

CURB ON LABOR STRIKE RIGHTS CALLED INVALID

National Board Tells Congress Legal Limitation Cannot Be Imposed.

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"Illegal," said the board, "is clearly illegal."

Six Points Brought Out

The report continued:

1. An injunction that the First Circuit Court of Appeals was the only one of 10 circuits and the District of Columbia to grant injunctive relief against NLRB orders. "The tide of injunction suits against the board . . . has almost entirely subsided" since Supreme Court affirmation of the law's constitutionality, the report said.

2. An assertion that a "binding agreement" is the result desired under the act for collective bargaining and that such an agreement is automatically imposed upon an employee as a sign he is bargaining in good faith, if he is able to achieve an understanding on union proposals.

3. A statement by the board that the law "not intended to interfere generally with the freedom of any employer to hire and discharge (employees) in the interests of efficiency or from personal animosity or sheer caprice. But in making these decisions he must not differentiate between one of his employees and another, or between his actual and his potential employees, on grounds of union affiliation or activity."

Claims Interstate Control

4. Declaration by the board that the Supreme Court Wagner Act decisions give the board "jurisdiction under the act over all producing and manufacturing enterprises which, in connection with their producing or manufacturing operations, receive or ship in interstate commerce a substantial part of their raw materials or manufactured products."

5. A defense of granting exclusive bargaining recognition to one union in large plants because "the functional coherence and interdependence of the various departments in mass-production industries has often impelled the board to treat all of the production and maintenance employees of a given company as a single unit." This trend has frequently been attacked by the A. F. L.

6. A statement that "the duty of an employer to bargain collectively with the representatives of his employees is not extinguished by the occurrence of a strike."

MINE FIRE DAMAGE IS SET AT \$30,000

OAKLAND CITY, Jan. 6 (U. P.)—Damage estimated at \$30,000 was caused today by a fire which followed a coal dust explosion at the Eno Coal Co. strip mine near here.

Sparks from a welding torch operated by a mine official blazed into mine officials.

Automatic sprinklers, mine officials said, saved the tipples from destruction. The Eno company mine employs about 375 men.

Title Holders 'Fine' Thing, Says Kentucky

HIT-RUN DEATH SUSPECT SEIZED IN 1936 KILLING

Unidentified Victim of Auto Crash Held; Two Others In Grave Condition.

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on which he was riding collided with a coal truck, was reported in serious condition at City Hospital.

Motorist Sought

Police today were seeking a hit-and-run driver who struck Harry Bauer, 44, of 2544 Brookside Ave. Mr. Bauer was found unconscious on Hanna Ave. near S. Meridian St. Reported in critical condition yesterday. Mr. Bauer was to be released from the hospital this afternoon.

William Hayes, Bridgeport, was struck last night by a hit-and-run driver at High School and Rockville Roads, State Police reported. He was taken to Methodist Hospital where his condition today was described as serious.

Pupils to Testify On Fatal Accident

Attorneys for the State were to call pupils of the Indiana School for the Deaf to testify in the manslaughter trial of 22-year-old Tremie Edgerton in Criminal Court tomorrow.

A continuance in the trial was granted by Criminal Court Judge Frank P. Baker because of absences of several of the State's witnesses.

At the opening of the trial yesterday, witnesses said Edgerton was the driver of the car which struck and killed Lewis G. Hirsch, deaf school instructor, as he was walking with a group of pupils on N. Keystone Ave. and the Millersville road Oct. 26.

Parents to Receive Safety Training

Parents of children attending three City schools today were invited to receive instruction on "Pedestrian Safety." Jan. 14 in School 69 auditorium as the Police Accident Prevention Bureau and school officials continued their campaign against traffic deaths.

More than 200 parents of City School children, William Evans, City Schools Safety Education director, worked with Indianapolis school officials on a safety course which would comply with State Public Instruction Department orders. New plans are to include instruction for nearly 5000 eighth-grade pupils and arrangement of high school driving courses.

There has been no attempt to enforce the smoke abatement law under the present setup and the Health Department would be inclined to enforce the smoke ordinance.

Furthermore, the Health Board is one of the departments that command the respect of the public.

"Real estate values are affected by smoke. We constantly are getting statements from people who visit the City and then change their minds about moving here when they see the smoke."

We know rental and sales values are seriously affected by the smoke, and even assessment values. I know of persons who have moved away from the city because of the nuisance.

"Another example of its effect is the trend of residents, particularly on the North Side, to move entirely outside the city to areas where the atmosphere is clearer."

OFFICIAL CONDEMS LUDLOW PROPOSAL

LOS ANGELES, Jan. 6 (U. P.)—Had the proposed Ludlow war referendum law been in effect at the time, President Roosevelt would have been "hamstrung" in his negotiations on the Panay bombing, Assistant Secretary of War Louis Johnson said last night.

Mr. Johnson, a former national American Legion Commander, bitterly denounced the proposal, which he said would take away the power of American diplomacy.

Civil Liberties Field Clear

Reversals are possible in many other fields. A stricter interpretation of the Sherman Antitrust Act, Clayton Act and the Federal Trade Commission Act may result as laws presented are questioned.

In the realm of civil liberties no great change is in prospect. The liberals have won every such case since 1932. The exclusion of conscientious objectors from U. S. citizenship may be reopened.

All such changes, if they come, will be gradual and over periods of months or years.

McNinch Not Mentioned

Conjecture as to the President's selection today proceeded on two major assumptions—that the nominee will be an unquestioned liberal, and that he will be from the West or from some other judicial circuit not now represented on the Court.

It is also apparent from the President's utterances that one such older than 60 will be named.

