

FILED

JUN 11 1947

EDWARD L. SMITH, Clerk
Edw. L. Smith
District Clerk

IN THE DISTRICT COURT OF THE UNITED STATES
IN AND FOR THE SOUTHERN DISTRICT OF CALIFORNIA
NORTHERN DIVISION

April, 1947, Term

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8 UNITED STATES OF AMERICA,

Plaintiff,

v.

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11 FRANK MARTINEZ NINDOZA,

Defendant.

No. 2771

I N D I C T M E N T

[U.S.C., Title 50, App., Sec. 311 - Selective
Training and Service Act, 1940, as amended]

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14 The grand jury charges:

COURT ONE

[U.S.C., Title 50, App., Sec. 311]

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17 Defendant FRANK MARTINEZ NINDOZA, a male person within the class
18 made subject to selective service under the Selective Training and Service
19 Act of 1940, as amended, registered as required by said act and the regulations
20 promulgated thereunder and became a registrant of Local Board No. 137, said
21 board being then and there duly created and acting, under the Selective Service
22 System established by said act, in Kern County, California, in the Northern
23 Division of the Southern District of California; and on or about November 15,
24 1942, in violation of the provisions of said act and the regulations promul-
25 gated thereunder, the defendant did knowingly evade service in the land or
26 naval forces of the United States of America in that he did knowingly depart
27 from the United States and go to a foreign country, namely: Mexico, for the
28 purpose of evading service in the land or naval forces of the United States
29 and did there remain until on or about November 1, 1946.
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GENE W

[U.S.C., Title 50, App., Sec. 311]

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4 Defendant FRANK MARINER MENDOZA, a male person within the class
5 made subject to selective service under the Selective Training and Service
6 Act of 1940, as amended, registered as required by said act and the regulations
7 promulgated thereunder and became a registrant of Local Board No. 157, said
8 board being then and there duly created and acting, under the Selective Service
9 System established by said act, in Kern County, California, in the Eastern
10 Division of the Southern District of California; pursuant to said act and the
11 regulations promulgated thereunder, the defendant was classified in Class I-A
12 and was notified of said classification and a notice and order by said board
13 was duly given to him to report for induction into the armed forces of the
14 United States of America on December 11, 1942, in Kern County, California,
15 in the division and district aforesaid; and at said place, on or about
16 December 11, 1942, at all times thereafter, the defendant did knowingly
17 fail and neglect to perform a duty required of him under said act and the
18 regulations promulgated thereunder in that he then and there knowingly failed
19 and neglected to report for induction into the armed forces of the United
20 States as so notified and ordered to do.
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SHORT TITLE

[U.S.C., Title 50, App., Sec. 311]

Defendant FRANK MARTINEZ NUNEZA, a male person who also
was subject to selective service under the Selective Training and Service
Act of 1940, as amended, registered as required by said act and the regulations
promulgated thereunder and became a registrant of Local Board No. 137, said
board being then and there duly created and acting, under the Selective Service
System established by said act, in Kern County, California, in the Northern
Division of the Southern District of California; and on or about December 1,
1942, and at all times thereafter, in Kern County, California, within the
division and district aforesaid, the defendant did knowingly fail and neglect
to perform a duty required of him under said act and the regulations promul-
gated thereunder in that he knowingly failed and neglected to keep said Local
Board No. 137 advised of the address where mail would reach him.

A TRUE BILL

John M. May Adams
For Clerk

James M. Carter
JAMES M. CARTER,
United States Attorney.

REKIAH