

*Re-
Violations of
Prohibition Laws*

STATE 2727

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June 21, 1933

Honorable Henry Horner
Governor of the State of Illinois
Springfield, Illinois

My dear Governor:

I represent a client who was indicted on March 3rd of this year, in Kane County, for a violation of the Illinois Prohibition Law, which has since been repealed. On January 4, 1933, bills were introduced in both houses for the repeal of the Search and Seizure law and the state prohibition act and approved by your Excellency on March 13, 1933.

The electorate of the State of Illinois has memorialized both the legislature and Congress in the repeal of this vicious legislation which has remained on the statute books for the past thirteen years. In the light of the states that have already voted to ratify the repeal of the 18th amendment and the three additional states which voted yesterday, I desire to secure an expression from you as to whether the State of Illinois is to be burdened with feeding prisoners for a violation of this law.

I have had a long distance conversation with the States Attorney of Kane County relative to my client and it was his desire to proceed with the prosecution notwithstanding that there is no law on our statute books at the present time. In view of your economy program, do you not think, Governor, that through your gracious office a proclamation of amnesty should be issued at once, or as a matter of political expediency, as soon as the legislature adjourns. Mr. Carberry, the states attorney, said that if I would communicate with you and receive an expression that you would issue a proclamation of amnesty, he would be guided by such expression in nolle prosequing all prohibition cases in his county as they have done in other states. Governor, it is needless for me to advise you of the expense entailed in prosecuting these cases in the light of the fact that this law has been removed from the statute books.

With kindest regards, I am

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Cordially yours,

