

_____ Capias

_____ Evidence **G.E.S.**

Case No. _____

59- 6693

7500

Criminal Court of Record

DADE COUNTY
STATE OF FLORIDA

59- 6693

vs.

CARLOS ELADIO HILARIO

**UNLAWFUL CARNAL INTERCOURSE WITH AN
UNMARRIED FEMALE MINOR OF PREVIOUS
IMMORAL CHARACTER**

Bond Estreature

MAY 23 1960

VACATE

AUG 22 1960

Alias Capias

MAY 23 1960

Plea

Guilty

Not Guilty

Waiver of Jury

Convicted

Ajudication

Sentence

Acquitted

Nolle Pros

No Information

Fine

Cost

Total

Clerk's Cost

FORM 16-10

3/14 Ar

4/15 an m est

*Dismissed
of Court
4-30-71
Pg 555*

*26-441
23 1960*

*SEP
24-298
AUG 22 1960*

*11/5/61 2:46
on motion pm*

5/23 am 9/23

(9)

State _____

W _____

Defense Steve Bazzino

B _____

59- 6693

Date _____

_____ Witness Sworn

_____ Witness \$ _____

_____ \$ _____

_____ Witness \$ _____

_____ \$ _____

_____ Witness \$ _____

_____ Sentence Sheet.

_____ Commitment.

MAY 23 1960

Alias Capias.

MAY 23 1960

19-23-60

Certificate of Estreature.

_____ Certified Copy of Information.

JURY—WITNESSES:

CLASSIFICATION		POLICE DIVISION	FILE NUMBER
Missing Person		GENERAL REPORT FORM	241 748 09
		CITY OF MIAMI, FLORIDA	
NAME OF COMPLAINANT (IF A BUSINESS, GIVE FIRM NAME)		ADDRESS	TELEPHONE
Aubea Maria Virvet		Miami, Fla 245 N. E. 33rd St Apt 12	FR4-1333
THIS REPORT ADDRESSED TO:		DATE AND TIME OF THIS REPORT	
Juv. Bur, Homicide & Intell. Div.		Nov 26, 1959 12:50 AM	

11/24 Virvet
Met. comp., mother of missing girl, Angela Viruet W/F 14, Born Dec 14, 1944, 5'4", 125 lbs brn eyes, drk brn short hair, missing W/F is in the 9th grade at Robert E. Lee Jr. High School W/F left today, Nov 25, 1959 5:30 PM after having a verbal argument with her mother. W/F took no identification with her and was wearing white cotton blouse, buttons in the front, white cotton shirt with yellow and brown designs, black low heel shoes. Compl. states that her daughter left while the compl was making arrangements to take her daughter to have her checked out for possible rape.

The compl has reason to suspect that her daughter had sex relations with one CARLOS HILRIO, Cuban Male, 28, 6', 165 lbs, blk wavy hair, blk eyes, mole on cheek, mustash. HILRIO is a high ranking military officer in the Intelligence Division of Castros Cuban Govt. This sex relations possibly took place Nov 24, 1959 at any hour as HILRIO and the missing W/F were together the entire day.

HILRIO is the common law husband of the compl for the last r years, having been separated just recently.

Attached is photo. of missing W/F. It is believed that the missing W/F may be with Hilrio and possibly left for Cuba with him.

Put in the property bureau, receipt #A22374 for examination for blood and semen stains are the missing W/F's panties, skirt and her one bed sheet. Also HILRIO'S undershirt.

Present while I was talking to the compl and making out this report was Mr. John Ek W/M, 44, of 1580 N. E. 125th St North Miami, Fla owner of the Seminole Gun Shop. Mr. Ek knows HILRIO personally.

Compl works at the Arnold Products Co 6721 N. W. 36th Ave. She feels that her mother-daughter talk & motherly intuition along with the articles put into the property bureau establishes the rape of the missing W/F by HILRIO. Compl advised HILRIO also uses the name of CARLOS GOMEZ & CARLOS GONZALES & that he has his own private Cessna 180 airplane & lands and

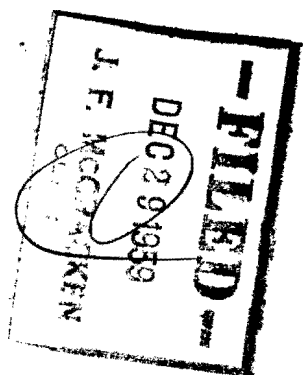
COPIES TO: takes off from the liberty Aviation Cessna (O V E R)	SIGNATURES OF OFFICERS MAKING THIS REPORT
FURTHER INVESTIGATION ASSIGNED TO	DATE AND TIME ASSIGNED

NOTE: This form to be used for reporting on progress of investigation, supplementary reports, memorandums, complaints, statements, additional list of property stolen and general information. If made in conjunction with an offense report, enter the crime classification of the original offense report in the space marked "Classification." Otherwise, the space marked "Classification" should be filled out as to the type of report being made—Example: Complaint, memorandum, etc.

at the Tamiami Airport at Coral Way and 117 Ave S.W.

