

# U.S. Court Overrules Conviction Of Core Official N.C. SCHOOL SEGREGATION PRESSED BY NAACP

## Seeks Total Desegregation Charlotte System

CHARLOTTE—The NAACP Legal Defense Fund moved this week to end segregation in North Carolina's largest school district. A complaint has been filed for 25 Negro children asking the United States District Court to enjoin the Charlotte-Mecklenburg Board of Education from continuing its policy of discriminating against Negroes.

An estimated 73,123 pupils are enrolled in this district, 20,035 of which are Negroes.

Legal Defense Fund Attorney J. LeVonne Chambers of Charlotte, pointed out that a desegregation plan presently followed by the Board has resulted in over 800 Negroes being assigned to white schools. However, the plan permits white children in such desegregated schools to obtain transfers.

Naming the Board of Education as defendant, the NAACP Legal Defense Fund complaint contends that:

• That the "defendant maintain school zone lines . . . which have been drawn on a racial basis . . . limiting racial mixing of students."

• That the defendant permits "those students who reside in an integrated school district to transfer . . . where only students of their color reside . . . in clear violation of the Constitution."

• That the Board of Education "makes assignment of principals, teachers and other professional personnel on the basis of race and color." Negroes "are assigned to schools reserved for Negro students" and whites "to schools reserved for white students."

The plaintiffs are represented by NAACP Legal Defense Fund Attorneys Conrad O. Pearson and J. LeVonne Chambers, both of North Carolina, and Derrick A. See FUND, 4A

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## Judge Bans Segregated Schools In Springfield, Massachusetts



MRS. GANT

### Last Rites Held For Mrs. M. Gant

OXFORD — Funeral services were held Thursday for Mrs. Mary W. Gant, guidance counselor at Mary Potter High School, at First Baptist Church, with the Rev. L. H. Penn, pastor of Bethel AME Church, Greensboro, in charge. The Rev. C. A. Stroud delivered the eulogy.

Mrs. Gant, who died Jan. 16, was the wife of Dr. G. S. Gant, presiding elder of the Greensboro District of the AME Church. She passed at Shaw Hospital following an acute illness.

A native of Rocky Mount where she attended Booker T. Washington High School, Mrs. Gant earned the B.S. degree at Shaw University and the M.A. degree from Atlanta University. She has done post graduate study at Duke University, the University of Colorado, North Carolina College, and the University of North Carolina.

She was active in civic, religious, and educational organizations, and before joining the Potter school faculty had worked in schools at Reidsville, Roxboro, and Toler.

Formerly an elementary school supervisor in Oxford, she was director of Christian Education and an ordained elder of the Western North Carolina Conference of the AME Church, president of District III and a member of the board of directors of the North Carolina Congress of Colored Parents and Teachers.

Mrs. Gant was secretary of the Shaw University National Alumni Association, president of the Nature Lovers Garden Club, and a former basileus of Phi Zeta Chapter, Zeta Phi Beta Sorority. She was a life member of the National Education Association, a member of the N. C. Teachers Association, and past president of the Granville County Teachers Association.

A long-time supporter of Southeastern Business College in Durham, she was scheduled to become the first woman member of the institution's board of trustees. The college's building committee has announced that a new dormitory, on which construction is to begin this year, will be called the Mary Wimberly Gant Hall, and the scholarship committee has indicated that a Mary Wimberly Gant Scholarship Fund will be established for Granville County

See MRS. GANT, 4A

### North Carolina College President Is Named to ACE Commission

North Carolina College President Samuel P. Massie was appointed recently by President John F. Kennedy to the American Council on Education to a three-year term as a member of the Commission on Academic Affairs.

The Commission, which has a three-fold area of concern (the college student, the faculty, and the instructional program) has as its purpose the study of these basic and perennial elements of higher education in the light of changing economic and social conditions. It will also suggest means by which new educational issues may be more satisfactorily resolved, and will provide leadership at the national level that will enable individual institutions to improve their programs of study.

President William C. Friday of the University of North Carolina



DR. MASSIE

is currently chairman of the ACE, one of the nation's major educational associations.

## NEA Approves Pres. Johnson Plan For Support Of Education

### Dr. Marshall Shepard to Speak at White Rock Church Sun. Morning

Oxford born Marshall Shepard, famed Philadelphia pastor and civic leader, will be guest preacher at White Rock Church's 11:00 a.m. services Sunday in a special retirement tribute to Dr. Miles Mark Fisher.

