

FILE BRIEF IN PRIMARY CASE

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Charlotte Negroes Set \$5,000 As Goal In Chest Drive

NUMBER DETECTIVE JAILED

EXPECT EARLY DECISION IN CASE INVOLVING BALLOT FOR NEGROES IN STATE OF TEXAS

Fort Worth, Tex. — An early decision can be expected in the Texas "white primary" case for which brief will be filed in the Fifth Circuit Court of Appeals, November 13, the NAACP announced this week. If a favorable decision is reached it will wipe out one big obstacle in the way of full franchise for Negro Americans, the NAACP declared.

The case has been in court since last January when Sidney Hasgett of Houston, a qualified voter, filed a complaint on charges that he was denied the right to vote in the primary election of the Democratic party August 15, 1940. Hasgett is suing for \$5,000 damages and a judgement declaring that he had the right to vote. Defendants are election judges Werner and Blackburn of the 19th precinct.

The case was first heard in April before the U. S. District Court, southern district of Texas, when both parties agreed that the election judges did deny Hasgett the privilege of voting because of his color. No decision was reached at this time, but Judge T. M. Kennerly asked for the briefs and transcripts of the testimony to study before making a decision.

The new action is an appeal based on the decision which was returned against Hasgett.

Thurgood Marshall, special counsel for the NAACP, and W. J. Durham of Sherman, Texas, are attorneys for Hasgett. They state that the question involved is whether on not the Democratic primary in Texas is "state action" within the meaning of the Fifteenth Amendment to the Constitution. Since the Democratic party is in control in the state, victory of a candidate in its primary is tantamount to election.

The defendants maintain that the primary is a private or "closed" institution and not a state action.

Cotton Referendum Scheduled Dec. 13th

A referendum to determine whether growers want to continue cotton marketing quotas, which have been in effect for the past four years, will be held December 13, E. Y. Floyd, AAA executive assistant of N. C. State College, announced to North Carolina farmers.

"There is little need to explain the marketing quota system to cotton growers of our State," Floyd declared. "They have realized the benefits of this orderly marketing system for four consecutive years and there is no reason to doubt that quotas again will be approved by an overwhelming majority."

Tuskegee Student



Miss Dolores Wilnot, pretty niece of Miss Evelyn Sage of Old Greenwich, Connecticut, who is now a student at Tuskegee Institute. Miss Sage was house guest of the Austins at 509 Dunbar street, during the summer.

Funeral For Child Who Burned To Death

The funeral service for Melvin Jones, four year old son of Mayhew and Mrs. Bertha Jones resident of 904 Walton Avenue who died Tuesday morning from burns which he accidentally received while at the home of Mrs. Alberta Foster also of Walton Avenue were, Thursday at the home of his parents.

OKLAHOMA CITY GETS S. S. CONFAB FOR NEXT YEAR

OKLAHOMA CITY—AWARDED THE SUNDAY SCHOOL CONGRESS FOR 1942

CAPITAL OF THE STATE OF OKLAHOMA WILL ENTERTAIN THE THIRTY-NINTH SUMMER SCHOOL OF METHODS

Rev. J. H. Winn, D. D., Pastor of Fifth Street Baptist Church, Extended the Invitation, Supported By All of Oklahoma
Oklahoma City, Okla., Nov. 4 (Special)—Thousands of religious workers representing every phase of Missionary Baptist activities will gather in this city June 10, 1942. This became known this week when it was officially announced that Oklahoma City had been awarded the 1942 session of the Sunday School

N. C. Board of Health Gets Award For Its Work with Negroes

RALEIGH — The North Carolina State Board of Health has been awarded a certificate of merit for outstanding health work among Negroes, it was announced here by Dr. Carl V. Reynolds, State Health Officer.

The award was made by the United States Public Health Service and the certificate was signed by Roscoe C. Brown, health education specialist, chairman of the National Negro Health Week Committee.
In a letter received by Dr. Reynolds, it was stated that the award is "a formal acknowledgment of the contribution of your community to the achievement of the current year's National Negro Health Week observance and in recognition of the year 'round health consciousness and activity which are essential to effective participation in the various health services of your community."

