was Mr. Anguilo's chauffeur.

Photographs were taken(9-10-59)

A photo of Raymond Patriarca, Jerry Anguilo, Peter Limone, Larry Baioni, Jerry Iandoli, A. Zannino was taken outside the Pratt Diagnostic Center.

Subjects visits and correspondence since his incarceration show the following:

He wrote to Peter Anthanas as his uncle.

He wrote to William Kazonis

wrote to Antonio Anguilo of 95 Prince Street, Boston, in 1974...Received a visit-from him listed as his cousin.

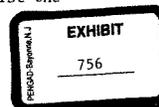
On 7-23-68, Mr. Limone took the stand and admitted to being a moneylender but denied being a shylock. He also admitted to hanging out on Prince Street and that his friend was Danny Anguilo. In addition,, he admitted that Jay's Lounge (where he worked) was owned by the Anguilo Family.

INSTITUTIONAL PLACEMENT:

It appears that subject has been provided special consideration in his placements while incarcerated.

Although Correction's classifies subject's cadre position as "special", legally inmates must be within 18 months of their release date in order to be housed at Pre-Release.

Immediately after coming off death row, subject was assign to assist the Catholic=Chaplain.



2730

During subject's stay at the Medfield State Hospital in 1977, the institution had many career criminals. In fact, D.A. Garrett Bryne attacked this program referring directly to John O'Master described as an organized crime figure who on a then recent furlough, met with a member of the Anguilo family.

EMPLOYMENT:

The attached information will clearly point out that most all of Mr. Limone's employment has been associated with organized crime.

West End Vendors: Vending Machine Operation...Subject had an associate, Skinny Kazonis who was observed outside New Lite Cafe with Ralph Lamattino, (Ralph Chong) and Joseph Lombardi.

Manager, Bartender, for Joy's Lounge (Lounge owned by Anguilo family)
See newsclipping 7-24-68 by Jeremiah Murphy.

3-25-65, Subject was reported as opening a snack bar, Joy St. Boston, operated by his friend Skinny Spinelli.

8-11-65, Subject was reported to own the Continental Lounge along with Paul Bottari located at Columbus Ave. Dorchester. The clientele included Connie & Stephen Hughes (killed gangland style) Maxie Schachelford (killed gangland style) and Joseph O'Toole.
Subject always had a nice car, nice home, etc.

FRANCESCA'S RESTAURANT:

Corporate Name: Fransico's Incorporated.

George Ross is President and Treasurer
Peter Athanas Director (married subject's sister)

Owner of Property:
H X Realty Inc. Trust. in the name of Rosaria and Helen Limone. Son, Peter works at this restaurant.

IN 1963, MR. PETER LIMONE WAS NAMED BY A CONGRESSIONAL HEARING AS THE YOUNGEST MEMBER OF THE RULING COSA NOSTRA COUNCIL IN NEW ENGLAND.

2731

Peter J. Limone W-31836 dob/050734 has been in the public eye since 1963 and lately more so because of a guilty finding of 1st degree murder of an "gangland" murder on 3-12-65.

see attached photo # 1
" " so called official version of subject's
1st degree murder offense # 2

Subject has a prior criminal record dating from 1949 (Juvenile) and he started his adult record on 6-10-53 when he was arrested for Lottery at BMC, and in 1955 for Poss of Burg Imp and Attempted B&E at BMC for which he received in Suffolk Superior Court on 9-20-55 1 yr H/C suspended Probation 3 yrs. Arrested with subject was 3 other men including a Joseph J. Spinale (later called an organized crime associate) see news clipping attachment # 3.

However it wasn't until on 9-10-59 that he came to the attention of various Law Enforcement Organized Crime Units. This was when photos dated 9-10-59 were taken of Raymond Patriarao; allegedly the head of the Mafia. This was taken outside the Pratt Diagnostic Center in Boston at 4:00 PM. It showed besides Raymond, subject walking with him and Jerry Angiulo. Along with them was a Larry Baioni A. Zannino and a Jerry Iandoli, all considered organized crime figures.
NOTE: Photos are available upon proper subpoena to the Boston P.S.

