

ROOSEVELT URGES SWEEPING REFORM OF FEDERAL COURTS, RIGHT TO ADD SIX JUSTICES

Proposed Measure Limits Membership of Supreme Bench To 15; Special Message to Congress Couched in Sharp Language.

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can take final, authoritative effect until it has passed through "the whole hierarchy of the courts."

He charged that the effect of this in practice was to set up the judiciary as an unofficial and extraordinary legislative arm of government.

"The judiciary," Mr. Roosevelt charged, "by postponing the effective date of acts of the Congress, is assuming an additional function and is coming more and more to constitute a scattered, loosely organized and slowly operating third house of the national legislature."

The extraordinary import of Mr. Roosevelt's message was emphasized by the manner in which it was submitted to Congress. Before the proposal was sent to Capitol Hill it was discussed in an unusual early morning assembly of Administration figures at the White House.

House Chamber Only Half Filled

When read to the House membership—many of whom did not anticipate the proposal—the chamber was only half filled. However, radio microphones were set up to carry the message broadcast to the nation.

First Congressional reaction—largely from leaders who had been previously advised as to the purport of the plan—promised thorough and probably favorable consideration of the plan.

Speaker of the House William B. Bankhead described it as a "sound principle" for judicial reform and prophesied the House would act upon the program after extensive hearings, probably with a few modifications.

In support of his legislative program for increasing the membership of the Supreme Court, Mr. Roosevelt asserted that:

"The attainment of speedier justice in the courts below will enlarge the task of the Supreme Court itself and still more work would be added by the recommendation which I make later in this message for the quicker determination of constitutional questions by the highest court."

Traces Change in Courts

He pointed out that there was nothing new about proposals for increasing the number of Supreme Court justices. "In almost every decade," he said, "since 1789, changes have been made by the Congress whereby the numbers of judges and the duties of judges in Federal courts have been altered in one way or another."

"The Supreme Court was established with six members in 1789; it was reduced to five in 1801; it was increased to seven in 1807; it was increased to nine in 1837; it was increased to 10 in 1863; it was reduced to seven in 1866; it was increased to nine in 1869."

Mr. Roosevelt said flatly that the Supreme Court was already laboring under difficulties due to the heavy press of litigation.

"It seems clear, therefore," he said, "that the necessity of relieving present congestion extends to the enlargement of the capacity of all Federal courts."

"A part of the problem of obtaining a sufficient number of judges to dispose of cases is the capacity of judges themselves. This brings forward the question of aged or infirm judges—a subject of delicacy and yet one which requires frank discussion."

Mr. Roosevelt pointed out that in "exceptional cases, of course, judges, like other men, retain to an advanced age full mental and physical vigor. Those not so fortunate often are unable to perceive their own infirmities."

"Only by speeding up the processes of the law and thereby reducing their cost, can we eradicate the growing impression that the courts are chiefly a haven for the well-to-do."

In support of his suggestion for the addition of additional judges to Federal courts, Mr. Roosevelt said:

"If an elder judge is not in fact incapacitated, only good can come from the presence of an additional judge in the crowded state of the dockets; if the capacity of an elder judge is in fact impaired, the ap-

pointment of an additional judge is indispensable. This seems to be a truth which cannot be contradicted."

No Constitutional Issue

Mr. Roosevelt pointed out that no constitutional issue was raised by his program of judicial changes.

"These proposals do not raise any issue of constitutional law," he stated. "They do not suggest any form of compulsory retirement for incumbent judges."

However, he made clear that the

Strike Leader Meets Governor



Their faces indicating the seriousness of the problem they faced, Governor Murphy, left, is shown with Mr. Lewis, C. I. O. chief, in Detroit during negotiations to settle the strike. Governor Murphy brought Mr. Lewis and General Motors officials, headed by Executive Vice President Knudsen, face to face for the first time since the start of the strike.

Sheriff Calls for Guard To Help Evict Sit-Down Strikers in Flint Plants

Call Made to Governor Murphy Following Issuance of Writ to General Motors; Conference Halted at Detroit as Leaders Confer on Plan.

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map a course of action. It was said reliably that the leaders were considering surrender as soon as the amount of bail was learned.

