

Airplane Smuggling Trio Convicted by Federal Jury

LOS ANGELES, Feb. 7 (AP). — Ending a 24-hour fight to have its recommendation for leniency recognized, a Federal jury last night convicted three men and a corporation of conspiring to violate the United States Neutrality Act by smuggling planes to Palestine.

The jury had brought in the same verdict Sunday night, but United States Judge Peirson M. Hall refused to consider the recommendation as part of the verdict.

One juror, Marshall Chlavin, then reversed his vote and Hall sent the jury back for further deliberation.

At 9:15 p. m. last night he called

back the jurors and explained there had been a misunderstanding.

The responsibility of administering punishment was his, he said, as he had pointed out Sunday night. But he said he certainly would give consideration to whatever recommendation the jury might make.

The jury then retired and minutes later brought back a verdict of conviction—with the same recommendation for leniency. Judge Hall accepted the verdict.

Convicted were Adolph W. Schwimmer, president of Service Airways of New York, Ray Selk of Los Angeles and Leon Gardner of North Hollywood.