

# MONROE'S DR. PERRY LOSES AGAIN

Last Rites Set For Victim

## Murder Hearing Is Set

### Confessed Slayer Is Charged

A formal charge of first degree murder has been brought against a 20-year-old Durham woman in connection with the shot-gun slaying of a 45-year-old man late Sunday.

Betty Caston, of 1209 Jackson Street, was scheduled to be given a preliminary hearing before Recorder's Court Judge A. R. Wilson in Durham County court Thursday morning.

She is charged with the murder Sunday afternoon of Harry Fleming, 45, also of 1209 Jackson St. Fleming was reportedly shot to death by a blast from a 410 gauge shotgun at the Jackson Street address shortly after 7:40 Sunday night.

Investigating police F. T. Roberts and R. E. Dudley said they found the victim "lying on the floor, dead" when they arrived at the scene.

A gaping hole had been torn into his left side near the heart, Roberts and Dudley reported.

The weapon presumed to have been used was found nearby on the bed with an empty shell beside it.

The woman admitted the shooting, police said. They quoted her as saying she shot him "because he had a knife and was going to cut her."

However, they reported that there was no knife in sight.

Police said William Winston, 28, of 810 Carroll St., and Joe Allen, of 206 Ames Place, told them they were standing in the street when they heard the woman screaming that she had shot Fleming and wanted an ambulance called.

Funeral services for Fleming were scheduled to be held Friday, May 1, at the Scarborough Funeral Chapel at three p.m. Interment will follow at Beechwood cemetery.

The deceased is survived by his father, Bishop Fleming, of Cleveland, Ohio; one sister, Mrs. Zelma Adams, of Durham, and a niece, of Cleveland.



CASTON



FLEMING

### Last Rites Held In Durham For John E. Tuck

Final rites for John Edward Tuck, 45, city engineer, were held at Mt. Zion Baptist Church on Monday afternoon, April 27, at four o'clock.

Tuck died suddenly on Friday, April 24.

The Rev. William H. Fuller, Mt. Zion pastor, officiated at the church services. Graveside rites were held at Beechwood Cemetery.

Born in Person County on May 14, 1913, he was the son of the late Mr. and Mrs. Ephraim Tuck.

The deceased was trained in the public schools of Person County and at A and T College. He was married to the former Miss Edna Rogers of Method in 1941. She survives him.

For a number of years he was (See Tuck, Page 8)

### Group Tackles Illegitimacy

WELDON—The Progressive Civic Union of Northampton, Halifax and Warren Counties is sponsoring a Conference on illegitimacy Sunday, May 3rd, at 4 p.m. in the courthouse in Halifax.

The main speaker for the occasion is Dr. John Rodman Larkins, Consultant on Negro Work for the North Carolina State Board of Public Welfare. Dr. Salter J. Cochrane, Jr., a Weldon physician, will preside over the conference.

One of the original purposes of organizing the Progressive Civic Union was the reduction of illegitimacy.

### Former Head Of N. C. Mutual To Be Honored

White Rock Baptist Church will honor William J. Kennedy, Jr., retired president of North Carolina Mutual Life insurance company, at a testimonial service, at the church on Sunday, May 10.

Announcement of the service was made this week by officials of two organizations at the church sponsoring the service.

Dr. W. R. Strasser, president of Shaw University and a leading Baptist official will be guest speaker for the service at 7:30 p.m.

The testimonial program is being sponsored jointly by district six of the church and the board of Christian Education.

It will honor Kennedy, a long-time White Rock officer, on his retirement as president of North Carolina Mutual.

Kennedy stepped down from the position after six years as the firm's top officer. He succeeded the late Charles C. Spaulding. However, he will continue as chairman of the company board of directors and in an advisory capacity to the executive staff.

Kennedy joined North Carolina Mutual in September, 1916, at the Savannah, Ga. district office. He rose from district office manager to general office manager, assistant secretary and vice president.

A native of Andersonville, Ga., he studied at Americus Institute in Americus, Ga., and Columbia University.

