

BLACK SEATED AS COURT GETS 2 OUSTER PLEAS

Tribunal Takes No Action, Adjourning Until Next Monday's Session.

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be inaudible at the rear of the chamber.

In the courtroom for the proceedings were nearly 500 persons, although the capacity of the austere formal chamber is a scant 350. Many stood at the rear of the room.

Avoided Any Deviation

The high court jurists appeared to observers to have sought so far as possible to avoid any deviation from the ordinary formalities of the opening day of the term.

The Chief Justice's exact words as the Court opened were:

"Hugo L. Black of Alabama, a former member of the United States Senate, who has been nominated to this Court and has been confirmed by the Senate, has presented his credentials. He has already taken his oath in the form required by law."

"The first hurdle has been jumped," Mr. Levitt said as he left the Supreme Court building.

"Today's action is very positive in my favor."

Providing an off-stage echo but heightening the drama, was a 24-year-old Birmingham Jew making a hasty journey from his home to Washington. He was Jerome Cooper, until Saturday a clerk in the U. S. District Court at Birmingham. His mother, Mrs. M. B. Cooper, announced that a member of Justice Black's staff had telephoned him and asked him how he would like to be the new Justice's law clerk. He liked it and left last night to take the job.

Post Highly Prized

The post of law clerk to a Supreme Court Justice is prized by young lawyers as offering unusual opportunities to learn. Mr. Cooper is a graduate of the Harvard Law School. His appointment completes Justice Black's staff, which comprises his woman secretary of years standing, a Catholic, and a Negro messenger, also a Catholic.

Justice Black's radio speech made it plain that he considered himself a fully qualified member of the Court and that he planned to take his seat despite demands that he resign and charges of prejudice and bigotry.

The demands and charges continued over the week-end. But Justice Black's supporters were equally ready to defend him and his stand on the Klan controversy.

President Roosevelt, on his way home from the West Coast, still had no comment to make on the defense of his only appointee to the Supreme Court. He will not arrive in Washington until Wednesday, thus making impossible the Court's usual procedure on its opening day.

200 GO ON HUNGER STRIKE IN PRISON

JOLIET, Ill., Oct. 4 (U. P.).—Two hundred convicts went on a hunger strike in the State Penitentiary today and were locked in their cells by Warden Joseph Ragen.

Convicts said the strike was called as a demonstration against the State Parole Board, which, they asserted, "is not giving us a square deal."

IN INDIANAPOLIS

MEETINGS TODAY

Salesman's Club, luncheon, Hotel Washington, noon.

North Side Realtors, luncheon, Hotel Washington, noon.

Indiana Typewriter Association, luncheon, Hotel Washington, noon.

Indiana Association of Optometrists, clinic meeting, Hotel Washington, 7:30 p. m.

Insurance Adjusters, luncheon, Hotel Washington, noon.

Knights of the Ku Klux Klan, luncheon, Hotel Washington, noon.

Delta Theta Tau, meeting, Claypool Hotel, 8 p. m.

Indiana Press Club, dinner-meeting, 48 Monument Circle, 6 p. m.

Indiana University Club, luncheon, Columbia Club, noon.

Scientific Club, luncheon, Board of Trade, noon.

Service Club, luncheon, Hotel Lincoln, noon.

Irrigation Republican Club, meeting, 545 E. Washington, 8 p. m.

Delta Upsilon, luncheon, Board of Trade, noon.

Indiana Board of Trade, dinner, Board of Trade, 6 p. m.

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MEETINGS TOMORROW

Rotary Club, election and dinner, Claypool Hotel, 6 p. m.

Indiana Retail Shoe Men's Association, dinner-meeting, Hotel Washington, 6:30 p. m.

Indiana Association of Optometrists, clinic meeting, Hotel Washington, 7:30 p. m.

Academy Club, dinner, Hotel Washington, 7 p. m.

Alpha Tau Omega, luncheon, Board of Trade, noon.

Gyro Club, luncheon, Spink-Arms Hotel, noon.

Mercator Club, luncheon, Columbia Club, noon.

Universal Club, luncheon, Columbia Club, noon.

University of Michigan Club, luncheon, Board of Trade, noon.

Phi Gamma Delta, dinner, Athenaeum, 6 p. m.

Indiana Tuberculosis Association, meeting, Claypool Hotel, 10 a. m.

Portland Cement Association, meeting, Claypool Hotel, 7:30 p. m.

MARRIAGE LICENSES

(These lists are from official records at the County Court House, The Times, therefore, is not responsible for errors in names or addresses.)

