



Grand Jury Urges 'Corrective Procedures' In Boyd's Court

Sealed Report Given Judge, Ending Probe

By ANN SAWYER
News Staff Writer

The Mecklenburg Grand Jury today returned a sealed report and urged that "corrective procedures" be initiated in City Recorder's Court.

There was no indication how many persons, if any, were named in the report, presented to Criminal Superior Court Judge P. C. Fronberger at 12:10 p.m.

A public report accompanied the sealed, sealed package which was turned over to Solicitor Grady B. Stott.

It said: "Although bound by law to refrain from disclosing the nature and contents of our sealed report, this Grand Jury feels that the facts disclosed in this investigation reveal due cause for the deep concern of the citizens of this community for the present situation in which the Charlotte City Recorder's Court finds itself."

SEVERED URGED

"Corrective procedures should be initiated without further delay by those responsible for its operation to insure the efficient and proper operation of this court."

Foreman Kenneth Austin, questioned by reporters after the report was read, said he did not feel it is proper for him to comment on the work of the Grand Jury.

Asked about the number of presentments in the envelope, Mr. Austin said the grand jury was filing just the one report.

He said he did not know that presentments was the correct word to use in connection with the report.

NEXT STEP

The next step in the long investigation of alleged irregularities in Judge Basil M. Boyd's city court will be up to Solicitor Grady B. Stott.

He will study the information turned over to him by the Grand Jury and prepare bills of indictment for presentation to the 18-man body.

Indictments, if any, probably will go to the Grand Jury during the Sept. 2 term of Criminal Superior Court.

The first finding of indicted persons will probably be the week before the term of court begins when subpoenas will be issued for witnesses.

Names of indicted persons probably will not be disclosed until court actually is in session.

The sealed and open reports presented in an almost empty courtroom today. Spectators were mostly reporters and newspaper and television photographers.

JURY DISMISSED

Judge Fronberger dismissed the Grand Jury until 9 a.m. Sept. 2 "unless called back by the court."

Asked by Judge Fronberger if a Grand Jury were through, Foreman Austin replied it had.

See GRAND ON PAGE 2-A

Our Weather

Partly cloudy and warm with widely scattered showers or thunderstorms through Saturday.

Low this morning...21
Low tomorrow morning...19
High today...82
High yesterday...82
High tomorrow...81
High tomorrow...82
Surprise today 5:37 a.m.; sunrise today 7:20 p.m.

More Weather Data on Page 2-A

Senate Group Gets Social Security Bill

WASHINGTON (AP)—The Administration today approved 114 House-passed proposal to increase Social Security benefits. Objections were raised, however, to sections of the bill which would increase the federal share of public assistance funds.

Secretary of Welfare Arthur S. Flemming presented the Administration's position to the Senate Finance Committee in his first testimony in the Capitol since he joined the cabinet last Friday.

Flemming said that on the whole he believes the major changes the House approved in the old-age and survivor insurance program "are reasonable and desirable and I recommend their adoption."

Among the major changes:

1. An increase of old-age and survivor insurance benefits by 7 per cent, with a minimum increase of \$3.
2. Broadening of the taxable wage base from \$4,200 to \$4,800 and an increase in the tax rate effective Jan. 1, as well as a substantial speed-up of the future tax increases already scheduled by law.

ADJOURNMENT KEY

The bill, passed by the House 375-4, may hold the key to when Congress adjourns. The Senate committee plans two days of hearings.

In addition to the old age and survivor benefit changes, it would increase by 28 million dollars a year the federal grants to the states for such programs as aid to the needy aged. It would make numerous other changes in the Social Security law.

Though Flemming gave Administration approval to the proposed changes in the old age and survivor sections, he noted that an advisory committee appointed at the mandate of Congress is now studying the financial condition of the program.

He believes that both the Administration and the Congress would have been in a better position to make major decisions after the study by the advisory council, he said.

Turning to the public assistance proposals, Flemming said the Administration is not against the increases in aid to individuals, but strongly opposes shifting a greater proportional share of the cost to the federal treasury.

SHARE DECREASED

He said the states and local governments provided 60 per cent of the cost of public assistance in 1946 but by 1957 their share had decreased to 50 per cent.

News Contest Cash Winners Claim Prizes

Three of the five \$10 prize winners of this week's News Social Security game claimed their winnings before the Tuesday deadline.

Winners of \$10 prizes were Mrs. F. E. Westfield, 900 Sedgewick Rd.; Martha Washington Lovett, 2001 Idlewood Cir.; and Miss Coraldine Aske, 1219 E. 85th.

Lathia J. Courtney of 2508 Vail Ave. was last week's \$500 first prize winner.

Entries in this week's game were accepted through noon today and names will be drawn this evening. Winning numbers will be published in tomorrow's News.