Missing W/F has no money with her and is highly religious, therefore, may be seeking sanctuary in a church, also she may be lurking along the bayfront.

James A. Hadded 2660



Copy Police Report

59- 6693

IN THE CRIMINAL COURT OF RECORD, of Dade County, in and for Dade County, State of
Florida, DECEMBER Term, in the year of our Lord, one
thousand nine hundred and fifty -nine

THE STATE OF FLORIDA

VS.

CARLOS ELADIO HILARIO

INFORMATION FOR

**UNLAWFUL CARNAL INTERCOURSE WITH
AN UNMARRIED FEMALE MINOR OF
PREVIOUS CHASTE CHARACTER**

IN THE NAME AND BY AUTHORITY OF THE STATE OF FLORIDA:

RICHARD E. GERSTEIN, State Attorney of the Eleventh Judicial Circuit of Florida, in and for Dade County, prosecuting for the State of Florida, in the said County, under oath, information makes that CARLOS ELADIO HILARIO, between the 22nd day of November, 1959, and of the County of Dade and State of Florida, ~~for~~ the 25th day of November, in the year of our Lord, one thousand nine hundred and fifty -nine, in the County and State aforesaid, did then and there unlawfully carnally know and have carnal intercourse with one ANGELA VIRUET, she, the said ANGELA VIRUET, being then and there an unmarried female of previous chaste character, under the age of eighteen years,

RHN:srb
2-2-60
J. P. Case No. 59-6693, Division "C"
Jail #59-11922
Booked 12-1-59

X

contrary to the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Florida.

[Signature]
State Attorney, Eleventh Judicial Circuit
of Florida, in and for Dade County

STATE OF FLORIDA,
COUNTY OF DADE:

Personally appeared before me, RICHARD E. GERSTEIN, State Attorney of the Eleventh Judicial Circuit of Florida, in and for Dade County, who, being first duly sworn, says that the allegations as set forth in the foregoing Information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged. *ACG*

[Signature]
State Attorney, Eleventh Judicial Circuit
of Florida, in and for Dade County

Sworn to and subscribed before me this 2nd day of February, A.D. 1960

J. F. McCRACKEN
Clerk of the Criminal Court of Record, Dade County, Florida
By *[Signature]* Deputy Clerk

defendant CARLOS ELADIO HILARIO arraigned in open
Court, and to the within Information pleaded

Deputy Clerk of the Criminal Court of Record,
Dade County, Florida

FILED
FEB 8 1960
J. F. McCRACKEN
CLERK

UNLAWFUL CARNAL INTERCOURSE
WITH AN UNMARRIED FEMALE
MINOR OF PREVIOUS CHASTE
CHARACTER

Information for

CARLOS ELADIO HILARIO

THE STATE OF FLORIDA
vs.
In and For Dade County
STATE OF FLORIDA

Criminal Court of Record

Division "C"
Case No. 59-6693
IN THE

WITNESSES FOR THE STATE:

1. Angela Virnet
Kendall Home
Kendall, Florida
2. Aurea Virnet
348 N. E. 33rd St.
Apt. 28
Miami, Florida
3. Det. E. C. Bush, MPD
4. J. M. Schultz, M.D.
1680 Meridian Ave.
Miami Beach, Fla.

DEC 2 1960

Defendant *JOHN KRISTO*
arraigned in open Court, and to the within
Information pleaded
[Signature]
Deputy Clerk of the Criminal Court of Record,
Dade County, Florida

11576
AFFIDAVIT

In Justice of Peace Court, 3rd District, County of Dade, State of Florida
State of Florida

vs.

AFFIDAVIT

Carlos Hilario

Before me, Ruth L. Sutton, Justice of Peace in and for
the County and District aforesaid, personally came

Ernest C. Bush
(Affiant's name)

of
(Affiant's address)

who, being duly sworn, says that on the 24 day of Nov. A. D. 1959,
in the County and District aforesaid, one

Carlos Hilario
(Defendant's names and aliases)

of
(Defendant's addresses)

did then and there unlawfully in and upon the body of one Angela Virvet
with force and arms did unlawfully carnally know and have carnal inter-
course with her the said Angela Virvet, she the said Angela Virvet being
then and there an unmarried female of previous chaste character under
the age of 18 years.

contrary to the statute in such cases made and provided and against the peace and dignity of the
State of Florida.

