

WASHINGTON *Calling*

A Weekly Sizeup by the Washington Staff of the Scripps-Howard Newspapers

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names figured in the news together, story had to do with Ickes-Corcoran scheme to nominate Douglas for vice president, instead of Wallace.

Third possibility: Ickes himself. George bill presents this strange situation:

Senator George believes federal loan administrator is still in existence; that if his bill, as reported by commerce committee, becomes law, Jesse Jones would be federal loan administrator, if he hasn't resigned.

And the only resignation in existence, apparently, is Jones' letter to the President according to Roosevelt's request that he quit as secretary of commerce.

This fine point undoubtedly will get much senate attention. General opinion is that Jones, after his last letter to F. D. R., is through.

If he is, senate will have to confirm another federal loan administrator, if and when the George bill becomes law.

DON'T COUNT ON Russians having trapped any large number of German soldiers in East Prussia. Signs indicate Germans evacuated large numbers by sea.

NAVY WANTS aircraft carriers fast. It's putting on pressure to speed the carrier construction program—in preparation for closer and closer approach to land-based planes of the Japanese.

Program hasn't been enlarged, but dates are being moved forward. Indications are navy will take over some private yards or build its own additions to these yards.

Work-or-go-to-Jail Bill

KNOCK-DOWN, drag-out fight is ahead next week when Bailey-May work-or-go-to-jail bill reaches house floor.

Flood of amendments is likely and whether legislation squeals through in the end depends on direction these take.

Bill could be amended to death, because unacceptable to virtually all groups.

Two amendments accepted in committee, then thrown out, will be offered on the floor—one providing workers forced into war plants can stay out of unions, the other a no-racial-discrimination provision along FEPC lines.

Labor will oppose the first, much of the South is against the second.

Some sentiment develops for milder legislation—to get fuller manpower utilization by authorizing draft boards and war manpower commission men to investigate actual manpower use in plants, draft only where necessary.

Management and labor both pot-shooting the legislation, hope to make "involuntary servitude" the rallying cry against it.

NEXT BYRNES move will crack down on cost-plus-fixed-fee contracts as wasteful of manpower.

He's been convinced that contractors have no incentive for keeping costs down, utilizing manpower efficiently under this type of contract.

It was just two years ago that a few scattered congressmen began saying this.

Byrnes' control over home front continues to grow. His aids are handling production, agriculture, manpower, outbacks, rubber, planning, slowly take over authority from alphabetical agencies set up in those fields.

Power he wields now under war mobilization and reconversion act is greater than he'd have had if his ambition to be vice president had been realized.

Transportation Crisis

TRANSPORTATION is now at most critical point since world war I, says Col. J. Monroe Johnson, ODT head.

Extension of this week's embargo on movement of all but government freight in northeastern section of U. S. is apparently only forerunner of more drastic action to keep army supplies moving.

War effort is now using up twice as many tires as are being produced, and Johnson sees little hope for improvement before June.

Unless lead production can be increased, battery production will be down 25 per cent or more by the end of this year.

Meanwhile, cities in all parts of the country cry for new buses to transport workers to war plants.

Bus breakdowns in northern New York-Ohio industrial area have been making workers protest on the job, cutting war production.

One bright note: All statistics at start of war indicated there'd be less than 20,000,000 automobile running by this time.

Instead there are from 23,000,000 to 24,000,000. Old cars have held up better than was thought possible.

PROPOSAL OF Lewis Douglas, former deputy war shipping administrator, for post-war sale of cargo ships to Britain is being supported by influential shipping men.

They say U. S. would benefit as much as British, perhaps more, because it would encourage new building of faster vessels, avert a repetition of glut after world war I. (Some of the carryover was still being used when world war II began.)

Shipping men emphasize difficulty of competing in 17-knot or 15-knot Liberties.

But some foreign governments scorn purchase of wartime ships, discuss buying American shipyards, building here even at higher costs, to get fast vessels quickly for post-war trade.

BIG QUESTION remaining after merchants' conference with OPA is how absorption of higher manufacturing costs is to be divided between retailers and wholesalers.

OPA will invite them back, meanwhile calling for suggestions. Administrator Bowles took "tough" stand, asserting profits

WARD'S SEIZURE DENIED BY COURT

Far-Reaching Decision Hits Roosevelt's Use of His Wartime Power.