It should be noted at this time that these people mentioned above don't let regular people associate with them, even though on occasion "they" (Mafai) inter

As a result of the photos subject became a person directly involved with organized crime, not just another criminal.

On 3-7-63 Boston Police received information that subject giving a home address of 43 Chambers St., Boston, and going by the name of Peter was operating the West End Veterans Club, at 214 Cambridge St., Boston, Tel# LA3-9541. The club was operating without a liquor license. As a result of an investigation it was determined that liquor was being sold and that it was an alleged drop for shylocking. As a result of the above there was a search warrant on 3-24-63 Sunday at 2:00 AM. The officers of the club were President Joseph Lo Guidice of 54 Moore St., Somerville and Vice-President Salvatore Damnico of 20 Kingston St., Somerville. There were 17 men and 5 women on the premises, 2 of the men there were a Paul Bottan and William Kozonis of 43 Cross St., Somerville, known associates of subject.

In the same year 1963 subject was reported to be living at 30 Almont St., Medford 1st floor, to be running a Cigar Store at High & Congress St. and to be with his right handman of Jerry Anguilo in the number business and to be a moneylender. Subject was observed driving a 1963 Black Pontiac R56-S16 registered to his wife at 16 Winter St., Somerville. Subject was also reported to be a bodyguard for Jerry Anguilo, that during the day spends most of time at 95 Pina St., Boston (Anguilo's alleged headquarters even today), nights at Jay's Lounge, 255 Tremont St., Boston and that when Jerry goes to Florida, N.Y., etc. subject goes with him even when Jerry meets Patriarca.

On 5-5-63 at Raymond & Patriarca's office in Providence, R.I. according to FBI records from a Wire Tap the following took place....."Anguilo told Patriarca in the presence of his chauffeur Peter Limone, that (a high Mass State Police Officer) had contacted Anguilo's Bw Lick. This is the first time that Anguilo has heard from (the office) for 6 months and the fact that (the office) is in need of money" etc. etc.

NOTE: The FBI Transcript were published in Life Magazine and Boston Globe in April of 1968 after an IRS case appeal by an associate of Patriarca in R.I. They were later ordered suppressed by order of the court. This were tapes at the Latorial Cigarette Service, at 168 Atwell Ave, Providence, R.I. ~~There were months of taped conversation which was not made public until 1967.~~

On October 16, 1963, Wednesday the Boston Globe published a chart of Organized Crime in New England. Listed as a member in Boston was our subject.

See attachment # 4.

In 1964 subject was reported to have Skinny Kazonis as an associate in his vending machine operation to being the owner of the Indian River Country Club and to have been observed with Ralph Lamattino (Ralphie Chong) outside the New Lite Cafe (Ralph's place) along with a Joseph Lombardi

NOTE: Ralphie Chong did time for Consp to murder at the New Lite Cafe is reported to be a known member of the Mafai. Frant Oruto now doing time for murder allegedly killed the person who ratted out the information of a murder at the Nite Lite Cafe.

On 1-26-65 Jerry Anguilo was arraigned in Federal District Court for the alleged assault of a IRS Agent at the Old Timers Club on Thatcher St., Boston. Co-defendants were subject 30 yrs and William J. Cresta 30 yrs.

See attached news clipping # 5.

On 3-12-65 a Edward (Teddy) Deegan (who had a criminal record) was killed in Chelsea (subject is doing time along with 5 other codefendents for the murder) See attachment # 2.

On 3-25-65 subject was reported as opening a snack bar restaurant at Joy St., Boston operated by his friend Skinny Spinelli.

On 3-29-65 there was some property purchased at 960 Broadway, Chelsea a company which made plates. This was owned by Huntington Realty Trust (an Anguilo Brothers company) One of the Directors of the company was Rosario Limone of 16 Winder St., Somerville, Peter's brother Lozario wife)

On 8-11-65 subject was reported to own the Continenta Lounge along with Paul Bottari located at 639 Columbia Rd., Dorchester. Hanging out were Connie & Stephanie Hughes. (killed later gangland style) Maxie Schachelford (killed later gangland style) and Joseph O'Toole.