Sworn to and subscribed before me this 30 day of Nov.
A. D., 1959...

Ruth L. Sutton
Justice of Peace 3rd District
Dade County, Florida

SUBPOENA

IN JUSTICE OF PEACE COURT, Third DISTRICT, STATE OF FLORIDA

STATE OF FLORIDA

Plaintiff

vs.

DADE COUNTY

Charles Eladio Hilarie

Defendant

The State of Florida, to the Sheriff or any Constable of said County:

You are required to summon

personally to be and appear before me at the office of the Justice of the Peace for Third
District, of Dade County, at 100 Miracle Mile, C. Gables, Fla., on the 8 day of
December, A. D. 19 59, at the hour of 1:30 P. M, to testify and the
truth to speak in behalf of the State of Florida in a certain matter pending in Court of said Justice
of the Peace wherein the State of Florida, is Plaintiff and

Charles Eladio Hilarie

is Defendant, and herein fail not under penalty of the law.

Given under my hand and seal of said Court, this 4 day of December, A. D. 19 59.

(SEAL)

Ruth L. Sutton
Ruth L. Sutton

Justice of Peace Third District.

Angela Virvet, 245 N. E. 33rd St. Apt. 12, Fr 4-1333
Aurea Maria Virvet, 245 N. E. 33rd St. Apt. 12
Dr. Shultz
Det. John Dowda, Juvenile Bureau
E. Bush, MPD

Arthur J. Kelly
1680 Madison Ave.
M.B.
Jez 3559

OFFICERS ARREST REPORT

DADE COUNTY PUBLIC SAFETY DEPARTMENT

CRIME CLASSIFICATION

ARREST NUMBER

PRISONER'S LAST NAME	FIRST NAME	MIDDLE NAME	RESIDENCE ADDRESS	SEX	RACE	AGE
Hilario	Carlos	Eladio	247 N.E 33 St	M	W	27

TIME OF ARREST	DATE OF ARREST	OFFENSE NO.	PLACE OF ARREST
1:30 PM	12-1-79		

OFFENSES: (PLEASE NUMBER EACH CHARGE)	CODE NO.	CITATION NO.	CAPIAS NO.
Statutory Rape			

REASON FOR ARREST
same

Bond \$7500

ARRESTING OFFICERS		BADGE NO.	ZONE	DEPARTMENT	DAY OF WEEK			
R. P. Brown				J.P. # 3				
STATION TAKEN	TIME	DATE	STATION TAKEN	TIME	DATE	BOOKED COUNTY JAIL	TIME	DATE
TRANSPORTING OFFICERS		CAR NO.	TRANSPORTING OFFICERS		CAR NO.	TRANSPORTING OFFICERS		CAR NO.

TRIPLICATE YELLOW

(PRINT ALL ENTRIES)

OFFICER RETAINS WITH WORK SHEET

Justice of Peace Case No. 11546

Clerk's No. _____

STATE OF FLORIDA

VS.

IN JUSTICE OF PEACE
COURT

Third DISTRICT
DADE COUNTY

Carlos Eladio Hilarie

Offense

Statutory Rape

Plea

not guilty

Judgment

B. O. C. C. \$7500.00 bond

Committed to the County Jail

Date of Hearing 12-8, 19 59

Ruth L. Sutton
Justice of Peace.

JUSTICE OF THE PEACE COSTS

Rate Amount Earned

Affidavit: Writing (.50) Oath (.10) Seal (.25) Entering (.25)	\$1.10		
Warrant: Writing (.50) Seal (.25) Entering Issuance (.25) Entering Return (.25)	1.25		
Docketing Case	.15		
Indexing Case	.10		
Arraignment: Arraigning (.25) Entering Appearance (.15) Entering Plea (.25)	.65		
Subpoena: Issuing (.50) Entering Issuance (.25) Entering Return (.25)	1.00		
Swearing Witnesses each	.10		
Recognizing Witnesses: Writing (.50) Seal (.25)	.75		
Entering Judgment of Court	.25		
Approval of Bond	1.00		
Commitment: Writing (.50) Seal (.25) Entering Issuance (.25)	1.00		
Insolvency Affidavit: Writing (.50) Oath (.10) Seal (.25) Entering (.25)	1.10		
Filing Papers each	.10		
Entering Proceedings of Trial	.25	12 1/2	
Taxing Cost	.25		
Writing Cost Bill	.25	12 1/2	
Issuing Release of Prisoner (including Signing and Sealing)	.50		
Criminal Report	.50		