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reading of the decision, said Judge Sullivan's ruling "undoubtedly will be appealed."

After a brief recess, Judge Sullivan granted a stay of proceedings after the judgment, intended to maintain the status quo of the army's occupation of the Ward properties until after the government's plea is appealed.

The judge denied Woll's request for a new trial, but in granting the district attorney's request for a stay, he said:

"The situation will not be disturbed. There is a possibility my decision can be wrong."

Woll said the appeal would be taken first to the circuit court of appeals and then to the supreme court if necessary.

Appeal to President

Stuart Ball, attorney for the company, said "We cannot physically eject the army." He said, however, he might appeal to the President to order the army operators from the plants.

The judge said he arrived at his conclusion with "considerable reluctance," since loyalty to "our country and our fighting forces should influence disputants in such labor controversies," he added:

"If the disputants are not willing to obey the recommendations of the War Labor Board, which are admittedly only advisory, then congress alone is the only branch of the government which can compel them to do so."

It is the duty of congress to enact the laws, and the duty of the courts to interpret them."

Court Room Packed

The decision was read to a courtroom packed with nearly 500 spectators including leaders of business, industry, and labor who regarded the ruling as one of the most important to be handed down during this war.

Judge Sullivan agreed with the contention of the Ward attorneys who had argued that the President had no power under the war labor disputes act to seize the properties because they were not engaged directly in war production.

He said he was convinced of the constitutionality of the labor disputes act, but he held that it did not authorize seizure of plants whose sole business is that of retail sale and distribution.

The judge also denied that the President has the power as commander in chief of the armed forces to take possession of the Ward properties.

Not in War Theater

"If Montgomery Ward's plants and facilities were located within the actual theater of military operations, and its goods were necessary and essential for the use of the naval or military forces, then the commander in chief might lawfully take possession of them," Judge Sullivan ruled.

"But the armed forces, so far as we know, being adequately supplied and equipped, and Montgomery Ward's plants and facilities, being far removed from the scene of actual military activities, those plants and facilities may not be seized by the President simply because at some future time, on account of the existence of a labor dispute between it and its employees, Montgomery Ward may not be able to deliver supplies deemed necessary or useful to the war effort."

Decision Quoted

Declaring this reluctance to make his decision, Judge Sullivan said: "Our nation is engaged in a global war, and it is imperative that we contribute everything we have to insure its speedy and successful conclusion."

"Selfishness, arrogance, intolerance of the rights of others, self-interest, and unwillingness to compromise should, during this emergency be all subordinated for the common good."

"It may well be that an interruption at this time in the flow of any goods may directly or indirectly affect our armed forces, thereby resulting in added loss of life or in prolonging the war."

"As good American citizens none of us want that to happen. The peace-time privilege of engaging in prolonged labor disputes should be voluntarily suspended for the duration."

Judge Sullivan concluded, however, that the decisions of the WLB were merely advisory.

Terms Are Defined

In touching upon one of the most salient points in the government's argument that the President had the power to take over Wards, Judge Sullivan found that "production" and "distribution" are not synonymous terms. The government had argued that Wards came under the war labor disputes act because as a distributor of war goods it also was a producer.

"In any dictionary I have consulted I have not found 'production' defined so as to include 'distribution,'" he said.

CHANDLER, Ariz., Jan. 27 (U. P.)—Sewell Avery, chairman of Montgomery Ward's board of directors, said today "the constitution has been sustained and today is a great day for labor" when informed of the U. S. district court decision on the Ward case.

WFB CONSERVES TIN
WASHINGTON, Jan. 27 (U. P.)—The war production board today cancelled all outstanding authorizations for the use of tin which expired prior to Sept. 1, 1944, in a new step to conserve a diminishing tin stockpile. Sale of jewelry containing tin will be stopped on March 1 under a previous WFB order.

OMANSKY CREMATED
MEXICO CITY, Jan. 27 (U. P.)—The bodies of Russian Ambassador Constantin Oumansky, his wife and three embassy staff members, who died in the crash of a Mexican plane Thursday while on a diplomatic mission, will be cremated today. The ashes will be sent to Russia after the war.

Personal Appeal



In a poll of dog judges by the Gaines Dog Research center, New York City, Personal Appeal of Kellery owned by Mr. and Mrs. E. A. Kelly, Carmel, was placed eighth among show dogs of all breeds in the nation. A Kerry Blue terrier, she won best in show awards at Toledo, Treaty City Kennel club, Boston, and Chicago.

