

M E M O R A N D U M

TO: Judges Torruella, Selya, Coffin, Stahl
United States Court of Appeals
for the First Circuit
Judges Tauro & Zobel, U.S. District Court
Kevin McGrath, Assistant U.S. Attorney
Morris Goldings, Esq. and David Beck, Esq.
Alfred Trenkler

FROM: JW Jack Wallace, Alfred Trenkler's Stepfather

RE: United States v. Alfred W. Trenkler
Docket No. 97-1239

DATE: January 14, 1998

On March 22, 1993, Paul V. Kelly, Assistant U.S. Attorney, confirmed with Alfred's trial attorney that he had a credible witness who is prepared to testify to various admissions by his client, Alfred Trenkler, including the fact that Trenkler stated that it was he who built the bomb which exploded in Roslindale on October 28, 1991.

How could this witness, William David Lindholm, an unreliable and convicted felon be considered credible in lieu of the following facts:

1. On December 17, 1992, Lindholm said he was brought into the U.S. Attorney's office from the Northhampton jail facility for an interview relative to a matter unrelated to the Roslindale bombing investigation. He stated that this interview was concluded between 3:00 and 4:00 PM and that he was then brought to the U.S. Marshal's office to await transportation to the Middleton jail. He stated that due to the length of the interview, he missed the transport van to Middleton and had to be sent to the Plymouth County Sheriff's department for housing over the week-end.

It would appear that 3:00 or 4:00 PM is a little early to miss the transport van which ordinarily waits for the last inmate regardless of the hour.

In addition, after Alfred's trial, one of the Marshal's told Alfred's trial attorney that Lindholm did not miss the van to Middleton but was deliberately sent to Plymouth.

2. Under cross examination by Alfred's trial attorney, Lindholm was asked "You don't want any benefit for the testimony you're giving here today; is that fair to say?"

Lindholm's answer "I'll go on the record to say that I'm not going to ask for any benefit, rewards, inducements any time in the future."

On April 1, 1994, Lindholm's attorney commenced proceedings for a reduction in Lindholm's sentence for his "substantial assistance" to the government. The government acknowledges that Lindholm has provided "outstanding assistance" as that term is now commonly understood.

It appears that Mr. Kelly's use of "as that term is now commonly understood" was an understanding strictly between Lindholm's attorney and himself.

This occurred just three weeks after Alfred was sentenced to life imprisonment by Judge Rya Zobel.

On April 12, 1994, Lindholm stated "that he wished to receive a reduction of his sentence on motion of the United States, notwithstanding the position he expressed at the Trenkler trial."

3. Lindholm was asked by Alfred's trial attorney "Aren't you going to be a witness soon in a drug case in this Court house? Lindholm responded "Absolutely not." In spite of his response, he has agreed to be a government witness against Whitey Bulger, Frank Salemme and Stephen Flemmi.

Listed below please find what the press has to say about William David Lindholm:

1. The Boston Herald Monday, July 31, 1995 by Ralph Ranalli.
"MOB buddies ready to role on Whitey & Salemme"
"Two criminals agree to testify vs. alleged mob major players"
2. The Boston Globe Tuesday, August 1, 1995 by Judy Rakowsky.
"US witness ties Whitey Bulger to slaying plot."

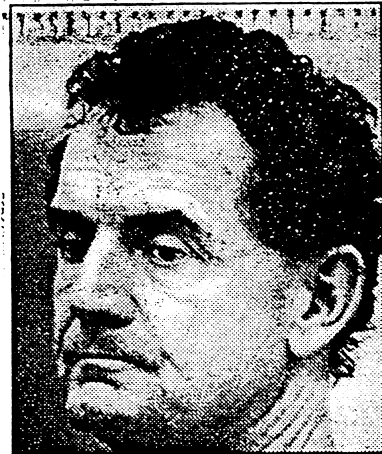
3. The Boston Herald, Tuesday, August 1, 1995 by Ralph Ranalli and Maggie Mulvihill.
"Sources: Drug dealer's ready to rat on Whitey"
4. The Boston Globe, Tuesday, August 1, 1995 by Judy Rakowsky.
"Whitey Bulger allegedly tied to drug dealing in S. Boston."
5. The Boston Herald, Wednesday, August 2, 1995.
"Feds target 'Whitey' as Southie Drug Lord"
Indictment: Bulger profited from cocaine and marijuana."
6. The Boston Herald by Ralph Ranalli
"Government rolls out a Dream Team of rat witnesses"
7. The Boston Globe Friday, July 25, 1997 by Richard Kindleberger
"New Player in RE/MAX case: drug dealer turned gadfly."

