

This Is The Law

By ROBERT E. LEE
(For the N. C. Bar Association)
By Blood Tests

John Doe has been named by Susie Smith as being the father of her child. He denies the fact. In a criminal proceeding may he demand that a blood grouping test be performed on himself, the mother and the child for the purpose of proving that he is not the father of the child?

Yes. A North Carolina statute expressly so provides.

If the defendant makes such a request by a proper motion in the case, the trial judge must direct and order that the defendant, the mother and the child shall submit to a blood grouping test. The North Carolina statute says: "The results of such blood grouping tests shall be admitted in evidence when offered by a duly licensed physician or other qualified person."

Blood grouping tests have also been extended to civil cases in which evidence of paternity is relevant. In civil cases, either the plaintiff or the defendant may make the request.

The judge, in his discretion, may require the person requesting the blood grouping tests to pay the cost thereof.

How accurate are the blood grouping tests?

Serological blood tests, sometimes referred to as blood-grouping or blood-typing tests, have generally been accepted as scientifically accurate. As of the present time, there are several methods or theories used for classifying a person's blood.

According to the Landsteiner-Bernstein theory there are four general types of blood: O, A, B and AB. Approximately 45 per cent of the people belong to group O, 42 per cent to group A, 10 per cent to group B and 3 per cent to group AB.

Medical authorities have shown that blood types are handed down from parents to offspring in accordance with the Mendelian law of inheritance. A type of blood cannot appear in a child which was not present in at least one of its parents.

The child of two people

having the same blood group cannot be in one of the other blood groups, but if the two parents have different blood groupings, then a different situation arises.

Blood grouping tests can be used scientifically to prove only nonpaternity; they can never be used scientifically to affirmatively prove parentage. For instance, if the child has blood O, and both the mother and the putative father have blood O, there is no certain evidence that the putative father is really the father, because 45 per cent of the population have the same blood. But if the child has blood A and both the mother and the putative father have blood O, then this is evidence sufficient to exclude the parenthood of the alleged father, because a combination of two persons with blood O cannot produce a child with group A.

Stated differently, one cannot prove affirmatively by a blood grouping test that a man is the father of a particular child, but in certain instances it is possible to prove that a man is not the father of the child.

Local Students At Peace College

RALEIGH — Two students from Chowan County are among the record enrollment of approximately 480 young women at Peace College this fall.

Susan Shearin, daughter of W. R. Shearin, Sr., Cope Colony, is a sophomore while Miriam Bisette, daughter of Mrs. Betty A. Bisette, 217 East Queen Street, Edenton, is a freshman. They are both graduates of John A. Holmes High School.

TRY A CLASSIFIED AD FOR QUICK RESULTS

VETERANS' CORNER

(Editor's Note: Below are authoritative answers by the Veterans Administration to some of the many current questions from former servicemen and their families. Further information on the veterans' benefits may be obtained at any VA office.)

Q. How much compensation does the VA give for a helpless child over 18 where there is no widow?

A. Compensation is \$109 per month.

Q. Is a woman who draws VA benefits as a widow of a veteran entitled to an extra \$50 allowance if she becomes a patient in a nursing home?

A. Yes.

Q. My husband was killed during the Korean conflict, and I receive Dependency and Indemnity Compensation (DIC) from the VA. Does recent legislation increase payments for our children?

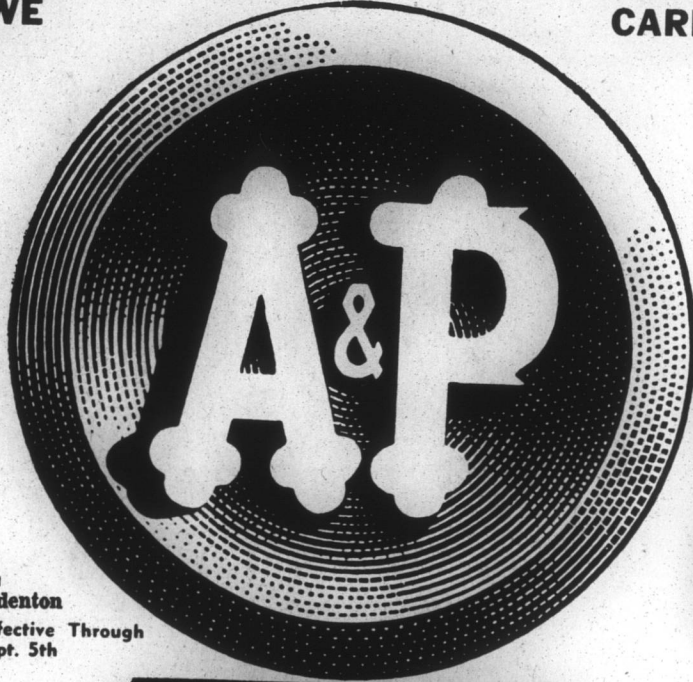
A. Legislation effective as of January 1, 1970, provides an increase in payments to many widows with children, but the increase is payable only to widows whose husbands lost their lives in, or as a result of military service. You may request this increased benefit at the nearest VA office.

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GREENFIELD FARM hunting will be restricted to a limited number of card membership only
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Indian Trail Road, Edenton, N. C.
Telephone 482-3085

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MODERN MARKERS	SMALL SIZE RED	39c	
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For the Weekend — Fresh Fruits & Vegetables!

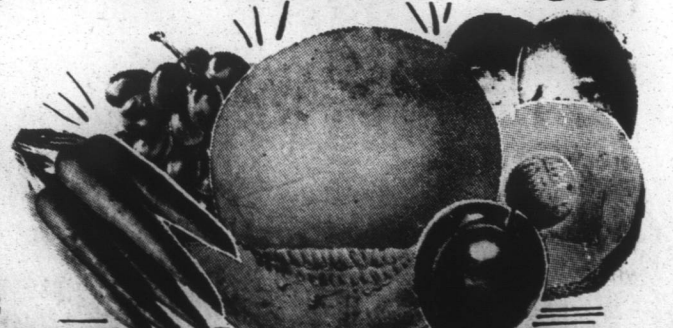
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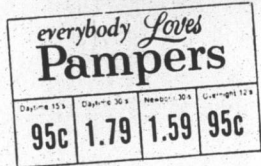
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GREAT FOR SANDWICH FAVORITES — BUY JANE PARKER VARIETY BREAD 2 1-Lb. Loaves 49c

• Wheat Sandwich • Plain or Sour Rye • Whole Wheat • Poppy Seed Rye

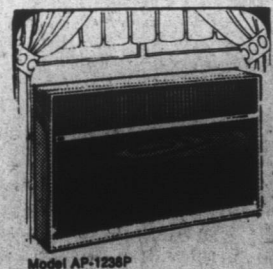
SHOP A&P FOR KEEBLER COOKIE PRODUCTS —

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