

**The Black Press—
Our Freedom Depends
On It!**

The Carolina Times

THE TRUTH UNBIDDEN

Words of Wisdom
Work is the foundation of all prosperity.
Everything that is of value springs from
work.
—Rev. Oliver G. Wilson

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STATE OFFICIALS MUM ON CASE

BLACK AND WHITE BONDS BEING QUESTIONED

Jerry Paul Says "They Want to Punish Blacks"



CHAPEL HILL ALDERMAN R. D. SMITH presents plaque to Mrs. Gatha Lassiter during Community Tribute to her held on Saturday, July 2, at Hargraves Recreation Center. [Story and related pictures, Page 11]

SMITHFIELD — A distinct difference in bonds allowed blacks and whites charged with murder has taken focus in two cases now in litigation in North Carolina's 11th Judicial District. The 11th District includes Harnett, Johnston, and Lee counties, and the cases involved are in Johnston and Harnett counties. Eleventh district Attorney is John Twisdale who resides in Smithfield, the seat of government for Johnston County.

The Johnston County case involves two black men Henry Smith and David Ezra Stewart charged with

the June 3 double murder of Four Oaks policeman Dennis Wilbert Allen, and truck driver, Lenwood "Big Boy" Johnson. So far the evidence revealed by Twisdale circumstantially connects Stewart and Smith with the deaths.

Allen, a rookie policeman, was found face down near his patrol car on I-95 Friday, June 3 about 1:30 a.m. There were no known witnesses to the crime. A short time before his death, Allen evidently stopped a car which he radioed to his dispatcher a description as "suspicious." A short time

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REV. BEN CHAVIS AT TUESDAY PRESS CONFERENCE

Rev. Ben Chavis Urges Leaders Support March For Wilmington 10

Wilmington 10 defendant Reverend Ben Chavis held his first interview with newspeople Tuesday, after prison officials limited him to one interview per week. He called for increased support for pardoning the Wilmington 10 from black leaders in North Carolina. Chavis also credited the "mushrooming" of the Wilmington 10 case with President Carter's human rights stand and demonstrations in support of the Wilmington 10 across the globe.

Several times Chavis held up a copy of a pardon petition presented to Governor James Hunt, by Wilmington 10 defense attorneys last month. Hunt, who promised that he would take action on the case before taking office, has said he would not intervene in the case while the case is involved in the judicial process.

Saying he had no faith

in the criminal justice system bringing relief for the Wilmington 10. Chavis revealed that his attorneys, "have informed me that our case can be tied up for at least four or five more years in litigation. Are we to languish four to five more years in prison when it is obvious that we are innocent?"

Chavis reminded the journalists that the Wilmington 10 case had been appealed already to the N. C. Court of Appeals, the N. C. Supreme Court, and federal courts all the way up to the Supreme Court, and only one, the N. C. Court of Appeals would hear the case. "Our case has been through the courts before but always refused to be heard," Chavis said.

Black leaders in the state, Chavis said, "are under a tremendous amount of pressure, particularly now. It may be more politically ex-

pedient to remain silent on a lot of things that they spoke out on ten years ago. Some of us have left the activist field and gone to the political field. For those who have gone to the political field, they have to make political decisions, and that's why they have been silent."

"It was not politically expedient for them to speak out for the Wilmington 10 until now. I think that is why they are speaking out now."

Chavis expressed a desire to refrain from "offering too much criticism of my brothers because I understand the hardships they have had to go through just to be accepted as leaders. But I would say that they should speak out more on the Wilmington 10 and other things in North Carolina."

Somewhat ironically, several black leaders in the state were planning for a march at the same time Chavis' press conference was

being held in his Hoke County prison unit. The march, according to Golden Frinks, Program Director of the Southern Christian Leadership Conference (SCLC) is to be used to allow blacks and whites across the state to express support for the Wilmington 10.

First announced to begin from Wilmington on July 7, Frinks now says the march will begin on July 13 and that during the interim period, two planning sessions would be held. The first session, Frinks said, would be held in Raleigh, on Friday, July 8 and the second in Durham on Sunday, July 10. At press time, sites for the meetings had not been announced.

Raleigh Councilman William R. Knight, Secretary of the North Carolina Black Leadership Conference, said the planning sessions will develop "strategies to support the march".

Howard University School of Law Files Supreme Court Brief In Allan Bakke Case

The Howard University School of Law has filed a friend-of-the-court brief in the Allan Bakke case now before the Supreme Court which challenges the State of California preferential law permitting institutions of higher education to select qualified minority applicants for admission.

In its brief, the School of Law takes the position that "race as a consideration" in such admissions "reflects a compelling state interest to remedy the gross underrepresentation of black and other minorities in higher education."

The law school brief further argues that the minority admission programs are required or at least permitted under Title VI of the Civil Rights Act of 1964 and that the 13th Amendment authorizes the use of these measures to grant preferential treatment to blacks.

Institutions of higher education should be permitted to continue to select qualified minority applicants to insure full equality for all citizens, says the brief.