Entry coupons for the weekly \$100 in prizes are daily News. Contestants are reminded once more that entries must bear proper postage.



Solicitor Stott, Foreman Austin, Judge Fronberger Just Before Presentment Was Filed

No Bond Attempt

INDIANAPOLIS (AP)—No attempt will be made to obtain bond for Connie Nicholas, divorcee accused of killing \$80,000-a-year business executive Forrest Teel, during the month or so it takes a Marion County grand jury to consider her case.

More Jobs

WASHINGTON (AP)—The government reported today the number of unemployed Americans dropped by 143,000 in July to 5,294,000.

Cyprus Optimism

ATHENS, Greece (AP)—British Prime Minister Macmillan and Greek Premier Constantine Karamanlis met today amid diplomatic optimism that they might reach some agreement about Cyprus.

Ship Exposure

TOKYO (AP)—Two more Japanese ships were reported today to have been exposed to radioactivity from U.S. nuclear tests in the Pacific between July 12 and 14.

War Figure Dies

LONDON (AP)—Viscount Bracken, who as Brendan Bracken was one of Winston Churchill's right-hand men during World War II, died today after a long illness. He was 57.

Failure Check

CAPE CANAVERAL, Fla. (AP)—Air Force specialists continued to check instrumentation reports today to learn what caused a Bomarc interceptor missile to fall in flight after it was launched successfully by remote control from 1,500 miles away.

Plans Still On

MINNEAPOLIS (AP)—The Air Force went ahead with plans to send a manned balloon to the fringe of space after one carrying a monkey failed to make the grade.

Strategy Talks

DETROIT (AP)—Strike strategy against the Big Three auto makers will be discussed today at a meeting of the United Auto Workers International Executive Board. UAW members have authorized a walkout if necessary to back up union contract negotiators.

TURN ABOUT

PIXLEY, Calif. (AP)—A jack rabbit chased and bit a dog owned by farmer James Shott. The rabbit collapsed and died. The dog is recovering from shock.

The Brighter Side

Alaska's Sourdoughs On Sweetness Kick

(From AP Reports) When a touch of the boys want to whomp it up they no longer head for the Malemute Saloon. At least they don't in Whitehorse, Alaska.

The once sour-smelling sourdough has added a touch of sweetness, too.

"The Modern Beauty Salon has announced that "in answer to many requests" Friday evenings from now on will be merry nights.

Love Triumphs

Sweet romance has conquered unprincipled fraud. Mrs. Emma C. Bailey of Salisbury, Md., recently complained to federal officers in Cincinnati that Thomas Priddy had defrauded her of more than \$5,000 to bet on horses. FBI agents arrested Priddy and

Reserved Seats Planned For Death Trial

JEFFERSON, Ga. (AP)—A press section with reserved seats has been installed in Superior Court here for the murder trials next week of A. D. Allen and Charles P. (Rocky) Rothchild.

The two are charged with the 1956 Charlie Drake robbery-slaying for which James F. Foster of Greer, S.C., earlier was convicted and sentenced to die but which Rothchild has now confessed.

Judge Maylon B. Clinkscales of Commerce, Ga., assigned a section of the court room to newspapermen and cameramen for their convenience and to avoid confusion. He is issuing press passes. He explained that photographers will be admitted to the court room and pictures will be permitted at the discretion of the court when there is no objection from defense attorneys.

INDICTMENTS RETURNED

Indictments were returned earlier this week against Rothchild and Allen. The former is a former Cairo, Ill., policeman serving a five-year sentence in the State Penitentiary at Columbia, S. C., for a Greer satecracking conspiracy. Allen, one-time used car dealer at Windsor, Ga., is in the Atlanta Penitentiary under a five-year federal liquor sentence.

Rothchild was brought from Columbia to appear before the grand jury indicting him. South Carolina authorities, while not surrendering custody, have announced they will have him here for the trial.

Foster is scheduled to have his murder conviction erased at a new trial during a criminal session of court beginning Monday. He spent two years in prison with a death sentence hanging over him before Rothchild's confession freed him three weeks ago. Drake, a 69-year-old merchant, was slain the night of June 19, 1956, in a robbery attempt. Mrs. Drake, who was pistol-whipped when she tried to telephone for help, identified Foster in court as the killer. She has made no public statement since Rothchild's conviction.

Rothchild claimed that Allen fingered Drake as a man who carried \$10,000, drove him to the Drake store-residence and helped him escape. The slayer fled empty-handed when the elderly merchant put up vigorous resistance.

Evening Prayer

Gracious Lord, help us this day to employ our lives in setting forth Thy love. Grant us joy of heart that we may sing to Thy praise with all the heavenly choir that eternal song of praise, love, and salvation. For Jesus' sake... Amen.

EARLY MEETING

MAILIBU, Calif. (AP)—Two men met about an hour earlier than they had planned last night. The cars they were driving side-by-side swiped each other 30 miles south of where they were to meet.

