

COURTS HIT RACE IN 2 BIG CASES

Monroe Doctor Must Go To Jail For Abortion

RALEIGH — For Monroe's Dr. Albert E. Perry, who has been fighting a two year legal battle on charges of abortion, it appears that the road has ended in a two to three year prison term.

This situation became apparent when the U. S. Supreme Court notified the State Attorney General here Tuesday that it had refused to review Dr. Perry's case. The physician has been tried twice in Superior Court and convicted each time of performing an abortion on a white woman. The woman testified that she gave Perry \$25 for the abortion.

The State Supreme Court granted defense motion for a second trial on the ground that Perry's attorneys had not sufficient time to prove their contention that Negroes were systematically excluded from jury service.

Judge Hubert Olive sentenced Perry to 2 to 8 years in Stanley Superior Court last November and the State Supreme Court upheld the conviction.

The case was then taken to the United States Supreme Court, which Tuesday announced its refusal to review.

Perry was one of a growing band of young militant NAACP officers in Union County. He was closely allied with Robert Williams, who was suspended from his post as president of the Monroe NAACP when he advocated that Negroes strike back with violence at whites who had mistreated them.

His conviction is viewed as a blow to the militant cause in Monroe.

Holt Case Is Turned Away By High Court

RALEIGH — The movement to place a wedge in North Carolina's so-far solid "token integration" front was dealt a blow this week by the United States Supreme Court which refused to review two integration cases which tower federal courts had refused against plaintiffs.

The two cases the high court turned away were the Joseph H. Holt case, of Raleigh, and the Montgomery County case.

The court held that in neither of the cases had the state's administrative remedy been exhausted.

Proponents of the state's "token integration" program limiting the rate of desegregation hailed the court's action. They said the action hinted that North Carolina's way of dealing with the issue would be respected in future federal court proceedings.

In both actions, plaintiffs' attorneys sought to cut through the series of administrative remedy actions which the state has set up. Pupil assignment laws are the key factors in the state plan.

State Attorney General Ralph See **TURNED AWAY**, page 8

Dr. Davis, Former Orphanage Head Is Funeralized

CHARLOTTE — The Rev. S. Davis, D. D., 308 Carmel Street died at Good Samaritan Hospital Friday morning, October 9, after several months of ill health and seven weeks of critical illness.

Funeral services were held at the University Chapel on Monday afternoon, Oct. 2, at three p.m. The Rev. Dr. A. H. George, chairman of the Johnson C. Smith Divinity school and pastor of the University church officiated. He was assisted by the Reverend T. H. Brooks, superintendent of the Oxford Orphanage and J. R. Dungee, pastor of Cotton Memorial Presbyterian in Henderson.

Dr. Davis, son of the late Thomas and Emma Davis, was born in Easley, South Carolina and reared in Asheville and entered Bidle University (now Johnson C. Smith University) where he received the B. A. degree in 1918 and the B. D. See **DR. DAVIS**, page 8

It's Homecoming For Hillside Friday



BETTY JO GOODLOE
"Miss Hillside Homecoming"



EILEEN TURNER



CATHERINE PRATT

"Miss Homecoming" Attendants

Parade, Queens, Football Game To Feature High School Event

Friday is home coming for Hillside high school. Preparations for the past few days for the event have reached a high tempo at the school.

On Wednesday, the homecoming queen and her attendants were announced to the student body. Elected is Betty Jo Goodloe, senior, and daughter of Mr. and Mrs. J. W. Goodloe of Masondale avenue.

She will be crowned during halftime intermission of the football game Friday night by the football team's captain.

Her attendants are seniors Eileen Turner, daughter of Mr. and Mrs. Nathaniel Turner of Ridge-way street, and Catherine Pratt, daughter of Mr. and Mrs. Emmett Pratt, of Formosa avenue.

The election was conducted among members of the varsity.

In addition to the announcement of the selection of Miss Homecoming and her attendants, plans for a street parade Friday evening prior to the game were also announced.

The Hornets will entertain perennially strong Booker T. Washington, of Rocky Mount, in the football game at Durham Athletic park Friday night, the feature attraction of the homecoming program.