Word of the court action was flashed to Detroit union headquarters, which informed Lee Pressman, attorney for the Committee for Industrial Organization and one

of the labor representatives working with General Motors men toward a basis for peaceful settlement of the strike.

It was reported here that Mr. Pressman gave Governor Murphy first information of the writ.

1500 at Work in Anderson

ANDERSON, Ind., Feb. 5.—Frank L. Burke, Guide Lamp Co. general manager, announced today that approximately 1500 workers now are being given part-time employment.

He said that as many as possible of the employees will be given as much work as possible so long as the plant is operating on a curtailed schedule.

Peaceful picketing continued at the plant, with between 75 and 90 picketers parading along the road-way in front of the offices.

Conference Halted as Leaders Study Writ

DETROIT, Feb. 5.—Peace conferences between representatives of General Motors Corp. and the Committee for Industrial Organization were interrupted today by word from Flint that the Sheriff of Genesee County had been ordered to arrest 15 union leaders and throw 120 sit-down strikers out of Fisher Body Plants 1 and 2.

The sixth meeting between William Knudsen, executive vice president of G. M. C., and John L. Lewis, chief of the C. I. O., was one hour and 11 minutes old when the news came from Flint that Judge Paul V. Gadola had signed the eviction writ.

Lee Pressman, C. I. O. counsel and one of the conferees, rushed out of the meeting to plan legal defense.

Governor Frank Murphy, special mediator for President Roosevelt, remained in the chamber with other negotiators for some time.

It was the second time in this strike that conciliation had been interrupted by an eleven-hour incident. On the eve of collective bargaining talks last month, the union canceled evacuation of the plants because it learned General Motors had agreed to bargain collectively with nonunion workers in the Flint Alliance.

Governor Murphy had painstakingly reconstructed the fabric of negotiation until—pressed by President Roosevelt for a settlement—it had appeared that conditions were favorable for a compromise today.

Seek to Broaden Senate Investigation

WASHINGTON, Feb. 1.—The Neely resolution for Senate investigation of General Motors Corp. was broadened today to include all automobile and farm implement concerns, at the suggestion of members of the Senate Education and Labor Committee. Senator William E. Borah (R. Ida.) led the proposal to extend the suggested inquiry to farm implements.

Senator M. M. Neely (D. W. Va.) and Lieut. Gov. Thomas Kennedy of Pennsylvania, secretary-treasurer of the United Mine Workers of America, appeared as witnesses before the committee as it considered whether to recommend the investigation.

GREENSBURG MAN DIES GREENSBURG, Ind., Feb. 5.—George W. Adams, connected with local banking institutions for 54 years, died in Memorial Hospital last night. He was 77.

SOAKED STORES ARE REOPENED AT NEW ALBANY

Cleanup Work Started as Governor Arrives on Inspection Tour.

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workers to clean out flooded communities in accordance with a plan outlined by Harry Hopkins, Federal Relief Administrator, in Evansville late yesterday.

Governor Townsend, Mr. Hopkins, Indiana National Guard, State Health Board, WPA and Evansville officials conferred on flood relief and sanitation yesterday.

Materials May Be Furnished

WPA will furnish labor and materials if necessary to speed the work of sanitation, and later will employ all flood victims in need, State Director Coy said.

The Red Cross is to bear the cost of rehabilitation on a basis of individual needs, and the Federal Housing Authority and the Reconstruction Finance Corp. may formulate a program of loans to flood victims.

Mr. Hopkins urged that refugees be forbidden to return to their homes until the water supply is absolutely safe and praised the efficiency of the Indiana flood organization.

He said the two Indiana cities which would need the most aid were Evansville with 30,000 persons homeless, and Jeffersonville, which was 90 per cent under water.

20,000 Need Aid

It was estimated that 20,000 Indiana flood refugees would need outside aid and that 2000 farm families were effected seriously by the flood. Mr. Coy indicated that the Resettlement Administration might rehabilitate farmers in need.

Members of the President's Flood Commission who accompanied Mr. Hopkins were Dr. Thomas Parran, U. S. Public Health Service Surgeon General; Maj. Gen. E. M. Markham, chief of the U. S. Army Engineers; Col. F. S. Harrington, Chief WPA Engineer, and James Fieser, American Red Cross vice chairman.

