WEDNESDAY, SEPTEMBER 21, 1949

JUDICIAL LAWMAKING

WHATEVER the merits of the Justice Department's case against the A & P food merchandising empire, it is obvious that we need a new set of monopoly and trust laws written by the Congress rather than by the executive and judiciary de-

grust laws written by the consistency departments.

Since the middle period of the New Deal,
the Justice Department has departed
further from the original intent of our
monopoly laws until today mere bigness
appears to be a proper target for trustbusters. In many instances, the Justice
Department has been upheld by the Supreme Court, and thus a new set of legal
principles is coming into existence which
completely by-passes the law-making aushorth of the Congress. and lof our malor
monopoly and trust legislation: the Sherman Act, the Clayton Act, the Federal
Trade Commission Act, and the Robinsonpations and the Congress of the Congress
and Act, the Clayton Act, the Federal
Trade Commission Act, and the Robinsonpations Act. The Supreme Court has repeatedly reversed itself, or weakened former interpretations, so that it is virtually
impossible to decide today just what constitutes a monopoly.

In this wide area of legal disgreement,

impossible to decide today just was acceptable to decide today just was actually all the Justice Department has been free to roam at will. It has set up its own standards and made its own rules. And it would appear from the recent du Pont and A & P cases that sheer size is becoming prima facile evidence of monopoly.

It is certainly true that the voncentration of exponent power in this station is a

serious problem. Senator O'Mahoney said recently that of the 12b basic commodities needed by the people off the United States, 75 per cent of the total production in sach case is controlled by four or fewer companies. A recent publication by the Committee on Economic Development showed that less than one-tenth of 1 per cent of all the employers in the United States em-

Congress has taken note of this trend toward bigness. The RFC act has a special section to provide loans for small business; an amendment to the ECA provides special consideration for small business military procurement from small business is encouraged by statute.

But the Justice Department is going be-yond Congress. Its prevailing philosophy these days seems to be close to that ex-pressed by John Blair, Federal Trade Com-mission assistant chief economist who told

If that is to be the law of the land, it should be so written by the Congress, not left up to the teamwork of the Justice Department and the Supreme Court.

THE COAL DISPUTE

WHILE steel was grabbing the headlines, erafty John L. Lewis was quietly, mapping his master stroke. He didn't need to call a strike. He simply ordered that payments from the union welfare fund be

mapping his maseer season to call a strike. He simply ordered that payments from the union welfare fund be stooped.

His Mineworkers understood the signal. Though their earnings have been alim this Summer, they dutifully obeyed. The coal mines were shut. Layoffs in railroads and other allied industries began, and the nation was in for another of the signal coally coal disputes which have began and the national management record and traced our raintenant statement of the signal of the sig

ne issues have not been drawn sharply year. Presumably Mr. Lewis wants an ease in the 20-cents-a-ton royalty on

mined coal in order to support the lavish pension and benefit scale he and fellow welfare board member Senator Styles Bridges decided upon over the objections of industry representative. Exrs. Van Horn. But he has been evasive in his negotiations with the operators since the old contract expired on June 30.

contract expired on June 30.

Perhaps now that the mines are completely shut down, he will make his demands known. But until he speaks, the nation will have no way of knowing just how much the cost of living will have to be increased in order to keep the Mineworkers satisfied.

workers satisfied.

Meanwhile the thousands of workers who have grown, dependent upon the welfare fund payments will saffer from Mr. Lewis own miscalculations. When he reduced the work week to cut down on stock piles, he also reduced the payments into the royalty fund. It is his own fabit that the reserves were used up.

The minêrs first enunciated the "no contract, no work" policy. There is a grim justice in the sequence of events, which has enabled a large section of the industry to say to them, "no contract, no royalites."

SQUABBLE OVER DRIVEWAYS

BELIEVING, as we do, that there are too many committees in this world and that we could accomplish more by abolishing some of them instead of creating new ones, we are nevertheless inclined to approve Mayor Shaw's appointingnt of five Charlotteans who will strive to solve the impasse over the proposed curb-cut ordinance.

impase over the proposed currents out-lance.

