

August 10, 1950

Glassman 9214

Re: John Doe

(Mr. Lane)

V I V I A N G L A S S M A N , called as a witness,
having first been duly sworn by the Foreman,
testified as follows:

BY MR. LANE:

Q What is your address and telephone number?

A 131 East 7th Street, New York 3, New York; Oregon 3-6378.

Q Now, you have appeared today in response to a subpoena which was served upon you, isn't that correct?

A Yes, I did.

Now, before I ask you any questions, I want to warn you of your constitutional rights. In other words, you don't have to answer any questions the answers to which in your opinion might tend to either incriminate or degrade you. Let me advise you that that doesn't mean that you have a right to refuse to answer questions which might incriminate other people.

I want you to know, also, that when you are before this particular body you are subject to the penalties of perjury, and if you knowingly tell any falsehood or lie you could be indicted for perjury. Do you understand that?

A Yes, I do.

Q I believe you have discussed this matter with attorneys before you appeared here today, is that right?

A Yes, sir.

Q And they have advised you of your constitutional rights, too, haven't they? A Yes, they have.

Q Now, what attorneys did you consult with respect to your being advised of your constitutional rights?

A Mr. Leonard Boudin.

Q When did you consult with him? A On Saturday.

Q Did you consult with anybody on Thursday, after you had talked with the F. B. I.? A Yes.

Q Whom did you consult with? A Mr. Seidman - Mr. Robert Sidman.

Q He is an attorney, is he? A Yes, he is.

Q Did you pay him a fee? A No, I didn't.

Q Who sent you to Mr. Sidman? A Mr. Seidman is the assistant to Mr. Boudin, and Mr. Boudin is the lawyer that represents my union.

Q What union is that? A Social Service Employees Union.

Q What number? A 19.

Q C.I.O.? A Unaffiliated.

Q What other lawyers did you consult? A I had gone to see Mr. Silverman - Matthew Silverman. I didn't have much of a chance to talk with him, though.

Q Did they agree to take your case? A No, he didn't.

Q Did they ask for a fee? A No.

Q Did they say they wanted nothing to do with this matter? A No.

Q Which one of them told you not to talk to the

F. B. I.? A None of them.

Q Well, I thought you said Mr. Boudin did? A No, I didn't say that.

Q Well, you had been willing last Thursday - wasn't it - when you were before the F. B. I. to identify certain pictures - - you expressed a willingness at that time, do you recall? A Yes.

Q And then, over night, you talked to Mr. Boudin, didn't you? A Yes.

Q And the next day you declined to answer any further questions to the Agents of the F. B. I.? A Yes.

Q And you did that on the advice of Mr. Boudin? A No.

Q On whose advice did you do it? A Mr. Boudin explained to me what my constitutional rights were, and on the basis of what he had said to me I decided that I did not wish to speak further with the F. B. I.

Q Do you still feel that you do not intend to cooperate, to the extent of identifying certain pictures?

A I do wish to cooperate, but I feel that I would not wish to identify any pictures because of the possibility that it may incriminate me.

Q Then you do know who the man was that came up to your place and told you to go to Cleveland? A I do not wish to answer that question.

Q On the grounds that it will incriminate you?

A It might possibly incriminate me.

Q You have to say the grounds; you must express them. A On the grounds that it might tend to incriminate me.

Q Do you know the identity of the man who came to your apartment on July 21, 1950, and gave you two thousand dollars, and asked you to go to see a Mr. Perl in Cleveland -- do you know who that man was? A I do not wish to answer that question, on the grounds that it may tend to incriminate me.

Q You have got to refuse to answer on the grounds that it will incriminate you. Do you refuse to answer that on the grounds that it will incriminate you, or tend to incriminate you? A Yes, it may tend to incriminate me.

Q If you were to divulge the identity of that person? A Yes, it may tend to incriminate me.

MR. LANE: Would you excuse the lady until tomorrow? Direct her to be back here at twenty minutes of eleven tomorrow.

THE FOREMAN: You are directed to be here at twenty minutes of eleven tomorrow, and you are temporarily excused.

Q Do you understand that you are still under subpoena? A Yes, I do.

Q In the meantime, I would suggest to you that you

consult an attorney. A Yes, sir.

Q Because tomorrow morning I intend to pursue this line of questioning further, and I don't want you to say that you were deprived of any rights that you have, to have counsel in a position in the building where you can consult with him. Do you understand that? A Yes, sir.

Q The Foreman has excused you until tomorrow morning and directs you to return here. A To your office, Mr. Lane?

Q To this floor, outside here, at twenty minutes of eleven tomorrow. Do you understand that? A Yes, I do. Shall I leave now?

Q Yes.

(WITNESS EXCUSED)