On 7-12-66 subject along with Jerry Anguilo and William Cresta were found guilty of threats of the IRS Agent. They were sentenced to a Federal Penitentiary and fined \$1000.

NOTE: Anguilo did his time at Billerica H/C while there he was treated like royalty based on this officers own knowledge and observations. See news clipping attachment # 6

On November 16, 1966 Bratos an associate of Joe Barboza was killed in the Nite Lite Cafe, a bar allegedly owned by Ralph Lamattino. Bratos was attempting to raise bail for Joe Barboza locked up at the Charles St. Jail. According to Police information in the bar that night was subject. Larry Zannino AKA Larry Baioni, Phil Wagenheim, Joseph Russo, Vincent Desasio dob/Q80636, Frank Baelero, Harold Farmer dob/123122; Alfred Silvestri, John Cincotti, Joseph LaMattina, Leo Santaniello and Henry Zagieri.

On 4-17-67 Subject along with William Kazonis, Phil Wagenheim (an associate of Leo Santaniello (deceased naturally) were charged of Violation of Firearms Law at 264 Friend St. No End at 7:45 PM Monday.

Subject on 5-29-67 were observed at the Doval Beach Hotel in Miami, Florida with subject was William Kazonis.

On 10-26-67 subject along with others were indicted for the slaying of Deegan. See attached news clipping dated 10-26-67. #7

Subject was not arrested but fled the area. Unlawful flights warrant were made out on 10-27-67. See attached news clipping dated 10-27-67. # 8

On July 2, 1968 Joe-Barboza testified against subject. Subject was described as a ranking member of the Boston Cosa Nostra (Mafia) Barboza said that subject offered him \$7,500 to kill Deegan or have someone else do it. See newsclipping dated 7-2-68 #9

On 7-22-68 subject took the stand in his defense. His attorney said there was bad blood as subject had refused to fire a girl of Barbozas as a waitress who worked at a West End social club that subject was active in. See newsclippings dated 7-22-68 #10

On the stand subject said he operated a cigarette vending company and was active in the West End Club on Cambridge St. See newsclipping dated 7-23-68 #11 refer to Boston Police report dated 3-7-63 in prior pages of this report.

subject also on the stand said he was the owner of the West End Vendors, a Vending Machine Co. that he made more than \$10,000 a year and paid \$100 a month mortgage to his home and that he (subject) was home when the payoff took place. See newsclippings dated 7-23-68 from the Traveler. #12.

Subject continuing on the stand 7-23-68 the fact was brought out that subject was in 1963 named by a Congressional Hearing as the youngest member of the ruling Costa Nostra Council in New England, that subject admitted to being a member in the West End Veterans Club, Canal St. Boston; he also admitted to being a moneylender but denied to being a "shylock", also he admitted to hanging out on Prince St. in the North End, and that his friends were Danny Angoulo etc. and that he was real good friends with Jerry Angoulo. See newsclippings dated 7-23-68 Boston Globe. #13

Subject also stated that he sold his cigarette vending machine company and that he was now a manager, bartender for Jay's Lounge. Subject admitted that the lounge was owned by the Angoulo family. See newsclipping dated 7-24-68 by Jeremiah Murphy. #14

Subjects wife also took the stand in an attempt to give a alibi for the subject, stating he was driving with her to Childrens Hospital. However hospital records do not verify any admittance by the parties. Subject also admitted on the stand that the West End Social Club on Cambridge St. was "Limone's Club".

On 8-1-68 Subject along with others were found guilty. See newsclippings dated 8-1-68. #15

On 10-14-70 subject along with others on Death Row were given a motion for a new trial.

