

Patrolman Garner in his report, which is also herewith, states that he met Barton on the night in question, about 9:40 p.m., and when he (Barton) stated his case, relative to his wife, the reason for his not entering the place at once, and telling Mr. Barton that he wanted to go to Baltimore and Harrison streets to send in his call, was that he was in doubt as to whether he had a right to enter the private apartments attached to the shooting-gallery with this man, and that his real reason for going to the box was to ask for instructions from the Lieutenant; on the way to the box; however, he revolved the matter in his mind and decided that Barton did not have the right.

With respect to Patrolman Garner's action in not permitting Mr. Barton, or in taking him back, to the private apartment attached to the shooting-gallery, I fully approve of for the reason that if Patrolman Garner had taken Barton, or any other husband, back to a rear apartment where this husband suspected his wife was, he might have found the wife in a compromising position with some man and the husband might have killed the wife in his anger, therefore it was best not to permit the husband to go back until the officer was certain that it was safe to do so.

In my judgment Patrolman Garner was lax in his duty in permitting women of a shady character to visit this place. Patrolman Garner states in his report that he did not know that women frequented this place which is an indication that he has not been very watchful.

In conclusion I would respectfully recommend that Patrolman Garner be cited before your Honorable Body, or myself, and cautioned as to his laxity.

Very respectfully,

JAMES MANNING, Deputy Marshal."

It was ordered that Patrolman Thomas Garner appear before the Board on Friday next, July 26th. (See Exhibit No. 4035.)

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Leave of Absence.

Lieut. Joshua J.W.Shockley.

Rd.Sgt. James M.Leverton.