

## LEGISLATIVE LEADERS IN CAROLINAS State And National Leaders Attend Gardner Funeral

### Pay Tribute To Deceased Statesman At Shelby

#### Many Government Officials Present

By TOM FESPHERMAN  
Charlotte, News Staff Writer  
SHelby, N. C., Feb. 7. — O. Max Gardner, friend of O. Max Gardner's friends, including here and high-ranking Government officials from Washington and Raleigh, braved some of the coldest weather of the winter to see his burial in Sunset Cemetery this afternoon.

Thousands were filed slowly by his body as it lay in state at the First Baptist Church from noon until the funeral service.

The First Church, with its 1,500 seats, is the largest Baptist church in the city, but it was not big enough to hold the people who gathered for the funeral. Many stood outside while Dr. Zeno Wall, pastor of the church and an old friend of Mr. Gardner, told in a funeral oration some of the accomplishments of the man.

Mr. Gardner, her two sons, her daughter and several members of the family were seated together in the front pews. To their right, in a specially marked-off section, were leaders of Government, business executives, outstanding attorneys and other dignitaries who had come here for the final rites.

Dr. Wall told the gathering: "He was a big man by whatever standards you might measure: big body, big brain and big soul, and he did big things, in a big way. His capacity to do things and to get things done, amazed me. And he was one of the most versatile men I have ever known. He could, for instance, talk so helpfully about farming that you would feel that he spent all his days upon a farm. He was a great business man. He, like a flowing stream, blessed every thing he touched.

"The last speech Governor Gardner ever made to me in this spacious auditorium. He stood where I am now standing, and delivered to me, so timely and dynamic messages that I have ever heard of and clear and beautiful and inspiring; and delivered in a way that he had poured heart and soul and dedication, and to a great congregation who held their breath in awe and admiration.

"The key finger of Winter extended into nearly all areas of the Carolinas, only the coastal sections escaping the biting cold. Mr. Mitchell reported a 32-degree reading in the city and 24 at the airport. A wind blowing in gusts of up to 32 miles per hour, added to the discomfort of pedestrians and sent many of them chasing their hats.

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O. Max Gardner, former United States Ambassador to Great Britain, was these distinguished men, left to right: John W. Hanes, former Undersecretary of the Treasury Department; Fred Morrison, former law partner of Mr. Gardner; and Stanley Woodward, Chief of Protocol, State Department, representing Secretary of State Marshall. (News Staff Photo by Don Martin of Tom Franklin's Studio).

### ATTEND GARDNER RITES—Attending with other high-ranking officials of the Federal and State government the funeral services in Shelby this afternoon were O. Max Gardner, United States Ambassador to Great Britain, were these distinguished men, left to right: John W. Hanes, former

### Charlotteans Shiver In Icy Blasts

#### 15-Degree Low Is Seen As Cold Weather Returns

Another bitterly cold night is in prospect for Charlotte tonight. The Weather Bureau forecast today that the mercury would drop to 15 degrees before morning and that a brisk wind will make the weather seem even colder than it is.

Fair and cold weather is predicted through tomorrow.

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### Eyes On Detroit

#### Portal Pay Case Verdict Awaited

DETROIT — (AP) — All the nation today looked expectantly toward Detroit and a Federal judge's ruling in a pay dispute.

There was a possibility the verdict would be a landmark decision in the celebrated Mt. Clemens Pottery Co. portal pay case would be handed down.

NO PROMISES — Judge Pfanzelt himself was making no promises. In court circles, however, it was hinted he might be in position to announce his decision before the day was over.

Against its towering backlog of nearly \$5,000,000,000 in portal pay claims by labor, the manifest case approached his moment of decision with all American industry and labor attentive.

The U. S. Government, aware of its significance to many more billions in wartime coal-plus-contract with industry, was a watchful onlooker as well.

The task for Judge Pfanzelt, who first dealt with the Mt. Clemens portal pay case in 1945, was to determine the amount of compensable "walking time" and "ready time" of the plaintiffs.

