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# Va. State Bar asksNAACP court ban

RICHMOND

NAACP attorneys went into a huddle this week to map legal strategy to answer a suit filed Monday by the Virginia State Bar.

The suit, filed by the State Bar in Richmond Chancery Court, seeks to prevent the NAACP and two related organizations from participating in school desegregation cases in Virginia.

The State Bar an official arm of the state government responsible for helping the courts administer the practice of law, charged that the NAACP inspired, directed, controlled and financed litigation. It contends that this is "unauthorized practice of law."

NAACP attorneys Wednesday declined to divulge their defense plans but it was expected that they would deny all legatins of the petition and seek to show that they participated in litigation only after indiduals involved appealed to the NAACP.

**W. LESTER BANKS**, executive secretary of the Virginia State Conference of NAACP branches, one of the organizations named as defendant in the suit, said the State Bar suit is "under study."

Also named defendants were the NAACP Legal Defense and NAACP itself.

The case, filed by Aubrey R. Bowles Jr., as counsel for the State Bar, was aimed not at stopping school desegregation suits as such but rather at stopping what the bar's committee on authorized practice deemed to be improper practice of law by the three organizations.

* * *

**THE COMPLAINT** described the objectionable methods as follows:

First, it said, at called meetings the NAACP agents urge and solicit individual members and non-members to start litigation for desegregated schools.

Then "authorizations are obtained from various such individuals in many cases without explaining to them the nature or purpose there, the complaint said. These authorizations "purport to permit the defendants (NAACP organizations) to commence litigations."

The petition alleged that NAACP organizations next "employ and furnish at their own expense" lawyers chosen solely by them, without the individual litigants having any choice in or knowledge of the lawyers selection.

In the lawsuits that follow, it continued, the NAACP organizations through their lawyers "maintain absolute and complete domination and control over such litigation— so that such individuals have no voice in or control of such litigation whatever."

* * *

**THE THREE NAACP** groups named in the suit were also charged with unauthorized practice in a report of the Boatwright Committee of the General Assembly in November, 1957.

A resolution adopted by the 1958 General Assembly asked the State Bar to investigate the committee's charges and take whatever action was warranted.

The State Bar asked Richmond Chancery Court to enjoin and restrain the NAACP groups from "the continuing unauthorized practice of law" in this state.

Observers felt the latest suit was another effort on behalf of the State to clip the wings of the NAACP which has been piling up an impressive string of victories in school segregation cases in Federal and State courts.


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## Robbery nets man 18 years

"I had just gotten off of the hospital. I couldn't find a job, and I was confused."

A slender, 28-year-old man gave Judge Joseph Allen this explanation in Criminal Court Tuesday for the gun-point robbery of two clerks in a food market at Dolphin St. and Linden Ave., and received an 18-year penitentiary sentence.

**The man, James H. McCall Jr., 700 block W. Mulberry St., pleaded guilty to taking a total of $149 from two male clerks in the store on the afternoon of May 20.**

In another assault charge, involving the pointing of a revolver at one of the persons who chased him, he declared his innocence, but was found guilty.

**HE WAS** given 15-year concurrent sentences on each of the two robbery charges, and an additional three years on the assault conviction.

Joseph G. Koutz, deputy state's attorney, told Judge Allen that a woman employee of the store followed McCall when he ran from the establishment after the robbery.

**He said she attracted the attention of Howard Fenner, 3990 block Belle Ave., a television station maintenance supervisor, who followed the man in his car to Madison Ave. near Dolphin St., where he was captured by police.**


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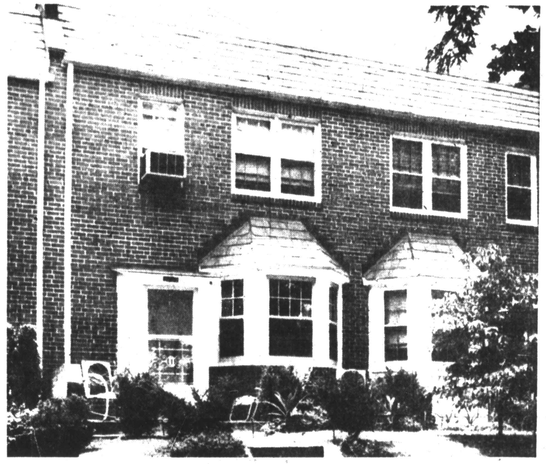