TOTAL

CONSTABLE'S COSTS

To arrest of Prisoner <u>Thelma R. Hardison</u> , Constable <u>Carlos Eladio Hilarie</u>	\$7.50	7	50
Arrest made at _____ (Give address where arrest was made)			
To <u>18</u> Miles actually traveled by the nearest and most direct route, going and returning on the _____ day of _____, 19 _____ to arrest prisoner _____, per mile	.15	2	70
To return on Warrant	.25		
To Serving _____ Subpoenas for Witnesses <u>5</u> each	.25	1	25
To Copy _____ Subpoenas for Witnesses <u>5</u> each	.25	1	25
To Return on Subpoenas for Witnesses (Original only)	.10		10
To <u>30</u> Miles actually traveled by the nearest and most direct route going and returning on the _____ day of _____, 19 _____, in serving _____ Subpoenas on the following additional Witnesses, per mile	.15	4	50
(Give name of witnesses and where served)			
To <u>30</u> Miles actually traveled from Court conveying Prisoner to Jail, per mile	.15	4	50
(No mileage allowed to Officer returning from Jail)			
To Committing Prisoner to Jail under Process (payable only to Officer making arrest)	1.50	1	50
To Recommitment under Order of Court on the _____ day of _____, 19 _____	.75		
TOTAL			75

no deposit rec'd

24 30

59-6693

-FILED-
DEC 30 1968
J. F. MCCracken
CLERK

JATOT

CONSTABLE'S COSTS

Ernest C. Bush

P. C.

939.16 Florida Statutes give grounds issuance of warrant

WARRANT

IN JUSTICE OF PEACE COURT 3rd DISTRICT, COUNTY OF DADE, STATE OF FLORIDA

STATE OF FLORIDA

vs.

Carlos Eladio Hilario

WARRANT

In The Name Of The State Of Florida, To All And Singular, The Sheriffs and Constables
Of The State Of Florida:

WHEREAS Ernest C. Bushhas this day made oath before me that on the 24 day of Nov.A. D., 19 59, in the County and District aforesaid, oneCarlos Eladio Hilario

(Defendant's Name and Aliases)

of

(Defendant's Addresses)

did then and there

did then and there unlawfully in and upon the body of one Angela Virvet
with force and arms did unlawfully carnally know and have carnal inter-
course with her the said Angela Virvet, she the said Angela ^{VIRVET} Virvet being
then and there an unmarried female of previous chaste character under
the age of 18 years.

contrary to the statute in such cases made and provided and against the peace and dignity of the
State of Florida. These are, therefore, to command you to arrest instanter the said

Carlos Eladio Hilarioand bring him before me to be dealt with according to law.Given under my hand and seal this 30 day of Nov A. D., 19 59Ruth S. Sutton
Justice of Peace 3rd District

Dade County, Florida

59-

8893

\$7500.00

Bond

Tombrow
City Jail

IN JUSTICE OF THE PEACE COURT

3rd DISTRICT

DADE COUNTY, FLORIDA

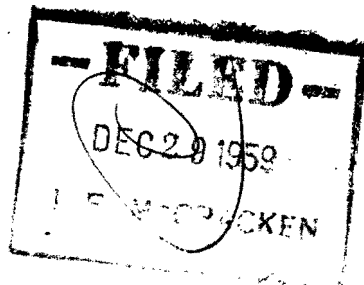
STATE OF FLORIDA

vs.

Carlos Eladio Hilario

Statutory Rape

WARRANT



Received this warrant the 30th
day of Nov., 1959
and executed same on 1st day
of Dec., 1959
by arresting the within named Defendant and
having him now before the Court.

Arrest

Return

Mileage

Commitment

Recommitment

Total

Thelma R. Hardison Constable

By

D. S.

IN THE CRIMINAL COURT OF RECORD
IN AND FOR DADE COUNTY, FLORIDA

STATE OF FLORIDA

VS. NO. 59-6693

CERTIFICATE AND ORDER OF FORFEITURE

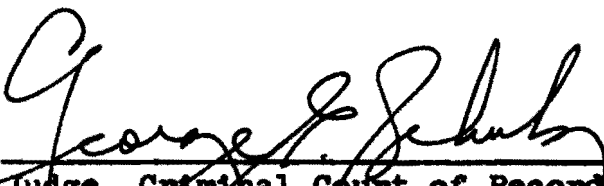
INFORMATION FOR: UNLAWFUL CARNALCARLOS ELADIO HILARIOINTERCOURSE WITH AN UNMARRIED FEMALEMINOR OF PREVIOUS CHASTE CHARACTER

This is to certify that the said Carlos Eladio Hilario
together with
The Stuyvesant Insurance Company, a New York corporation, as surety,
did agree to pay the State of Florida seven thousand five hundred--
and no/100 Dollars (\$ 7500.00)
unless the said Carlos Eladio Hilario
should appear at this term of the Criminal Court of Record in and
for Dade County, Florida to answer the charge in this case; that
the said Carlos Eladio Hilario
has failed to appear in this Court to answer said charge, and that
the surety has been called upon and has failed to produce the body
of the said Carlos Eladio Hilario
in this Court as the bond requires.