CURB ON COAL MODIFIED HERE

No Necessity Exists for Rigorous Restrictions, Authorities Find.

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Mr. Green said "there is no cause for alarm over the coal situation."

"The present supply of coal in the city and the organization of our emergency delivery program makes it unnecessary for clamping down on any activity."

While the coal men were meeting, Commissioner L. Virgil Phillips of the Indiana High School Athletic association, announced following a session of the association's board of directors that plans for the annual state tourney would proceed unless countermanded by government order in the future.

Agencies Centralized

Centralization of the several trade and semi-official agencies attempting to solve the shortage was announced by Mr. Green. The groups will be directed from the Red Cross chapter house from which investigations are being conducted as to the urgency of the coal needs of households.

Virgil Sheppard, executive secretary of the Red Cross, pleaded with householders who need coal to follow three steps:

1. Call the Red Cross only at Riley 3401.

2. Stay at home so that investigators can check on the urgency of the order and stay at home so delivery of the coal can be made.

3. Have the money ready to pay for the coal.

3D ARMY BLOTS OUT REMNANTS OF BULGE

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the front today that operations were generally at a reduced tempo.

The 9th air force flew only four sorties, bagging one Nazi truck.

Lt. Gen. George S. Patton's forces reached the Our river, the boundary between Luxembourg and Germany, four miles northeast of by-passed Clervaux. Patton made a general cleanup through the border area between points five miles south of St. Vith and five miles north of Diekirch.

Supreme headquarters reports and front dispatches said the Germans now were engaged in a large scale withdrawal before the combined blows of the American 3d, 1st and 9th armies and the British 2d army.

The allies were wheeling into positions from which they could resume the offensive interrupted Dec. 19 by the German counter-drive.

The overall picture of the Western front was brighter than it has been since the pre-Christmas onslaught by the Germans.

The initiative was reported in allied hands everywhere. This included northern Alsace where a threatening offensive against the U. S. 7th army had been broken north of Strasbourg.

Lt. Gen. William H. Simpson's U. S. 9th army and Lt. Gen. Sir Miles C. Dempsey's British 2d army were massing on a broad front along the Roer river for thrusts toward the Rhineland and the Ruhr.

Troops of Maj. Gen. Horace L. McBride's 80th division advanced a mile and a half in the area of Hoesinger, eight miles northeast of Wiltz, and were within a little more than a mile of the German border.

TRANSIT COMPANY PROMOTES WALKER

Election of Evan B. Walker to the position of executive assistant of Indianapolis Railways, has been announced by Harry Reid, president of the company. Mr. Walker has served since 1937 as director of public relations for the transit firm.

The position of executive assistant recently was created by the board of directors. Mr. Reid said. Mr. Walker will aid officials of the company in administrative matters.

Mr. Walker is vice president of the Y. M. C. A. and the Indianapolis Personnel association. He is a trustee of Butler university and director of the Indianapolis convention and publicity bureau, the Children's museum, Travelers Aid society and the Marion county chapter of the National Foundation for Infantile Paralysis.

He will continue, for the time being, to supervise public relations of the transit firm, Mr. Reid said.

12 MORE DAYS 'NATIONAL VELVET' LOEW'S FEB. 8

LUNCHEON SERVED 11 A. M. TO 2 P. M. CANARY COTTAGE 46 MONUMENT CIRCLE

CITY-WIDE BRANCHES Fletcher Trust Co. Member Federal Deposit Insurance Corporation

DR. E. C. TINSLEY DIES AT AGE 77

Rites to Be Held Monday For Physician Who Practiced Here.

The Rev. Merrill McCall of Bloomington will conduct services at 11 a. m. Monday in the Kregel & Bailey mortuary for Dr. Edward C. Tinsley, who died yesterday in his home, 1326 N. Delaware st.

A graduate of Louisville Medical college and the Purdue university school of Pharmacy, he practiced medicine in Indianapolis about 12 years and was 77. He moved to San Diego, Cal., in 1909 to operate a drugstore and returned 16 months ago.

Survivors are a brother, Dr. Frank C. Tinsley; a sister, Miss Lillian E. Tinsley, both of Indianapolis; five nephews and five nieces.