All of the above articles are enclosed for your review.

After reading what I have outlined, how could anyone consider William David Lindholm a credible witness?

How could anyone believe Paul v. Kelly's statement that it was quite by accident that Lindholm spent three days as the cell mate (he was only one of many) of Trenkler at the Plymouth House of Correction?

How would anyone like to be serving a life sentence on the testimony of William David Lindholm, an unreliable and convicted felon, whose prison nickname was "Little Stories?" An appropriate nickname for Lindholm whose only truthful statement in his alleged bonding with Alfred was that he once lived in Milton.



FRANCIS P. SALEMME
Indicted for racketeering



JAMES 'WHITEY' BULGER
Allegedly threatened witness

Mob buddies ready to roll on Whitey & Salemme

By RALPH RANALLI

When reputed Mob bosses James "Whitey" Bulger and Francis P. "Cadillac Frank" Salemme were hit with racketeering indictments in January, it was hailed as the climax of a two-year investigation. Now it appears those charges may have only been the beginning.

The Herald has learned that several former crooks have "flipped" like so many burgers at Sullivan's on South Boston's Castle Island, the park that was one of Whitey's favorite preindictment meeting spots.

They include a former major drug trafficker who will testify that a gun was put to his head during a dispute with Bulger,

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Two criminals agree to testify vs. alleged Mob major players

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and a low-level Mob associate from the North End, sources said.

Perhaps emboldened by the reputed bosses' fugitive status, the two criminals have been convinced by federal prosecutors, state police investigators, FBI and DEA agents to accept federal protection and testify at the major Mafia trial, according to official sources.

The true scope of the investigation's progress may not be known until the grand jury probing the case hands up a superceding indictment expected very soon. Assistant U.S. Attorneys Fred Wyshak and Brian Kelly also said in court last week they expect an indictment tomorrow that will name reputed Winter Hill Gang member John Martorano.

Official sources said investigators have scored a double coup by convincing convicted marijuana trafficker and Milton native David Lindholm to become a government witness in the case.

Lindholm is expected to testify that a gun was held to his head during an altercation with Bulger and his right-hand man, Stephen "The Rifleman" Flemmi, who was captured by federal agents and state police troopers in January when the indictment was unsealed.

Lindholm's testimony could be important for prosecutors to show not only that Bulger, 66, and Flemmi are violent criminals, but — as a presidential Commission on Organized Crime alleged in the 1980s — that Bulger exerted substantial control over the drug trade in South Boston.

As a bonus for the government, Lindholm's cooperation has also knocked formidable defense attorney Richard Egbert out of the case.

Because he had a potential conflict as the former lawyer for an-

other government witness, bookie Burton "Chico" Krantz, Egbert's participation already was hanging by a thread. It snapped when prosecutors told U.S. District Court Judge Mark L. Wolf that Lindholm, another one-time Egbert client, would testify.

Egbert withdrew from the case last month, but neither Egbert nor attorney Martin Weinberg, who has been advising him on the conflict of interest issue, would comment on why Lindholm, 45, is testifying.

Lindholm is no stranger to helping federal prosecutors.

In 1993, he helped convict Roslindale bomber Alfred Trenkler of killing Boston Police Bomb Squad Officer Jeremiah Hurley and wounding his partner, Francis Foley, in 1991.