And the State Attorney having moved the Court for a forfeiture
of the said bond and undertaking,

THEREFORE, IT IS ORDERED that the said appearance bond and the
undertaking be, and the same is, hereby forfeited.

IN WITNESS WHEREOF, I have on this the 23 day of May
A.D. 19 60 made and signed this certificate and order.



Judge, Criminal Court of Record
in and for Dade County, Florida

Filed this 23 day of May
A. D. 19 60 and recorded in Criminal Court
of Record, Minutes No. 17 on Page 493

J. F. MCCracken, CLERK

By

MARIE UNGARO

Deputy

DIVISION: A B C X

59-6683

**IN CRIMINAL COURT
OF RECORD**

OF DADE COUNTY, FLORIDA

THE STATE OF FLORIDA

vs.

Carlos Eladio Hilario

ESTREATURE OF BOND

(Judge's Certificate and Order)

Filed this ____ day of ____
A.D.19 ____ and recorded in the
Criminal Court of Record Minute
Book Number ____ on Page ____

J. F. McCRACKEN, Clerk

By: _____ D.C.

IN THE CRIMINAL COURT OF RECORD
IN AND FOR DADE COUNTY, FLORIDA

STATE OF FLORIDA

VS. NO. 59-6693

CARLOS ELADIO HILARIO

O R D E R

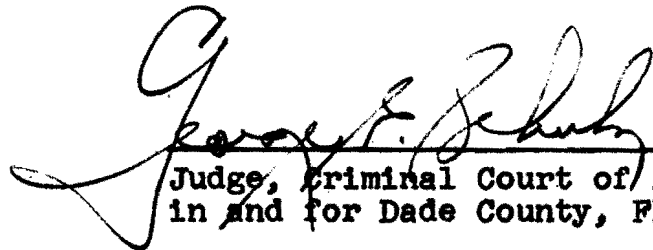
SETTING ASIDE BOND ESTREATURE

CHARGE: UNLAWFUL CARNAL INTERCOURSE WITH
AN UNMARRIED FEMALE MINOR OF PREVIOUS
CHASTE CHARACTER

This cause coming on to be heard upon Motion of the Surety
for an Order Vacating Bond Estreature, and the Court being advised
in the premises, it is thereupon,

ORDERED AND ADJUDGED that said Order of Estreature heretofore
entered herein on May 23 19 60
be, and the same is, hereby vacated and set aside.

DONE AND ORDERED in open Court at Miami, Dade County, Florida,
this 22 day of August A. D. 19 60 .


Judge, Criminal Court of Record
in and for Dade County, Florida

DIVISION: A B C XX

Filed this 22 day of Aug.
A. D. 19 60 and recorded in Criminal Court
of Record, Minutes No. 24 on Page 298

J. F. MCCracken, CLERK

By MARIE UNGARO Deputy

**IN CRIMINAL COURT
OF RECORD**

OF DADE COUNTY, FLORIDA

THE STATE OF FLORIDA

vs.

CARLOS ELADIO HILARIO

**ORDER VACATING BOND
ESTREATURE**

Filed this 22 day of August
A.D. 1960 and recorded in the
Criminal Court of Record Minute
Book Number 24 on Page 298

J. F. McCRACKEN, Clerk

By: MARIE UNGARO D.C.

IN THE CRIMINAL COURT OF RECORD
IN AND FOR DADE COUNTY, FLORIDA

STATE OF FLORIDA

VS. NO. 59-6693CARLOS ELADIO HILARIO

CERTIFICATE AND ORDER OF FORFEITURE

INFORMATION FOR: UNLAWFUL CARNALINTERCOURSE WITH AN UNMARRIED FEMALEMINOR OF PREVIOUS CHASTE CHARACTER

This is to certify that the said Carlos Eladio Hilario
 together with
The Stuyvesant Insurance Company, a New York corporation, as surety,
 did agree to pay the State of Florida seven thousand five hundred--
and no/100 Dollars (\$ 7500.00)
 unless the said Carlos Eladio Hilario
 should appear at this term of the Criminal Court of Record in and
 for Dade County, Florida to answer the charge in this case; that
 the said Carlos Eladio Hilario
 has failed to appear in this Court to answer said charge, and that
 the surety has been called upon and has failed to produce the body
 of the said Carlos Eladio Hilario
 in this Court as the bond requires.

