

As time went on various suits had been conducted after this indictment. At another one the Standard had lost - four juries - two Grand juries and two petite juries had given unanimous verdicts against the defendants.

I had gone to great pains and considerable expense in getting reports outside of what Mr. Rogers gave me. I studied the case and talked it over with a lawyer. I believed that I had been entirely fair to Mr. Rogers. I did not believe that he should ever have been indicted; I did believe that his fellow directors in the convicted concern had been guilty as charged.

I wrote the article with the greatest care, as I said, and when it was done I did what I had never done in any other case I asked Mr. Rogers himself to read it. Quite promptly I received an invitation to call on him at 26 Broadway. (See Interview)

When I had come for the interview I noticed there were a large pile of manuscripts on the table and there was no reference to it until after we had finished our discussion of the article. we finished it amicably and I was ~~intertexting~~ heaving a big sigh of relief that we had gotten through without an open break, for I knew this article did not give Mr. Rogers the clean that he wanted for the ?

"Here are some papers," he said, "which bear on this that I want you to examine here in my presence."

Two of them did not impress me but the third did. It was the report of the receiver ~~intertexting~~ finally ~~gave~~ appointed to settle up the affair.

The affairs of the Buffalo refinery came out of these long and ~~repeated~~ suits but hopelessly involved financially - ruined. The receiver had been appointed and this was his report.

"I do not believe," said Mr. Rogers, "that this will lighten your case. I have evidence here that will show you that the lawyers themselves were in conspiracy. There is no other way to show you."

The receiver's report he gave me ~~xxxxxxxxxxxx~~ showed on the last page a sum paid to the lawyers amounting to \$25000.00.

"There," Mr. Rogers said, "you can see why they were so eager to convict us. They were making a raid on the Standard, and the ~~men~~ were with them. As true as you see."

And I did see. Two of the ^{men} down in the receiver's report were receiving large sums of money were two Buffalo judges, judges which I did not remember at the moment. They had nothing to do with the case ~~xxx~~ after their appointment to the bench but had been the lawyers in the early days.

My first impression was that Mr. Rogers was right - there was no other explanation. (See notes attached)

I did as I had told him I might. I made a detailed study of the testimony, sending to Buffalo for a certified copy, bringing in a lawyer for consultation. Both procedures I told him I must follow and he agreed with them willingly.

But study the matter as honestly as I could I could not get Mr. Rogers' interpretation of the conspiracy, and I so wrote him. Later I explained my point of view fully ~~and~~ but he and I never discussed it again. Indeed, it was three years before I saw him again. My history had been published, Mr. Rogers had had an exciting experience in copper, had figured in the spectacular articles *end of roll*

See 30 A