One of the motions was a affidavit signed by Detective William Stuart of the Boston Police Department that he had information that the subject was innocent of the kidnapping. However it should be noted that Detective Stuart himself was acquitted 2 months earlier for accessory after the fact of the murder of William Bennett of Roxbury. (Bennett was an orgined crime leader in the Roxbury section of Boston, See Newsclippings dated 10-14-70 Globe titled "Peter Limone files appeal" etc. #17 #18

On 8-25-70 regarding a lie detector test taken by Joe Barboza there was a demonstration with a un-named relative of the subject, they said they would return with 20,000 people. See newsclippings dated 8-25-70 #19

In the meantime on 11-17-70 subject along with Larry Zanmine and 2 other people were found guilty of inter-state transport of a jewelry robbery on 3-24-66. Receiving 7 years in Federal Prison. Zanmine was described in the newspaper as a top leader of the Costra Nostra in New England. It was a jury trial that lasted 2 weeks. Newspaper clipping dated 11-17-70. #20, See newsclipping dated 1-20-71 #21

On 12-9-71 the Massachusetts Supreme Court ruled that the appeals by subject Casseso was not valid. See newsclipping dated 12-9-71. #22

Subject on 12-17-67 was interviewed by the Probation Department as apart of a present report. According to subject from 4/65-4/66 he was self-employed in a vending machine business on Jay St. Boston from April 1966 and as a manager of Jay's Lounge, 255 St. Boston at 105 per wk. See attached Pre-Sentence Report Suffolk Probation Department. #23

~~In 1968 subject's wife was interviewed. She stated that the subject worked as a manager of Jay's Lounge. See attached interview dated 9/5/68 #24~~

According to the Department of Correction Classification Report dated 7-14-80 subject was assistant manager of Jay's Lounge. Prior to that he was involved in the vending machine business. See attached classification report dated 7-14-80 #25

According to subject's brother [REDACTED], subject's main occupation was peddling fruit. See attached interview dated 9-19-68 #26

According to police intelligence sources and by the subject's own admission on the stand subject worked various enterprises, none of which were under his own name, he always had a new car, lived in a nice home, and lastly his last job was at Jay's Lounge owned by the Anguolo family.

While at Walpole and later at Francisco's Restaurant on 90 North Washington St. Boston he maintained close ties with Anguolo. When Francisco's opened Jerry L. Diprizio, a former Industrial Shop Manager was hired as the manager Diprizio retired from Walpole on 1-29-73. The corporation name is Francisco's Incorporated. The president and treasurer is George Rossi, of [REDACTED]. Somerville Ma., Director is a Peter Athanas of [REDACTED] Melrose. The owner of the property is HX Realty Inc. Trust in the name of Rosario and Helen Limone.

Working at the restaurant is the subject's son, [REDACTED] and a Bernard J. Bamontex Jr. on parole. Subject has made statements that the restaurant is not owned by him. However I would have to say that this restaurant belongs to his family. For instance Peter Athanas married the subject's sister [REDACTED]. See attachment Warrant Unit report dated 1-9-78 and newsclipping dated 7-10-75. #27, #28

Subject since his incarceration at Walpole, after removal from "Death Row" has done good at times, but has also had good jobs within the institutions. He also has had numerous furloughs. See attached administrative data dated up till 6-26-80. #29 (Also see newsclippings dated 1-24-73 #30)

From 9/73 to 11/73 and prior to 9/27/72 to 1/73 subject was assigned to the Catholic Chaplin as his secretary. This after 4 years MCI-Walpole. The subject was then transferred to MCINorfolk where he started to receive furloughs. Subject's sponsor was his wife. Note; Letters of support from State Senator LO Presti filed in his behalf. See attached #31 and #32

The subject while at MCI-Norfolk was involved in assisting in a tense situation involving Red Elliot who shot and killed a Correction Officer... As a result of this action Gov. Dukakis wrote a letter of recommendation in behalf of the subject. dated 10-20-75, See attached #33.

On 3/22/77 Subject went to the Medfield Hospital Project. While there the program came under fire for having too many career criminals. For ex. The Warrant Unit did an investigation on a Anthony Chiodiudo was there and became involved with a phoney pre-release program plus the questionable practice of other inmates assigning other inmates as good workers. See attached dated 9-22-77 #36

On 11-8-77 then District attorney Garret Bryne attacked the program at a news conference with the Boston newspapers. He referred directly to a John O'Master of Needham who he described as a organized crime figure. He also confirmed that on a recent furlough the subject met with a member of the Anguilo family.