Aside from directing the affairs (See Kennedy, Page 8)

POPLARVILLE MOB SAID MEMBERS OF SOME CHURCH Sanford—State Attorney General Malcolm B. Seawell called for changes in the attitude of the people of the state and of the world in their respect for the law.

He sharply criticized the effect of the church and churchmen on influencing obedience and respect for the law.

"I dare say that the crime committed in Poplarville, Miss.—that the crimes being committed in Henderson, N. C.—are being committed by persons who are members of some church."



MONROE RACE LEADERS—Dr. A. E. Perry (right), Monroe physician who lost an appeal from his conviction of abortion in State Supreme Court is pictured here with Union County NAACP President Robert F. Williams, Perry, a vice president of the Union NAACP, and Williams have been key figures in the stormy race relations in Monroe over the past two years.

### State Supreme Court Upholds Abortion Conviction 2nd Time

RALEIGH—Dr. Albert E. Perry, outspoken civil rights leader of Monroe, lost a second appeal in the State Supreme Court this week of his conviction on an abortion charge.

The high court ruled Wednesday that there was no error in the conviction in Stanley County of the young physician on charges of performing an abortion on a white woman.

Indications were that the physician's attorneys would prepare an appeal to the United States Supreme Court.

Dr. Perry, who is vice-president of the Union County chapter of the NAACP, was first convicted two years ago in the Stanley County Superior Court of performing an abortion on a young white woman.

The complaining witness was at one time quoted as stating that

Perry charged her \$25 for the operation.

Wednesday's ruling by the State court was the second time Dr. Perry has lost an appeal from the conviction. On the first conviction, the State Supreme Court granted Dr. Perry a new trial.

It held that Perry's attorneys had not been given a chance to prove their contention that Negroes are systematically excluded from grand juries in Union County.

However this time the court ruled that Perry's defense had failed to produce evidence that there was racial discrimination in selection of the jury.

Dr. Perry is one of the key figures in racial unrest which has beset Monroe. In 1957, he charged that Ku Klux Klansmen fired upon his home from a motorcade after he and Union County NAACP president Robert Williams pressed for integration of the city swimming pool.

Since that incident have come the "Kissing Case" and other incidents.

## The Carolina Times

"THE TRUTH UNBRIDLED"

VOLUME 35—NUMBER 18

DURHAM, NORTH CAROLINA, SATURDAY, MAY 2, 1959

PRICE: 15 CENTS

## Mob Victim's Relative Flees From Mississippi

### In Chicago, Man Says Law Forced Him to Testify

CHICAGO—The Chicago Defender reported this week that it had smuggled the brother-in-law of a feared Mississippi lynch victim out of the state and that the man had declared that Mississippi law enforcement authorities forced him to give damaging testimony against the presumed lynch victim.

The Defender said that Lee C. Underwood, brother-in-law to M. C. Parker, 23-year-old man, who was kidnapped from his cell by a masked mob and presumed dead, told newspaper that he was bullied into giving false statements against Parker.

Parker was arrested and charged with the rape of a young white woman. He was scheduled to go on trial Monday in Poplarville, Miss.

However, a mob of masked men dragged him from his cell Friday, and authorities fear the man has been lynched.

L. F. Palmer and Howard Pulley of the Memphis branch of the Chicago Defender said they took Underwood out of Lumberton, Miss. near Poplarville Monday night.

The Defender said Underwood put the lie to the story he reportedly told Mississippi law officers that Mack Parker told him he was going to rape a white woman early in the morning of Feb. 24.

### Baptists to End 1st Stage of Drive For 2.5 Million at Tuesday Meet

RALEIGH—North Carolina Baptist officials will meet here Tuesday for the conclusion of the first stage of a fund drive to raise one quarter million dollars for support of Shaw University.

The meeting is scheduled to be held at the First Baptist Church. The Rev. R. Irving Boone, a Baptist leader, said from Wilmington:

"The meeting . . . promises to be a history-making assembly of the General State Baptist Convention. The past four month period

has witnessed a concerted and vigorous effort on the part of the vast denominational force in support of this campaign."