WILLIAM N. VAN CLEAVE

Rites for William N. Van Cleave, 3711 E. Michigan st., who died Thursday in St. Vincent's hospital, will be held at 1 p. m. Monday in the Harry W. Moore Peace chapel.

The Rev. Glen A. O'Dell, pastor of the Brookside Park church, will officiate and burial will be in Washington Park cemetery.

Mr. Van Cleave, who was 87, died 11 days after the death of his wife, Mrs. Melvina J. Van Cleave. Until his retirement 10 years ago, he operated a grocery store at Keating ave. and Michigan st. He was a member of the Modern Woodmen of America and the Brookside Park United Brethren church.

Survivors are a daughter, Mrs. R. M. McKinney, Indianapolis; three sons, George F. Indianapolis; Charles L., Mattoon, Ill.; and Oscar, Anderson; two sisters, Mrs. Lucy Rice, Crawfordville, and Mrs. Clara Davis, Washington; a brother, Henry, Indianapolis, and two half-brothers, Frank and Lewis Hedrick, both of Crawfordville.

Services will be held at 2 p. m. Monday at the Moore & Kirk northeast chapel, 2530 Station st., and burial will be at Anderson cemetery. Elder Roland Cemmer will conduct the services.

ROBERT LEE OLIVER

The Rev. George C. Kinsley, pastor of Memorial Baptist church, will conduct services for Robert Lee Oliver, 1226 W. 29th st., at 1:30 p. m. Monday in Shirley Brothers West chapel, 2022 W. Michigan st. Burial will be in Floral Park cemetery.

A retired commission merchant, Mr. Oliver died yesterday in the City hospital. He was 76.

Survivors are four sons, James F. John R., Forest E. and Lee, all of Indianapolis; a daughter, Mrs. Isabella Hayden, Los Angeles, Cal.; and a sister, Mrs. Nancy Humphreys, Indianapolis.

MRS. MARY BRINKLEY

Rites for Mrs. Mary McClure Brinkley, who died Thursday in her home in West Point, N. Y., will be held Monday in Madison and burial will be there.

A former Indianapolis resident, she was secretary to the superintendent of the U. S. Military Academy at West Point.

Survivors are her mother, Mrs. S. L. Eckert, Madison; a daughter, Miss Patricia Brinkley, West Point; a sister, Mrs. Don G. Hill, Chicago, Ill.; and two brothers, Brig. Gen. Robert McClure and Col. William Eckert, both overseas.

LEON STAPLES

The Rev. Arthur Mills, pastor of Garden City Christian church, was to conduct services for Leon Staples, 2419 Hobart ave., who died Thursday in Methodist hospital, at 1 p. m. today in the J. C. Wilson Chapel of the Chimes. Burial will be in Memorial Park cemetery.

A gardener and a member of Beech Grove Christian church, he was 64.

Survivors are a brother, Charles R., Indianapolis, three nephews and three nieces.

MRS. GRACE E. BAILEY

Private rites will be held at 10 a. m. Monday in the Moore & Kirk Northeast chapel for Mrs. Grace E. Bailey, 626 Ohio ave., who died yesterday in a rest-home. Burial will be in Anderson cemetery.

An active member of Republican organizations in Wayne township and the Brightwood Baptist church, she was 63.

Survivors are her husband, Everett; a son, Charles B. Hamilton; and a brother, Bert Whitinger, all of Indianapolis.

MRS. CATHERINE GALLAGHER

Services for Mrs. Catherine Gallagher, who died yesterday in her home, 620 E. 44th st., will be held at 9:30 a. m. Monday in the Kirby mortuary and at 10 o'clock in St. Joan of Arc Catholic church. Burial will be in Holy Cross cemetery.

Survivors are a son, Harry, and two sisters, and a brother, John E. Reagan, and Misses Mary and Elizabeth Reagan, all of Indianapolis.

MRS. CRYSTAL SCHUMAN

The Rev. Henry H. Fout, former bishop of the Northwest area of the United Brethren church, was to conduct rites for Mrs. Crystal Dean Schuman, who died Thursday in her home, 4902 Evanston ave., at 2 p. m. today in the Royster & Askin mortuary. Burial will be in Crown Hill. She was 61.

REPORT U. S. EMBASSY HIT STOCKHOLM, Jan. 27 (U. P.)—The Dagens Nyheter today quoted a traveler from Berlin as saying that a heavy bomb hit the American embassy building in the Parisplatz during a recent raid and left only its skeleton standing.

