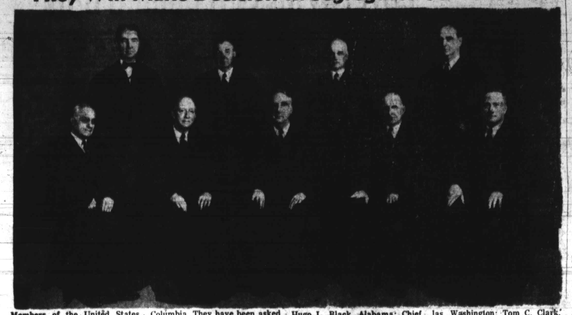
They Will Make Decision In Segregated School Cases



Members of the United States Supreme Court who this week hear arguments in five cases involving segregated schools in four states and the District of Columbia. They have been asked to rule on the constitutionality of the "separate-but-equal" system of schools. They are Justices Felix Frankfurter, Washington; Hugo L. Black, Alabama; Chief Justice Fred M. Vinson, Kentucky; Justices Wiley B. Rutledge, Iowa; William O. Douglas, Washington; Tom C. Clark, Texas; Robert H. Jackson New York; Harold H. Burton, Ohio, and Sherman Minton, Indiana.

Handles Tobacco Carefully

Dossie Womble, first truck operator at the American Tobacco Co., makers of Lucky Strike cigarettes, takes particular care to see that the fine tobacco he handles reaches the ordering machines without damage or loss. Skilled and unskilled colored workers have been employed by the American Tobacco Co. since its founding.

Labored To Prepare Data On School Segregation Cases

Here are the NAACP attorneys who labored on the big job of preparing briefs and other data for the historic session in the U. S. Supreme Court, this week, on whether segregated schools are constitutional or not. From left: front, Harry Merican, New York City; Herbert Reid, Washington; Robert C. Carter, New York City; Louis L. Redding, Wilmington, Del.; Jack Greenberg, New York City; Dr. James M. Nabrit, Washington; Charles Quick, Cleveland; Spottswood Robinson III, Richmond; William Coleman, Philadelphia; rear, Thurgood Marshall, chief NAACP counsel; New York City; James A. Washington, Dorsey E. Lane, Julian Dugas, George E. C. Hayes, Dr. George S. Johnson and Howard Jenkins, all of Washington; and Oliver Hill, Richmond.

High Court Hears School Cases

WASHINGTON (NNPA)— The Supreme Court is hearing arguments on elementary school segregation cases from four States—South Carolina, Virginia, Kansas and Delaware—and the District of Columbia.

These cases, the hearings on which began Tuesday, present the question of whether "separate but equal" graded and high schools are constitutional. In them the Supreme Court is being asked to hold the state-imposed segregation in itself is discrimination that violates the 14th Amendment.

At issue in three of the cases—the Clarendon County, S.C., Topeka, Kan., and Prince Edward County, Va. ones—is the validity of state statutes and constitutional provisions by which colored and white children are segregated in public elementary and secondary schools.

Anti "Separate-Equal"

These three cases are before the Supreme Court on appeal from lower court decisions which upheld the constitutionality of segregation on the basis of a Supreme Court decision handed down over 50 years ago.

That decision, made in 1896 in the Plessy vs. Ferguson case, formulated the "separate but equal" doctrine, which asserted the right of the states to enforce segregation laws provided equal facilities were made available to both races.

The present cases challenge this ruling. All are supported by the NAACP.

Delaware, D.C. Cases

Two other cases involving this issue, one originating in Delaware and the other in the District of Columbia, are also being heard by the court at the same time.

Seventeen local and national groups, Friday, asked the court to wipe out public school segregation in the District of Columbia.

The brief cites the fact that Washingtonians today mingle without regard to skin color in many restaurants, movies, hotels, libraries, swimming pools, golf courses, tennis courts and playgrounds, in all legitimate theaters, streetcars and buses, art galleries and music halls and in every public building and auditorium in the city.

Washingtonians also attend interracial nursery schools, parochial schools, colleges, law schools and medical schools, it added.