When, in the popular terminology, is portal-topport time.

Thus, in the U. S. Supreme Court sent the case back to Judge Pfanzelt, who first dealt with the Mt. Clemens portal pay case in 1945, was to determine the amount of compensable "walking time" and "ready time" of the plaintiffs.

### Undersecretary of the Treasury Department; Fred Morrison, former law partner of Mr. Gardner; and Stanley Woodward, Chief of Protocol, State Department, representing Secretary of State Marshall. (News Staff Photo by Don Martin of Tom Franklin's Studio).

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### May Seeks Dismissal

WASHINGTON — (AP) — Andrew J. May, former Democratic Representative from Kentucky, is asking the Federal District Court to dismiss an indictment charging him with conspiracy and accepting bribes.

May, former chairman of the House Military Committee, was indicted Jan. 22 by a Federal Grand Jury which investigated operations of the Garson wartime munitions combine. Three others, including Henry M. and Murray W. Garson, also were indicted.

Through his attorney, Warren Magee, May yesterday Warren Warrenton, U. S. District Judge, said the indictment is too general and does not clearly state that a crime was committed. In another motion May asked that the third count, also known as the "conspiracy" count, be dismissed. The motion was argued on the Garsons on Aug. 22, but the court has not yet ruled.

The indictment is contained in another count.

### Legislature Winds Up Active Week

#### Closed Shop Ban Before House

By GERTRUDE WALTON  
RALEIGH — (AP)—Initial piece of major labor legislation of the current Assembly bill the House this week at a bill that would outlaw the closed shop in North Carolina.

One of the most controversial issues to hit the lower chamber, it was introduced by three World War II veterans. The measure would prohibit contracts or combinations which require membership in labor union organizations or associations as a condition of employment or continuation of employment.

Unopposed opposition to a proposal to establish a five-member state licensing board for funeral directors was encountered in the Senate. "Where will it all end?" queried some Senators, referring to the 21 similar bills already existing in the state. The bill was held over until the Tuesday session.

### TEACHER SICK LEAVE

The House received a bill which would grant to 12 days each leave with pay each year for teachers and principals. Teachers, through provisions in the bill, also would be relieved of paying substitutes and principals would receive more pay for days they are out of school than they would receive if they were paid for the substitute five dollars a day. The bill is now before the House Education Committee.

A committee substitute bill to outlaw fireworks in North Carolina was introduced for consideration on the Senate floor this week.

The bill was withdrawn from the Senate floor calendar and was referred to a joint sub-committee for further consideration. The bill was instructed to draw up a substitute bill and submit it within ten days.

A bill which would provide legislators with a daily subsistence allowance of six dollars, plus six cents a mile for travel, was received by the House this week. Many Representatives predict defeat of the measure in view of a question which legislators have for several days.

Political tension mounted in Britain amid speculation whether Conservative leader Winston Churchill would choose Monday, the day of the industrial shutdown in the London, Manchester and Birmingham areas, as the psychological moment to offer a motion of censure. A move he recently announced he planned to make in February.

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### In Coal Crisis

LONDON — (AP) — A widespread press attack was loosed today against Fuel Minister Emanuel Shinwell as the House of Commons debated a motion of censure against the government over the coal crisis which will force a major shutdown of England's industries Monday.

"Shinwell must go," three Conservative provincial papers proclaimed, and even the Laborite Lord Shinwell and other members of the House of Commons, accusing them of failure to keep the public informed of the developing crisis which had been aggravated by the severe cold that has gripped Europe for a conventional day.

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### British Regime Under Hot Attack

LONDON — (AP) — Diplomatic officials today viewed Secretary Marshall's first major policy statement as a guarantee of determined counter-measures against Soviet, Soviet propaganda and attempts to link atomic energy control with disarmament.

Marshall declared the United States must back up its foreign policy with real military power unless it is to be taken as a mere statement of intent. "There is peace with a definite basis of collective security," he said.

That, he said, means there must be a universal military training program to supply the armed services with manpower.

