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M I R I A M M O S K O W I T Z, called as a witness, having first been sworn, testified as follows:

BY MR. DONEGAN:

Q Is it Miss Moskowitz? A Yes.

Q Will you furnish your residence address and your business address? A I live at 151 Eighth Avenue, Manhattan, and my business address is 2928 41st Avenue, Long Island City.

Q Miss Moskowitz, you understand that this is a Federal Grand Jury sitting in the Southern District of New York?

A Well, yes.

Q And you are here in response to a subpoena; is that correct? A That's correct.

Q Have you consulted an attorney with reference to your subpoena? A Yes, I have.

Q Will you give his name and address? A Mr. William Nesson, 350 Fifth Avenue.

Q Miss Moskowitz, will you give the Grand Jury a brief resume of your background; where you were born, where you attended school and what your activities have been?

A I was born in Bayonne, New Jersey, went to school there, went to college in New York, City College, uptown, majored in Education and got my teaching degree in 1942, and I joined A. Brothman Associates in 1944, in October, as a secretary. And it was a small, very closely-knit organization and I participated in the business affairs and became a partner of the organization in 1946 after we had moved from Manhattan

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to Queens.

Q Did you invest any money in the company? A Yes, I did.

Q Have you ever been employed by the Government at any time? A I will decline to answer that, claiming Constitutional privilege.

Q I might state that the form of claiming privilege is in the words that you refuse to answer questions on the grounds it might incriminate or degrade you. A Well --

Q I might state this to you also that you have the privilege in the Grand Jury room. You have consulted your attorney, and I assume he has advised you that it's your privilege. A Yes.

Q I would like to also advise you that you have the privilege of refusing to answer questions which might reasonably incriminate or degrade you. You haven't got the privilege of being contemptuous. But if a question would incriminate or degrade you, you can refuse to answer.

A Well, I will refuse to answer, on the grounds that it might tend to incriminate me.

Q Were you ever employed by the Immigration and Naturalization Service? A I decline to answer, on the grounds that it might tend to incriminate me.

Q Do you know Harry Gold? A Yes, I do.

Q Was he an employee of A. Brothman Associates?

A He worked for us.

Q Was he employed there while you were working there?

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A Yes.

Q Do you know an individual named Needleman? A I will decline to answer, on the grounds that that might tend to incriminate me.

JUROR: May I ask a question. Miss Moskowitz, do you refuse to answer the question that you worked or did not work for the United States Government, on the grounds it would tend to incriminate or degrade you?

THE FOREMAN: Merely as to whether or not you worked for the United States Government.

THE WITNESS: I beg your pardon?

JUROR: I'll repeat the question. Do you refuse to answer the question whether you worked for the United States Government, on the grounds that it tends to incriminate or degrade you?

THE WITNESS: That it might tend to incriminate me.

JUROR: Working for the United States Government might degrade or incriminate you?

THE WITNESS: Might tend to incriminate me.

JUROR: Or degrade you?

That is the form; isn't that correct?

MR. DONEGAN: Yes.

JUROR: Can she answer on the ground that it might tend to incriminate? Or is it necessary to add "or degrade me," to have the answer legal?

MR. DONEGAN: Well, I think under the law if it

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tends to incriminate, the privilege would apply.

Q (Mr. Donegan, resuming) Did you ever fill out an application form for employment with the United States Government? A I decline to answer, on the grounds that that might tend to incriminate me.

Q Are you or have you ever been a member of the Communist Party? A I decline to answer, on the grounds that that might tend to incriminate me.

Q Are you or have you ever been a member of the Chelsea Branch of the Communist Party? A I decline to answer, on the grounds that that might tend to incriminate me.

Q Have you ever had a conversation with Abraham Brothman concerning his appearance before a Federal Grand Jury in July of 1947? A Would you please repeat the beginning of that?

Q (The last question was read by the reporter.)

A Had I ever had --

Q At any time -- to clarify it, I mean at any time have you ever had a conversation with him? A I'm afraid I will decline to answer, on the grounds that that might tend to incriminate me.