Military law was lifted from all but the inundated sections of Evansville yesterday.

States Are Criticized Maj. Gen. Markham at the Evansville conference vigorously criticized Ohio Valley states for failure to make use of a seven-year survey made by the Army engineer on flood control.

"In the event of another catastrophe," he said, "the Ohio Valley should seriously consider the Army survey."

Although a foot of water still remained in the Boonville water supply pump house, a daily analysis reported water supply good. Floods at Bullocktown, southern Warrick County dropped 28 inches.

Three Guardsmen dragged a three-room house from the Ohio River at Newburg, according to reports. The home was tipped to shore. No indications of its previous site were found.

ARRAIGNED ON 6 CHARGES

VINCENNES, Ind., Feb. 5.—Bayard Lucas, 51, who said he broke jail because he failed to get a quick trial, was granted that privilege today when arraigned on six charges resulting from the jail break. He pleaded guilty to all charges except jail breaking.

Death of Woman Struck By Auto Brings County's 1937 Traffic Toll to 19

Driver of Car That Hit Mrs. Mary J. Murphy Arrested for Failure to Have Operator's License; Truck Crushes Man's Knee.

Death of Mrs. Mary J. Murphy in St. Vincent's Hospital early today brought Marion County's 1937 traffic toll to 19. Mrs. Murphy, who lived at 352 N. Arsenal Ave., was 58.

Police arrested Mike McGinnis, 36, of 338 N. Rural St., for having no driver's license. They said his car struck Mrs. Murphy and her companion, Mrs. Rose Pranger, 124 N. Washington St., last night.

Mrs. Pranger also was in St. Vincent's Hospital, but attendants said she was not hurt seriously. Mrs. Murphy died of a fractured skull.

Knee Is Crushed James Philpott, 22, of 809 W. New York St., suffered a crushed left knee when he cranked a truck in gear near the home of Elvis Neely, 2440 S. Dakota St., and it pinned him to a coal shed.

Detective Sergeant Harry Connor, 58, was knocked down last night by a car driven by a young woman as he crossed 16th St. at Meridian St. She was not held. Mr. Connor was reported in fair condition at City Hospital with back injuries.

MARION COUNTY TRAFFIC TOLL TO DATE

1937 19
1936 10

TRAFFIC ACCIDENTS
Accidents 5
Injured 6

TRAFFIC ARRESTS
Speeding 3
Running red light 9
Preferential street 4
No driver's license 1
Improper parking 2
Improper lights 4
Reckless driving 3

PARLEY TO DISCUSS BASIC LAW CHANGE

By Scripps-Honard Newspaper Alliance

WASHINGTON, Feb. 5.—The national conference to discuss a New Deal amendment to the Constitution will take place here March 18 to 20, it was learned today.

Senator George W. Norris (Ind. Neb.), grand old man of the progressive movement, is to preside.

Other notables, including Governor Frank Murphy of Michigan and Dean Lloyd Garrison of Wisconsin Law School, already have approved an outline of the proposed amendment.

bill of retailers. He is of the belief, however, that there would be less "chiseling" on part of retailers if they had a lower rate of payment.

The Gross Income Tax Department has an amendment prepared to increase the retailers' exemption from \$1000 to \$3000.

Senator Denison doubts that the exemption can be raised, constitutionally, for one class and not raised for all classes under the law.

Gross income tax payments for retailers would be cut in half in a bill prepared for introduction in the Senate by Senator Arthur L. Denison, Rochester. The bill provides for a rate of one-half of one per cent on income derived from retail sales instead of the present one per cent.

Senator Denison estimated the reduction in rate would slice \$4,500,000 from the gross income tax

BUTLER SENIOR ASKS STUDENTS TO SHUN 'ISMS'

Speaker Opens Observance Of Founders' Day at University.

Butler University students this morning were urged to "challenge the political demagogue who wants to give everybody something for nothing" by Joseph Calderon, Butler senior, at the Founders' Day convocation in the Fieldhouse.