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3631 DOLFIELD AVE. — Modern English type brick and stone, 6 rooms and tile bath, club cellar, oil heat.
3626 DOLFIELD AVE. — Modern English type, 6 rooms and tile bath. Knotty pine club cellar, oil heat.

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3608 FOREST PARK AVE. — Bungalow 6 rooms and tile bath, modern kitchen, oil heat. Large lot with beautiful shrubbery and trees.
2929 FOREST GLEN RD. — Modern bungalow, 7 years old 5 rooms and bath, automatic heat and hot water, large lot.
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IN RAPE CASE

# S. C. judge gives death sentence

BEAUFORT, S.C. — Pvt. Fred G. Davis of Atlanta, 24-year-old serviceman stationed at Beaufort Marine Air Station, may become the first white man to be executed for the rape of a colored woman.

An all-white male jury convicted the Georgian in General Sessions Court Monday, failing to recommend mercy—thus making the death penalty mandatory.

Judge J. Henry Johnson delayed sentencing, pending a motion for a new trial. While considering the motion the judge began hearing testimony in another rape case.

Private Davis was accused of raping a 47-year-old woman on April 7.

* * *

**THE MARINE** denied the charge against him. He claimed the woman consented to the act.

Other testimony before the court included statements from Sheriff J. E. McTeer, the victim and two boys.

The sheriff testified that Davis admitted raping the woman and quoted him as saying he (Davis) sometimes had "an overpowering sex urge and got pleasure out of using force with women."

Atlanta authorities, according to Sheriff McTeer, are also checking out reports that the convicted man tried to rape two women there.

In her appearance before the court, the victim said that her attacker raped her after dragging her in the bushes near the national cemetery.

The two boys were described as witnesses to the attack.

**BULLETIN**

Judge Johnson Thursday sentenced Pvt. Davis to be executed.

**IN THE** other case, which Judge Johnson expected to last only about two days at the most, a 18-year-old youth was charged with attempting to rape a young white woman.

Israel Sharpe was accused of forcing his way into the woman's home and trying to criminally assault her. She said she struggled with hime for about 15 minutes before a neighbor heard her screams and called the police.

The woman further testified on the first day of the trial that her three small children were asleep at the time the youth forced his way into the house.

Continuing, she said that she offered the youth $50 to leave her alone, but he refused, saying:

"I don't want your money."

She said that the boy fled when police arived, but the accused was later arrested and charged with the crime.

The mother is the wife of a Marine stationed at Parris Island.

* * *

**ANOTHER CURRENT** rape case in the South deals with a 12-year-old lad accused of raping a seven-year-old white girl at her home last Sunday in Nashville, Tenn.

A grand jury has indicted the boy, but no date has been set for the trial. There is no indication as to the severity of penalty that the prosecutor may seek.

## Attack on man, 73, brings 9-month term

"The fact that this man is a steady worker is in his favor, and the fact that he has several children is in his favor.

"But this was a brutal attack on a 73-year-old man that could have been manslaughter, and I see no reason to disturb the magistrate's sentence."

**Judge Joseph R. Byrnes was speaking in Criminal Court Tuesday, up , holding a nine-month House of Correction sentence on an assault charge previously given George W. Thomas, 29, 1200 block Smithson St.**

The sentence had been imposed on June 20 by Magistrate Calvin A. Douglass in Northwestern Police Court, and the case was before Judge Brynes on an appeal.