He told a press conference he does not agree with the Russian view that atomic energy control can be dealt with as a part of the disarmament question. In any case there can be no disarmament until there is international security, Marshall declared.

WOULD SPREAD TRUTH — Without mentioning Russia by name, he said the State Department would send the cable to Russia in the midst of a riot of propaganda. If the United States declines to send the cable, Marshall stated of its position, Marshall declared that will accept the truth in the end.

The State Department is preparing to beam its first broadcasts of truth to the country, a prime necessity at this time.

He added he expects the Administration to send the enabling legislation to Congress soon.

A civilian commission has been appointed by President Truman to study the whole training problem.

### WEATHER

Fair and colder today, much cooler tonight. Sunday fair and cold. Low temperature tonight 15 degrees.

Temperature at 2:00 today 38  
Sunset at low last 24 hours 50-26  
Sunrise tomorrow 5:26  
Sunset 7:15

### Takes Heed Of Reports Of Boom For Presidency

#### Has No Desire For GOP Nomination

GRAND RAPIDS, Mich. — (AP)—U. S. Sen. Arthur H. V. A. n d e n b e r g, Republican, Michigan, declared today, "I am not a candidate for the Republican Presidential nomination, don't expect to be and have no wish to be."

The success of the 1948 Republican Convention, made his position a press conference and added, "but a man would be entirely numb if he were insensible to the compliment the suggestion implies."

Taking heed of reports that his native state would boom him for the Presidential nomination in 1948, Vandenberg said in his speech: "I have no desire for the Republican nomination in 1948. I charge you to ignore all considerations of local pride and to vote justly and fairly, and when the time appropriately comes, to join me in the nationwide Republican quest for the best available man President of the United States."

ON OTHER ISSUES — The Senate President turning to other issues told the convention: "Republicans intend to do something about this scandalous postal rate. Every American citizen against excessive postal rates; which is the legislative intent of the Congress, not a man of whom I have heard, who has passed, which threatens the solvency of many a business and the jobs of its employees—to say nothing of the Treasury of the United States."

"Imagine what labor would say if the courts, in a reverse situation, found the conviction case for employer for back wages over the years and reappearance of the work force and the job long since finished and forgotten. The principle of the law is that if you have a job, you must have a job, if any sort of stable economy is to be saved."

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### Anti-Soviet Stand Seen

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### Loose Cannon Knocks Holes In Train Cars

ILLMO, Mo. — (AP) — A large Army cannon on a flat car of a Cotton Belt railroad freight train broke loose from its ties yesterday and started revolving freely about the rails, striking and knocking through the sides of several passenger cars.

The cannon revolved with such speed, said a railroad official, that it was almost a virtualy every other car on the Missouri Pacific train, running between St. Louis and Kansas City.

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### Taft Opposes Retroactive Feature Of Tax Cut Bill

WASHINGTON — (AP)—Senator Taft, Republican, Ohio, said today he favors making proposed tax cuts effective July 1 instead of retroactive to Jan. 1.

The retroactive feature is proposed by Chairman Knutson, Republican, Minnesota, of the House Ways & Means Committee, which will begin hearings Feb. 19.

Taft told a reporter that by delaying the tax cut until the start of the new fiscal year July 1, Congress could avoid increasing the prospective deficit for the current year.

### The State Of Our Health

Ten thousand North Carolinians have active cases of tuberculosis, and half of them die.

There are 100,000 cases of syphilis in the state.

Cancer will kill many thousands of living Tar Heels.

North Carolina's health statistics are not so bright. Negroes have only 144 doctors to attend them.

These are the facts that are a few of the hundreds—most of them little known—to be presented in the 32-page magazine section in The News Feb. 11. For the first time, the facts about the state's health are gathered here, written by doctors and health officials familiar in various health fields.

Every North Carolinian with an eye to the future will find this section readable, informative and most important, the result of months of work, this full, factual report to the people.

Backed by large numbers of public-spirited advertisers, will constitute a great health campaign to improve our health conditions.