

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

**72-0206M**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  vs.  <b>INTERSTATE PUBLISHERS SERVICE INCORPORATED, C</b> DONALD F. SCOTT C WILLIAM F. BYRON DARRELL V. DALTON C and HERMAN L. DAWSON C	For U. S.: James M. Kramon 2-4759  For Defdt: <u>Donald F. Scott</u> David M. Simonson, Esq. 1300 Mercantile Bank & Tr. Two Hopkins Plaza 21201  ( For Defendant: <u>H.L. Dawson</u> Arnold M. Weiner, Esq. 10 Light Street 21202  For H.L. Dawson - <del>Benjamin Lipsitz, Esquire</del> 2604 Maryland Natnl Bank Building 21202 685-0900
(Appt. by Atty. for Dawson: <del>Magis</del> Kenneth E. Bruce, Esq. 2090 7th Avenue, New York, New York 10027	

STATISTICAL RECORD	DATE	NAME OR RECEIPT NO.	REC.	DISB.
		Sol J. Friedman (App. By Magis)		
J.S. 2 mailed		MU 5-0044 Clerk		
J.S. 3 mailed		215 Equitable Bg. -21202-		
Violation		Marshal		
Title		Docket fee		
Sec.	10-19-73	80528-Interstate Publishers Service - full fine \$5,000.00		
	10-23-73	Tr.U.S.-full fine Disbursed \$5,000.00		

DATE	PROCEEDINGS
1972	10/9/73 79916, Donald F. Scott - 1,000.00
April 6	(1) Criminal Indictment for Violation of U. S. C., Title 18, Sections 1341 and 2, filed. (Mail Fraud, Aiding and Abetting)
" "	(2) Motion of United States Attorney for issuance of Bench Warrant as to defendant Darrell V. Dalton and recommendation as to bail and Order (Miller, J.) thereon, filed.
" "	(3) Bench Warrant as to defendant Darrell V. Dalton issued. ( Executed 12th April, 1972)
" "	(4) Motion of United States Attorney for issuance of Bench Warrant as to defendant Herman L. Dawson and recommendation as to bail and Order (Miller, J.) thereon, filed.

(OVER)

DATE 1972	PROCEEDINGS
Apr. 6	(5) Bench Warrant as to defendant Herman L. Dawson issued. (Executed - 17th April, 1972)
" "	(6) Motion of United States Attorney for issuance of Bench Warrant as to defendant Donald F. Scott and recommendation as to bail and Order (Miller, J.) thereon, filed.
" "	(7) Bench Warrant as to defendant Donald F. Scott issued. (Executed 12th April, 1972)
" "	(8) Motion of United States Attorney for issuance of Bench Warrant as to defendant William F. Byron and recommendation as to bail and Order (Miller, J.) thereon, filed.
" "	(9) Bench Warrant as to defendant William F. Byron issued. (Executed - 10th April, 1972)
" 12	(10) Appearance of Arnold M. Weiner, Esquire as attorney for defendant Herman L. Dawson, filed.
" "	(11) Order of Magistrate (Goetz) setting bail as to defendant Herman L. Dawson as therein set forth, filed.
" 13	(12) Order (Goetz, U. S. Magistrate) that Defendant Herman L. Dawson execute a bond in the amount of \$20,000, as therein set forth, filed.
" "	(13) Recognizance as to Defendant Herman L. Dawson, filed. <span style="float: right;">Microfilmed Date APR 25 1972</span>
" 21	(14) Affidavit of Financial Status executed before Magistrate (Goetz) as to defendant Darrell V. Dalton; found not indigent.
" "	(15) Order of Magistrate (Goetz) appointing Benjamin Lipsitz, Esquire as attorney for defendant Herman L. Dawson, filed.
" 25	(16) Appearance of Benjamin Lipsitz, Esquire (Appt. by Magistrate) as Attorney on behalf of defendant, Herman L. Dawson, Order, filed.
May 1	(17) Appearance of Stephen H. Sachs, Esquire as Attorney on behalf of defendant, Interstate Publisher Service, Incorporated, Order, filed.
" "	- - A plea of "Not Guilty" as to Counts Nos. 1 through 30 entered on behalf of Interstate Publishers Service, Incorporated, before Northrop, C. J.

