VOL. XI

MINUTES OF THE SUPREME BENCH OF BALTIMORE CITY

January I, 1944 xo December 31, 1945

# **HINUTES**

## OF THE SUPREIE BEHCH OF BALTIMORE CITY

A Special meeting of the Supreme Bench was held on Friday, January 7th, 1944, at 11:45 A. M. All of the members of the Bench were present and the Chief Judge presided.

llessra. John H. Dill, 4j10 Sthland Avenue and Guatav E. Wiedeman, 4011 Rid^ecroft Road, v/ere selected as members of the Grand Jury for the January, 1944 Term, in the pUce of Messrs. Henry Scott Baker and Alan P. Longcope, Jr., who v/ere excused from service. The Bench then adjourned from the session in Chambers, to the Court Room, and held a Memorial meeting in honor and in memory of members of the Bench who had died during the preceding year.

Memorial minutes were presented by Er. Michael J. Kanley, President of the Baltimore Bar Association and Kr. Charles C. Wallace, Chairman of the Memorial Committee, - which were seconded by &r. Hilary 7/. Gans and I'r. Walter H. Buck. Jud/?je 'T. Conwell Smith, responded on belialf of the Bench.

There bein' no further business, the meeting adjourned.

Memorial Services For The Deceased Members Of Bar Held Yesterday

Memorial services were beld yesterday afternoon In the Court Houre for member" of the Bar who died during Inuced by the Bar Association of Baltimore City and tool: place at a npcclal HiLving of the Supreme Bencb nf Baltimores.

timers Michnel J, Manley, Jorcvillent ot the Jur As'ocation, Oprow the exercises and microlaced the (Jocate, after not into orean Lafna's Memorini Commieco, preficted the Memorini Commieco, preficted the Memorini Commiers, and Memorini Ketchsj of tho -bcensel aftorneys. SecondUR Medicath area, et L. Jock Minry W. Oms and With of hough Second by Promi-

Cricf JudRe Samuel K. Dennis nreslflrd nt the Kcrvices and tho reippontic Jwhnk of tho Bench inn minle by The Mr. Conwrll Smith.

arin Deenusa

secretary

### THE DAILY RECORD, BALTIMORE, TUESDAY, JANUARY 11, 1944

4.

## January Term Grand Jury Organized Yesterday In Criminal Court

The Grand Jury for the Jimitary Term was organised In thio Crhnhind Court yesterday buforu Judeo John T. Tucker J. Beauey Wolfe, S.r., wa named foreman ol thic body nutl W. Addison Fowler, mokstant foreman. Jowing member to nerve mi the Voottendory Committee O. Howell Parr, chairman; MUsus Fleischer, Victor P. Struck, Ucorse W. Schoomluns and IL. Hoy Hale. This Supreme Bench appointed Cnstw fc. Wieder Man, 401 Ridgecorff road, and John H. Dill, 3310 Ridgecorff road, and John H. Dill, 3500 Einhuid menue, to nerve on the Grand Einhuid menue, to nerve on the Grand Scott Baker and Allon P. Loticcope, Jr., wilo were oxenicid.

Tlic Grand Jur>' as organized follows: Brage. Arthur Milton (c), S39 Bloom itrmt.

Cliertkof, David W., 4400 SprIngdale

Cordror. Chnrlca M- 110 North Cnrc; jBtrwL

Cromircll, B. Frank, 1804 West Lexincion urect

Dill, John II., 1310 Kthliiml nTenno.

Flclwher, Milton, 2401 Bntnw place. Fowler, F. Addbion, 5020 Old Frederick rood.

Bale, n, nor. 010 West UnlTOriltj Parkway.

Hurley, Frnnk c., Sr., MM Liberty Bclchts avenue.

tollman, William D., 2223 Eiiat Pireston itreet

Parr, O. Howell, WnrrInpton Akirt> monts, .1008 North Charles street.

I'rlmus, James, 3307 Richmond ore-

Ilabfll, LoulA, 5306 St Albaos Waj. Ratn, Bobert F., 27D1 Elolnore avenue

Scliocnhnls, OCOTRO W., Hillen rotd nnd 3Srd street.

Scott, -William it.. 310 Townnj road. SUDEJUCT, T. Rowland, 0 Club rond. Stoctwr. Carl N-. 208 Ettat Onlrer-

illy Parkway. TranUoan. 'William T., MOT Gibbon\*

AVUiiemnn, Gimuve B., 4011 KIdei\*

erolt road. Wittlg, Ednard A., 1T10 East Lanvalit

street Wolfe, J. Rcnnpy. Sr., 4403 Roland

Struck, Victor P., 4303 Bereer avc-

52.4

# RULE 32

For the Common Law Courts of the Sunreme Bsoch of Baltimore City, us /.mended January  $/(\bar{J}$ , 1944

MOTIONS TI JEHEST 07 JDEG13ST 04 703 HK7 TKIAL.

Every motion in arrest of judgn^ut or for new trial shall tie filed before four o'clock en the third day succeeding that upon which the verdlot shall have been rendered, and shall stand for Hearing, without notioe, on tin next succeeding las day. .ill the reasons for the said motion shall be filed in writing within the time limited for filler, of said motion, and no other shall thereafter be assigned without leave of the oourt. Whan tho third day is oratiaiaj, or t» legal holiday, the motion shall be filed before four P. M. of the next uooular day not a holiday.

The provisions of this Rule shall likewise apply to motions in arrest of judgment or for new trial In all oases of judgments entered by direction of a Judge sitting without a jury under Trials Rule 9 of the Court of Appeals adopted January SO, 1941.

# TOE DAILY RECORD. BALTIMORE, WEDNESDAY, JANUARY 12, 19-14

# New Rule Of The Supreme Bench Of Baltimore

RULE 32

For The CoMinion Late Court\* Of Thit Suprem Bench Of ISalUmorc Oll<sub>i</sub>. As Ammitical January 10, 19-H

MOTIONS IN ABBERT OF JUDGMENT OB FOR NEW TRIAL

Every motion la arrest of Helemont or for new triol Kb all he tide before foor o'clock on thic third iny succeeding Uiat Upon irkleb throwerdie a full hare been rendered, and aball *itaxual* far heuriati, without notice, on Use next succeeding motion stall be Ded In Tyrdink' irtilio the time limited for mit; of and motlou, and no other shall titts-nfter be wilkneft! without leave of the 'couff. When the third day Ia Saturday, or a When the third day Ia Saturday, or a before four P. M. of Use next secular lay on a holiday. The provisions of UIB Rate Ahad. Uso-

Hie provisions of UIIH Rule Ahull Ukowisp nply lo mnUowi In arrefrt of Judsment or for new trial In nil enies of Judgments culerell by direction of \* Juliko sltUic without n Jury tinder Trinln Rule 9 of the Court of Appeati addred January 30,1041.

SAMUEL K. Dr.xiaa, Eu FIIANK. KCOCXE O'Desxe, J. Ark FB SATUU, Enwirx T. DICECSSOX, J. CRAIO MOLANAIIAN, W. CONVIKXI SMIMI, BUONY B. NILZB, JOCT T. TOOKER, GIABDS B. MOTLIK THE DAILY RECORD, BALTIMORE, SATURDAY, JANUARY 15, 1944'

# Deceased Members Of The Bar Are Honored At Memorial Services Held In Court House

Memorial -Serried\* for members of the Baltimore Bar who died during Ibc past ycor were held by the Bar Association of Intilmorc City before a ei\*clal mcctut or Ibo Supreme Iteneii of Baltimore City on Friday, Januu

The ceremonies were opened by Sllchnel J. Manley, presideut or the Bar ASKochlvon, who Introduced Uie speaker\*, after which the Memorial Minute uid biographical sketches or the di-ceawd nturners were pruvenled by Ghurks C. Wallace chairman of the organisation\* Memorial Communic request tint the Bench receive Jhoiu and spread them among tin- permunoiit records of the Cuurl. Seconding addrwu.\* were dell'recreil fcy Hilary W. gammi Walter IL Buck.

Chief Judge Samuel K. Dcnnl\* prculdiil at the cxercltKu and Judge W. Conwell Smith responded OD tichalf of the lkmcb. AmonR those nlteiidlii^ ttic sorrlccs were n'Intlves of the deceased attomoj-s, Court ntme)K-s and memlicrii uf Uio Bar.

#### FDIIOWIDC IB a complete report of the proceed I IRH :

#### Tr.MAssiff or UIOHAEL J. MANUSY

PRESZDENT OF THE BAB ASSOCIATION OF BALTIMORE OTTY Mai/it plcati iiour honor\*:

In accordance with the cuutoin <>t UIIK Court, thU meeting of tilt (Sipromo Bench of Baltimore City wns called for the purfK\*o of paylui; tribute 10 the ibemoy or OIL lawyer\* who died turing the precwillng year.

Thic Mumoriil Committee or the Bar Association of Baltimore City Ims prepared Its uritteu report, memorial mulue and a H0Kopheol skotch of ilic (GccBscd Members or the Bar, which will be presented to the Court by Mr. Obarle\* C. Wallace, chalrmau of 4hc lloror0tUl Committee. Ilany of the Kisson<sup>\*</sup> whose names appear on tho list of dccensnl lawyer<sup>#</sup> were present linar last jcar. U Is flutng and proper Unit we liom: be un-mory of these deported members of tho Bar.

Too chairman of the Momorljil Committee will move that «lio mlanto and : lilof\*aphlcal sketches he mmlo part of Hit permanent record« of thin Court-Mr. Hilary W. Cans and Mr. Walter H. Jinck will Hitomi the motion.

### Tff! BAB, ASSOCIATION OF BALTIMORE CITY

To the Honorable, the Judges of the Supreme llinch of Baltimore City:

The DJ1 AsHDdnton, through Itd lleinorml Oommltlee, rejtoris lliiu from December 15, 1scl, to ISceeinker IB, IWJ, thitj-one members of the Bar of Uiis Bench bare died. Biographical sketches of the gentlemen arc prMcntcd. to too authors or which the Commlitee eiprosses irreat npprcclatiou.

The ABsoelndoi will publisli the record of these proceedlnci anil luimpblcU thereof will be sent to the families of the dwan«I lawyers and others Interested,

Daring the i<sup>\*</sup>ist year three members of this Bench—two who formerly tarred here and ODD in its service at the time—have divel. Hou. Licity DOTIII Unrlan, who was Chief Judge fram 186S to 1015; JnUso Carnill T. Bond, from IUII to 10ftl, and Judge Joseph N. Ultnau, from 1054 to 10-ia. Bccmalle upcclal litricao will ho licid for them, their biographies uro not Included in this report. The member\* of thic bar, -with dtdw of dciilh nnd aecomiuinylDg imemo-

niow.	Dale of Death
Xamo of Deceased Lawyer <sup>&gt;.</sup> Jijbnn aimrks	Dure of Deam.
Jjibnn ajmrks Cuapln A. Ferguson	January 1,1013
Cuapln A. Ferguson	January 13,1043
WUUiini Uf -Merrlkeu	January 12, 1048
Franklin r. Barrett.	January 14,1043
WUUini Uf Merikeu. Franklin r. Barrett. Frederick J. Svilonslwin.	February U, 10-13
Charles T. Bushy	. April 0, 1045
Ben ». Selluinn	April SO, 1043
Ben ». Selluinn George Dobbin I'ciinlmnii	April 25. 104.1
W. AlusworU1 Parker	June 2,1043
Leon K. Greeubauin.	June 1a, 1043
Stephen J. JIcDotiougH.	June 20. 1043
Thomas W. Brunt]I'e. Jr.	June 28,1043
3. StrnlUi Ilriseoe.	. July 0, 1043
Chester F. Morrow	July 0, 1043
William A. Goodhnrt	July 14,1043
WIIUam W. Vnrney	July 80,1043
WIIUam W. Vnrney. Louis Tlollauder.	August 2, 1043
Joseph W. Ilristor	August 10, 1043
W. Edward Bultnii	. September 21,1043
William G. Tower <sup>#</sup> , Sr	. September 22, 1043
William G. Tower*, Sr Edwnnl 11. Meclunls George L. I'fiidlolou	. October 22, 1043
George L. l'fitdlolou	November 13, 10J3
Thomux E. Conlou	October 20, 1013
Milton Duriilell	November 2S, 1043
Ell S. ICntteu. James W. Chapuinn, Jv.	. December 7, 1043
James W. Chapuinn, Jv.	. December 13, 1048
Heritor) C. Forrester	Decomber 16 1043
David Stewart	December 1. 1IH3.

#### MINTJTE BY COMMITTEE

The practice established some years ago by the Supreme Bench to annually hold a session In memory or thoac of our Jforscalon In who city who brive dict is altogether fitting. And the proceedings today nm but a brief taken on during the yi-ir. Some may bare gained greater professional prominence thut other\*, but nil lal useful ire\* and all are entiled to recognition by the Oourt of which they wi-to momlora.

Thic basla of our governmenial structure te that we suall be a governkDt by Ian. Lovrycra, then, as to, eroap should be responsible, more than any other perhaps, for the prewarution of that structure.

flo when members of that croup who have taken part in the maintenance of oar system of government, nnd nil ilo ID more or lean degree, puss on, ihelr Memory should be honored by their otwdatM.

 The Committee mores the adoption by lour Honom of this memorial proceeding to tho cud that It may become part of the records of this Court.

Respectfully,

OUAXUS c. WALLACE, Chairman,

H. TVABKES DCCKIXB, JB., Jtjunjtus GOULD, QnunB MONSUAIC, aamcK S. KCTVCOUOI,

Memorial Committee, Bar Association of Ballimore City.

### REMARIES OF HXLABY W. GAWS

Map (I pleaie vour honor\*:

In rising to sownd the motion of Mr. Wallace, I would like, with the Courts l\*muwion, to Mate briefly some of the reasons why I tiluk It In fitting more that the resolution of the Memorial Committee and the biographical T-ketchs<sup>\*</sup> of the members of the Bur who died during the iww.year.should ito made n part of the

The legal profession affords not of the most oble employments in 2<sup>10</sup> e<sup>-10</sup> more important or necessary to the preservation of or statements instituing the statement of the statement ment of learning, lulegring and lubbpendome and their exists insumate the preservation of the statement of learning pression of the statement of the statement of the statement of the pression of the statement of the statement including of the budget stayMent.

This exportantity for public service enjoyed by members of the profession neccNutly inports upon itian to the arrrequousifility to the community which required that they conduct the infeltes on the Wood the constraint of the the applied of the constraint of the the make responsibility of safety and the first sector of the safety of the applied of the safety of the safety of the make responsibility of safety and the first and the foreis and ethiial traduction of the affairs or thick clients.

A member of the Bar who nbnse<sup>4</sup> has position as such or biliniyn ha<sup>3</sup> trust in rightfully required to nopcar before this Court to Justify bis conduct <am while of being Nubject to publilu reprimand and ensure, often accompanied vittil forfeitut<sup>16</sup> of the providence of limited and in profession.

It would, therefore, swra ody fittukt mij pruivr that members who have fruitifully, fotiwichtousi) and mchuroussy 'Elschurcet the high duties of Uich calling should upon their death be accorded some appropriate public n.copildOD and honor by tills Court. The permanent records of thin Court will stand an n monument is the who will stand an thomanent is the who will stand an thomanent is the who will fue devende their lives to the building and maintenance aft the Jigh Bhmiling.

which the luft of this Collic enploys. The like an ever rolling stream 1 In the luft year *m* in preceding years many distinguible members of their par of lois Court inve IIIIPALI www. The character and achievements of self of these men are fresh in the: and so the Court go Uata no chicle? and use stream of the life of the self of the end of the second of the self of the second and the second of the second of the second and the second of the second of the second the life of the second the life of the second of the second of the second the life of the second of the second of the second of the life of the life of the life of the second of the second of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the life of the life of the life of the second of the life of the second of the life of the life

unin unit of the Ihmorli'il Committee, unit, 1, tlitrefure, un hiil Committee, Il the privilege- of Kc up to be needed war Mr. Withini-

#### BEMARKS OF WALTER H. BUCK

Unit-v ngnln we giitlicr here to rreurd our rvKiiccl tot the memory nnd wrview of lho\*c of our fn>rcs>>lon In this city who hove pwtH-d tiwnj- d urine I hi Preeedins year.

It is it tribute to the Supreme Bench of Baltimore City and to the Bar Association of Baltimore City that this annual ceremony was inaugurated some years ago.

The opticit of brotherhood and of solidarity at this Bar is shown in the mainstaking care and effort which have been made to prepare und submit fw record here today the setuinitr inn' individual recould of each ut our *ins*fouloual jirolhers who died In 1043.

Despite the titrings and conton Hum, Kt-ween lawyers mod at the llnr, the solidarity of our procedum linn nhy apr titri important und twe should niver permit the orputuitious of our llar is a controlled or unduly influenced by attribute the state of the state state of the state of the state of the state state of the state of the state of the state state of the state of the state of the state state of the state of the state of the state of the state state of the state of the state of the state of the state state of the state of

Observations of this events of IIKUV visited us sharply dial, liberts and we define and the behavior of IIKUV control and the behavior of IIKuvin croanded in the principles or the other random wave bulkevil in the right or rather by Jury. Today as we infit here in ill Mcceremony in honor of one demanded honbir.\* silencial by desiti, let is reather the high dy desiti, let event to pril-et iberty fitted with the reation of the other site of the site of events. The site of the site of the site is the site of the site of the site of the liberty would be indeed int > 1 total team.

#### RESPONSE OF

JUDOS W. CONWXLL SMITH jv. It bos iK&n our JutI)It fur novi-nil years just hi one meeting together to ; Inner ttic memory of those members ol our {irofcAdon whose careens have been teralunied by death. It fs nu occasion. \*o near to our parting from them time. our hearU arc siill charged with fresh memories fed by the admiration ami \*JXcctlou which we felt for them during 1mm

#### For them so more the blutting hearth shall harn

Or husj' bouifcwife \\*\S IKT o reals | care No children run to IUJI I Self tire's

Or climb lil\* km?\* tb\* eavied kiss to share.

The brcar call uf Iwenvo b-Klathing mom

Thr .\*.)] <. tvlllcciBS (row Uc atraw built \*nod

TJjt cock'a \*irill cUrlaD. or (be ethoing horn

No more shall rouse them from their lawly boil.

The beast of licraUtrj, tht jump of power

And all that beauty, all that wealth O'OF SRYD

Await alike the ineritable hour The paths of glory lend but to the

grave.

f.During the yenr UIIM Itench lusl ouil !«f Its naive member\*, as well us two '• former Judges, one a chief. Judge, wind ut his ilcatii was tho last survivor »f the commission which built this Court House In which wo meet toitiiy. Among the Inwyers whocc memory wo hotset Are those whose services M the community and llie profession murk UIL for special dintIaction. But nil bear tills common likeness: It was their prlvj UtQt to spend their lives In closest con-Ittet with tic courts, and to contribute, each In hk Otin way. according to his ability, to tlic ponceible dotermInntlou or nettloment or conflicts and disputes by tlic orderly proewwes of law. They ·bare n< well cmlit fur (Ho liberallytOD of our proct\*Inral niles n hlcli nfford wider opportunity fur the redr^us of grievances In onr courts moto quickly, more purely, and At more roodcrntP coots; since credit for thew lehnnget: In duo almost entirely to the Bar.

As we enter our third year of world wide wnr, thm heroic deeds of our flsht log men innpire us with a contident hope of victory nml peace. We hope t < ecu a rclim or law la Uie Interontionnl Odd; and we hope no lec< for o re-turn to Itnv aad litt enforwment iti onr own uation. Great dink-ullice lie of the Maryland Stalo Fair and Agri-ID the path or both. Indeed, tlic problem which lies closer at hand eocnw the harder. The dcmatids of sclduti irroiiiis nmone us nave not been set nt rcct by nppcasowent or postponement, but Jinvo crown more Insistent. So that the loosonInp of the restraints ImpoBcU by war may, when pence comefl, result in domestic dlmmlcr. Yet It would be Intolcmlilo to hnve ftosc rcitfnilnls fasten tttonisclri's upon ns t» Urmly n; to bejcomn penannent.

^bb condition has Tenulted from a wulks pattern In which favor but been RiibHtltntcd tor justice The nub- Nplrit and Hue NCUM: of liuinor, lie atltutiou will not be marked by all or our peoplf, but to Uic lawyer It la nn BOU.

enmofl. tMsir tho more ocrluai ««Twnslbllltr to make all nwnre of It, and to forop) any temporary advantage which mlight be Rained bi' followlmg It The temporary expedient\* "hlcli war DOM forced upon us arc, I am hflppy (o my, dlntnstefnl io most lawyers, ami I tini conddent (lint innT^rs will be In the rentfront of the movement lo nbol-Ifh tlicm

In facins tnesc problemfi, we simil hope to meet them wilh #olenincp nnd inrtcrslnndlnc but with determInnHoii that inwlwwiMw rtinll t« reMrnInnl and order maintained. In that task, re nbnil tliVe conmirp from the ernm pie of 4he lives of those lawyers whil

The report of the committee, the jemorlnl mfnnte ond the addresses of the members of the Bar will be received and preserved among the permanent records of this Court

# **Biographical Sketches**

#### LABAN SPARKS

Laban Sparks, who was a prominent HOJUILT of the Burs of Baltimore City and UalUmore County, died ox his home at Sparks. Baltimore County, on Jan-inry 4,11H3. He was sixty-eight yearn fif age und while he lived his entire life In BalUmorc County, where he wag ictlvo professionally, his law oflkes were ahvnys maintained In BalUmorc City. He was the sou Hid Sill'Maun S. Sparta. He was the sou o( Slmdrack 0.

Mr. Sparks received hi\* law degree froni Oolumblan University, now George Wa\*h!tii.tou Uulvemliy. In 1S00 nnd for forey years was a law partner of the Inte Duuiel 9. Sullivan. At the time of his death, he was engaged lu the gi-nernl practice of low with Paul Wolnmn and Daniel S. Snllivnu, Jr. He "ivas esseptinlly un "office lawyer" and tin such mis distinguished by his fair dealing and sound Judgment-He was u Kcutluiuan of the "old school, stooped In the principles of common memore. He was n member of the City, County, Stale and American Bar Associations, and was nt all times ready to CSIHMHC fearlessly the best Interests of his profession. Mr. ->pnrkjj liad numerous interests

ini addition to n very active and lucra Mrcretary to former Congressman Albert A. Bhkeiiey. nnd wn» a cnudidnte for Outgrow on Uic Republican ticket In 1012. He fwrvul for some time as chalrmau of the Baltimore County Ito imbilcin Executive Committee. IK- was kliulrmnn for n number of years of the IL-iltlmore Connty Welfare Board. Ar (he time of his death he won president ralttmi! Society of Baltimore Cnunty. Itettcr known us the "Tlmoulum Fair. Tlila was (i position of trust and ImiMtruince which hi- enjoyed to the ntniu>: bemuse he was nlwnys closely ideutlliil tt-lth the a(tricultural, c-sperinlly rtilry. Interests of tho State. The tonn on tvlileh tie lived and died nnd which hours the *natm* of IIIN family, WSH M'ttlcd liv *hUi* ancestors In 1T70.

In ndiHUon 1,, hlH Inherent honesly, fr. Spark"' mo\* oulfrtundltiR chnrnc-Mr. terlRtic which mniln him a hosl of friends, imai\* hiw ever-iin-sent Jovint was nlwnyn a Imppy nnH<t to «ny occa-

the connHtnUon, whio will: wheff 5000> filon anato ato'cemmunltr, WIKTC hill colorful tond Inipmwlyc iwnmnallly was always fett.

Mr. Sparits In Kiinlviil by his widow Slu, Grace W. Sl«rks.

-On C. Willvr Cole.

#### OHAPIN A. FEBGDSON

Chupln Alcsuuder IVrKusou, who died on January VS. I»W, was Ihe son if the late Itobcrt and Frances UcDotiihl Feruuwu. Ue was born 1» IPalOaorc on Fdn-nnry H. 1873. where he attended public schools and the Dnlvi-rsU.v of Mnryuind IJIIV School. He HHH admitted to the Bcr lu 1000 nnd that fame yenr he married Alberts Iluuer. of Bel Air, Maryland.

As D young man, Mr. Ferguiwii was ual\T In all writer spomii, and wau a member of the old Ariel Itowhit: Club. A irri'at lover or mnsde, he van for many yenre a memtier or the Kenllnortli Ulub and d.-ins In several cburdi chulr", hoyloc received his vocal train-Inir rroni I'rnresxor Harry Dceiw.

Mr. TerRiiROn pmctleed Invv In Baltimore ror orcr forty-ln-o years, having Npedallzed In juitent nnd divorce caBca.

lie Is survived by hut wife, a son, Clmpln A, Fenniflon. Jr., a daughter. irrs. Frances Fet-^Mon I/cc, nnd a «lsler, Mun Mabel Ferguson. Three grandchildren also snn-Wc.

-IIV Juttinu\* Gould.

#### WILLIAM MERRICEN

Willimn Ix« Merrikeu ™ bora in Bulilinore, 3id., ou April U, 1SDS, the oldtvt mm at the late William Mcrrlkea and Jullu Mcrrlkeu. Ids wife.

He received ub wirly educulou In the public echuohi of Baltimore, Braduuiliti: from the Baltimore t'olytccliulc liotUtUte. He I licit enrolled nt tho Johmt Hopkins Unlvcritlty. mid upon eomplctio:i or his ttludlc^ he received his degree of bachelor or nrts, Class of. At the Hopkins, he was a mem-ITTU livr of 4hu track team, and mis a lender In the student V. M. C. A. Following his gr-iduntioii from the Uopkltis. he entered the Law School of the University of Maryland, receiving hlfl low dE-Rec lu the Class of 1023. The name ywir he (van admitied to practice ut Uie Bur.

Since both his father, the late Willlnui Merrlkcn, nnd his grnndfather, the Inly James Mcrriken, had been cagaged lu tho rc.it eituitc liustowM tor many years, and Ills father wiw then one of the must prominent and nwpoded realtor\* of that day, it was hut Bat-umi that William IAK Merrlkcn became prominent lu Uie «auic field. Becoming nn associate of his father'^ real estate firm, he soon developed n high degree of competence, especially on the ealus tlou or Indutitrini real estate Like hill father Iwforc him, WllUiim to Mcrriken became an expert lu tbc Held of] real estate appro Iwil, and his ndrlcfti and counsel was constantly suught bf Uie lamest Industrial cntonirlnefi of thU] city, tspcclnlly public Utllitj- com-iranled and milroads. Ho appralsodi much of the public utility property or this city and frequently twtlfltd as aaftxpvrt witness on valuation in rate nntklut; ernes- In mich cni^clty, he ivns very effective lief»re Court or Jury; liecniiAc of hlo absolute honesty, elnecrity nnd fmnkness. He wnn n director of the Maryland Title Guarantee Company

Following the death of Ills father. lie occupied offices in conjunction with our people, but to lawyer it is any . University of the second s

William LeeMerrlken inthe posurmed of 3 modest demeanor, nnd a charader of the highest sincerity, whice childred \*Im to hil who enjoyed the privilege tof knowing lilni. Bis midden death on January D. IMS. mw a gmi rtioct nod a great loss to his many friendo.

t FKAifKLIN PHXXJJF8 BASSETT L Jtamkliu Phillip\* Ifcim-n, «:s bum JAagusi JI, IMC, in Bilimurv, Mary-J»»d, OK-m, "r William L. K Uorrolt and ±"antk. Wyckliffe Barrett, lie was educated In Tho public sc

Baltimore City, graduated from the Baltimore City College In II-2O and received bis Tan-degree fromnhc Unl-verklty of Maryland In 1023.

we youth as In later life. In- won tin landing athlete, n lover nf tim Old-iloors and particularly of nil water

TotHSSCd of *n* iJr-'mlig personality, pood analytical mind, be was highly regarded by hi\* friend\* and gavo pt

regardeil by hi\* firend\* and gavo prem-ine of Hucffwij Irreret at the Bor. He died January 14. 1W3. Jemme mirrlving him hat widow. Mm. Delia Le narreu, formerty of Nashville, Tennessee, a sniter, MM. Helen B. 61c mere, and a brother. William L. K. Ilarrett, I., MagWan. Other Tomic Comt of Baltimore Cly.

FREDERICK J. SOBXOSSTEI

Mr. Schr. Skara weie Korn: In [40]), Wittenmune, Bulliumer, Cuuuty, ni wan educated in die public school – tio county. After engaging In budna, effic ald Baltimore Uw School (which Inter merged with the University of Maryhmd), from which he graduately Maryhmd), from which he graduately donti occurred of Baltimore, February 11, Int<sup>21</sup>. He was survived by lib donti occurred of Baltimore, February 11, Int<sup>21</sup>. He was survived by lib donti occurred of Baltimore, February a daughter, Mn. –3W (he Committee. 'Mr. Schl'>SKtclu wiw born in 1&ll)

J. BETIMOLE T. WATEBI Mr. J. Seyuoar T. Water\*, out c. the oldut! Ind nioit learned niemhcrs of the lialthrore Bar, dgunt-d this lift, on the 18th day of Fchruury, IH/3 Bom in Baltimore on August Tib. 1804; he wan the wu of William S. nud Unilsar Tallnfcrro Watcur. Ibb father, Iba blund! wait m shib. like hluuch, wait in able and larger  $k_{\rm abc}$  is a like hluuch, wait in able and larger  $k_{\rm abc}$ , bar It Is death at lively early age cut sflort a protect along a career, which U lie had two might have earned him n reputitiou 210 one of (ho leaders of our Bar.

The riubject of Uils nkc(ch received hbt early nlucntion of Mr. Althour School, aud van a graduate of the Law School of Uio University of Maryland, no was ith>IDed to the Bar of tho Suprymc Bench at itAltimorc on Octo-hcrjl7th. 1SS0; and from Uio time <04 his admission liu shared offices with the late Maurice Gregg for a porlise of nearly M ywrs until thu "latter's

death lii 1M2. As a lawyer, Mr Wnters' most hirlk, brotHT, Airred Bagby, Jr., of the Haiti-more liar. characteristic WJW his profoum never an active trial nwycr. but lie Wnis a wine ecllor. Morpover, his Gcholaratilr

rro potfestc.1 an extensiv, and varied

January 12, IMS, mw a g mi ritoci not a groat loss to his many filendo. Am roddhóQ to Ui' two uncles above many la sarvivet by Ilis wire, Jim and the Balti-luth Parr Merillen and two yang duughters, lie ualso Harvived by mos jounger brothers and slater —Be OharCM F. Blein, Jr. Le KairKI IN PHXXIIFS RASSETT

children.

-n,i Arthur W. .Vanhci. Jr.

#### OOABLES T. BAOBT

Ulurly T. Hindy died Ap-ill 0, 1980 a struct and the structure of the stru

Affred Dugy and obtained in Florids: Florids: The set of the set of the set of the set of the offer In siekbg employment, beginning on Baltimors street at the Falls, be street, where hwas engaged, lie then stended, and grada-fall from a buts-ses college. Before bit main and street, where hwas engaged in the fall street, where hwas engaged the street, where hwas engaged stabilished a furniture manufactures. Street, where hwas engaged the street, where has a street the stabilished a furniture manufactures that the street has a street the street, where here and street, where hwas engaged the street here and the street the street here and the street fail more and WLM infinited to far far the street of which here and the street here and the street here the street here and the street here and the street the street here and the street here and the street the street here and the street here and the street here the street here and the street here and the street here the street here and the street her

member of LE Seinful Held Chirch of Baltimore, be enjeved more than lifty rear on Ua official board, and which creeked the prevent edition at which creeked the prevent edition at work received an energeic, prudent, philanthropse and of uncommonly uronR will. Mr. BilRkj married Mias A see Eng. Tah, who prudeccould him. Do wa arryvert by ha wms, br. Ere'hah. BRK and Charles T. Barby, Jr., tud by a

By Alfred Ilagby, Jr.

CgA&LES MILTOH DI0ESBBOM Chnrk-i Mlliou Dickerson wn» bom? contra Milioù Dickerson was bom, vovouiber 21:b, 16C7, at DiQltcnon, M"ntifuiucry C\*\*urny, Maryland and died in Bnllmoro City QU April' JOUi, 1943. He was the son of William a IJlifcersou, fi and read farmer of Montgomery County, and Editabeth E. County. Itc wa» connected with UM Bi'nviBar «L-rvicc of the Baltimora A wilo ItalIroad Company and The Sot-:

 and the second company and The Sorregenergy winning Brown and the line of the second of Sotol.

In 1010, be wax married to Mr\*. Mirry H, MltclKTl, Of Oblo. Lie U. »nr-rived tiy M\* widow; Lilian D-lek.-n\*on, spitcr. anil t\*lwin T. Dlckemm, ft

pnuy at lliiltimore, Maryland, wng -27, lfitt;, nt the maldcDCe www.ange.27, init, nt toe maldcDce or hix "nunUnther, time - lite Occurgo W. Uiblin, at 1-awyers Hill In Howard t
tictury, Maryland. Tils father wiw Nicholas G. i'enuhmy, of Baltiniory, 9-ilior uiemlKT of the liardware Im-father and dBMcbluits description. 95-ulor uemkKT of the hardware lm-Hirding and dilvributiir flon &f TOnni-nin Ihroth-nj. Bis mother wit Itt-liecut lite Oobbin. Sbe WIN a fiifted mrðkleai nml n llív Uipilet. Júr Fen-minni attvillet tile þabkCMb-cuda or Hulihnore until lik titinl year in limil-umf City Colles witch lie left to Hudiy umf City Colles witch lie left to Hudiy itndi-r a tutor lit order to matriculnto icriity, gnuliutlni; fnnn ttuil Inxtliu ii<sub>0U</sub> In Jan., ISai. He bPSKn the m d. ing of law in the offlet- of his ancle, (tie line Itoberi A. Dobblu. ....\*.... "In May, 1885, Judp. IK-buh, "air, Iranimarig grandfather, obtained per-pension for flow young student to stude and ohion lititroad Company, Judge Dobbin WH then n directory of the mil-road company, representiate, the ubl-road company, representiate, the ubl-road company, representiate, the ubl-road company, representiate, the ubl-road of the student of the student counsel of Uo Tailroad, Mr. Pennimu wan and milteril to the Trancife of Inty in Baltimore in June, ISSC, mid off days centered Hulleyer and units of the student days centered Hulleyer and units of the student student of the student of the student of the student student of the student of the student of the student student of the student of the student of the student of the student student of the student of the student of the student of the student student of the studen daily entered Hultmore and titbi >IT-skr January 1. ISS7, He was pULed In charge of the relief department lesal work under the late Hugi /J., Bond. r., awl ticgai the trial of dimingif tames under Uk tutelage of TL fivine Cross. Mr. Conen and the Inc Judge 11. J. D. Crow hull 1. int/D. private vurceloc-under the name of Opten & Crow and 1. under the name of Opken & Crow and ' Mr. Peuuluan mut a. mut deal of 1 time to assisting Judge Cross. Subse-liquity, in 1850, he We proposited one flexibly and the subsection of the sub-restrict of the subsection of the sub-restrict of the subsection of the sub-way segment course. He cuutinucat as 'through Ito various etimolofitonia and clevilliment and In ISM ussisted Judge Cross i through Ito various etimolofitonia and clevilliment and In ISM ussisted Judge Cross i through Ito various etimolofitonia and clevilliment and In ISM ussisted Judge Cross street railway companies In Baltimore, the Sureet railway companies In Baltimore, the sub-street railway companies In Baltimore, the sub-street railway companies In Baltimore, the subsection of the subsecti <sup>1</sup> throw "by the consolidation of rill tho street railway comparies In Baltimore, Ho remained counsel for the United Ultvmm and Electric Company until « Owion and Crow its many other legal instatcrs, continuing to represent nainy of their dleubi after de two incthoon in the firm ill doomd to practice. Since April 1. ISSR Mr. Fennlauin Thori practice Vocasiante of the department of the Baltimore and Ohio (Raitogal, He was n<sup>4</sup>0, coursel for Stational et al. Was n<sup>4</sup>0, coursel for

department of the Baltimore and Ohio j Railroad. He was nt%o counsel for 'Ale Maryland Construction Comiuuy which built the linitimure III-H Itall-i mod. attending to most of the convey-ancing Incident to the construction of that railroad.

For many years Mr. Pennimnii tried tho damage cases asaina tho Balti-more and Ohio In tho courts of Balti-imoro aud In the Court of Appeals- Ho limit nloo represented the railroad comfimit non represented the rafforad com-grany on nearly all occasions when it represent the representation of the representation of

Isilimore City, Mr. Penniaan con-jointed the cotuolidition proceedings (which brought about tho Joint control 107 the electric ugburns and power in-terest<sup>\*</sup> am! Use gas liplitue interest<sup>\*</sup>) W- n unw corporation eutifulit The Consolidated Gas Electric Light and Power Company. In JWM by a future Power Company." In IMW by a fur-ther eonxolidntlou of corporal rights tho prvwnt Consolidated (Jan Electric Wglit unii Poner Uunimuy of IlnIII-moa- wmt crcalcd.

Weilt uni Poner Unimmy of Indil-moas wint created. Maryland Felephone Company which, firm certain of the subset with the braidmare and Ohio linitrund Company. The Creation of the subset of the subset of the subset of the first of the subset of the subset of the subset of the subset of the links of the subset of the subset of the subset of the subset of the links of the subset of the subset of the subset of the subset of the links of the subset of the subset of the subset of the subset of the links of the subset of the subset of the subset of the subset of the links of the subset of the subset of the subset of the subset of the links of the subset of the subset of the subset of the links of the subset of th

of in West 3if. Pcaulnian was Infer-Virginia cool mining and lu 1014 nr the coal properties in the New Itiver district to an EnBltah syndicate. The final consummation of this arrange-ment WOA mado impossible by the flumu-da) conditions lu England following the cominencement of the World War.

the cominencement of the World War. Mr. Tennhwn wat for over thirty, years in memix'r of the yestry of Jdf Lei hei well well and the setting of the increment to transfer the site for the Ennormal Chekana from Us press Ennormal Chekana from Us press Ennormal Chekana from Us press the Church of the ledecamer at Charl setting the Cathedral from the setting of the Cathedral when erected would be the cathedral when erected would be in the greater with the setting of the cathedral when erected would be in the greater with the setting of the for the cathedral when erected would be for the balance of the setting of the se

architectural features.