Frank Jones, 20, of 2108 English Ave.; Helen Lindsey, 17, of 1746 S. Keystone Ave.

Fred Pearson, 45, Detroit; Dorothy Beeler, 48, Indianapolis.

Henry Grabe, 36, of 329 N. Holmes Ave.; Louise Fleischmann, 26, of 346 N. State Ave.

Marion Milne, 25, of 1072 N. New York St.; Alice Nicholas, 21, of 3422 N. Capitol Ave.

Frank K. Snick, 21, Beech Grove; Thelma Joseph, 17, of 2720 E. 16th St.

Charles L. Saunders, 22, of 1517 S. East St.; Hazel Dodson, 20, of 2021 W. Ohio St.

John Thomas Braden, 23, of 9 Wisconsin St.; Albert, 22, of 2222 S. Morgan St.

Elmer Delone, 26, Zionsville; Anna Fritz, 28, of 310 E. Minnesota St.

Paul Eswenwein, 30, of 2355 Ringgold Ave.; Mary Sawyer, 24, of 602 Middle St.

Woodruff Place.

Howard Smiley, 23, of 815 Laurel St.; Virginia Trester, 18, of 422 E. St. Clair St.

Josephine K. Milner, 67, Thornstown; Nellie Pendergrass, 57, Indianapolis.

BIRTHS

Dwight, Helen Westdahl, at Methodist, Abraham, Florence Goldsmith, at Methodist.

Leo, Betty Ward, at Methodist.

Earl, Lillian Sheels, at 232 N. Hawson.

Raymond, Georgia Drake, at 134 S. Oriental.

Girls

Harold, June Morgan, at Methodist.

Robert, Helen Sommer, at Methodist.

Earl, Anita Cape, at 1926 Madison.

John, Margaret Richards, at 2502 Carrollton.

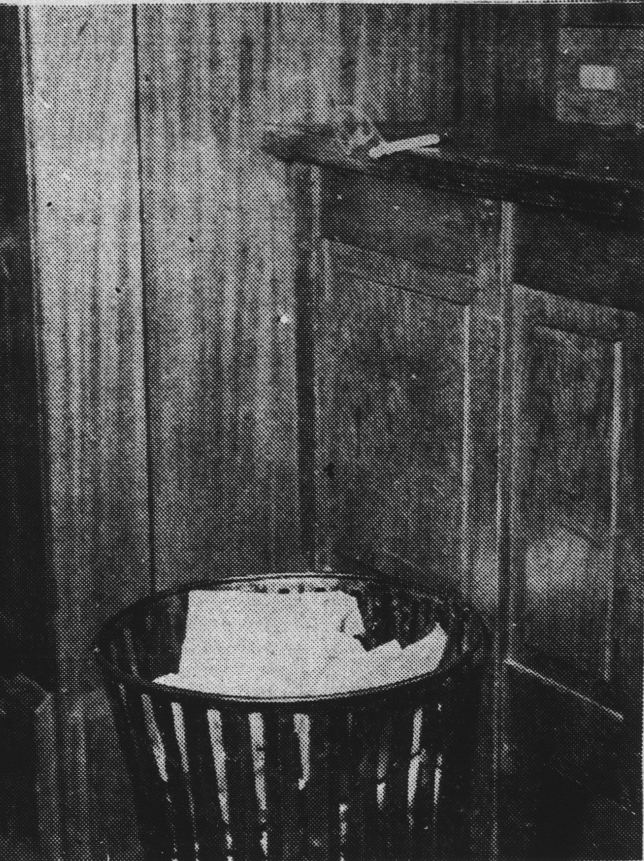
Harry, Pearl Danz, at 1121 Church.

Lloyd, Francis Anderson, at 1906 Miller.

DEATHS

Frank B. Ross, 74, at 215 N. Summit, coronary occlusion.

These Dangers Mean Fire! Practice Safety in Home



Fire Prevention Week opened today. Here are helpful hints. The careless cigarette smoker is regarded universally as one of the worst fire hazards. This smoker forgot where he laid his cigarette.



The furnace is a safe heater, but when papers are allowed to accumulate around its base, then it becomes a real hazard. Firemen report that they daily find this condition in basements.

PROTEST DUE ON 38TH ST. PLAN

Golden Hill Residents to Carry Their Fight to Mayor Boetcher.

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said Mr. Grossman. "It is not going to relieve traffic because trucks will not be allowed on it and there already are three ways traffic can get to Road 52. If someone will give me one reason for it, I will listen."

The concerted action by objectors who have termed the project "an extravagant expenditure" has been delayed. Mr. Grossman said, pending private meetings with public officials.