He said further that, although the immediate goal of the campaign is to raise the 2.5 million for Shaw, the program hopes to "perfect an organization to meet the increasing needs of the several activities carried on by the State Baptist Convention."

### Durhamite On New England Town's Board

A former Durhamite, now pastor of a Congregational Church in Springfield, Mass., has been appointed to that city's Board of Welfare.

Information of the appointment of the Rev. Charles E. Cobb to the Springfield Public Welfare Board was received in Durham this week.

According to press reports, Cobb was appointed by Springfield Mayor O'Connor for a five-year term. Pastor of St. John's Congregational Church in Springfield.

### Falkener Finishes Seventh in Greensboro Council Primary

GREENSBORO—Waldo C. Falkener, local bondsman, placed seventh in the primary election held Monday, April 27, with a total of 3,976 votes.

From a registration of 35,380, a record vote of 11,368 for City Council primaries and election was made.

After precinct No. 5, Windsor Community Center, the last to report, Falkener jumped from 9th to 7th.

Mayor George H. Roach led the ballot with 5,809 votes.

On May 5, voters will narrow the choice of the 14 selected in the primary to seven to fill seats on the City Council.

Generally, those who lead in the primary voting manage to win



TO BE HONORED BY CHURCH—The Rev. E. T. Thompson, pastor of Community Baptist Church of Durham, will be given special recognition by the church in services Sunday as he completes his 12th year as pastor of the church. See page four, for details.

### Civil Rights Commission Chief at NCC

The North Carolina College Student Bar Association will observe Friday, May 1, as Law Day.

McNeill Smith, Greensboro Lawyer and Chairman of the North Carolina Advisory Committee of the Civil Rights Commission, will be the speaker.

His speech is scheduled for 10:30 a.m. in Duke Auditorium. The program is open to the general public.

Smith is a graduate of the University of North Carolina and the Columbia University Law School. He is chairman of the National and World Affairs Committee of the North Carolina Council of Church, and Vice Chairman of the Western North Carolina Conference Committee on World Peace.

He is also past president of the United World Federalists of North Carolina and a member of the Board of Directors of the American Freedom Association and immediate past president.

Following the Duke Auditorium speech, Smith will answer questions at a press conference in the Moot Court room of the NCC Law School. He has consented to answer questions concerning the work of the North Carolina Advisory Committee U. S. Commission on Civil Rights.

A luncheon at 12:45 at the Algonquin Tennis Club and a Law Problem at 2:30 in the Moot Court room will round out the day's activities.

### Finals Program For NCC Listed

Senior Class exercises scheduled for Friday, May 29, 1959 at 8 p.m. in Duke Auditorium inaugurate North Carolina College's 1959 Commencement program.

The annual alumni meeting is scheduled for 10:00 a.m. Saturday, May 30 in Room 104 Administration Building.

Four scheduled events are on tap on Sunday May 31. Dean Louise M. Latham's annual Senior Breakfast opens the day's program at 9 a.m. in the college cafeteria.

This year's Baccalaureate speaker is the Rev. Bertram W. Doyle, Bishop of the Christian Methodist Episcopal Church, Nashville, Tennessee. His sermon is scheduled for the Men's Gymnasium at 3:00 p.m. Sunday.

After the Baccalaureate sermon, NCC President and Mrs. Alfonso Elder will be at home with the President's annual reception for faculty, graduating classes and visitors. The reception is expected to begin at 4:30 p.m.

Closing out the day's activities will be the annual Commencement Recital starting in Duke Auditorium at 8:15 p.m.

Parents of the graduates will be feted Monday with a coffee hour in the dormitories at 9:30 a.m. A tour of the city follows. A special movie is planned for Duke Auditorium.

The North Carolina Department of Motor Vehicles reports a total of 50,739 traffic accidents occurred in the state last year.

## Earn Cash FOR YOUR CHURCH

SHOP THESE MERCHANTS WHO ADVERTISE IN

### The Carolina Times

Starting this week, Times readers will have a fresh opportunity to cash in on a 50¢ bonus offer being made by the Times and its advertisers.