Mr. Penntorum was much interestal In the conservation of pime and rish. In the conservation of pime and rish. In this to drive the charter for the Mrshim, "A" Game and Fale Dy West Sitz picture of the service with a sitz picture of the service te drew and mil MWKH by the Ga-the drew and mil MWKH by the Ga-the drew and mil MWKH by the Ga-was by the service of the service of the wheth sitz picture of the service of the wide service of the service of the countered of the thine effective onfimitient of the service of the service man could be the counter of the service of the more coiled by the counter of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the rand by the service of the service of the service of the rand by the service of the service of the service of the rand by the service of the service of the service of the rand by the service of the ser

#### birds are ugain aumeros

Mr. Pennhau since hi\* Invhood Vi-In lorested In Jirecding and Irmluing \*Me-tors and K-J liters. In HwW to organ Lyt line MittO'lind District of Columbia Field. Trials Association and was its president for three years. This tuno-clarion lycamo the National Capitol KeM. TrialN. AMoelallon and is still ne avictance. In existence

In existence. In MSZMr. Pennlmuu (irpuiiiiod tle Maryland Field Trials Association wild\* conducted lis trial\* In My Lady\* Manor In ilnrford Count)- during the puttldency w-rMr. Pennlmn and sib-minnently at Ibc Held trial\* course eslobllohed to loch Raven on the prop-erty owned by the City of Baltimore.

inembers) which controlled both the erry owned by the Cuty of faulthore. United Sleeth Light and Power Com-pany and it 'multiflary companies and also the Consolidated Gag company of the Cut of the American also the Consolidated Gag company of the Cut of the American Bettmore City, Mr. Penntana esa, and Chesapeake jiny dafis mol fre-ducted the coutoidnition proceedings (implicit) Jacks but of the ducted the coutoidnition proceedings (implicit) and the solution for the consolidated for t

In his Inter irns Mr. Pennimnn by-ann interEMIM in rod nc homing present as ft tremter of the North Haltinner Oo neon MO WHS very succent ful la the long distance race\*

After Hit: death of bin son. Uic Into 3. A. nushanc Peiinlmaii, Mr. Penni-mnn. in addition to his dntleji with the

### PrTT\* ISEAXL B. COMMIDHOV

ISLACE DECOMPONIUM Israel S. (ionikirov e.p. HITU on Au-gust IS, IST\* in Inilkan ami came in the United States of America as-you worky. At that on path a bodd to complete his education. After attendi-lit. (Vnipk-University und the Cath-olic University of America. In- enrolled In the University of Marstan Exchool of Low from Mrkath be onlinited his bachelor of Jawif degree, and later oil-tallied his thafler of law-< decn-e fram the southern Xormal School.

Mr. OomImrov wmt adjnltti-d to tho limcUce of law at the Unit In ore Bar in 11KU. *lie* practiced real estate Inw ex-IIKU lie practiced real estate Inw ex-jent/vHy. repr≪-onlie ov-f filten Inter years dev.tcd hinself vrimarily inter years dev.tcd hinself vrimarily inter years dev.tcd hinself vrimarily entited Taw of Attachment In Mary-land. Hit extremely hele ode of eibles md integrity was recopulsed by all who cumo fn contact with him.

.W thethtir nf 111\* demlvo. IIr. (Join-W thethtir nf III\* dembo. IIr. (Join boro was president or in: 2. Union of Orthodox JcwHh CourgentionN of Bal-timore nad one of the vice-president of the Union of Orthonics Jewish Con-genetic Course of the second second genetic Course of the second second genetic Course of the second second Baltimore. De was the nat proslani III the Belli Tillob CoigreginiQu. Iie Baltimore, De was the nat proslani and was a part grand of the Indepen-dent Order of did Fellows.

The was a gn-at IK<sup>4</sup>I lever In education tind not only gare each of Mb children in t-noise education of the balancel transformed and the second second second and religious studfen. Although ar-dently devoted to his profession (Wind, WON aim a boMy to him) and religion to which he gave n gn-at il.'al of Mu time and energy, he who still n very de-voled hautmand, tather and trandinglier anil was happiest when he was with his family.

Mr. Goniborov 1s furrived by bins widow, annnah I.-, his children, SamicP II. Efther, A. Darid, who WCR mos-cluted with him In (be practice of law, and Mrs. Leo L. OppenChiner, and two) gmndchildren, Harry I>e and Ijeslle Phyllin Omboror.

#### —By A. David Qomborov.

#### W. AIHSWOBTH PAJIKER

W. Ain-nvonli Parker, r-'twif In Laukruptcy lor llalluliore, died at.hlH home lu Baltimore. UDS Itustiy Hoail, oit June \*, 10^1- »c wit. In his sixty-

Mr. Parker wan born in Albany, New Mr. Parker wan born in Albany, New York, mi October 1. 1S7-1, tbc son of York, mi October I. 157-1, the 'son of Henry Alivowoth mil linry (Scabury) Parker, He wan n descendant of lillbop the United States' and of Abel rarker, who fought at Bunker HU. Mont of he' youth 'yat's and of Abel rarker, who fought at Bunker HU. Mont of he' youth 'yat's and of a field of the south and the second of the south of the south of the mill School, Concord, New Hamp-shire, of which he was a (randume. He shake he six yawe have the south of the School and the south he was a (randume. He shake he six yawe there in 1998 hood.

then entered itto Harrsni have School, Hitshic bis tegrere there in 1903. Hi Nagan to pract-to law in Non-Vark City in the office of Simpson, Tuu'in't & IntrWt. In MM ho came W Uolthrize to Join tito legal dopmt-inentof the HaU/morei Ohio Italiroad atomey' In Marvi. IMA. In the mne Quant II eft the rationad to Ciler the general thrack- of the on of morein.

"Bruno ft P.irlter7"!a(ipr "Bruhe.Tntker, free Carey ft Gana, from which firm be withdrew In 1033 to acct<sup>^</sup>it ihe appointment im referee In tinnkruptcy and to form the flrm of Parker. Cnrey \* Ifcmh. form the firm of Parker. Cnrey \* Ifcmh. This firm wns illmolral an of Stay at. JtnS, nfter which he devWcd hi\* lime to his Unties as referee. In addition to "Watch ho was frequently tiiipolntnl I iiwter by tlic KVdcml Piwrict Court In Importnot pittnnt and other case\*. At thic time that Hon. Morrl\* A. Super wan nppulntcd a Judgi- of the Clrcnlt Court of Appeal\*, Mr. Parker IWM ino of (hum ]troinlnemlf men-

### though no his successor.

; In nnuounclnc Mr. Parker's appoint-ment as referee In bnnkmptcy, Judges William O. ColenMn ami W. Calvin 'Chcitmt Mated that they couffilered ilfcUtimore to no "peculiarly fortunate "i liaring the ndvuntny of lib\* services » referee lu waiikruiJ'Tt IKWIIMO of h1H "lone cxiH'rlenec ami illuminance \*t the Ilaillmirrc Ilnr." parMciiinrly nt 1 a time when liaukrnpli'y cases hnd no lirrcatly Increased, both with rtwpcrt to number alid importance.

Ills work lu thin InijwrUnl office WIM exiietlne, but lie brought to It it Juill-IcIal temperament nud a welt trained and r-xcvpllnnnliy aide mlml. Tin- nu-Btcnios written oplniamt which lie handed down \*ie notable for clarity, conciseness and legal wlioInrehlji. Al-though mnny appeals were tflkdi fmm hln decisions, revctxalK were rt'wurkahly fiw. Hln uklll win recognbwd by Ids colleagues In the National A^onclutloti of IlafcreeA In Bankruptcy o« out-Standing In his drill nml In Inter yours lie lteenroe neeeptvd tlirouRhout the

country m nn nathority on \*lie Nndon.il. I Bankruptcy Act. His influence in connection with mifcented dmnRes In bank-

ruptcy procedure was marked. He had a keen appreciation of his duties as a citlicen and worked as a member of the Board of Managers of the Family Welfare Association of Haltimore (now known as the Family and Children's Society) from 1920 to 1942. During the period 1926-1929 he was President of the Bourd.

Mr. Parker was married in 1909, in Londup to the former JIliw Itelcn Kins Stockton, dnnehtcr of Hear AilmIral Charles n. Stockton, then Naval Attache »l the American Fmhaesy. nml l'niilfnc Lentilhon (Klnc) Stockton He la snrvlvcd by Ills wife nnd three children, Mrs. Willinni Jny HotT. of IVoshintton. D. C.; William Alnswortli Parker. Jr., and Mbw Helen Klac Parker. He -n-ns a mcAtlier of the Dovhelors Cotillion, thu Unrvanl Cluli of Maryland, the Merchants Clnt>, tin\* Lntryer" Hound Table, the Anterlenn 31flrytnnil nml Pnltlmorc Unr ASMOCIIItlonn. He was n memlwr of tlic Bnisconnl Church and a Itninhlienn In politics "uls tUfltcA ^erc simple and IIIR mfin\* ner rewned. hnl lie eorrleil with him nn air of crent dlenity. His tjll. Pparc form. IIIK eret-t U'arlnir ami a wrh eonrtltnms of uinnncr set him off from Um common nut of nu-u Just ns OTUL n» bh Kcholnrly liablt of (houshi and eotnpleic inteprlly of Intellect pire htm til ancelnl ntnndlnR nt the Bnr

-IlvJnmr\* Gurry .111.

W KEON E. OREENBATTM Greenbniun was bon In nore, JInryland, on Novonilwr 17. 3971^; of n well knmrn and \vt\*lt eb UKIHII fJimily. He WIB ctlucflU-d In the inibllc eltools of Ilnltltnore, Ihe Haitininro City College, tin; Jobnx nofldiw • L'nlvontlty and the Dalvanity of Mary. lautl, from nit of which Institutions lie vm\* Rmilunted with honor\*. He cdysd a scholarship, uppn gradtiatlns

and enjoyed a year of pom-srnduate Work In htetory mid political science at ed the Law School of the University of Maryland atill graduated: therefrom lii Jtme, JSOJ. He received the nchoinr rtilp pria; nt Ihe CitlvcmllT of Mary land upon graduation. While rtu 'lent nt llie Uniter^ty of Maryland, land )« entered the oIDco ot Mr. M. IL Walter nuil hnd the lxiucfit of dnlly contact with Sir. IValter nnU thon-by UOJIKHI and followed the hlch princi-ples which characterized Sir. Wulter throughout his life.

He commenced the practice of law Interest in the start of the st wnn npjiolntm Oily Attonicy by Hnyor W-ilstor and occupied licit position for two years and tried many casvn of tmportnneo in conjunction ivltli Clly Solicitor Jolin K. 3<-mii]M ami City Coun-«Hlnr John V. U Fltidtny. He f>wiuno nt once conKplcuoiw ns a trial lawjvr Iwthi before the Court and the Jury and way, lihe enrly commendation of Chief Judge McSlicrry of Uie Court of Appeals of Maryland. so that when In 1000, Senator I\*mis E. McOomns war ferred wIUi Chief Judge McSherry in whom he wmild recommend as 3 lor partner nn'I Judge McSbcnr Icatcd dnnt 3'r. itreenhatitn WUR well

u( ilnlOmore. belnc coanscl for ^ 3t1(, nwr corporation\*.

In t bis atading w of alB member of Hint flrm, moM of the Impartant itial work was committed to Mr. Greenbaum and he discharged his

duties with murked success. In addition to his court practice, he onjoyed a arge office practice which covered many nelds of the law, 111s clients mani fested the greatest confidence in his judgment and cheerfully followed the advice which he gave to them.

Mis mental processes were charact terlted by a quick grasp of the most convpltcated sfluntinu nnd he \*<Yinrd easily to iinttcrBtand nud to w>lvc iln< most difficult problems.

As nn ndviicate he was clear, firrclble atid convincing, iw a couu«ellor lie WIIS wise nnd safe. He wrw «r merlins cl'lanK-tej- and rare sngadty

AVlieu Senator McComas became Illumber of tJic Court of Appeals of the District of Columbia tic relirml from The tlnn. which aftenvnrtls continued as Galfher & Grwubaitm, wlieniiy Mr. Grcenbuum hnd inuny oinwrtunities ti (IIK)ilay hU Croat nbllltlcH. After UK finn of OnltJiiT ft Rrcenliauui was din-Kulved, IIr, dn-uuliauin itijittnucil \a practice nnill about flftcvn yenni np). when he' reitrwL

Governor tloldtdwroueh offcri.it him In appoltttment on the Supreme Ilcnch of Iiultlmore City, which he declined. us be Hlimnfc from the ilut(«< nctw-urlly Incident m the otuce. A little Itier (inrernor GoliMxinougli npiwluied In counsel for thio Stale Itoaitfi Comfillusion, over which Mr. O. E. WoJler in-sltled. Mr. Crecnbaum tll>vhnrgi-il UN duthtM with credt «UOCMI and to UC comiilvtii nathif/KUlon of Gvrerimi SoliWiortiuirli ami Chnlrman Weller.

Mr Rrct-nbaum was tntirel? fnmilr nith HID ICCISIODX of Ihc Count or Ajipenls, ivns well pounded in the law:

Interest In the active practice of the Inw but he awp : retalned bis lii(cretat In lln> taw and read the d-dslmm or the Oonrt of ApnenK and many egit nTlmHcjL«, much me time of his death.

The many declalens of the Court of ApjMittg of cnxes hi wbidi In- t>>k )iart rtimy how active IK- wn> In the practi-c of ihc Inw for innnr years and hU hrlofft InillentP not only hmv well crnnndeO he "as in the law but revcuW a clenr, fotwfttl And conflni-lng imnxT of px]ir».«ion, which not nnly nmilf IIIH brlcfa rradnble hm ecneniily

Kurly Enry Ellon: Kurly In Hio 1M twwimi; inicreMolj In and nu niMire In OK- Itoimt.lienn Party, but after be joined the firm of McComas, Galther & Greenhaum, while maintaining a deep interest in the Republican Party, he never sought office »or ]>cnulit(71 bis IntPtvM In folHioi^ to liiterrm, with ihc dKOiargy of his duties.

lie nits v\*o\* neUve In rharitlc\* ami vnit far tnnny yearn n im<sup>^</sup>ntier of Ihoi' Itainl of DireciaN of the AnMclaredf: Je-wiffti Cinritieo of Iinitinine. .5

11.- tilxo r.tllinni! lu the tradition oil hit family /and rptnlnni tin- memboisi slip of ihi> Olitdi -Slmlom Ooucregatlonf »)ik-b hnd fomii-rly >>cca held by his fnOier

!!- mnrrhil InL- In Uty. Ills marriMI llfi- bn.iijiht him mittih hjpptneMl The tasked durit 3'r, treesmantin wees weet and snye tim 3'r treesmantin wees weet and an a main mit de. He was a motif test, a remark hereof the arm of Medanina device-1 herekkint and hrvithrr and h device-1 herekkint and hrvithrr and here the standard device-1 herekkint and hrvithrr and here the standard device in the

June 13. 1W3.

-Hi, Xtitr, ...> llnyr\* I.au.hhrlui, ...

## BTTPHEK J. McDONOUOH

Mr. McDonoiish dfvtl June SO. IIW3. nt tlic np? of 07 yearj'. He was born nt Cllfden, Ctmuty. Cnlwny, irdnud, nud ennte tt. America with bin family lu *lifn.* HLi early education was li Brooklyn, K. 1'., but coming to Ikiltl. more he attended Ijaynln COIICRC. HO wnn gratinnted In IIII) from the old ItalUmorc Inn- School. After hb K nation IK<sup>1</sup> engaged In scucrnl practice. Inter Miring lit the Maryland House of Delegates, in lirjt In\* WQH npinIntcd nn Assistant Oily Solicitor, nud continued as such until hi\* dentli While holding that poHlUoti be represent til the city fnUltfilly ami well. Uc \vas fiin-lved by one daughter. JM\*n Mitty ISJIH-J McDimougli.

### -//(/ Ihv Vommltlff)

#### THOMAS WORTHINGTON BRUNDIGE, JR.

Mr. Tlrundlee WIH Ironi In Ilnltlmory i ISTi, the sou or the htte Thornns IV. II<+,losf June S3, HH.1.

After his education In the ivlux ot Itnltimore, lie <ma gradtuiicil Irtun the University of Murymnd Loir Stliool, nnd bail been prnotfclnic "fnce llHtj. lie was lone Interested In mill-tnrj- nrtolr\*, hnrlne been caplalu tu the and #Iftli Ilcglinent. M. N. O.

An Kplnoojeilian,- he attendwI St. which h\* mi\* treasurer and VMtrymnn. Ite wa\* Kiirrtnil by his wlilow, Mm -Wille Trm'hnrt Brundlse, and two

-By Mr Vi'iitinii Ice.

3 ST&AITH BEISCOE

By the Committee.

# OKESTER F. MOBKOW

CbeMer tVljielinan Morrow was burn Baltimore. Mnrylnml. on July 0, 0, the aon of James S and Lydfc Ann Morrow. His father, prior to his leath on March 24, JMO. was a prowlicnt Baltimore citizen. bavins served a\* n Comml«louer for Opening btrcctk, judge of the Appeal Tax Court, and as expert appraiser for the Burnt Dis-

The Commission of the second s

la student he allowed thoso qualities, lwhich later mnd< him an nblo md suc-(cessful lawyer, having the highest gen-ernt "tholinship, average in hi" effw... and olso receiving the ward Tor the beat thesl<sup>®</sup> submitted. He was admit-ted to practice in liftw and Hhority liferentiftr because worecased with *life* time of Nie<sup>®</sup> J. Wolf, competed of

Alfred S. N'lles and Oircar IVolff. Upou Affred S. Niles and Orcar Form. Upon Oo clenti of Mr. Wolff In 1015, he en-tered Into a painorfh!) with Affred S. Niles and Carlyle Barton, under thu timme of Nile\*. Wolff, ilorton A Mor-row, and In IOZi formed the iiann-row, and In IOZi formed the X-

Nhà of Nice, Ilartou, borrow & Yas, Greber with Benory H. MIM mill Corres S. Tost, Her pomulti et al. Mill mill Corres S. Tost, Her pomulti et al. Mill mill Corres was appolicited to the Second Hweree Offleper Tinilating Corps at Fort Myn, mal faster enisted hi in the terieve Corps of the Nary. In which he write in the Millor dusting School, mal inself-ionistic when he are med the prac-tice of them. tice of inv

From 1027 lo 1042 ho wns treuiwir and counsel of The UnltImore Life Li isurance Company of IlaltImore City, and from 1042 lo the time of his denth lio was vice-president and counsel nf

the same company. Ho was a inemicr of the Ann recom-Bar As<sup>A</sup>Kliitlun, Maryland Stul Institution, and Bullimoru City and Baltimore County Bar Ajsochati i meralwr, for Hone yearn, of the incter committee for BallImore City i nppolcteil by the Court of Appeals to iphilit upon the ehnracter quinlini-fitlorifl Initial upon the enhanced quant-maximum lot can did at CM for the Bur, a member of the Amoclatton of Insurance com-BG and of the HCAI Eiftate Iloant of Inallimorp City. He was also a mem-itxir of the Barlturr B Club, one of tho ilnw clubs In Unltimore, the University iClub and the 1-1 Wont Hamilton Street

Well groiindi-a In the hiw. Mr. Mori earlier days nt she Har e quite active fl« a trial lawyer trat durins the latter years of hl« life !he confined his activities largely to n *liefy* ultw practice, which during the last four or Dvo jvars prior lo his death whs confined enUrviy (o Its duties an mi nillecr and counsel of The Kalllmorn. IJfc^.Jiiyi/anco^Conipany.j

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### -I'll ffrnnji- K. YK.I.

tier studying cnpiliecrluR at the ilnn-nihiBotth hiotitiito of Technology arm' to nntlimoro in ISSft. lie xludled in- fit the Jinrj-Innil Univertiy, rr-CJVIHR Ills di-croo In 1603. Iie imrsikil Is prufi-Milon us an enidneer from 1003 a JOIT, nml ourc served as Harbor p OIT and Carl as Harbor iced priofic Hall m which h mKCr at hb denth on July >>, 104.1, at H years of npc

He was stininco hy his Irnthers, Dr. William Jl. Varney, of Waxhinghra. d John II. V-imcy, of Waxhinghra.

#### -By/fte Committert.

#### LOTJIB HOLLANDER

Mr. Hohmader steel Arests 2, 1943, fl the age of El ji-sts. flou in Aus-stin, he came to thit country 't uu andy use. ne was gradufiled from tho Mayland University Law School and in-acticel fille potential from HMO blast and steel to foreable. Working, two Mrst both in the military service, and are double to the military service, and

two daughters.

#### -By the Committee. JOSEPH W. BEEBTOR

# Mr. llrlslor wns ,\*1 ycanf old when

he died In IlaltImore, August Jt>, 1043.

os born In Baltimore and for many He is prncalced lnw. I-atcr he boeame virp.prrsldciil and nnxintaot to ibo liivdidcut of the United Stale\* K-ildlty,

- Ouurnnty Company, from whd-h

#### W. EDWARD SULTAN

Mr. Sid tan was bom 188S nnd admitted to the Dur in lirjfi. He cncJKtxl In the seiu-rul pmoUcc »f an Ajokanin the seurur photoc time a?? an Ajokanin City Sollclnir of Haiti-urare. lie dlnl Scpietniiï 21. 1043, U-nviil in invlvliie a tvldon' and two iliildrr-u-son nud daughter.

#### -Itu tho Committee. 'X

21

#### WILLIAM O. TOWEES, SB.

WILLIAM O. TOWERS.3D. Mr. Towers was joom In Baltimore Airpm 0, ISWI. After hla niltratloi In the indlk schools of Uic dty and tMinty. he wnit eniphyed hy the IIIIU-mure & Ohio Ho II rood Company and Uier oirsngill In the insurance business, lie was admitted to the Bar In Refer to the set of t liuliluiorc City Council ami at one time lin \lcc-I>r<Mldeni. lie wns surrfwd by three childreu—i-no somt aud k dnuehle,

#### -Ry tby Committee.

WILLIAM A. 000DHABT
 Mc. Cowhart was hori STII In Nisi
 William M. Charlesting In 160 min.
 Mc. Access and the second structure of the second struct

#### OEOBOE L. PENDLETON

 ifuruu I., reudicton, son of Ihu l»io Katie and William Pondlctot -atura L, reudicton, son of hu l-sio Kate and William Pondtoci where May Allin, 1801. Hu received las education lu ho county public - schold and Himpton Inititute, nt Hampton, Vrgima. In the find of 1808 lie en-hysical and the schold of 1808 lie en-venity int Winhhifton, D. C, mill re-erivoil his low degree In June, 1800, Ilerore in gradumion he was admitted at Austrabian to the Maryland Ilar ou at Austrabian to the Maryland Ilar ou at Austrabian to the Maryland Ilar ou leaves ou practitioner befure the courts of phan Shuft. At one time he received (tills a renown for howine prisoner) have the Supreme Court of the Unide Shuft." Ho was a 33nd degree Meson and for many yeirs a meetinger United Suitt<sup>28</sup>. Ho wow a 32nd degree Mason and for many yeirs n memiler of (he Monumental Lody) of tho Klkf, After an Illnoise of many nointhe ho<sup>25</sup> Kimad uway ou Xownmbör 13th, IHF4: A widaw, Mm. Olurhae Petidelon, two-intisNicr<sup>24</sup> nud two sons, OHI of whom N 3 jiriHl-luK pliyslelait In this «4iy, Mirvitye.

-Hy Arthur H. Rritcoc,

### THOMAS E. OOWLON

1 Mr. Conlon wan born nt Toledo, Ohio. USSt, wns educate! In Uio public 'Khoob, ot Hint city mel alla wattended La Sollc -Acatemy in Toledo. When quite JOUBC ho Jolini It he organization if the Baltimore & Olilo Railroad. In Oblo nii dwns truntf erred so the cow-uanyK offlec In JIOIttwore In IOIS, from Unit time bram me a meident of the city.

TamyK office in JUGHtwore in 1055, from tim time been me a resident of like city. He studied law in Iloithnioro and with hu son, Thoman E. Cankan, Ir., wills hu son, Thoman E. Cankan, Ir., wills have the imput year, Ihoit[3] never see-mally eigoEd in practice. In 1eU nn\* mes circled to the Mary-land. Hundy not DaCKself mud view like the studenty on Oks-ber 21) 1013, wwinR Mirtlich his widow, Mre, Mar-cella QIBki-T Cankon, and three BDME.

#### MILTON DASHX&LL

Mr. Dmdilell. n native of Dori'lu-ster County, died In Iloltluuirc Xowmber 2.1. 1W.1. nt elghty-slx years ot ntfp Ho vatt n frrnduojo ot St John's Colsc. Atinapatis, and received his Inw recut from the University of Ilary-Irtiil in ISS2. He Immediately er d upon i he practice or law, and n

-Hir the Committee.

#### ELI S. KATTEN

Mr. Kntien wns Iwm In nolliniore Duvl.1 Slen-art. who wan at one lime Wir. Kninch wir im noilinore Duvil Slen-art. who wan at one lime 1584 and alter he cori- education in moo fin in more neity naminfi of the the public schools of the city attudint, inr. ded In Atinnth. neortfa, on De-low at the UniTorsity of Maryland; erspert. I.W3. In very and the full WS and the same In very anim in Italitnore on October icr was ijratunied in itws nud the same ever ilnto Induitiriously purauwl Jiln Hilpeicc. lie died suddenly on Decem-ber 7, IW, Icnrh<sup>A</sup> snrvlrlng one ske-'r, MD<sup>st</sup> ItlK-ita Kniten.

-Ity the Committee.

#### JAMES W. CHAPMAH, JK.

James W. Chnpman, Jr., die pecrtv James W. Chapman, Jr., die pertv. him: jimetice, lie foilid time to write tary of the Margianed Rate Line 7 asso. Wind valuable law Books, including-chaton, n poet he lidd far Uildry-four "Multiplen mu Divorce and the baby perturbation of the line of the baby and the baby perturbation of the line of the baby and the baby baby and the baby and the baby and the baby in the dangtiers rotitoneo where he turn in schade drave for the baby and the war, after, which he died. Do was seventy-two rotice of the dime baby and the resided principally lar: which he died. Do was seventy-two the schade drave for the schade drave for the baby and the baby after, which he resided principally lar: baby and the schade drave for the schade drave for the baby after, which he resided principally lar: baby and the schade drave for the schade dra

which he died. Do wan seventy-two spirot els. — The HOD of the Into Samuel Vamour (Warman, Evan Scat al Orifernova College and olidined his doctor of philosphy defacts: at the Johns Bos-tim decise: "Communities in US-mit of Use Dariently of Maryland thy School — Site Communities of the Communities of the two of Use Dariently of Maryland thy School — Site Communities of the Communities of the two of Use Dariently of Maryland thy School — Site Communities of the Communities of the two of the Dariently of Maryland thy School — Site Communities of the Communities of the two of the Dariently of Maryland the Communities of the Communities of the state of the Communities of the Communities of the two of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the state of the Communities of the Communities of the Communities of the Communities of the state of the Communities of the Communities

Ing year. became preside

In D3> Mr; CiVpmm van inpoMH6 that by federal Judke, pie Honomili-that by federal Judke, pie Honomili-Uwiliam C. Coiumin, to succeed Mr., Louis J. Hinrier, who hail resigned. In a same year in ITIS mworled a ROIT-marking the Silver Ian Incon Soelery miking the Silver Ian Incon Soelery ind control with more of the same indicator with the source of the same indicator with more of the same inxl contrKwW most (o lhc sue-of ilte collfip In the preceding year.

Ar, secretary of the Maryland Stjile Kir Arkochiton Mr. Obsprong re-niered infilling and immunoi fervlec-timiking to Uo obec a face and Hillo-of friends both nami out of the Bar, and the strain of the Bar, efflicing and it will be difficult to and his place. The van, for a short time, n tenilwy or the State Hoard of Mre Beatmany Onto the Unobidi Chin mult the CDH-

Clinh, she llopkilje Clih nml the Ohl-nilla I-odfx. Minrank. "Ilesides MM. Glvke, Mr. Chnpmnn is triTMI by his flon, Lieut, S. Van nor t "Inanil, Florid-n.

### -Jtii Wiill'tm L. IlntrU.

## HEHBEST O. FOREESTEB

Mr. Forrester «nn adjuilled to tinliar in 100S, nnd practiced Ills pro-f<\*.lon until Illness obliged nJm to reupon the practice or law, and nut an  $1^{cd}$  fon until lliness obliged num to remote an ir rejected approximate the manual of a gap of the main structure and the structure of the main structure of the structu

-% fft" Commilter.

## DAVHJ STEWABT

Ilu vrsxn imm in Italiltnore on October Ilu vrsxnimm in Italilinore on October 24. 1650, and graduated from tin-Princeton Univewity in ISTR, following which lie received lins kinw decree at tho Unitersily of Maryland. He Immedi-nety mU-nil Into practice in natitmore mad NKn MMMIID one the outstanding Jalvyers of his day.

[a/ly/crs or nis cay. He took mi active part in iho Jndjwt," r-fmm. Okht of the Sff\*. Dexpite hls-him: imretice, lie found time to write Myrnal valuable law books, including-«Mmrinen mol Divorce" and "Hnsband nd Wile." lie also contributed to the "Ovt-loifflin of r\*w and Procedure" null to varloos lepal molpilncs.

-if J. nrltatn WMcr.

Minutes -Page #3 -

Judge McLanahan to Superior Court Part 2 Judge Moser to Baltimore City Court .Part *B I* It was decided to hold the annual memorial service on January 10th, et 12 o'clock noon. Judge John T. Tucker was requested by the Chief Judge to Etake the response on behalf of the Bench. It was decided that the moving of the Judges to their new Courts should be done on January 10th.

Judge Moser called the attention of the Bench to the condition of Mr. Rutter, bailiff serving in his Court, and it was the aense of the Bench that he could continue to accept the servic of Mr. Pelt?., a bailiff under Judge McLanahan, as prior hereto, and to make such disposition of the case of Mr. Rutter that he should think best. It was decided that objections to the proposed new rules should be made by the members of the Bench in writing, addressed to the Chief Judge prior to January 14, 1946.

Certain observetions made by Judge Moser, with regard to the taking of bail bonds, were discussed, and Judge Moser was authorized to take up with the Magistrates Associationm&ttersof procedure in connection with the taking of bail bonds at the station houses. Judges Moser, Moylan and Niles were appointed as a special committee to investigate the present rules governing the placing of bond§ and to draft and present to the Bench any proposed rules governing the aubject.

There being no further business, the meeting adjourned.

Unin Dienersa

Secretary Supreme Bench of Baltinore City.

Mr. John 0. Rutherford, Clerk of the Baltimore City Court, submitted for the approval of the Benoh the following appointments in his office:

Mr. Edwin J. Dickerson to succeed the late Mr. Charles F.J. Carroll, as Chief Deputy Clerk.

Mr. Robert Henry Bouse to succeed Mr. Edwin J. Dickerson, as Court Clerk.

Mr. Joseph S. Bopp to succeed Mr. Robert H. Bouse, as Writ Clerk.

The appointments were approved.

Hon. J. Bernard Wells, State\*s Attorney of Baltimore City, submitted for approval of the Bench the appointment of Mr. Alan Hamilton Murrell, to succeed Mr. Thomas N-. Biddison vho has resigned, as Assistant State's Attorney.

The appointment was confirmed.

The Bench was displeased that information regarding these appointments had been given to the public press prior to confirmation by the Supreme Bench, and the Secretary of the Supreme Bench was directed to communicate with Mr. Rutherford and Mr. Wells to this effect, and also to write to all of the Court Clerks, requesting that no publicity be given to appointments hereafter prior to confirmation by the Bench.

An order was passed assigning the members of the Supreme Bench to the several Courts of Baltimore City for the year 1946. The regular rotation under assignment was changed in the following respects, viz:

Judge Manley to remain in Circuit Court No. 2 Judge Sayler to be assigned to Baltimore City Court Part \*

# States ^ttartim of Baltimore City

J. BERNARD WELLS

BALTIMORE 2

DECEMBER TVIELFIE HINEIEEH FORTI FIVE.

HON. W. CONWELL SMITH, CHIEF JTJDGE AND MEMBERS OF THE SUPREME BENCH OF BALTIMORE CUT

Honorable Sirs:

Due to the resignation of my Assistant, Thomas N. Biddison, effective the 1?th of this month, a vacancy occurs in my office, to fill which I am naming Alan Hamilton Murrell. Mr. teurrell comes to me recommended by some of our own Judiciarymembers of the Federal bench, and many members of our local Bar

At this time he is Enforcement Attorney for the OPA and has taken part in the prosecution of some very important Government cases. He is a veteran of both World Wars, and at the termination of his service as Lieutenant Commander in World War II was cited by the Commander in Chief of the Atlantic Fleet for meritorious service. During this last War his duties with the Atlantic Fleet extended over a period of twenty-nine months.

From what I have learned of Mr. Murrell I am certain that if his appointment as Assistant State's Attorney be confirmed, he will fully measure up to the requirements of that very exacting position. I trust that your Honorable Body will see fit to take such action.

With much respect, I am,

YoiiBs vejjjj truly, 127 1 2 ATTORNEY

**JBffsB** 

NEPLITY STATES ATTOME WILLIAM IN MAYNARD ABBISTANTS THOMAS N. BUDDISON ANGELM SOGARD BERNARD G. PETER JOSEPH G. JONNERTY JOSEPH AGLOGHY JOSEPH AGLOGHY JOSEPH AGLOGHY JOSEPH AGLOGHY t1\

December14, 1945.

Hon. J. Bernard Wells, State's Attorney of Baltimore City, Court House, City -2-.

Dear Mr. Wells;

I beg to advise you that the Supreme Bench, at its meeting today, approved your appointment of Mr. Alan Hamilton thurrell, as an Assistant State\*a Attorney, to fill the vaoancy oaused by the resignation of Mr. Thomas N. Blddlson. The Bench was displeased that information regarding this appointment was given to the public preBS prior to confirmatioa by the Bench, and I am directed by tho Bench to request

that hereafter no information be glvon to the public press regarding appointments until after they are confirmed by the Benoh.

Very truly youra.

Secretary.

CASHIER AND DEPUTY CLERK



CHARLES F. J. CABROLL, CHCF CLCFK EDWAKC M. CLATPOOLK. COURT CLEFK JAMKS H. PAKIONB. COURT CLEFK COURT J. DICKCHION. COURT CLED COWN J. DICKCHION. COURT CLEFK AUGUST BERKENETER, WAT CLEFK IDDELT BOUEL, WHIT CLEFK HUGH A. KENHEDY, WHIT CLEFK

# ^Baltimore ffIttu Court

JOHN O. RUTHERFORD. CLIRK

December 12, igM-5

Hon.W.Conwell Smith Chief Judge and the Associate Members of the Supreme Bench of Baltimore Clty

## Gentlemen! In re: Clerk'B Office Balto.Clty Court

Effective December 15,19^5 I submit herewith the following appointments subject to the approval of the Supreme Bench of Baltimore City.

Edwin J.Dlciterson,3H03 Falrview Avenue Is appointed to suoceed the late Charles F.J.Carroll as Chief Deputy Cleric.

Robert Henry Bouse is promoted and appointed Court Clerk.BaltImore City Court Part II.Mr.Bouse resides at 325 S.Ann Street and recently returned to this office after almost five years military eervice.He entered as a private and left the service as captain in the infantry\*

Joseph S.Bopp. 'KA E.Randall Street is appointed a VIrit Clerk to succeed Mr.Robert H. Bouse.He was employed as a Writ Clerk in this office for about twelve years from 1923 to 1935.He resigned to accept a position of responsibility and returns well recommended.

On November 16.1933 the Supreme Bench through Judge Dennis wrote in part, "the Supreme Bench holds to the view that the positions are inareer Jobs for competent men.We are confident you are In accord with the aforegoing policy."

It Is with pride and pleasure that I submit these names and I am sure you will agree that this office has always copperated with you in all matters.

December 14, 1945.

John 0. Rutherford, Esq., Clerk of Baltimore City Court, Court HouBe, City -2-

Dear Mr. Rutherford:

I beg to advise that the Supreme Beach today approved your appointments of -

ttr. Edv/in J. Dicieerson ee Chief Deputy Clork Mr. Rob&rfc H. Bouse as Court Clerk Jir. Joseph J. Bopp as Writ Clerk.

According to our recordo, Mr. Melvin Weil was appointed by you as temporary cleric witen Mr. Bouae entered the Service, end this appointment was confirmed by the Supreme Bench on November.9, 1942. If you intend to reteic V.r. Neil in his present position, I suggest that you ao notify the State Comptroller, ae all salary arrangements must neve hia approval, I alao suggest that a further confirmation of Jlr. Weil by the Supreme Benah be requested.

The Beach was displeased that information regarding these appointments waa given to the public press prior to confirmation by the Bench, and I am dlreoted by the Bench to request that hereafter no information be given to the public or the press regarding appointments until after they are confirmed by the Bench.

Very truly yours,

Edwin. T. Dlokerson.

# ENTERPRISE FUEL COMPANY

ANTHRACITE C O J^ L BITUMINOUS

L HERRY WEST, PHIL 2 HELMON DULLIN, VEC PHIL 4, MANGHI VEL PHIL & GANL, WAR, MANY HOPCEL HARR ETS. W. BYSH, SUCH, E. 5, TARDON, MOR, TOL: 06, DEPT. FUEL OIL,

BALTIMORE-I, MD.

ANLINGTON YANG, W. H. R. R. BULTON YANG, P. K. R. MULLON YANG, W. H. R. R. MULLON YANG, W. H. R. R. MULLON YANG, W. H. R. R. RUMANISMI YANG, P. R. R. TAMENISMI YANG, P. R. R. TAMENISMI YANG, P. R. R.

Ootober 10th, 1945

Supreme flench of Baltimore City, Court House, Baltimore, - 2, lid. (Attention: Honorable Edwin I, Dickeraon)

Gentlemen;

Last spring, one of your members asked me if I would serve on the Grand Jury\* and after acme discussion. I agreed to servo\* Some weeks ago, this honorable gentIsmon told me - with some embarassment, - that I was not eligible for jury service having learned that I was over seventy years of age. I am not sure that he told me that this was a ruling Df the Bench, or that it was a matter of law, but as seventy years is not a disability, I feel sure that it must be a ruling of the Bonch.