The occasion will mark a day long celebration in honor of Dr. Fisher who has just completed 31 years of dedicated ministry at White Rock.

W. J. Kennedy, Jr., chairman of the Greater White Rock Committee, will preside. Mrs. Marian Henry will present a special tribute to Dr. Fisher and A. T. Spaulding will introduce Dr. Shepard.

A special committee headed by Mrs. Virginia Alston has made elaborate plans for a public reception for the Fisher family in the church from 7 to 9 Sunday evening.

Dr. Shepard is a graduate of Virginia Union University and the Pendle Hill Quaker Graduate Center of Wallingford, Pa.

After serving as assistant pastor at New York's noted Abyssinian Baptist Church from 1923 to 1926, Dr. Shepard moved to Philadelphia where he became pastor of Olivet Tabernacle Baptist Church. He has been pastor of Olivet continuously since that time.

He was elected to the Pennsylvania Legislature in 1934, 1936, and 1940. The Governor of the Commonwealth cited him for meritorious service in 1941.

In September, 1944, Dr. Shepard was appointed Recorder of Deeds in Washington, D. C. He was elected Recorder of Deeds for Philadelphia in November, 1951.

Dr. Shepard was first elected



DR. SHEPARD

councilman at large in Philadelphia in 1955. He was reelected in 1959 and 1963.

Dr. Fisher is popularly regarded as one of the nation's ten top ministers. His sermons have been widely reprinted and translated into several languages.

A noted pastor and educator, Dr. Fisher has also achieved fame as author of a book, Negro Slave Songs in the United States.

Sunday's celebration pays tribute to his more than 30 years service to the Durham community.

A graduate of Morehouse College and Northern Baptist Seminary in Chicago, Dr. Fisher in 1948 earned the Ph.D. degree from the University of Chicago.

Pastor Fisher is credited with introducing modern recreation to the City of Durham. His efforts at White Rock are believed to have had widespread influence on the

See DR. SHEPARD, 4A

SPRINGFIELD, Mass. — The Springfield School Committee has been ordered by U. S. District Judge George C. Sweeney "to eliminate to the fullest extent possible racial concentration in its elementary and junior high schools."

The opinion, handed down on Jan. 11 in response to a suit filed in behalf of Negro parents and children by attorneys of the National Association for the Advancement of Colored People, gave the School Committee until April 30 to submit a desegregation plan "within the framework of effective educational procedures, as guaranteed by the equal protection clause of the Fourteenth Amendment to the Constitution."

The court stated that "the question is whether there is a constitutional duty to provide equal educational opportunities for all children. . . . While Brown answered the question affirmatively in the context of coerced segregation, the constitutional fact—the inadequacy of segregated education—is the same in this case."

Approximately 17 per cent of See JUDGE, 4A



COEDS MAKE A DIFFERENCE!—West Point Cadet Joseph B. Anderson Jr. seems to really relish the coeducational atmosphere at North Carolina College as he relaxes with two students during a recent visit to the campus.

The coeds are Jean Cheek, left, a senior English major from Halifax; and Edith Lewis, a sophomore English major from Henderson. Anderson, a native of Topeka, Kansas, is a first classman (senior) at the Academy. He accom-

panied West Point Commandant Maj. Gen. James B. Lamport on the NCC visit and followed an assembly speech by the general with comment on student life at West Point.

## Free Speech, Assembly Upheld In Cox's Case

WASHINGTON—A Louisiana court conviction of the Rev. B. Elton Cox, on charges growing out of a civil rights demonstration in December, 1961, was overruled Monday by the Supreme Court.

Cox, who was found guilty of two charges, was sentenced to 9 months and \$700 in fines for breach of peace and obstructing the sidewalk near the Baton Rouge courthouse. For illegally demonstrating in front of the courthouse he was sentenced to one year in jail and \$5,000.

Justice Arthur K. Goldberg, who wrote the majority opinions in the two cases, said the meeting of more than 1,500 students led by Cox, "from the beginning until its disposal by tear gas was orderly and not riotous."

He said this point of view was "conformed by a film of events taken by a television news photographer, which was offered in evidence as a state exhibit." According to the justice, the film "reveals that the students, though they undoubtedly cheered and clapped, were well behaved throughout."

The Louisiana law, which Cox See REV. COX 4A



REVEREND COX

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## Interest In City Election for 1965 Rising Steadily

Local political observers have already begun speculation on the 1965 municipal election at which a mayor, three aldermen-at-large and one each from three different wards will be voted on.

