

gated to wait for any Government agency action. Therefore your suggestion or motion is overruled.

I have been told by the very high authority, the very, very highest, that there is no criminal investigation of the individual tax returns of Messrs. Lauren and Stephenson being conducted by the Service as of now. That information was available this morning.

Mr. CORMAN. Mr. Patman.

Mr. PATMAN. Mr. Corman.

Mr. CORMAN. Mr. Chairman, I want to inquire whether counsel has been provided with a copy of House Resolution 53 and had an opportunity to review it.

Mr. CROWLEY. I have not; no.

Mr. CORMAN. May I at this time, Mr. Chairman, give it to the gentleman? It is relatively short, but it is the empowering resolution for the investigation.

Mr. CROWLEY. Thank you.

Mr. PATMAN. I assume you have seen it, Mr. Smith.

Mr. SMITH. I have generally.

Mr. CROWLEY. May I just make this brief comment.

Mr. PATMAN. Yes.

Mr. CROWLEY. That our clients, Messrs. Lauren and Stephenson, are here in response to a subpoena served on them calling for the production of records of Americans Building Constitutionally. Upon my advice as counsel on November 3, 1967, whatever books or records were then in their possession of ABC were turned over to Mr. Robert Hayes, the managing trustee at the ABC offices.

Mr. PATMAN. As of what date?

Mr. CROWLEY. November 3, 1967, at the ABC offices in Barrington. At that time Mr. Hayes had given testimony and is still under subpoena, and returned the following week to give further testimony. And as a result of this action, they are unable to produce and comply with your subpoena demanding the records of ABC.

Mr. PATMAN. They are two-thirds of the board.

Mr. CROWLEY. That is correct; but I advised them—

Mr. PATMAN. Why are they unable to get their own records? The two of them represent a majority and have charge of the records.

Mr. CROWLEY. As a matter of fact, Mr. Chairman, since Mr. Hayes was under subpoena, and as I understood it was still under subpoena, we turned over all the books to him, so that he might be in a position to act as he or his counsel saw fit in regard to the records and we were not to be called until after Mr. Hayes had we thought completed his testimony, but apparently he has not.

Mr. PATMAN. I assume that you knew that he refused to present them.

Mr. CROWLEY. I know that he did not present them. The date of his refusal I am not aware of.

Mr. PATMAN. Don't you think that would require some effort on the part of the majority of the trustees to make them available, since they are required to furnish them and they have the power to furnish them?

Mr. CROWLEY. Well, Mr. Hayes was testifying at the time, Your Honor.

Mr. PATMAN. Mr. Hayes was not here yesterday. He was obligated to be here under subpoena, and today, but he is not here today, I as-