"If Washingtonians, young and old, can live next door to each other in apartment houses, can walk or ride together as far as school doors, and can enter together in private schools, what proper reason may be adduced to prevent them from entering these doors to study together in public schools established in the interest of all the people, by a government dedicated to democracy?" the brief asks.

The groups signing the brief are:

American Council on Human Rights; Americans for Democratic Action, Washington chapter; American Jewish Congress Commission on Law and Social Action, Washington chapter; Catholic Interracial Council of America, Commission on Community Life of the Washington Federation of Churches, District of Columbia Industrial Union Council, CIO; D.C. Federation of Civic Associations Inc.; Friends Committee on National Legislation; Japanese American Citizens League, Washington chapter; Jewish Community Council of Greater Washington, NAACP, Washington branch; Unitarian Fellowship for Social Justice, Washington chapter; Washington Bar Association; Washington Ethical Society, Washington Fellowship; Washington Interracial Workshop, and Washington Urban League.

Victory In Delaware

It is expected that the last case to be offered will be Delaware which was not put on the calendar for argument until Nov. 24.

It includes two actions—one, on behalf of a high school student in Claymont, Del., and the other on behalf of a 7-year-old girl seeking admission to an elementary school in Hockessin, Del. These two cases were consolidated and tried in a court of chancery.

The plaintiffs won and the State of Delaware appealed to the State Supreme Court, which sustained the trial court.

The attorney general for Delaware then petitioned the Supreme Court for a writ and the writ was not opposed by the attorneys for the plaintiffs, who are Louis L. Redding, Wilmington lawyer, and Jack Greenberg, a member of the NAACP's national legal staff.

Battery Of Lawyers

There is, strictly speaking, no chief legal counsel in this onslaught against segregation, because five separate cases are being presented.

Thurgood Marshall, chief counsel for the NAACP, may be regarded as head of the battery of lawyers. He will present the South Carolina case and the others will be presented as follows:

Delaware—Louis L. Redding and Jack Greenberg; Kansas—Robert C. Carter; District of Columbia—Dr. James M. Nabrit and George E. C. Hayes; Virginia — Spottswood Robinson 3rd.

No one will question witnesses, because there will be no witnesses. The attorneys will present their appeals and answer questions from the bench.

History Of Court Battles For Mixed Schools

The legal fight for equality of educational opportunity for colored people has been going on for 18 years, stretching back to 1934 when Donald Murray, now a Baltimore attorney, filed suit to force the University of Maryland to admit him to its law school.

Here is a history of the court battles:

1935—Maryland Court of Appeals orders the University of Maryland to admit Donald Murray to law school.

1938—U.S. Supreme Court orders University of Missouri to admit Lloyd Gaines, declaring out-of-state scholarships do not constitute equality.

1946—U.S. Supreme Court orders University of Oklahoma to admit Mrs. Ada L. Sipuel-Fisher to law school, denying state time to build a separate law school and ruling that Okahoma must provide legal education for Mrs. Sipuel Fisher "in conformity with the equal protection clause of the Fourteenth Amendment and provide it as soon as it does for applicants of any other group."

Knocks Out Separate Classes

1946—U.S. Supreme Court orders University of Texas to admit Herman M. Sweatt to its law school, ruling that Sweatt was entitled to legal education equivalent to that offered by the State to students of other races," and that "such education is not available in a separate law school."

1948—U.S. Supreme Court orders University of Oklahoma to permit G. W. McLaurin to pursue classes in its graduate school on a non-segregated basis, ruling that restrictions of segregation "hamper appellant in his pursuit of effective graduate instruction." "Such restrictions," the court ruled, "impair and inhibit his ability to study, to engage in discussions and exchange views with other students, and, in general, to learn his profession."

Current Cases

1952—Five cases involving segregated schools in Kansas, South Carolina, Virginia, Delaware, and the District of Columbia are on appeal to the U.S. Supreme Court which agreed to hear arguments.

The cases are:

1—Kansas—Pupils on elementary grade level are segregated under a state statute, which parents challenge as unconstitutional.