Frank R. McNinch, the Federal Communications Commission chairman and recently the President's chief adviser on power questions, developed today as a new and important possibility. Mr. McNinch is a forthright advocate of "prudent investment" and of strict Federal and local regulation of utilities. He is 64 and his state, North Carolina,

Midwest Weather

Indiana—Mostly cloudy and considerably cooler, with a chance of rain in the northwest and a chance of rain in the southeast portion tonight.

Michigan—Cloudy, light snow to night and near Lakes Michigan and Huron and a chance of sleet along southern border tomorrow.

Ohio—Rain changing to snow and cold at night; tomorrow now and much colder.

Kentucky—Rain tonight, changing to sleet in portions late tonight or tomorrow, and a chance of snow, warmer in southeast and colder in west and northwest portions tonight, much colder tomorrow.

WEATHER IN OTHER CITIES AT 7 A. M.

Station Weather Bar. Temp.

Amarillo, Tex. Clear 29.95 26

Boston Clear 30.15 10

Chicago Cloudy 29.80 26

Cincinnati Rain 29.80 26

Cleveland, O. Clear 29.90 30

Denver Snow 30.15 28

Florida City, Fla. Clear 30.00 28

Helena, Mont. Clear 30.40 24

Kansas City, Mo. Cloudy 30.00 28

Little Rock, Ark. Cloudy 29.75 42

Long Beach, Calif. Clear 29.95 26

Miami, Fla. Clear 29.95 26

Minneapolis Sleet 30.04 4

Montgomery, Ala. Rain 29.80 26

New Orleans Rain 29.80 26

Okla., Okla., Okla. Clear 30.12 38

Omaha, Neb. Cloudy 29.95 24

Portland, Ore. Clear 29.40 26

San Antonio, Tex. Clear 29.94 42

Seattle Clear 29.75 40

Tampa, Fla. Clear 29.45 26

Washington, D. C. Clear 30.10 26

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ANTILYNCHING BILL ATTACKED AS VOTE-GETTER

House Committee Rebels on
President's Economy
Proposals.

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tee introduced a bill proposing to continue heavy highway appropriations for 1940 and 1941, despite Mr. Roosevelt's demands for heavy reductions.

Reporting a money bill for 37 independent Government agencies, however, the appropriations bill cut heavily into "pork barrel" items in setting the measure's total at \$1,414,618,515.

Mr. Roosevelt's demands that Government costs be held down were strengthened from another direction when Secretary of the Treasury Henry Morgenthau Jr. announced that there appears no immediate need for additional funds to meet relief demands.

The independent offices bill was reported a month ahead of the first bill last year.

The President asked a cut of \$123,669,000 in funds for the Civilian Conservation Corps and the Committee upheld him in approving the budget estimate of \$226,331,000. This item promised to make trouble in House debate.

CCC Funds Cut

The early start on appropriations was made possible by hearings before the special session opened last year.

The measure's major reduction was the \$123,669,000 cut in CCC funds. The decrease requires that the number of camps be cut from an average of 1612 for the current year to 1200 for 1939. The number of enrollees will be reduced from 315,000 to 250,000.

The largest increase over 1938 was a \$70,559,322 appropriation for the Social Security Board.

For the Tennessee Valley Authority, President Roosevelt asked a \$40,000,000 appropriation and a contractual authorization of \$4,000,000. The Committee cut the appropriation to \$37,087,000, a reduction of \$3,079,270.

Photography Bill Sent to White House

WASHINGTON, Jan. 6 (U. P.)—The Senate today completed approval of a bill to restrict and regulate photography of United States fortifications outside the mainland.

The Senate agreed to House amendments to the bill.

**La Follette Backs
Ludlow Proposal**

WASHINGTON, Jan. 6 (U. P.)—Senator Robert M. La Follette (P. W.) today condemned the threat of gag-rule against the Ludlow War Referendum Resolution and described the measure as "more important to the future destiny of the United States than a whole heap of other bills."

In 1930 Senator Minton sought the Ninth District Democratic congressional nomination on an anti-Klan platform and was defeated, they pointed out. When the Klan was at its height in Indiana, the junior Senator is credited with tossing an organizer out of his New Albany law office.

Since his name appears on two lists of possible Supreme Court selections, he has been busy here hunting for three bandits who killed a postoffice messenger late yesterday and escaped with \$25,000 in cash.

One of the bandits opened fire with a machine gun. Arthur Simms, the messenger, fell dead. Police Chief C. M. Sherrill was wounded.

In their flight, a country storekeeper near Nashville, Tenn., was shot to death.

Capt. Walter Eckert of the Indiana State Police said 10 officers from the Evansville barracks today were at work with Kentucky police on the theft last night of \$25,000 in currency, the murder of a mail clerk and the serious wounding of the Guthrie, Ky. police chief.

**Chief Seeks Ray
Of Light on Rac
Resignation**

Roderick Rae, scientific investigator for Indianapolis police, today remained noncommittal concerning his reported resignation.

Chief Morrissey said he had not accepted the resignation and wanted to get the matter "straightened out."

Mr. Rae said, "I have nothing to say."

It was reported that he had disagreed with "someone" in the department, but not with Chief Morrissey.

When called before Chief Morrissey to explain the incident, the scientist reportedly replied he would resign before he would talk.

He had been with the Police Department 14 months. He is a former member of Scotland Yard.

THE SUPER CHIEF

394 hours, strictly first-class extra-fare streamliner, Chicago to Los Angeles, from Chicago each Tuesday, until about February 20, when the second Super Chief, now building, will provide two departures each week from Chicago.

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