

DEFY JUDGE TO DISBAR GIVAN IN PERJURY TRIAL

Dunn and Attorney Will Fight Ouster Order by Collins.

County Attorney Clinton H. Givan and Paul S. Dunn, county councilman, today, in effect, defied Judge James A. Collins of criminal court to prevent Givan from appearing as attorney for Dunn in Dunn's perjury case.

In short, biting phrases the judge informed Dunn he would have to get another attorney to represent him because Givan had filed a "slanderous" motion for a change of judge in the case Saturday.

Dunn made no comment, and Givan, his face red, picked up his brief case and walked rapidly out of the courtroom. The court gave Dunn until Wednesday morning at 9 to get a new attorney.

Defy Judge

Later Givan issued this statement:

"There are going to be a lot of things happen in this case before it is through. I represent Mr. Dunn in this case and I am involved in several other cases in criminal court and I expect to continue to appear in criminal court."

Dunn commented thus:

"I am going to look on the map and see whether I live in Indiana or Russia. Givan is still my attorney. I pay Givan and retained him because I thought he could satisfactorily represent me. When I am ready to change attorneys I will do so and not ask Collins to do it for me. I have instructed Givan to continue in this case and to take what steps he believes proper."

Terms Motion Rude

Givan Saturday filed a motion for change of judge on the ground that Collins, because of antipathy for the George V. Coffin Republican faction, of which Dunn is a member, was so prejudiced he could not give Dunn a fair trial on his indictment for perjury.

The grand jury has charged that Dunn falsely swore he owned property at the time he was elected county councilman, whereas, he did not obtain the property until many months after the election.

Collins termed the motion rude and insolent Saturday and told Givan he would pass upon the matter this morning, when an earlier plea in abatement against the indictment was to be argued.

Givan walked to the bench this morning. Collins looked straight over to Givan's head and inquired in loud tones: "Is Mr. Dunn in the courtroom?"

Dunn stepped up. Collins bored through Givan with a glance and said:

"I'd rather for you to take a seat back there. I want to talk with Mr. Dunn."

Givan took a seat.

May Go to Supreme Court

Continuing to talk so he could be heard all over the courtroom Judge Collins said:

"Mr. Dunn, your attorney, filed a motion before this court Saturday that was so slanderous that he has forfeited his right to ever represent you further before this court. I will give you until 9 o'clock Wednesday morning to get an attorney who can appear before this bench."

Meanwhile the motion for change of judge lays before the court without action. The plea in abatement also awaits action when Dunn gets a new attorney.

Givan indicated he might go to supreme court for some kind of relief.

Boys' Prep Semester Ends

Examinations Tuesday will complete the year's work at the Boys' Preparatory school, and pupils who have had honor reports for the first semester will be announced today. The gymnasium is being repaired and will be in shape for the Red and Black netmen when they return from vacation.

Realty Chiefs



INDIANA PRISON HEADS PROTEST BILL IN SENATE

State Control of Jail-Made Products Held Peril to Penal System.

By Times Special
WASHINGTON, Dec. 17.—The senate today began consideration of the Hawes-Cooper prison labor bill with protests and memorials against the bill signed among others by J. L. Moorman of Knox, president of the Indiana prison board of trustees, and H. K. York of Marion, a member of the board.

The bill would make prison products amenable to laws of the states into which they might be shipped, regardless of their having been in interstate commerce.

It represents the attempt of organized free labor to lessen competition from prison labor. It is estimated it might eventually cut off sale of all of Indiana's several million dollar yearly production at her prisons, as states into which this production now is shipped would be given the power to forbid its importation or sale.

Misrepresentation Charges

Like-wise, however, it would give the Indiana legislature the right to prevent or limit importation of prison-made products from other states as the Indiana law now stands, sale within the state of her prison products is forbidden.

Senator Hawes of Missouri, co-author of the bill, placed in the Congressional Record today a huge mass of material including the order of the federal trade commission against the Commonwealth Manufacturing Company of Chicago, to cease selling goods made at the Michigan City institution, under the pretense they were factory made by free labor.

During the hearing on the bill a year ago it also was revealed that other products made at the Indiana state prison were sold in other states with the representation that they were factory made outside.

Fear for Penal System

Dispatches to The Indianapolis Times from Washington stated that it is reported there that Sanders will join the law firm here when he retires as the President's secretary.

It also is current in Washington, according to the dispatches, that Sanders will be groomed to succeed Senator James E. Watson, when Watson's term expires.

Samuel D. Miller, who is said to have conferred with Sanders at Washington regarding the move, refused to comment regarding it today.

Dailey already is in California and will not be in the city again until after the first of the year, it was reported at his office.

Dailey's letter expressed the belief that prisons eventually should produce manufactures only for state use and for sale to the federal government, but he said at least five years should be allowed for this transition. The bill as it now stands would give three years before it goes into effect. It has passed the house.

DIVORCES ON INCREASE AS MARRIAGE SLUMPS

Figures for 1927 Show Falling Off in Weddings.

By United Press
WASHINGTON, Dec. 17.—Marriage decreased while divorce and population grew during 1927 as compared with 1926, according to commerce department figures published today.