2—Clarendon, S.C.—Appeal of a Federal District Court's refusal to issue an injunction forbidding segregation in public schools of Clarendon County after finding that facilities for colored pupils were not substantially equal to those afforded white pupils.

3—Prince Edward County, Va.—Appeal against failure of county school board and school superintendent to carry out the District Court's ruling to "proceed with all reasonable diligence and dispatch to remove" existing inequalities in schools for colored and white pupils. The board plans a new colored high school for September 1953.

4—District of Columbia—appeal on refusal of school officials to admit colored pupils to a junior high school designated by the school board for "white" pupils. Suit is based on the due process of law clause of the Fifth Amendment, emphasizing that certain Acts of Congress relating to District public schools are unconstitutional if they require racial segregation as the school board contends.

5—Delaware — Delaware school officials are appealing a decision by the State Supreme Court ordering them to admit colored pupils to white schools because segregated facilities for the two groups are unequal.

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—Alert Cop

(Continued from Page 1)

routine of whistling and eyeballing the officer stepped from the girl's home and made the arrest.

In a hearing before Magistrate John Jenetzke at Eastern, Price, an employee of the Railway Express company for more than ten years, pleaded not guilty to a charge of disturbing peace.

Later he apologized to the girl's parents for having "caused them dered to pay a fine of $10 and so much trouble." Price was or-jcost.

—Scarlett

(Continued from Page 1)

the same time was the 1948 Buick two-door special sedanet owned by John Randolph of 2300 Druid Hill ave.

Mr. Scarlett is former operator of an exclusive country club in Westminster, where property, and equipment was also recently sold at auction to satisfy U.S. income tax liens filed against him.

MEDIC IN HOSPITAL

CHARLOTTE, N.C. — Dr. J. Eugene Alexander is confined to Good Samaritan Hospital.

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Note: The Apex School will continue to be operated under the supervision of Ethel Page and Pearl Dupree.

Norwegian Art Exhibit

Some 60 prints of graphic arts of outstanding Norwegian artists are on exhibit at the Baltimore Museum of Art for the month of December.

Sponsored by the Serigraph Society, this exhibit is a form of good will gesture between the Scandinavian countries and the United States.

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Between Lexington and Fayette Gwynn Oak and Eastern Ave.
EASTERN AVE. at CONKLING ST. Hours: 9-5 P.M.—Wed. 9-8 P.M.

Madison Y Gives Christmas Party

The annual Christmas party for members of the Madison ave. Branch YWCA will be held Thursday, at 8 p.m.

Mrs. Ellen Rice, of the Home Service Department of the Gas and Electric Co. will show slides "Hints on Christmas Party Ideas." Recipes will be given for cookies, punch and sandwiches.

Members will take part in folk dancing and carol singing. The Modern Dancers will present a number and a play, "The Carol That Was Never Sung," will be given under the direction of Mrs. Juanita Davis and Miss Loretta White.

In The Case

Cast includes Mesdames Lillian Banks, Heloise Frazier; the Misses Ruby Ford, Gloria Ford, Eliza Dorsey and Juanita Watkins. Music will be provided by Martha Murphy Singers.

Mrs. Edna G. Gray, chairman of the committee on administration and Mrs. Ethel J. Day, chairman of the membership committee, will bring greetings. Mrs. Edna Talbott, chairman of the Christmas party planning committee will preside.

Others serving on the committee are Mesdames Rachel Dodd, Addie Rowland, Virginia Smith, Ophelia Maddox, Annie Bennett, Eva Creigler and the Misses Rosalind Allen, Anna Mae Robinson and Emma Jane Baylor.

Private Hill With Army At Fort Meade

Pvt. Hill

Private Bernard Hill, 19, 3430 Paton ave., has arrived at the 2053 Army Reception Center, Fort George G. Meade, where he will receive his initial indoctrination in the Army. He will receive his uniforms, be classified as to skills and aptitudes, and will be selected for that branch of the Army for which he is best qualified.

From Fort Meade, Private Hill will be sent to an Army installation for basic training. After his basic period, he will receive advanced training at service schools or the Army Field Forces.