Obvious the Council was getting no-desired that the ordinance. Each time it diese sith the ordinance. Each time it diese sith the ordinance. Each time it diese that the council of the council of the cerns appeared with their possession on error appeared with their possession of presented what appeared to because the tions to certain aspects of the new law. These objections were objected to in turn by City officials who contend that curb driveways are far too wide at many estab-lishments, and that they interfere with the movement of pedestrians and reduce the available street parking space.

Several pictures in The News the other day showed some of the worst examples. There are many others equally as bad.

Clearly the City should have some uni-form ordinance limiting the width of drive-ways. Sidewalks in the uptown area are public facilities, and it is ridiculous to per-mit any business concern to cut them up at

Probably some sort of classification vary-ing the permissible width of driveways ac-cording to the type of commercial enter-prise is the final answer. Perhaps the proposed limitation of two 20-foot drive-ways is too inflexible.

At any rate, Mr. Shaw has picked five able citizens and asked them to find the answer. Let us hope that they do so promptly, and that the answer will be acceptable to all.

MUSIC, MAESTRO

THE 1949-50 season of the Charlotte Symphony Orchestra, which opened last night with a reception and musicale at the Mint Museum, will be less ambitious in some respects than previous seasons. But some respects than previous seasons. But it holds out the promise of more real ac-

companient. The orchestra will be smaller this year, and its concerts will be held in a local school auditorium instead of the vast, hollow Armory-Auditorium. But the old adage about small packages should hold true. Quality rather than quantity will be the rule, for orchestra, programs, and soloists alike.

teristic of most musicians.

The Society is fortunate to have obtained the services of James Christian Pfohl is conductor. He has displayed, by his work at Davidson College and his more spectacular Sumher music camp at Brevard, an uncommon ability as, an organize, and promoter. And it is doubly fortunate that he is a fine musician as well.

In addition, the Society itself appears to

have a better organization and more zest for the sizeable financial undertaking ahead.

We take this opportunity of making our manners to Mr. Pfohl, his musicians, and his board of directors, and to wish for them

In some respects boys of today are better than were boys of two generations ago. It has been some 30 years since we've seen a miserable dog skallyhootin' down; the road hell bent for leather, trying to outrun the tin can tied to his tall by some boy.

Rolling Fork (Miss.) Deec Creek Pitot.

Wearing no necktle, Ted Williams is barred from the better New York restau-rants. Besides, there would be the incon-venience of shifting everybody to the right side of the room—Richmond (Va.) Times-Dispatch.

Another reason why we like a small town is because people take time to live. A lot of folks in the cities spend so much of their time waiting on traffic signals and elevators they haven't time to do anything else. — Pittsburg (Texas) Gazette.

They say everything comes to those who wait. Well, we've known people that have sat around waiting all of their lives and all that eyer came to them was children and unpaid bills. —Lamar (Mo.) Democrat.

"He Doth Bestride The Narrow World Like A Colossus"



People's Platform

Pinebluff, Suh, Not Pinehurst

Editors, The News:

THANKES a lot for the flattering feature story about
my Wade Hampton biography, "Giant In Gray,"
in The News for Tuesday evening; but, even as 1
write, the telephone jangles as my outraged fellow-townsmen ring up to ask when I moved from Pinebluff to Pinehurst.

bluff to Pinchurs.

Pinchurs', where you say I move into rinker
Pinchurs', where you say I tive (under a New
York dateline, and when did those Yankees ever tell
the complete fruith about us?) is a beautiful resort,
the complete fruith about us? is a beautiful resort,
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-MANLY WADE WELLMAN,

Hit And Run Driver

CHARLOTTE CHOICE AND DEVELOPMENT OF THE ADMINISTRATION OF THE ADMI

Nation Of Jezebels

CHARLOTTE Editors. THE NEWS!

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"IHE microsic of Sodom are becoming those of America.
Ica—Morie stars set American standards, misted to the Bible. A nation rise or falls with the virtue of the Bible. A nation rise or falls with the virtue the nation; fall.