Judge John A. Tisworth, Rushville, trustee; Dean W. L. Richardson and William T. Pearey, alumni president, were other speakers at the convocation.

Tonight the "Founders Day Banquet" is to be held in the Claypool Hotel with Clyde E. Wildman, DePaul University president, speaking on "The Place of the Church-Related College in a System of American Higher Education."

Reviews Founding In his address this morning Judge Tisworth reviewed the founding of the University and its original charter grant in 1850.

Mr. Calderon in his plea for collegians to resist "isms" said in part: "Some serious thinkers are asking, 'Can democracy continue in the face of modern trends?' On foreign soils war appears inevitable; dictators have gained unprecedented control; exponents of the 'ism' philosophy of government seem to have taken Europe by storm—and storm troopers."

"Here in American the 'ism' threat is not so alarming. Yet, discontent, radical and oppression breed these elemental elements and we are not entirely free of these evils. Simultaneously, we are faced with such overwhelming problems as unemployment, labor strikes, bankrupt farmers and heavy taxes, which even promise to become more intolerable as huge debts pile up."

Flood Causes Task "Then, too, the rehabilitation of the towns and cities evacuated by the flood refugees present a task requiring the best in ingenuity, co-operation, and courage that America possesses."

"If the university people do not attempt to answer these challenges of modern times, who will?"

"The same courage which prompted college men to serve bravely in the wars, the same spirit which sent many Butlerites to the flood area to aid in the emergency, that same force must compel us to challenge these movements which say that democracy, that a liberal point of view, that universal education are no longer practical. Then, I am sure, the Founders will be satisfied that what they sought had not been in vain."

TRUSTEES OFFICIAL DEAD KENTON, O., Feb. 5.—William W. Durbin, 70, register of the U. S. Treasury and former chairman of the Ohio Democratic Executive Committee, died of heart disease at his home here last night.

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29-37 N. Illinois

A Specialty Shop of Specialized Values



"Cat's Whisker" print silk crepe blouse; frill front, 2.98.

Bloom Out in a Spring Blouse

We have a whole garden of flower colors

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Each blouse transforms your suit into a new costume . . . that's why it is so essential to have a complete wardrobe of blouses. Choose from a riot of colors . . . any and everything, from woodland green to dazzling white.



Blouse Sketched Above—Sheer linen in woodland green; wide flaring trim; neat bow, \$1.98.

Blouse Sketched Right—Grey linen with stitching and "false" hankie of navy blue. Navy buttons. \$1.98.

Blouses, Rink's Street Floor.

IN INDIANAPOLIS

MEETINGS TODAY

Highway Users, luncheon, Claypool Hotel, noon.
Butler University Founders' Day, dinner, Claypool Hotel, night.
General Electric Co., meeting, Claypool Hotel, 8 p. m.

Exchange Club, luncheon, Hotel Washington, noon.
Indiana Bankers' Association, luncheon, Hotel Washington, noon.
Indiana Bankers' Club, dinner, Hotel Washington, 6:30 p. m.

Recreation Committee, P. T. A. meeting, Hotel Washington, 10 a. m.
Optimist Club, luncheon, Columbia Club, noon.
Reserve Officers' Association, luncheon, Board of Trade, noon.

Phi Delta Theta, luncheon, Board of Trade, noon.
Delta Tau Delta, luncheon, Columbia Club, noon.
Beta Theta Pi, luncheon, Board of Trade, noon.

Indiana Stamp Club, meeting, 135 N. Delaware St., 8 p. m.

BIRTHS

Berlin, Ethel Wilson, at 3606 N. La Salle.
Albert, Jessie Brown, at 1443 Bridge.
John, Elizabeth, at 2588 Shaver.

Milan, Mary Milonovitch, at 932 N. Alabama.
Richard, Bessie Buckley, at 424 Villa.
Edward, Mary Schmitt, at 2322 Valley.

John, Frances Batton, at City.
Eugene, Henrietta Miller, at City.
John, John Bunch, at City.

Andrew, Willette Wilson, at City.
Charles, Fionnie Hughes, at City.

Girls
Frank, Juanita Owen, at 420 N. Moreland.
Harry, Garnet Hawkins, at City.
George, Hazel Williams, at City.