Q Did Harry Gold -- I withdraw that. Did Abraham Brothman ever inform you or state to you that he had furnished information to representatives of the Russian government?

A I decline to answer, on the grounds that that might tend to incriminate me.

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Q Have you personally ever furnished any information to any individuals known to you to be representatives of the Russian government? A I decline to answer, on the grounds that that might tend to incriminate me.

Q Have you ever had any conversation with Harry Gold concerning testimony which he would give or had given in his appearance before a Federal Grand Jury in July of 1947?

A I'm afraid I don't quite understand, Mr. Donegan.

Q (The last question was repeated by the reporter.)

A I decline to answer, on the grounds that that might tend to incriminate me.

Q I don't want you to attempt to give any type of an answer to any question unless you fully understand the question. Do you understand that? A Yes.

Q If you don't understand it, you can just say you don't understand it. Because I might tell you that, with reference to the privilege of a witness refusing to answer questions on the grounds of self-incrimination and degradation in the Grand Jury room, that privilege can't be abused and that answer can't be given in a stereotyped way. You understand that. You must understand the question and you must seriously consider it and give an answer in good faith; otherwise, the Grand Jury can resort to bringing a witness before a Judge in open court and asking the court to compel the witness to answer the question if they do not believe it would incriminate or degrade him. Miss Moskowitz, how

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long have you known Abraham Brothman? Or you can answer that in another way: Will you give the approximate date you met him? A Well, I met him when I came to work for him, for A. Brothman & Associates.

Q Well, I don't recall if you gave that. Will you give it? A I gave it as October, 1944, or the fall of 1944.

Q Prior to that time did you not know him? A No.

Q You never heard of him? A No, not to my knowledge.

Q Well, that puzzles me, when you say not to your knowledge. You either know or you don't know. A Well, I never met him, I don't recall meeting him, I never knew anybody who knew him.

BY THE JURY:

Q How did you get the job? A I had been looking for a job, and various friends of mine knew about it and whenever they heard something they would tell me. And I walked up there and, as a matter of fact, Mr. Brothman was not there, he didn't even interview me and didn't know I was hired until I appeared.

Q How long did you work before you were made a partner? A Well, I came there in October, '44, and two years later I was made a partner.

Q You were made a full partner two years later? A Well, I don't understand what you mean by "full partner."

Q What is it, a corporation? A No; it's a partnership.

Q How many partners? A Now?

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Q Yes. A Just Mr. Brothman and myself.

Q Are you a 50 per cent partner? A Oh, no.

Q What's your share? A My holding -- I really don't recall. It's on the books. I think it's 15 or 20 per cent, something like that.

Q How much money did you put in? A Well, at one time I put in \$500, then I went without salary for several months and we considered that, and various other times I put in amounts in small sums; they were not thousands of dollars.

Q How much business does the firm do a year? A I should know it because I keep the books. I'm trying to think.

Q Approximately. A Well, I think in 1946 we did about \$50,000, I think, but it has sloughed off terribly.

Q How many partners have been with the firm since you have been connected with it? A When I came, there were five.

Q Who were they? A They were Mr. Brothman; Mr. Korchein; Mr. Vago, Oscar; Mr. Emil Barish, and Mr. Gerhardt Wollan. Those were the five.

Q And who came in after you, after that time?

A As a partner?

Q Yes. A I did.

Q No others? A No.

Q Have you an idea of how much business they did then when they had the five partners? A I hesitate to say, off-hand, because I could be so wild. I could bring the books, and I would be very happy to.

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MR. DONEGAN: The Grand Jury has other witnesses waiting outside that I don't think will be excused, so I think we'll have to continue tomorrow.

Q I would like to ask just one question. Miss Moskowitz, you said that you majored in Education. Didn't you ever teach? A No, ma'am, I did not.

THE FOREMAN: Well, I think we'll have to ask Miss Moskowitz to come back tomorrow.

MR. DONEGAN: So, at 10:30 tomorrow, Miss Moskowitz; the Grand Jury instructs you to return at 10:30 tomorrow, under your subpoena. Do you understand that?

THE WITNESS: Yes.

[WITNESS EXCUSED]