



# The Indianapolis Times

FORECAST: Occasional rain probable tonight and tomorrow; somewhat cooler tomorrow.

VOLUME 49—NUMBER 189

MONDAY, OCTOBER 18, 1937

Entered as Second-Class Matter  
at Postoffice, Indianapolis, Ind.

FINAL  
HOME

PRICE THREE CENTS

## AIR LINER WRECKED WITH 19 ABOARD

### ATTACK ON SEC GETS SUPREME COURT DENIAL

Black Believed to Have Taken Part in Rulings for His First Duties.

### NLRB TEST IS REFUSED

Tribunal Backs Lower Body In Forcing W. Virginia Firm to Negotiate.

WASHINGTON, Oct. 18 (U. P.)—The Supreme Court, with Justice Hugo L. Black apparently participating for the first time, today refused to undertake a review of constitutionality of delegation of power to the Securities and Exchange Commission.

The Court's action in the SEC test had been awaited with special interest since it involved the use of SEC powers to subpoena documents sent to and by a group of Florida securities dealers.

#### Participation Not Revealed

Justice Black's participation in the Court's decision was not directly announced by the Supreme Court.

However, the list of Supreme Court orders contained no notation that he did not participate. Since a note declaring Justice Black did not participate in the Court's determinations was appended to the list last week, its absence this week was thought to indicate Justice Black has entered fully into his Court duties.

Participation by Justice Black in the SEC case had been awaited with added interest since he himself was once the object of a somewhat similar legal attack when he was Chairman of the Senate Lobby Committee.

#### Series Group of Wires

The Lobby Committee, aided by the Federal Communications Commission, seized a group of telegrams sent to and from Hearst newspaper offices. William Randolph Hearst charged in a court suit that the action was unconstitutional and was upheld by the District of Columbia Circuit Court of Appeals.

The SEC case involved similar legal issues since the Florida securities dealers charged that the SEC sought the telegrams for a "fishing expedition." The denial of the SEC attack was the court's principal action today.

The Court announced that it would recess from Monday, Oct. 25 to Monday Nov. 8. Presumably the time will be spent in writing opinions on cases which already have been argued.

#### Upheave NLRB Order

Arguing on a petition asking that it review validity of the New York state law barring breach of promise and alienation of affection damage suits within the Empire State was refused by the Court.

The tribunal also refused to review a Fourth Circuit Court of Appeals decision upholding a National Labor Relations Board order directing a West Virginia manufacturer to bargain collectively with employees alleged by the company to have been discharged prior to enactment of the Wagner act. The action came when the Court denied the petition of the Jefferson-Douglas Insulator Co. of Kenova, W. Va., for a review of the Circuit Court ruling.

A petition of Lever Brothers, soap manufacturers, for a review of a Seventh Circuit Court of Appeals decision holding the firm liable for infringement of patents held by the Colgate-Palmolive-Peet. Co. and Proctor & Gamble Co. was denied. The Circuit Court's ruling reversed a decision of the Federal District Court for Northern Indiana which held there was no infringement.

### MAYOR BANGS' TRIAL DELAYED TO NOV. 2

MARION, Ind., Oct. 18 (U. P.)—Trial of Mayor Clare W. H. Bangs of Huntington on impeachment charges today was postponed until Nov. 22 by agreement of defense and prosecution counsel.

The trial, originally set for Oct. 25, was venued here from Huntington County. The delay was taken when Mayor Bangs said his attorney had another case set for Oct. 25.

The Mayor was impeached by the Huntington City Council several months ago on charges growing out of his long fight with the Northern Indiana Power Co. over establishment of a municipal utility plant.

### TIMES FEATURES ON INSIDE PAGES

### 14 Lose Lives in State Traffic; Slippery Pavements Blamed as 21 Are Injured in City Accidents

Four Residents of City Among Victims; Three Die by Trains.

By United Press

Indiana today counted its week-end traffic dead at 14, with at least a score more injured seriously.

Heavy rain and congested traffic were blamed for most of the highway deaths, and three fatalities were caused by trains. Four of the victims were Indianapolis residents.

Two Indianapolis persons lost their lives in a head-on collision of automobiles at Bartlett's Chapel, two miles east of Danville on Indiana Highway No. 36. The victims were Edgar Campbell, 50, and Albert McConnell, 25. Four persons were injured. They were Joe Feld, his wife and daughter and Mrs. Anna Sauter, all of Indianapolis.

W. K. Purvis, 44, former Indianapolis resident, was found dead along the Big Four Railroad tracks east of Muncie yesterday. He was believed to have been struck by a freight train.