Approximately eight bands, boy and girl scout units, marching units of the school safety patrol and several floats are expected to be seen in the parade.

J. H. Pakenham, Hillside instructor, is in charge of parade arrangements.

Five bands from area high schools — Henderson, Creedmoor, Chapel Hill and Oxford—have been invited to take part. In addition, Whitted Junior High, North Carolina College and the Hillside bands will be in the parade.

Pakenham revealed that the parade will begin at five p.m. at Fayetteville and Formosa streets, proceed north on Fayetteville to Pettigrew, west on Pettigrew to Roxboro, north on Roxboro to main, west on Main to Morris, and north on Morris to Durham Athletic park.

At the park, the Hillside football team will become the center of attention as it goes against highly potent Booker T. Washington.

See **HILLSIDE**, page 8

The Carolina Times

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THE TRUTH UNBRIDLED

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Mrs. Laney Leads Beauticians

Group of 21 Suspended

NURSES GO ON STRIKE

Charlotte Nurse Students Protest Poor Facilities

CHARLOTTE—A group of 21 student nurses at Good Samaritan hospital here who went on strike last week have been suspended from the nursing school.

This action was taken by hospital officials after the girls refused to return to classes and duty.

Indications were this week that the striking students might seek readmission through their attorneys Thomas H. Wyche and Charles Bell.

Wyche said the group had one more step to attempt before legal action would be taken.

He declined to reveal the nature of the action.

The girls went on strike in protest of substandard conditions at the hospital, one of the oldest private Negro hospitals operated by the Episcopal church.

Suspension of the strikers was put into effect by Edward R. Frye, white administrator. He was upheld by the board of trustees in a Monday night meeting.

The expulsion of Rufina Little of Thomasville touched off the strike.

Striking students are asking that patients be transferred to the Memorial hospital, operated by the city of Charlotte. Memorial does See **NURSES**, page 8



NURSERY ANNEX DEDICATION SCENES—A large group of persons viewed the newly completed \$50,000 addition to Scarborough Nursery when the facility held an open house last

Sunday afternoon at four. Pictured here are some members of the school's board of directors with three pupils. Adults pictured are, right to left, Mrs.

Ruth Wade, Mrs. J. S. Thompson and Mrs. Y. D. Garrett. Children seen are Oliver Thomas Garrett, Jr., Evonne Garrett and Kathleen Clement.



NURSERY AND FOUNDATION OFFICERS — Officers of the Daisy E. Scarborough Nursery and the Daisy Scarborough Foundation were on hand at the dedication of a new nursery annex last Sunday. Right to left are

J. J. Henderson, president of the Board of Directors of the Nursery; John H. Wheeler, chairman of the Board of Trustees of the Daisy Scarborough Foundation; Mrs. C. S. Scarborough, executive director

of the Nursery; W. A. Clement, chairman of the Nursery building committee; and Dr. W. A. Cleland, chairman of the building committee for the Foundation—photos by Rivers.

Pittsboro Woman Freed In Rifle Slaying of Her Husband

PITTSBORO—A 35 year old woman was acquitted in Chatham County Superior Court Tuesday of the second degree murder of her husband.

On trial for the rifle slaying of David Lawrence Smith was Mrs. Ethel Mae McDowell Smith. She had been charged with second degree murder in the

fatal shooting of her husband, a sawmill worker, on July 16, 1958.

An all male jury found her innocent.

Mrs. Smith's defense attorneys contended that the shooting was either accidental or in defense. Her husband died of a .22 calibre bullet wound.

Two Out-of-Town Contestants Rumored Strong Darkhorses

Mrs. Eula Steele Laney, of Durham, was back in first place this

week in the Carolina Times Beauticians' Popularity Contest when the votes were tabulated Wednesday noon.

Mrs. Laney took the lead over Mrs. Daye, also of Durham, who led by a narrow margin by last Wednesday's count.

Rumors have it that either Mrs. Josephine Holeman, of Hillsboro, or Mrs. Inez Minor, of Chapel Hill, is certain to be winner of the top prize when the final count is made on October 31.

Both these contestants have been reported to be the outstanding darkhorses of the contest and are expected to be heard from as the contest enters the home stretch.