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Batan, has succeeded in commercializing his pion.
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Thank God for the decent women in America to-day! But why are they silent in the face of the present conditional? Still more amazing is the silence of the preachers. Is there a John-the-Baptist in America today or has Jezebel got us all on the run?

—WARREN W. WOODS.

Strikers Scolded

CHARLOTTE

Editors. The News:

WHY are we looking for Communists, Bolsheviks
and Reds when we have them defying us every
asy, knowing who they are, also defying this Govremment of ours, just as they were traitors during the

erment of ours, just as they were traiters during the war. Why not let Lewis and such men retire and we will be glad to get ind of them. Send them out on a straight of the send to the se

The People's Platform is available to any reader who cares to mount it. Communications should be less than 300 words, typewritten if possible, and on only one side of the paper. Libel and obscently will be deleted—otherwise anything goes. Each letter must be signed. — Editors, Thu Nwa.

Quote, Unquote

Lots of tasks in this world are truly troublesome. For instance, did you ever try to salt and pepper an ear of corn in the face of an electric fan?—Jackson (Miss.) Daily News.

Joseph & Stewart Alsop

Face The Facts

A BIMPLE question is raised by
A find Senate debate on the Military Ald Porent for Europe. This
question is: when are we going to
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The Russians are concentrating articularly on heavy tanks and present the pres

Henry C. McFadyen

Your Child And School

Drew Pearson's Social Security Faces New Threats Merry-Go-Round

WABHINOTON social security experts are worried about the steel fact-finding board recommendations will do what the steel fact-finding board recommendations will be before Congress penies and social security program now.

What they fear is a 'series of special old-age penison plans for certain industrial groups that have the atrike and the state of the steel of the state of the st

Tito's Brand Of Communism

"But why?" asked the neighbor. "Your things are lovely."
"That's just it." was the reply. "If I should wear these
othes in Belgrade, all my friends would say I had gone
pitalist. I have to buy some very plain thines."

"Another thing is I won't see much of the children any more. When we go back, they'll have to be put in a state school and we'll have them only at night."

Capital News Capsules

cepted the principle of the report while the company has rejected it.

DEAL WITH BEVIN—Here is the inside story on an appreciate the property of the production of managements in per African territory of Northern Rhodesia. The deal is to counteract a Russian Order Rhodesia. The deal is to counteract a Russian United States and March bactue thing, managements to the Northern Rhodesia. The deal is to counteract a Russian State of Northern Rhodesia. The deal is to counteract a Russian State of Northern Rhodesia. The deal is to counteract a Russian State of Northern Rhodesia. The deal is to counteract a Russian State of Northern Rhodesia. The deal is to counteract a Russian State of Northern Rhodesia. The deal is to counteract a Russian Russia.

SENATORS FLAT HOOSEN—So many Senators have stored off on vacations that leader a Russian Russian Rhodesian State of the vote on reciprocal trade. GOP Research Northern Rhodesian State of the vote on reciprocal trade. GOP Research Northern Rhodesian State of the Northern Rhodesian Rh

LATIN LOANS—Secretary of State & cheese is telling Latin American delegates to the United Nations who complain about not getting economic sid from the U. S. that the International Bank & Mometary Pund has made 70 per cent of all its loans to Latin America. Acheeving with the bank would make more loans if Latin Americans saked for more money. Every application has been processed.

Paratrooper Tells Truman

MASTER SOT. JIM MENDELIX, who fall 1,000 feet from an airplane and lived to tell about it, called at the White House for the second time the other day. On a previous of Honor on Hendrix after he had smalled a German machine-pun nest inglehanded, hilling sewn enemy soldiers and explaining direction of the control of the cont

capturing thirteen others.

The President hadn't forgotten this first meeting, and messaw Hendrix the second time, he recalled:

"Among those who were decorated with you that day was oy in a wheel chair who had lost both his gess in battle, never forget something he said. He remarked that he but one life, but that he was still ready to give it for country."