

*****CHILL
DAVI7 12/01/16
UNC-CH SERIALS DEPARTMENT
DAVIS LIBRARY CB# 3938
P O BOX 8890 NC 27599-0001
CHAPEL HILL

The Carolina Times

THE TRUTH UNBRIDLED

VOLUME 95 - NUMBER 41

DURHAM, NORTH CAROLINA - SATURDAY, OCTOBER 15, 2016

TELEPHONE (919) 682-2913 PRICE: 50 CENTS

Justices weigh dispute over racial bias in jury

By Mark Sherman
WASHINGTON (AP) - There was nothing subtle about the ethnic slurs a juror in Colorado is reported to have made during

deliberations over a Hispanic defendant charged with inappropriately touching teenage girls. Two other jurors claim their colleague determined that

defendant Miguel Angel Pena Rodriguez was guilty because Pena Rodriguez is "Mexican, and Mexican men take whatever they want."

Now the Supreme Court will decide how to reconcile two tenets of the legal system that clash in Pena Rodriguez's case: trial by an impartial jury and secrecy in jury deliberations.

The court heard argument Oct. 11 in Pena Rodriguez's bid to uphold his criminal conviction.

The Constitution guarantees criminal defendants a trial by an impartial jury. Secrecy in jury deliberations is an American legal principle that goes back more than 200 years.

The high court has resisted the call in earlier cases to examine what was said in the jury room. Secrecy, embodied in state and federal rules, is intended to promote the finality of a verdict and shield jurors from outside influences.

In Pena Rodriguez's case, no other juror was alleged to have said anything improper and all 12 jurors, including the two who reported the inappropriate comments, voted to convict him.

In 2014, the justices unanimously reaffirmed the sanctity of jury deliberations. A motorcycle rider who lost a civil lawsuit over a grievous injury he suffered in a traffic accident sought a new trial. He based his claim on one juror's report that a second juror said during deliberations that her daughter had been at fault in a similar case and a lawsuit against the daughter would have "ruined her life."

Justice Sonia Sotomayor's opinion in that case left open the possibility that some comments might go too far.

"There may be cases of juror bias so extreme that, almost by definition, the jury trial right has been abridged," Sotomayor wrote in a footnote to her
(Continued On Page 3)



Daniel Blue III

Dan Blue III For State Treasurer

By Cash Michaels
Contributing writer

Most people who know Daniel Blue III agree that he is disciplined, studied, principled, and one of the sharpest people in or out of politics. Thanks to the legacy of his father, Democratic Senate Minority Leader Daniel T. Blue Jr. - formerly the first African-American speaker of the NC House - Dan III has rarely known life outside of politics, except for when he worked on Wall Street in New York City over 15 years ago.

Today, Dan III, 43, is jumping head first into his first bid for elective office, running to become NC state treasurer succeeding fellow Democrat and incumbent Janet Cowell, who has endorsed him. His Republican opponent is former state Rep. Dale Folwell of Winston-Salem, who also once served as head of the state Employment Security Division.

The state treasurer manages North Carolina's retirement system and \$90 billion pension fund, administers the state's health care plan, and maintains North Carolina's Triple A credit rating.

"North Carolina deserves fiscally responsible leadership that respects and protects the public employees, taxpayers, and communities throughout the state," Blue says about why he is running. His biography certainly reads like a young man seeking to prepare himself for bigger things.

The Raleigh native is a graduate of W. G. Enloe High School, and Duke University, where he earned his B.S. in Engineering, and minored in public policy studies. He also studied finances at Duke's Fuqua School of Business, earning a Masters of Business Administration, and Duke's School of Law, graduating with a Juris Doctor.

Well-rounded in key areas, Blue worked at GlaxoWellcome Pharmaceuticals, helping to launch Healthmatics. Shortly after, Dan III moved to New York City to become an investment banker at Bear, Stearns & Co. on Wall Street. He was there in New York during the Sept. 11, 2001 terrorist attacks, and vividly recalls living through the ordeal.

In 2004, on the advice of his mother, Edna Earle Blue, Dan III moved back to North Carolina, starting his own company, Pharmaceutical Institute, which trained biotech professionals. He later sold the successful company, and joined his father's Raleigh firm, working alongside his younger brother Damien. Dan III handled debt financing for large companies and government agencies, but also advised small businesses. His work was recognized in 2015 by the Triangle Business Journal.

