

2 N.C. Colleges To Play State's First Interracial Basketball Game

Seek End To School-Restaurant Bias In Craven Co.



GREETINGS—Whitney M. Young, Jr., executive director of the National Urban League, greets President Lyndon B. Johnson as he arrived to address the General Assembly Session of the NUL's first Community Action Assembly. More

than 350 rights leaders heard the president's address which concluded with a signal tribute to the League's director. Johnson said, "These are men who are dying tonight to preserve the freedom of us all, and the

least you can do, until you are called upon to give your life, is to give your support, give your talent and give your heart to organizations like this, and leadership of men like Whitney Young."

Legal Fight For Racial Equality Receives Boost

CHARLOTTE — The legal fight for racial equality in North Carolina received another boost this week as NAACP Legal Defense Fund lawyers brought actions to desegregate the school system of Craven County and to compel a Lillington restaurant to open his facilities to all.

Acting on behalf of 91 Craven County youngsters, the Legal Defense Fund asked the Federal District Court in New Bern to order school desegregation.

According to Director-Counsel Jack Greenberg of the Legal Defense Fund, 91 is an unusually high number of plaintiffs in a school integration suit.

Following two unsuccessful attempts by Negro parents in Craven County to secure the school board's voluntary compliance with the 1954 Supreme Court Decision, legal assistance was requested. Craven County thus becomes the 19th North Carolina community in which the Legal Defense Fund seeks equal educational opportunities for Negroes.

The Legal Defense Fund complaint asks the court to end dual school zones, pupil assignments based on race, teacher hiring and assignments based on race, and further construction designed to perpetuate a segregated educational system.

In a suit to enforce the Public Accommodations section of the 1964 Civil Rights Act, Legal Defense lawyers asked the Federal Court in Raleigh to order the opening of Wade's Restaurant in Lillington to Negroes. The restaurant is situated on Interstate Highway 401.

In their complaint, the Rights attorneys charged that on November 9, Rev. B. B. Felder, Cornelius Leak, and Sarah M. McLean were denied service in the main portion of the restaurant. They were told they could only be served in the back section of the establishment, reserved for Negroes.

NAACP Legal Defense Fund attorneys in the two suits are Greenberg, Derrick Bell, and Michael Meltner of New York; Conrad O. Pearson and W. G. Pearson II of Durham; Reginald L. Frazier of New Bern; and J. LeVonne Chambers of Charlotte.

The Carolina Times

THE TRUTH UNBIASED

VOLUME 41 — No. 50

DURHAM, N. C. — 27702 SATURDAY, DECEMBER 19, 1964

PRICE: 15 Cents

RETURN REQUESTED

Supreme Court Upholds Public Accommodations Civil R. Law



WASHINGTON — The Supreme Court, in a Monday ruling, upheld unanimously the constitutionality of the public accommodations section of the Civil Rights law which went into effect last July.

The public accommodations section, the most controversial of the law's provisions, requires that restaurants, motels and other facilities whose food or customer move in interstate commerce serve all races without bias.

In a divided decision, with five justices for and four against, the court also declared that the law be retroactive, thus requiring the dismissal of charges and reversal of convictions against anti-discrimination demonstrators made before the bill became law. Some 3,000 cases will be affected.

The court earlier upheld a district court's judgment against the Heart of Atlanta Motel's challenge of the anti-discriminatory parts of the law.

Morton Rostenberg, an Atlanta attorney and official of the motel who argued his case here Oct. 5, contended:

"The fact that Negroes are involved in this issue is purely incidental. The fundamental issue is whether Congress has the right to take away from a private business concern the owner's choice of running his firm as he wishes and choosing his customers."

On behalf of the court, Justice Tom Clark, who wrote the court's opinion said in disagreement:

"The power of Congress to promote interstate commerce also includes the power to regulate the local incidents thereof, including local activities in both the state of origin and destination, which might have a substantial and harmful effect upon that commerce."

"One need only examine the Court, 2A

DURHAM

Board Of Education Turns Down Teacher Integration

The Durham Board of Education Monday turned down requests that the student teaching program in local schools be integrated. A North Carolina College student and a Duke University student, who are scheduled to begin practice teaching next semester submitted requests for assignment to Durham High School and Hillside High School respectively.