Wyshak and Kelly are trying to prove that the paths of the Patriarca New England crime family and Boston's Winter Hill Gang have intersected on a regular basis — a fact with which one of

their other turncoat witnesses should be well-acquainted.

In fact, low-level wiseguy Jerry Matricia was caught in one of those intersections and nearly run over. Now, sources say, he is cooperating with the government.

In a 1981 exchange with reputed Patriarca consigliere Ilario "Larry" Zannino, immortalized on tape by an FBI bug, Matricia was told he was in big trouble for trying to cheat the Winter Hill Gang out of \$50,000.

Matricia is a North End native who sources say spent time as a drug dealer in Las Vegas and a bookmaker and con man in Boston. Sources said he has long been considered a possible liability by wiseguys from both Salemme's Patriarca La Cosa Nostra family and Bulger's Winter Hill Gang.

Which could be why Matricia was reportedly shot at this winter in East Boston, an incident which may have finally driven him into the arms of the law.

US witness ties Whitey Bulger to slaying plot

By Judy Rakowsky
GLOBE STAFF

As charges were unsealed yesterday charging James J. (Whitey) Bulger with extorting money from South Boston drug dealers, a prosecutor in another federal courtroom said that a government witness has implicated Bulger in a 1974 murder conspiracy.

Assistant US Attorney Brian T. Kelly said that Bulger, Bulger co-conspirator John Martorano and co-defendant Steven (The Rifleman) Flemmi conspired to murder James Sousa in 1974.

Kelly made the allegation during a bail hearing for Martorano. Kelly and investigators declined to say who Sousa was or to elaborate on the allegations.

Anthony Ciulla, a witness in organized crime race-fixing cases in the 1970s, is expected to describe the murder conspiracy at a hearing next week. The evidence will be used to try to convince a judge that Martorano, a former fugitive, should be locked up until his trial, prosecutors say.

Martin G. Weinberg, Martorano's lawyer, discounted Ciulla's testimony. "Despite 21 years of cooperation with federal authorities and hundreds of interviews with FBI agents, Anthony Ciulla has never before fabricated this allegation," Weinberg said.

Yesterday's revised indictment augments charges filed against Bulger and Flemmi in January and adds Martorano to the case.

It alleges for the first time that drug dealers were "forced to make extortion payments known as 'rent'" to Bulger and Flemmi's Winter Hill Gang.

Free-lance drug dealers "were subject to physical and economic harm" if they did not pay a cut to Bulger and others, the indictment says.

William David Lindholm, a convicted large-scale marijuana dealer, paid Bulger, Flemmi and James Martorano, John's brother, upwards of \$500,000 on sales of tens of thousands of pounds of marijuana from 1983 to 1991, the indictment alleges.

In the early 1980s, the indictment says, Bulger extorted money from South Boston drug dealers Paul Moore and William Shea. Moore and Lindholm are expected to testify against Bulger.

Shelley Murphy of the Globe staff contributed to this report.

Sources: Drug dealer's ready to rat on Whitey

By RALPH RANALLI
and MARGUERITE WILHELM

As if the rats weren't enough, now reputed Winter Hill Gang boss James "Whitey" Bulger has to worry about a polecat. The Herald has learned that organized crime investigators and prosecutors have added convicted South Boston drug dealer Paul "Polecat" Moore to their growing list of witnesses against Bulger. The Herald reported yesterday that investigators had already "flipped" two new witnesses against Bulger, 66, and reputed Patriarca family Mafia boss Fran-

cis P. "Cadillac Frank" Salemme, 61. Both reputed bosses were indicted on racketeering charges in January and are fugitives.

Federal prosecutors said they expect a grand jury to issue a superseding indictment today containing new charges against Bulger, Salemme and the alleged close friend and go-between for both men, Stephen "The Rilleman" Flemmi, 60.

The original indictment, based on a two-year state police, DEA and FBI investigation, charged the mobsters controlled illegal gambling in greater Boston by charging "rent" to local bookmakers.