On 2/24/79/Saturday the subject was along with Charles Dominico transferred suddenly from Medfield to MCI-Walpole. Subject was found with \$1,000 in his possession. See attached lock-up report PP79-05 #37, See attached newsclipping dated 2-26-79 Boston Globe #38

I really cannot tell you of the disposition since I could not locate the original lock-up report or disposition of the same. Inmates throughout the system, and elsewhere are not allowed to have money on their possession.

After the above incident subject was transferred to Walpole, then back to MCI Norfolk on 10/3/80 then to Boston State Pre-Release where he is presently serving as a janitor, a skill which is defined as "special" by the Department of Corrections which created this cadre position for him. But I can't find under chapter 880 a janitor's position as being an integral inmate job. Subject otherwise would not be legally at pre-release as all other inmates at pre-release must be within 18 months of their parole date.

Subject's visits and correspondence since his incarceration show the following:

1. He wrote to Peter Anthanas as his uncle.
2. He wrote to William Kazonis his old criminal associate.
3. Subject even wrote to Antonio Anguilo of 95 Prince St, Boston in 1974 and received a visit from him listed as a cousin

See attached Visit Cards dated 9/22/75 #39

2737

On 10-18-81 in the Boston Globe Sunday Edition was published an article about the Angiulo Family being a target for a massive crime investigation.

see attached news article 5/5/81

Conclusion According to street information the Anguilo Family is getting old and would like to retire from the Mafia. In their place they would like the subject to replace them. They are reportedly offering a large sum of money to attempt to spring the subject back to the streets.

The above statement can be deemed as speculative on my part. However subject's record clearly shows his close ties to the Anguilo Family.

I would have to clearly call him a member of the "Family" of organized crime here in Boston.

The above is for informational purposes only.



The Commonwealth of Massachusetts
DISTRICT ATTORNEY OF SUFFOLK COUNTY
NEWMAN FLANAGAN

NEW COURT HOUSE
BOSTON, MASSACHUSETTS 02108
(617) 725-8800

April 25, 1983

Brian A. Callery, Chairman
Massachusetts Parole Board
Advisory Board of Pardons
Leverett Saltonstall Building
Government Center
100 Cambridge Street
Boston, Massachusetts 02202

RE: Peter J. Limone - Petition for Commutation

Dear Mr. Callery:

With regard to the above-captioned petition for commutation, it is the position of this office that any clemency, by a further reduction of sentence, would be entirely inappropriate. Mr. Limone was indicted, tried, convicted and sentenced to death for Accessory before the fact to Murder in the First Degree and Conspiracy to Murder both Mr. Edward Deegan and Mr. Anthony J. Stathopoulos. His involvement and participation as the key figure who initiated the contract and offered seven thousand five hundred (\$7,500.00) dollars for the murder of Deegan and the additional two thousand five hundred (\$2,500.00) dollars for the murder of Stathopoulos, resulting in the actual murder of Deegan, places him in a category of the coldest and most ruthless of criminals. Because Deegan was an "annoyance" to him (Limone) and to his associates, is a factor which could militate against all consideration for a reduction in this case.

In addition, I am informed that Mr. Limone was, is, and undoubtedly will continue to be a close associate of organized crime figures.

Accordingly, it is my official recommendation, in the strongest terms possible, that Mr. Limone's petition be denied.

Respectfully,

Newman Flanagan
Newman Flanagan
District Attorney

NF:hc



AFFIDAVIT

My name is Wilfred Roy French and I am stating for the record that Louis Greco and Henry Tameleo, Peter Limone were not in fact involved with me directly or indirectly in the shooting death of "Teddy Deegan," on March 12, 1965.

Signed under the penalties of perjury this 27th day of April, 1983.