Dr. John Glasson, a board member, made a motion that the requests be denied; the motion was passed with a 4-2 vote. Along with Glasson, also voting for the motion were Mrs. Annie L. Bug, George Parks, and board chairman Herman Rhinehart.

Dr. Theodore Speigner, the only Negro board member, and Carlisle Sessoms voted in favor of the requests.

After a suggestion from Parks that action on the teacher requests be withheld pending decisions of the Fourth Circuit U. S. Court of Appeals on the Durham integration suit, and consideration by the board's Study Committee on Integration of Professional Personnel, Speigner said, "I don't think we need any one judge or any three judges to make us do what we know is right or just. . . . To postpone this operation is going to make the case worse. . . . I think we ought to face up to this now and tell the judge what we're going to do."

Questioning Speigner, Parks said, "What are the educational advantages in the predominantly white school—if any?"

Speigner answered, "The mere opportunity to drink out of the same fountain of life."

"Is that an educational advantage?"

"Yes," said Speigner, "psychologically, first."

"Do you think that there are any instructional advantages?" asked Parks.

In answer, Speigner said, "See INTEGRATION, 2A



REV. STEWART

Popular Minister In Celebration of Anniversary

A testimonial service honoring the Rev. James A. Stewart on his 42nd anniversary as pastor of White Oak Baptist Church will be held at the church Sunday, December 20, at 7:30 p.m.

The sermon for the occasion will be presented by Rev. Leon White, pastor of the Christian Chapel Church. His choir and congregation will accompany him to White Oak for the occasion.

Other churches that will participate in Rev. Stewart's anniversary celebration are Mt. Zion Baptist Church of Wake County and New Hill Baptist Church.

Rev. Stewart is one of Durham's most beloved and highly respected ministers. During the week he has received congratulations from his many friends and admirers for his long years of service at White Oak.

Release of 19 Miss. Killers Shocks Nation

NEW YORK—Roy Wilkins, executive director of the National Association for the Advancement of Colored People, Thurs., Dec. 10, expressed shock at the release by U. S. Commissioner Esther Carter of 19 men arrested by the FBI on charges connected with the murder of three civil rights workers in Mississippi last summer. The preliminary hearing was being held in Meridian.

"We are deeply shocked," declared SHOCK, 2A

Exercising Right of a Free Press

We have recently received through the Post Office two letters addressed to the editor of the Carolina Times for which we have nothing but the highest contempt. One of the letters supposed to have come from a member of the faculty of N. C. College, one Thomas Mason, attempted to defend the present administration of NCC. Upon investigation, however, we find that there is no person on the NCC faculty by such a name. To add insult to injury, the culprit who wrote the letter attempted to hide all trace of his or her identity by going all the way to Hillsboro to mail it.

We would like for it to be understood here and now that believing in and exercising the right of a free press for ourselves, we heartily extend that same right to the humblest fellow citizen. These columns stand, therefore, eternally available and ready for any and all persons to use as they see fit, so long as it is done objectively and without malice, even though the same might be used for or against a member of our own staff or against a person or persons outside of our staff.

The second letter, received this week, was written and mailed in Raleigh in the form of an attack on the president of Shaw University. To add insult to injury in this particular case, the same was not even signed. Needless to say, both of the above mentioned letters were consigned to the wastebasket.

Finally, we would like to add that the Carolina Times is not interested in, engaged in or partakers of personal animosity or malice against the president of N. C. College, Shaw University or any other institution, educational or otherwise. The sacred and high calling of a true journalist transcends such a course and any one who answers such a calling should not be interested in slandering or malicious attacks, especially when they are originated by a person or persons so low in moral courage as to attempt such in an unsigned letter or one using a fictitious name.