**The aged man, Lee Gaskins, told Judge Brynes that Thomas came to his home in the 1000 Stockton St. on the afternoon of June 13, and beat him so severely he required hospital treatment, alleging that he had "told his wife lies on him."**

**Thomas, the father of six children, denied that he had beat Mr. Gaskins, and said the man was caretaker for the property he rented, an he went to inquire about repairs.**

## 'Sleep' man nabs youth searching his pockets

Neal Hart Bush, 19, of the first block Norris St., was sentenced to six months in the House of Correction Monday for larceny.

**In Southwestern Police Court, testimony was placed after he had taken a watch, cuff links, lighter and a tie clasp from Lanniel Brown of the 100 block Bruce St.**

**Before Magistrate John A. McGuire Mr. Brown testified that he was lying in bed at his home Sunday afternoon when Bush, who apparently thought he was asleep, started going through his pockets.**


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Corner — like new, oil heat

4106 FAIRVIEW AVE.
6 rooms, tile bath, oil heat

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1431 DUKELAND ST.
5 rooms, tile bath, oil heat

4117 WOODHAVEN
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4704 OLD YORK ROAD
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147 DENISON STREET
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2901 FEDERAL STREET
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3409 SPRINGDALE AVENUE
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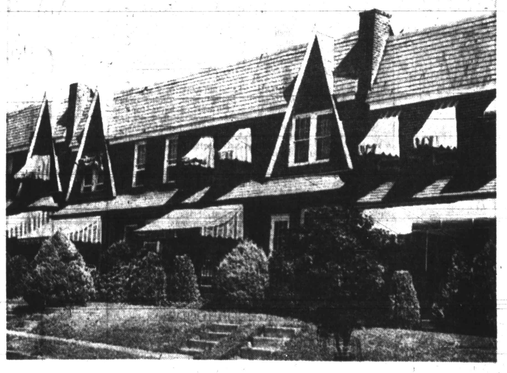
202 N. HILTON ST.— Stone porch front with brick steps. 2-story, 6 rooms and bath. 1st floor: living room, dining room and modern unit kitchen. 2nd floor: 3 bedrooms and modern tile bath. Full concrete basement with extra flush. Hardwood floors, oil heat. Venetian blinds, storm windows and doors, screens and cornices.
4147 FAIRVIEW AVE.—4 BEDROOMS, 2-story, stone porch front, 7 rooms, reception hall and bath. 1st flr., reception hall, living room, dining room and kitchen. 2d flr., 4 bedrooms and bath. Hardwood floors, oil heat. Extra flush in basement.
4013 FAIRVIEW AVE.—5 BEDROOMS, all brick ferraced front, 2-story with entrance hall, 3 rooms and unit kitchen on 1st flr. 2nd flr., 5 rooms and bath. Oil heat, hardwood floors, fenced back yard.

EAST
2214 AIKEN ST.—Porch front, 2-story. 1st flr.: living room with large picture window, dining room, breakfast room, unit kitchen, Oriole gas range. 2nd flr.: 3 bedrooms, large bath. Large basement with ample storage space, oil heat, storm windows and doors, awnings.
1733 CLIFTVIEW AVE. — 4 BEDROOMS. Porch front, 2-story, 6 rooms and bath. Aluminum awning at rear. Gas range, automatic water heater. Extra flush in basement. Storm windows and doors. Curtains and screens.
4805 MIDWOOD AVE. — Patio porch front, 2-story, 1st fl., living room, dining room and modern unit kitchen with Real Host gas range; 2nd fl., spacious bedrooms and full tile bath with built-in shower and tub. Hardwood floors, oil heat, Venetian blinds.
1642 MONTPELIER ST.—Stone porch front with awning, 2-story, 6 rooms, entrance hall and 2 baths. Gas range in kitchen, extra kitchen with sin kand gas range on 2nd flr. Modern tile bath with built-i tub, automatic heat, storm doors, hardwood floors, completely fenced in.
3705 KIRK AVE.—Porch front, 2-story, iron railing around porch, 5 rooms and bath. 1st floor: living room, dining room and kitchen. Sun porch. 2nd floor: modern bedrooms and modern bath with shower and tile walls. Linen closet next to bathroom for added storage space. Basement is entirely concrete with an extra flush. Gas heat, automatic water heater.