You have known me for a great many years, and I am sure you know whether or not I have the necessary qualifications to serve as a Juror. If you fool that I am competent to act in thia capacity, I wont to serve bocause I am one of those perverse individuals that always wants to do the thing that be is told he can't do, so I am asking you to take this matter up with your Board and have them decide the question.

Waiting to hoar from you, I am,

Very respiration

JHW-r

Ootober 11, 1945.

Mr. J. Harry West, President, Enterprise Fuel Company, 1514 Maryland Avenue, Baltimore -1- Maryland.

Dear Kr. Wost:

I received your letter of the 10th instant this morning, relative to aervice by you on the Grand Jury.

I should unhesitatingly vote for your selection, notwithstanding t^e fact that you are more than three score years and ten.

I shall take a great deal of pleasure in sendine in your name as one of my nominations, and will present your letter to my associated on the Benoh when the Jaauery 1946 Grand Jury shall be selected.

With kind personal regards and best wishes, I am,

Sincerely,

Edwin T. Diokerson.

December 14, 3.945.

Mr. J. Harry West, President, Enterprise Fuel Company, 1514 Maryland Avenue,

Baltimore -1- Maryland.

Dear Mr. West:

The Grand Jury for the January Term 1946 was selected by the Supreme Bench today.

It was my pleasure to nominate you, and In connection therewith I read to the Benoh your letter to me of October 10th and my reply thereto of Octbber 11th.

There were many splendid expressions of high respect for you as a man and a public spirited citizen, and no-one oan, in any way, question your ^ualitioations to serve well as a Grand Juror, but the Benoh felt that it was inadvisable to break a long established precedent of not naming to the Grand Jury men who had passed their 70th birthday. The statute gives an exemption to men over 70. but does not discualify them.

I regret very rau<\* that I was unable to seoure your selection as a member of the next Grand Jury.

With kind personal regards, I am,

Slnoerely,

Edwin T. Diokerson.

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# K101IS

# OF THE SliPRaS BBHJtl 0? BALTIUONS CITY

A Special testing of the Supreme Bench was held on Friday, February 4th, 1944, at 10:00 A. K. All of the member os the Rench mere preBent and the Chief Judge presided.

The following were admitted to practise before the Courts of Baltimore City:



Er. J. Bernard Sells, State's Attorney for Baltimore City, reported to the Bench that Ur. Paul C. Woluan, an Assistant State's Attorney, had resided, effective February loth, 1944, and that ha had appointed Hr. Sal Harris to fill the vacancy caused by the resijuation of Ur. ,701man. The resignation and appointment nji/tf'approved.

l!r. Sugene Creed, Jr., tendereu his resignation as a Bailiff under the Supreme Bench, serving under Jud<sup>e</sup> O'Dunne, and his resignation ms accepted.

Kr. K. Luther Pittaan, Clerk of the Superior Court, reported to the Bench that he had appointed Kr. 3ugene Creed, Jr., as a Deputy Clerk to fill the vacancy caused by the appointment of Er. Lawrence R. Hooney, -as Deputy Clerk to the Supreme Bench, which appointment was caused by the resignation of Er. V. Albert Kenchine. Both appointments were approved.

(over)

December 14, 1945.

Henry J. Eipperger, Esq., plerk of Clroult Court, Court House, City -f-

Dear Mr. Rlp^erger:

At a meeting of the Supremo Benoh today, I was directed to occumunicBte v/ltb the Clerks of the several Courts and with the State's Attorney of Baltimore City, and request that no publicity of any kind be given to any appointments lc their offices, either to the public or to the press, until after confirmation of such appointments by the Supreme Bonah. This has been the praotice followed heretofore, and this letter is an expression of the attitude and desire of the Supreme Benoh.

Very truly yours.

Secretary.

December 14, 1945.

Frank C. Hobey, Es<sup>^</sup>., Clork of Court of Common Pleas, Court House, Baltimore -g-Dear Mr. Robey:

At a meeting of the Supreme Benoh today, I was directed to ooojLunloate '-'Ith toe Clerks of the several Courts and with the State's Attorney of Baltimore City, and request that no publicity of \*ny kind be given to any appointments In their offloea, either to the public or to the press, until after confirmation of such eppointneats by the Supreme Benoh. This h485 been the practice followed heretofore, and, **this** letter is an expression of ttie attitude end desire of the Supreme Benoh.

Very truly youra,

Seoretary-

Docember 14, 1945.

Edward Gross, fs:i., Clerk of Criminal Court, Court House, City -2-

Deer Mr. Gross:

At e meeting of the Supreme Benoh today, I was directed to oommunieate with the Clerks or the several Courts and with the State's Attorney of Baltimore City, and request that no publicity of an)- kind be given to any appointments in their offices, either to the public or to the press, until after confirmation of such appointments by the Supreme Bench. This has been the praotice followed heretofore, and this letter is an expression of the attitude and desire of the Supreme Bench.

Very truly yours,

Seoretary.

December 14, 1945.

M. Luther Pittman, Esq., Clerk of Superior Court, Court House, City -£-

Dear Mr. Pittroan:

At a meeting of the Supreme Bench today, I was directed to oommunicate with the Clerks of the several Courts and with the State's Attorney of Baltimore City, and request that no publicity of any klad be given to any appointments in their, offices, either to the public or to the press, until after confirmation of such appointments by the Supreme Bench. This has been the practice followed, heretofore, and **tbls** letter is an expression of the attitude and desire of the Supreme Bench.

Very truly yours,

Secretary.

December 14, 1945.

John 8. Clarke, Esq., Cleric of Cirouit Court, No. 2, Court House, City -2-

Dtfar Mr. Clarke:

At a meeting of the Supreme Benob today, I was dirooted to oommunicate with the Clerks of the several Courts end with the State's Attorney or Baltimore City, and request that no publicity of eny kind be given to any appointments in their offices, either to the public or to the press, until after confirmation of such appointments by the 8upreme Bench. This has been the practice followed heretofore, and this letter is en expression of the attitude and desire of the Supreme Bench.

Very truly yours,

Secretary.



(Blrtha <0fft« Clltmrt of (ffcnmuui Pleas Baltimore Md.

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17 tb Cecamber 19 4 5

Hon.Edi'dn T.Cickerson, Secretary, Supreme Bench of Baltimore City

# L^B.T Judge LIckerEon-

I em in receipt of your letter of December 14th, in which you request that no publicity or cny kind be given *to* eny e-pointeients, either to the public or to the press, until after confirmation of such appointments by the Eupreae Bench.

Please be advised taut since I have been in office, no publicity of any nuture has been given to the press or to 'he public concerning appointments in ny office, it being my understanding thet that fecture v/es handled by the Supreme Bench.

In line with your request, I shell continue to follow this practice.

Respectfully your?,

Fin k CRober

FCR/is

194



Superior (ttmtrt of Baltimore City Baltimore 2, Md.

December 17, 1945

Hon. Edwin T. Dickerson, Associate Judge, Supreme Bench of Baltimore City, Court House, Baltimore 2, Maryland.

My dear Judge Dickeraon;

I beg to acknowledge receipt of your letter, in which it is requested that the Clerks withhold any publicity on appointments in our office3 until approval by the Supreme Bench. I am happy to inform you that I have always followed this practice, and to assure you of my future compliance with the wishes of the Supreme Bench.

May I take this opportunity to wish you a very Merry Christmas and a very Happy New Year.

sincere 1x,

# E.INUTES (Cont'd)

Bisbarrmafit proceedings against Samuel Krelow were begun but were not concluded, and are to be resumed on Saturday, February 5th, 1944, at 10 o'clock A. I. The Banch then adjourned until -Saturday, February 5th, at 10r00 A. M.

Ettin Mayer

Secretary

# Appointments In Superior Court Are Confirmed By Supreme Bench

The Kupivine Bench ol Baltimore, vesteraly confirmed the anointments of Lawrence *It.* Jfcwney as Demitv Clerk to the Supreme Bench and of I Hosene Creed, Jr., as Court Clerk i<sub>n</sub> *the* legal deportment of the Superior Opart, whill had been submitted by A. Luther Pittman, Clerk of the Sul for CMrt

A Linker Printer, Citck of M SNA, for CM.
M. Mororey, who was named to any-M W Albert Menchine, who resigned was applied to the subscript of the sub

# Supreme Bench To Resume Hearing This Morning

The S«prt-ma<sup>1</sup> Bonch of Baltimore will : 

The Bench will ulsn hear arguments on the following niotione for new trials in criminal cases: Mary Boone, Kather-ine Hughlett. Pawrpuce E. Queeney and Raymond H. Watson, fount! guilty of bets on horse races; Jerome Green, convicted of larceny; Paul Lawrence Allen, found guilty of assault to rape, and Franklin Grant, convicted of burglary.

Motions for admission to the Bar will be entertained at this session \*nd such other buffnfs& nts may be property pre-sented will be transacted at the motion meeting.

SUPREME BENCH ASSIGNMENT Friday, February 4-, 194\* (Disbarment Proceedings)

George S. Yost G. Van Velsor Wolf Bar Association vs. Samuel Krelow Wendell D. Allen Daniel C. Joseph

Staned 2/5/44

# KIMUT3E

# OF THE SUFRSKE BSICT. OF BALTIHORE CITY

An adjourned meeting of the Supreme 3enoh was held on Saturday, February oti., 1944, at 10:00 A. K. All of the members of the Bench were present and the Chief Jud'e prasiaed.

I'x. Silliam D. Schaefar, was admitted to practice before the Courts of Baltimore City on the motion of his fatl.er, Lr. .Viiliau, H. Schaefer.

> The Supreme IKneli uf IliiltJmore mi Saturday numltird WIUlaw D. Schme-:/cr to prnctica ax a member ot thr Bal-timore Uar, upon Ulu motinn nt hin .fulher. Willinin Q. 6elincfi.-r.

The disbarriiient proceedings against Saauel R. Kreloa, were concluded, and the Bench recessed to consider the case. It was unanimously decided that he should be disbarred, and an Oruer to this effect was signed and filed with the Clerk of the Supreme Bench.

The motions of liary Boone, Katharine Hu^hlett, Lawrence 3. Oueeney and Raymond H. Watson frou; their conviction of taking bet3 on races, and of Paul Lawrence Allen from his conviction on assault to rape, were argued, submitted and overruled.

The motions of Jerome Sreen for a new trial from his conviction of larceny, and of Franklin Jrant from his conviction of burglary, were argued, submitted and granted. There being no further business the meeting adjourned.

Let in Menno. Secretary

### SAMUEL KRELOW BISBAHBED BY SUFBEMB BENCH FBOM PRACTICE OF LAW

Sill-UK Relev. Join ow since H mem-ber of the Bar since Scjittenlin iSlli, 1014, was likharmi from Hie further practice of Imv by lie Judges of Ur Supreme Bench of Baltinore City is Statuy. Statuy. Ther Jierink Cam'es willow inroe Dod jhr the Bur Assochation of Ilnilumne CItr, In itlidi Mr. Krelne was necessed of highly improper conduct in CDORC-tion with certiful road estatio transce-uom for one of im clent: Uom for one of im clent: Wolf represented the Bar AMocimion of Baltimore.

# Motions For New Trials Are Decided By The Supreme Bench

The Saprcoic licneli of Bnltltnore an

The Sapreoic lencil of Balthnore an Saturdar emutod the motions for new traffic of Franklin Griffin, who ivait con-format pality of Inceny. The lencit otao overmidot the new trial Dioluss or Jury Iloone. Entliritiic Binklotte. Liwrence V. Qacem-s und againonil H. Walnoit, who turre con-againonil H. Walnoit, who turre con-lagainonil H. Walnoit, who turre con-location of the same set of the same Lowritte Callen found guilty of instault to rape:

Lowinitic Alleit round guiny or instants to rape A. Milton Miller wan the atlorotr for Grunt, while Jost-jh Rosentiial and Leo II. Alpert renewants Green Biddison down of John O. Well<sup>\*</sup> upwart0 on beltalf of [he Stilto in lik- other cases.

## SUPREME BENCH ASSIGNMENT FOR Saturday, February 5, 1944 ionas 1J. Biddison State •Ho.5072,5074 Sept Terra 10^: Motions for new Trials aseph Kolodny vs. O'Dunne, J. •Fran: Mary Boone Katherine Hu-hlett Lawrence E. 'Aueeney Char-e: Bets on Horse nacivi?, llian Curran •Verdict: Guilty as to eac.' " Papers reed: January C, l'.K\$ilnier Ingram Raymond K. Watson monuled 40 above two cases in one record. •l;o.5490 Sept. Term 1943 ernard O. Peter State and Jan. Terra 1944 'Motion for new Trial vs. From: Tucker, J. oseph Rosenthal 'Charge Larceny, etc. Verdict; Guilty 1st Count Jerome Green (c) is n. alpert (Larceny) Not Guilty 2:ic Count. 'Papery reed: Jan. 18, 194< avanted 1 imas i;. 3iddison State ':: o.502G Sept. Term 194C llotion for new Trial •Prom: C'Dunne, J. vn. Charge: Assault to nr.pe,:?U •Verdict; Guilty 1st Count (Assault to Hcpe) Paul Lay.Tonce Allen(c) - W. Evans · i'. Freedman 'Papers reed: Jan. £0, 1944 ourniled . TMard G. Peter •Ho. 46 January Term 1944 State Motion for nev; Trial 'Prom: Tucker, J. V3. Charge: Burglary (Cb.7i.:ion · Hilton Miller Franklin Grant(c) lav;) Verdict: Guilty 'Papers reed: Jan. 25, 194i nanded

# MINUTES

A Special Meeting of the Supreme Bench of Baltimore City was held on Wednesday, February 23rd, 1944 at 3 o'clock P, K, to oonduct a Memorial Service in honor of the late JudgeHenry D. Harlan, under the euspices of the Bar Association of Baltimore City. The *Clitt* Judge presided and all the members of the Bench were present, except Judge Saylor.

A Memorial Minute was offered by Senator George L. Radcliffe, which was seconded by Messrs. Carlyle Barton, D. K. Sste Fisher, James T. Carter and Charles I, arfcell. The Chief Judge responded on behalf of the Bench and ordered the lifinute adopted and recorded among the records of the Court.

The terts of the various addresses are attached hereto as part of these Minutes.

There being no further Minutes the meeting adjourned.

Inis DA okura

Secretary.

# High Tribute Paid To The Memory Of Judge Harlan By Bench And Bar

High tribute was imld to the memory of former Chief Judge Henry D. Harluit nt memorial nervkos which were Lull) in the Court House yesterdnr afternoon, at a special meeting of the Supreme Bench of Baltimore.

Supreme Bench of Baltimore." The services ivero urgaved by a special Com mitt if of the Bar Association of lalithtore City ID cooperation with the Supreme Bench. Speakers Inthe Supreme Bench. Speakers In-Endelfith, Jumes T, Cotter, D, K Evit-Fiahot and CliarU\* Murkell, Carfile Barton aduo puriclipated in the cffeinauity as o reprovemintor of Use (divithing, Amore theory two) autended the czdrolsca were Governor Herbert In COrone, Myor Tinwston of IEKelmo, retired membern of the Howermo Friends ami messelno", members of the friends ami messelno", members of the lim mid Couru tuintlen.

Chief Judsc Samuel K. Dcnnbi pronldol at the nerrlcea nnil rt-?<ponded on helinlf of tho Itench.

# Bench And Bar Pay High Tribute To Late

Bench And Bar Pay High Tribute To Late Chief Judge Henry D. Harlan At Memorial Services Memorial services for former Chief Judge Henry \*\* Harlan, of the Suprim Bench of Baltimore City, mere held on Wenkesday affuinkin, February 22: To exervices for former Chief Judge Henry \*\* Harlan, of the Suprim Bench of Baltimore City, mere held on Wenkesday affuinkin, February 22: To exervices aranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association Municipal officials, was arranged by \* special committee of timo Bar Association M Baltimore City, in co-oj-crashan with the Ilench. Mwithorn of Dee committee Monger referred to In the spectreal in the store of the Supreme Officials of the Bar Association of the Supreme Boild. Chief Judge Samuel K. Dennis prestded to the excerters are in timo northold Historical Society, and Inter were printed In the spectreal of the Bar Association of the Bar Associatio · Burton, prominent member of the local I!nr, al«> took part in tin- norrline .

Chief Judge Samuel K. Dennis prestded nt the excreta\* nml responded mi behalf of the Supreme Bench.

Among those who Attended the serried were; Gorcnior Herbert It. O'Conor. ÖJnyor Theodore It. JIcKeldln, former Mayor Howard W. Juckxoii, Judge Eli Frank, president of OIL- Maryland Stale »nr Atwoclotion nnil former incluber ot the Supreme Bench; Judge IV. Calvin Chesntit. of the Distriei Oonrt of the United States for tho District of Maryland; Dr. failnh Bowswn. president of Johns Hopkins University; Attornoy-Cenerni Willinm C. Walnut president of Johns Hopkins University; Atomoy-Cenemi William C. Weish, Kev. Arthur II. ShaoiMpa, Bilboj NoWe, C. Powell; Jadges Robert, F. Stanlon, T. Ho wan appointed a trustee of the Dake Dond and O'err Lwer, former menilwr\* of the Supreme Bench; Michael Johns Hopkins Horgenial In 1607, and J. Manley, president of the Bar Association; cbnrlw H. Imi-jer, J. Aim Wanken, forner president of the Association; cbnrlw H. Imi-jer, J. Aim Following Is a complete report of the proc-tidlings: TRAMARES OF SEN. GEOBGE L. BADOUXFE May. In Pleast the Court: Heave David Hardon In wilmw mem-passed In 1851, has never been surg LLB. In Pleast the Court: Heave David Hardon In wilmw mem-tantian and the surger of the surger of the degree of the sent of the Johns Hop-luck In Pleast the Court:

Henry David Harlnn. In wlmw memory we are meeting today, was one of the moid conscientious, one of the most the mote conscientious, one of the most useful and one or the best beloved men who hate, ever lived In Maryland. Rbt death on September 0, 1M3; nt tho ago of \$1, brought to nu end a long, useful; nod distinguished career.

Wwn plans were under considera-tion for this memorial meeting, It quick-ly became obvious that this during the quick-ry and the second second second second second rail many Hokis that It would not be fraulible to stress In one meeting all of the rendered invaluable service. Ont of his many activities the committee has selected several which seemed to be outselected several which seemed to be out-standing. Each one of my associates mi this committee will present a me-morial record of one ot br m. I will, In this minute, mnko brief reference to HOu of his thickal nctiVIIra with a short statement designed to illustrinto tho rare and happy combination of char-acteristics which made Judge Hurhui one of the most versetile and efficient one of the most versatile and efficient men In the history of Maryland.

Uo waa bom on *n* farm near Cburch-villy. Harford County, Maryland, Octo-ber \*3 1555; tho son of Margaret Be-lwcea and Dr. David Harlan, a Burgeon in Bio United States Navy. On Decem-ber 10, 1880; he manricd Miss Helen Aldemas who with their four children lire with us today, except David who Is in Wanth America.

He graduated In IST6 with highest honors from Saint John\* Collece. from which Institution lie received the de-grees of AM. In IS\*1, and LI\*D, in 18ffl. He was given an honorary doc-torate tif laws In Jane. 1835, by Saint

m.d. where be received the degree of LL.B. In ISS1. hns never been sur-passed in that Institution. IK' wag ad-mitted to the Dar In ISS1. sharing Inw ollicex with Uic lute James P. Gorier later Chief Jadje of the Supreme Bench of Baltimore, and Henry Arthur Stump, who UMO became a mcmlwr of the Hnpmmc Bench.

prime Bench. Upon appointment by the late Gov-ernor Ellin Inckson, he became Chef Ellin Inckson, he became Chef Carlo Carlo Carlos 72, 1888, at the earliest give possible; that is, one day before bit intricth birthday. No one else has ever reached the Supreme Bench of Baltimore City a such an early nee. Ho product on Chef Jatge Came A direction and eccent counsel. came a director and general counsel, and later a vice-president, of the FI-dellly Trust Company of Baltimore.

Frum init III-jumlik of Judd\* Mar-lon's career on the bench he acted fully on the assumntiou that his primary duty was that of JUIRO, and be pernitted nothing to Interfere with the discharge of bin Judicial duties in a pahwtnkinp,, Indiwtrloun, Impartial

So versatile wo\* Judo- TTnrhn In his Inferest\* and flo varied In hbt activities that It In dlfllcult to realise the foil

welety. Tor yeum lie wit\* a member of the Tor veum lie wit\* a member of tho Public Improvement Commlwion of Tal-timore. City and also of the Charter Commission of that city. With pala-raking, neticatioux care hand lore.sight lie studied the ever-chanche needs of Baltimore City. His contributions to (the mircen of those communication was invaluable.

new Viewelskii nië monst prominent Inverse in the Trotestant Episcopal Church in Mayland and van in mem-ting and strategie and the strategie and the strategie and strategie and the the strategie and the strategie and the director in the Northwestern Muum Life Insurance Computing Only rmsome weed him from attending in Milwau-kee tho meetings of the board of di-rectors of that Insurance Computing and the Insurance Computing and the strategies of the strategies of the strategies of the strategies of how a director should perform the important duties of state in cilice. This record m in the strategies of the strategies of the strategies of the strategies of the emotion of the strategies of the strategie 1010 he wan treasurer of Uic University of Maryland I-ow School. Its dean from 1010 to 1072, nuil dean emeritas nnUl hU deatti.

unabwington, individuant, instantial and inghly successful manner. His record as hidge wait in nircit adherence to the inset fraditions of the bench, the looked in Local ludge. He occemptible bins invover, to how bink keer interest in throughout to years ho way and be accomptish, much nature, and the accomptish much nature, and the scale of Maryland. He conserved will infartly and promptive terp proprises and the scale much nature and the term promety of the Cut of the conserved much has been interest and the scale much and the scale much has a scale much nature the scale of the cut of the cut of the cut of the term between interest and the much and the scale much has a scale much has been interest and the scale much has particular, which ensure to a United particular the scale particular to a scale the scale the scale the scale to a United particular to a scale the scale to a United particular to a scale to a United to the scale to a United particular to a scale to a United to the scale to a United particular to a scale to a United to a scale to a United particular to the scale to a United to the scale to a United particular to the scale to a United to the scale to a United to the scale to a United particular to the scale to a United to the sca

State\* Senator once in several years, to rwommend wme due to inc/ext the production of the second second second second printer the second second second second request, was appointed for such a mis-sion. Again the accepted readily, no healty engaged in Haperton. I am con-ned the second second second second methy engaged in Haperton. I am con-ned the second second second second the second second second second second short no time. Acute unit again, fifthe short no time. Acute unit again, fifthe second the printer of list sector. I had the prior me of list sector in the Philadelphina Mint. His ob-sorutions on that subject embodied

sorutious on that subject embodied many constructive suggestions. It is significant that the two ind-olent\* to which I have Jimt referred oc-lentwel after Judgo ITiirlnii hnl II yet I a Ictimed after Judgo Thirhnin hmt II wet 1 a loog "ff of constant activity during which ha" limit devoted himself moat con-iscicntionsly not vigorously to the per-formance of duties, exacting In nature and of fur-reaching importance. Yet be "till had the desire and tic energy at till URO of \$30 to thic up Important new duties, and to handle them with his ac-curtaneed recourselybase. energy at customed resourcefulness, enemy and nbllHr

And so It was that the pawing of the years brought to Judge Harlan no lea-raing In his «st for life, or In his engerness in find out now ways of helng useful, of undergoin now ways of nemg useful, of undergoing new experiences, of learning now thing\*, and of ncontr-linn ncn- quo If dent lons that he might add to his unnsmilly large repertoire of useftil roles.

Throughout a bnsy life bis position / brought hum constantly before the pub-lie. init life and carfer subjected hum to what Woodrow Wilson once referred to as pities publicity. Tet this pub-licity pever the losed a single instance of nn opportunit to render useful ter-ikeji or In display the highest triw of 2027 the: CltlZCMhip

ChiZCMip. I. In characteriRILe of his versatility. Khat the freshness and bamouey of in-prompted him to take and reight as-setive interest in ashletic spottle, It is out at all sugments that this eightight men of a Rome or coil. Lince before vers a student of har and the portunity of the student of the set the portunity of the set of the set of the planet to the fraction of the set of the planet to the fraction of the set of the planet to the fraction of the set of the planet to the fraction of the set of the planet to the fraction of the set of the planet to the fraction of the set of the planet to the fraction of the set of the the output of the set of the set of the set of the the output of the set of the set of the set of the set of the the output of the set of the set of the set of the set of the the output of the set of the set of the set of the set of the the output of the set of the the output of the set of the

thronuhoiit nil of those rears. I will always treasure very dearly.

In my day and In any ffeneration the encer of Judge Hintinn wonli ha been Inspirational, Condition\* of today ntrike the trample which he set «o ad-mimbly of special constructive value t<a wir\_t\_t te me ognin lthistrate.

The urgent need for post-war plan-nlug is minimuly always with us. Sin f we know little concretely or what to Rolng to do nnd lens *tin* to how the table hope. Or thin, howro Rolng to do nnd lens *lin* to how that little In to be done. Or thin, how-r, wo can ho fure — we will never do. Job rIRbt If we disregard the tench-cf experience. We will bavo sono

entirely npiv problenut, nnd some new nsini-t« or old problems, but tho most or thi. queslloiis which will come, up foe ideleriuluatiuu will, in their thau esstiiw, he as old us the proverbin!

wir problem\* will bring lieensjint ami wer-mounting pressure upon us to cut these recklessly from od movemes, and these recklessly from od movemes, and of the Ancients' and sound DSFOIS which experience tenches may often un-Xorituately *be* derided and discarded. Judge Hritan's completeness of porse war unfailing, his keen sense of truo propriation and of welltwinned reck, are well be hat-deribble to um when-the-deribble to um when-the-deribble to um when-the-movement of the movement of the propriation and or welltwinned reck. are well be hat-deribble to um when-the movement of the movement of the movement of the propriation and the movement of the movement of the properties of the movement of the movement of the properties of the movement of the movement of the properties of the movement of the move

promotion and of welltwinneed ref. """ we values was finalless. Such quark-tive values was finalless. Such quark-interval to read just ourselves to quark-hard to make the such quark-terval to the such quark-terval to the such quark-terval to the such quark-and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other and of the mail is pace." Or no other is always to be sought, but U ever to the fully atomiced. The immit particulo lack if the frever yet-obvinted ex U to nee of the fully atomiced. The immit hallo lack and equaries in hummn nature will ni-trent the frever yet-obvinted ex U to nee of the the subscience of the particular is and the free of the subscience of the subscience of the material free main of women atom much welopment, that Ti B appropriate to the statement that of no man who the statement that of no man who is necessary. In describing the subscience of the subscience of the terminal to is necessary. In describing the method care of the terminal to for method. The statement that of no man who is necessary. In describing the subscience of the subscience of the terminal to the statement that of no man who the subscience of the terminal to so of the the statement of the terminal to the statement that of no man who the subscience of the terminal to so of the the statement of the terminal to so of the many boards and the so of the subscience of the terminal to the so of the the statement of the terminal to so of the subscience of the terminal to the so of the the statement of the terminal to the so of the the statement of the terminal to so of the subscience of the terminal to the so of the the terminal tor the terminal to the so of the terminal tor the terminal

Although Judge Huri an win no longen bivilit is in personal contact nud asso-cialica, who will say that the end of his activitic\* bos been readied? His work for the bench, for the bar, tho Church, universities and hospitals, for church universities and hospitals, for au

Private business interests, and in au iher lines of endeavor has created an nduring foundation upon which trill 2st much of the worthwhile activities "It might of the worthwhile activities" coming generations in this con-mutity. This eminple will always how by the second second second second second proved fully and ho I I veil weily. Much of what be has done will be a con-tinuing factor in the lives if the people family and the second second second second factor in no small sense is it true that the stuff of bits tilenght has become in integral part of the stuff of the broughts of the people of nultimore.

Institution of the sense or propriety, his remarkable setme of balance his keen enthusiatic and construction in the sense of the set of the sense of the equalities when the set of the set of the equalities when the set of the set of the equalities when the set of the set of the equalities when the set of the set of the equalities when the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set of the set of the equalities of the set Hinrinu, it can he added truthtuly that in lovine them, he osn nerved them +cdl. DurinR all the dnys of his life ic sought incloudy by 6 do life duty at all times, and he never folded to suc-ceed in that quest Most aukuredly ft and w said of him that his heart WAS lways eager, his hand ready for the

I move Uint thin mlnnte be accepted y this court nnd spread npon it\*

#### SEMABKE OF OARLYUI BABTOK

Matiit jlome the Court:

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I have served with him on *the* floard and TuskeLit *at* the luwerMhy for Mycien years und for a shorti-f lime mitin-floard Of the Ucoplini. I peired liefore blam in this courtenom as a member of the Bar and 1 studied Und think a chart of the Sar and the Sar Und the studied of the Sar and the Sar Und the studied of the Sar and the Sar Und the studied of the Sar and the Sar Und the Sar and Sar and Sar and Sar Sar and Sar and Sar and Sar and Sar Sar and Sar and Sar and Sar and Sar Sar and Sar and Sar and Sar and Sar and Sar Sar and Sar Sar and Sa land IJIW School.

and IJW School. I wan assumined with him in the Council of this Diocese of the ProtesHimt work Council and the school of the council and the school of the council of Hidding Powell in the school of Hidding Powell in the school of the school of the school the council and the school of the school the council and the school of the council of the school of #wiii the churcli aisle. Judge Ilnrlan retired from

thl Ilcneh to Itemnie nssocInted with the Fidelity Trust Company n few yenr>> lifter I came to the liar nnd my conlitter I came to the har nnd my con-tact with blm *ntt* prictlefiiR In wye r nni! Judge was Imlli hrlef nnd Infrequent but In my time nt the Lnw Sdiool he served as Dean In nddltiou to lectuip-

Served as Dean in nonlinear to resum-isk to the intrivity in twinn the end at my lirst year J had the (injointuily mail trade Judge Ilurium who made it that the server of the list of the server between the server of the server of the Dean server of the server of the server provide the server of the server of the server of the server of the server years of the server unith the server of the server of the server of the server unith server of the server of

comed the many mends of their uit interval. The mean set of the s Bardd finiting 'The older be been the intermediate the second data in the goal during the second data in the second data in

My assignment today has rtfi-one to Judge Hnrlnn'\* connection with the Johns Hopklik University and the Johns Hopkins Hospital, lie become fit Trustee of the University lu 1004 and served us such millI his death n few mo'nthn ago. During much of thnl Mine he was a member of the Executive Committee of the Board and he also served nn other Important d>m initiw\*. t recall his part in the dt-Ill»>rcthouN on mailers of University jiolk'j- und uo dccMou wan ever reached witlimit Jnilpo Ilurlun IK-IIIR asked to exprtint his views Complicated lenil piftitloiui frequently arc\*\*,- and while sue]! ituttterj) were re for nil to the tyjjiilnr cotiiii'Ol for the University for "pinion It was the custom also In ISCUXM them with Judge Harlnn.

tribute or bin time and ability lu the University but he was ulso most pen-enorus in IIk (lift of the fund raining in the structure of the campaigns which Johns Hopkins and truth institutions, and lds assist/liiw in nllicr prlvntely endoned liistltiiiimw) ihesi- matters carried forward the trn-Middlet from time to time in order in dillon of color co-portation willicli limit enrry on tiefr work. The reculit of MIZH developed ty the Trimuin of belli fuer Treasurer's allko-c-Clow that littdci'n soricicnly named by Joint; nnpkhn. Durlun was named by Jolinit, anglerand initiater in sorientmy named by Jolinit, anglerand initiateritier. At the time of Julice norland re-lo in-kc eainpnignii, the amount.<sup>6</sup> of tiviwenet nn Irce-Ident of the Itonni of 11t<sup>\*</sup> gifft HoLDR pourcous under any Trustees of The Johns Tropkian Ros-clreitmintAnceR. und cMiwclally HO fur one wh(wc liieomo xm\* dcrircl from nnl, who wait the most distliieiilsliixl tiU

venity IIIK part in the affairs of the adopted by the Board and which in the fill fill the affairs of the adopted by the Board and which in the fill not bin love fur IIIs work in [1] all Mindel: tbm connection wcro, I think, fecund only to hlft netivlUca ox JUIIKU and Innyer. lie wan elected to Ibe IJonrd uf Trustees of the HoRjiitn) in ISJW. enrccly nil yearn nfter tie llustiltnl Had oiK-ned UK ilwre and when he wns but thirty-Keren yearn of npe. tie bcciitiio actUv In eonueclinn with Hospital matters nimcutl Immediately nnd the value of his RCrflrcH to the Htmilltnl was recoKiiiicd when eight JTIIFK litter Oio Hoard gclcclfd liiin nn itn ITesltlexit, ne Benetl ns l'mddent for iblrty-elcjit reArf, rotlrlnj; In 1IM1, beciniKe of ffliHiij: heulib, Hoaio two yenn prior to lit\* dentb

'HK- Jobitn llopkius Hospital hue crown In fame Crow tlmso cnrlj1 day miUl it IH known throughout the in.rlri-Whilo this deTClopnivtit and cronth la prlimtrily duo to (lie bfirli dczrec of profwslonal ability of the medical KmlT It would not have been IMMMIMC Kmil in would not more too judge Jinr-n-thout the Ruidloj: hand of Judge Jinr-ian in the administration of la bud-miw offairs as Its xejdmr officer. Its Judge Harlan paole to everything with the number of the second seco thet which he contributed to their de- tireless effort in connection with any meht of the reputation of the institute a personnent mark on everything with then which probably could not have which he came in contact, tion which probably could not have been achieved by the medical profess associated with Judge Hariam. nion without his help.

The growth of the work of the Hos-U.tul durtug Judge llnrlan'M administrillion from Its comparatively small begtaultig is evidenced by the fine

Ills dnb and nutted In help me, but to Wolfe street -ou both »ldc\* of the tin' folded stacking over Uw cuff ut my lijwn comprising one or the flwwt »«!-

Judge Harlnu hud only ticca Presiivid me from any injury; I completed dent of the Uortrd n Tear wheu imicli ile round of the Investment projecty of the lion-Fire of forty years ago. His guidance in ibo flmmclul difficulties which then dCTfloix.il and (liu courage with which lie faced the problems which then iirow were similar to the courage and this termination with which KOHC nf [lie older lawyers present here today will rw-all, la- Iril n group of vnlunteer lire fightem In saving IIIIs Court Mouse from ilcv-truction when thint mime cim. fluornthm reachal this building HUIR tlip St. J'anI slrt-ct front and threatcied o set lire 10 the Imllilluc Jlwlf throach the windows of the flar Lllirary.

AlthoUKlt this Diversity and the IloBoltii! nre xcimraty I list I tut Inns. Imvisk burn corried seiiarately under the guida new of John" Hopkins prior in his utility find bnrlue been m'piinHdT intercuts of the two are no Intervoren to eanpe liPHC Intorwits frM licntly be IndlHllnpibhablo. JudRe Hnrin nichtherahip on bolh liojinlH wha Xol only illd Judge Harliiu it'll-tribute or bin time and ability lu the one of the courtbuiltHK faoinrs to the

memiler of this Itilr in our time and U [irofcwdnnni employment. memiier of this Itil II out time and WRIIe Jmtpo Bsrhiu nan keenly In- who wn\* tli on nlw n Trustee or the

> "Iti mere length of icrrjce IIIK tdm ## President cnver\* much the crenier nart of the period during whirli the TTfMpha has liceo admlufntcml inter condtietoi] but the leneth of Din Her-In< If the slightest of his clolnw to he atnu-tat a]>itn.-dation of «ll who are uter(«<t(il in tlie work of the HoNpiuil. "IliK nili'ittlon n> tbu conduct of It^

Mini -

Riiip ami bin HFinimibettc iuterexi nnd wise counce 1 free ches important factors in the stendy growth of the Hoopital to the high position to which II has attained."

JudUf JJarlnu WID\* an liiHplfttiloti to IK all and hU lint! record nf m-hh-veut'iil and hbi schemi' uf life wtr\*1 surh iffer him. I know uf the high reciinl In which ho wns held by my father who practiced at Ihl-c H:tr :wd wlw was cit"'ilt flftoen jrnr> .Tiidei- Itflrlitu's matter which he undertook will leave

CARLTLE HARTON

#### FEMASKS OF D K ESTE rishes

Y-mr notion- nnd gi-ntlcniru of the liar. I deem It un Honor to have been appointed by tin- President of the liar ·Afwochthun n uu-mticr of the Committee chosen by him lo axstei the Supreme Ik-»ch In granging this meeting, and U< pennlltcd lo say a feiv n pririlege t< wordH nltotlt a man who. through lit\*

m viiTtiuuH mm mi unsullied char-"ter, attained such eminence and u\* ---fulneu to the comtnunlty lu which ho tired nn Judge Harbin attained. It Is Thre that a nmn ntiuins Judge Hurltin's advanced age without BOILL- Saw twlni: discovered lu bin character. In Judcv

discovered lu bin character. In Judev nartan's Ibcre Wilk none. When I came to the llnr lu ISST, of young lawyer connected with Uie oDiet. of Hint brilliant and Illustrious lawyer and friend at young men Ur. John P Vac: and I remember Judge llnr Ion's elei'utlon to the Donch; but it wai\* not my fortune to eomi: lu conlnci-wlth him much until I became a member of the Vcsirv or Emmanuel Church (in 1012) of which be hud already, al that time, been a member for some twelve or thirteen yenrs, and I never know him well until 1 cauie In contact with him at meetings of lite Vestry; but lu the Intt-

with association of u small Imdy of men like a Vestry, consisting of only eight the ludlylduals well; for then.-. In tire sometimes long sessions of such a ludy. juaity characteristics of the Individual fippcar; nnd I should like t« say a little about Judge narlan'H devotion to his Church, and Its Influence upon him be-cmifc I thiuk ft lind much to do with the purity oud dignity of his life and his Influence and thut of Emmanuel Church In the community in which be Ilved.