DATE 1972	PROCEEDINGS
May 1	(18) Appearance of Stephen H. Sachs, Esquire as attorney on behalf of defendant, Donald F. Scott, Order, filed.
"	-- Defendant Donald F. Scott arraigned and plead "Not Guilty" before Northrop, C. J.
"	(19) Appearance of Stephen H. Sachs, Esquire as attorney on behalf of defendant William F. Byron, Order, filed.
"	-- Defendant William F. Byron arraigned and plead "Not Guilty" before Northrop, C. J.
"	(20) Appearance of Kenneth K. Simon, Esquire as Attorney on behalf of defendant Darrell V. Dalton, Order, filed.
"	-- Defendant Darrell V. Dalton arraigned and plead "Not Guilty" before Northrop, C. J.
"	(21) Appearance of Kenneth E. Bruce, Esquire as attorney on behalf of defendant Herman L. Dawson, Order, filed.
"	-- Defendant Herman L. Dawson arraigned and plead "Not Guilty" before Northrop, C. J.
"	(22) Order (Northrop, C. J.) relieving and withdrawing appointment of Benjamin Lipsitz, Esquire as attorney for defendant Herman L. Dawson, filed.
" 11	(23) Order (Northrop, C.J.) fixing bail as to Defendants, Donald F. Scott and William F. Byron, filed.
" 26	----The sum of \$1,000.00, Cash Bail, deposited in Registry of the Court by Defendant, Darrell V. Dalton(thru Clerk,U.S.D.C.,N.D. of Indiana) refunded 11/19/73)
" 26	(24) Recognizance as to Defendant Darrell V. Dalton, executed in the United States District Court for the Northern District of Indiana, Hammond Division, and attachment thereon, re: conditions of bond, filed.
MicroFilmed Date MAY 31 1972	
July 3	--- The sum of \$2,000.00 Cash Bail deposited in Registry of the Court by Defendant(William F. Byron) thru Clerk, U.S.D.C., Southern District of Florida----- (\$1,000.00 portion of Cash Bail returned to Defdt.) \$1,000.00 bal. of cash bail returned to Defdt- 11/19/73)
" 13	-- Defendant Darrell V. Dalton rearraigned and plead "Guilty", as to Count No. 24, and "Not Guilty", as to each of Counts Nos. 1 through 23, inclusive, and 25 through 30, inclusive.
" "	-- Imposition of sentence suspended, as to Defendant Darrell V. Dalton, pending pre-sentence investigation.
July 2	--The sum of \$3,000.00 deposited as Cash Bail, as to Donald Scott(\$2,000.00 Cash Bail returned to Defdt.)

DATE 1972	PROCEEDINGS
Aug. 15	(25) Motion of Defendants, Interstate Publishers Service, Inc., Donald F. Scott and William F. Byron to Dismiss Indictment and Memorandum in Support thereof, filed. (2 copies submitted)
" "	(26) Motion of Defendants, Interstate Publishers Service, Inc., Donald F. Scott and William F. Byron for Discovery and Inspection, filed.
" "	(27) Motion of Defendants, Interstate Publishers Service, Inc., Donald F. Scott and William F. Byron for Bill of Particulars, and Memorandum in Support thereof, filed. (2 copies submitted)
" 23	(28) Supplementary Motion of Defendant, Donald F. Scott to Dismiss Indictment, or, in the alternative, to Suppress Evidence, Memorandum in support of motion, and Sealed copy of Grand Jury Testimony attached, filed. (Envelope containing copy of Grand Jury Testimony placed in vault) (2 copies of Motion and Memo. submitted)
" 24	(29) Recognizance as to Defendant, William F. Byron, filed. <span style="float: right;">MicroFilmed Date AUG 31 1972</span>
" "	(30) Recognizance as to Defendant, Donald F. Scott, filed.
MicroFilmed Date AUG 31 1972	
Sept. 18	(31) Government's answer to Defendants' motion to dismiss the indictment, filed. (2 copies submitted)
" "	(32) Government's answer to Defendants' motion for discovery and inspection, filed. (2 copies submitted)
" "	(33) Government's answer to Defendants' motion for bill of particulars, filed. (2 copies submitted)
" "	(34) Government's answer to Defendant's supplementary motion to dismiss indictment or, in the alternative, to suppress evidence and attachments, filed. (2 copies submitted)
" 19	(35) Order (Klein, U. S. Magistrate) appointing Sol J. Friedman, Esquire, on behalf of Defendant, Herman L. Dawson, filed.
" "	(36) Financial Affidavit of Defendant, Herman L. Dawson, filed.
" 21	(37) Appearance of Sol J. Friedman, Esquire (App. by Magistrate) on behalf of Defendant Herman L. Dawson, Order, filed.
" 26	- - Hearing on Motion of Defendants, Interstate Publishers Service, Inc., Donald F. Scott and William F. Byron to Dismiss Indictment before Northrop, C.J. - Oral Opinion rendered by the Court.
" "	- - Hearing on Motions of Defendants, Interstate Publishers Service, Inc., Donald F. Scott and William F. Byron for Discovery and Inspection and for Bill of Particulars, and on Motion of Defendant, Donald F. Scott to Suppress Evidence before Northrop, C.J.