Drivers Strike At Observer

Despite a sudden walkout last night of some of The Charlotte Observer's truck drivers, 99 and 99-100ths per cent of our papers were distributed last night and this morning. Observer General Manager J. E. Dowd said today.

Pickets bearing Teamsters Union placards were patrolling the area around The Observer building this morning.

The strike was aimed at The Observer Transportation Co., which handles deliveries of the newspaper to carriers and distributors.

Mr. Dowd said he could not estimate the total number of drivers who struck, but of 33 Negro drivers most were out.

No other departments of the newspaper, including those with labor unions, were affected.

Mr. Dowd's statement: "The circulation department tells me that 99 and 99-100ths per cent of our papers were distributed last night and this morning though some of them will be late in reaching subscribers."

"This was made possible through the courage and loyalty of some of our transportation drivers, through the ingenuity of our circulation department and through the efforts of the main body of employees of The Charlotte Observer who pitched in with a will."

"The strike came without warning at about 8:30 Thursday night, about an hour and a half before the paper was scheduled to roll. Tonight, with ample time for preparations, we will be in better shape."

In a statement in this column See DRIVERS on page 2-A

No Motive Known

Man, Wife Found Slain At Marion

MARION (AP)—A retired railroad man and his wife were found dead of bullet wounds Thursday at their home here about 5:30 p.m. two days after the double slaying apparently occurred.

They were Mr. and Mrs. R. D. (Uncle Bob) Simmerman, McDowell County Coroner S. J. Westmoreland reported. He said Simmerman, a retired Clinchfield Railroad car inspector, was in his 70's. Mrs. Simmerman appeared to be in her 30's.

He said Simmerman's body, clad in pajamas, was lying on the floor, a .38 caliber revolver at the feet.

Mrs. Simmerman's body in a short nightgown was slumped in a chair nearby.

He said Mrs. Simmerman had been shot once in the head, once in a shoulder and once close to the heart. Simmerman, he said, had been shot once through the right temple.

When officers broke into the house, all of whose doors locked from the inside, they also found Simmerman's pet Chihuahua dog lying quietly on a pad on the floor between the bodies.

Neighbors grew suspicious when they realized they hadn't seen the Simmermans since Tuesday afternoon. The tragedy was discovered when a woman neighbor peered through a window of the Simmerman home.

The testimony told officers that he heard shots about 9:15 p.m. Tuesday.

PAPEES ON PORCH

The officers found Wednesday morning papers on the porch. The coroner said no motive for the slayings been established as yet.

He said no verdict would be made until technical identification of fingerprints on the pistol is made. The pistol and other personal effects of the Simmermans have been sent to Asheville for police examination.

The testimony came from William J. Brennan, a vice president of the State Federation of Labor, who said he had been threatened for leading an unsuccessful fight against the racketeers. He said he had heard about the slayings.

Brennan told the story before the Senate Rackets Investigating Committee.

Gore Wins Renomination

NASHVILLE, Tenn. (AP)—Tennessee Democrats renominated Sen. Albert Gore in yesterday's primary, while Buford Ellington held an uneasy lead in the governor's race against three opponents.

Memphis Mayor Edmund Orrell and Jackson Circuit Judge Andrew T. Taylor perched within striking distance as tabulators awaited trickling returns from the state's final 230 precincts. State Sen. Clifford Allen of Nashville trailed far behind.

Gore's victory was more decisive than expected over former Gov. Prentice Cooper of Shelbyville. An ardent segregationist, Cooper campaigned against Gore's moderate civil rights position and what he termed exposure of foreign "giveaways."

WIDE MARGIN

Tabulations from 2,233 of the state's 2,570 precincts gave Gore 332,757 votes to 223,386 for Cooper. The same precincts gave Ellington 194,229, Orrell 184,123 and Taylor 181,666. Allen received 52,779. Among the missing precincts were 16 big boxes from Taylor's home county of Madison, where he ran far ahead of his combined opposition.

Tennessee has no primary runoff and the high man gets the nomination in a state which has not elected a Republican governor since 1922. Two Republicans, Sen. Robert L. Peters of Kingsport and Hansel Profit of Sevierville, received scattered votes for governorship, but Peters said he was not a candidate.

Both Ellington and Taylor campaigned on a strong segregation plank, even to the point of closing public schools if necessary to avoid violence.

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NOT RELATED

The committee said Brennan is not related to Owen Hottel, a Pennsylvania labor leader testified today Teamster boss James R. Hoffa helped a group of racketeers get a charter to run a hotel and restaurant workers union local in Philadelphia.

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CAT HAVEN

OAK RIDGE, Tenn. (AP)—It must have looked like paradise to the stray cat which wandered into an Oak Ridge laboratory containing more than 150,000 mice. It ate eight mice before employees caught him.