It would seem to bare been natural for him to Imvc been nn EplsaroiKiifnu, because his father, who was a surgeon In the United States Navy, was a very derout Jvplwoimtlnu; hut I doubt whether that wag the decisive reason for Judge Harbin's embracing that form of worship, for his mother was uti equally devout I'rMbytcriau; nnd I prcin lo believe that his contemplative true of mind rejulred him to think the subji-ct through, and that he thought It through, nnd enme lo the delIhernto conclusion that the Episcopal form of weirible was the beit-If not generally, at least for him. Soon after coming to linitimore to jimeUco hlx profession ic attached himself to the CongrcKntlon cJ Emmanuel Church, and the sincerity uf his fnlth wait noon disclosed by his becoming a teacher In Uio Sunday School. A number of years Inter ISOO, In fact-he was elected and mo n member of the Vcsiry of that Church, and continued a ni era tier, hy iiinual election, until his death.

Judge Ilnrinn was familiar with thie criptures and tho low or the Church, nil year oftor year he wao choecn by the Vestry of Emmanuel Church to be one of Its representatives in the onnuAl Dluccsan Conventions. He was, also, chosen in 3012, by niocesan authority lo be a member of the .Standing Committee ot the Diocese, and continued a icmbcr until he naked to bo relieved of mt resiNinslbliity lu 10-11. Further-tllore he ivas reiwalnlly chosen by Uic Furtherlijocwo to tx- nnp of Ibt rcpefleattitb'i'N In the Genirfll Conventions of the I'mle^tanl BplNcokil Church, which arc

held every three jenrs, and which de-cide all the (rrent questions which in-reel the Episcopal Church In the United Hints, in , whole. In those concen-tions he ranked as an oulnutttdiug In y.

In Judse Harinn waa constant In his ni-tendan's ni meetings of the Vestry of mit held the second second second second method for the second second second second line, upon my question to be decided ju yuthodt tho consideration which this Judicial typo of his mind suggested, yang sometimes when unexpected footist wat-presented. I nive to think his habit of presented. I nive to think his habit of enherd when its momentary reflective second enherd when its momentary reflective second s consideration before speaking was echecid by his momentary retrictive c-pause, ns it taking care not to upea ins through to oyuckly. When he ill speak, on any subject, he spoke with decision, but with unfailing contrib-which might differ from his own. His minner all meetings of the Vestry and elsewhere was that of a cracloms and high principle gentleman, and his presence at hose meetings with meetings to meetings

much to make them like Ibo me than of Intimate friends Nee no could come In contact with Judge Unrinn, without

In contact with Judge Unrham without n feeling of respect for his nillity and character, or, on knowing him well, without a feeling of affection fast him. Whatever he did he did with theter-Jons care, and a very strong feeling or responsibility. I had an Illustration of the strong feeling of affection of the line of the strong feeling of the responsibility. I had an Illustration induy of use to graphical the strong feeling of the the strong feeling of the s I church, several months before, and "mainsionac' Judge Ilintina to mercy and the several pained with the dashed 1, present to Emmanuel Church, ann M-exd In his hands, to pay for it. 51 Ob-te form of the SIOdatam, notes and mercy and the several several several pleted the portrait ust as Judge Ilin-in was infer III. As Judge Hariar, was umille personally to attend ru-walling with the artist and poing bins. for It. Mrs. Harlan, at her husband's direction, requested me to do It. I hav, ing, at Ihe Judge's request, assisted him. In examining many portraits and chaos.

ing the artist. She turned the money over to me-not in the form of a check might have been expected-but in the form of the identical ten \$100 notes which he had received from the lady many months before he became ill, and in an envelope, on which he had written, in his clear, firm handwriting, in ink, a description of the notes, the social number of every note, how he had come passession of the notes, and for he ball purpose, and a copy of the receipt he had given for them; and he had kept them in his safe deposit box in the Fidelity Trust Company-all of which illustrates the care with which he dealt with the interests of others entrusted to him. He might have taken the usual course of putting the notes in he usual course of parting the notes in bush and paying the artist by check; ; but I wonder whether his delicate feel-ing of responsibility did not sense a shade of sacredness about those particular notes, as the medium of the gift, which he shrank from sullying by depositing them in bank, where they would lose their identity with the gift in a maxe of business transactions

To me it is amazing that Judge Harian was able to attend to all the things he had to do, and to attend to them well, and yet have time for recreation. Nevertheless he did have time for recmation of both mind and body; and be never seemed to me to harry with his doties in order to get it. That, to me, is evidence of a well ordered mind and well planned living.

we mi times fudge Untim-N dlKpc<sup>3</sup>.  $\mu_{1}$  if  $\omega_{10}$ ,  $\omega_{21}$ , the death of Mr. John P. Jion wis cheerful and friendly. I never  $1, *, *, \mu_{12}$  the *transfere* continued so MW him Irritated anii he was always  $\omega_{12}$  in the transfere remaining active speed this from the consistence of the Favorabic constraints of the Favorabi considerate of other beorge, and te-l spected thi-ir opinions, molding coatra-diction. If they differed from his own, which he expressed tirmly In hl» own milic way. So doubt much of Judge mice norm is relucion in contacter all was at the northeast corner of St. Poul w pan mit parcel of his nink-up and resulting on the store of st. Poul and went with him In his thought) and ", of Ireston Gardens, He received it nil that he did, nod bad their nurt, like master's decree from St. Johns i making him the fear lew, nigged.

i making him the ic>M'scr of that Ind of nerxnnai dhnilty tlint springs Mm conscious rectitude and s eon-lenrc void of offense, and commanils II- reHiec[ nnd friendship of nit who inie In contact with him

The addition to ull that I have said. KTC IK this additional—uid that U that Judge Ilnrlnn wax conspicuous for My common sense, and that, combined M» combined sense, and that, combined with birk knowledge and trained Intel-ect, made his judgment round and re-Julike. Tihlikk that may be considered gelected not only by the high position in held In the counsels or the Church. K- Johns no! Tills Hoxpital and Uni-srstly: municipal and civic boards and ammiMcf, etc., bill by the choice of am to lie a director of ne event life ha. min to lie a director of n erent life in- found a Schnol of Instruct. "Information of the second schnol a schnol of Instruct." Information of the second schnol sch

Your Honors and gentlemen the Bar by the death of Judge Haring the Bench and Bar of Baltimore and Maryland have been deprived of the atimu-lating example of a noble and useful life, which it is both our wish and our duty to honor.

#### KEMABK3 OF JAMES J. OAKTEE

T« tht- majority of thu memlicntof that Dar and Bench In llaryIn nd Judge Haras their teacher or withtlois of his ...... the law. Thic pres-Itor

tion of a »m educator ?,,/M""1,"'A " nn •""

dents ottlwTaJv IKi stalDt \*\* «« «II-

Only once befon, bad the wrtrulr "f a cormer momber of this Bench been preormer more to do him honor while yet . That was upon the occasion of the presentation of the poriralt of Chief Judge James P. Gorter shortly after his retirement in 1928."

Judge Harian graduated from the Law School in 1881. He became Sce-retary of the Eaculty in 1882, and in the following year, at the age of twenty-five, began his inclures on eler tary law, at the same time that Edgar H. Gans and John C. Rose became instructors,-the latter to continue his connection with the Law School at internals extending over more than forty years until his resignation in 1920 a year before death brought to a close his illustrious life as Chdef Judge of the United States Circuit Court of Appeals for the Fourth Circuit. Judge Harian, for forty years, until 1924, taught principally in the field of constitutional law and domestic relations.

J.\*., J<sub>1</sub>; t<sup>A</sup>rna !\*\*, ano<sup>\*</sup> continued so natU joal. thereafter remaining ncUvo us a member of the Faculty Council nnd

us a inember of the Faculty Coincil mutuation Emerius until his death, and instruction the wrow filmed an Induction in the second state of the sec is at the holicast coher of st. Foundation  $[a_{m}]$  -exclusion site is the second state of the second st wnne nstituilinn. In 10fK hi was heb recipient of a like honorary degree from the lirooklyn Law School of St. Lawr-n, ce DniVentty. whose Dean, tho founder of that thriving Institution, Jud been n former student or Judgo

Inda oeen n former student of Judgo Harlan and to him attributed much of H<sub>u</sub>, inspiration «f hif success To Judge IInrtan the history of tho University of Maryland and tho\*c con-

necletl n-ltti It. must bnve lieen nn In-splriiilmi and a chnllengc. He touched 

neclaim of Chief Justice Marshall, Jus

Hi

tice Story and Chancellor Kent. Hi began bin lectures lu 1823, but slmx the recommended cuurco of study re-quired six or seven years. It wan not surprising thai only n small number of "tudi-nti: nvnlled themselves of tho op ponunlly, afforded, at a time wh 13 the Hnr wait granted to a nost any Offe Whit applied, with little Inquiry an to whechir a papies with little acquired a unnal knowledge of lagnl principlek. Tilt School was without cu-tain and dependent for financial usinant upon the Hludchilf fees. In Improved the second sec

topher Johnston, of the Fnculty of

of the raculty of Law, George W. 1965 hin nm 1210

George Wr-Sii-SSraa ter, H Robert nglis

were elected Professors and Judge Dob bln was made Dean. The course of in struction again began in February, 1870 with a class of twenty students and from that time instruction has gone on regulariy, and the School has grown in prestige and influence.

In 1920 the Maryland College of Agriculture was consolidated with the University of Maryland and by Legislative Act of 1922 the University became, for the first time, a Department of the State.

The concluding paragraph of Judso Ilnrlan'K mauuscriiit reflects hU point of view as a teoclier.ot the law:

... : MAad remember that Uie welfare LJIWI the Ian- and Its administration ty (lie Courts and the real occuna-tion of (lie lawyer la (lie promotion

"The high function of Hie School of Us to train those who fittinl lie lit uilnixterit in the Temple of JOBlice. •

"He who would wnc aeccplnbly In llint temple, will Hut Ktifm for the I of ulL human la mine, Jaff nent. (net. eloquence, nnd logic; f
Tery talent (hat mati can pouwi\*, hut above and beyond nil else he mi is t po<sup>M</sup> 5 a character which Is without fear and without reproach.

"I clow with the words of a great Maryland lawyer" (Severn Teackle Wall,\*), "for many years Irovort of till. University of Maryland : "flhttory fias nn ntord of an ad-

vocate whose gun Ins and culture were nliove hU otDce'."

Judge Harlan did not, write man: articles nor (reduce to writing many of thcuddrt\*#cathat he made. Int amooft those nf recent yearH recorded from hi H4 II nb ude Hd11fill and Informal paper In which he Interestingly porturned III, Baltimore the knew In 1857. The occu-Baltimore he knew In 1857. The occurs Sam was the commensation or the Frittent, Anniversary of the founding duty of dignith amasians situated in Charles street from E-x William Oddr Charles street from E-x William Oddr Charles street from E-x William Oddr Charles Meets to Ue home are of C-thaw and Charles Meets C-lessurely stroll Hirough thils section for C-thaw and Charles Meets C-pervol by a blue-line horse car pack by a blue-line horse car be held I to ub orade to Oddress street. to help It up tho grade lo Chase street. Approaching the prewnt site of the Belvedere Hotel one would have imx the home of John U. II. Latrobe and Bead anil Charles nt«<[\*, where Mo

^xp!alneti to him. a\$ itcucrnl Coutiof the I in U mo re and Ohio Railroad, blu new Invention, the electric tele-graph. Thin WBR the Baltimorc who norllicrn boundary was North aver-Grownr Cleveland win then Prostent. Grown Cleveland win then Prostdent. Ellho Jackson was Governor of Miary and Rerdluand a Lotrolw was Chief Judge of the Supreme Bench of DalUmure City ami his term was short-ly to expire and Jutdee Harbin to ceed him hy appointment October 22. 3858.

This manuscript Is tilled with mem-orbus of personage" of thow days, and the second second second second second attorney, Henry Hartan. Jibus Top-tism Uniternity, under the initiatione of Dr. Oliman, wire norn ilecade Ad. The were not completed. Hof one or two of Us Jina, had Feen selveteti—assess them William II. Weith, when J&O Hmitme characterized ns a great man.— Amme others whom ho allo one memored

Initiay munit, D-r. GlidkerMMvc nns. promiticut in the prom of xclinher for those Xeas, and it app. Thekara and the second second second rimitors is Bonaparic: Howing Barron, rimitors is Bonaparic; John X. Cowan, deserbled n. a power In initidex, an well an In init mill millicod trainfoorta-tim, who in the reform morements of hind days of our eguiUnit." In this cold worthy of our eguiUnit." In this

.: "And remember that Uie welfare company of men were also Revordy at Micity. Uio peace, order, nud Root Juhnson, Jr.; Im Hemirinn, eccond privile government of the State, nil depends donin Hopkins University; Wilagent of Johnn Hopkms University? Wil-Hami Keyire, later president of Ita Ilonni of Trustees; Frnucle White; Ilichard M. Vennhe. Inwver md pul-lle spirited eltixen; and JUIRC William A PMMit who hail been elected to tim Bnpreme HPIK/I in the Nen-Jadgu Move, meitt of 1881. These men fade la-rapidly from our effet because Judin Hnrlan, lately our contemporary, wut Hnrlan, lately our contemporary, wni al«a of tlicir peneroUop,

Of his student days Judge Harlan wrote:

"I enmo here to enter the Latv SLIICKII of the Uiiiventity of Maryland. 1 hnd no relaUou" In thin City, and I hoarded on North Hotvnrd Street ••\* between Monument and Madlnrst julians of the Johns Honklin university • • I knew few people in Baltimore. The law School then occupied a bull dine where Cathedral Street wan nftunvnrdii cut through to Lllierty. n very ungainly old hulldto Lilierty. n very ungainly old hulld-loC which bad sometime hown uized hy the nendemic deiwrtment of the Uni-versity, once unite a floorishine Kchrod httt long dUcontinued. Mr. John I. Toc wmi Dean of Lie School and restored the studentk in hit offlee.\* • WIDH I mide his ac-(titaliname and bad enter<sup>TM</sup> and paid my fees.\* •: I talked with him ghruf (final infinite and bad enter  $\cdot$  into part my fees  $\cdot \cdot \cdot 1$  talked with him norm lhe advisability of connecting mydelf with a lnw offlee. H h ti l proved of thl/i and asked what law-yen I knew. I bad to confess I did

lot kii< any of the Baltimore Bar. look around and It I did not Ret look around and it i did not ket placed to come back. Law students were more useful in law odkegi when there were no telephones and fewer stenographers than today. I enmo kick In a few days and made hold to tigl him, t would fike to come Into his tell nim t would like to come into nis ollinc. Ile was gracious enough to ne-cipt, and thus began an association which lusted throughout bis life, and for big friendship, bl\* help, his k I minces, his commol of Industry, I intvo lieen eternally grateful.

which he spoke to his clnsmt and UK Insjilrution woldi he, as also others of those who arc here today. *Raw* to the young new seeking Initiation into the w. an Inspiration which flowed not firlimirly from what he had to say but from his station of the satisfield and the me Infimitly from what he had to say but  $\sum_{i=1}^{n} \sum_{j=0}^{n} di \text{ tring for search fitty generative has the had to say but <math>\sum_{i=1}^{n} \sum_{j=0}^{n} di \text{ tring for search fitty generative has modeled and by the had b$ Dntn would addrtSK them. Their at-

Judse IJoriiui did not hesitate to rce-l iSnlte Uie debt of oliportniiily in serve uhlch came to him from ntbera and the! Law School. In ronponno lo tlic tribato

The have been nUp in some small way (a mnke my life of use, as list heen more limn kindly Intllenteil. I am not under any particular Illu-sion\* • \* \*. a wan because of the opiiortuultim that came lo me. And iimong (he most fortunate of these op/K>rtunltics 1 count my early as\*orintimi wiUi that great lawyer. John

Whin I graduated at the law J School it was Mr. loc's Induence that Mcurel me the position of Instructor on the faculty \* \* . And when thm I great Judge, Judge George William Urmwn. was about In retire by reason I Uniwn, was about in retire by reason of acc, and lifes a more members and starter starter in the starter members of the next to hive me appointed in The's influence ngalu that was back too with the Jaw School, my fin-inlinity with the Jaw School, my fin-inlinity with the Jaw School, my fin-tain prominerce which helped to make if successful."

JIU further ememenu on that occn-Drn reflect his forecast of the small(US lu-di-d in the future liar. It will need, mild he, "wen of riper and more com-Jprchciuilvc learning. But above that It will need uicii of the highest ethical midariltt. 1 conceive It to lie lawren under the stream of the hu to whom this recognition comes li-his lifetime As I recall many of tin-lawyers that 1 have known, those that nawyers that 1 have known, flose that filmd ont, stand out because of their, industry, their nolliny, their learning, tidr integrity. Or their hear an are failed, becaule they failed because the molecule becaule they lack that study probity which is proof against twerr temptation.

Judge Ilnrinn'n will gives evidence of the perintective In which lay the second of his long fife. He dree It him-• four ytant prior to his deal muktion wi far OII 1 am aware, at muktion in the terms with offict i, ac 1 and the terms with offict i.i.i., when he write I have had " lo- of living for nearly fifty years."

Low would askins them. There are services  $SSMX_r$  for  $p_{\rm out}$ ,  $n_{\rm out}$  and  $n_{\rm ou}$ Millings the Rivner that he ever know, and a supervised of the second sec

Judge Harlem WM a UDdlr mho. When, In 1030, without resottreni, nenT "relatives or friends, the artist who bad "painted bis portrait for presentation to the Law School died, be nrfanged for his burial In his own lot In Greenmount Cemeters

Judge Hnrlnn had a kindly humor. When he returned a little more than When he returned a little more than a year ago from ana of Uke meetings of (lie Hoard of Trustees of Uke North-western Mutual Life Insurance Con-pany In Milwaukee be recounted willi enthusiasm bis pleasure In attendance at the diance ni which. I tielleve, he Ware Um a basyn on its Owner members, bis arrival In sufficient time to attend the husiness, meellik: time to attend the business, meellik: time be dited. bis arrival In sufficient time to attend the business, mellic tin the had en-loyed the social eathering and the con-versation will full associates. Con-oldest member of Uait Hoard in Une Story of the clergynau who, exhoring of service and he in turn had told the story of the clergynau who, exhoring hunds by "in who whole to go to heaven, hut found Hinsel confounded injen n.member of U.c. audience. In-quired." But, Reverted, you have not coment to un band, do no WW, yese," Isaid be,---but I am In no particular hurry.

hurry." He was companionable with his

friends, nnd his life was one of clow companionship with bla wife In hli address before the University Club, K, which I have alluded, he attributed lili which I have alluded, the airfibuted this absence from the orientia; of U.C. Cub November 25, 1857, to the fact that its ways there originate the second of the effective of a large of the second of the efficiently secting to eneage, the af-fections of a large ways have been as efficiently secting to eneage the sec-ection of a large second of the second period ways and and encourage were been my helpmane and commade piloting two and and the second print of the second of the second green to the second of the second of the second green to the second of the second of the second green to the second of the second of the second green to the second of the second of the second green to the second of the second of the

"A ffUlrdUn inert orer Lit life prcildli Inublinc nil Jay\* and LU care\* iHminjr." For many years Judge Harbin took pleasure In tit- meetingn of the Mary-Innd Bar Association nt Allintle City. There be and Mrs. Thritinn mingled with xefit in all that traditionally has wim kent in all that traditionally has sentctcricked those guberinfini. The drive through the Mayland country-state always frought memores of places and events from yearn gone by. The fail limo that we traveled down the hichway we stopped one Sunday after-members of his family rest. The west-erm nun, slanted through UB beeches across the brieft oren Jawns to the ern mun slanted through UIB beeches across tho bright green lawns to the "darter pint". It was n quiet lovely (summer aftermon In June, n year aco, "Well." Judge Inritin said, with fits whmsical smile, "we will all drive down to the Bar Association meetings oricit again and Uken you can come up here with me." Do had no intimation in that time, that encle mubb be tho nere with me. Do bad no intimation nt that time that sucli might be tho eaw. But mere he lies In tim- same lorely countryside whence he came to Baltimore to study Inw.

(1) Address by W. Chirk Chennu en Berestadi, ed. ha prevention of the prevention

## REMARKS OP

x yean before the age at which Jitdgo i wn bad Ix-pun his. B

I'wn bad lscpan his. Judge Hnrinn took bis \*eat six years ter the Now Judge movement In 1882. Three of his litrs foar itkwcdate\* und eelected In that movement. In which leaders of the liar nud of tho people if Dalthnore had successfully man-tined that Judges must be independent if political Influences.

When Judge Hnrlnn went on (he Brtich. he hnd nil tho pi nil (lent lons of a Jndgp—except yram nnd experience; m due time these were ridded In a bun-durice. lie wnx a scholar and a student, In lnw and in lettern. At the Liw School he bnd demonstrated hln capnoily lo Irani thu law and to ex-pound It, by taking both the prude Ire anil the thesis prize, ni\* UU re ability In holb respects had nlrrndy licen further cultivated by his work as a tencher. Hi\* opinions are mxd-els of clear, concise statement md logical reasoning, wilviout ormamenin, tinn. In illem he nhmncd all HIOW, His style, however, was no CM adapted literary flavor which was more mani-fest. In his uterances In lighter or mer scholary and literativ trilts are scholary and literativ trilts are lieen further cultivated by his work scholarly and litentry trnlts arc flutinitied in two addresses delivered after he was eighty yeurs old. One be nddn'Nt in this court room memory uf bu life-long friend, lødge (torter, the other his address licfore the Maryland Historical Ha-iscfore on the Maryland lawyers whou elser, adom the frieze of the Supreme Harmonian and the frieze of the Supreme Hench court room.

It hon been said of Judge Alvey (when Iv was ripe In years and wid-doni) that bin august presence on the Bench left n deep Im press im on Iliosc who mwy him. Judge Ilorinn from Judge I reinscher State and the Bench Junde. I reinscher him on the Bench Junde. I reinscher him on the Bench Jungen him fitten year's earlier, nis young, strong, strikingly handsome side in a listenlus attitude, his de mesonification of the offloo hund the litential programment of the offloo hund the litential the offloor of the offloor hund the litential young of the offloor hund the litential the offloor hund the strenged meta-It hott been said of Judge Alvey nrgunit>ni.i patiently, but listened nt-Itentively. Sometimes he would Inter-

In a Judge character Include\* not only moral Integrity 1 Integrity. Judge Hnrlun cxprexsrd bl-own measure of JndKinI Integrity WILLI be split of Judge Gorier that "he creater he snlil of Judge Gorier that "bo crcr sought to do equal and Impartial justice to the rich and to the poor, lo tho powerful and to the weak, to the arnicaut nnd to the meek." Such Imturtlul justice cnu >e based only oil law. Judge Hnrlan never would-or It. lie could no more do no In the more of "social justice" than be could ta please a politician or to appeare a mob. He had no illusions of cer-tulnty in the law or of Infallibility in Judges. To him the uncertainty of the- inty find Uic ffillibility of Judgen of the line find Use fillibility of Judgen were not a temptation to distort the law with linpunity. Italyer they were minere legal principle, made to apply and develop them by Use niplentica in Judgen by Use and Carlos and the Safety of the Safety of the Safety Issues and Carlos and Carlos and Safety Issues and Carlos and Carlos and Safety Issues and Carlos and Safety of the Safety Issues and Safety and Safety and Safety and Safety Issues and Safety and Safety and Safety and Safety Issues and Safety member of Uic Amor Icon Law Insti-tute, regularly attended itn meeting\* and look nn active and NudloUH Interest In the work on the Ittstntemeut of the Law-and In the Maryland nnuotatlons.

AfUr tweitr-llvo jenrn on UK- Bencli Juden Ilarlan resigned. Bid service ended on tho tnnt day of the year 1013. If he hud not resigned, ho could \*iare

wired from' the constitutional ralnlrogoi ago of thirty to the mnxlmuni ngc rogoi ago of thirty to the mnxtmum ngc of seventy, n period of forty yon? equal to the combled nctual tenure of both Judge nnitvn nnd himself. By extension of his term he could also Imvc continued to serve eight years loiiRi-r, forty-fight years In all.

lie resigned wIUi regret; bo sold lie lind honed to serve until lie reached Hie retirement ug«. Ho wan wholly free from lovu of money and from ex-travinging the four of the second second second second however, found it impossible to ni.in-tuin hie family on this snlnry of n tuin hie family on tho sninry of n Judge. A few months after his roslg-nnflon thic L\*hishnture Increased tic salary from «000 to \$20000 IK\* www wild to have remarked Uint If even this mull Increase tiad been tunde be-fore lie rmlcned lie would not have resigned.

The resignation of sucli n Judge, nt thm belfibt of hid iwwcrs, after twenuni benioù of niu wwers, after twer-ty-live yenrs of experience, teems n public waste. Corlinliy It la n pub-lk-loss. But Judge Hnrinn'e judicial nblity and experience were not wasted. IU' fore nnd lifter it is resignation (omc of the orme, durilitie d'ist wedd libr. IU fore and lifter it is resignation (cmc of tho same -pinities t\Unimade lim mi nble Jadee alno made him nil able ni rain let tutor ami adviser la business and financial attain-of a hospital, n nalvertily, n alw echoo, ni let linsur-ance company, n mitings bank-or hi<sup>4</sup> city on nilf Clarci. Sound Judgment, charpater, n ROB of proportion (hr itself- are qualified widdy needed In many spheres besides Indicint office.

By ills re-Ignathm Judge Hnrlan did not reverse tlic roles of Judgt- and ndrocatc. Tic seldom (If ever) nc-thvoly participated In Ule trial of n litigated case. In becoming «eneml COURDOI for A nanodal and AducIny Institution of high smilding, lie chose n Held where, tiirongh whec counsel, he could cxorcbic bis judicial trnltit and ne could exorcic of sjuticial unit and utility hIR Judicial experience in malit-taiiilnp, lu the dnlly course of busi-ness. iscrimoioOB performance of legal duties nml obBcn-nnce of legal rights.

In cliord, theopU Judge Harlan re-signed thic office of n Judge Harlan re-signed thic office of n Judge thirty years ngo, he never stepped ont of the char-acter and ijunildes of a Judge. He was n wise Judge, the became a wise email.cor. An has been well safd, "he tested proposals laid Jware hum, not use the humils at that clearance alone, on the humils at that clearance alone. but on the \ms\n of their wisdom and their integrity." As was recently wild but on the mark of their wisdom and their integrity. A swas recently wild in thin court room, "much of the time of Uie wise is spent in correcting the mistaken of the good. When n mmn Is bout Rood nud w&c, be bnn n combination or qualities of which Uie world stands sadly In need." The world always needs n mnn like Judge Hnrlo».

words that he said of another in this court room; "The note of triumph for such a life is predominant over the note tif inouniiu£\* \*V noble man. a ChrlMinu gem 1 email, a Just mid Ub-Ki?hi Jtidse, a fnithful public irrymit, i iL-Inved friend, has punned lo hi\* rcward."

#### EESPONSE OF

## CHIEF JUDOE SAMTIEL K. BEHHIB

The tribulation of the second If allowed unlimited time, to speak with complete Katisfictloo, cither in ni>i>reclatuu ur In blwrnpblotl fiihliton of Judge H.irluii. Thic unnralik mull H udu of his nccompllsbmculs during a! lougand vigonuBlfe double upon by others who have just eiiokvu) cannot be briutly robcance, and like Uie thiues of bis spirit, they deserve the bent liferary Hidll.

Ills versatility, Ills capacity for MC-rlflw, bis physical and intellectual strength, tbitt serene balance which never wavered whatever the shock, hU KiNiorous and uever boasted Interwt In his students and uever boasted liferwith in his students and the young, were, simclous qualities, unions other", which he unconsciously, Intuitively nurtured. Thie Hererend Harry Ememon Fosdlek mlgbt well udupt Judge Uarlan for bin Ideal of one who buck-ceds In "Ik-Ing a Ilenl-Person.

Those rich quallUcs which were of Judge Hnrlan's blood and being baffle required to select for yuur nttcntiou the most worthy of them nil, when time does uot nerve today to tell them all. For this response must be short and fragmentary

fragmentary. full\_simple word: Judge Qarlan was a huppy man, due to Hint "way of life" he early learned and followed always. Until near his end the weight or the neccumulted years did not weary him. Illnesg nt last battered his line, athletic frame until I becane o shaken. crumb-ling ruin, but not his spirit. His cour-age, bis affections and His interests resisted ago and corrosion, to stay quick and wide nnd young to that end bo forc-sjin- and met with trnn'iull ncqulcs-

when all factors hflyc been com-puted it is to be doubted if the human hfflory of this city offers any jurnalic to fito character and quality and useful-refs of Henry D. Uartan. The linu-fit and Bar in paying him Uis incomat-char mensator of respect, work of humerUy, and by make the best ucknowledment was nor able of our

acknowledgment wo arc able of our lasting obligation to him. For Judge Harlan set nu example for us of tho Ilench and liar none perhaps can equal but nil 'will do wcU to follow. Think

Hinrios. But in susceptibility of the second second

## MiHUISS

### OF THE SUPRStffi BENCH OF BALTIMORSCITY 3/4/44

\* A terra meeting of the Supreme Bench was held on Saturday, Kareh 4th, at 10 o'clock A. JE. The Chief Judge presided, and Judges, Smith, Sayler, Koylan, Henderson, Dickerson, licLanahan **and** Hilcs \*ere present.

The motions of Charles A. Hunter and Theodore T. Thomas for new trials from their conviction of murder in the first degree, and of Vernell Collins from her conviction of lottery, were argued, submitted and overruled.

It was resolved thit until further action by a Court of Appellate jurisdiction, the policy of the members of the Supreme Bench shall be to follow the decision in the case of State versus Poehman, rendered in February, 1944.

Judge Koylan stated that \$1800.00 was needed for the salary of a white clerk in the Juvenile Court, as the Police Department has taken the man away who served in this position. The request was approved and referred to the Budget Committee.

Kiss Betty Young, lira. Catherine 3. Shea, Hiss Aurelia Taylor and Hrs. L&ude Silliams, were appointed permanent employees of the Probation Department, as they have satisfactorily served their probationary period of employment.

(over)

## KINUTES (cont'd) 3/4/44

A Letter from Kr&. Lillie J. Regestar, relative to Eugene Edgett, and addressed to Jud<sup>\*</sup>e Saylar, waa suumitted and ordered referred to the Grievance Committee of the Bar Association.

There baing no further business, the meeting adjourned.

Cotuin Danson

Secretary

Motions For New Trials Are Dented By Supreme . '• Bench

The Judges of the Supreme Beach of Baltimere on Saturday dealed the motions for new Iralia of Chantles A. Hunter and Theodore T. Tiomas, who were fould the owner of the Hot licence for the second second second second for the second second second second (add) of violating the Jettery Intra Jospili A. Fininerty, Austiant Statews Attorney, uppenred on beluit of the State. SPPBEME BENCH ASSIGNMENT FOR SATURDAY, MARCH 4, 19,44, 10100 a. m.

Joseph S. Finnerty

State of Maryland VS. Charles A Hunter Theodore T. Thomas Albert L. Sklar S. Milton Miller

;-: o. 5086, Sept. Term, 19\*3 From: O'Dunne, J. Charge: Murder Verdict: Guilty ". G. as to Armstrong, 3rd defendant Facers reed. Jan. 26, 1944

osmuled

Joseph S. Finnerty

State of Maryland Vernell Collins

llo. 101, Jan. Term, 1944 From: Tucker, J. Charge: Lottery Verdict: Guilty, 14, 10 Papers reed. Feb. 14, 1944 S. Alfred Mund

ownilled

Joseph S. Finnerty

State of Maryland S Alfred Hund VS Frank Brown

Ho. 350, Jan. Term, 1944 Prom: Tucker, J, Charge: Bets on Horse Racing li. G. as to Forbes & Wright Papers received Feb. 14, 1944

Parpmer

Baltimore, Maryland., March 6th, 1944., 20

Hon. J. Bernard iFells, State's Attorney for Baltimore City., Hon: Simon E. Sbbeloff, City Solicitor for Baltimore City.

At a meeting of the Supreme Bench, on Saturday, tha following resolution «aa passed, relative to HaboaB Corpus proceeding involving sentenced prisonera of tho Baltimore City Jail:

> B3SOLVSE that until further action by a Court of Appellate jurisdiction, the policy of the members of the Supreme Bonoh shall be to folios the decision in the caae of State versus Postman renuured in February, 1944.

I wag directed to adviss you of the passage of the resolution.

Sincerely,

etd/m

Edwin T. Cickurson



#### CIRCUIT COURT OF BALTIMORE CITY DIVISION FOR JUVENILE CAUSES ROOM ISE COURT HOUSE BALTIMORE-2 MD.

Inarch 3rd, 1944

21

Hon. Sanuel il. Dennis, Chief Jiui^e, IJaltiaore City Court, Part 3, Room 131 Court House, Baltimore, i^d.

Dear Judge Dennis:-

There have been several developments since the budget for the Division for Juvenile Causss of the Circuit Court of Beltimors City was submitted on October 1st, 1943, which we believe justify an increase in the personnel of the clerk's office of this Court, we are herewith asking Your Honor's permission to request the appointment of a clerk, at a salary of VBOOCO per year.

Vs nope to procure the services of a white raals, to assist in the general clerical uork of the Court. Also, it will be cert of his duties to weten the children who have bean committed by tha Court, und to transport them to the various institutions, or accompany taeis to 311 St. Paul Place, at the tioe they are 'viven physical examinations.

In the past, and continuing until January 3rd, 1944, our staff included two or nore members of the Police Department. The handling of the children was the responsibility of the members of the Police iieport-nent. Since January 3rd, 1944, we have had only one nanber of the Police Department, and have asked Commissi oner Hamilton H. Atkinson if another nan nicht not be assigned to this Court, and he advised us that at the present time it is impossible for such an assignment to be made.

Respectfully submitted, we h Director of Probation and Deputy Clerk . Approved:



#### CIRCUIT COURT OF BALTIMORE CITY DIVISION FOR JUVENILE CAUSES ROOM 135 COURT HOUSE BAL ITMORE-2 MD.

#### March 3rd, 1944.

Honorable W. Conwell araith, Chairman, Probation Committee of ti» Supreme iiench of Baltimore City, Room S41 Court House, Baltimore, IJ1.

Dear Judge Smith:-

Ve vish to advise you that the following membera of the Probation and Stenographic 3taffs of the Circuit Court of 3=ltiraor3 City, Division for Juvenile Couses have satisfactorily completed the probationary perio3 of their employment -

		Appointed		
Hiss	Betty Young -	September	1st,	1943
Zirs.	Catharine £. 5hs	a,3cnteaber	1st,	1043
Iiliss	Aurelia Taylor-	-September	7th,	1945
ilrs.	Maude Williams-	—July 15th	, 194	3

Liey-we request that the ir names be submitted to the Supreme Bench of Baltimore City for permanent employment.

Bespectfully submitted,

erward mayo

Director of ?robation end Deputj' Clerk.

Approved:

Maylan

 $\mathbf{I} > \bullet$ 

#### V. INDTES

A special meeting of the Suprane Bench was held Kirch 11th, 1944 at ten A. K.

All of the members of the 3enoh were present, except Judge Sayler, and the Chief Judge presided.

The motions for new trials of Frank Brown, from his conviction of taking bets on horse races, and George Jones of lottery and of Leonard G. Johnson, were argued, submitted and overruled.

There being no further business, the meeting adjourned.

Hui Decuran

Secretary.

## Motions For New Trials **Overruled By Supreme** Bench

Tho Supreme Ecncli or Unlitwott at\* n meeting held in thic Court House on standay overnidel the followitop no-standay overnide the followitop no-transmither of the standard of the angle of the standard of the standard of bets on norw races. John a WcIM, Demand O. Peter nod Barbard on Auffung State's Attar-Bern, appeared on lichulf or the State' at the the vings.

## SUPREME BENCH ASSIGNMENT FOR SATURDAY, MARCH 11, 1944, AT 10:00 a.m.

Joseph S. Finnerty

State of Maryland S. Alfred Uund vs. Frank Brown

iio. 350, Jan. Term, **1944** From: Tucker, J. Charge: Bets on Eorse Racing Papers **reed.** Feb. 14, 1944

Atrouled .

Anselm Sodaro

State of Maryland Vs. Henry Florentine

R. Palmer Ingram

li'o. 5342, Sept. & Jan. Terms ?rom: Tucker, J. Charge: Accessory After Fact Papers reed. Feb. 16, 1944

Anselm Sodaro Bernard 0. Peter

State of Maryland vs. George James

Harry G. Selden

retorned

overneld,

::o. 374, Jan. Term, 1944 From: Tueker, J. Charge: Lottery Papers reed. Feb. 16, 1944

John C. Weiss

State of Maryland John A. Meyer VS. Leonard G. Johnson

'.o. 15, Jan. Term, 1944 ?rom: Sayler, J. Charge: Manslaughter Papers reed. Feb. 28, 1944

moniled

## M. I\_N. B.T. E.S. OF THE SUPREME B3KCK OF BALTIMORE CITY

A special meeting of the iiipreme 3ench wdd hald on od.turd.ay, April 1st, 1944, at ten A. M. All of the members of the Bench, except Judges Nilss and Tucker were present and the Chief Judge presided.

The following ware admitted, on motion to practice before the Courts of Baltimore City:

TI <S pr me B n b f Baltimore ad mitt dtit fdlowing <'«) Jidate\*. toprac-twe IH rocinlers of the R II fin «r Ru 1 'Autil da i EointTI I i.n. \*k id rl I. PI m ifk nsepf ^ Amenay /r h hAld L. Bosaell, KatliF M s hltn mel, Magdalene Lfiifer rid am . H

The motion of Henry Florentine, from his conviction as an accessory after the fact and of unlawfully breaking into a safe, was argued, submitted and granted aa to the firat count in the indictment, and overruled aa to the second count. The motions of Angelo Perrera and Joseph La Terza from their conviction of Manslaughter in the Criminal Court, were argued, submitted and denied.