The population increase between July, 1926, and July, 1927, was 1,493,000, but 1927 marriages numbered 1,200,694 as compared with 1,202,574 the previous year. Meanwhile, the divorce courts were busy, granting 192,637 divorces in 1927 as compared with 180,855 in 1926.

BANDITS ROB GAMBLERS

Machine Guns Used at Evansville to Get \$2,500 to \$3,000.

By Times Special
EVANSVILLE, Ind., Dec. 17.—Between \$2,500 and \$3,000 was obtained by nine men armed with machine guns and automatic revolvers who robbed patrons of a gambling resort here.

The bandits also held up a drug store proprietor in his place of business, inflicting severe injuries when they beat him on the head with butts of their revolvers. They obtained \$160 and a diamond ring and stud valued at \$400. No trace of the robbers has been found.

WAR ACE TO SPEAK

Captain Weir Cook Will Discuss Modern Trend of Aviation.

"The Modern Trend of Aviation" will be the subject of Captain H. Weir Cook, Indiana World war ace, before the Young Men of Indianapolis, at the Spink-Arms at 8 tonight.

Captain Cook is credited with downing seven German planes during the World war.

DISPLAY 8-DAY S O S

Automatic Radio Signal for Ships in Distress Is Demonstrated.

By United Press
LLANGLEHEN, Wales, Dec. 16.—An automatic device by which radio signals would be sent continuously for eight days and give the name and position of a disabled ship, was demonstrated today by its inventor.

\$25,000 Loss in Church Fire

By United Press
ALEXANDRIA, Ind., Dec. 17.—The Church of God temple here was damaged by fire to the extent of \$25,000. Recently the congregation held a meeting and burned a mortgage that had been held against the church. Church officials said the structure would be rebuilt.

Success at School Is Won In the Home

Your child's success or failure is in your hands today. Your boy or girl is unique, individual, different from every other child, and with the right kind of education has every possibility of becoming a fine, useful, successful citizen. How anxiously and eagerly you are asking yourself the question, "How can I give my child a practical education?" The answer is, "Give your child THE BOOK OF KNOWLEDGE."

It is the right start in the home, which means everything in the child's future.

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32

DUVALL AND MOORE CHARGES NOLLED

Indictments Dropped in Court by Order of Prosecutor.

Indictments against former mayor John L. Duvall; Boynton J. Moore, former councilman; William C. Buser, Duvall's city controller; Arthur Rahke, charged with gambling and Mrs. Harriet Owsley, charged with the sale of liquor, were nolled today in criminal court by the county prosecutor's office.

The action was six months late. The cases, which were at issue during the January term of court, should have been nolled prior to June 30, under court rules.

The indictments against Duvall were returned in 1927 when the grand jury was conducting an investigation of alleged political corruption. Duvall now has a conviction on appeal before the supreme court of thirty days in jail and \$1,000 fine for violating the corrupt practice act; conspiracy with Buser and perjury by Armitage, politician.

The same evidence which was presented in this case would be used in the cases that were pending, the nolle prosser state. Those nolled charged violation of the corrupt practice act; conspiracy to commit a felony in making a false statement with Buser and perjury in a voluntary affidavit.

The corrupt practice act indictments charged that Duvall offered gifts to many politicians, most of them members of the Marion county Klan. The other two alleged that Buser and Duvall failed to set out in the election contribution statement that Duvall received \$14,500 from Armitage and that he had promised to permit Armitage to appoint to works board members.

There were four indictments against Moore for bribery. He is alleged to have accepted money to influence his vote on various matters before the council when he was a member. Moore was convicted on a similar charge several months ago and sentenced two to fourteen years in prison but the sentence was remanded by Governor Ed Jackson. This conviction was given as the reason for the nolle.

Selection of the jury started shortly after 11 a.m.

Bank Check

NEW YORK, Dec. 17.—Mrs. Charles Fred went to visit her husband who is a night watchman for the National City Bank. He mistook her for a burglar and shot her in the thigh.

TRY STUDENT FOR SLAYING

High School Boy Accused of Killing Sweetheart.

By United Press

ST. GEORGE, S. I., Dec. 17.—A slender young high school youth, nattily dressed in fashionable clothing, strolled into a supreme court room this morning and went on trial for murdering his 15-year old sweethearts.

Vincent Rice, 17, is charged by the state with beating Alice Joost, 15, and then strangling her to death with an electric light cord. He admitted the crime shortly after the murder.

Young Rice was composed as he was led, shackled into the court, smiling reassuringly at his parents, Mr. and Mrs. Robert D. Rice, and nodding to several friends in the crowded court room.

Selection of the jury started shortly after 11 a.m.

AIDS DEBATE SQUAD

Arsenal Graduate Is Main Wittenberg Speaker.

SPRINGFIELD, O., Dec. 17.—At Wittenberg college here won the third consecutive championship in the Ohio debating conference this season, an Arsenal Technical high graduate of Indianapolis played an important part.

Vaughn Gayman, enrolled here as a junior, helped in victories on the jury question over Capital U., Toledo U., Hiram and Helderberg colleges.

Stanley Raymer of Elkhart was another Indiana student who argued to a champion for Wittenberg.

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