



The Indianapolis Times

Partly cloudy and warmer tonight, with lowest temperature

about 40; Saturday, mostly cloudy and probably unsettled.

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'CAN'T DO TAX JOB HALF WAY,' WARN MYERS

'Treat individuals as you do corporations,' says House Speaker.

ENACTMENT IS DOUBTED

Refuses to Name Committee Until Bill Is Passed by Senate.

If an income tax is right for individuals, it is right for corporations. If it is wrong for corporations, it is wrong for individuals.

This pronouncement today in the Indiana house from its Speaker, Walter Myers, served only to increase doubts of enactment of personal and corporate income tax bills by the current general assembly.

For the senate has pared down the 3 per cent corporate tax proposed by the house to 1½ per cent, a figure unsatisfactory to corporate tax advocates, and prospect of satisfactory compromises in conference on both measures is regarded as diminishing.

Myers' statement came after three days' delay in appointing a conference committee to consider Senate amendments to the personal income tax bill. These amendments reduced the rate on incomes over \$100,000 from 6 to 4 per cent, but increased tremendously the burden on small wage and salary earners.

'Can't Be Done in Halves'

Three times in as many days, Republican representatives have risen to ask Myers 'Has the conference committee been appointed on the income tax?'?

On several occasions gentlemen of the minority have inquired why a conference committee has not been appointed on the individual income tax bill," the Speaker told the house soon after convening this morning. "Not only the minority, but the public generally has a right to know the reasons.

"Income tax laws begin a complete and drastic change in the taxing system of our state. Here, as anywhere, it is true that things done by halves are never done well.

"From the very outset it was my view that individual and corporation income taxes should be provided for in the same bill. In order to be 'uniform,' artificial persons should pay income taxes as well as individuals.

'Throw Sop to Thousands'

"If an income tax is right for individuals, it is right for corporations. It is wrong for corporations, it is wrong for individuals. To do the job half-way would be to maim and cripple the system at birth. To take attention away from the corporation tax now is nothing more than to throw a sop to the thousands who honestly believe that income taxes will cure the defects in our taxing system."

"This is no matter for cheap politics," the Speaker continued. "The dollars that pay the taxes are hard-earned and those who sweat to pay them are not going to ask what party makes them have to pay so much in these hard times. More strictly than ever before they are going to ask for an accounting for our taxing system."

"The Lieutenant-Governor is making a diligent, earnest and good faith effort to earnestly lay a complete income tax system on both individual and corporation income. He is acquainted with my reasons for not yet appointing a conference committee and I believe that you will find that he is not dissatisfied with my action because he also knows that I am prepared to appoint conference committees as soon as the corporation tax bill is passed and before it is passed; and he is convinced that a corporation tax bill must be passed."

Lock Doors Against Crowd

Morbid curiosity of the crowd surged beyond control when court attempted to reconvene after the noon recess Thursday, and when the crowd pressed beyond the railing, jammed aisles, and threatened to become unruly, Judge Grant Crum-packer packed off the principals in the case to another, and smaller, courtroom where the doors were locked before it was flooded with spectators.

Those disappointed in obtaining seats pressed against glass doors and hovered in the corridors to catch words of the testimony.

Throughout the day, Kirkland maintained his unruffled calm that has characterized his appearance in court, and his confinement in jail awaiting trial.

DEFENSE GETS SEVERE BLOW IN GIN TRIAL

Doctor Testifies Arlene Died
From Attack; Fall
Theory Shaken.

By Times Special
VALPARAISO, Ind., Feb. 27.—

Shadow of the electric chair reached more menacingly toward Virgil Kirkland today than at any time since Arlene Draves died after a gin party in Gary Nov. 29, resulting in indictment of Kirkland and four companions on first degree murder charges.

In Porter circuit court here where Kirkland is the first of the quintet to go to trial, the state late Thursday smashed devastatingly at defense theories that Arlene died from a brain concussion incurred when she fell down.

Dr. James B. Burcham, coroner's physician who performed an autopsy on the girl's body, said the brain concussion probably would not have proved fatal.

Fails to Belittle Doctor

Then he added that shock and hemorrhages, together with bruises, resulted from criminal assault, not responsible for her death.

Dr. Burcham was to return to the stand today for further cross-examination by Kirkland's attorneys, who failed Thursday in attempts to belittle his testimony.

Richard Oldham, defense counsel, struck at Dr. Burcham's experience, but found his blow turned upon himself. Dr. Burcham had stated he had been a practicing physician only three years.

"How many autopsies have you performed?" Oldham asked.

"I have no record of that," Dr. Burcham replied.

"Would you say five?"

"Yes, and more. It runs into hundreds."

Oldham quickly took up another line of cross-examination.

Plunged to a Spectacular Start

After the first witness was placed on the stand as the state's first witness, the defense launched into an unsuccessful but hard-fought preliminary tilt to clear the Mobile garage man, charged with the grievesome High School road torch car murder, May 31. The state demands Schroeder die in the electric chair for the alleged crime.

A tense audience listened to opening statements and first witnesses as the grim picture of the flame-seared body of Schroeder's unknown victim was flashed before the jury.

Three days of tedious questioning of talesmen ended when Virgil McClain, 906 North Graham street, was accepted as the twelfth juror.

Opening Statements Made

Judge Frank P. Baker ordered opening statements made, and Prosecutor Herbert Wilson rose to outline the murder solution of which has baffled authorities for nine months.

Open, with Notra Trulock, another fireman, were at the High School road torch car scene shortly after the burning sedan was discovered.

Owen told of extinguishing flames with no knowledge that the car contained the lifeless cargo removed later.

Body Is Discovered

"After the fire went out, I walked around to the front door of the car. I saw the body of a man inside. It was slumped down in the seat."

The skull was burned to the bone. The arms and legs and one knee were burned off. The first appeared to be mostly inside the car. Only two tires on the outside were flaming."

Holmes, in opening statements, told jurors the defense will prove Schroeder set fire to the car and its cargo in a delirium of fear.

"We further will show Schroeder's passenger died in an accident twenty-five miles west of Terre Haute while Schroeder was leaving Indianapolis, and that fear of being accused of murder led him to fire the car and its cargo."

Claimed He Was Ill

"Instead of appearing, Capone said an affidavit that he was too ill to travel and that the Chicago climate would be dangerous to his health.

The decision marked the first time in Capone's ten years of gang leadership in Chicago that he has been convicted in a local court. The only other conviction behind his name was in Philadelphia in 1929, and that was for carrying a pistol.

Long in Pulitzer Hands

Plunged to a Spectacular Start

After the contempt case grew out of the judge's remarks during final arguments, gulped and flushed when the jail sentence was decreed. He refused to comment.

The judge made his decision unexpectedly as soon as final arguments were finished. He had been expected to take the case under advisement.

The judge leader, forewarned by the judge's remarks during final arguments, gulped and flushed when the jail sentence was decreed. He refused to comment.

Convicted of Contempt of Court; Free on Bond, Pending Appeal.

By United Press
CHICAGO, Feb. 27.—"Scarface" Al Capone was found guilty of contempt of federal court today by Judge James H. Wilkerson and sentenced to six months in Cook county jail.

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