

CROWN EVIDENCE MAY BE CLOSED THIS AFTERNOON

**Trial of W. H. Magill Said
Near End in Court as
Americans Testify**

EXHIBITS ENTERED

Trial of William Harry Magill on charges of conspiracy to unlawfully import and export currency and securities and with unlawfully importing and exporting a total of more than \$850,000 in currency and securities during the year 1940, is now nearing its final stages before His Honour Judge William F. Schwenger in county judge's court.

The crown's case, presented by C. W. Reid Bowlby, K.C., will be concluded this afternoon, it is anticipated. The extent of evidence to be presented by defence counsel, R. R. Evans, K.C., and H. A. F. Boyde, K.C., has not been disclosed. Argument on the many technical and legal points of the evidence, however, is expected to require several days.

Under the consolidated indictment prepared by Mr. Bowlby for the high court trial, Mr. Magill is charged with importing during the year 1940 currency and securities to the total value of \$448,000, and with exporting during the same year currency and securities to the total value of \$421,000. The conspiracy indictment alleges that he conspired with Mary E. Hein, Charles J. Hein and Gerald A. Reardon, citizens of the United States, to unlawfully import and export currency and securities.

Constable Appears

Constable W. E. L. McElhone, R.C.M.P., testified yesterday afternoon that when he arrested Mr. Magill, November 6, 1940, he found in one of Mr. Magill's pockets a sheet of paper which was alleged to be a statement of a broker's account for October. There was no name on the sheet of paper," he testified.

The officer also found in one of

Mr. Magill's pockets a notebook containing the address in Buffalo of Gerald Reardon, named in the conspiracy indictment against Mr. Magill, and also the names and telephone numbers of Thomas B. Lane, previously mentioned in evidence as having sold bonds allegedly purchased by Mr. Magill and as having bought Imperial Oil and International Petroleum stock in Buffalo which was alleged to have been sold by Mr. Magill on the Toronto stock market.

Joseph F. Meyer, cashier for Goodbody & Co., Buffalo, testified that the broker's account sheet, which the officer produced as an exhibit, was made out by him and handed to Mr. Reardon or some one else authorized by Mr. Reardon to pick it up. Cross-examined by Mr. Evans on this point, his evidence was that he did not recollect the actual incident of handing over this particular sheet. He said it was his hand-writing and Mr. Evans asked him to write out on a sheet of paper certain brokers' symbols and terms. Mr. Evans did not enter this sheet as an exhibit, but Mr. Bowlby later asked for it and presented it as an exhibit.

Other United States witnesses called by the crown prosecutor were Charles Corey, partner in the firm of J. S. Bache & Co., New York brokers; Ernest Hopkins, bookkeeper for the same firm; John H. Hayden, cashier in the Buffalo office of the same firm.

Mr. Fell, inspector for the foreign exchange control board, produced a recapitulation of the transactions on which the indictments are based.

071-039-004