North Carolina was the first State in the Union whose Board of Health added a full time Negro physician to its staff for work among Negroes. This post is held by Dr. Walter J. Hughes, whose work among the members of his race has been outstanding and who, in a recent address at Durham, declared that North Carolina has done more to promote the health of the Negro (Continued on page eight)

Congress of the National Baptist Convention of America. The invitation for them to come to Oklahoma was extended by the Rev. J. H. Winn, D. D., pastor of the Fifth Street Baptist Church, this city. His invitation was supported by the Oklahoma City Negro Chamber of Commerce.

Oklahoma City, it is understood, offered a better invitation than did Charleston, S. C., Hattiesburg, Miss., Asheville, N. C., Atlantic City, N. J., New York City, N. Y., Dallas, Texas and Detroit, Mich. Rev. Dr. Winn, who will serve as entertaining pastor, is already understood to be organizing his forces getting ready for an early visit of Secretary Boyd, who will sit in with the formation of the first general committee.

Colonel Julian At A. & T.



Colonel Hubert Julian, ace flyer and internationally known as the "Black Eagle" is shown receiving congratulations of President F. D. Bluford, right, after the former delivered an address to faculty and students of A. and T. College, Greensboro, N. C. The Colonel's speech was for the purpose of increasing the participation of Negroes in the field of aviation. Colonel Julian received a hearty reception from the audience, and his speech was often interrupted by bursts of applause.

RAILROAD OFFICIAL DENIES JIM CROW ON PENNSYLVANIA LINE

R. R. SAYS PASSENGERS NOT FORCED IN JIM CROW CARS NORTH OF D. C.

New York, N. Y. — Colored passengers leaving New York for the South, especially on the new streamlined trains with the reserved coach seats, are not "forced to accept" seats in the coach which becomes a jim crow car as soon as the train leaves Washington, D. C.

This was the assertion of C. G. Pennington, general passenger agent of the Pennsylvania railroad, in reply to many inquiries and complaints made to him by the NAACP.

Mr. Pennington stated that ticket agents at the Pennsylvania station here (which handles all traffic out of New York for the Southeastern states) were instructed to explain to a colored purchaser that if he did not buy a seat in Coach No. 1. (on most of the reserved-seat trains the jim crow coach is usually No. 1.) he would have to change at Washington.

"Once this is explained," Mr. Pennington said, "the passenger may or may not choose to buy a seat in that coach. If he buys outside that coach he must change at Washington because beginning at the Virginia line, the state segregation laws go into effect."

Numerous complaints were made to the NAACP that colored passengers were automatically sold seats in the jim crow car out of New York City, and

EXAMS ANNOUNCED BY U. S. CIVIL SERVICE COMMISSION

WASHINGTON (ANP) Announcement was made by the U. S. Civil Service Commission last week of three examinations for civil service appointment, applications of two such examinations to be received until further notice.

For appointment to the armored force school, war department, Fort Knox, Ky., examinations are open for senior instructor, \$4,600 yearly; instructor, \$3,800; associate, \$3,200; Assistant, \$2,600; and junior, \$2,000. Applicants will be rated upon the extent and quality of their education and experience. Optional branches are radial engines, internal combustion engines, motorcycles, automotive (Chassis less engine), radio operating, radio electrical.

Vacancies in the Indian field service, including Alaska, department of interior, U. S. Public Health service, veterans administration, federal security agency, are open to eligibles who meet the requirements of the commission. Positions are for public health nurse, \$2,000 year; graduate nurse, general staff duty, \$1,800; junior graduate (Continued on page eight)

this practice was vigorously protested by the association to the Pennsylvania railroad. It is reported that the same system is used on colored passengers on through trains to the South out of Chicago and Detroit.

Judge Sentences Head Of Detective Agency In Number Racket Trial

Famous Zoologist Of Howard Univ. Dies In Washington

Washington, Oct. 28 Dr. Ernest Everett Just, zoologist, whose researches in the biology of the cell won international recognition, died here yesterday after an illness of several weeks at the age of 58. The funeral was held today.

He was head of the Howard University Zoology Department for twenty-six years and the author of two books and some fifty papers.

Dr. Just was born in Charleston, S. C. His father was a wharf builder, his mother a school teacher, and after her husband's death a worker in the phosphate fields as well. The son attended his mother's school and the State College before going North for the rest of his education at Kimball Academy, Meriden, N. H., he finished the four-year course in three years, edited the school paper and was president of the debating society. In 1907 he was graduated from Dartmouth with special honors in zoology and history and the only magna cum laude in the class.