It was decided to hold the Term mseting on April 17th. There being no further business, the meeting adjourned.

tauron

Supreme Beiu-h Ovrrmfes Motions For N(M, Trialhi Crimiiuif Cures

The Suprame Hends on saturbing versulted the models for a prove that of Hanry Flavanine upon the acoust oount of the fulcitance in the which he was convicted of roughlying, lost arracted his even train motions are to the first count of the information in which he was charged with hedge as decremeny they the first. The pure train motions due for the first state of the train decrement of the state of the state of the first state of the state of the long h Lefrers and Angule Person, whe were found gaining of manalements.

Amerim Solara, Americant State's Attorney, appearsol on behalf of the State in the Fuerentine case, while American State's Attorneys Theomes N. Bladhon and Soul A. Harris, represented the State in the other case. Secretary

SUPREME BENCH ASSIGIFIEUT FOR SATURDAY. APHIL 1, 1944, AT 10:00 a.m.

Anselm Sodaro

State of Maryland vs. Henry Florentine B. Palmer Ingram Ellis Levin

So. 53\*2, Docket 1943 Sept. & Jan. Terms Prom: Tucker, J. Charge: Accessory after the Fact, etc. Papers reed. Feb. 16, 1944

Granded must be I Count que deriver must to Secont Count

Thomas N. Biddison Saul A. Harris State of Maryland vs. Angelo Perrera and Joseph LaTerza

Bo. 4-5, Jan. Term, 1944 From: Tucker, J. Charges Manslaughter Papers reed. Mar. 13, 1944 Joel J. Hochjnan Ellis Levin

Vanied

### THE DAILY RECORD, BALTIMORE, TUESDAY, APRIL 11, 1944

#### Supreme Bench Resolution

#### On Revised Edition

#### Of Court Rules

U'liratuB. Tho Executive Committee of the Bar Association of Baltimore City, by alt mwolutlou or November Bill, Ioin, appointed n Committee to edit, and arrange for publication, a reribed edition of the Rules of tie Supreme Bench of Baltimore City.

Asn WHEREAS the Committee so ary pointed him checked the existing rules, and resolution of Uic Supreme Bench, and in so doing bas found that ha some wijrereme Bench are. In conflict with the General Rules of Practice and Procedure adopted by the Court of Appeals In 1911, effKab. September 1st, Wi, and that In "one other infunccib, the angle that was of the Kuinoux Bencht angle and the soft the Kuinoux Bencht was a soft of the soft of the soft of the soft of the angle soft of the soft of the

Court of Appends, Bo II. Review II. Win-Supreme Bench of Bolthmurc City this 10th day of April, 11Hk, hat the Committee approvided by the Executive Committee of comit from 118 carful all rules of the Supreme Bench which arc a dopkication of, or Are in conflict with tho General Rules of Practice and Appendand that tho Committees Draft and the General Rules of Practice and Proseature the Committees Draft and the General Rules of Practice and Proestate the Committees Draft and the General Rules of Practice and Proestate the Committees Draft and the General Rules of Practice and Proestate the Committees Draft and the General Rules of Practice Test II. Null Be State of Draft and Amount of the Committee State of the Comtain the State of the Committee State of the Comtain the Committee State of the State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Comtain the State of the Committee State of the Committee State of the Comtee State of the Committee State of the Committee State of the Committee State of the Comtee State of the Committee State of the Com

	SAMUEL K. DCTXIB,			
	EUGENE O'DUNNE,			
	Enwix T. DICKEMBON,			
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	W. CoKwnx Sinnt,			
	Ewonr H. Xnxs,			
1	J. ABXE> SATUS.			
	JOIOT T. Toatra,			
	J, CKAIQ AIOLIAKAIIA N.			
10.0	and the second se			

#### Johu M. Conn Is Appointed Bailiff To Tlic Supreme Bench Of Baltimore

John M. CND jesterdar was np-Benedu JH a. hullf Ob that Suberno-Sined to Johes X Abbre Sayler. M. Coon, who resides at 235 East Thirrshir Parkway, ins for the pout SOTIO teamber of the finance SOTIO teamber of the sayler of the Million Sayler of the sayler and the sascetated with the lew ofbeer of William C BoRes.

## MINUTES

## 0? THE SDPRKM BEXCH OF BALTIMOHS CITY

A Keeting of the Supreme Bench was held on Konday, April 17th, 1944 at ten o'clock A. K. All of the members of the Supreme Bench attended, except Judge Tucker, who did not attend the session in open Court, but did attend the executive session.

The motion of Beverly HcCormick for a new trial from his conviction of carrying a concealed weapon, was argued, submitted and overruled.

The following were admitted to practice before the Courts of Baltimore City:

: 3«mirnH«MIMav ft, John p. Heath and Mnijoric 1<sup>®</sup> Temple were miluluk-d to practice as members of the Baltimore Dar My tue Supreme Ik-oca yemerdny, upon the respective mollimus mi Janui B to Diga.

The Grand Jury for the Kay Term was selected, and the Summer assignment of Judges was made.

There was a discussion with respect to impounding of pleadings containing scandalous matter, but no action was taken by the Bench; the matter beingleft to the particular Judge before whom such an occasion arises and disposition of same to be made by him, according to the circumstances and exigencies of the case.

#### MINUTES (Cont'd) Apr. 17/44

A Letter from Mr. Michael J. 1&nley, President of the Bar Association of Baltimore City, to the Chief Judge was read by him, wherein Mr. Kanley suggested consideration by the Bench of the lack of uniformity in instructing Juries in the trial of cases, and a resolution was pasBea inviting a Committee of the 3ar Association to meet with the Supreme Bench in conference, to discuss the matter.

T<sub>c</sub>ere A<sup>8im</sup> o<sup>fl</sup>"T<sup>er</sup> business, the\_meetia-\_adjourned. May lerm Grand Jury Is

## Selected By Supreme Bench

Selection of the Grand Jury for the liny Term was announced by tlic Suprenic Bench of Baltimore yesterday. They ore colled for Monday, May 8th, WIIt-n the local Courts will convene lot the Mov Term.

Following is a complete list of the Intora

Atlce. A, Carl, HJ03 AJattfeldt avenue, Tumitt, William II., Rugby Hall Apto., 520 West University Parkway, Ilorroll, Hope H., Jr., 103 Overhill

and Bauer. It. Olover, Jr., 2001 Alvarado

Square

Bramble, Glen C., Wyman Park Apts., 3915 Beech avenue. Benham, Harry F., 5212 St. George's

Dovo, Elmer E., 1203 East 36th street. Glipin, Arthington, Jr., 5 Gittings

Hammloud, William J. (c), 010 North Arlington uvennc. nilgcnbcrg, William F. SG27 Elkndei road.

road. Winkey, Walter M., 100 West Univer-»Ity Parkway. Levy, Loul\*, 2014 Violet arenne. Litibbera, Lawn-nee, 423 North Can pel-with lews.

gate lane.

Ucteger, George C, Sr., IDC3 North Montford avenue Mullikin, CUarles A. 223 East North

Mcaookcy, Gerald F., 2711 Hemlock

Norwood, Harold Dale, 3311 Ednor Otto, Chisries S., Sr., 2701 Tively ave-

Rayuioud, Harry P., 2007 Loul\*c nvo-

nii-nifnR. Oiurles A., 3800 Iladley

Rouare-East. ItoblnnoH. William, S741 Park HelghU

avenue. Staub, William H., 509 Wingilv land.

Sullivan, E. Murray, 1605 Park aro

Supreme Bench Announces! Summer Assignment

Secretary

## Of Judges

The Supreme Bench of Baltimore yesterday announced the ntwlptmont of the JudRcx iturInc the niontly of July, Aucust anil September.

FUIIOWIDK IB a list of U,c Judges nod the wepka Uurlnj; which tiicy trill force: Judge Sayler, July 1 to July 0, in-

Judce MelJinnlmn, July 10 to JtOj

10, inclusive Jdcc DIckerxon. July 17 to July 28, indoslvo, and nen-Judge to be appointed.

Jdtf nickencon (jury trials) Julj to July SO, Inclusive, nail Judge Tnefeor.

Judce SmtUi, July 31 to AucuRt 0. IncliiBlve.

Judce Smltli, August 7 to August 13, JUIIRC Hetidersou, AueiiBt 14 to Autnist 20, Jncluaive.

Chief Judge Dennis, August 21 to AuRixt 27, Inclusive Jndffc CDunne. Aufiiwt 28 to 3CJJ£CBI-

Der 3, inclusivo. Judffo Nile\*. September 4 to Septem-ber II). Inclutive.

Motion For A New Trial Is Overruled By Supreme Bench

Tuis D'Allunan

The motion tar u new trial of, levorlef McComick, ivilu wars con-victed of carrying u leadir weipwi, wite overnied by the Supreme Dench of Initimany veitriday. Avrition atintos Autorney Theorem N Bidditoon npp fired on benar of the Hunt.

#### OFFICERS:

DOR TITLE BUILDING

BILLIAM R. SEMANS. 187 VICE-PARAIDENT

STATY M. BIEGEL, SHO VICE-PRESIDENT

CHIRLES E. HOFFMAN, TREASURER

MALLIS GIFFEN, BELMETARY

## The Bar Association of Baltimore City

STANDING COMMITTEM

10

CONNECTED ON ADDRESSIONS

COMMITTEE ON THE AMENDMENT OF THE LAW FRANCIS A. MICHEL, CHAIRMAN

COMMITTEE ON PROFESSIONAL ETHICS EDEN J. D. CROSE, CRAINNAN

CHARLES T. LEVINERS. SP. CHARRAN

COMMITTEE ON JUDICIANY

COMMITTEE ON THE UNLAWFUL PRACTICE OF THE LAW STEPHEN W. LEITCH, CHAIRMAN

April 8<sub>f</sub> 1944.

Hon. Samuel K. Dennis, Chief Judge, Supreme Bench of Baltimore City, Court House, Baltimore-2, Maryland.

Dear Judge Dennis:

The Bar Association of Baltimore City received an inquiry from the Legislative Council of the State of Marylend whether the Association had any objections or criticisms relative to the rules adopted by the Court of Appeals of Maryland, and requesting that we make Known any changes which the Association thinks should be made in these rules\*

At the regular stated meeting of the Bar Association held at the Southern Hotel on Tuesday of this week a resolution was offered that the Bar Association of Baltimore City recommend to the Legislative Council that Rule 6 of part three (rules applicable to law only) of these rules designated as "Instructions to the Jury", be rescinded and in lieu thereof that a rule be adopted to provide for the granting of written instructions or prayers by the Court in all cases tried by a Jury, in accordance with the procedure which existed prior to the adoption of said General Rules of Practice and Procedure. The resolution was not acted upon at the meeting and will probably come up for disoussion and consideration at the next meeting of the Bar Association\*

There are many lawyers who complain about the lack of consistency of the practice as it now exists in the various Courts in Baltimore City, and at the meeting Tuesday night a suggestion was made that we take the matter up with the Supreme Benoh of Baltimore City to determine whether or not it would be possible for some rule to be adopted to make the practice uniform. Some Judges want written instructions and will not charge the jury on the law in certain oases unless written instructions are prepared and submitted to the Court. Other Judges do not rule on the written prayers after counsel has gone to a great deal of trouble in their preparation\* I am informed that in addition to the lack of uniformity regarding the different Judges, that some Judges want prayers in other oases, 60 that the lawyer does not know what he should do in the preparation of the case\* Maryland State Bar Association (1942), pages 9 to 46, and particularly the comment of "r, Robert R. Carman on page 46.

It is true that Rule 6 does not make it mandatory upon the Court to orally charge the Jury, and the Judge, therefore, would be justified by the rule in deciding after the evidence was presented whether the oase should be submitted to the Jury on written instructions or whether an oral charge should be made. The difficulty about this is that the lawyer never knows in advance what course of action would be taken by the Judge. If the Court should decide to grant written instructions and the lawyer does not come prepared with his prayers he will not obtain any ruling by the Court on the questions of law applicable to the facts of the case. On the other hand, if he burns the midnight oil and goes to a great deal of trouble to prepare written instructions, it is rather disheartening to have the Court completely ignore and refuse to rule on the prayers as submitted.

The matter mentioned above constitutes one of the main objections that I have heard voiced by many lawyers.

Chapter 719 of the Acta of 1939, conferred upon the Court of Appeals the power to prescribe these General Rules. Paragraph 35C of that Act authorizes the Judges of the Supreme Bench of Baltimore City to establish rules governing the practice and procedure In the Courts of Baltimore City, provided such rules are not inconsistent with the General Rules adopted by the Court of Appeals.

Has the Supreme Bench of Baltimore City considered the advisability of adopting a uniform rule? If not, do you think there is any possibility that the Supreme Bench would give this consideration and adopt a uniform rule for the Courts of Baltimore City?

Very respectfully,

Michael Manley .

41

President.

-2-

April 17th, 1944.,.

• H-

Michael J. Manley, Esq., President, The Bar Association of Baltimore City., 309 Title Building., Baltimore, -1- Maryland.,

Dear Mr. Banley:

Chief Judge Dennis read your letter of the 8th inst., to him, before the meeting of the Supreme Bench this morning, and a resolution Has passed inviting you and a Committee of the Bar Association to the confer with/Bench to discuss the method of instructing Juries in the trial of cases.

i7ont you please arrange with the Chief Judge for such a conference at such a time as may suit the pleasure and convenience of your Committee and the Chief Judge, on behalf of the Bench.

ffith kind personal regards, I am

Sincerely,

gdsin T. Dickeraon

etd/m

#### SUPRBIE BEKCH ASSIOHHEHT

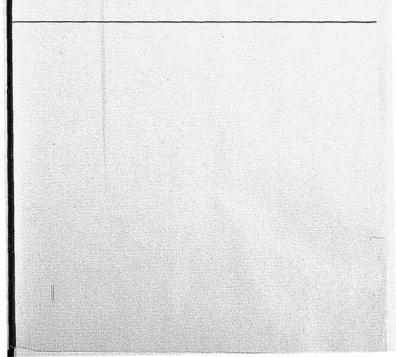
Monaav, April 17, 1044

Thomas N. 3iddison

State of Maryland vs. Beverly UcCoroick Joseph Bosenthal

...<sup>p</sup>o. 932, Jan. Term, 1944 From: Tucker, J-. Charge: Deadly Weapon Papers reed. April 8, 1944

ownelld



13

## MINUTES

#### OF THE SUPREME: BBHCH 0? BALTIMORE CITY.

1.5

Estui Deepellon

Secretary.

A Special fceeting of the Supreme Bench was held on Monday, May 8th, 1944, at twelve o'clock noon, to fill vacancies on the Grand Jury.

tlessrs. Thomas C. McGuire, Henry J. Fehler; Irving B. Grav and Anton Hagel were selected in place of HeBsrd. Charles A. Riebling, William ?. Hilgenber^, Glenn C. Bramble and Charles S. Otto, Sr., who were excused.

There beini; no farther business, the meeting adjourned.

## Grand Jury For May Term **Organized** Yesterday **By Judge Tucker**

The Grand Jury for Hie May Term mu organize! In the Criminal Court jumil day before Judp! John T. Tuck r. nHUan P. Slnub was named foreman d ibp body and Cbnrles A. Mullikin was tenanted 09 assistant foreman. Tiw Mowing members were Klected to MIIG on the Penitentiary Committee to H«rrj F. Itcuham, cbnlnnnn; Dope H. iBuioll. Jr.. Walter M. Blnkey, Lawr-OMC Lnhbera and George C. MeUcer, Sr.

The Grand Jurj- as orEanlsod to AUce A. Cnrl. C003 Mottfddt Jireouc.

Bonbf, WUUnm B,. Eufibj- Hnll Apts-,! M Wat UniTerality Parkway. Dorroll, Hope ZL, Jr., 103 Orerhill I Court at 10 o'clock tomorrow in or nine M Wat UnlTeralty Parkway

Stern

OTMOC. Dore, Eltner E., 1203 East 3Gta street

Fdilcr. Henry J., 8010 Uberty tRbts avenae Gray, Irvine B., OK Hollen road.

Ollpin. Attbington, Jr., B GittiDRi HBRCI, Antun, 3GOI Crossland avenuo

Hammond. WUllnm J. (c). 510 North

Arlinston nTCone. Hlniej, Walter M., 100 Wcjit Dnlver-i\*IU Parkway.

J«TT. Louis, 20H Violet ixrenuc Lvbben. Lnwrenee, 425 North Chnpd, de lane.

Uchwr, Oeorgp C-, Sr- 1KB North ontford avenu

MnlUtln, Chartea A., 228 Ea« North

McClinkey, Gerotd P., 2T11 Hemlock

McGuire, Thomas. c. .112 East 31st Norwood, Harold Dale. 3811 Bdaor

Barmond, Harry P., 2007 Louttic art-Robinson, william, 87.11 Park Heights

avenue. Stanli, Withtm H., 602 Wincate rond. alliran, E. Murray. IMS Park are-

## Additional Grand Jurors Arc Selected To Report For Duty Tomorrow

The Supreme Itench of Baltimore yi'sU'rdttv Relecttil ITenry 3, Fehler, 3/iID Lltifrty BflehU avenue: Thomn« O. 3Irf!nlre, 412 Emit 31st ctrcet; lr-VIDK B- Gray, Oil! Holleii rwid, null Anton npcel. 3Mtt Croulnnd im-nuo. to nrrrc on the Muy Term Gruml Jury Thic jirty Grmiil Jurors will report to

and an effort will ho made 10 orpin lie Baacr. II. Dlorcr, Jr., 2001 Alrarailo tile body. They n-fl aerre In the place of Chnr.lcs A. niebllDK, William F. Benham, Harry P., GS2 St. Georeo'ii nucenbere, aim C., Drffrotle and Charles S. Otto, Sr. who were exicused.

## MINUTES

#### OF THB SUPREME BENCH OF BAITIMORE CITY

A meeting of the Supreme Bench was held on Saturday, June 3rd, 1944, at ten o'clock A. M. All of the manbars of the Bench were present, but Judge Tucker tooKno part in the hearing or decision on the motion of Robert L. Grove, for a new trial from his conviction In the Criminal Court on the charge of receiving stolen goods.

The following gentlemen were admitted to practice before the Courts of Baltimore City:

Nevest J. Cinfioa. Xubn It. Ccriime. Virgil Van Street and MUion Caplan were admitted U> practice flu members of the Baltimore Bur by Lie. Supreme Bench of Baltimore on Saturday. Motions for admission of the candMntes were minic fey John A. Fluolsun, Frun-«U Key Marray anil, ArtLur H. PnJcolt

The motion of Robert L. Grove, above referred to, was argued, submitted and overruled. It was decided to hold a Term Meeting on June 19th, at ten o'clock A.M.

There was a discussion with regard to the rotation of Stenographers and the application of Mr. Charles G. Cavey, for a vacation\* Judge Moylan undertook to consider the matter and report at the next meeting of the Supreme Bench.

There being no further business tte meeting adjourned.

Muin Miercurson

1.5

Seoretary

Supreme Bench Overrules New Trial Motion Of Robert L. Grove The mention for a D27V trial of Robert L. OOTO, wine some cornected of reenvents, stolen george, was overruled in the Supreme Bench of Bathimoro on Saturnia. Awatantu StlitM-Attenie). Jow-pb O. Finnertr appeared on behalf of tho Sinte. SUPREME BENCH COUNT ASSIGMUENI Saturday, June 3, 1944

Joseph G. Flnnerty

State of Maryland Paul B. LSules TS. Robert L. Grove

No. 457, Ddioket 1944 January Term From: Tucker, J. Charge: Receiving Stolen Goods Papers rec'd. May 8, 1944

overruled

#### HXOITIES

A Term meeting of the Supreme Bench vae held June 19, 1944 at ten a.m. All of tho members of the Bench were present at the session In open court except Judge Tucker who was present at the Executive session. Chief Judge Dennli presided. The motion of Antonio Anbraguglla for a new trial froa his conviction In the Criminal Court of Receiving Stolen Goods was argued\* submitted and overruled\* The Grand Jury for tha September Term, 1944 was selected. A letter from Mr. Foster B. Fanseen, Secretary of the Board of Visitors of the Baltimore City Jail^reciting inconveniences occasioned to the Vfarden and his deputies through the signing of orders by members of the Bench requiring prisoners to be taken out of the Jail under guard for deaths, illneeseo, etc. and the probable lade of authority for the signing of euch orderB was raised\* It was the Benso of the Bench that orders be signed to take prisoners from the Jail under guard only for the purpose of testifying in or attending court proceedings. The question of a vacation for Mr. Carev, stenographer in the Juvenile Court was discussed and the matter was referred to Judges Smith and Hoylan to prepare on order covering the rotation of court stenographers with respect to vacations. Judge 0'Dunne brought to the attention of the Bench the fact that magistrates in the Traffic Court have froa tine to time appeared in the Criminal courts as counsel in appeals from decision\* of other court magistrates. The Bench is of the opinion that it has no authority to order this practice discontinued but felt that it was not proper\* Judge Sherbov brought to tho attention of the Bench the difficulty in hiB court room of hearing witnesses and counsel and the matter was referred to him to investigate the cost and to see if the U.S. Government will allow the court to have hearing devices installed and to report the same to the Bench for further action. An Order was signed for the Clerks' of the various court offices

to doBe at 3 p.m. beginning July 1 and continuing until Sept. 11, 1944. There being no further business the meeting was adjourned\*

17

#### September Term Grand Jury" Is Selected By Supreme Rench

The Grand Jury for the Seniouber Term (vax selected by the Supreme Bench, j-eslcnlti)'. They are called for Monday. Senteralwr 11th.

Those selected to nerve on (be Jury nre

Abbott, a Webster. -lr., (HI W.<« tinlrcrslty p.irkwuy. Abrauu, Suniutl, 3301 Reistorstnnn

rout Aii5tln, Franklin C, 2087> FJIHI 32nd Btrevt.

Burvit. Bramble, Glenn Oronley, Wymnn Turk Apartments, 3015 Beecli avenue. Cagey, Frank X. 3302 Allw nvenuc. DeFonl, Albert R., «20 Cilliou rond. Ecfccnraile, J. Loonnrd, Pentridue Apunincnis, Loch HUTCH tMokcvad and Arlington avenae. Gwerlwe Rernard A. Sr. 813 Enst

Gnrrlty. Bernard A., Sr., 813 Eust 22ml Htrect. Gorman. Albert, Jr., 1(8 Weft 30ili

atres GraDam, Robert I\* Jr. 1705 East

3Dth street. Green, Swoctscr L., 1705 Hilton

street.

street. Gumlershelmer, Milton E-, Entaw Host intl Lake drive. Host 1 p. Irrlu R., 1020 Fairfax rond. Knouvol. William S., 313T Signink

avenue.

Mntlieivji, JnitiM S., ISW3 Chotfien ron MuCalio, Josoph A., 1312 H.mirwood

oTChine < . ilcKcnucr. Jobn H., 2410 Ken Oak

rond Morris, George It., 102 Cotswold

road Pcrern, G. Alfred, G3ft Nortli Wood-

Itedni, G. Anton, C. (coL). 4218 Iteddlck, Mi-lvJn L. (coL). 4218 IStans Cuapel road. SklpjiLT, COiarleo W., 1730 Tliomas

n venoe

Straw, Henry C, 3418 Boncrott road.

Williams, Earle L., 1615 East 33rd atroot

#### Supreme Bcuch Overrtuoil Motion For New Trial In Criminal Case

The SupretDC inucb of Baltimore yeMiailinj overruled tin; inoilon fur a wr trial of Antonio Itanrususlin, wbo WBH couvicitil of Iarceny. Joseph a Finnerty. Anaigtniit Stare' Attonn-T, api'carcji on bcbnif of Hie Smb nt the hearing-

## Courts Arc Authorized To GoseAt3O'aockBy Supreme Bench

Tric Clerk'd officl.3 at the rarJoualocal OoardB ivero antilo<u>rient to cleane at a</u> P.M. Instead of -1 o clock from Jn] Ist until September *lith.* bj- lue Supremo Bench of Baltimore jcMerday. Too Offices wiu closo at tlic usual hoar of 1 P. 11. on Saurdnyfl during tUc suthmer months.

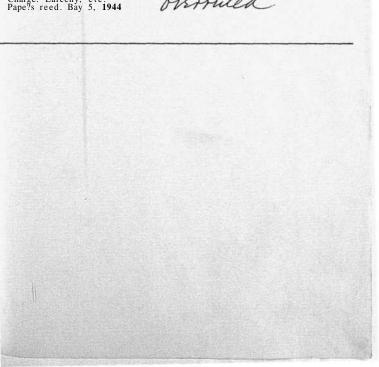
## SUPREME BENCH COURT ASSIGNAENT Monday, June 19, 1944

Joseph G. Finnerty

State of Maryland Isaac Lobe Straus vs. Antonio Imbraguglia

49

No. 952, Docket 1944 January Term From: Tucker, J. Charge: Larceny, etc. Pape?s reed. Bay 5, **1944** 



LEXINGTON 4710

FOSTER H. FANSEEN ATTORNEY AT LAW BALTIMOMK. MO. 2

June 17. 191\*1\*

Hon. Samuel K. Dennis, Chief Judge, Supreme Bench of Baltimore, Court House, Baltimore - 2, Maryland.

Dear Sir:

The Jail Board respectfully requests that you take up with the Supreme Bench a matter which has occasioned no little inconvenience to the Varden of the Jail, and offers opportunities for escape and legal complications which are not lightly to be borne.

The Varden of the Jell has been in receipt of orders signed by members of the Supreme Bench recently, requiring him to take prisoners awaiting trial and prisoners serving sentences out of the Jail, under guard, for various family reasons:- circumcisions, deaths, illnesses, etc., one covering a period of twentyfour hours.

Aside from the very great difficulty confronting the Jeil in getting guards of quality for the normal management of the prisoners, it is almost impossible to get competent men to take prisoners to various points and on various errands outside the Jail.

The Jail Board is unaware of any Jurisdiction the Supreme Bench has to order the Warden to take prisoners out of the Jail on the errands mentioned, while conceding, of course, the Jurisdiction of the Judges to order prisoners out of Jail to testify or to attend court proceedings. It has also been suggested that if the Jail Board and Warden are subject to those orders of the Judges of the Supreme Bench, State Officials, the Board is equally subject to the Jurisdiction of Judges outside the City, also State Officials. The Jail Board is essentially a Municipal body.

The Jail Harden is afraid that prisoners under escort, uer Court order, my escape and that he will 'be responsible, notwithstanding he disapproves of the practice; and is also apprehensive that if prisoners escape under such circumstances they are not guilty of breaking jail when out under void authority.

The Jail Board trusts it will be consistent with the practice of the Supreme Bench to discontln>ie such orders.

The Jail 30ard records disclose that up until about fifteen years ago ouch orders were issued from time to time, and that about that time the practice was discontinued. The Board is informed that the subject was then considered by the Supreme Bench and the practice discontinued on the grounds, or eone of the erouada, above suggested.

While the Jail Board wishes to cooperate with the Supreme Bench in every '&y which is practical and lawful, it 1B thought in the present instances that the

Jail Board should request relief at the hands of the Suprece Bench fzoa a practice BO lately resumed.

The Board itself, recognizes the reasonableness on extraordinary occasions of escorting prisoners under guard to places outside the jail, and has regulations covering the subject framed to meet ecer^enciee when consistent with the proper organization, discipline and oana/renent of the prison find its immates.

Very respectfully.

L17 ansee

Secretary, Board of Visitors of the Baltiaore City Jail.

FHF:D

June 19, 1944

Hr. Foster H\* Fanaeen, 461 Oalvert Building, Saltinora, -2, Hd.

Sear Tosteri-

Toor letter as Scoretaiy of the Board of Visitors of the Baltimore City Jail addreooed to Chief Judge Eennla van read at the Bench meeting today  $\mathbf{i}^* \mathbf{j}^*$  was the aciao of tho Deacli tilat ordero for taxing pricoaerB out of tho Jail should only JB signed for the parpoao of having priconara testify In or to attend court proceedings, with respect to other occasions the matter should be left to tho policies and regulations of the Board of Viattore of the Oity Jail.

IOUTB very truly,

M

Suprence Bench Baltimare filitg

SANUEL K. DENNIS

## August SI, 1944\*

(Oopy to Hon. Edwin T. Diokerson)

Hon, John 7, Tucker, Hon\* Chorlos E. Hoy Ian, Ccurt House, Baltimore, Maryland\*

Gentlemeni»

X have this day appointed you raonberc of the **Budget** Couraltee of the Supremo Eonoh of Baltimore City\*

Fne forcier aoriboro of this Coaniltee, Judfi\* Prank nnd Judge Soltor, aro of oourso off tho Bench, and the City Hall vrshoD our budget to be en bait tad.

X therefore reapoetfully roquoet you accopt this eppolntnont *end* collaborate on Uio preparation of the budget\*

Yours very reapeotfully.

Saint Judge & Ferrins

Supreme jBmrJ| at Baltimore City

SAMUEL K. DENNIS

August 21, 1944.

Pear Judge:-

Will you kindly attend, If possible, a meeting of the Supreme Bench, herewith called for Friday, Septambar 1st, twelve o'clock noon, in the large Superior Court Room, when Judge Smith will be inducted as Chief Judge of the Supreme Bench of Baltimore City?

Yours respectfully,

Varuel a Denio

## MINUTES Sept. 1, 1944 OF THE SUPREME BENCH OF BALTIMORE CITY

A Special Meeting of the Supreme Bench was held on Friday, September 1st, 1944, at twelve o'clock noon, to induct Judge Smith into the office of Chief Judge of the Supreme Bench. All of the members of the Bench, except Judge Sayler, were present. Judge O'Dunne, presided as Acting Chief Judge until Judge Smith was sworn in.

Former Chief Judge Dennis presented Judge Smith for induction. The response on behalf of the Bench was made by Judge O'Dunne, and after taking the Oath, Judge Smith took MB seat as Chief Judge, and responded to the addresses previously made. Copies of the addresses are attached to these limutes as part hereof.

Judge Sherbow inquired whether the members of the Bench had used the loud speaker which he had had installed, and also inquired whether they desire loud speakers in their respective Court Rooms, which he said would cost about \$1400.00. The whole matter was left in his bands to make such arrangements as he should be able to do.

Judge Nilas moved that the appointment and induction of Judge Smith as Chief Judge gave pleasure to the Bench and pledged the support of his Associates. The Motion was unanimously carried.

The Chief Judge then proposed that the assignment of Summer vacations should rotate in the same manner that the Judges rotate year by year, starting with the Court of Common Pleas.

The Report of the Budget Committee was submitted and approved and a copy of the Report is attached to these minutes as a part hereof.

## MINUTES (Cont'd) Sept. 1, 1944

There being no further business, the Meeting adjourned.

non Secretary

THE DAILY RECORD. BALTIMORE, SATURDAY, SEPTEMBER 2, 1944^

# New Chief Judge Of Supreme Bench Of Baltimore Qualified Yesterday on during this building. Best of all

Oalh Administered To Judge W, Conweil Smith Before Open Session Of Judges Which Was Attended By Notables Of City Aud State

The with of off-se was KlinkheteriH] our utmost to set the tliuw aright. Senge courts, manuel by strong men-tering to provide by Greener Her-i arc necessary to dual promptly, wisely recently appointed by Greener Her-i arc necessary to dual promptly, wisely provide the sense of the sens iplttman. Clerk of 4he Superior Court.

· Tbc court room was overflowing with members of the Bar, the general public' and cnurt attaches. Also present ·Were Governor O'Conor, former mem-Iben of the Suprome lleneb, representfltlvos of the rations Stale and City Bar Associations, Federal Judges nniii State nml City officials, Jud=o Smith's) family oud many of bis personal friends added to the large gathering,

Judge Smith wan presented to Uic

Bmull part of the vost and orer-chunc-Ing paiiutama of war, irticrclu they ilre pournt flcurcs,

iplttman. Clerk of 4he Superior Court. administered the onUi to tbc new ChiefI Jadfie, The caset mean use confloring with the will devote himself villin Ills powers to those wholesomo reds In a Kplit that will prevail. POT to one who knows Judge Smith's back-IO one who knows Judge Smith's back-ground of education, culture and char-eter, no one who has been associated with hurn at the liar, on the Beech, or that in selecting him to head this court the Governor mage n WKC choice; crud the Governor mage n WKC choice; crud the Bench, the liar, and the public ar-ton of superform intellectual gifts and one perfectly equipped by experience, learning and an initial initiation for the responsibility which is to be his, wo hope, for years up come. hope, for years u> come.

The paintains of war, riter-curue for the paintain of war, riter the paintain of war, riter the paint of the

invisitions. And we have excellent

Judgi- Km I tti will bo itrrvcd by B Ml of splendid court official\*, compe-tent, courteous, devoted but underpaid, Justice that your courts know no dl-titictlou In race or religion; that no color consciousness occur\* when 110-

gants or lawyers of Afro-American origin appear. Ajid lie will find Lho lawyers of the colored Dor, who arc m the whole exceptionally competent and dependable, worthy of bis respect md confidence.

He will lie compensated for many dreary, monotonous days try I up run if thit mill cases by occasional causes rhich cull far the utmost qualities of vilicli cull far the futnost qualities of unda, capacity for research, strength und murage: make the blow! and, houghts flow more freely. It is will, he daily refreshed by contacts with he most deligned for the Bar, especially the' Junior members of Lio Bur; perhaps the most deligned for the blob durage of the Bar, especially the' and the Bar, especially the' the wonderful. The young meet out-ared and current not to fail in respect for tim Court and the amenities of A; ereat and irrell profession.

To refer to a huttely matter, it may be Judge Snith will succeed when others have fulled in getting UHE poorly planned and over-crowded Court from building reconstructed The Here building reconstructed Triol Thumor Bar successful, after a survey, Uiat two additional stories be added?) The City Hull has doon much to nakyi the survey and the ever-growing stock off records, to repair utilyfole c"uiprocal. Those aniable cfmina, while oppre-1 child; are indequate. Drasbe trout-nent is needed most urgently. Set on-lorituity and nunooshility will come a double the survey will come the survey of the story of double when the survey craws and building reconstructed. Th61

#### RESPONSE OF BENCH BY JUDGE O-OUKKE

By renaou of (tie mere accident' of ago nd seniority of service. I luive too honor nml die pleasure of func-tioning for thla brief moment as pre-siding JudRe. ot inLi the only session Ut the Supreme Bench held since the retirement, yesterday, of our Illustrious Chief Julge. Samuel K. Dennis, and Chet Julgé, Samuel K. Dennis, and too occasion in, the Inauguration of hi<sup>45</sup> successor. Judge W. Conwell Saittli. As some of the Bar may know (who follow Tin: DAILY RCOUD), 1 hnvo been engaged, all week in rather Acodic triuli work in the Criminal Court, with Harn forty to fifty eases a day, adjourning loat might at six, and starting in 400 mills worming willing more linn fifty cases on today's docket. I am taking a little longer reccM than usual at tills hour—Just to be present on

 The rocnt would warrant a day's adjournment, to enable me to prepare and prenent words of we I come, befitting Um occasion! All I could com ma mile WBB one-halt hour before today's trial\* nt 0.30 to dlclnte this memo, (tmn-scrlptlon of which I will not sea until scription of which I will not sea until the reading of it off I is noon hour). . Knowing the plight In which I was, mark and the plight In which I was, pare airwhing worthy of the occasion, Judge Dennis, most kindly, thoughtill Iy and generously, scutt roc, in advance, n copy of hia precuntation remarks, which I was able to rend: last night and for which I now moke public no-convolution of my most aliaccro gratitude

I recall thot In January, 1031. with his accustomed Indefatigable Industr and lore of historical research. Chief Judgo Dennis (since yesterday a young and vigorous pructitioner), wrote the and vigorous pructitioner), wrote the benky from the time of the creations Benky from the time of the creations of the second second second second second 10° bart Chief Judge Corps of this arc still available without cost, on application to Chief Judge Denote, who no wisely preserved as history what might offerwise hare been loss to pos-terity. The same thing was done by Judge W. Catiwn Chesynu In any newirntilo paper on the history of the Federal District Courts. I salute him for that ivorV, and for tnnny other worthy efforts in hLf Judicial capacity. nf to which we paid an liumble. but sincere, tribute Inntr Saturday, with with resolutions, engrossed, framed and pre-sented to him at a luncheon on that occasion

Time and Circumstances bare not made It possible for me to bare consultation with rav Juniors and my bet-tem on Uic Bench, but without t>rashness, I feel that I con safely s.iy (even without Auch consultation) that, we as a Bench, fully mjbscrllie to what our retired Chief bus Just wild regnnllng his moat worthy successor, Judge W. Conn-ell Smith. If. in «o "Inj. (without opi»rtnulty for sub-mlwtlon to, or consultation with, niy brothers of the Bench). I have usurped any of their most Jeulouji jurisdiction, "r invaded nits" noveral territory, or en guilty nf more liket crime" and Itty pilademetnionf.—or more- "odor-iferous" perform" noes than I nm sometime\* accustomed to, let tiny Judge the ver nftcrwnnln, imld his peneo! Or, like Judge Stetii, hold Ills decision, an-iler advisement for a yenr. or. If he proferji an l?nc.ll(rb precedent, Imlil It

"Sub-Cnrla"\* thirty years like "a great Linl Chancellor. Today I feel that "inl Chancellor. Today I feel that we nre all in hearty agreement, prosexit nnd voting.

When my dry bones turn over next minincr. In the grave of leenl decrepi tude (as constitutionally ordained a tude (as constitutionally ordaned at the ngc of TO), I Will gut a flight chuckle over the fact. that, for utrc, a early 20 yearn, i xta\* able to voice tim vote of "ten l» naught." as upokit-for the period. Fortext of the init voice of ten by indigit, as inclusion in the bench. Initiated of hest-ing by very dear friend Ned Dicker man, and the secret of the bench of the tending of the bench of the bench of the Trading discussion of the bench of the routed bench of the bench of the routed bench of the bench of the friend Nile\* and others had brief her friend Nile\* and others had brief her field loserup and bench so due avail the cld Intervnlg, and bcl>ed to swell tbc niliiority, nnd. on some rare Instances,

e even became the filtforiff In welcoming Judge Smltb us Chief riden we arc unanimous. Todmy, both Bench and Bar arc united In a £cnuine and whole-hearted welcome of our The and whole-hearted welcome of our Chief Judge, and ft util/On, wo pledge blm cooperation, rotpecl. love and I Erection, and predict for him a brilliant career, and that be "ill plant (bu banner of Uic Supreme Bench on even higher ramparts than it's flig bits yet flotvn. My grunt regret IK that I nave no little time left to nerve un-r bin sound unit brilliant leadership. Judge Dennis has rotor red to the fact that when be ascended the Bench i fact thint when be ascended the Bench i the trial docket\* were in A woeful condition, with the Criminal docket 'o for behind that two or more extra Judges were assigned to help clean in untried cases. I recall, even the bis time, that it took the blood the bis time, that it to awaked, bb heuch to Itin condition to which bo \*, but tbnt when once awakened.