And the State Attorney having moved the Court for a forfeiture
 of the said bond and undertaking,

THEREFORE, IT IS ORDERED that the said appearance bond and the
 undertaking be, and the same is, hereby forfeited.

IN WITNESS WHEREOF, I have on this the 23 day of September
 A.D. 19 60 made and signed this certificate and order.

George F. Schuch
 Judge, Criminal Court of Record
 in and for Dade County, Florida

Filed this 23 day of Sept.
 A. D. 19 60 and recorded in Criminal Court
 of Record, Minutes No. 26 on Page 411

J. F. MCCracken, CLERK

DIVISION: A B C 11By MARIE UNGARO Deputy

**IN CRIMINAL COURT
OF RECORD
OF DADE COUNTY, FLORIDA**

vs.

ESTREATURE OF BOND

Filed this 23 day of Sept
A.D. 19 60 and recorded in the
Criminal Court of Record Minute
Book Number on Page

By: _____ D.C.

THE STUYVESANT INSURANCE COMPANY

No 6681

New York, N. Y.

Surety Bond Department, 786 Broad Street, Newark, New Jersey

KNOW ALL MEN BY THESE PRESENTS: That THE STUYVESANT INSURANCE COMPANY has made, constituted and appointed, and by these presents does make, constitute and appoint

JOSEPH HAMMER

its true and lawful Attorney-in-Fact for it and in its name, place and stead, to execute on behalf of the said Company, as Surety, subject to the limitations as herein set forth, a criminal and/or Civil bail bond on behalf of Carlos Sladio Silares

Name of Defendant must be inserted by Attorney-in-Fact

to be given to Criminal provided that the authority of such Attorney-in-Fact to bind the Company shall not in any event exceed the sum shown on the margin hereof and provided this Power of Attorney is filed with bond and retained as a part of the court records and the said Attorney-in-Fact is hereby authorized to insert in line six the name of the person on whose behalf this bond is given. **DEC 30 1959**

THIS POWER NOT VALID UNLESS USED ON OR BEFORE
AND CAN ONLY BE USED ONCE.

IN WITNESS WHEREOF, THE STUYVESANT INSURANCE COMPANY, has caused these presents to be signed by its duly authorized officer, proper for the purpose, and its corporate seal to be hereunto affixed this 1 day of JUL A. D. 1959

THE STUYVESANT INSURANCE COMPANY

By

Harvey R. Rubenstein
Vice President

STATE OF NEW JERSEY }
COUNTY OF ESSEX } ss:

On this 1 day of JUL, 1959, before me, a Notary Public in and for said county and state, personally came HARVEY R. RUBENSTEIN to me known, who, being duly sworn did depose and say that he is a Vice President of THE STUYVESANT INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation, and he further states that the following By-Law was duly adopted at a meeting of the Board of Directors of The Stuyvesant Insurance Company regularly held on November 19, 1958, at which a quorum of said Board of Directors was present.

"ARTICLE III — OFFICERS

Section 6. Resident Officers and Attorneys-in-Fact. The President or any Executive Vice-President, or any Vice-President shall have power and authority to appoint Resident Vice Presidents, Resident Assistant Secretaries and Attorneys-in-Fact; and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity, and other writings obligatory in the nature thereof, and attach the seal of the Company thereto, except such seal shall not be necessary when any bond or other obligation shall be executed under a power of attorney to which the seal of the Company is attached and such power of attorney attached to such bond or other obligation."

That the fact of such adoption of said By-Law is shown by the minutes of said meeting forming a part of the corporate records of the said Company and that said By-Law is now in full force and effect and that the By-Laws of the Company authorizes the Board of Directors to confer above authority upon the above named Vice President.

Notary Public

My commission expires

JUN 10 1964

NOTE

- (1) DO NOT ACCEPT A POWER OF ATTORNEY WHICH BEARS ANY ALTERATIONS, ERASURE OR INTERLINEATION.
- (2) A SEPARATE POWER OF ATTORNEY MUST BE ATTACHED TO EACH BOND EXECUTED.
- (3) POWERS OF ATTORNEY MUST NOT BE RETURNED TO ATTORNEYS-IN-FACT BUT SHOULD REMAIN A PERMANENT PART OF COURT RECORDS.

The sum of \$1000 and 00/100

THE LIABILITY OF THE COMPANY SHALL NOT EXCEED

AND CAN BE USED ONLY ONCE IN THE STATE OF

FLORIDA

Appearance Bond

STATE OF FLORIDA

In the

vs.

*Carlos Sladio Hilario**Criminal*
Code

Court

Record

County, STATE OF FLORIDA.