#### Driver's Case Continued

John Fogle, 21, of 1971 Hillside Ave., alleged driver of the car which killed Mr. Winters in the 1500 block on Roosevelt Ave., was given a preliminary hearing in Municipal Court today. His case was continued to the morning of Oct. 28.

In court today, 14 persons were fined \$96 for failing to stop for an automatic traffic signal, and five were assessed \$31 for failing to stop at a preferential street.

#### Jack Strong, 16, 2406 Guilford Ave., was in City Hospital in serious condition today as the result of an accident yesterday at 15th and Bellefontaine Sts. He received head injuries when his bicycle was struck by a car driven by Herbert Jarrett, 25, of Elwood.

Mrs. Mary Price, 30, 4424 W. Washington St., received scalp lacerations when the car in which she was riding struck a truck that had skidded and gone out of control in the 4000 block W. Washington St. yesterday. She was reported in fair condition today in Methodist Hospital.

Her husband, A. H. Price, 35, and six children ranging in age from seven months to 11 years, were treated for minor injuries. Driving the truck was Edward L. Dorris, 21, of 533 S. Rybols Ave.

#### Pedestrian Is Injured

Mrs. James McElfresh, 28, who received scalp lacerations when she was struck by a car last night as she walked along Hardin St. near Harrison Ave., was reported in fair condition today in City Hospital.

The car was driven by Harold Triller, 21, of Anderson.

Donald Percyfield, 26, of 1823 S. East St., was arrested on a charge of drunken driving after the car he was driving was said to have crashed into the rear of another auto yesterday in the 1300 block W. Washington St.

Jesse Leonard, 33, and Mrs. Gwenelle Weimar, 28, both of 514 Norman Sts., were treated at City Hospital for injuries they received in the accident. Mr. Leonard was driving the other automobile.

#### Two Hurt in Collision

Two persons were injured in a collision last night at 30th and Dearborn Sts. Mrs. Louise Hough, 26, of 3187 Boulevard Place, received head cuts and back injuries, and Miss Margaret Turk, 28, of 614 N. Chester Ave., received back injuries. Both were reported in fair condition today in St. Vincent's Hospital.

(Turn to Page Three)

#### Stores Release Statement; Milk Situation Remains in Deadlock

#### Text of Statement, Page 14

Delivery of furniture from 18 struck stores here has been resumed, the affected dealers announced this afternoon in a written statement.

Meanwhile, the milk tieup continued.

Apparently hopelessly deadlocked in their attempt to settle the problem, union officials and distributors today were reported in disagreement over terms of proposals and counter-proposals.

In their statement, the furniture dealers outlined negotiations during the progress of the strike, which started Oct. 8. It was also reported by the State Labor Division that union and company officials were conferring separately today.

Chief Morrissey said he had assigned six patrolmen to the furniture strike.

#### Claims Scale Cuts Wages

John T. Williams, secretary of the milk drivers union which has struck three Indianapolis dairies for 12 days, said that the distributors last night offered a wage scale that "would cut wages of 50 per cent of our drivers instead of raising them."

W. Winfield Hunt, secretary of the Indianapolis Milk Council, which has suspended deliveries from 21 nonstruck plants for 11 days, said:

"The quoted statement of Mr. Williams is so completely divergent from our understanding of the situation that we feel forced to give the public the facts as we know them."

Mr. Williams is quoted as stating that the offer was refused by the union because the proposed wage scale would mean deductions in pay for their members.

"Nothing could be farther from the truth. In the new wage scale, increases were assured a very high percentage of employees. In addition they were assured that the present net income of all employees would not be reduced during the term of the contract."

This morning Mr. Hunt, distributor, and Leon C. Collier, Marion County Area Milk Administrator, conferred and made no announcement of the results of the conference.

Mr. Hunt said the conference again ended over the closed shop issue, the same point which has stalemated previous meetings.

The union reportedly has refused to accept any agreement not calling for a closed shop. The companies have steadfastly refused to grant a closed shop.

Last night's meeting was held in the office of Thomas R. Huston.

(Turn to Page Three)

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000, Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000,

Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000,

Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000,

Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000,

Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000,

Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported Pledges of \$253,237.77, Bringing the Total to \$345,648.22, or 75.6 Percent of the Goal.

#### Editorial, Page 12; Radio Details, Page 17

With their day's goal at \$500,000,

Community Fund volunteer workers today were to hold their sixth report meeting of the drive.

More than \$400,000 already has been pledged in the campaign to raise \$721,297 for the support of 38 private welfare agencies.

Floyd Wright, Indianapolis, was killed in a head-on auto crash near Waverly Saturday.

#### FUND GOAL FOR DAY IS SET AT \$500,000

#### ROOSEVELT TO TALK TONIGHT IN BEHALF OF DRIVES.

#### Community Fund Workers Today Reported P