It dill yeoman nervl<c with five Judge\* the Criminal Court, which hud 2&00 tried cftiM on Irs dockets. Perhaps incer child on its dockets. Perhaps incernor O'Connr wan the "Yonic thochivijir" ns State'\* Attorney who brought Criminal trial\* within seven days of Indictment! Since (bin time, adys of indictment! Since (oin time, ~ r the conservative lcademhlp of indie's Attorney Wells, cases can now beatned even on the same day of in-dictment I have bud several before ne tills week "true billed" the dnyi

dictment i I have bud several better pe tills week "true billed" the dnyi af trial, but with defendants ready dry willing pixe hen EA. I oppor-sanity ID prepare defences and check glibbe" and in comply with "tule One;" finiplicable to attorney" "fees). Mary-land bns remvin to he Jastly promt of les Criminal dockets, and ni U Jude Service and the second second second second les Criminal dockets, and in U Jude Second Vonth will grig it now runs; or expri Smith will give it *new* rauso (or even greater pride. We oak the Bur to give Mm 100% whole-bcarted coopera-tion and to nail on the barn door every adverse criticism that is Ignorantly or thoughtwuly mulc durine his admin-istration, and to elevate tbc *ttandard* boupdivatily man, tensors, and the clean starting and to elevate the transford of the clean start and Bench. Is concernation between Bar and Bench. Isedership on the Bench. He needs and nrtt<sup>\*</sup> our whole-brutted mapper, Am ble. Incorruptible, feartless and Indee Freestration of democracy. If that form of government Is to survive In the present critical of the world. The Mary-neut traditions as to UL Judiciary. If and tradition are to UL storem.

present crinix of the world. 10« Mary-land tradition, as to IU Judiciary. 1\* *uurpatted* In American history. We greet onr new Chler Judge In whom both we und the City have Just auav for pride nnd Joy. Mr. Lnthcr Uttman, tho clilclent Clerk of the Su-tlerlor Court will now administer tho imil! f oMcc, after which tbc Uhlef Juuue ••]! be expected, to say -whatever .v Chief Jndgo fount\* to nay.

A DI

#### REMARKS OF ORDER JUDGE SMITH

Governor O'Oonor, Judgo Dcntti\*. itv Friend\* of the liar. Ladle\* and Gentlemen:

I nm' deeply grateful - to Judge Dimuln. whofic cxutnplc will arrays be in inspiration to me. to Judge ODunm.-, nir Kenlor Judge, for bis kind words of welcome, to the other distinguished Judges and retired Judges of this Bendi and members of tho Federal Court for their presence on this oc-casion, to the members of the Thr. whose consideration for me bos always whose consideration for me bos always iming the office of Chief Judge, in not unaware or IU responsibili-ties. In the discharge of Its doties, 1 tiope lo deserve your confidence.

Prominent on tho lint, of things which are not attained by ntidden Olslit !» u sound. Judicial administration. In the march of process tbc Executive will be found nlwayn at tan fore, vrlth tlie legislative branch of government not far behlad. The Judicial branch not rai benadi. The Judician branch marches lin morar, not because of a halting step, but merely because the rear Is Its assigned place In the pro-cession. KH processes and methods are the 'result of slow growth over IOUE periods of time, tried and proved by experience. Finite In Judgment was condemned as criminal flfty venrs before tile birth of Christ Tbe worth of Judicial service to not measured by the number of cases tried, or by the numiDer of sultors sent away from rt room in a filngle day; but rather by the quality of Judgment. For nn fill considered Judgment may. provoke a thousand quarrels; while, a Just one may lay nn even greater] number to rc«- Tbc itnsprvntlfim of tbo courts doct not remit so much in a bestility to nom idage a first in a hostility to new ideas an from r Im eeo mo respect for principles and methods of established worth.

The wnr but lay\* n benvlor eraphn-is on thc\*o condiderotions. Jt» bitter gemandfl have Invaded erery home. Ita That are invalid every nome, it are used sarchines addened every with 'let from its progress it appears that we are to be victors—that vo are IO be ransomed at a great price. Wo are to I w masomed uot ore by the sacrifice of those who tare ad than by the courage, the deter-det than by the courage, the deter-dimntion, the devoluen, the valor of those who survive. That tblB devotion ban been Inspired by deep Invc of country, all wilt acknowledge. It will determine the total ban been inspireu vy uccy my con-country, all wilt acknowledge. It Bhoild be our special charge to toko n" that our belowed (thate and notion "iv, upoit the longed for return of "iv, upoit the longed for return of "iv, the special return of the fighting men. still remain a coun-try who have a special that the special ty special that the special that the special ty special that the special that the special ty special that the special that the special that the special transformer that the special that the special ty special that the special that the special that the special transformer that the special that the special that the special transformer that the special that the special that the special transformer that the special that the special that the special transformer that the special that the special that the special transformer that the special that the special that the special transformer that the special that the special that the special that the special transformer that the special that the special that the special that the special transformer that the special that the special that the special that the special transformer that the special that that t

inhaled rigor.

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Ttie Court will sumd niljourned. Judge Denntc would bare retired automatically the last or this mouth automancially the last of this mouth blcauko of the age illmillion for mem, bL-rt of the State Judiciary, and his resignation. cflMiltee on Thuwday, was occasioned by hit<sup>\*</sup> dR-dip th hare his suece-Jor appointed and muati(l-3 lwfore the FhII Term of the local Court<sup>\*</sup> concreams shortly.

#### August 29, 1944.

#### To the Chief Judge and Associate Judges of the Supreme Bench of Baltimore City:

The Budget Committee respectfully reports that the active personnel budget of the Supreme Bench to be submitted to the Mayor and City Council for the year 194? Is \$160,875.00, an Increase of \$500.00 over the amount requested for 1944. This Increase represents salary raises granted two stenographers In the Jury Clerk's office of \$100.00 each, and an increase of \$300.00 to the deputy clerk of the Supreme Bench.

#### EXPENSE ACCOUNT

SALAF

Supreme Bench Stationery, supplies, etc. Medical Department supplies, etc.	\$2,000.00 300.00
RIES	
<pre>11 Judges @ \$3,125.00 22 Bailiffs (assigned to courts) @ \$2,500 Folger (Jury Clerk) Gardner (Jury Assembly Room) Malsch (Grand Jury) Kerr (Assistant to Trust Clerk) 11 Court Stenographers <? \$3,600.00 Grand Jury Stenographer 2 Stenographers to Jury Clerk @ \$1,500,0 Supreme Bench Clerk</pre>	3,000.00 2,500.00 2,500.00 2,500.00 39,600.00 3,600.00
tfedicalService Dr. Guttmacher \$4,000.00 Mrs. Weis 1,900.00	5,900.00
Watchmen Lee (Ct. of Common Pleas) Gourley (Circuit Court No. 2) Andrae (Circuit Court)	1,200.00 1,200.00 1,200.00

Grand Jury Matron Mrs. Webster

Total - - - \$160,875.00

1,200.00

900.00

The Retired Personnel budget for the year 1945 is 311,425.00, a net Increase from the amount requested for 1944 of . £1,334.60, This increase is due to a combination of circumstances\* Two Judges who are receiving only a portion of retirement pay in 1944, will receive the full amount In 1945. Judge O'Dunne will retire in 1945 and, therefore, his retirement pay for part of the Mar is provided for, as well as an additional Bailiff, James U. Spencer. These increases, less the decrease of \$1000.00 per annum arising from the death of a retired court stenographer, re-Bult in the above mentioned increase.

Fletcher (Baltimore City Court)

REITHEMENT PAY

е

5	Retired	Judges @ \$600.00	
L	Retired	Judge (Retiring In 1945) Bailiffs @ \$1590.00	
5	Retired	Bailiffs @ \$1590.00	

\$3,600.00 325.00 7.500.00

Total--311,425.00

Respectfully, 1 1 . rea Budget Committee

#### MINUTES

## OF TH3 SUPREME BENCH OF BALTIMORE CITY 9-11-1944

A Special Meeting of the Supreme Bench was held on Monday, September 11th, 1944, at 12:15 P.M. Judgea Nilea, Tucker, Sherbow, Dickerson, Sayler and Moylan were present, and Judge Dickerson, in the absence of the Chief Judge and of Judge O'Dunne, the Senior Judge, presided.

Messrs. C. Webster Abbott, Jr., and Henry C. Straus, were excused from service of i the September Term, 1944 Grand Jury. C. Milton Woolford, 109 Longwood Road and C. Harold Coulter, 2724 H. Calvert Street, were selected in their place.

Judge Sherbow reported that he had made requisition for seven microphone sets to the Director of the Budget, the cost to be included in the Budget., and that he had reasonable expectation of obtaining the aets. There being no further business, the meeting adjourned.

tin Duno Secretary and Acting Chief Judge"

# Two Additional Grand Jurors Solcclcd By The Supreme Bench

The Supremo Beneli of Baltimore restoriny wdccta) C. Milton Woolford, 300 Lonewood rooil, and O. Harold Conltcr, 27M Norm QiTlert virect, to mo as mention! of the Grand Jury for too September Term.

too September 1erm. Thej- will «rvc in die pinee ot C. Webster Ahhntr, Jr., end Henrr C. Stuts, who were excused null will re-Port at 10 o'clock lonidrrow rooming Wore In-fc for John T. Tucker. In the Criminal Court, when an effort will he nude In organise Up bodj.

Grand Jury For September Term h Organized By Judge Tucker

The Grand Jury for the September Tenn two organized by UIRKU John Tur-Goreyre A. Wirk and September John September of the body and Enric L. Willings was due body and Enric L. Willings was due to body and Enric L. Willings was due to body and Enric L. Willings was due to body and Enric L. Willings and the body and Enrich and the september following the former C. Jury the second Million E. Gumlanbelmer. Bolio wine Ha complete Jist of Uk

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Brimilic. Glenn Croaley, Wyman Prife Apartments. 30/fl Beech nri-nuc. Cnwy. Prinit J., 3502 Aliim nrinuc. Coniter. C. Hinrolil. 2724 North Cal-

Dillord, Albert R., 4420 Clifton rood. Eckriroili 3. Leoutri. rcntrldge Apartmenta, Loch BnTen honlovnrd n«d Arlington.BTogne.

Garrily, Bernard A., Sc. SU man
22nd street
Gorman, Albert, Jr., 203 TVeit SOUI
htreet
Graham, Itolwrt L., J., 1705 East 3Gtli
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Rosfclnp. IrTln It, 4020 Fairfax road.
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Morris, George R., 102 Cotswold road. Poters, G. Alfred, 639 North Wooding-
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## HIH2 IE S OF THE SUPREME BENCH OF BALTIMORE Cm

A Meeting of the Supreme Bench was held Saturday, October 7th, 1944, at 10 o'clock A. Li.

All of the members of the Bench were present except Judge L'oLanahan, who has been sick during the week.

The motion of Philip P. Silbert for a new trial from his conviction of lottery in the Criminal Court, was argued, submitted and overruled. Judge Tucker took no part in the argument.

A resolution was passed suggesting that the Chief Judge write a brief memorandum on the grounds for refusing the motion for a new trial, and give his memorandum publicity - for the benefit of the Bar and Police Department. The Chief Judge agreed to do so.

The Report of the Committee on the Court House, Judge O'Dunne, Chairman and Judges Niles and Sherbow, was submitted and approved; with thanks to the Committee, which was authorized and instructed to give copies of the Report to the Press. A copy of the Report is attached to these minutes as part hereof. It was also resolved the Conmittee be continued as a Standing Committee.

The Probation Committee, Judge Niles Chairman, reported that they had no report to make. Judge Niles had been previously appointed Chairman, Vice Chief Judge Smith and Judge lioylan. Vice Judge Dickerson, who had resigned.

It was resolved that a resolution of sympathy on the death of Dr.Beale Elliott, late colored Probation Officer, be drafted by the Chief Judge and sent to Dr. Elliott's widow, and that copies be sent to the Daily Record and Afro-American.

Judge Sayler suggested that stepB be taken toiicrease to salary of Trust Clerk, Mr. Howard B. Matthews. The matter was referred to the Standing Trust Comilittee, from which Judge Niles, on this date resigned and the Chief Judge appointed Judges Sayler and Sherbow to serve with Judge Dickerson, the remaining member of the previous Committee.

It was resolved that the Judges of the several Courts request the Clerks of their respective Courts to purchase for the several Judges, copies of the West Publishing Company's Maryland Digest.

The Chief Judge submitted a proposed rule to govern the appointment of counsel in Criminal cases and it was decided to give such Judges as should desire to do so, the opportunity to prepare and submit for the consideration of the Bench at its next meeting, drafts of a proposed rule.

The schedule of assignments of the Judges during the Summier vacation, submitted by the Chief Judge, was adopted, with the understanding that the Judges may exchange assignments with each other, if they so desire.

The application of Mr. Daniel C. Joseph for authority to take testimony as an Examiner, both at law and in Equity, was referred to the Standing Truat Committee, with instructions to report on it at the next meeting of the Bench.

An Order was passed repealing and rescinding Common law Rules, 26, 31, 42 and 47, and Equity Rules 4, 5, 6, 7, 8 and 9, because in conflict with the Rules of Practice and Procedure adopted by the Court of Appeals.

A copy of the Order is attached to these minutes as part hereof.

It was decided that the Special order of business at the next meeting of the Bench should be with respect to the use of oral and written instructions in Jury Trials. It was decided to hold informal luncheons in the Supreme Bench Chambers at 12:30 on Thursdays, beginning October 19th, to discuss mutual problems and for social purposes. Judge Sherbow was instructed to make culinary arrangements.

It was the sense of the Bench that Kr. N. S. West and his employees should be permitted to use and copy from the records of the Clerk of the Superior Court, at all reasonable hours and in such a manner as not to interfere with the work of the Clerk's office, or with other persons having business with the Clerk's office and using the books and records of the office. The Secretary was directed to so advise Ur. Pittman, Clerk of the Superior Court and Mr. West.

There being no further business, the meeting adjourned.

Comi maluton

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Secretary.

Supreme Bench of Baltimore

October 6, 19U.

The Honorable,, The Suprene Bench of Baltimore City, Bon. K. Comroll Smith, Chief Judgo, Court House, Baltimore \* 2, Maryland.

Gentlensm\*

IsnettiAtely after oar appointment as a special Court Bouse Caanlttee m made a coaplst\* surrey of the interior of the building. We interviewed the Court Clerks, department beads, and others occupying space In the building. We also conferred with the City Solid tor. Chief Engineer, the Buildings Boglneer find tho Superintendent of Buildings\*

0e find the present quarters ovor-crenrded, idth nuoh needed space unavailable for certain court clerks and other officials, while at the seas tine ft great deal of apace is mated\* *Tba* building is dirty and badly In need of washing and painting. Tho heating system is inefficient; sos» offices aw so cold In winter BBployoes cannot work in them, nhlle In eane parts of the building windows Buat be kept open In old-winter because of the intense heat. Court clerics complain of papers dry-rotting and crumbling because of tho heat. Dust from the ventilators *ia* oo great the ventilators are kept closed.

The roof leaks in some plages, and the Bar Library and others have had books land papers Injured by rain, while painting on the nails has scaled from the effects of the rain.

Some court room have cound proof oatorlals on the walls and oeillnga, \*Mle others do not\* Some court olerica have jaodora fluorescent lighting i&lla other offices and court rooma have an archalfl Hflh^ig system with bulbs Biasing, oto.

-1-

Window shades throughout the building are missing, torn, or full of holes\* LlnoleiM is rotten and in bad shape\* Chairs are broken and not repaired or replaced.

Beautiful mural paintings have an acaumlation of dirt and dust. Fins tilled floors are worn and broken in spots and are left mrepalred\* Furniture and wood-work hare not been varnished or painted for years. The elevators are antiquated, slow, and frequently out of service for repair. Sone court rocas have clocks that run, while others have clocks that have been out of service for years and not removed\* In SON places both serviceable and unserficeabls docks hang on the walls\*

The toilet facilities are disgraceful. They are Inadequate and In *Beam* instances worthy of the attention of the Health Department. Firs hose signs are on display, but the fire hose is god#Tg-

The present conditions are not of recent origin, but result from the f sot that the needs of its various occupants for space have greatly increased since it was built, and ovar a very long period of time the building has been allowed to fall into a sad state of disrepair\* In the rooent past the condition has been aggravated by material and man-power shortages caused by the war.

the Court Rouss is a beautiful structure, well-built, and only about fortyfive years old. However the interior has been chopped up, sub-divided, re-built, and added to, from tine to tine, all without any general plan or scheme. Sone court clerks have built mnianiTw floors for their expanding needs. In the State\*a Attorney's Office a balcony was built that has destroyed the beauty of the office, and at the •me time provided Inadequate and uncomfortable space for his staff. Sis Sheriff has on\* cell for the use of male and female, white and colored prisoners. So far he has •snaged by the use of good judgment to avoid any difficult situations-

The Record Office needs mors space for land records. Part of the staff Is on the third floor and part on the basement floor. The City Solicitor has his rtaff on three separate floors. She Probation Depsrtaent is scattered all over the grotiad floor. The state's Attorney has hla offices In separate parts of the first floor. The Grand Jury has a crowded, dlrt7 toon with att wren worse ante-room for waiting witnesses\*

This Is only a part of the picture, bat It give\* sons Idea of present conditions. Thar\* 1B nach wasted area while there is an urgent need for nore space\*

Son\* tine In the future a new Court House mast be built, but we believe, with efficient re-arrangement of space, soae structural changes, and capable canagenent, the present building can be economically and satiafactorUy need for a long tine to cone. We do not believe it will be necessary to add any new stories to the present building\*

First we raoc—and that a ecaqwtent architect be appointed by the proper city officials to sake a complete surrey of tho building. At the same time the Suprene Bench should hare a standing Conadttae on the Court Bouse\* Together they could plan for re-arrangemBnt of offices, a more efficient utilisation of space, and the preservation of the harmony and beauty of the structure, Boofing experts and beating engineers could aake surwys and reports that would show what was needed for lasedlate repair and what would have to be delayed until materials could becoae available.

The arohitvot could plan the re-arraugssMnt of offices, eta.,, from an Qvexwall point of view\* For oxanplo, a complete rw arraffilmi—t of the State's Attorney's Office, the Clerk of the Criminal Court, Grand Jury quarters, Domsstlo Relations Department of the State's Attorney's Office, could be mads, so that aopl\* space could be proridad, the offices sodemised, toilets installed, etc., and It is entirely liJraly that no additional epsee would be required.

i Anctor instanoei the Bscord Office needs more room. We suggested to the dark of the Superior Court that he considor Including the oorridor adjoining the fronte Street side of his offices as a part of his space. As an alternatir\* a balance over the center record library night be considered. Be reports that bis

-3-

needs for nine years could be zut by the first suggestion\* and fifteen Tears by the second. Only a qualified architect could determine which plan i« the JDOM feasible\* and which one should be adopted.

A plan fcr aoderoiiing all the clerks<sup>1</sup> offices could be worked out. Filing experts could be called in to suggest plant for re-vanping the present system of keeping records and filing papers.

The Supreae Bench Committee could suggest and cooperate, and could also bars some responsibility for seeing that the work gets done\*

Ve are pleased to advise you that this suggestion for the appointment of an architect has net with the approval of the various city officials whoa we ban consulted.

If and when the Supervisors of Sleotions HOTS from the Court House, space should be provided for the staff of the Juvenile Court. At present the clerical staff\* doctors, social woxlesrs, etc., are located at 327 St. Paul Street. Children are required to make several trips frosi one place to the other. This situation is certainly In need of correction. However, we believe some thought should be given to i&etber the Juvenile Court, even though an integrated part of the Supreme Bench, should be in the Court Howe at all, The original loan proposal was for a combined People's Coart-Jnrenile Court Building, and now la the tine to aaka a study of the entire pin ao4 decide what should be done. The loan ordinance for toe People<sup>\*\*</sup> Court Building also provides for space for Archive<sup>\*</sup> of the city. A plan should be worked out to provide for the removal of land records, old wills; court record<sup>\*</sup>, etc., prior to arme pre-determliied date to the proposed building<sup>\*</sup> *This* would provide arach needed apsce end at the sane tins would not work any ondae hardship on title examiners, geneologists and students, bocause all the old records would be In one central, ooaaaaible apM<sup>\*</sup>«

We believe that a long-range plan by a competent architect would obriato the need for a bond issue for a nor Court House, Piano hoverer would not be sufficient\* It will be necessary to have the *plans* pot Into action,

lie hare received assurances from the city officials that the 1945 budget wfH provide fond\* for Jjaadiate pressing repairs, cleaning and aaintenanoe. deaninf^ repairing, «ta», could begin gr/mrt^ after the first of the year\*

Be have recoired detailed reports f roa all department heads, court clerks\* eto\* These reports are available to the architect and Ccamdttee, but would only unduly prolong this report if jncludod herein\* As eoon as an arohiteot is appointed they can be used by him as a basis of study for the long-range plan\* Ueanwhile the citgr officials could proceed upon the iaoediat\* pressing necessities outlined above\*

## Bespeotfully submitted,

/a/ Joseph Shsrbcer

/ml &orv H, Klles

fef. <u>Bitene O'Dunne</u> Cowdttee. 69

### SUPREME BENCH CODBT ASSIGNMENT

Saturday, October 7, 1944

Thomas B. Biddiscm

State of Maryland TS. Philip P. Silbert

State of Maryland William GreemCeld

No. 2171, Docket 1944 Hay Tens Fromi Tucker, J. Charge) Lottery, etc.

ourniled

# i Report Of Special Court House Committee] Is Adopted By Supreme Bench Of **Baltimore** City

Following a lengthy dlKiiwdon! on Saturday Uic Supreme Bench or Hoillranro adopted a typorl subnilttodllf U by Its special Court House Committee, composed of Judges Joseph Shorbow, Emory n. Nile\* and Eugwae **O'Dunne** 

shortages caused by the war.

After enumerating n number of ditccts in the liulldlne the committee recommends tint a competent ardiltecht be appointed to make a complete survey of the building and plan a rearrangement of offices from an over-alt point of rlcw.

The report of the committee In full follOles

Tho Honorable, The Supreme Jlcnch of Baltimore City.

Ban, W. Conwelt Smith, Chie/Judge,

Court Ilouiu, llaUimorc-S, Maryland.

Gentlemen:

Immediately after our appointment us a mwclal Court House Committee we mode a complete sum? of the in-terior ot the building. We Intervlewrd thio Court Clerks, department head\*, and nff w oi-culiviug space In the build-Ing. Wo also conferred with the Cltv Solicitor. Chief Engineer, Uie Buildings EiiRiueer and the Superintendent of Buildings.

Wo find the present quarters over-crowded, with much needed spece un-available for certain court clerks and i other officials, while at the MIUK time building is drivy and budy in used of washing and pulnting. The henthif, written at hencement - the henthif. system is inefficient; some offices are work in them, while in some part\* of Uio building windows must be kept open In mid-winter becault of the teuM bent. Court dorks complain jmiwrs dry-rotting and crumbling bo cauHu of the beat. Dust from the ventilators Is so great the ventilators are kept closed.

The roor leaks in some JIUIMS, and tha Bar Library and othent have hnd hooks nnd papers Injured by rain, white painting on fbc white lins scaled from the effects of ibe ruin.

Somo court rooms have sound proof mntermls on the walls and ceilings, while oilier\* do uat. Some court clerks hnvo modem fluorescent lighting whilo other offices and court rooms luive an arvialc IIRIIUIU: HvHkin with bulbs UiltMinh, etc. Vintlow hades throughout the build salnz. torn, or full or hole\*, Linoleum is retres aid In kid ahnpu. Clinira ai'u broken and not repaired or replaced

Ikaulful moral paintings have an accumulation of dirt and IUML King fleil floors are worm and broken in The committee, after ranking a. ther oush survey <1/ the Interior of the iulidbw and interviewing Our Clerks, department hrads and City allkink, found that bestructure tum been in-lowed to fait Into a "sail state of din-repair," which has been agarvated "stortages caused by the war." su the walla

Tho toltet fndlitlfR are disgraceful. They are Jundcquate and lu some In-lancen worthy of the attention of Uie; ficulth Department. Bire how signn re on display, but Uie Ore hose is mliulng.

Thu present conditions arc nut of, recent origin, but reduit from the fact ( Tur spece facts of the various explained for spece facts of the various explained with the special special special special period of time fice smallers has a special upper the special s nic war

It war. The Court Home' is a benutif a structure, well-built, and only about tory-flev years old, marrever, the la-terior has been diopicd up, sub-di-terior has been diopicd up, sub-di-wild, richult, and miled to, sub-di-terior the state of the state of the point meaning flows the state of the state of the share of the state oldered prisoners. So far he lins man-colered prisoners. So far he lins man-colered prisoners. So far he lins man-colered prisoners. So far he lins man-tion and uldCode Hinautons The Niccol Que needs more HIMC.

Tho Itccord OQku needs more HIMC for land records. Part of the staff is for land records. Part of the starf as basement flew. Tilf City Solicitor bus His staff on three separate floors. Too Troballon Department IB scattered all orer the juroud Door. The State's Attorney has his oukce in senarato parts of the Drst Door. Tho Grand Jury hns a crowded, dirty room will an error worse anter-como for williog witnemer.

This is only a serie and picture, a it gives some iden of present con-ditions. There is much wasted irres while tight U an urReut need for niore

Some Ume in tho future is new Court HOIKO must he built, but-"Ith cnicient renrrungement of space imp structural chances, nud capable </ management, the prewnt building en *tje* economically nml satisfactorily used ipr a long tune to eume. \_Wj> do not believe It will be necessary to add oing new stories to tho present building.

First-we recenting that a Com-intent architect be appointed by the proper city of the building. At the some Unit the Supreme Bench about any a standing Committee on the Cont Uo<sub>1</sub>.«. Together they are for rarramment of office, the least utiling Unit of spury. Wilk-least utiling Unit of spury. First we recomniciid that a com furveys and reporte that would si what was needed for Immediate repar-nd what would have to be delayed an

and what would have to bo delayed and if materials could become available. The mrchitect could plan the workal with of view. For example, a complete rearrangement a complete rearrangement of the counter of the the Criminal Court, Grand Jury out the Criminal Cou

Installed, etc. and it Is entirely likely space would be re-

Another lustance: The Itt-curd Office Another lustance: The In-cord Ome-leck more in Superior Cord Laboratory to consider Including, the cornidor Bi-tro consider Including, the cornidor Bi-nomine the Paytette Street MW of hits offices as a part or bin masses. As an intermitive a blackony over the payter reports that like needs far nine year, could like juite by Uo first qualified architect could determine which film In the more feasible, and A nino for modomlish?" all tho clerics?

A plan for modornlsln? nil tho clerks A plan for modornisln? nul the clerks' omca could be worked out. Fillne, iwrts could be called in to «URRe, plans for revention the present system or keeping records and fillnip papers. Tho Suppeme Bench Committee could assource and a support of the plane of the nove nome it sittinsibility for seoins that the work ECU done.

We are picasml to advise you that tills luccestion for the appointment of tect Ins met with Uic approval it the vifloiiH city of Icalfl whom we aulted

This Supervisors of Elections occupy "MTE part of the ground holo of tho Corn Bonio on the Pslucton Street effect Thermunetra are crowedd and maintent should be housed chowsher; with the bin-choograd to permit their remoral from the Court nonse. At the present thomo plans are oclene modo for the proposed Poople's Court BinM-iss and other munipal similariters. Wo consideration ho given by the mchllwa-the indication of the transmission of the similarity of the transmission of the transmission of the similarity of the transmission of the transmission of the similarity of the transmission of the transmission of the similarity of the similarity of the transmission of the similarity of the similarity of the transmission of the similarity of the similarity of the similarity of the transmission of the similarity of the sis of the similarity of the similarity of the simi Tht Supervisors of Elections occur to inclusion of the Supervisors of Elec-tions on the ground floor of one of these buildings.

If and when tic Bupen-loom of Elections move from the Court How, jaweo should Dc provided for the staff of of the JuTcnllc Court At present the clerical staff doctors social workers etc arc located at .127 St. Paul Street Chlldren arc required to make several trips ifrom ono place la tic other . This situation is certainly lo need of corrw-'Uon However we believe some thought should bo Riven to whether thic Juvenile Court, even though an Integrated part of thio Supremo Bench, should be, In the Court House at nil. Thie orlsliml loan proixMal was for a comtilncil Pco-]>lo's ConrtJuvenlle Coart Bulldinc and now Is the time \o mnke a study of the entire plan and decide what should t» done

The loan ordinance for the Peoplen Court UildMk nine provides' for space for Archives of the city. A flan should lie worked out to provide for the remend of aland records, old wills, court regord, elc. prior to some pro-determined date to the proponed building uild in (be name time world not work any undae hardship OD title examiners, proclogKM and stud-inh. Accasse all the old records -would be in one central, accessible space.

Wo blirm ist a longgan a lan by a competent architect would obrito tite need for a boad tofuo for a new Court House, rinnn, howerer, would not be sufficient it will in necessary to have tho plann put Into action.

We hjive received atuurnnees from the city official\* Uiat the IMQ IIUIRCE itIII provide fandji for Immediate prew-IBE repair), cleanlik and maintenance. Cleaning, mwlrInc, etc., could beKin promptly after the first or the ycur. Wo have received detailed reporte from all department beads, court

clerks, etc. These reports are available to the architect and committee, but would only unduly prolong this report IT Included herein. As soon as an urchitect la appointed they can be used by htm m a bails of study for tilo loucroDpe plan. Mennwille, tilc city olddais contly meeped upon tho Immediate prewshen necessities outlined; above. Itespectfulj- submitted,

> JOSETK SIDLSOW, EMO&T H. NILEH, E0 DONNE

### Supreme Bench Reserves IIB Decision On Motion For New Trial

The Supreme Bench of Baltimore on Snturdoy rchened Itn decision on the nmUon for a new trial of FhIIIp P. Gilbert, who was conrkted of lottery.

Thowfut N. Uddlson, AaithInnt Stnte'fl Attorney npi>cnn-d on bi-balf of the Stflte, while William Greenfold represented Uto dcfenilant

## Supreme Bench Repeals Rules Superseded By Appellate Court

The Judges of the Supreme Ilenen of Bnttimoro adopted a resolution retlinks and repetillass ten Com<u>muni-</u> Law and Equity Itules. Toe action of tho Ikwli was taben bocaune thu rulo; bave been Aujorkfackl bitho Bratice and Procedure adopted by the Court or Appeals of i.trt adi.

Following Is the text of tho resolution rescinding the rules:

It apiwarlnc to the Bench that Common Law Rules No. 20, subject Commlesion to I'ako Testimony; No. 31, subject. Prayers nnd Instructions; No. i2, subject. Depositions; No. 47, sub-ject, Judgments by Confession: and Circuit Court and Circuit Court No. 2 Rules No. 4, subject, Comml\*slon to Take Testimony: No. 6, subject Dirccions and Forms for Executing Commileslone; No. 0, subject. Written IntermiffatoriCB: No 7 subject Carringe Execution and lie turn of Commission: No. S, subject, Ilulo Hetoro; and No. 0 subject Commissions to Several Places, have been superseded by tho General Ilulcs of Trnctlce and Procedure adopted by the Court of Appeal! of Maryland, effective September 1, 1M1, It is by the Supreme Bench of Baltimore Citj this 7th day of October, lW-i.

IEESOLTEU: Thnt Common Lnw Itulea NOB. 20, 31. 42 and 47, aud Circuit Court and Circuit Court No. 2 rules No. 4, D, 0, T, S and 0 be and tho world ore hereby rescinded and rependetl.

W. OOXWELL Surra, HSOEXE ODDMKT, EDTHIT T. DICKDSOX, J. ADS1B SILTLD, JOSCFH SHEBBOTT, Buo>r U. NIUH, Joint T, TDOKO, CIUB.II. UoTuur.

# Supreme Bench Of Baltimore City

#### STATE OF MAHYtAXD

#### VS. PHILIP SILIFJUT.

Tbo notion was argued before SMITH, C. J.; ODUNNE. DICKEn-80N, 8ATLEB. NII/ES. MOVLAN and SHKRBOW. JJ.

Tkamoi Jt. BlddUOn, AnUtant StatSt Atlnrncu, for the State.

William Orecnfoli for the defendant

SMITH. o. J.-

then west, then floutb, then west, toon then west, then houtb, then west, toon nortb, then cast, then south, nc more than a block or tiro In any dlivre thon. The officers fluully pulled along-side Set Gladstone displayed hU po-lice bndac, end asked to we tito regis-tration card of SUBerth car. TVhen bo walked to the side of thic car to receive the registration card, he obseired lot-

tlmi day.

At the trial of thio case, sensonable objection was made and oxceptitum by Die State to pro TO these facts. (in the xronnri thnt tho search was nnlmp-

Solution 0.2–0.24(A) Set: Gladstone and planes within the "presence" or "sigvey" Out June (144) Set: Gladstone and planes within the "insenses afford him lice Deportment vice sized. Do Hi in Romoledge that one la belue countil/Cd plank clothes, were seated in Police II such a «function the presence of tho Department car when the pocular be-silicor is rfBafful, and he may nrrat havior of the defendant arounds of the reserve of the 3.5 (2), IM lim. Silbert diope his cor first north, "Soc SUbversion F", State, 1701id, C33, Jim. Silbert diope his cor first north, "Soc SUbversion F", State, 1701id, C33, State, 1701id, C33

1800; SUverstohn T\*, State. 1701id. C33, 6 A (2) - 105; Gorman rs. Stale, 101 SW, 700. 7bc, 16S A. D03; Hpywanl vs. Stale, 101 ML C6S (032; ins 5A 807). The JUIKCK are in agreement that the arrest in this cace was properly mude, after the sergeant now the lot-tary slips, posted in of which was bo-request for a display of tho TCCHIfration creat was not an intervent but wan as the registration card, he observed lot-request for a display of the TCCHHration lory Bins In the open clove compart- card was not an arrert, but was no ment Kernen to the slim and no of Card provide the state of the state of the state of the OS Silbert that he hund over the Sips. Silbert the hereton throw lattings were not in uniform 15 of no sle-ers were not in uniform 15 of no sle-cers were not in uniform the state of the state of the card of the state of the state of the state of the card of the state of the state of the state of the card of the state of the state of the state of the card of the state of the state of the state of the card of the state of the card of the state of the state of the state of the state of the card of the state of th arrested. At the elation house, and lurily stopped and nurrendered his reg-lottery slips were found to number step istration card when the sergeant iden-representite SS60.21 In piny, nil [5] (tilled lininicit. This n-arcli, made after a lawful arrest, nan lecillmatc, and o lottery slips were properly admitted evidence. (Sllventcln vs. State. 176 un evidence. (Sllv Ud. 533, 540-343).

The police officers of Baltimore City in ve lha power to prevent the com mis-ilon of crime, nnd to arrest and detain ful, and tlicsc exceptions furnish tLc offend cm for bearing without wormnt and, and unce explosits furnism the oriend cm for bearing without wormin only ground relied on In the argument whet the offices Is committed within of the motion for n new trial. (Sec. their vicn- and It Is their duty to do 0. Art. 35, Flack\* Code of 1030. nind Article\* 22 and 20 of the Md. Dill of 10 febutive them to obtain warrants ID 10 febutive them to obtain warrants ID Value 22 and 20 or net way but in the for equite mem to organi warrants in 10 fequite mem to organi warrants in 10 fequit

### Resolution Adopted By Tte-Supreme Bench On Death Of Ben! Elliott

The following resolution wait adopted hi the Supreme liench «f Baltimore, City on the denth of Ileal Elliott, deputy In choree of Division "U" (colored) of the Probation Dctiarunnut of the Bench

Mr. Elliott, who died on September 2Sth. last, 1.nd been associated with tho Prolmtlou Dfjiortii.L-iit since Juno 1st 1010

Followlnj: Is tlic complete text of tho revolution:

"At the regular nicotine of the Sa-prenie Bench of Baltimore City which ran held on October Till, 1(M4, It was, ipon motion duly made, seconded mut nrrlod:

RcKOLva), Tlint we record 1 du (Trent sorrow the death on Thursday, September 3, JtU-i, of Beal Elliott 10 eccr Hincc Tune 21, 1010, has THU ecer Hinc: Tune 21, 1010, has rreal the Hcnch ns Probation Offer and for many years prior to Ms dealh Deputy Probation Offier nt the bead uf Division "11" of the Probation De-uittnifit - helhen poilton he occupied with affer to Erentre Charles. The the Mr Affer to Erentre Charles. The the mH nKD the Jinstor of Sbnrini llnptlxl Church of Baltithoro whnse pulpt he sceipled nIncc October, 1010. Ite ivan i graduate of VtrKlnln Union Dni-crxtly, from wbicu he received the degree of mclicInr of Arm In JWIS mtiG he nas aluo n (rmdunte from the Tbodi-lopicnl .School of THIC tlnlvorntty In lopical School of THIC thuyomity in lnifi, receiving the dfTree of IlachrInr of Sacred Theology. He received the of Doctor of Divinity from Virginia Union University on June T30.

14.90. "Mr. Elliott \mathcal{mail} a man of Harling character and intendiax devotion for principle. IIIH patience. Mynorphy and intendiate the patience of the main of the intendiate of the mathcal and the main wave of this Bench, verer locally find unselfully devoted to helping people and confidence of every Judge on the Bench, and very Judge on the Bench and very all shall miss hum and feel bis loss for a great many years to come. W. CO.TWBU, SUITII, Chief Judcc,

HUGENE O'DUNNE, Knwix T. Titcxaiintx. J. Ann 6ATUH. J. OTAM MCLAXAIIA«. Buonr H. NJLJM, Tony T. TVCKKK JOSEPH SHEEROW.