YOUTH CLEARED IN FATHER'S SLAYING

JEFFERSONVILLE, Oct. 4 (U. P.).—Marion Stidham, 18-year-old farm youth held since July 13 on a charge of killing his father, Thomas J. Stidham, was free today after a Clark County Grand Jury failed to indict him.

The youth said he shot his father because he came home drunk and threatened members of the family. Witnesses testified that Stidham was killed as he slept on the front porch of his home, according to Coroner Edwin Cools.

NUT TAKEN FROM LUNG

Two-year-old Shyla Kettler, Richmond, was in a fair condition at City Hospital today after an operation to remove a peanut from her lung. She is the daughter of William Kettler.

POLICE LACK CLUES TO MISSING WOMAN

MUNCIE, Oct. 4 (U. P.).—Police reported today they were without further clues in connection with the disappearance of Mrs. Freda LaDuron, wife of Dr. Jules LaDuron, City Health Commissioner, missing from her home here since Sept. 16.

Officers said they are holding to a theory that she left home voluntarily. They pointed out that she has twice before disappeared and at one time went to the home of her mother in Sweden without notifying her husband or relatives.

TWO KILLED IN CITY TRAFFIC ACCIDENTS

Thirty-nine Drivers Fined Total of \$363.

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caped injuries, as did the auto driver, Joe Robison, 39, of Crawfordsville. The bus was driven by William Pickering, 34, of Danville. Mrs. Williams was sent to City Hospital.

Struck by an auto as he walked through the rain, Frank Mutton, 45-year-old County Infirmary inmate, was reported in fair condition in City Hospital today. He was struck last night by a car driven by Richard Brooking, 23, of 420 N. Grant St. in the 3500 block on W. 16th St. Mr. Mutton received a compound left leg fracture and head lacerations.

Two children were among the injured this week-end. Marion Agresta, 3, ran in front of a car driven by Sidney Cropper, 451 N. Highland Ave., while playing at her home at 125 S. Oriental St. She was treated at City Hospital for left leg and arm injuries and sent home.

Boy Knocked from Bicycle

Harvey Sterger, 12, of 409 Limestone Ave., was knocked from his bicycle by a car driven by Clayton Reedy, 25, of 2624 W. Walnut St., at Michigan and Sheffield Sts. He was treated in City Hospital for head injuries and sent home.

James McKinney, 19, of 20 LeGrande Ave., told police he had an accident as he was driving in the 500 block on Louisiana St. and the other car's driver slammed him. Police said they followed him marks on the pavement and found the other car at 983 W. Washington St. They arrested Thomas Foust, 19, of 476 S. Pine St., on a charge of failing to stop after an accident.

Motorcycle Policeman Ernel Hamblin, 32, of 2501 S. New Jersey St., received lacerations and a possible shoulder fracture when his motorcycle skidded in wet car tracks in the 300 block on Indiana Ave. yesterday and he was thrown to the pavement.

HOPKINS' WIFE IS ILL

WASHINGTON, Oct. 4 (U. P.).—Mrs. Harry L. Hopkins, wife of the Works Progress Administrator, was reported in a critical condition today in a hospital here.

250,000 SHARE RAIL PAY BOOST

Wage Increases Totalling 6.6 Per Cent Averts Strike Threat.

(Continued from Page One)

day operating methods were more exacting in their requirements, more productive of strain and fatigue. Carriers replied that operating employees' earnings increased automatically as train speeds increased.

Brotherhood representatives cited the increased productivity of modern highspeed operating methods, and railroads replied this increased productivity resulted from increased expenditures by carriers.

The employees charged that living costs were rising and they were therefore entitled to more income. Carriers contended that operating employees were earning more than in 1929.

Employees said it was the duty of industry to maintain the purchasing power of labor, and that labor was entitled to a greater share of the earnings of industry. The carriers contended that many roads had undergone great financial strain and were unable to absorb any further increase in expenditures. Many roads showed deficits in 1936 and others were in receivership, their representatives said.

Negotiations Broken Off

Negotiations broke off Aug. 25 after three weeks of discussion. The carriers refused to budge from their stand on the employees' 20 per cent demand.

"When a man says he's through, he's through," said D. B. Robertson, president of the Locomotive Firemen and Engineers. "There's nothing more we can do."

3500 Here to Get Rail Wage Boost

Approximately 3500 Indianapolis employees of seven railroads will receive wage increases totalling \$714,000 through the agreement between the "Big Five" unions and the managements, Martin Miller, Brotherhood of Railroad Trainmen state representative, announced today.