DEATHS

Priscilla Williamson, 80, at 4746 Brookville, arteriosclerosis.
John Michel, 68, at 624 E. Raymond, coronary occlusion.

Ray Shearer Trent, 57, at 4211 Sunset, streptococcal infection.
Michele Jeanette Brumfield, 65, at 2857 N. Illinois, coronary thrombosis.

Clyde Thomas, 6, at Riley, general peritonitis.
James Henry Brill, 83, at 3916 Carrollton, chronic myocarditis.
Mattie Jackson, 48, at 2307 Martindale, lobar pneumonia.

Merle Evans, 54, at Methodist, acute mastoiditis.

Pearl La Rue, 58, at Methodist, acute mastoiditis.
William Edward Tracer, 6, at 2602 N. Madison, broncho-pneumonia.

Wesley Anderson, 60, at 1132 N. Sheffield, mitral stenosis.

OFFICIAL WEATHER

United States Weather Bureau

INDIANAPOLIS FORECAST—Snow changing to rain late tonight or tomorrow; rising temperatures; lowest tonight about 25.

Sunrise 6:30 Sunset 5:59
TEMPERATURE
7 a. m. —3 1 p. m. 6
BAROMETER
7 a. m. 30.19 1 p. m. 30.10

Precipitation 24 hrs. ending 7 a. m. .00
Total precipitation since Jan. 18.05
Excess since Jan. 14.67

MIDWEST WEATHER
Indiana—Snow changing to rain beginning late tonight or tomorrow; rising temperature.

Illinois—Snow changing to rain beginning late tonight or tomorrow; rising temperature.

Lower Michigan—Mostly cloudy, snow probable tonight and tomorrow; rising temperature.

Ohio—Fair and continued cold tonight; tomorrow partly cloudy, slowly rising temperature.

Kentucky—Fair, slightly warmer in west portions tonight; tomorrow increasing cloudiness and warmer followed by rain in central and west portions in afternoon or at night.

WEATHER IN OTHER CITIES AT 7 A. M.
Station. Weather. Bar. Temp.
Baltimore, Md. Clear 29.72 46

Bismarck, N. D. Cloudy 29.72 46
Boston Cloudy 29.96 32
Chicago Clear 30.16 30

Cincinnati Snow 30.20 18
Cleveland Snow 30.22 20
Denver Clear 29.50 42

Des Moines, Ia. Clear 29.52 34
Detroit, Mich. Clear 29.56 28
Helena, Mont. Clear 30.12 42
Jacksonville, Fla. Clear 30.22 32

Kansas City, Mo. Clear 29.98 32
Little Rock, Ark. Clear 30.10 30
Los Angeles Cloudy 30.10 50

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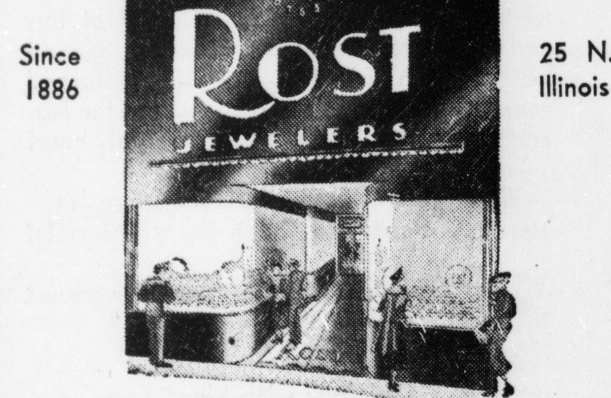
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SPECIAL ANNOUNCEMENT

For the next few days Rost Jewelers are welcoming their new Times newspaper readers with very special trade-in allowances on old DIAMONDS, WATCHES and MOUNTINGS.

TRADE IN Your Old DIAMOND or WATCH
Extra Liberal Allowances

It will pay you to bring your old jewelry to Rost's for a liberal appraisal of its trade-in value now before this offer is withdrawn. You are under no obligation to buy if you are not satisfied with Rost's extra liberal allowance offer. Act now—

Make Your Purchase Now on Rost's Convenient

BUDGET PLAN

Pay Weekly or Monthly at No Extra Cost