Wilfred Roy French

Then personally appeared the above named Wilfred Roy French and made oath that the foregoing was his free act and deed.

John Emmanuel Lavin
Notary Public

000360

WITNESS:

5/28

Witness against Patriarca says he lied at trial in '70

By KAREN ELLSWORTH
Journal-Bulletin Staff Writer

PROVIDENCE — John J. "Red" Kelley, the government witness whose testimony convicted reputed mob boss Raymond L.S. Patriarca and four other persons on murder-related charges 13 years ago, now maintains that he lied under oath at that trial, according to sworn affidavits made this week by an assistant attorney general and a Providence police detective.

Kelley, 70, a Massachusetts native who was granted immunity for his testimony and was given a new identity under the federal witness protection program, says he lied about significant testimony, according to the affidavits.

One such falsehood involved an alleged meeting he had with Patriarca outside the Gaslight lounge in Providence. Kelley maintains the meeting did take place, but that he lied about the location at the suggestion of the FBI.

David H. Leach, an assistant attorney general, plans to call Kelley as the state's chief witness against Louis Manocchio, who is on trial in Superior Court before a sequestered jury for allegedly helping to plan the April 20, 1968, gangland murders of Rudolph Marfeo and Anthony Melei.

Patriarca, Rudolph E. Sciarra, Maurice R. "Pro" Lerner, Robert E. Tura to KELLEY, Page A-18

Marfeo's gambling operation described

By KAREN ELLSWORTH
Journal-Bulletin Staff Writer

PROVIDENCE — Thomas Marfeo told a Superior Court jury yesterday that his brother, gangland-style slaying victim Rudolph Marfeo, ran a gambling operation that took in an average of \$1,500 to \$3,000 a week around 1967 and 1968.

Marfeo also told the jury that there were "ill feelings" between his brother and alleged New England mob boss Raymond L.S. Patriarca. But Judge Francis J. Kiely ordered that testimony stricken from the record.

Marfeo's testimony came during the murder conspiracy and murder accessory trial of Louis Manocchio. Manocchio is charged with helping to arrange the murder of Rudolph

Melei, who were gunned down in a Silver Lake grocery store on April 20, 1968.

In his opening statement to the jury, Asst. Atty. Gen. David Leach said Marfeo was targeted for slaying because he was not "paying the proper respect to certain parties" in the way he ran his gambling operation.

THOMAS MARFEO testified that in 1967, his brother Rudolph ran a gambling operation at an Atwells Avenue club.

"How profitable were these games?" asked Leach. "An average of \$1,500 to \$3,000 a week," Marfeo replied.

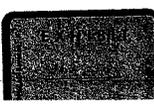
In 1967, he testified, the operation became a floating crap game, in which players were driven to three different locations.

Leach then asked Marfeo whether his brother knew Patriarca, and if he knew how they got along.

"I know there were ill feelings between the two," he said.

Martin K. Leppo, one of Manocchio's lawyers, objected, and the lawyers conferred with Judge Kiely at the bench outside earshot of the jury. Judge Kiely then ordered the last two questions and answers stricken from the record.

5/27



Kelley

Continued from Page One

Fairbrothers and John Rossi were convicted of murder or murder accessory charges in 1970. Subsequent trials in 1972 involving other charges and an additional defendant resulted in acquittals. Kelley was the star witness at all three trials, as well as before the grand jury that returned the indictments and at two bail hearings.

Leach and Det. Urbano Prignano interviewed Kelley last Saturday and Monday in preparation for his testimony in the Manocchio trial. The statements he made about the truthfulness of his previous testimony were contained in affidavits Leach turned over to Manocchio's lawyers Thursday. Prosecutors in criminal trials are required to give the defense any evidence that may help the defense.

Martin K. Leppo and Thomas A. DiLuglio, Manocchio's lawyers, said yesterday that they would ask Judge Francis M. Kiely to dismiss the charges against Manocchio, or to bar Kelley from testifying, because of his apparent perjury.