Mr. Miller said this estimate was "conservative."

The figure was based on an average monthly increase of 16¢ for each employee, according to Mr. Miller. He said that nearly all "operating" employees affected by the agreement, who work on divisions through Indianapolis are local residents.

Only four of the five large unions are affected locally, it was said. They are the Brotherhood of Railroad Trainmen, the Brotherhood of Locomotive Firemen and Engineers, the Order of Railroad Conductors and the Brotherhood of Locomotive Engineers.

The Switchmen's Union of North America has less than a dozen members here and holds no contracts in the state, Mr. Miller said.

Although the 250 Indianapolis

PERKINS TO AID WINDSOR STUDY

British Cabinet Consents to Duke's Trip in Fear He May Return.

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tive American visit showed what the Government and the royal family face, perhaps for years, as the result of the Duke's abdication. It showed also how deeply the constitutional crisis that accompanied the abdication was felt.

People were just beginning to drop the Duke and Duchess from conversation, except when on occasion newspapers rumored that he might return home. Today the Duke was the big topic again in street cars, busses, subways and in the streets and cafes.

Sources close to Buckingham Palace said today that the Duke finally demanded a showdown. Leslie Hore-Belisha, War Minister, apparently was delegated to negotiate. He and the Duke dined together last week. Then, it was said, the Duke outlined the program he wished to follow, Mr. Hore-Belisha, the informants said, outlined the Government's views. Mr. Hore-Belisha reported to the Cabinet, according to the reports, and the Cabinet last Thursday agreed to let the Duke go to Germany and the United States.

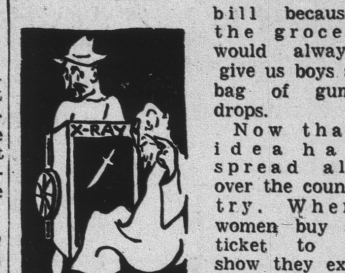
PARIS, Oct. 4 (U. P.).—The Duke and Duchess of Windsor are expected to leave for the United States in mid-November after visiting Germany, it was said today in well-informed quarters.

In Germany and the United States, the Duke intends to interest himself in housing conditions and working conditions generally.

In Germany, he has been in touch

BOB BURNS Says:

HOLLYWOOD, Oct. 4.—Not all big business ideas start in the city. I remember when I was a boy back home, I use to like to go down to the grocery store with mama when she paid her monthly grocery bill because the grocer would always give us boys a bag of gum drops.



Now that idea has spread all over the country. When women buy a ticket to a show they expect a set of dishes. When a boy buys a suit now, he expects to get an overcoat and a bicycle with it. Not long ago my uncle went to the city to be operated on by an expensive surgeon. Two weeks after the operation, the doctor called my uncle and says, "I have to come out this afternoon. When my uncle hung up he told my aunt, he says, 'the doctor is coming out this afternoon to operate on me again. He said he made a little mistake and left his knife in me.' My aunt says, 'Well, after all the money you spent with that doctor, you would think that he'd at least make you a present of the knife!'"

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with the great I. G. Farben industries.

In the United States, it is expected that a visit to the Ford motor plants will be a principal item on his program, and he wants also to see President Roosevelt.

The Duchess of Windsor will take to the United States with her a complete new wardrobe and thus give American women a fill-in on the latest and smartest that Paris has to offer in the clothes way. She has been shopping industriously for days.

STATE HIGHWAY MISHAPS KILL 9

Slippery Pavement Blamed For Most of Accidents Throughout Indiana.

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in a head-on collision of two automobiles near Sheridan.

Ralph Pollock, 20, Pierceton, was killed and Grover T. Nulf, 19, Marshall, Mich., was injured seriously when a speeding auto driven by Pollock left the highway near Kendallville, snapped seven telephone poles and crashed into a tree.

Twelve persons were injured, four seriously, when an automobile plunged into a crowd at the scene of an accident on a bridge.

A car driven by J. Wilkinson, Shirley, had missed the bridge and plunged into the creek. Paul Cronk of Wilkinson received head and body injuries. Shortly afterward, George Bauner of near Anderson, drove his car into the crowd apparently after becoming blinded by the lights of another car.

Many of the persons were injured as they leaped to the creek bed from the span.

William Phillips, 37, Woodbury, Tenn., died from injuries received Sept. 20 when his auto was struck by a Nickel Plate freight train near Portland.