### CF THS SUPREME BENCH OF BALTIMORE CITY

A Special Keating of the Suprame Bench was held on Friday, October 13th, at 12:30 A. M., to consider the question of whether or not the vacancy on the September 1944 Grand Jury, occasioned by the death of Sir. Charles S. Skipper should be filled. The question waB discussed but no action waa taken.

The Chief Judge presided and Judges, 0'Dunne, Dickerson, Sayler, Koylan and Sherbow were present.

There being no further business, the meeting adjourned.

Colui Mulusa

Secretary

•Emma S. MnMy Has''Been Appointed Bailiff To The Supreme Bench

AntouDcoment was made ir«!tcr!fiiy of the appointment or Mr\* Emmn S. Thalij-ns a Bollfit to (be supremo iBencli of BnlHmoro, Mtx, Mnhly WKH ta«iip»«| to sorro with Jmlpo Honnan IM. UOKr.

Quinenaut to order peut around and Signes by all phi Jusses; up approved at a meeting of the Supreme Bunch.

Supreme Bench of Bultimore (Ettg

W COMWELL SMITH CHIEF JUDGE

BALTIMORE Z. MARYLAND

Octetor 16, 1944\*

Honorable John 'I. Tucker, Honorable J. Abner sayler\*

Dear Judget-

Ihe inaction of tho Bench on the death of a menber of the Grand Jury who correct and is supported by procodont.

the lav with regard to the selection and drawing of a Grand Jury of twenty-three persons Is mandatory, and not directory merely. (State vs McKay, 100 l'.d, B2£, 630) State vs Vincent, 91 Jd. 718, 723) Green vs Stcto, S9 : d# 126; Stato vs. Sc&rborovfh, bb :d> 360j Clare ve L-tate, 51 i.'d. ie3)« So that, tillile thio objection nay be waived, by pleading to tho rrorlte (Lyere VE i»teto, Qo Mt 207, 210j Green va otate, supra), yet when It is properly raised by plea in abatenoat, or by derewror, the objection that the Orand Jury at its organisation conaioted cf only ffienty-tvro instead of twenty-three parsons aa required by Law is ratal" to tho inolctmont (State VB Vincent, 91 Md, S18, 727).

But if it appear from the record, or if the fact may be inferred free: the nant of direct challenge, th\*it the Orand Jury at thb time of organisation «au coirposed of twenty-three persons, then the fact that the Oranc Jury thbreai't^r (whon an indictment was found) vaa composed of only twenty-two persons will not invalidate their action whether thi- diminution In number was caused ty one since being excused (because he could neither read nor write English, ofeate vs ticTiay, 100 Kd» 622, 631) or by one having sinco died (State vs Scrborou^h, 55 Kd. 350.)

Very Pruly yours, if. Conwell SiZiith\*

cc - Judge O'Dunne Judge Dickeraon Judge I.'ileo Judge Fioylan Judge Sherbow

## OP\_THE\_SUPREME\_BSHCH\_OF\_BALTIMORE\_CITY

At a Luncheon of the Supreme Bench, on Octooer 1944, 26th,/the reappointosent of Ur. John ts. Coan, as a deputy clerk in the Circuit Court No. 2, was approved.

trin Dercunon

Secretary

## MI IB IE 5

## OF THE SUPRSLia BENCH OF BALTIFFINE CITY

A Luncheon Iteeting of the Supreme Bench was held on Thursday, November iind, 1944, at 12:30 P. li. All of the members, except Judge KcLanahan, were present.

The Committee on a proposed increase in the salary of 1'x. Howard 8. Matthews, Trust Clerk, made its report, and after some discussion, action was postponed until the next meeting of the Bench.

The reduction in the budget of the Supreme Bench was discussed, and Judge Niles **was authorized** to take appropriate action to have the reduction restored to the budget, and if necessary, the matter should be referred to the Budget and Probation Committees.

A Committee of the Bar Association, consisting of President Manley, Messrs. Charles C. Page, William D. Uacmillan and Herbert K. Brune, Jr, discussed with the Bench and submitted for its consideration, the suggestions heretofore attached as part of these minutes.

There being no further business, the maeting adjourned.

Colin Dickerson

Secretary

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## (A Feasible FOIB of Announcement)

Hi order to secure a MN unlfono procedure with respect to til\* practice under Rule 6 relating to "Instruations to the Jury", the Supreme Senoh nakes this following general statement of policy, •hion Is not Intended to have the binding effect of a pule of courti

me Court will usually find It desirable to orally obarge the Jury. Bt order to aaalst the Court la the preparation of Its charge\* counsel will be expected to submit written prayers for Instructions on the points which they wish covered by the obarge.

Th» Court, In the absence of olrsunstancee which in Its opinion require other action, will adhere to the following procednr\* •lth regard to prayers which are submitted.

(1) If the Court does not Intend to charge til\* Jury orally with regard to the subject natter of a prayer, it will foaaally grant or refuse the prayer\*

(8) If It <u>does</u> Intend to charge the Jury with regard to the subject matter of a prayer, and disagrees with the proposition of law there set forth, It will formally refuse the prayer\*

(S) If It does Intend to oharge the jury with regard to the eubject matter of a prayer, and agrees with the proposition of law therein set forth, it will either formally grant the prayer or It will Inform counsel of Its Intention to Incorporate the substance of the prayer (with such modifications as It may Indicate) in the obarge•

## MINUTES

### OF THE SPPRBMS BENCH OF BALTIMORE CITY

A Meeting of the Supreme Bench of Baltimore City was held on Saturday, November 4th, at 10:00 oclock A. !f. All of the Judges were present, with the exception of Judges UcLanahan and Tucker, and the Chief Judge presided.

The following were, on motion, admitted to practice before the Courts of Baltimore City:



The motion of Roland *i*V. Johnson for d new trial from his conviction of rape, assault with intent to rape and common assault, in the Criminal Court of Baltimore, was argued and submitted. The motion was granted with respect to the first and second counts, in which he was charged with rape and assault with intent to rape, but was overruled with respect to the third count, in which he was charged with coranon assault.

The motion of Maurice Bailey from his conviction of lottery, wa3 argued, submitted and overruled.

The motion of Jacquin 0. Bejar from his conviction of rape, was argued, submitted and granted.

Hyrecommunications of Probation Committee,

The motion of Donald Brooks, from his conviction of murder, was argued, submitted and overruled.

There being no further business, the meeting was adjourned.

Cottin Melanom

Secretary

### Supreme Bcuch Overrules" New TVioI Motions In Criminal Cases

Four motions for new trials were urgail before he supreme<sup>4</sup> Beach of Baliamore *m* Shurhaly, two of wild it and the superstanding the superstanding motion statu were overnueld were findle of Maurice Bultoy, convicted of lottry nm Deamil Jirocks, who was cree. Auchm Stilleon Assistant State's Auclany's apparent on beliaff of ho State in the Bailer cose, willio he and Aulstont State's Automey Join O. ho Brooks case. - Appanentiu were filmh hemit by the

tho Brooks case. - Argunchit were filfin henril by tic Bmcli on new trial motions Died by JiolanJ W. Johnson and Jaetioli O. Pejnr. troth of iritom wore convicted of rape. Declinol on tippic cases was ieXuml by Uic Jurists. State's At-tomey Bernud O. Peter represented tomey Annual O. Peter represented tomey Annual O. Peter represented to the Annual Markow and this defendant In the Johnson case. Ellis Xcvl(.nml PlifUji H. Goodman appeared fnr tho dc/cndaDt and 3fr. Welw for the Sta'.c ID the Bejor cam.

Sat.. November 4. 1944

Bernard G. Peter

State of Maryland vs. Roland W. Johnson

Bo. 3127, May & Sept. Terms, 1944 Charge: Rape, etc. From: Tucker, J. Veraict: Guilty Bapers reed. Oct. 17, 1944

"hand to 1" 02" Courts Monely 90 43" Court

Anselm Sodaro

State of Maryland vs. Maurice Bailey S. Alfred Uund

Joseph M. Hvatt

Ho. 3?63, Sept. Term, 1944 Charge: Lottery From: Tucker, J. Verdict: Guilty N. G. as to Dominic, 2nd Deft. Papers reed. Oct. 17, 1944

ounder .

John C. Weiss

State of Maryland vs. Jacquin 0. Bejar Philip E. Goodman

Robert F. Leach

Bo. 3274, Sept. Term, 1944 Charles and the september of the september of

hand

Anselm Sodaro John G. Weiss State of Maryland VS. Donald Brooks alias Donald Whitney

Ho. 3224, May & Sept. Terms, 1944 Charge: Murder From: Sayler and Tucker, JJ. Verdict: Gulity Papers reed. Oct. 25, 1944

aumler

1\

Supreme Bench nf Baltimore City

ENORY H. NILES

November 3, 1944

Hon. W. Conwell Smith, Chief Judge, Supreme Bench of Baltimore City, Court House, Baltimore, Maryland.

Dear Judge Smith:

The Probation Committee reports that after an examination held by the Chief Probation Officer, and personal interviews between the applicants and the Probation Committee, this Committee recommends for appointment as probation officers of the Probation Department, the following persons for the usual probationary period of six months, \*at an annual salary of \$1,800.00:

> Division "A" Miss Frances L«Shores and Mr. Edward Hodes.

Division "B" Mr. Frank D. Harden.

Respectfully yours,

Chalfd h , Probation Com-

EHN/Jp

approved UN 4, 1900 a Dunch meeting

## Supreme Bench of Baltimore Cite

EMORY M-NILES

#### November 1, 1944

Hon. W. Conwell Smith, Chief Judge, Supreme Bench of Baltimore Glty, Court House, Baltimore, Maryland.

Dear Judge Smith:

The Probation Department of the Supreme Bench recommends that the vacancy created by the death of Probation Officer Beal Elliott, as Deputy In charge of Division B, be filled by the appointment of Probation Officer Harry S. Cummings, Jr., at a salary of \$2,500.00 per year.

This appointment was recommended by Mr. William L. Stuckert, Chief Probation Officer, under date of October 5 in a letter addressed to you. A copy of that letter is attached hereto, together with the copy of Mr. Elliott's letter, dated March 17, 1930, with respect to the original appointment of Mr. Cummings as Probation Officer.

mittee.

Respectfully yours,

Chairman, Probation Com-

EHN/Jp

in Bend meeting

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## Probation Department of TLc Supreme Benck of Baltimore City

WILLIAM L. STUCKERT Chief Prebation Officer 24

Court Home

Baltimort-2 Maryland

Octobor 5, 1944.

THE HONORABLE W. COMMELL SMITH CHIEF JUDGE: THE SUPHELE BENCH OP BALTIMORE CITT COURT HOUSE, CITY

Dear Judge Smith:

With reference to filling the vacancy created by the death of Probation Officer Beal Elliott, as Deputy in ehargo of Division "B" of the Probation Department, if aslood to recommend a succeBSor I would suggest Probation Officer Harry S. Curamings, Jr.

Ir. Cummings was born in Baltimore, Maryland, on April 4, 1905, and was the son of Harry S. Cuntmings, who WOB a member of the City Council for twenty-six years.

Mr. GummingB graduated from the Frederick Douglass High School in June, 1923. H« graduated from the Lincoln University, Chester County, Pennsylvania, in June 1927 and received the Degree of Bachelor of Arts.

He taught General Science at the mentioned High School from Soptember 1927 to June 1928.

He was a candidate for Probation Officer when the first examination was held under the present administration in January 1930, and was selected from the four of his race who took the examination. At that time the Probation Comittee requested the late 3eal Elliott to study the qualifications, including the personality, of these candidates.

On Uaroh 17, 1930, Mr. Elliott made his report to me, a copy of which is hereto attached. What ho states concerning Mr. Cummings has been justified by tho faot that the latter has been a member of the Probation Department staff for over fourteen years.

On April 4, 1930, Mr. Cummings was appointed Probation Officer of Division "B" and assumed the duties of his office on April 15\* He has remained a oanber of the staff continuously, and hi6 efficient service has been rewarded by appointment BS Assistant to JJr. Elliott, with increases in salary.

He has proven to be an efficient and conscientious Probation Officer, and knows how to get along with people in a satisfactory manner, has always been able to work harmoniously with his immediate associates as well as all of the members of the Probation Department staff, and in my Judgment merits the promotion -Daputy in charge of Division "B" of the Probation Department.

All of which is respectfully submitted.

Very respectfull

Chief Probation Officer.

7JLSiEJS 2nc.

HWob 17, 1980.

Mr. William L. Stuekert, Chief Probation Officer, Supreme Benoh of Baltimore City, Boom Ho\* 5, Court Bouse, Baltimore, Marvland.

Dear Sirj-

I respectfully recommend that Harry Sythe Coamings be appointed as Probation Offloer for DiTilion B of the probation Department of the Supreme Bench of Baltimore City.

Of the four man who •uooeaifully passed the examination, I consider him the aost eligible for the following reason\* t

(a) He stood first in the written test.

(b) Bis-^qualifications at to soholastio attainment amply meet the requirements suggested by the aximiars, in that he oones from an "A" olaas oollega, whose standing admits him unconditionally to the professional graduate sohools of tho best universities in this country\* I have in mind such universities as Tale, Harvard, University of Pennsylvania, Columbia University, Oniversitj of Ghittago, asd institutions of tho calibre of those\*

(o) Personally, he is admirably frankj possesses poise; and has a personality that would certainly inspire respect from those with whom ha would have to deal in the Frobatinn Department. Be has smbitlon, and is industrious. At the death of his father he was left without acans to further his education. He did not depend on his family, but worked his way through school doing menial work of different types to defray his school expenses. 2 am reliably, "informed by persons of unquestionable sincerity, who saw him at Saratoga Springs, How York, where he was employed as a waiter while working his way through solool, that in spite of the sporting element with which he was thrown in oontaot at this resort, he deported himself so manly and so far apart from his associates, that he was generally admired and respected.

He has always lived in Baltimoret knows the oityj and ie oreditably known by folks in general in the city\*

(d) Be comos from a family whose general public spiritedness has bean a decided asset to this community. His paternal grandmother for a mmber of year<sup>2</sup> was a leader among Negro women in uplift work<sup>2</sup> One of the women's dormitories at Morgan College is named for her in recognition of her a crivities in that direction. Bis father was in the City Council of Baltimore for twenty-six years. Bis aunt. Hiss Zda £-Ctustings, has been connooted with the Baltimore Sohool System for more than twenty-five years. For more than twenty years she has been the President of the Colored Eapty Stooking and Fresh Air Society, which organisation conducts a ton aoro resort farm at Delight, Harylsnd( where the poorer colored children of all section of Baltimore are each sumaer gathered in groups and given a two weak outing. This aunt was also the President of the Maryland Federation of Colored Woman's Clubs, and is an

outstanding ohuroh woman, having on several occasion\* been elected to

the general Oonference of the Methodist Bpisoopal Church.

It nay be thought that a young man possessing theas personal traits, and having such a bailtground might be too ambitio'un to be a Probation Officer, and too honest to swear that he will never aspire to anything higher or hotter. Any man whose only ambition is to be a Probation Officer\* nothing more, under any oirouButance, is not fit to be a Probation Officer, A satisfied man is a dead nan\*

> Hespaotfnlly sabmittod, /s/getl Elliott ProbRtion Officer.

(2)

## JJIHIIISS

### OF THE SUPR5ME BENCH 0? BALTIMORE CITY

A Luncheon Keating of the Supreme Bench was held on Thursday, November 9th, 1944, at 12:30 P. IS.

The Chief Judge submitted a form of Resolution for the instruction of Juries, and it was decided to request the Chief Judge to Bend a copy of the Resolution to the Committee of the Bar Association, and to **each member** of the Bench, as representing the view taken by the Bench.

The Chief Judge was requested to ask lir. Luther Pittman, Clerk of the Superior Court to send a set of the Maryland Digest to each member of the Bench for use in his work.

There was a discussion of the filing of Opinions in the two Rape cases of Roland W. Johnson **and Jacquin** 0. Bejar, who were granted new trials. After considerable discussion, it was decided that Opinions should not be filed in these cases.

Cothin Deepuron

"Secretary

Decisions On Motions For New Trials Announced By Supreme Bench

The Supreme Bench of UtilUmore yesterday granted thio use virial motion of Jncquh O. Bejar, who was convicted youn a climsv " rape. The motion for all now trial of Ilofund TV. Johnnon, found guilty on a similar charge, woo granted DM to the Urn and second count to third count, under which be is cuarged with common assault Ellis licitud and Thillp II. Ocodmian wroo the attorneys for Bejar, while loseph of. Wynt represented Johnson. Supreme Bench Baltimorr QJitu

W CONWELL SHITH

BALTINORE Z. MARYLAND

## November S, 1944\*

Charles O. Pare, Esq., 30G Title Silding, Baltimore-2-Maryland.

Dear Mr # Page :-

Thio \*-miprome Bench haa considered the subject brought to its attontion "dy your Committee, namely, InstructlonQ to tho Jury under Trial Itule #6. While the Jench has not taken any formd action In the matter, it is the sense or the memberG of the Bench that it would "bo proper tc adopt a goneral resolution siP.iICP to the one which I enclose to you herewith. This resolution ia not as broad as the one suggested by the Committee, but the members of the Bench feel that it is as far aa the Bench ought to go in attempting to achieve co'.e uniformity in practice which is desired by the Bar\*

Yiben your "oncnittee has hua an opportunity to consider tU6 proposed resolution, will you please let me hear from you.

Very truly yours.

W. Conwell Smith.

cc- Judges O'i/unne . Dickerson' Sayler Kiles 'Pucker ^oylan Sherbow Mason Moeer 88

RESOLVEDt That in jury trie!a of civil cases counsel ought to be encouraged to make thorough preparation of the lew, and to submit written prayers as permitted by trial rule Ho. 6 of the General Rulea of Practice and Procedure adopted by the Court of Appeals\* That the court in oil cases in «3ich written Instructions are to be given should make formal rulings on the prayerej and in cases in which the Jury is to be Instructed orally, should inform counsel In advance of the oral charge, of its proposed action on the prayers, whether to grant or reject them, or to substitute an oral charge In place of them.

No chango in the rule itself should be permitted to narrow or reatrlot the breadth of discretion committee to the trial judge in the selection of a method of instructing the jury appropriate to the needs of the particular case.

## KLOISS

## 0? THE SOPHEME BENCH OF BALTIMORE CITY

A Luncheon Meeting of tha Supreme Bench was held on **November** 16th, 1944, at 12:30 P.K. All of the members of the Bench were present, except Judge KcLanahan.

The report of the Committee on the question of whether or not additional Examiners in Equity should be appointed, made its report, in which it was stated that the Bar Association opposed the appointment of any additional Examiners. The Committee made no recommendation. After a good deal of discussion it was the sense of the Bench that no additional Examiners should be appointed at this time.

The Committee on the application of Mr. Howard 3. Kitthews, Trust Clerk, for an increase in his salary to \$5,000. a year, made its report and recommended the increase. After full discussion, it was decided to request the Legislative Council to endeavor to have the Legislature amend the law, so as to provide for a salary of \$5,000. per year for Mr. Matthews.

There being no further business, the meeting adjourned.

Comin Ducum

Secretary

### MEMORANDUM

A motion was made, duly seconded and unanimously carried that the Supreme Bench of Baltimore City recommend to the Legislative Council that Section 486 of Article U of the Public Local Laws of Baltimore City (1938) be amended to increase the salary of the Trust Clerk to the Supreme Bench to Five thousand dollars (\$5,000.00) annually.

-000-

Sovoober 17, 19U.

Daniol C. Joseph, Ssq., Uaaon F. liorTit, Esq., Oeraltl IT. Kiil, Ssq., Paul R. Haoaanoonp, Koq. Hysmn Poul Hone, Esq., Baltiooro, Ifnr/lond.

Dear 31rs:-

At a oeeting of the Suprooo Bench it vac dackdod that for the procent there be no Irtcreaaa in the nuaber of Equity Ertnmlncra.

loura very truly,

Jccrotary of the Supremo Bench of 3olUoore City.

# Kixa is s

# OF THE SUPRSFI BSWCK-0? BALTIMORE CITY

A meeting of the Supreme Bench was held on Friday, December 1st, 1944, atJ1:00 o'clock A. kf. The Chief Judge presided and Judges, O'Dunne, Dickerson, Niles, Uoylan, Sherbow and Uason, were present.

The following were on motion, admitted to practice before the Courts of Baltimore City:

Four New Attorneys Admitted To Practice By The Supreme Bench

Andrew tee Owlnn, Jr., J. Cuftrlcs Sorter. J. Frank Boyd ami James A. Pine were admitted to practice ns memiem of Die Dnlthmoro Bar yesterday by the Supreme llencli of Baltimore.

The motions of Horace A. Heinze and Henry Schaefer for new trials from their conviction of Larceny in the Criminal Court, were argued, submitted and overruled.

The Chief Judge read a letter fron, Ur. Charles 8. Pa-^e, acknowledgeing the proposed Resolution, with respect to instructions to Juries in Civil cases. A Resolution embodying the conclusions of the Bench, was passed and filed with the Clerk of the Supreme Bench.

Hr. Frank C. Robey., Clerk of the Court of Common Pleas, submitted the appointments in his'office, set forth in his letter attached hereto, and on motion, the appointments were approved.

The Chief Judge requested that nominations for the January, 1945 Grand Jury, be sent to him.

Judge Niles was requested to write an Opinion in the case of Hainze and Schaefer, above referred to.

Judge Sherbow reported that \$1400.00 had been allowed in the

# & I H U X S £ (Continued) U/1/44

Budget for loud speakers in the Court Rooms, and Judge Niles reported on behalf of the **Probation Department** that the two colored appointees had been placed in the Budget, and Ur. **William** 

L. Stuckert, Chief Probation Officer, had been granted **a raise** in salary.

There being no further business, the **meeting** adjourned for Luncheon.

A Luncheon was then held, with the above mentioned Judges, and Judges Tucker and S3.yler,ana Judge /.illiam L. Henderson,

of the Court of AppealB, who honored us with his presence, also attended.

Resolution Adopted By The Supreme Bench ; Yesterday , ]

The followliik resolution pertaining: to the nreimration and submission of writieu prayers in Jury trifnis of civil en MM, wim ndopted by Uic members of the Supremo Bench of Baltimore yewter, ilnr:

December L IOM. Raolvord: That In Jury trials of civil canes coursel ounbt to he encouraged to make through preparation of the law, and to submit written prayer as permitted by trial rule kor. Go the reduce adopted by thir Court of Jppeals. That the court in all (CRX in whild written Instructions are to be from sould make formal rules" of Jury Ia to be Instructed orally, should findrem counted to advance of the east prayerw, whether to Brant or refeet them, or to atbuttute an ovel charge in place of them.

No change In Uic rule Ittclf should be permitted to narrow or restrict the breadth of discretion committed to the trui jndco In Uic selection of a mot tod of inetructine Uic jny pproprint meeds of the particular case. W. Coxwiax Sumt,

DODIWE DOWNET T. DICKESSON, J. AHCS SATLEM EMOUT H. NNXA, JOHK T. TUCKEB, CRANSS B. SORA JOSEPH. Siliauow-, JOSEPH. Siliauow-,

Certim Meekeran

Secretary

## Supreme Bench Judges Hear Arguments On Motions For New Trial

The badge<sup>6</sup> of Use Superner lientific limitations of the Superner definitions on the filew trial motions of Homit A. Licinie and Henry Schnefer, who were convicted of larceny. The Bench reserved if deficient in the matter motiplanney, ami Bernard O. Polor, Adjutant Sinke- Altoryr, npiwored on behalf of the State, while Pant B. MM represented the deformutid.

## SUPREME BENCH ASSIGNMENT

Friday. Dec. 1. 1944

Thomas N. Biddison

State of Marvland VS Robert Williams

Bernard B. Feikln E. Kilton Altfeld 05

No. 2764, May Term, 1944 Charge: Manslaughter From: Sayler, J. Verdict: Guilty Papers Reed. Nov. 1, 1944

Withdrawn

William H. Maynard Bernard G. Peter

State of Maryland Paul B. Mules vs. Horace A. Helnze and Henry Schaefer

No. 3396, Sept. Term, 1944 Charge: Larceny From: Tucker, J. Verdict: Guilty Papers reed. Nov. 6, 1944

ounded

Aaselm Sodaro

State of Maryland S. Alfred Mund vs. Robert Sommers

Bo. 3923, Sept. Term, 1944 Charge: Receiving Stolen Goods From: Tucker, Jj Verdict: Guilty Papers reed. Nov. 10, 1944

Withdrawn

Slrrir. (d)»u>

(Emxrt of (Jmttmmt Jaleas

Baltimorr. iHh.

November 30, 1944

The Supreme Bench of Baltimore City

> Hon. W. Oonwell Smith Chief Judge.

Dear Sirs:

I am reopeotfully submitting to you for your approval the following names that I desire to appoint as deputy clerks in my office.

Miss Anna R. Johnson to take the place of Mr. Milton B. Cole, who resigned on February 21, 19^2. Miss Johnson has been employed by this office ae a temporary clerk since March 2, 19\*2.

Mr. John F. Bald to take the place of Mr. George H. Leibold who died October 30, LQL-t. Mr. Bald has been employed by thiB office as a temporary clerk since February 1, 19\*3.

Mr. James L. Fessagno to take the place of l!r. Michael J. Fasquarlello who is resigning as of December 1, 19W.

I have taken up the above changes with the hon. J, Millard Tavres, State Comptroller and wish to state that these changes meet with his approval.

Respectfully submitted,

Frank C Robery

FCR/G



# 1UHUXES OF THB SUPRSIS BENCH OF BALTIMORE CITY

A General Term Meeting of the Supreme Bench was held December 18th, 1944 at-10:00 o'clock A. K. All of the members of the Bench, except Judges McLanahan and i&son, were present and the Chief Judge presided.

The Assignment of Judges to the several Courts for the year 1945 was made and an Order covering the several assignments was duly passed. Judge Koylan asked to be reassigned to the Juvenile Court to complete some unfinished business, with the understanding that he was to be relieved as soon as possible.

Among the Summer Assignments, Judge Dickerson was assi^pied to the Civil Courts from July 15th to July fismd, and to the Criminal Court from July ZZni to July Z9th.

A Rule covering the filing of motions for new trials in Civil cases was proposed by Jud^e Sherbow, adopted, and will be published in the Daily Record.

In compliance with the Rules of the Court of Appeals, it was decided that a summons should be issued for the defendant, returnable in not less than thirty days, where the plaintiff seeks an Ex Parte confession of judgment. Rule 5 of the Common Law Rules was amended to provide for a judgment Non Pros3e, in lieu of an Order of Dismissal of cases following within the Rule. It was decided that the Rule should be redrafted and formally adopted by the Bench.

On motion of Judge O'Dunne, it was resolved that there should

be a general policy with regard to the appointment of Counsel in the **Criminal** Court, but that **the matter should be left to the** Judges presiding in the Criminal Court. The Chief Judge agreed to draft the proposed Resolution and send it around to the members of the Bench.

Judge O'Dunne called attention of the Bench to the inhumanity of keeping prisoners in the lockup without food until their cases should be reached for trial late in the afternoon. Judge Hoser agreed to draft a request\*&# the President of the Jail Board **for** providing food for prisoners in the lockup whose caseswould not be reached for trial until later in the day.

The Grand Jury for the January Term, 1945, was selected. There being no further business, the **meeting adjourned**.

Auria Dece

99

Secretary

# Amendment To Rule 32 Is Announced By The Supreme Bench

A substitution for Hule £! for the Common Law Courts or the Supreme Ucnch ivdR adopted by the Bench at Its miodine yesterday.

The complete text of tho amended rale follows:

SOUTHUITION TOU HulX 32 Fo\* THE COUMOK LAW Cavma or TIM: Strraxut; BEHCH or BAi/miont: OITT, AS AIIEXPBO JAX-

PAST 10nr, 1W4 MOTIONS IN ARREST OF JUDGMENT OR FOR NEW TRIAL

Every motion In nrrwt of judgment ow (or new trini shall be Hied before {four o'clock) the official cUiting ftouri 0/ the Clerk't Office on the tfilrd Ony succeeding that upon which the vw-i diet shall have been rendered, und shall stand for hearing, without notice, out tho nest succeeding law day. AH the renaona far the said motion shall be Hied In writing within the time limited tor DUiK of Kflld motion, and no other shall thereafter be assigned without i leave of the Court. Wlien Oic third day Is Saturday, or n legal holiday, the motion snail be Hied before (four T. M.) the official doting hour of the Otcrk't Office of the n-uct svculnr day not a holiday. Intermediate Bundays land holiday\* ghall not be counted in I computing the oboca time

The prochalonn of UIIS Rule ahull (likewise apply to motions In arrest of jindgraent or for ncir trial In all case" tot Judgments entered by directola of a Judge sittlne without a jary tinder Trials Knle II of the Court of Appeals 'adopted January SO, L&U.

Parenthesis (old laui^aeo to bo deleted).

Ittlles (now langnace). Gotio (aro Article 0-1. Section 2).

MICE 0-1. Section 2). W. CotwET, Siimi, BUOEXE O'DUKXK, EDWIN T. DICKEBSON, J. ABHEO SATLXB, Eyos T B. NILTB, JOIKT T. TCCKCB, CHARLES E. SIGTLAN, JOINT MILLION, M. MORTS,

# January Term Grand Jury Is Selected By The Supreme Bench

Tho Grand Jury tot Uic January Term, 11WS, *«KBB* solected by the Supreme Uench ot Tinlthmore yesterday. They are called for Monday, Jnnuary Stli, when the local Courts will contonc Tor the Jannary Term.

>'oUon-ins 1» a complete list ol the Jurors:

Armor. George M., Sr- U8 St. Don-Bans road-

Arnold, William C, G York court, Gallfortl.

Baker, Charles B., Emersonian Apts., EatAw place and Lake ilrlre. Belslncer, Harry F., Sr., 8100 W.

Belsincer, Harry F., Sr., 8100 W Baltimore street.

Blake, Bdward Rldinrd (c), DOT X. Onrey street Colemau, TV. Emmett (c), 2020 Modi-

eon avenue. Colean, John Kalill, 2202 Boonc

street.

Collier, Kodney H., Northwood Apartments, -1325 Marlilc Hall road.

Ooot, Clarence Morrle, 310 N. Muu-

Durnil, Willinn) 11., 1007 Notthwiek

Hola. Helj. Conrad J., 3000 Volnndo road. >• Brans, David Arthur, J1-J3 Park! IIcluhL\* avenue.

Hall, narver U, 3S01 S«inola nvB-1

Irr. Henry- P., KHM St. Albntm tnjy, Erleser, G. Adolpb, 40S E. Cbnso street

Levin, Willlasi, Temple Garden Apts., Cloverdalc road and Druid Dill' Park.

Malouc, Dr. Kemp, 2T10 Maryland

Neepler, Hurry W., Sr., 3401 Duvall

Robal, John Inptist, 2410 Harlem'

Sprague street, Thomos n., 1011 B. 30th Trine, E. Stanley, 2817 Quantico avenue.

Wnlt'z, William H., Jr., 4207 Granada

Warfield, Henry Allen, Jr., 1701 Rossdale street.

# Assignment Of Judges Of Supreme Bench For Next Year Is Announced

The oastf.'nmciit of the Judges ot the Supreme IK-nch for tho viixulnfi year wn nmi on need yoslcnlny at n meatling of the Bench.

The Judges and tin- Court hi which they will icrvo Arc:

Judce Mason. Superior Court

Judce Tucker, Superior Court. Part IL

Judge Suylcr, Superior, Court Part lit

Judce 'MeLnnnhnn, Dultlmore City Oourt

Cblef Judt» Smllli, Bnltlmore City Court, Part III.

Judge Mies, Court of Common Plans. Judge Slierbow, Circuit Court

JIHIEC O'Dunne, Circuit Court No. 2. JtUco Moser, OrlmInal Court

Judeo Dickerson, Criminal Court Pon 2.

Jodffe lioylnu, Jureiiilc Dlvlulon. Judges Saylcr and Nilen to hear casat

Hung from or orders directed to the Hung from or orders directed to tho Heglslers or Voters on jvettions filed In the sorcral Courts of Baltimore City. Judge Uoser to perform the duties t>rJury Judge.

# DAILY RECORD, BALTIMORE, THURSDAY, DECEMBER 21, 1944

THE

# Rules And Resolutions Of Supreme Bench Are Amended

This Supreme Bench of Baltimore City linn announced the follow Int Immunitients to the Itulw nml Ilgson In-HH at the Bench

KtTLE 6 (As amended December 18, 10+1)

Twice Centtuued Oases

After n case lion been twice i-ontinued It shall not thereafter be listed or treated as ready for trial, but ttball remain without further call, subject to the right of either party to call It up nor trial on thirty days' written notice to the other, a copy of which notice shall be filed with the clerk; onit in such event the case ahull be posted by lio clerk In the preliminary lilt fur the trial day next after the csplratUm if such thirty-day period. No caim I.wiee continued shall he apiln coullinlled except by order of Court nud for food cause shown. All cases whkh liavo not been called up for trial within ti period of one year nftcr a second uutfnuaucc nball, at the expiration of Each period, be considered dismissed for want of prosecution, and Judciment of "non pros" shall be entered by tho clerk unless such period shall have heen u tended by prior order of Court for jood cause shown; and no case so dismissed shall therenftcr be reinstated except by an order of Court and for good cause shown. A case net for trial but not reached during tho term shall not be considered cm continued within tho meaning of ibis rule.

This rule as amended to lake effect from the date hereof.

> W. CoxWELL SMITH, EDGESE O'DAXSC. EDWIS T. DIOKKMOX, J. Ans'ra SATLEB, EMOBY H. NILES, JOHX T. TUCKER, CNANLEH E. WORUK, JOBEFIT SUUNOW, HERMAN M. MOSER

### BXSOLTITION

#### Bnpromo Bunch of Baltimore Olty (December 18, 10+1)

Rciolvcd, That tho attention of the InlOgf-n assigned to preside In the CrIrainni Court of Baltimore and the Crini-inni Court Pnrt II be directed to the necessity for the appointment of counnet 1a trials of capital crimes and other finely ecrlotik crimes, where a Jnst regard for the rlfihht of tho nccuscd may rwjulre It- (Code 1030. Art. 28. Sees, 7 nnd 8; Coato\* vs. State. 1E0 Md. 502, noo^12). Tlmt it be lert to the discretion of these, Judges to pro-Ido proper occasion to discover the leceMlty of such appointment, by sena-11 to nrrnlpninent of «uch Cflfes lin and •aneo of trini, or otherwise. In order that tho trials Khali not ho scheduled until after opportunity fir preparation by counsel linn been afforded.

> W. Cosn-na, SMITH, Bootsr. O'Dontrik, Ecovme T. DICKEESON, J. Anna SATLT\*, EMO\*T H. NILU, Jomr T. TUCKE, CBABLCS E. HOTLAR, JORGTH SITEROW E. PAUL MASOX.\*

### B,U1BC3

(Adopted December IS, 1014)

The summons for the defendant fulconfession shall as Mit to I lie Sherift within direction to make return the within thirty days from the date off functional stream of the Mit shall I) entitled to a renown of samshall I) entitled to a renown of samshall I) entitled to a renown of samshall be entitled to an order by (he Court directing notice to the desmart by politication, by posing a House door, or ollivori-ze, as the Court may direct.

W. Corral Sutm, EDUITSIN ODUITSIK, EBWIS T. DICWATBOK, AMATE SATURA EMORT H. NILES, JOHN T. TUKRA

COABLITS E. MOV. E. PACT. MAMS. HCBUATT M. MO

# <u>"K I N U T E S</u> OF THE SOPRSHB BENCH OF BALTIMORE CITY

A Special Meeting of the Supreme Bench was held at 12:00 o'clock, January 4th, 1945, for the purpose of conducting Memorial Services for members of the Bar, who had died during the past year. All of the members of the Bench were present, eicept Judge:McLahahan, arid'.the Chief Judge presided.

ISr. William R. Semans, President of the Bar Association of Baltimore City, opened the exercises and introduced the Speakers. A Memorial Kinute and biographical sketches were presented by Mivin ).!. Sturtevant and seconding speeches were made by Messrs. jendell D. Allen and Herbert K. Brune, Jr. Judge Emory H. Miles, responded oh behalf of the Supreme Bench. The meeting then adjourned and the members of the Bench met at a Luncheon, with Judge William L. Henderson of the Court of Appeals, as a guest.

Messrs. Maurice B. Block, William F. Dobbin and John L. Porter rare selected as additional.members of the January Term Grand Jury, in the place of Dr. Kemp Malone, and Messrs. William M. ftivall and Harry V. Neepier, Sr., who were excused.

The Report of the Grievance Committee on charges preferred iglinst Eugene A. Edgettwas submitted and read to the members of the Bench. On motion, it was resolved that an Order be passed against Kr. Edgett to show cause why he should not be disbarred from the practice of law. There being no further business, the "seting adjourned.

entini J. Decherson

101

Secretary

# **Deceased Members Of Bar Honored At Services** Held Yesterday •

Thic annual memorial services of the Usr Association of Baltimore CUy, In honor of those attorneys who died dur-ing tho past year, wuro held In the: Court Houso yesterday afternoon at a special session of the Supreme Bench Baltimore.

William It. Scmnns, president of the Association, opened the exercises and Introduced the speakers, whillo the Memorial Minute and bloerapblcal Memorial Minute and bioerapbical sketches of the deceased members of the Bar were presented by Edwin M. Sturtcvant, chairman fir the organiza-tions Memorial Committee- Addresses were also delivered by Wendell D. Alton and Herbert M. Bruine, Jr.

The response oa behalf of the Supremo Bench was made by Judse Emory H. Nlles and Chief Judge W. Conwell Smith presided at the ceremonj.

Tho services wcro attended by rela-tives and friends of the deceased at-torneys, members of the Bar, Court attaches and prominent state and mu-nicipal officials.