The final date for persons filing as candidates will be April 16 at 6 p.m., with the primary, if any, slated for May 1.

The general election, which is to be non-partisan, will be held May 15 from 6:30 a.m. to 6:30 p.m.

It is not yet known if Mayor R. Wensell Grabarek will be a candidate for re-election. Efforts by the Carolina Times to reach him before press time for comment on his plans were unsuccessful.

## 5 Counties to Hold NAACP Rally Jan. 24

The NAACP Branches and other civic organizations, of Craven, Carteret, Pamlico, Jones and Onslow Counties will hold a combined meeting at St. Peter's AME Zion Church, New Bern, on Sunday night, January 24, at 8 p.m.

The implementation of title two, three, four and six of the 1964 Civil Rights Bill will be the topics of discussion.

Attorney J. LeVonne Chambers, Chairman of the Legal Redress Committee for the NAACP Branches in North Carolina will be the guest speaker. Rev. B. B. Felder, school integration specialist will also appear on the program.

A panel of lawyers, experts in the field of Civil Rights, will be on hand to answer questions regarding the stated titles of the Civil Rights Bill.

NEW HOPE UNION MEETING TO BE HELD JAN. 30-31  
Union meeting of the New Hope Missionary Baptist Association will be held January 30-31, 1965 at the Second Baptist Church in See NEW HOPE, 4A

## District Boy Scout Official Resigns Post for Similar Post in Chicago

RALEIGH—The Reverend D. N. Howard, Sr. district Scout executive, over 12 years in the Occaneechee Council, and pastor of the Tupper Memorial Baptist Church for two years has resigned the posts to take similar positions in Chicago, Illinois.

According to Wallace Wood, council Scout executive, Mr. Howard has rendered invaluable service to Scouting during his stay in Raleigh. "More than 6,000 boys have come into the program of Scouting under his leadership," said Wood.

Mr. Wood also said that Howard has organized more than 70 Scouting units which leads most service areas in the council.

The Reverend Mr. Howard has had 28 years of experience in Scouting, holding positions in Knoxville, Tennessee, and Goldsboro before coming to Raleigh in 1952.

While at the Tupper Memorial Baptist Church, according to Melvin Davis, chairman of the Deacon Board, much has been done. The membership and weekly offering have increased considerably. A portion of the church's sanctuary has been completed, along with a greater participation of members in church activities.

The Howards will take up their new duties on February 1st.

The Reverend Mr. Howard is a 1949 graduate of Knoxville College. See OFFICER, 4A

## Funeral Held for Dr. S. Jas. Gray In Wilmington

WILMINGTON — Dr. Samuel James Gray died at his residence, Wilmington, 719 South Eleventh Street Sunday evening, January 17. Dr. Gray had practiced in Wilmington since 1938. He was one of the litigants successful in opening the doors of the James E. Walker Hospital to Negro physicians and their patients.

He is survived by his wife, the former Gwendolyn Stinson of Cotton Plant, Arkansas and five children, Rosalind, Arthur, Diana Charmaine and Antoinette Gray. One brother, Dr. Raphael Gray who is a physician practicing in Jamaica, West Indies, and a sister, Mrs. Hulda McLaurin of Jamaica, New York.

Funeral services will be held from the St. Thomas Catholic Church at 11:00 a.m., Thursday, January 21. The body will be flown, in the company of Mrs. McLaurin, on Thursday to Jamaica, New York, for final burial.

Members of the Old North State Medical Society will be pallbearers. Dr. Leroy R. Swift of Durham will be one of them.



BULLOCK

## Mass. Atty. To Deliver Address At N. C. College

Matthew Bullock, a Boston attorney, will be the main speaker at the local observance of World Religion Day at 5:00 P.M., Sunday, January 31, in the conference room of the Education Building at North Carolina College. Observed annually by Baha'is in the more than 200 countries and territories where they reside, commemorations in the United States will be held in 1,600 communities, focusing upon the theme "Oneness in Religion." The public is invited.

The speaker for the Durham observance is a former professor at Morehouse College, Atlanta, Georgia and a former dean of Alabama A. and M. College, Normal, Alabama. A member of the Federal Bar, Bullock has served as special assistant attorney general, assistant to the commissioner of correction, chairman of the Parole Board and the Advisory Board of Pardons of Massachusetts; and administrator of the

See ATTORNEY, 4A