The 50¢ cash will be awarded to any church or church group turning in the latest amount in cash register tapes or purchase slips during May.

This is the fourth month of the bonus offer, and already three winners have been picked.

The money for the cash prize is made available through the co-operation of the Times and its advertisers.

The bonus is available to any church or church group in Durham. Interested groups should save all purchase slips or cash register tapes from firms which are currently advertising in the TIMES.

The slips or register tapes must be turned in to the TIMES office each Saturday by six p.m.

To be counted, slips or tapes must bear the date of the current week. They must also come from merchants who are advertising in

the TIMES during that week. The group turning in slips or cash register tapes totalling the largest sum will win the bonus.

This week's purchase slips or cash register tapes from the following merchants are eligible:

Winn Dixie Super Market  
Kroger Stores  
Alexander Motor Co.  
Montgomery and Aldridge  
Kanan Oil Co.  
Mechanics and Farmers Bank  
New Method Laundry  
Speight's Auto Service  
Hudson Well Co.  
Rigsbee Tire Sales  
Sanitary Laundry  
Amey Funeral Home  
Cut Rate Super Market  
Hunt Linoleum and Tile  
Mutual Savings and Loan  
Keeler's Super Market  
Burrhead Funeral Home  
Southern Fidelity Ins. Co.  
Durham Builders Supply  
Ward's Open Air Market  
University Motors  
Broadway Taxicab Co.



Dr. Raleigh Morgan, former chairman of the Department of Romance Languages at North Carolina College, has been named as sociate director of the Center of Applied Linguistics in Washington, D. C.

## S. C. Negro Leaders Refute "All is Well" Version of State Race Relations in Senate Hearings; Story of Boycott Retold

WASHINGTON, D. C.—The repressions, discriminations and terror under which Negroes live in South Carolina have been graphically portrayed in testimony before the Senate Subcommittee on Constitutional Rights by two NAACP leaders in that state who appeared at a hearing here on pending civil rights legislation.

Speaking from firsthand experience and knowledge, the Rev. DeQuincy Newman, president of the Association's state organization, and Billie S. Fleming, president of the NAACP branch in Manning, refuted previous testimony by Governor Ernest F. Hollins and U. S. Senator Olin Johnston that all was sweetness and peace between the races in South Carolina.

CITES EXAMPLES

In testimony presented to the committee on April 16, Newman

cited discriminations in education, voting, transportation and employment.

The state, he charged, appropriates \$10,000,000 annually for the higher education of white youth as compared with \$1,152,000 for Negro young men and women who constitute 40 per cent of the total. He quoted from a state law requiring rigid segregation in textile plants. He placed before the committee the comparative figures on Negro and white registration in various counties of the state.

Under the continuing threat of violence, Newman said, "the Negro has learned to suffer in silence," but this silence is not due to any sense of being satisfied with conditions as the are in South Carolina. The silence of the Negro does not give consent to the discrimination in jury service, voter regis-

tration, education and employment."

CLARENDON REPRISALS Despite these pressures, "the Negroes of South Carolina shall continue to seek equality in the courts and in the halls of the Congress of the United States."

The story of economic reprisals in Clarendon County was related by Fleming who is also president of the Clarendon County Improvement Association.

He told the committee of the successful measures taken to counteract the anti-NAACP boycotts inspired and directed by the White Citizens Councils.

Fleming challenged Governor Hollins' statement that efforts to secure desegregation in the schools was at a standstill in the state.

"I am sorry that His Excellency, the Governor, was not informed

on this situation," he asserted.

The original petition for Clarendon County is still pending in the federal court along with subsequent petitions that were filed in 1956. In August, 1958, just prior to the present school year, seven parents in school district No. 2 of Clarendon County and one parent in school district No. 3 filed with their respective boards petitions asking these boards to comply with the Supreme Court's May 17, 1954 decision as the law of the land."

In refutation of the Governor's allegation that no Negro has lodged a complaint with the Civil Rights Commission, he cited complaints he had filed with the Department of Justice and announced that "formal complaints are in the process of being drafted" for submission to the Civil Rights Commission.