The 2053 Reception Center is commanded by Colonel F. M. Harris.

Mrs. Edna G. Gray, chairman of the committee on administration and Mrs. Ethel J. Day, chairman of the membership committee, will bring greetings. Mrs. Edna Talbott, chairman of the Christmas party planning committee will preside.

Others serving on the committee are Mesdames Rachel Dodd, Addie Rowland, Virginia Smith, Ophelia Maddox, Annie Bennett, Eva Creigler and the Misses Rosalind Allen, Anna Mae Robinson and Emma Jane Baylor.

Morgan Alumni To Meet Governor

Members of Morgan State College's Alumni Association will meet with Governor McKeldin today (Tuesday) to discuss the recent reduction in the college's budget appropriation by the State Planning Commission.

In submitting their budget, Morgan officials asked for an appropriation of $4,000,000 to further the college's extensive building program.

Members of the Planning Commission pared the budget request to $310,000.

The committee, led by Dr. Eugene Byrd, president of the Alumni Association, will also present Governor McKeldin—who is an honorary alumnus of Morgan—with an Alumni membership card.

Other members of the committee include R. Clarke Davis, Mrs. Lillian Parrott, Dr. C. R. Campbell, Dr. Thomas Harris, Warren Weaver, Douglass King, Augustus Knox, Frank Ellis, and George Rosedom

The group will meet the Governor in the State House at 4 p.m.

Paroles Granted Three Inmates

Three convicts, one a murderer, were among ten prison inmates receiving paroles from Governor McKeldin, this week.

The paroles were recommended by A. Earle Shipley, State Parole Director.

Preston Alexander, was sentenced March 6, 1946, at Baltimore Criminal Court to 12 years in the Penitentiary on a charge of second degree murder.

He has been assigned a job as runner, and Mr. Shipley recommended parole with supervision.

Ten Year Assault Term

John Dow McCaskell was sentenced March 26, 1946, to ten years in the Penitentiary on a charge of assault and robbery, and another case of burglary.

The Parole Director declared McCaskell had made a satisfactory adjustment within the institution and supervision has been accepted by the State of South Carolina.

Charles Turner was sentenced March 2, 1951, by the Criminal Court of Baltimore to a term of three years in the Maryland House of Correction on a charge of larceny.

Parole under supervision was again recommended.

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—Salesman

(Continued from Page 1)

police, he could hardly talk.

He said that Mr. Williams was a veteran of the Spanish-American and First World wars.

He used to live in this neighborhood for years before his wife died about two years ago. Then he took a room on Lanvale st.

He continued to rent the garage, and would bring his car there to make repairs sometimes, Mr. Smith declared.

C. R. Mahrer, who owns several garages between W. Franklin and W. Mulberry sts. in the 1400 block, said that Mr. Williams had rented the garage "for at least 12 years."

"Fine Gentleman"

"He was a very fine old gentleman," Mr. Mahrer said.

Mr. Smith asserted that Mr. Williams was in good health, and could give no reason for the apparent suicide.

A daughter and two grandchildren were listed among his survivors.

Civil Defense Holds First Aid Class Meets

Civil Defense programs scheduled for the week are:

First aid class and film to be held in the assembly room of Edgar Allan Poe Homes, 206 N. Fremont ave., Dec. 9 8 p.m. to 10 p.m.

Thursday, a first aid class under the instruction of Mrs. Leona Logan, to be held at the Edgar Allen Poe Homes from 8 p.m. to 10 p.m.

Woman Cuts Man; Gets Six Months

Because she cut her boyfriend with a pen knife for staying out too late Saturday night, Mrs. Catherine Jackson, 35, of the 600 block of N. Fulton ave., will spend the next six months in women's prison.

Magistrate E. Everett Lane explained, "This cutting and unwarranted stabbing in the Northwestern district is terrific. I have to crack down on it."

In defense of his friend, Thomas Brown, 42, of the 600 block N. Fulton ave., who was released from Provident Hospital following treatment for lacerations on his left side, said, "It was just a little misunderstanding, Judge. I know she didn't mean to do it."

The couple had been living together for six months.

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