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DATE	PROCEEDINGS
1972	
Sept. 28	(38) Order (Northrop, C.J.) denying Defendants' motion to dismiss indictment, filed.
"	(39) Order (Northrop, C.J.) on Defendants' motion for discovery and inspection, filed.
"	(40) Order (Northrop, C.J.) on Defendants' motion for bill of particulars, filed.
"	(41) Order (Northrop, C.J.) denying Defendant's supplementary motion to dismiss indictment or in the alternative to suppress evidence, filed.
Oct. 24	(42) Transcript of Excerpt from Judge's Ruling on September 26, 1972, filed.
Nov. 10	- - Pre-Trial Conference held before Northrop, C.J.
1973	
Apr. 4	(43) Order (Goetz, U. S. Magistrate) appointing Benjamin Lipsitz, Esquire, as Attorney on behalf of Defendant Herman L. Dawson, filed.
"	6
(44) Appearance of Benjamin Lipsitz, Esquire, Appointed by Magistrate, as Attorney for Defendant Herman L. Dawson, Order, filed.	
"	13
---- Pre-Trial Conference held as to Defendant Herman L. Dawson before Northrop, C.J.	
Sept. 5	---- Defendant Herman L. Dawson, re-arraigned and plead "Guilty" as to Count No. 3, and "Not Guilty" as to each of Counts Nos. 1, 2 and 4 through 30 inclusive.
"	"
---- Imposition of sentence suspended as to Defendant Herman L. Dawson pending presentence investigation.	
Oct. 9	---- Defendant Interstate Publishers Service, by counsel, rearraigned and a plea of "Guilty" as to each of Counts Nos. 1 through 5, and "Not Guilty" as to each of Courts Nos. 6 through 30, was entered on behalf of said defendant.
"	"
---- "Nolle Prosequi" entered by United States Attorney (As to Defendant Interstate Publishers Service, Inc.) in open Court as to each of Counts Nos. 6 through 30, which was accepted by the Court.	
Continued Page	(45) Judgment as to Defendant Interstate Publishers Service, Inc.: That defendant pay a fine of One Thousand (\$1,000) Dollars on each of Counts Nos. 1 through 5, said fines to be cumulative, making a total fine of Five Thousand (\$5,000) Dollars. Fine to be paid within Ten (10) Days, Order (Northrop, C.J.)

- Oct. 9 ---- "Nolle Prosequi" entered by United States Attorney (As to Defendant Darrell V. Dalton) in Open Court as to each of counts nos. 1 through 23, and 25 through 30, which was accepted by the Court.
- " " (46) Imposition of sentence (As to Defendant Darrell V. Dalton) suspended and defendant placed on probation for the perbd of One (1) Year, upon the usual conditions of probation, Order (Northrop, C.J.)  
Microfilmed  
Date OCT 11 1973
- " " ---- "Nolle Prosequi" entered by United States Attorney (As to Defendant Herman L. Dawson) in Open Court as to each of counts Nos. 1, 2, and 4 through 30, which was accepted by the Court.
- " " (47) Imposition of sentence (As to Defendant Herman L. Dawson) suspended and defendant placed on probation for the period of One (1) Day, Order (Northrop, C.J.)  
Microfilmed  
Date OCT 11 1973
- " " (48) Appearance of David M. Simonson, Esquire as Attorney for Defendant Donald F. Scott.
- " " ---- Defendant, Donald F. Scott, rearraigned and plead "Guilty" as to Count No. 1, and "Not Guilty" as to Counts Nos. 2 through 30, which was accepted by the Court.
- " " ---- "Nolle Prosequi" entered by United States Attorney (As to Defendant Donald F. Scott) in Open Court as to each of counts Nos. 2 through 30, which was accepted by the Court.
- " " (49) Judgment as to Defdt. Donald Scott: That the Defendant pay a fine of One Thousand (\$1,000) Dollars, Imposition of sentence as to imprisonment, suspended and defendant placed on probation for the period of Two (2) Years upon the usual conditions of Probation and the following special conditions that: During the period of Probation, Defendant will abstain from actively involving himself in any of the sales activities of door to door magazine sale firms. Specifically, Defendant shall during the period of his probation refrain from running a crew of magazine solicitors, traveling with a particular crew of magazine solicitors for the purpose of selling magazines, instructing solicitors in the sale of magazines, or hiring or firing individual magazine solicitors. Defendant shall also desist from writing or disseminating sales pitches. Notwithstanding the above conditions, Defendant may continue to engage in the magazine business in the capacity of owner, corporate officer or corporate director; and he may engage in all duties necessary to the discharge of such executive duties other than those above prohibited. Such permissible activities expressly include, but are not limited to, the supervision of office staff, supervision and control of matters concerning subscription to and circulation of magazines, the direct control of the financial affairs of the Company, as well as the hiring and firing of crew managers, Order (Northrop, C.J.)  
Microfilmed  
Date OCT 11 1973

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CRIMINAL DOCKET

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1973

PROCEEDINGS

Oct. 26 (50) Order of United States Attorney dismissing Indictment as to  
~~microfilmed~~ Defendant William Byron, with leave of Court (Young, J.)  
~~Date~~ 7 1973 thereon.

I hereby read and certify on 9/3/03  
that the foregoing document is a full, true and correct  
copy of the original on file in my office and in my  
legal custody.

FELICIA C. CANNON  
CLERK, U. S. DISTRICT COURT  
DISTRICT OF MARYLAND

By J. K. [Signature] Deputy