WHEN KELLEY was granted immunity from prosecution for his testimony in the summer of 1969, and placed in the witness protection program, he was a suspect in the Marfeo-Melei slaying and was under indictment for robbing a Brink's truck in Massachusetts.

Kelley testified to the jury at the first trial that he was introduced to Patriarca in front of the Gaslight on April 7, 1968, and that they discussed killing Marfeo. Leppo said he has evidence, however, that the building had recently burned and that the street in front of it was blocked off, making a meeting there impossible.

Patriarca, who served time in prison for murder conspiracy as a result of Kelley's testimony, has consistently maintained, through-

out all his appeals, that he never met with Kelley.

Prignano says in his affidavit that Kelley said to him Monday: "The FBI suggested that I put Raymond in front of the Gaslight the evening that I met with him" and he went along with the suggestion because "my life was in their hands."

Leach says in his affidavit that Kelley has said several times before that the only thing he was promised in exchange for his testimony "was that his cooperation would be brought to the attention of the appropriate authorities." But Kelley said last Saturday, according to Leach's affidavit, that the FBI "told him that he would be taken care of for life, and that he was bitter that that in fact was not done."

KELLEY ALSO testified at the first trial that he cut down the barrel of one of the murder weapons himself with a hacksaw. A Massachusetts Institute of Technology metallurgist is prepared to testify that the barrel could not have been cut with a hacksaw, Leppo said.

In their affidavits, both Leach and Prignano say Kelley told them he did not cut the weapon himself. Kelley said an associate who is now dead did it, according to the affidavits.

At the first trial, Kelley testified that he met with Manocchio at about 9 p.m. on April 2, 1968, to discuss killing Marfeo. Leppo said he has evidence that Manocchio was in jail then.

Leach's affidavit says he discussed that apparent discrepancy with Kelley, but it does not indicate Kelley's response.

Manocchio, 55, was indicted in 1968 along with Patriarca and the others. But he fled before trial, remaining at large for 10 years. He surrendered to authorities in July, 1979, and has been free on bail since then awaiting trial.

TRIAL FOLDER
CRIMINAL CASE FACE SHEET
SUPPLEMENTAL SHEET

*by copy of
minutes
sent
p. 10/12/83*

DEFENDANT NAME (LAST, FIRST, MIDDLE)		SUPERIOR/JUDICIAL COURT NO.	
MANOCCHIO, LUIGI		This includes cases P169-767 P169-768 P169-769	
DATE	ACTION	JUDGE	PROS INITIAL
April 28, 1983	Counsel files motion to quash witness subpoena for Raymond Patriarca.		
May 3, 1983	Body attachment issued for state's witness John J. Kelly.		
May 4, 1983	Defendant files proposed voir dire questions.		
May 7, 1983	State files motion to take deposition pursuant to rule 15 of the R.I. rules of criminal procedure.		
May 9, 1983	KIELY, J. Defendant appears for trial; jury selection begins. Same day, defendant files motion to quash jury venire, and also memorandum in support of motion to quash jury venire filed.		
May 10, 1983	KIELY, J. Jury selection continues.		
May 11, 1983	KIELY, J. Jury selection continues.		
May 12, 1983	KIELY, J. Jury selection continues. Same day, witness Raymond Patriarca files objection to taking his deposition.		
May 13, 1983	KIELY, J. Jury selection continues. Telephone conversation filed. Same day, GIANNINI, P. J. Order entered, authorizing the state to intercept wire communications.		
May 16, 1983	KIELY, J. Jury selection continues; Witness Raymond Patriarca files motion to be furnished with all transcriptions obtained during the course of conversations between the witness and his counsel. Witness Raymond Patriarca also filed motion to object state's motion for deposition. Defendant files motion to stay proceedings.		
May 17, 1983	KIELY, J. Jury selection continues; defendant files motion in limine re proposed testimony regarding unconstitutional arrest. Defendant also files motion to strike names from the indictment.		
May 18, 1983	KIELY, J. Jury selection continues; Letters filed. Defendant files motion to interview Nicholas Palmigiano. Financial report of state's witness John Kelly filed.		

EXHIBIT
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