IN APPRECIATION—I. O. Funderburg, president of the Durham Business and Professional Chain and Cashier of the Mechanics and Farmers Bank, is shown presenting a certificate of appreciation to Mrs. Charlie Jackson for her husband's long years of service as chairman of the Chain's Banquet Committee. Jackson who is one of Durham's leading merchants is now confined to his home on account of illness. The presentation was made during the annual banquet of the Chain held here recently at the W. D. Hill Recreation Center. The bottom photo shows certificates of appreciation being presented to the Chain's original board members for their long years of service. Those in the picture from left to right are: J. C. Scarborough, III, who stood in for his father, J. C. Scarborough, Jr.; David Gilmroe, M. H. Thompson, Rev. Miles M. Fisher, J. M. Scholer, Dr. W. A. Cleland and Kelly Bryant.

N. C. COLLEGE AND High Point College Slated For Tournament

WINSTON-SALEM—North Carolina College and High Point College of High Point will meet in basketball game in the N. C. Classic Tournament Friday, Dec. 18 in Winston-Salem Coliseum, marking the first time a predominantly Negro and a predominantly white school have been cage opponents in the state's history.

Winston-Salem State College will face Rockhurst College, champion team of the NAIA, on Friday, Oct. 18 Saturday North Carolina College will meet Winston-Salem, and High Point and Rockhurst will also be opponents on that night.

Both Winston-Salem and High Point are undefeated with 4-0 records. The Winston-Salem Rams have just successfully defended their Georgia Invitational Crown by defeating on successive nights Jackson State College, Jackson, Miss., the 1964 Southwestern Athletic Conference Champions; and the tenth ranked A. and T. Aggies, last year's CIAA champions. NCC now has a 3-3 record. It's

NCC Grid Mentor, Herman Riddick Suffers Heart Attack Sunday

Herman H. Riddick, head football coach at North Carolina College, suffered a mild heart attack Sunday and is presently confined to Durham's Lincoln Hospital. His condition is said to be "improving."

Riddick, often referred to as the "Dean or CIAA Coaches," was named "Coach of the Year" by the Norfolk Journal and Guide in 1945 and was voted the CIAA "Coach of the Year" in 1963. Earlier in his career, he served as head football coach at Durham's Hillside High School and from 1936 to 1945 the Hillside Hornets amassed a phenomenal won-lost record of 82-5-3.

During his twenty years at the helm at North Carolina College, beginning in 1945, Riddick's teams



RIDDICK

High Court Ends Interracial Sex Ban In Florida

WASHINGTON — The U. S. Supreme Court said this week that Florida cannot make it a crime for Negroes and whites who are not married to occupy the same room at night.

This ruling came six weeks after attorneys of the NAACP Legal Defense Fund argued before the high court in behalf of a Miami Beach couple—Miss Connie Hoffman, white and Dewey McLaughlin, Negro.

The couple were arrested and convicted under a Florida law that made it a crime for a Negro man and white woman, who are not married to each other (to) . . . habitually live in and occupy in the night time the same room."

"We find nothing," wrote Justice Byron R. White in the Court's unanimous decision, "which makes it essential to punish promiscuity by one racial group and not that of another."

"There is no suggestion that a white person and a Negro are any more likely habitually to occupy the same room together than the white or the Negro couple or to engage in illicit intercourse if they do," he said.

Jack Greenberg, director-counsel of the NAACP Legal Defense Fund commented that the Supreme Court's resolution adopted by 2,800 delegates to the Association's annual convention in Washington, D. C., last June. The resolution urged action by the Association, its

Reject Mississippi Bonds, NAACP Urges Investment Houses, Banks

NEW YORK—The National Association for the Advancement of Colored People has called upon investment houses, banking institutions, insurance companies and pension funds "to decline to participate" in bidding on three Mississippi bond issues totaling \$32,650,000.

In a memorandum dispatched Friday, Dec. 11, to 80 leading financial institutions in New York City, NAACP Executive Director Roy Wilkins asked withholding of bids from the following issues:

Pearl River Water Supply District, \$24,850,000 revenue refunding bonds for bidding, Dec. 15; and two school bond issues, general obligations of the state, totaling \$8,000,000 for bidding, Dec. 16.

Leake and Scott counties, two of the five in the Pearl River Valley district, border Neshoba County where three civil rights workers were lynched last June near Philadelphia, the county seat.

"The brutal discrimination visit

See BONDS, 2A

See TOURNAMENT, 2A

See RIDDICK, 2A

RIDDICK

See SEX BAN, 2A