In 1916 Dr. Just received the degree of Ph.D., magna cum laude, in zoology and physiology from the University of Chicago. In 1915, for his work in physiology and in improving the standard of Negro medicals, he received the Spingarn Medal, awarded annually to "the man or woman of African decent and

FULL SUPPORT FOR COMMUNITY CHEST ASKED IN QUEEN CITY

NEGROES PLEDGE \$5,000 IN CHEST DRIVE

CHARLOTTE — Rev. J. W. Smith, publicity director of the Negro Division of the Community Chest announced today that stakes in the present campaign have been set with the hope of raising five thousand dollars.

He said that all persons who have been contacted are cooperating to the fullest extent to help raise the amount necessary to go over the top.

It was pointed out that every business, professional and service occupation group had been contacted with allocations being agreed upon in practically every instance.

The Community Chest campaign is staged each year for the purpose of lending support to charitable organizations and

Making Screen Hit



Madeline Green, pretty young actress of whose recent appearance at the auditorium in Columbus, Ohio, was a near sensation. Miss Green is a discovery of Republic Pix.

American citizenship who shall have made the highest achievement during the preceding year or years, in any honorable field of human endeavor... Some of his experiments were made in the field of cancer research, others, in which he used ultra violet rays bear upon heredity and the determination of sex.

Dr. Just belonged to many learned societies and was a former vice president of the American Society of Zoologists and American Ecologists. For thirty years or more he had spent the Summer in research at the Marine Biological Laboratory at Woods Hole, Mass.

CONGRESSMAN A. W. MITCHELL TO SPEAK IN DURHAM NOV. 11TH.

Durham, N. C., Nov. 7.—Congressman Arthur W. Mitchell of Illinois, only Negro representative in Congress will deliver an address here, under the auspices of the Negro American Legion it was announced this week by J. U. Lowe, post commander. The address will be delivered at a banquet to be held at the N. C. College dining hall.

other institutions that exist for the purpose of aiding the unfortunate and developing better manhood and womanhood in the community.

DEROIT (ANP) — Circuit Judge Earl E. Pugsley sentenced Louis Spann, operator of Central Detective agency to 15 days in the county jail Wednesday after he had been cited for contempt of court Tuesday. A witness at the trial of former Mayor Richard W. Reading and 63 others, charged with conspiring to operate the \$10,000,000 numbers racket, Spann was convicted of giving testimony which conflicted with that he had made before the grand jury.

He admitted his agency acted as guards while large sums of money were taken daily to the bank from the Watson Investment Company. When confronted with the grand jury testimony he had made, Spann denied that he had been hired by Watson to guard the money for the Yellow Dog policy wheel, and claimed he did not know anything about policy houses.

Also arrested with Spann was Alex Willis, self-admitted former pickup man for the Big Four policy syndicate, who contradicted his former testimony before the grand jury. Willis told Chester P. O'Hara, special prosecutor, when confronted with the testimony that metal tags issued men were to be shown police when they were arrested, that "that's what you wanted me to say."

Named in a perjury warrant recommended Tuesday by Julian G. McIntosh, chief assistant prosecutor, Clinton Woodson was arrested after testifying last Wednesday, and is to be arraigned before Judge Pugsley later. The warrant charged Woodson testified before the grand jury in December, 1939, that he and Charles Mosley, then engaged in the policy racket, had paid money to police officers and members of the prosecutors' office for protection. In his testimony, Woodson denied this. He is now out on \$5,000 bond.

Judge Pugsley warned Andrew O. Young, 67, Monday to "improve his memory" before he returned to the witness stand under penalty of imprisonment. Reluctant to testify against Everett I. Watson, he denied secret testimony given before grand jury in which he linked Watson with operation of the Yellow Dog policy and numbers house. After court sessions, Watson asked permission to talk to Young, and told him to "tell the truth."

Young admitted he received \$20 a week in 1934 to accompany Miss Louise Tharver, a defendant and alleged cashier of the Watson policy house, on collection trips. However, Young said he did not know from whom she collected the money and denied (Continued on page eight)