KNOW ALL MEN BY THESE PRESENTS:

That we, *Carlos Sladio Hilario*, as

Principal, and THE STUYVESANT INSURANCE COMPANY, as surety, are held and firmly bound unto the Governor of the State of Florida, and his successors in office, the said

Carlos Sladio Hilario Principal, in the sum of *Seven Thousand Five Hundred* Dollars, and The Stuyvesant Insurance Company in the sum of *Seven Thousand Five Hundred* Dollars, for the payment whereof well and truly to be made we bind ourselves, our heirs, assigns, executors and administrators, firmly by these presents.Signed and sealed, this *14* day of *Dec*A. D. 19*59*

The condition of this obligation is such that if the said

Carlos Sladio Hilario shall appear at the next term of *Criminal* Court *Record*

beginning the _____ day of _____ A. D. 19____, to be

held in and for said County, and from day to day and term to term of said Court, to answer a charge of

Stat. Rape and shall not depart the same without leave, then this obligation to be void; else to remain in full force and virtue.

Taken before and approved by me this _____ L. S.

day of _____, A. D. 19____ *247 NE 33 St* Address**THOMAS J. KELLY**

By:

T.J. Kelly

Sheriff

Deputy Sheriff

THE STUYVESANT INSURANCE COMPANY

By:

Joseph L. Lannan

Its Attorney-in-Fact

Capias ()

Alias Capias ()

J.P. Case ()

New Case ()

Date of Arrest *12-1-59*Officers *CRAWFORD**CONG**55-11922*

59-6693

and duly recorded in OFFICIAL RECORDS
BOOK 2276 on PAGE 601
E. B. LEATHERMAN, Clerk Circuit Court
County of Dade, Florida

SEP 28 1960 at M.
This instrument was filed for record
STATE OF FLORIDA } S.S.
COUNTY OF DADE }

H.K.

SEP 23 1960

60R173623

59-6693

750084

In the Court,

County

State of Florida

STATE OF FLORIDA

vs.

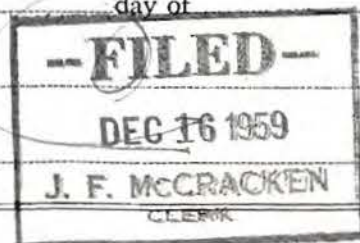
Carlos Rodis Hilarea
Stat Rape

APPEARANCE BOND

Filed day of , 19

Filed day of , 19

Clerk Court



60R105809

FILED FOR RECORD

JUN 3 PM 4 27

E. B. LEATHERMAN
CLERK, CT. DADE CO. FLA.

F
Hil

STATE OF FLORIDA } S.S.
COUNTY OF DADE }

This instrument was filed for record

JUN 3 1960 at M.

and duly recorded in OFFICIAL RECORDS
BOOK 2094 on PAGE 531
Record verified.

E. B. LEATHERMAN, Clerk Circuit Court
By *[Signature]*

Prue
3 W

OFF
REC
2094 PAGE 534

OFF
REC
2276 PAGE 504

IN THE CRIMINAL COURT OF RECORD
IN AND FOR DADE COUNTY, FLORIDA

NO. 59 - 6693


STATE OF FLORIDA, :
 :
Plaintiff, :
 :
-vs- :
 :
CARLOS HILARIO, :
 :
Defendant. :
 :
..... :

MOTION TO SET ASIDE
ESTREATURE OF BAIL BOND

COMES NOW STUYVESANT INSURANCE COMPANY, a New York corporation, authorized to do business in the State of Florida, by and through its undersigned attorney, and respectfully shows unto the Court as follows:

- 1.- Petitioner posted herein an appearance Bail Bond on behalf of the defendant, CARLOS HILARIO.
- 2.- On September 23, 1960, this Court ordered the estreature of the aforesaid Bail Bond posted on behalf of the defendant, CARLOS HILARIO, by Petitioner.
- 3.- Petitioner will show unto this Court, that said defendant was and is unable to appear for trial by virtue of his being incarcerated for a period of three (3) years in jail in Oriente Province, Cuba.
- 4.- That submitted herewith is an Affidavit in proper form reflecting the incarceration of said defendant.

WHEREFORE, Petitioner prays, that the estreature of the Bail Bond ordered on September 23, 1960, be set aside and that this Court makes such order as it may deem fit in the premises.