Blue is married to educator Traci C. Blue, and the couple has two children.

A recent Public Policy Polling survey had Blue leading Republican Folwell 38 to 37 percent, with many still undecided. The two have squared off in several joint appearances, debating North Carolina's controversial HB 2 law that prohibits transgender people from using public bathrooms contrary to their birth gender (Blue says the law is "problematic" and has cost the state millions in lost business);

sitting on corporate boards (Blue says he won't "for pay or play"); and helping school systems meet their fiscal needs (Blue is for it).



Ms. Linda Coleman

Linda Coleman Seeks Lt. Gov Office Again

By Cash Michaels
Contributing Writer

North Carolina families aren't being treated fairly by this economy, or their state government, says Linda Coleman, who is running once again for lieutenant governor.

She wants to change that, which is why she's back four years after her first bid to fight first-term Lt. Governor Dan Forest, who defeated Coleman by a slim margin in 2012. She feels the arch-conservative and other GOP lawmakers leading the NC General Assembly have done more harm than good in North Carolina, especially after passage of voter suppression and HB 2 laws.

"The Republican majority running things in Raleigh continues to unravel so much of what built our great state..." Coleman says on her campaign website, "... and all the while they've had a cheering partner in our lieutenant governor. It's time for a different approach."

(Continued On Page 3)

If Coleman indeed wins on November 8, she would be only the second African-American in the history of the state to be a member of the NC Council of State [the late Ralph Campbell Jr., former state auditor, was the first] - a constitutional panel of the state's nine top elected officials, chaired by the governor, who make important decisions about the borrowing of money, the sale of state property, and other matters.

Beyond being the next in line constitutionally in case, for some reason, the elected governor is unable to fulfill his duties, or presiding over important events in the governor's absence, the Lt. governor also presides over the NC Senate, voting there only to break a tie. The Lt. governor also chairs various state boards and commissions, including the state Board of Education and board of Community Colleges.

The office of Lt. governor can
(Continued On Page 3)



104-YEAR-OLD OPENS DURHAM CITY COUNCIL MEETING - Mrs. Catherine Ferrell, a very popular and nimble 104-year-old Durham resident, led the Durham City Council in the Pledge of Allegiance at the October 3rd meeting of the council.

Mrs. Ferrell is a long-term member of Mt. Gilead Baptist Church on Dowd Street. She is very active in the National Council of Negro Women (NCNW) and several other Durham organizations. Mrs. Ferrell was crowned the "Queen" of Healthy Seniors during a recent program at the Durham Center for Senior Life.

She recently renewed her NC Driver's license for another five years.

Mrs. Ferrell was born on October 10, 1912.

McCrory: ECU band anthem protest 'extremely inappropriate'

GREENVILLE (AP) - North Carolina Gov. Pat McCrory says it was "extremely inappropriate" for East Carolina University band members to kneel during the national anthem in a protest against racial injustice and police brutality.

The governor told Greenville media outlets his opinion about actions by the 19 members last weekend while the band played before the ECU football game. McCrory said Oct. 7 band members have every "right to express their 1st Amendment rights outside the stadium" and there are societal rules and guidelines when people wear a band uniform.

The protest turned up emotions on ECU's campus during and after the game. Chancellor Cecil Staton initially put out a release supporting the students, but band officials said later additional protests would not be tolerated. The school's next home football game is Oct. 13.

Former NAACP leader Rachel Dolezal tapped for MLK day event

CARY (AP) - Former Washington state NAACP leader Rachel Dolezal, who was criticized last year for passing herself off as black, has been tapped to speak at a North Carolina Martin Luther King Day celebration in January.

The Raleigh News & Observer reports the theme of the MLK Dreamfest Celebration in Cary, North Carolina, "Healing Race Relations through Conversation and Participation."

Event organizer Al Cohen tells the newspaper that Dolezal was "depicted as a major villain through media because of her preference of racial identity." He says Dolezal committed no crime, adding that "She only had an affinity for a group of people, and she served her community well."

Dolezal has acknowledged that she is "Caucasian biologically," but says she identifies as black.