Under the existing standards and tests applied under the 14th Amendment as to whether state action is permissible in such a program, the law school argues, the university has met all of the necessary criteria.

Bakke was denied admission to the University of California College of Medicine in Davis in September of 1973 and 1974. He contended that he was more

qualified for admission than blacks who were admitted under the preferential treatment program.

Herbert O. Reid, Sr., the Charles Hamilton Houston Distinguished Professor of the School of Law, who filed the brief along with Charles T. Duncan, Dean of the School, said that the Bakke case "portends a disaster for the

black population of inestimable proportions. Conceivable, we could wind up losing all the gains we had made before Brown vs. Topeka."

Other members of the Howard law faculty working on the brief were: Michael J. Moorhead, Theodore A. Miles, Richard Paul Thornell, Daniel O. Bernstein and Genna Rae McNeil.

The Regents of the University of California petitioned the Supreme Court following a decision by the California State Supreme Court on October 28, 1976, that the University's admissions program was not shown to be of "compelling state interest in integrating the state medical school and in improving medical care for minorities."

Record Number of Striders At Ala. Jr. Event This Week

Griffin Bell Responds To Pleas From 60 Members of Congress

Two weeks ago sixty members of Congress headed by Rep. Don Edwards asked U. S. Attorney General Griffin Bell to become more involved with the resolution of the Wilmington 10 case. Bell was asked to file friend of the court briefs with the North Carolina Appeals Court and the U. S. Federal District Court where the "10" defendants have been awaiting a decision on their habeas corpus petition for the past 17 months.

Edwards, chairman of the House Judiciary Subcommittee on Constitutional and Civil Rights has referred to this five year old civil rights case as a "terrible sore". They cited President Carter's campaign promise that, if elected, he would "not tolerate the kind of racist injustice that has so often put civil rights leaders in prison."

The sixty congressmen also asked Bell to recommend a pardon to Governor James Hunt, an action Edwards and others are planning to do.

Attorney General Griffin Bell responded a few days ago to the sixty congressmen by saying that a review team headed by Drew Days, chief of the department's civil

rights division, has been set up "to determine the appropriateness of department participation..." It has been learned from a Justice Department lawyer that filing a brief with the federal court in Raleigh is being considered.

Rep. Edwards says that he is "pleased and optimistic" after reading Bell's letter. Irmani Kazana, National Coordinator of the Wilmington 10 Defense Committee, said, however, that she is not pleased citing that Mr. Bell's staff has been toying with this issue since February 2nd. "We are looking for some decisions and concrete action, not further study. The lives of ten innocent people are slowly being destroyed."

Supporters have recently been very critical of President Carter's stand on human rights saying that he needs to apply his position at home first beginning with the Wilmington 10 case. The actions of the congressmen come as a result of three former prosecution witnesses having stated publicly and under oath that they lied at the 1972 trial at the urging of the state prosecutor, a violation of federal civil rights laws.

"Prof" or "Mr. Hillside" Honored At Testimonial

By KELVIN A. BELL

Frank Howard Alston, Vice Principal and Dean of Boys at Hillside High School, was honored at a testimonial dinner held on Thursday, June 30 at the Durham Civic Center. The affair was sponsored by the Hillside High School Class of 1952.

The greetings at the

dinner, catered by the Downtowner Motor Inn, were characterized by such praises of Alston as: "one who has dedicated his life to human concern;" "a great educator and humanitarian; a man of great wisdom and knowledge; a firm, but fair disciplinarian; a motivator and leader;" "If there is a 'Mr. Hillside', then F. Howard Alston is 'Mr. Hillside,'" said Hillside Principal, John Lucas.

Alston, a native of Durham and graduate of Hillside High School, received undergraduate and graduate degrees from North Carolina Central University. Through his direction and guidance since his appointment, in 1946-47 Alston has helped produce many outstanding citizens across the nation.

The guest speaker, Dr. Elliott B. Palmer, Associate Executive Secretary, N. C.

Association of Educators, and former student of Alston, summed it up well when he used the word "PROF" as an acronym and applied it to F. Howard Alston - Professional and personal; romantic and religious; frank, fair, and fatherly, and; between the "R" and the "F. O." for the Otherwise, which has already been pointed out. Congratulations, Mr. Alston.



PROF OR 'MR. HILLSIDE' — Either way, F. Howard Alston, center, fits the bill. Mrs. Alston (left) covers a smile during the testimonial dinner honoring her husband at the Durham Civic Center on last Thursday evening. Hundreds of friends and former students were in attendance. Right, Dr. Elliott B. Palmer gestures toward the honoree as he extolls his virtues. (The Carolina Times photos by Kelvin Bell).



PROTEST HIRING THE RICH — Protesting the hiring by the New York News of Caroline Kennedy, members of Young Activists Now picket the News Bldg. June 27. The group is seeking summer jobs for ghetto teenagers. The daughter of late President John F. Kennedy began employment as a copy girl for the paper at the beginning of the month. (UPI).