With only two weeks to go, voting in the contest is expected to get tighter and tighter each day as customers and friends of the various beauticians rally to the support of their favorites.

Contestants with less than 20,000 points have been dropped from the listing as of this week. This action was taken by the contest manager who explained that any contestant with no more than that amount of points had little chance of winning.

Next week, beauticians with less than 100,000 points will be See **BEAUTICIANS**, page 8



ROBINSON

D. C. Minister At Men's Day

The Rev. C. Dewey Robinson, pastor of the Metropolitan A.M.E. Church of Washington, D. C., will deliver the annual Men's Day Sermon at St. Joseph's A.M.E. Church Sunday morning and evening, Oct. 18. It was announced here this week by the Rev. Melvin Chester Swann, pastor.

The sermon in the morning will be delivered at eleven o'clock and the one in the evening at seven o'clock.

Special music will be furnished for the occasion by the Men's See **D. C. MINISTER**, page 8

Bulletin!

Last Day of Registration For Bond Issue

Saturday, October 17, is the last day for persons who have not registered to do so for the Special Statewide Bond Election to be held Tuesday, October 27. Persons who have not previously registered are urged to register so that they may vote.



RAY

Funeral Home Director Dies; Rites Set Friday

Funeral services for Johnson H. Ray, Sr., 69, of 602 Dupree street, were scheduled for Friday afternoon at four o'clock at the White Rock Baptist Church.

The Rev. Miles M. Fisher, White Rock pastor, was to officiate. Burial services were slated to be held at Beechwood cemetery following the church service.

Ray died at Lincoln hospital, Tues. evening, Oct. 13, at approximately 6:30 p.m. He had been in declining health for the past several months. His condition became serious about two months ago and he was hospitalized for the past six weeks.

He was one of the city's prominent funeral home operators. He was owner for the past 16 years of Ray and Sons funeral home on Fayetteville street at Umstead.

Born in Durham, Ray was the son of the late Johnson and Elvira Ray. He lived most of his life in the city and was trained in the public schools of Durham, at A. and T. College and Brown's Embalming School, then located in Raleigh.

He had been in the funeral business since 1919 and was active operator of his funeral home until poor health forced him to curtail his duties. Ray established the funeral home in 1943.

He was a veteran of World War I, a member of the Weaver-McLean post of the American Legion and a member of White Rock Baptist church.

His immediate survivors include his wife, Mrs. Mary Ray; three sons: Johnson, Jr., Douglas and Harold Ray; one daughter: Mrs. Elizabeth Ray Pearson; one sister, Mrs. C. A. Haywood, of Raleigh; four grandchildren and several nieces and nephews.

Power of Ballot Emphasized In NAACP Confab

By J. B. HARRIS

ASHEVILLE — The 16th annual convention of the North Carolina NAACP Conference opened here with a conference of some fifty ministers from over the state under the guidance of Dr. Grady B. Davis, chairman of the ministers division of the conference, assisted by Dr. E. J. Odom, national NAACP church secretary, New York.

Keynote speaker, Dr. Frank R. Brown, dean of Hood Theological Seminary, Salisbury, was forceful in his contention that the ballot, full participation in community improvement projects and the building of self-respect would ultimately bring to colored people complete first-class citizenship and integration.

Brown emphasized that violence has no place in the Negro's struggle for first-class citizenship status. He declared, "Force and the use of violence should not be considered, nor should we be satisfied with appeasement nor voluntary segregation."

See **POWER**, page 8



SEGREGATION FOE IN DURHAM—The Most Reverend Jost de Blank, (center) Lord Archbishop of Capetown, S. Africa—famous for his outspoken opposition to the South African government policy of Apartheid—is pictured here on his arrival at

the Durham-Raleigh airport Wednesday morning. He was in the area for a series of sermons, addresses and tours of the Chapel-Hill-Durham section. Pictured with him at the airport are (left) David Matthews, of Winston-Salem, president, Di Phi, the or-

ganization sponsoring the bishop's appearance, and (right) Robert Pace, editor of the Durham Labor Journal and member of the National Council of the American Church Union of the Episcopal Church. — photo by Burtley.