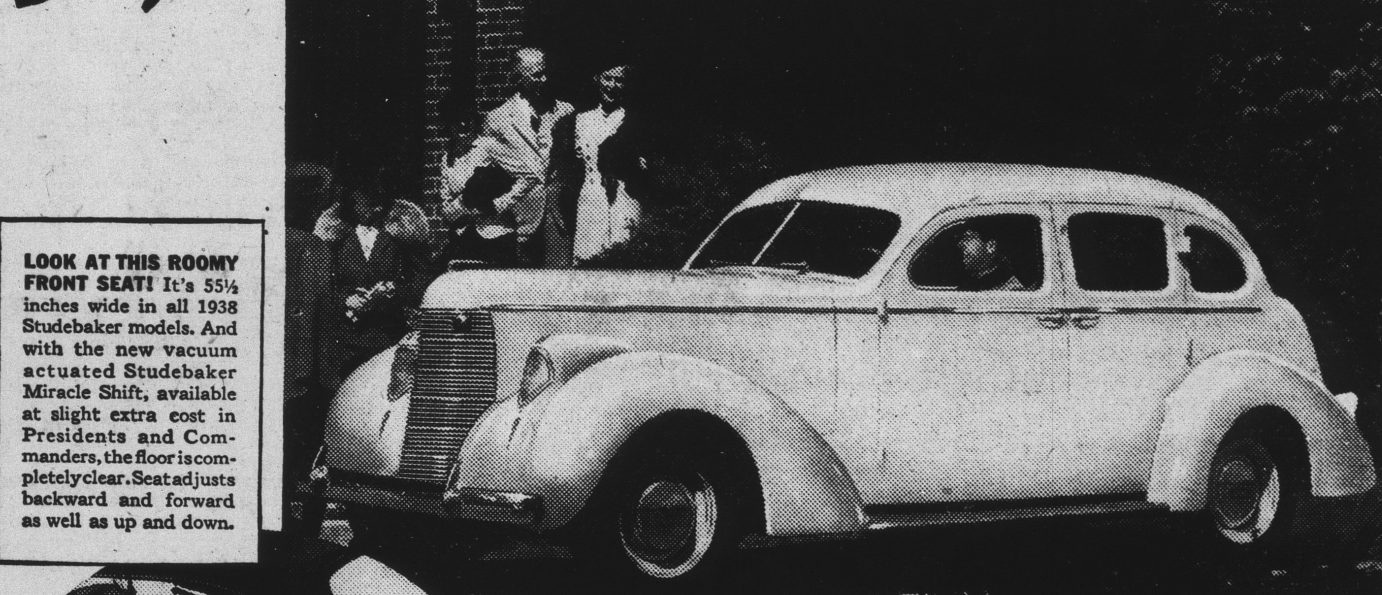
Mrs. Della Cathcart, 63, Ira E. Ulmer, 46, and his wife, Stella, all of Indianapolis, were injured when a car in which they were riding skidded on wet pavement and overturned near Muncie.

Harry Peltier, 47, a pedestrian, was injured fatally when struck by an auto while crossing a street in South Bend.

TRAVEL CLUB TO MEET

Flemish Flanders Chapter, International Travel Study Club, is to meet at 7:45 p. m. tomorrow at the home of Miss Marie Wilson, 515 N. Riley Ave.

Studebaker presents 3 great new 1938 cars!



NEW 1938 STUDEBAKERS

Lowest priced Commander...lowest priced President...in Studebaker history...and a new Six...the greatest dollar values Studebaker has ever offered!



WHAT A MONEY SAVING CAR TO RUN! Gas and oil savings in the 1938 Studebaker would be a credit to a smaller lighter car. And the famous Fram oil cleaner with its big economies is standard on all models. Automatic gas-saving overdrive is available at slight extra cost in Commanders and Presidents.

STUDEBAKER'S C. I. T. BUDGET PLAN OFFERS LOW TIME PAYMENTS

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Lew Cohen, Inc. 401 N. Capitol Ave.

Distributors INDIANAPOLIS DEALERS

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Brown & Schreckengost, Inc. 3839 E. Washington St.

Mann Auto Co. Crawfordsville

Walter Duckwall Anderson

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Hughes Brothers Danville

Reard Motor Sales Ellettsville

Reard Motor Sales Ellettsville

D. R. Renforth Ellettsville

Whitehead Motors, Inc. 818 E. 63d St.

Riverside Auto Sales, Inc. 1305 W. 29th St.

Weaver Motor Sales Greensburg

Marion Lee Garage Portland

R. F. Needles Garage Hartford City

Ray Motor Sales Winchester

Taylor Motor Co. New Castle

Walter Duckwall Ellettsville

Walter Duckwall Ellettsville

Walter Duckwall Ellettsville