Now, sources said, witnesses have testified before the grand jury that Bulger and Winter Hill also controlled the drug trade in South Boston. Enter the Polecat.

Moore, 45, of Plymouth, pleaded guilty to being a top organizer of a cocaine ring in South Boston after a massive federal raid in 1990 netted 51 defendants, drugs, guns and cash.

But sources said Moore was reportedly disillusioned with being a stand-up guy for Bulger, who escaped being charged in the 1990 bust. Those hard feelings could be a boon for prosecutors.

"This is a guy who knows where some serious bodies are buried," one attorney

familiar with Moore said. Moore's testimony could dovetail with that of another witness, convicted marijuana trafficker David Lindholm.

The Herald reported yesterday that Lindholm, 45, is expected to testify that he was "kidnapped" by the Winter Hill Gang and brought to a meeting with Bulger, sources said.

Lindholm is expected to testify that a gun was put to his head and that Bulger told him that he would have to pay Winter Hill a cut if he wanted to stay alive.

A low-level North End Mob associate Jerry Matrigna, has also agreed to testify to the government, sources said.

Whitey Bulger allegedly tied to drug dealing in S. Boston

By Judy Rakowsky
GLOBE STAFF

A federal grand jury is expected to hand up a fresh list of charges today that will flesh out a bare-bones racketeering indictment against fugitive James J. (Whitey) Bulger, charging Bulger for the first time with drug trafficking in his native South Boston.

And the evidence against Bulger, long held as the man who kept drugs out of Southie, will be provided in large part by his former lieutenant, Paul (Polecat) Moore, who recently began cooperating with prosecutors.

Moore, already imprisoned on a co-

caine trafficking conviction, is believed to have devastating details about Bulger's knowledge of and involvement in everyday drug dealing in South Boston.

Anticipation of the charges has apparently made other Bulger associates nervous. Kevin Weeks, a close Bulger ally, has already fled, sources said, even though he is not expected to be charged in this latest round of indictments.

Besides Moore, convicted drug dealer R. David Lindholm of Milton is expected to testify that he was forcibly taken to an East Boston meeting with Bulger, where a gun was pointed at his head.

Allegations about Bulger taking a piece
INDICTMENTS, Page 21

Whitey Bulger due to face drug charges

■ INDICTMENTS

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of drug profits in South Boston have circulated since 1990, when 51 people in the neighborhood were indicted after a federal Drug Enforcement Administration investigation.

Bulger has not been seen since January, when he and reputed Mafia boss Francis P. (Cadillac Frank) Sallemme fled federal extortion and racketeering charges.

Moore pleaded guilty in 1991 to cocaine distribution charges and until recently had been serving a federal prison term. Moore was served with a grand jury subpoena the day he was sentenced in that case, but his decision to help the prosecution is quite recent, according to sources.

Moore recently left his jail cell to meet with government investigators and never came back. According to sources, Moore is awaiting acceptance into the US marshal's witness protection program.

Lindholm was reportedly released from federal prison 37

months into an 8-year sentence and testified against convicted bomb builder Alfred Trenkler in the Roslindale bombing case in which a Boston police officer was killed.

Lindholm, according to sources, is prepared to tell a federal jury about an incident in 1983 in which he was threatened by Bulger and Stephen J. (The Rifleman) Flemmi. Sources said Lindholm will say he was summoned to East Boston, where he met with Joseph Yerardi, a recently convicted loanshark. They went to an upstairs apartment, and a gun was held to his head.

Also expected to help the prosecution is Jerry Matricia, a low-level North End Mafia associate who allegedly has been a drug dealer and a bookmaker.

Matricia's attempt to cheat Bulger's Winter Hill gang out of \$50,000 was mentioned on an FBI wiretap in 1981.

Matricia was shot at in East Boston last winter, but was not injured. He later decided to cooperate with FBI agents, sources said.

