

look at it. It had numbers of pencils and prices on it. That letter was read in Hotel McAlpin, in Mr. Mose Frank's room. As to what relatives Mr. Frank has in Brooklyn, my brother-in-law Mr. Bennett is a clerk at \$18 a week. My son-in-law Mr. Sterne is in the retail cigar business. As to what my means of support are, we have about \$30,000, out at interest, my husband and I, at six per cent. We own the house we live in. We have a \$6,000 mortgage on it. The house is worth about \$10,000. My husband is doing nothing. He is not in good health. Up to a year ago he was a traveling salesman. These are the only relatives my son has in Brooklyn. Mr. Moses Frank, my brother-in-law, generally spends ~~up~~ a Sunday with us in Brooklyn, before he sails for Europe. He spends Sunday with us in Brooklyn and has dinner with us. He was not in Brooklyn on April 26th. He is supposed to be very wealthy. I don't know how much cash my husband has in bank. A few hundred dollars possibly. My husband is 67 years old. He is broken down from hard work and in very poor health. He was too unwell to come down here.

OSCAR PAPPENHEIMER, Sworn for the defendant.

I am in the furniture business. I am also a stockholder of the National Pencil Company. I have been getting comparative sheets as to the weekly business of the Company from Frank since March, 1910. Up to the time the Post Office distributed mail on Sunday, I used to always go to the Post Office to get my mail and always found this report on Sunday morning. When I quit going to the Post Office on Sunday's I received the reports in the first mail on Monday mornings. I have here the report for the week ending April 24, 1913 (defendant's exhibit 45) I got that on Monday morning, April 28th. I also have here all the comparative sheets received by me every week beginning January 18, 1913, up to April 24, 1913 (Defendant's exhibit 46).