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Russian Drive Breath-Taking... What Does It Mean to U. S.?

(Continued From Page One)

of the Russian people, the liberated masses of Eastern Europe even in countries like Italy and Spain, will turn to the east in search for political ideas.

Their desire for insurance against further outbreaks of war will draw them toward the military protection of the Red banner.

On the military and political side, Russia will carry the bulk of the interest in Eastern Europe. That is inevitable. However, all of the countries including Russia have been bled white by war. Their years of anguish and their present poverty make it certain they will need America's food, clothing and peace-time equipment.

This is where the United States can, if it will, enter into the affairs of Europe with the rights that go with a combined military, naval and air strength greater by far than that of any other country and equally clothed in the clothes of victory.

America's voice, as the world's most powerful democracy, can have an influence just as powerful as Russia's. Our advice can greatly influence the smaller na-

MONOXIDE BLAMED FOR 3 DEATHS HERE

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lick Everts, Lovell Everts had lived on the east side for many years. He attended school 51 and Tech high school.

He is survived also by four brothers, James, Frederick and Loren of Indianapolis and Cpl. Kenneth Everts, in France, and four sisters, Mrs. Anna Mae Swinehart, Mrs. Mary Ellen Horsley and Miss Shirley Everts of Indianapolis and Mrs. Ruth Horsley of South Bend.

Services will be held at 2 p. m. Monday at the Moore & Kirk northeast chapel, 2530 Station st., and burial will be at Anderson cemetery. Elder Roland Cemmer will conduct the services.

Lived With Relatives

Miss Bryant lived with her uncle and aunt, Mr. and Mrs. James Short. A native of Thompsonville, Ky., she had been in Indianapolis almost two years but had lived with the Shorts only two weeks.

She is survived by her parents, Mr. and Mrs. DeSota Bryant, Thompsonville, and five brothers. Alonzo Moore, an employee of the Lamb Machine Co., leaves his wife, Mrs. Margaret Moore and three daughters, Marjorie, Mae, and Mrs. Ruby Raub, all of Indianapolis.

FIREMEN SAVE MAN FROM HIS SICK BED

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seph, knocked out a window and climbed to safety.

Mr. Ley attempted to reach his father asleep in a rear bedroom in the one-story frame house but was forced back by flames and smoke.

Meanwhile, firemen summoned by a neighbor arrived as Mr. Ley followed his wife through the window.

Lt. Harry Branson and Fireman George Stump ran into Mr. Ley as he came through the window and, learning of the elderly bed-ridden father, dashed to the rear of the house.

Despite intense smoke and blistering heat, the two firemen jumped through the window and together carried Mr. Ley outside.

Lt. Branson collapsed as he lowered Mr. Ley to the ground and was treated on the scene for smoke poisoning by the police-emergency squad.

Fireman Stump returned to the fire department Jan. 1 after duty with the navy. While serving in the Mediterranean area last February, he was among 100 sailors trapped in the burning hull of a navy transport. He was rescued and hospitalized, suffering from burns over more than 70 per cent of his body.

Despite the tremendous odds against him, he recovered after a 10-months' fight.

Both Mr. and Mrs. Ley were cut about the hands when they climbed through the window.

Mr. Ley said his father had planned to sell the house today. The fire completely destroyed the structure, leaving only a few uprights and heavy beams standing.

ONE MAN TELLS ANOTHER... ABOUT THE CANARY COTTAGE'S EXCLUSIVE NEW DINING ROOM FOR MEN ONLY!

The Food and Prices Are the Same... The Service a Little Speedier... and the Atmosphere is Entirely Masculine!

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NAZIS REPORT NEW RED GAINS

Berlin's Home Province of Brandenburg Invaded, Germans Say.

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collapsed, laying open the Reich to the Red army.

It called on the Germans to rise up against Adolf Hitler.

Berlin said the 1st White Russian army had reached the German-Polish border both northwest and southwest of enveloped and beleaguered Poznan, 45 miles east of the upper Odra.

"Zhukov's tank vanguards have been checked on the Odra 45 miles west of Poznan," a Berlin broadcast said.

That is the river's nearest point to Poznan, and it elbows sharply westward with no other natural barrier short of Schwerin.

The Transo