Feds target 'Whitney' as Southie drug lord

Indictment: Bulger profited from cocaine and marijuana

By RALPH RANALLI

South Boston crime boss James "Whitey" Bulger, hailed by some as a hero who kept drugs out of the neighborhood — was himself a drug lord and profited from cocaine and marijuana sales in his

own back yard, federal prosecutors charged yesterday. Bulger's Southie "crew" bullied, threatened and even kidnapped drug dealers who didn't pay the "tribute" the gang demanded, according to a superseding indictment issued yesterday.

Federal prosecutors issued new drug-oriented charges against Winter Hill Gang boss Bulger, 66, top lieutenant Stephen "The Rifleman" Flemmi, 60, and Patriarca crime family boss Francis P.

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hit with drug charges

controlled by the Patriarca family, Salvatore Michael Caruana, and Frank Lepere, a dealer connected to Winter Hill, after they clashed over "a large load of marijuana that was distributed by an 'unconnected' drug dealer."

● Bulger and his "crew" extorted "rent" from a marijuana distribution business run by Paul "Polecat" Moore and William Shea, and a cocaine business run by Moore and his cousin John Cherry, and:

● A big-time marijuana trafficker named William David Lindholm, 45, of Milton was "forced to associate himself with, and pay 'rent' to" the Winter Hill Gang and that "Lindholm was 'taxed' at a specified rate per pound of mari-

juana distributed."
Sources said both Lindholm and Moore, also 45, have agreed to become government witnesses. Both are expected to offer damning testimony against Bulger.

The Herald reported Monday that Lindholm will testify that he was kidnapped and brought to a meeting with Bulger and Flemmi. At the meeting, a gun was held to his head as Bulger demanded tribute payments.

Moore was arrested as part of a 1990 drug sweep that netted 51 defendants, but no charges were lodged against Bulger, despite the fact that a 1986 Presidential Commission on Organized Crime identified him as a "reputed killer ...

and drug trafficker."

According to sources, Moore was unhappy that his wife wasn't "taken care of" while he was in prison. He was also confronted with the threat of new charges against him by investigators.

Two names were dropped from the indictment due to deaths. Salemme's son Frank Jr. died recently of lymphoma, while Winter Hill member and debt-collector George Kauffman died of complications from diabetes earlier this year.

The indictment also contains charges from the original indictment that Bulger and Salemme and their gangs extorted money from loansharks and bookmakers.

Government rolls out a Dream Team of rat witnesses

By RALPH RANALLI

It began in January with a couple of bookies and was pooh-poohed by defense attorneys, but the government's witness list in the case against Mob bosses James "Whitey" Bulger and Francis P. "Cadillac Frank" Salemme is now formidable and growing.

The list includes a former drug dealer with close ties to Bulger, two former high-level bookmakers, a marijuana smuggler who is already a seasoned government witness and a North End hood who was once caught between Bulger's Winter Hill Gang and Salemme's Patriarca Mafia family.

Several will testify that Bulger's and Salemme's gangs exacted tribute from anyone in three illegal lucrative businesses: drug dealing, bookmaking and loansharking.

The following is the government's "team" roster.

- **Burton "Chico" Krantz: Where it all began.** Krantz, 57, of Newton, was one of Boston's premier bookmakers until he was targeted by the State Police Special Services Section as a way to get at Bulger.

He "flipped" after troopers raided the safety-deposit boxes containing his \$2 million cash "retirement fund."

- **James Katz: Krantz II.** Chico was the big catch, but Katz's similar testimony about paying "rent" to both Bulger and Salemme for staying in the bookmaking business provided valuable corroboration and critical mass for the organized crime probe.

- **Anthony Ciulla: The Big Guy.** The 300-pound, 51-year-old former Stoneham resident was part of the Winter Hill Gang's Suffolk Downs horse-race-fixing scheme in the 1970s and a key witness against gang member John "Johnny" Martorano.

- **Paul "Polecat" Moore: The Insider.** Moore was a top drug dealer in South Boston but was reportedly disillusioned with being a "stand-up guy" for Bulger after his wife wasn't "taken care of" when he went to prison on drug charges. "He knows where some serious bodies are buried," one source said.

