

For MALAKA to have received his two and one-half million dollars reimbursement for the factory that had been dismantled, he must have been cooperating with the Communist government in Rumania and with the Russians. It was clear that a receipt must have been made whereby this money could be paid him outside of Rumania, in other words, in New York as it was paid. The means of transmitting these funds included the sending of exports of merchandise from Rumania to this country where it was disposed of through MALAKA. Further, exports were sent through the Joint Distribution Organization of New York City, again for disposal by MALAKA.

VITIANU

The AGENITS have information that the name of BERICH appeared in a notebook found in the possession of one VITIANU, an employee of the Rumanian Legation in Switzerland, who was recently arrested in that country as an agent provocateur of the Communists. The AGENITS stated that they have knowledge that Commissioner BERICH of the Federal Police in Bern, Switzerland, has asked several persons for information concerning MALAKA and his apparent connection with VITIANU. (The AGENITS furnished the name of one SAVANI, resident of the Rumanian Banque de Credit, Zurich, Switzerland, as a person who might give further information on this point if approached).

*Defendant  
See Art. 141  
in  
subsequent  
pages*

In summation, the AGENITS stated they consider MALAKA to be a dangerous person because of his faculty of influencing persons and obtaining his ends by the use of any and all means. They believe MALAKA either directly or indirectly instigated the killing of the 7,000 Jews in Rumania at the time of the insurrection of the Iron Guard. As another example, they cited the case in which a Prime Minister of Rumania, CALINESCU, who served under King CAROL, was assassinated on the street in Bucharest, allegedly because he was keeping King CAROL from openly joining the Nazis. The witnesses claim that CALINESCU was assassinated because he was an enemy of the Iron Guard and of MALAKA, and they attribute such assassination indirectly to MALAKA.

MAX AGENIT furnished photostatic copies of certain documents which he indicated substantiates his story concerning MALAKA's activities. Translations of these documents were made by the Immigration and Naturalization Service, and those documents not already in possession of the Bureau, or previously reported, are summarized as follows:

1. Article from the Volkischer Beobachter, dated Vienna, August 21 (1940) entitled "Jewish Intrigues in the Rousarian Economy". This article attacks AGENIT and his business deals and is favorable to MALAKA.