STEPHEN F. BAZZANO
Attorney for Petitioner
801 DuPont Building
Miami 32, Florida



----- DECLARACION JURADA -----

--- En la ciudad de la Habana, a ocho de Diciembre de mil novecientos sesenta.-----

----- ANTE MI: -----

--- ROLANDO ACOSTA Y MAZA, Notario Público del Colegio y Distrito de esta Capital, con residencia en la misma,-----

----- COMPARECE: -----

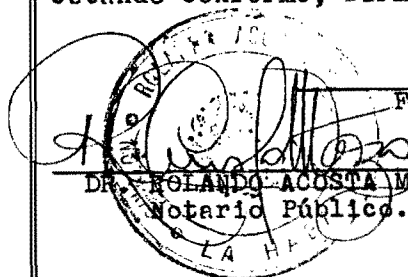
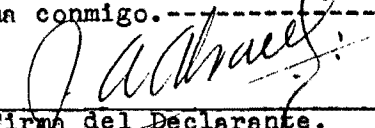
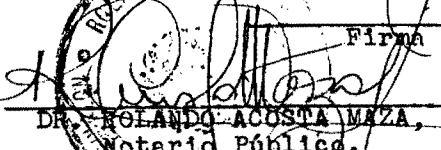
--- El señor JOSE ANTONIO ALVAREZ Y SUAREZ, natural de la Habana, mayor de edad, casado, Periodista, ciudadano cubano y vecino de la calle Veinticuatro número doscientos sesenta y uno, Apartamento seis, Vedado, en esta Capital,-----

--- DECLARA, bajo juramento, apercibido por mí, el Notario, de las sanciones que la Ley impone al delito de perjurio, la certeza de los siguientes particulares:-----

--- A.- Que el señor Carlos Hilario se encuentra en la actualidad internado en la Cárcel de la ciudad de Guantánamo, en la Provincia de Oriente, de esta República, cumpliendo condena de tres años, que le fué impuesta por un Tribunal de esta República al conocer de la causa número ochenta y uno de mil novecientos cincuenta y nueve.-----

--- B.- Que lo anteriormente expuesto le consta al declarante por haberlo comprobado examinando los Registros correspondientes a ese efecto, que se llevan en el Ministerio de Gobernación de esta República.-----

--- Yo, el Notario, DOY FE:- de conocer al declarante; de haber éste hecho las manifestaciones que anteceden, bajo juramento prestado, así como de que, estando conforme, firma conmigo.-----



Firma del Declarante.

DR. ROLANDO ACOSTA MAZA,
Notario Público.

IN THE CRIMINAL COURT OF RECORD
IN AND FOR DADE COUNTY, FLORIDA

NO. 59-6693

STATE OF FLORIDA,)
Plaintiff,)
-vs-)
CARLOS HILARIO,)
Defendant.)
_____)

O R D E R

THIS CAUSE having come on to be heard upon the Stuyvesant Insurance Company's Motion to set aside estreature of the bail bond, and having heard argument of counsel and being fully advised in the premises, the Court finds, as a matter of law, that where the principal voluntarily leaves the State of Florida and is incarcerated in a foreign jurisdiction for a second and different offense against the laws of that jurisdiction and is thereby prevented from appearing to answer his bail in the State of Florida, the Surety is not exonerated.

The Court further finds that in the exercise of its discretion in this matter, it must follow the above stated principle of law as fortified by judicial decisions both in State and Federal Courts. It is therefore,

ORDERED AND ADJUDGED that the said Motion to set aside estreature of the bail bond is denied.

DONE AND ORDERED in Chambers, Dade County Courthouse, Miami, Florida, this 9th day of January, A. D. 1961.


Criminal Court Judge

Filed this 9 day of January
A. D. 19 61 and recorded in Criminal Court
of Record, Minutes No. 35 on Page 447.

J. F. MCCRACKEN, CLERK

By DORIS McVAY Deputy

Clerk - Criminal Court

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT OF FLORIDA IN AND FOR DADE COUNTY
BOND ESTREATURE NO. 1215-H
(Anderson, J.)

THE STATE OF FLORIDA,
for the use and benefit
of Dade County,

Plaintiff,

vs.

CARLOS ELADIO HILARIO and
THE STUYVESANT INSURANCE
COMPANY,

Defendants.

59-6693
SATISFACTION OF JUDGMENT
AND ORDER OF DISMISSAL

It appearing to the Court that the defendant-surety company has satisfied the judgment in the amount of SEVEN THOUSAND SIX HUNDRED NINETY-FOUR AND NO/100 (\$7,694.00) DOLLARS, entered in the above-styled cause in Minute Book #476 on Page #552, dated the 6th day of January, 1961, the said cause is hereby dismissed.

DONE AND ORDERED in Chambers, Dade County Courthouse,
Miami, Florida, this 24th day of July, A. D. 1961.

Robert H. Anderson
Circuit Judge

Glenn C. Mincer, as Assistant State Attorney, moves the entry of the above order.

Glenn C. Mincer