- **William David Lindholm: The Hunted.** A marijuana trafficker with toney Milton roots, Lindholm will testify he was kidnapped and a gun was held to his head during a meeting with Bulger, in which Whitey demanded tribute.

- **Jerry Matricia: The Squeezed.** Matricia can testify from firsthand experience about the ties between Winter Hill and the Patriarca family — he was called on the carpet by the Italian bosses for swindling their close Irish friends.

- **Thomas Hillary: The Wiseguy.** Hillary grew up in the household of legendary Mafia boss Raymond L.S. Patriarca and has a longtime knowledge of family activities, particularly by Salemme.

New player in RE/MAX case: drug dealer turned gadfly

By Richard Kindleberger
GLOBE STAFF

The case of RE/MAX and the Back Bay real estate franchise it sold to the wife of an alleged money launderer has been strange from the start. Yesterday it got stranger still.

On Monday, RE/MAX of New England sued Darlene Carucci, owner of RE/MAX Group in the Back Bay, in an attempt to rescind the franchise it sold her in September.

Back in court yesterday, RE/MAX took aim at W. David Lindholm of Hull, alleging that his picketing of local RE/MAX franchises had disrupted their business and threatened to cause "immediate and devastating irreparable harm to RE/MAX, its good name and reputation and its franchises."

Lindholm's signs and leaflets have accused RE/MAX of condoning organized crime because of the controversy over its Back Bay franchise, even though the other 160 franchises in New England are separately owned and operated and unrelated to RE/MAX Group, according to the complaint.

Although Lindholm's business cards identify him as a "consumer advocate," he is better known in the US attorney's office as a government witness and convicted marijuana dealer. His role in directing one of the big-

RE/MAX, Page D11

Drug dealer turned gadfly enters fray in RE/MAX case

■ RE/MAX

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gest marijuana smuggling rings of the 1980s led to an eight-year federal prison sentence. He was released after serving three years.

Lindholm and others picketed RE/MAX franchisees on at least six dates during June and July, according to the complaint, which listed the targets as offices in Concord, Sudbury, Westwood, Lexington, Westborough, Framingham, and Andover.

While Lindholm's fellow picketers are identified in the complaint as

his "agents," sources cited reports they had been hired by Lindholm at the Pine Street Inn, a Boston homeless shelter.

In an incident detailed in the complaint, Lindholm is alleged to have picketed an open house held last weekend at a new housing development in Sudbury, where RE/MAX Countryside in Sudbury was exclusive sales agent.

"While at the development, Lindholm verbally accosted RE/MAX sales agent and repeatedly attempted to prevent prospective purchasers from entering the open house," the complaint said. "In fact, Lindholm's

behavior was so disruptive that the Sudbury Police Department had to be called to the scene." The complaint added that the developer of the Sudbury properties has said he will drop RE/MAX as sales agent if the picketing continues.

Lindholm, who is said to be acting as his own attorney, could not be reached for comment. According to Michael Carucci, Darlene's husband, is allowed to operate as a real estate broker when Lindholm is not.

Like Lindholm, Carucci is a convicted drug trafficker, having served 10 months in the mid-1980s on cocaine charges. The state Board of Real Estate Brokers and Salesmen gave him two years' probation in 1995 for having concealed his conviction on his application, but he was

allowed to keep his license.

Not everyone accepts that explanation. Lindholm, who was said by the government to have smuggled 45,000 pounds of marijuana into Massachusetts in the 1980s, now makes \$10 an hour as a house painter. A source questioned how he could afford to pay picketers and suggested he might be bankrolled by Back Bay rivals of RE/MAX Group.

Michael Carucci was charged in March with conspiring with defendant Stephen "The Rifleman" Flemmi to launder underworld money by investing it in Back Bay real estate. Carucci pleaded innocent and is free on bond.

Flemmi is in jail awaiting trial in a separate racketeering case. One of his accusers, slated to testify for the government, is Lindholm.