1706 MONTFORD AVE.—Stone porch, 6 rooms and bath. 1st flr.: living room, dining room and kitchen; 2nd flr.: 3 rooms with adequate closet space. Hardwood floors, oil heat, aluminum storm windows and doors. Extra flush in basement.
611 WILLOW AVE. — Porch front, 2-story. 1st floor: 3 rooms and kitchenette. 2nd floor: 3 rooms and bath. Extra bath in basement. Hardwood floors, storm windows and doors at front. Gas heat. Automatic water heater. Venetian blinds, gas range.
1722 E. 25th ST. — Porch front, with wrought iron rail. 2-story, buff brick 6 large rooms and bath. Oil heat, automatic water heater. Extra flush in basement.

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4007 BAREVA RD.—Brick row house about 10 years old. Porch front, living room, dining room and unit kitchen with gas range. Wall-to-wall carpenting in living room, dining room, stairway and upstairs hall. Large rear porch, back yard fenced in. Large basement with extra flush, 3 large daylight bedrooms and tile bath.
3750 DOLFIELD AVE.—Attractive combination of stone facing brick and stucco, stone porch front with iron rail trim. 2-story, 7 rooms and full tile bath with shower. Hardwood floors. 1st flr., living room, dining room, unit kitchen and pantry; 2nd flr., 4 bedrooms. Abundant closet space, oil heat. Extra flush in basement.

WEST
29 S. CULVER ST. — Porch front, 2-story. 1st floor: living room, dining room and kitchen. 2nd floor: 3 bedrooms and bath. Hardwood floors. Oil heat, automatic water heater. Extra flush in basement.
141 KOSSUTH ST. — White asbestos shingle cottage with 6 rooms and bath. Brick side and front porches. 1st flr.: large living room with arched doorway between living and dining room and kitchen. 2nd flr.: 3 large daylight bedrooms and bath.
3709 W. FRANKLIN ST.—Designed for 2 apartments. 2-story, patio porch front, concrete rear porch. Each apt. has living room, 2 bedrooms, unit kitchen and tile bath. Gas range in each kitchen. Large basement. Oil heat. Rear yard fenced in.
316 N. HILTON ST. — 4 BEDROOMS. 2-story, porch front, semi-detached: 1st flr.: 3 rooms and bath; 2nd flr.: 4 rooms and bath, rear porch and oil heat.
2727 W. MOSHER ST.—4 BEDROOMS. 2-story, porch front. 1st flr.: 3 rooms and hallway; 2nd flr.: 4 rooms and bath. Garage, oil heat, automatic water heater. Extra flush in basement. Storm windows and doors, awnings.
126 S. HILTON ST. — 4 BEDROOMS. Concrete and stone porch front. 2-story, 7 rooms, hall and bath. Automatic water heater. Hardwood floors. Venetian blinds, storm windows and doors. 2-car brick garage.
318 N. HILTON ST.—4 BEDROOMS, Semi-detached brick house with stone front porch, 2-story, 8 rooms, pantry and bath. 1st floor, reception hall, pantry, 4 rooms; 2nd fl., 4 bedrooms and modern bath. Extra flush in basement.
3611 W. MULBERRY ST.—2 story, porch front. 1st fl., living room, dining room and modern unit kitchen; 2nd fl., spacious bedrooms and modern tile bath with built-in tub and shower. Oil heat, hardwood floors.
51 S. MORLEY ST. — Porch front, 2-story, 6 rooms, hall and 2 baths. Powder room on 1st floor. Hardwood floors, oil heat. Storm windows and doors. Built-in garage.
63 S. MORLEY ST. — Porch front, 2-story, 6 rooms, hall and 2 baths. Powder room on 1st floor. Hardwood floors. Oil heat. Storm windows and doors. Venetian blinds. Built-in garage.

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