

W. P. TIERNAN IS ACCUSED.

Court Halts Mortgage Foreclosure When "Fixer" Charge Is Made.

A mortgage foreclosure action brought by William P. Tiernan, Staten Island real estate dealer and brother of former County Judge J. Harry Tiernan, was halted yesterday by Supreme Court Justice Johnston in Brooklyn. Justice Johnston vacated an order of Justice Riegelmann appointing a receiver for property at New Dorp Beach, S. I., owned by Mrs. Florence A. Simon.

Mrs. Simon's husband informed the court that Tiernan came into possession of the mortgage under an agreement whereby he was to "fix" a perjury charge against Simon in the Federal court. Under the agreement, Simon said, Tiernan received \$1,680 in cash and Mrs. Simon executed a mortgage for \$3,320. The mortgage was to be canceled if the grand jury failed to indict and the perjury charge was dismissed, Simon said.

He asserted that the grand jury did fail to indict and the perjury charge was dismissed, but that Tiernan said he had borrowed on the mortgage in the meantime and failed to fulfill the conditions of the agreement. Tiernan denied the charges.

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