# **3 Additional Grand Jurors** Selected By Supreme Bench

The Supreme Bench yeuUnlay Re-iKled Mnurke B. Block. Enplannds Autimicuiti, agd EduntF intee (Willium V. Dobbm, 1513 Beech II veli uc. mid John L. porter, Dund AprimentB, 2028 M. Ilopit avenue, as ndditman imm-m of the humari'. Truto Animi Jarry, m in the Junari'. Truto Animi Jarry, Stu. am will Berre In the Jace and sciel of Pr. Kemp Shinoe, Willino M. Davall anil Hurrj- W. Nropler, Sr., wbo writ exeiwed. werri exciwed.

# January Term Groin) Jury Organized Yesterday By Judge Moaer

Tim- Ganul Jury tor (In- Isiuniiri)-Term wii\* orwiiilwii yesterday In the-frimluul Court by Juttce Herman JL Meier, (Swam- M. Ann or, Sr., vena, minni Iorenan of the IM&/> while Huiny I\*. Inr wir-deal punced as ajalasi Ikilimed Ha Galumino reperture and a second Kilmed Hie folioirinj; members to servo; wit tlio Penitentiary Committee: Thoinn»: 11: Pprneue, chairman; William 0. Ar-mld, K<lwnrd Itlcbanl Blake, John B. Coipiti and Maurico B. Block.

Tie Jury us orgaulied follows:

Armor, George M, Sr., 118 SL Dan-MOBroad.

Arnold, William C-, C York court, GoUford.

Baker, Charles B., Emersonian Apts-, Btttaw place and I-takc drive. BeUlnger. Harry P., Sr., 8100 W. Baltimore street.

Blake, Edward Bichard (c), 907 N.

Block, Mnurlee 1], Esjtliuuilli' Ajwrt-metna, 2510 Eutuw place. Coleman, W. Bmmett (e), 2020 Madl-

ColRon, John Rabll, 2202 Boono

street

Collier, Bodnej H., Northwood Apart-ments, 432\$ Martlo Hall rood. Cook, Clarence Uorrk, 310 N. Mon-

roe street Dobbin, William ¥., 3.113 HiH-ch nve-

2012

rich, Ooortd J, 8900 Xolando road. Bnms, David Arttor. 414& Park Helshta aveaoe. Hall, Horrey I\*, 8801 Sequoia aro-

Jrr. Henry. P., WOO St. AibaM my. KrlcBcr, O. Adolph, 403 E. Chase stree

Levin, William, Templo Qardcu Apts,, aorcrdalo road and Druid Hill Pork.

I'nrter, John U, Drnlil Apnrtnitntn. •JU2SMI Itoval flyenne.

Rabai, John BaptUt, 2410 Harlem Spraguo. Thisman B., 10U B. 30th

street. Trine, B atanley. 2SIT QiUmUco

Walthi, William H., Jr., -1207 Granada avenue

Warfield, Henry Allen, Jr., 1701 Rosedale street.

# M T O TES Of THE S'JPUME WCil OF BALTIMORE CITY

A Luncheon Meeting of the Supreme Bend, was held on Thursday, January 11th, 1945 at 12:30 P. M., arid was attended by all of the members of the Bench, except Judge McLanahan, and the Chief Judge presided.

The Probation Committee reported that it had appointed Elizabeth Johnson (colored) as a Probation Officer, assi^ed to Division "B", for the usual probationary period of six months at \$1800.00 a year, and it also appointed John B. Patterson (colored) as a Probation Officer for Juvenile Causes, under the same conditions and at the same salary. The Report of the Probation Committee was approved.

A form of daily trial record, to be kept by the Clerks of the law Courts wa3 submitted, and the report of the Committee was received and accepted. It was the sense of the meeting that a record of the work of the several Courts be kept in such form and manner as the Supreme Bench should from tina to time direct.

There was a discussion as to the discharge of Juries on the last day of their Term, as Law Motions are usually disposed of on these days. Such a proposal met with the approval of the Bench. There being no further business, the meeting adjourned.

Certin Dianom

SioTetary



Probation Department of The Supreme Bench of Baltimore City CourtHouse Baltimore-2. Maryland

WILLIAM L. STUCKERT Chief Protestian Officer

January 10, 1945.

THE HOKORABLE EMORY H, HIL3S, CHAIRMAN: PROJATIOH COMMITISE OF THE SUPREME BENCH, COURT HOUSE, CITY.

Deer Judge Files:

As the rnsult of Written and Oral Examinations held, it is respectfully roconniended that

Kiss Elizabeth Johnson (colored), 929 Worth Eutow Street be appointed Probation Officer, and assigned to Division "B" of the Probation Department for the usual probationary period of six months, at \$1800 par annum, provided for in the 1945 Department Budget, and that

John E. Patterson (colored), 339 Bloom Street be appointed Probation Officer of the Circuit Court of Baltimore City, Division for Juvenile Causes under the same conditions and at the same salary, appropriated in like manner.

Respectfully,

Chief Probation Officer.

WLS:EJS

# THE DAILY RECORD, BALTIMORE, MONDAY, JANUARY IS, 19-15

# Memorial Services Of The Bar Association Before Meeting Of Supreme Bench

The Aanmal Mcmoriul ServleM of thic Bur Association of Baltimore City for members of like local Bar who died during the past year were held lwfore I a apodal mooting of tho Supreme Bench of Baltimore on Thursday, January) •Illi. In the large Superior Court Innoi on the ticcoud floor of the Court House.

William It. SommB, President of the Assoch/Uou, opened L/c exercises and Introduced tho speakers to the Court. Thic Memorial Minute and Informplical sketches of the deceased attorneys wcro presented by 15dwin M. Stuttevant, Cbultrou of the Memorial Committee of the Bur Association, who asked limt they be received and spread upon fibc permutent records of the Supreme Bench. Seconding uddrcises were delivered by Wendell D. Allen and Herbert M. Bmne, Jr.

Chief Judge W, Conn-ell Smith presided at the BCrrices, while Judge Emory n. Nile\* responded on bcialf of thy Court. The ceremony was attended by relatives and friends of Uic deceased attorneys, members of the Bar, Court nithenes and many prominent State nud civic officials.

Following Is a complete report of Uie proceedings:

## EEftIAHKS OF W3LLXAM R. SE6IANS

PEEfIDEHT OF THE BAB ASSOCIATION OF BALTIMOBE OITY if\*V It Photo Your Honor,:

The passing of anolbcr year brings m together once ngnln to honor Uie memory of oar fellow members who hare gone from thix war-torn world to n hUTn of pence.

Mr. Edwin U. Sturtevaut, Obulmun of Che Memorinl Committee of the Uar Asthectation of Baltimore City, will present to this Honorable Court the report of that committee together with n memorinl minute nud hlofraiibleal sketch of the deceased members.

The Chairman will more tie adoption of thicw proceed inc. Mr. McndcU V. Allen and Mr. Herbert 31. Bruno, Jr., will second the motion.

## THE BAB ASSOCIATION OF BALTIMORE CITY

To the lionorutilo, the Judgci of tho

Supreme Bench of Baltimore Cltv:

The Memorial Committee of tho liar Association of Baltimore City ttportn tlmt dnrlug tho period from December 15, ICMs to December K, IIH-t, twentyone members of the Baltimore City Bar completed titler life's pllgrimac'ii. Their names and tho datM of their dcatij are ns follows:

Natnct of Dcccaud Lawyer*.	Data of Death.
Adolph Clnlbcrlct	
John A. Bbert.	
S. Scott Klrtley	
Emit Budnltz	January 18, 104-1
Ilaymond S. Willinina	February H, 1W1
Harry B. Wolf, Sr	February 17. IW-t
A. Walter Krniw.	April 8, 1&H
nolrert J. MncCrt'Ror	April 13,1W4
Benjamin H. McKlndlcsfi.	
Eugene Frederick	June 2, 10H
Edwin F. Samuel*	
Henry I* D. Stanford, Jr.	July 2,1W-I
William SI. Ballon.	
George Wilkinson Cnmeron	August 10, 1044
Herbert T. Tlfinuy.	ABguotW, Ifti4
Isitlor Goldslrom	
Edward J. Llpln.	
Francis King Carey	October 3,1044
Paul M. IJuniutt.	
James Clinrl.,^ Pyrnc	Hecombw 1,10M
John A. Braily.	Dumber 7,1044.

DlojnipliicJl sketches of those brethren nrv jin-scntcd with tliU report. The Bar Association will publish the record of these proceed lags. Including the biographical sketches, la pamphlet form and copies will be sent to Uio families and friend\*

Tho Honorable Rowland K. Adams, a member of the Court of Appeals of Maryland and formerly a member of this Bench, passed on to his reward on iffvifiily JO, 1041. Aa a special memorial service for Judge Adanw was bold by the Court of Appeals, hbj biography Is not Included In thla report.

Tho Memorial Committee presents the rdlowbig wLante:

It Is altogether fitting and proper, that In accordance with tbc custom of the Bench and Bar, we panic today In our many activities to pny tribute to tho memory of our brethren who hove uulsbod their coume. A lawyer has on ttaasunl opportunity to be a useful citizen, lie sees that Justice Is done; he helps the unfortunate and he restores pence to troubled minds. He is particularly fitted Co ongQffo In public service, and although be may not hold public office, he devotes n portion of bis tine to social, political and conrllable work designed to contribute to tho public welfare.

Tbc brethren whoio memory we honor today all lived useful lives, nnd the Memorial Committee mores the adoption hi Your Honor\* or this memorial proceeding to the cad that It may become purl of the records of the Supreme Bench.

Respectfully submitted,

EDWIS M, STTOWXIT, Chairman. Itoncsr D. BAXTUTT, JOBEBT W. BtiCH. JUNLUO D, BIOOB, SAMUEL -S. SMALELN.

Memorial Committee, The Bur Association of Baltimore City.

#### January 4. IMS.

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## MOTION SECONDED BY WENDELL D. AXLEN

7 17945

icy It Pleate Your Honors: I rise to second the motion of the Memoral Committe, The Hor apper-to appointing an namual hour in sH-thi session in memory of our recently 4-jum/M tiro there. On this occasion, by our presence, we commom U their qualities of character, ability and de-votion to duly.

In these particular times, when time ravages and impress of wire affect time lives of us all, we recognize tho serious-ness of the tasks and burdens which our brother\* have borne lu the recent years before they passed away.

On this solemn occasion It la JHDIs that we take stock of ourselves us off-cere of this Court In the administrate of Justice and take on increased de-termination to carry on the duties and responsibilities which they have laid nside.

responsibilities which they have now inside. It is proved procedure and stars do solve the second stars do solve the secon

orderly administration of justice, so far as it is consistent with the needs of War.

One resounding and unanimous thought which comes hack to us by word mill letter from our younger brethren who are serving In the Armed Forces, or in the various Governmental Department\* enexneed In functions akin to war, Is that they mar return after the War anil find things the same as when they closed their offico door\*.

In memory of our friends and com-mises of the Bar who have so recently evened the straggle, we cannot do better tiftin In this presence firmly to resol'te gint we shall carry on the high Ideals and precepts, under the guidance of aur courts, in the preservation of our constitutional and democratic way of life life

And no I take pi en sure lu seconding the motion of the Memorial Committee.

SEOONDXNa ADDRESS BY HERBERT M. BRITNB, JR.

and difficult case merely because the remunctation will be small. XIV does distort the sather of the same state of the forth esake of gaming an improper advantage. But within the clites for the sake of gaming an improper advantage. But within the limits of interest and has duty to the Court, he presents fully and with all the TMC we waveself every senal point which accord any consecutions study and

earn ne urg-ci in his chent's cause. econt, uy conscientious study nud raivi devoted to every difficult COM-, the 'good' lawyer leces his mind stim-ulated, hit wits sharpened and his more of sound lecal knowledge well stocked to meet all the demands which may bo made upon him.

*TMrd*, by contributing freely of his, time and cucrgle\* tu the work of the organised Bar, he Joins in upholding the standards, the dignity and the rights of his profession.

rights of his profession." Fourth, he engages In public service through leadership in organization" de-participation in public life. The boards of hospitals, chambers of commerce, write clubs, neighboftood und civid colleges and other cultural Institutions contain a large percentage or public-spined lawyers. And I fin only nece-ment, the Mayor, our two Senators and and for our Congressmen me lawyer further that of our organization in muth-meticipation in muth-"Illustrate the wide and successing farticipation of our profession in pub-lic affairs, lawyers, Indeed, designed and built the free government of the United State\*; it is for lawyers to pre-strengthen and Improve that gov-strengthen and Improve that gov-ternt of their own making, and to yffwert it alike from the assaults of ex-ternal enemies and the ravages of In termi dega. temai decay.

I need not mention by name thosy descention members of the But when now the second members of the But when new three second members of the But when the second s I need not mention by name those standards.

For name of thaw whom wu mourn For name of thaw whom we mourn today I fed a deep portional attach-ment which mokes my lews the greater. "Jo each of you the face of some one af the faces of some few beloved to you present themselves most vividly today, let as together we mourn their pass-ing, we recognize that oar profession i, the richer for having known them, and: In following their a complete au "novel" the rener for having known them, and, In following their examples an "good" lawyers we, too, may he able to con-tribute some tilling tic To re wo arc called tu Join the Innumerable and Illustrious company who' have completed their pork in the courtroom and passed on.

•Tllcro is no Drilh! VThat twin\* as is transition :

This life of mortal breath Is but a suburb of (he life vlyslan,

Whose portal we call Death."

### RESPONSE OF JUDGE EMORY H. NILES

In these proceedings we unite to pay

In these proceedings we mine to pay without to the memores of those mem-ber of the large of laffmore MVKS. While each out of us mine have special or cloio ussectationi with MUC, this weeking is equally in honor of thit, mul-timing outless which we were used in the mine of the special of the mine Art IN time, when our country is in the mine of a bluer and blocky war, and when every home is shaken if yorkey it nut to hear of part to be ex-tension of the special of the special tension of the special of the special of the special tension of the special of the special of the special tension of the special of the special of the special tension of the special of the special of the special tension of the special of the special of the special tension of the special tension of the special of the sp

I believe that we are, for nt bottom the caune which our netules and navies serve II the same <-nuse at that upon which our dccdi-tcd brother<sup>\*</sup>, spent their live<sup>\*</sup>. It Is the cause of Jiwllco. for centuries both Icnnied nud iu<sup>\*</sup> Icaracd men have delmted the nature

Icarrod men have delmited the nature of Justice without coming to atreement upon an exact definition. But in Use main our people hnvc a common undi-Rtandlug of the idea of Justice, and n common belief in the Importance and Inviolability of the Individual human personality. To promote Justice and to protect Um Individual in the object of the law. protect Un Individual in the object of ine law. But the line *lin* not n person; it is not n living being. It can act or lAvt life only through living, feeling, heuk human being<sup>\*\*</sup>. And the princi-pal body of new win iteroim this func-ion is made up of the lawyers. Our joldlers and sailors are incurring great loughts and sailors are incurring the broad "Text to enable us to covining our sail Inugers ami cruel Jafficring in tuc broad "Tort to enable us to continue our su-lipty as n pipeo for Individuals to live, feely and Justly. Our function as lawyers is b- iraninate that opportunity into reality in individual rase". I Would not be understood in sclaiming for law-yers any share of the credit which is Our primoni *COBC* can be lustified. If at all rab vis unremitting sumond in every Our promot COBC can be lustified. If at all, only by unremitting support In every possible way of the sons and daughters whose courage and strength arc our protection and hope I merely aivert that our purposes as lawyers are In merely forces, and that these wimm wol-herent forces, and that these wimm wol-mered to the nume and

thrihuted to the *name* end. The practice of the low Is n profession Involving hard training a

ful application. As n prof «Slon we are the inheritors of a long tradition. Im-perfect like other humma Institution", like history of our profusion abounda in examples of bud ind good, of failure and success, of suffishert" and gen-ernsity. of inversestance and degena campies or bud hid good, of failure success, of suffisherit\* and gen-erosity, of incompetence and ability. But no one can fenn an ancient law book without an Imcmdlate feeling that over the course of centrato there ban been created, however, partially and

tiadestiacely, a society In which ele-ment of justice have become realities, and In which Inwych have taken a emposite the social social social and the most of the social social social social social as well as that of nil. In thirt social as well as that of nil, in thirt social as well as that of nil, in thirt social as mell as that of nil, in thirt and enforce the registro of autoons, as a difference of the registro of autoons, as a social enforce the registro of autoons and the regis csilt of the heroism ot our nnned forces

Those In WIIOHJ memory tre itjMt tSS dny lived nmong us and each coptrib? tijed his allTerent port (0 the whole They viriled as any group of men vary, whether In a profession, nm array or nay other focula body. Some attained worldly SUCUH1 and some did nut, Somo world W STUCH and some did nut. Some only a strain of the some did nut. Some incident of the some did nut. Some performed humble of even obscure incident of great reputations, some performed humble of even obscure in of hir capabilities and personality. Hut all were united in the common ac-forcing the law, in huliding and even forcing the law, in huliding and even forcing the law, in huliding and even trunsided the right is of the method were imperied to the common ideal of and humble. The common ideal of hubble the hubble of the source state to the source of the source state hubble with the right of the source state hubble with the source source source of the hubble of the source of the source of the source of hubble of the source of the source of the source of hubble of the source of the source of the source of hubble of the source of the source of the source of the hubble of the source of the source of the source of the hubble of the source of the source of the source of the hubble of the source of the source of the source of the hubble of the source of the source of the source of the hubble of the source of the source of the source of the source of the hubble of the source of the source of the source of the source of the hubble of the source of the source of the source of the source of the hubble of the source of the source of the source of the source of the hubble of the source of the so

Tho\*o whose tinnics have lieen read have gone from nmong us. We Hhalt not nee them ngnln in our work, nap Khali we again liarc Uieir encourngeneot or their help.

Today, however, in this brief moment, we honor their memory. Wo mourn them an friends; we rpnieuitH-r then) M fellow workmen, nnd we salute them iu prnfesslonnl brothers.

The report or the Committee, tno! inenmrlal minute ami the nddrcatoi of! He inomhTK of the Jtnr will lie nt>! celveil nd preserved nuiom: the pen in-ten records of thin Ouilrt.

## Biograithicii) Skcichuu

ADOLPH OUTBERLBT Mr. Gutherlet was born In Baltimore Mr. Guitherlet was born in Baltimore December 13h. 1570 and nifer his early education in the parochial schools of the Maryland Lie wan greatware and 1005 and the same year was admitted in the same year was admitted on the Bar. Ite wat engaged In the general practice of his prufession, and wan nn active and respected practitioner until hit death on December 27th. 1463 lie left, suryying hum his walow, Knthicrinc T. Qiitberlet.

## -Di Samuel S. BmalMn.

## JOHN A. EBEET

Mr. Ebcrt wan bom In 1003 and died uddenly on Jnnoary 2, IBM, at hit home 401.1 Wood lea avenue, BalUmort.

Mr. Ebt-rt Is a gradunt or St Elltt-bella nuroL-hial School and Loyol<sup>\*</sup> Ulgh School, Italtmore, also of thfr rjulversity of Italilmore Law Schools rom which he wwt gmduated lu 1080.

After his graduation from high school, Mr. Ebert worked nt the Chesanenke te Potomac Telephone Company for aimoat len years. While working ho attended inc University of Baltimore LAW School In the evening. After his graduation ho engaged in the practice of law, with othess In thic Court Scinnre Building and later became atmoclatod with the late John W. Loebcr with officea In the Franklin Building.

Tic was u member of both the Mary-laud Bute Bar Association and tin Baltimore City Bar Association.

Baltimore City Bar Association. As n result of the National Emer-gency, Mr. Elicit doi.e.1 his law offles and became Asshifutut Manager of In. dustrial notations at the Fnirfield Plant of tho Bethcherm Steel Company In which capacity his knowledge of the U we greatly Oblised bim.

Despite tho time pfvon by" Ur. Ebert to ht's work, be always found time to take an interest in tho-ivcUirro of other\* and while Mill a young man he was President of the Maryland State Soccit Association, serving wveral terms in Bueb, He later became President of the Holy Name Society nt St. Anthony's Ulurch, of Qardenville, and eveli up to tbo lime of bis death found Umo to help others as an Appeal Afiunt of Local Draft Board No. 10.

Burviving Mr. Bbert arc his wife, Mrj. Buth R. Bbert: two children. John A., Jr.: James E.; his parents. Mr. and Mrs. George Bbcrt; four brothers, An-thony A., Henry O., Francis anil George Ebert. Jr., and a ulster, Mrs. Thomas A. linckof.

-By Uhartet H. Don

#### 8. BOOTT wmTTTTfV

S. Scott KIrkley died nt his home. 020 West 40lh street. Baltimore, Maryland, on January 7, IBM, at tho age of forty-six years- Ho received his legal training at the University of Maryland, from which he WM graduated In June, 1015, and was admitted to tlic Bar tho same year.

Upon his admission to the Bar, he started out for himself. He was con sel for several building and loan asso ciations, some of which he organized. His specialty was real estate law which proved the foundation of his large practice. In this field he attained success.

He was survived by his widow, Mrs. Julia M. Elrktey, a son, George Scott Kirkler 11 he M B M. KirWayi """ "" \*\* \*' "" oBa Kirkley KirWey! "" -Dy John n. Uctter.

#### TIATT, BUDNITZ

Emll BudnitE was liora In Baltimore City on July 28,1802. He attended tho pablle schools of BalUmore and was graduated from BalUmore City College-He later attended the taw School of Hie ^University of Maryland nnd received his degree In 1881 when 10 years of age. Hi? was required to wait two years before being admitted to the Bar. Among bis said classmates were Judge Henry D. Harlan. Judge James P. Oo tcr. Judge Alfred S. Nile\*. He ent Into politics and was n member of the City Council Krom 16S7 to 1S90. Ho was also a member of the Water Board (under former Mayor William T. Broen-Ing. For many years he was associated In to practice of law with bis brother, In to practice of law w

Edmund Budiiltz, which at the time Teo Commission. At one time he also wan associated in the practice of law with the late Peter J. Campbell, former-ly President of the, Maryland State JSenate, Mr. BudnlU died on January J Senate. 1 •13th. 1M4. -BV ROlort W. Beach.

### RAYMOHD S. WILLIAMS

Jtaymond S. Williams was born Jiaymond S. Williams was born in Baltimore. Maryland, on August 2,1SS3, and died In Baltimore, Maryland, on; February 14,10H. He was the son of, John F. Williams, who was n membert iof tht! Baltimore Mar for forty years. md of Lucy Jane Sanderson. Mr. WII-buns wasjiitrvlved liy his widow, Marie Duns washirvled by his widow, Marie U'estcott Williams; a daughter. Mrs. Edward GrlepenJierl• nod a grandson; two sinters, Mrs. William M. Grlscora, Jr., of New York City, nnd Sir\*. Rny T. Charles & Brack City, nnd Sir\*. E. Gllman, of Providence, nitode Island, and two) brothers, Jobu F. Williams.

Jr., and Roger D. Williams.

His preliminary education was rewN'wl In the Baltimore public schooli mil Muraton'H University School. In tho fall of 1000 he entered Princeton

UnIVersIt? and graduated with Uio cla\*> of 1DOL rw1vliy: the degree of ISaebdor of Arts. After leaving Princeton Tersity of Mnrylond, from which be crndimtod In 1007

Mr. William\* nerved as nn Assistant State's Attorney uuder State's Attorney Albert 8. J. Owenn from 1007 to 1012 nud after the election of William F Jlrocning as State's Attorney be con-Jiroching as State's Attorney be con-tinned in the office as Deputy Stalc'i Attorney for several months, when hi resigned to form n low iinrtnership with his father. The firm continued with his father. The firm continued until tho death of Mr. John V. Williams In BI3. A few year\* later Mr. Wil-liams formed a jmrtnership with Mr. Arthur W. Macben Jr. - which con-mit until 1010, when the firm of Machen & Williams consolidated with the Dm of riernhcj & Donaldson. At the imm of his death he wns a member of hio firm of Hersley, Ponalison, Wilfitms & Stanley.

While nt Princeton Mr. Williams majored In English, winning a price for In essay on Byron In bis freshown year liam Mnkcjwnce Thackeray In his rculor year. He was nlxo Managing Editor of the Nassan Literary Magazine.

After graduating from Princeton Mr. Williams first wished to enter the literary field but was prevailed upon by his father to study law. After becoming a member of the Bar he indulged his inclination for writing by an occasional review, and, while Assistant State's Attorney, he wrote a series of articles for Tho Evening Sun on the State's Attorney's office. His nddrow at the memorial service tor Govern r Albert O. Ititcblv on April 1-1, 1KW, and at tho memorial «err ke. for Judge Albert S. J. OWCDB. bis former chief, ou April 21. 1037, were noteworthy.

Mr. Williams was Prenldent of th Hoard of School Commission era of Baljtlmore City from February. 11\*32, until December, 1935, and was Secretary of die Maryland State Board of Low Extember, 1943 from January, 1910, to Sen

Mr. Williams enjoyed particularly the tlrntna of trial work. He was counsel In many caws In the Court of Appeals ar Maryland, bis first enso being Hock Creek Steamboat Co. v<sup>\*</sup>. Iloyd, 111 Md ISO. md hid lost ease, in which he nn-prnred ou the brief, beins Tan Com mlMlon rs. The JtalUmoro ft Ohio Rnllrond Company, 170 Md. 125. He nlso w-nn counsel In many canes In the Federnl courts, the two most Important of which were the rate cases of United Hallwnya & Rlectrie Oo. vs. Wesi, 280 tl. S. 234, nnd West vs. Cljesnpi-nke &. IDlomnc Telephone Company of Balti-Diomac Telephone Company of Batti-more City, 20.1 D. S. C02. He was a firm boilerer In the efficacy of oral argument both before n Jury and lu arz-nellnte courts and expounded bis viewne. In an article entitled "Oral Argument In Appellate Courts."

Mr. Williams was olio of the original members and nlso one of tho founden of n club of Baltimore lawyers known as tho 1-nwyers' Hound Table, which wns organized In April, 1011, and Is still In distance, and he was also n member of a club of yonugor lawyers called The Wrangler\*.

The regard In which Mr. Williams was held In Baltimore Is shown by the following quotation from nn editorial Hint appeared In tho Tlaltlmore Sun on the morning after bin death :

"Mr. imj-moml 3. Williams, who tllwl yesterday, leaves a flip in the life of the community far larger than nay summary of bis public activities j would Indicate. As a yonng man ha

erred the city In various minor ways. Be took a continuing Interest, n din-Intorcstcd Interett, In the polities of the city and the State. Iie served for JI term a\* jirentlent of the School Hoard. That Is his public record.

"Hut far more Important-«veH more Important than lil« excellent ndministration of the School llonrd faint-wan his Infermnt Influence, H\* a gre«arloun man, yet nt the samft^ time an avid jeader and 1 man of minumcbnblc intellectual cnrloglty. He had a strong sense of duty; yet be had nu equally strong sense of savins irony, which told him that duly stops of Interfering with other short people's lives. Ami to these quali-ties he added n certain twylshness. a love of fun, which never left him even in the long months of his final illnes\*. lie will be missed nfl a companion, and even more as a man ivho miM thka the duties of citizenship seriously without being loo notions about them."

-By Roger B. William\*.

HAB&Y B. WOLF, SB. Harry B. Wolf was born In Balti-more on June 10. 1680. nud died on February IT, 1014, at hi\* residence ID Informer county, following un Ulueu of severni nii(mths.

no began his early career at a newsboy. boy. Later be and bin brother engaged in the business of selling bananas to shopkeepers throughout tho city. He left thnt occupation to take a place ivith a picture fromo establishments Having a yearning for the practice of law. be entered the University of MOTJS and Law School from which be srad^ iioteil nnd was admitted to the Bar lit 1001. 11c Immediately engaged In tHa 1001. The immediately engaged in tria, practice of law, early nenutrins a rupa, intion as a criminal lawyer. TosseBeaY of great energy and aggreMtlvc of man-ner in the courtroom, be attained a swS cess almost without parallel in the City of Baltimore. Among the raost nniril ot bis raws wan that of William F. DnwuH. nt one time n clerk In the City Resistor's Office, who wan several time\* tried on charges of defrauding the City of \$87,000 hot wns finally ncrinltted

Mr. Wolf early engaged In politics. He rerred as a member of the Houso of TtepresontaUvos from Uio Third. Bal-ihnore District from 1007 to 1000 as me or its younger members, and olhough be actively participated in poll-Im for his entire lifetime, he held no Ther public office. He wan active In luany buslucfis enterprises, doroU&£> much time to Mich Intercuts In tba£' latter years of bin life. ITc ac<rair6o> Sandy Beach-near Bay Shore Park tintP xtnrtcd the Haltimoreto-Eastcni Shore \*Yrry. He was the owner of a hotel

[11] He was the owner of a matrix iperty and other real estate. pref/ wos survive\*! by bis widow. Mr\*. Pignli C- Wolf, and four sons. Binrr-II. Wolf Jr., Alnn M. Wolf, Lt Ooti Kiitvlii J. Wolf nid Capl. Fred S. Wottg':: -By John II. /fc«tep:J,«-j,

#### A. WALTER KKAUS

' :V

A. Waller Kranw uns Iwm In Nerf! Turk Clly on April 15, 1683. After thi\* .tfiith of his father In that city In IBM" Ils mother and he mored to Unit I more. city with the legal affairs of which WOB concerned in one way or another for the firrater part of his professional curder.

He attended the public schools of Balas a student at McDenogh School. Upon his graduation from this institution six years later he had complied an ary years must be near company and enviable record in every respect. Dur-ing the rest of his life he always maintained a keen and lively interest in the activities of McDonogh School.

Upon graduation from McDanogh he a position as a stenographer in the office of Honorable Morris Soper, who was at that time practicing inw in this city. It was largely upon Judge Soper's recommendation that Mr. Status undertook the study of inw, on-tering the University of Maryland in 1908 and completing his course with distinction some three years later.

distinction some inree years inter. The early days of Mr. Kraus pro-fessional life were spent in the public hav offices of Ballimore City. In 1999 he obtineed a law-citerkable in the office of the Homorable John C. Rose who was at that time United States Attorney for at that time United Mathes Attorney for the District of Maryland. Upon grad-uation from law school he served as an Assistant District Attorney under John Philip Hill, leaving this position in 1913 for one as an Assistant State's Attorney for Baltimore City. He served in this capacity until 1919 when he enin this expectly mith 1919 when he en-tered the office of the City Solicitor of Baltimore as an Assistant to the late Roland R. Marchani, then City So-

In 1923 he entered the private prac-tice of law, forming with his erstwhile superior the firm of Marchant & Kraus However, only four years later he left private practice to accept an appointprivate practice to accept an appoint-ment as City Solicitor of Baltimore during the regime of the Honor-able William F. Broening, then Mayor of Baltimore City. Completing his term of office four years inter, he returned to the general practice of law, but again left this field in 1938 to assum tion on the legal staff of the New Amsterdam Casualty Company,

Mr. Kraus soon began to suffer from Ill health and since December, 1042, had been unable to engage in his profession. Suddenly, on April S, 1944, he passed away, just one week short of his 56th birthday.

During the early part of his life Mr. Krans was very active in fraternal eircles, being particularly prominent in the Masonic order. At the time of his death he was a member of the board of directors of several charitable institutions, as well as Cierk of the Session of the Second Presbyterian Church, a af the Second Presbyterian Church, a position has had occupied for twenty yours, He was a member of the Ameri-can Bar, Maryland State and Batti-more Chy Bar AMCchilois and of the Associaty, of Insurance Counsel. He was a member and past president of the Barrister's Club, one of the legal club, aff Bullinger.

the Barrister's Comp, one of the segar chubs of Baltimore. In 1914 Mr. Krans married Mariu Strohmeyer of this city. He is survived by his widow, a son, and a brother, George W. Krans.

-ffif J. Walter Kraut. Jr.

## ROBERT J. MACGREGOR

Robert J. MacGregor died April 14. 1044, at his residence, 4007 Belle ave nue, Baltimore, Maryland, after a prolonged illness of several years. Although greatly incapacitated, he nevertheless insisted upon visiting his office until a short time prior to his

Born in Baltimore County on February 16, 1870, he received his carly education in the public schools and at Baltimore City College. He graduated in law from the University of Maryland in 1916 and was admitted to the Bar in the same year.

Mr. MacGregor enjoyed an extensive

moting the imenXVtX m ff rooran Be wos an advocate or the

a muchn active part lit brlnpln? al-onr legal ad

and was a member of its advisory board. Prior to his admission to the Eta war, oe was ennaeod in business :md

Bond I'aper Company.

Mr. MucGrecor took an netlvo part civic nnd fraterunl orRaniuitIons: He was n charter incmN-r or the Kl-lt •? V.e """"wr "f Oriental TKIfio No. JUS. A. V. & A. M. itnnml TempioComAn ord KOM No. onto v Rhitetade

He was survived by his widow, Mrs. Besale Donalitan - 12

resor, also a member of iho BiilUmA

## -Bi/Jeh\* n. //\* .....

## BENJAMIN H. McKINDLBBS

JL!i\* WIUI "trenic «?ret that n'e min H. McKindlens on May 4, 1944, following an illness of nearly two yes

Mr. McKindless was born in Castle Fin, Pennsylvania, on March 15, 1873, his family moving to Maryland in his early boyhood.

He was trained from the H vr tie Grace Hich School In 1801. "am? ofT UTNUT ? OC str n-lnnd seh "1 f f mnou^^^t^n

Dito to I, is ability as a trim Inwver iso was appointed in 1911 by City So-licitor 8. 8. Field to the position of Assistant City Solleitor for Baltimore City, and served with distinction in

that office during the eight years that followed. During that period the City Solicitor's Office was engaged in a long series of bitterly-contested cases which grew out of the construction of the present sewerage and sewerage disposal system. Mr. McKindless was constantly in Court defeitill the City in this litigation, When Mr. Itolami an City Solleitor, he endeavored to retain Mr. McKindlens' services as Asartistica article and article «cpl« las rectain loss in order din t

Minimum and the second uaMaudlDE wrvl« t,\* a ,pcu,ber or uio Hi-naiot; moKt Importatit commli-Mw dtirlnc the IIWI sraBlon, the JUR. ulnr lttXI Si-iwloii and the Fitnionlin twry Kewlfin of IBM.

In 11«1 Mr. McKlinlhfc received the muk of Knltrbi In Coliimlnis Lo,lBe »n muk or Knitrbi in Columinis Lo,I<sub>B</sub>e »<sub>n</sub> 27 of iho Kntshtn of rjililan r>u-IIK tle jenrs followli»<sub>B</sub> he herod with iU-thrctif.il In UVTY ollce In Hie Slnry-miil QMIUI totlpe of the Knlsbts of The busic states and the states of the state ITItibM, nml was prominently nssocl-ntfd with every important nellvlty o( iinllftml DrpiiilTatluii,

On Scptciulter 1, 100,4, he married 3IIM Iiln Viola Collette, of Hnn averri-nm.ylvnn.fl, who mirvivi-s him Tn Mow or on whi. hnd ocwisfin to

1« associated with him In the pmotk-o or our profession, hU lui.odng IN a real or our profession, n∪ hiloong it's a real ITSH. Ho w<sub>mi</sub>, niwiya cheerful nml ⇒allini> and no mnltrr how biwy, be "« nhn:IH Bind to pin- ait/ce to ihr vitunmr nimlKTH or onr Bar. We whm ki≪w him tew will nlwnyy rememmer his friendliness, nnd eotirlesy oven when we met him in the lull vlcor or fl lien till nnmtnent.

-lly tiuU-rl 1). llarttrtt.

## EUGENE PSEDEBICK

WhilU<sup>III</sup> i row day\* atter >ultering Frederick die.l on tin- woond day of Jimp. J\*M. at the comptimily ranj-a-M «f SI ycit-s am at the peak of his jiror.twloiml career.

tlorn In Baltimore Cllv on January tion in Baltimore City and the field of the state of the I Stancifon, Donaid Wollennomi nu fnUier. *Qvartx* II. Fniterlrk. 8r., Q IT. Ulw Minnie II., r>.jrriek. tt-n brother\*. Gvorce II. Freili-rick and timtitr A. Fnnlerl.k.

-tfter completible his etiidleji in the imblik mhord of Ballimori Ohy, Mr. Freilirkk nHendel ajght d>wiit tho in the second second second second second the second in 1013, ho VIM admitted to provise second second second second second second in 1013, ho VIM admitted to provise manoshy unit the time set of desinh. In was millyely micrafield measures ponetice in Baltimore City. -tfter complctluB his etiidleii in the pmetlce In Baltimore City,

Mr. Frcderlrk had been iMIrnnkieoiy U- artITc In local politics olnce 11120, wut-ii he was the umracceMfu] cnndlwhich he was the unracceMut crund-clob for State's Attoniev of Baltimore ('lly, The rollon-hun rent he UHHIPa he publicity for William F. Urwnins, 'mmpels for the Mayoralty, s< wn s Tucko of the People HC court firm, Jin, Uinzufin 1037, was one lime Irest dent of the Trial TMIn, ut o """ of local ntformer? ind yim hung-""" of local ntformer? ind yim hungof local nitomerix and will enter n = 0 or n committee which xeverai n = 0 on T/\*cd the rulen of the Bi n = 0 or T/\*cd the rulen of the Bi n = 0 or T/\*cd the rulen of the Bi n = 0 of the Bi n

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death.

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### EDWIN F. 8AMUEL8

Kdwin F. Simui-m W"K born nt Hyde I\irl.\ HUM., on March :», IS7« He TiivlvtMI the. desrw nf Bm.be! or, of 3d-Trivited the desrv of Binhel or, of 3d-city ln Mrchanel utrikineening, from the Magazamed R Institute of Teeh-otogy in 1801, Lieur an be was, mad pH+1 fooduil player In college. After several years with the Lowelf Muchin Shop<sup>\*</sup> be became incovined with the several years with the lowelf Muchin Shop<sup>\*</sup> be became incovined with the entry of Boston White bine rect at-terning the Northeastern University Uiw School. He rams to Washington, entering the Unlik-d Statiet Patent Of-les us an Examine in MH and conin a star Examine in Twr. and Con-tinued his law studies at George Wnsh-Jncton I'nlveriilty. rewlrInc his LL. B. degreo In IWW and M. P. L. in IWM Arthur II. Steuart, of the law Arm of Sleitnrt \* Steuart, of Hn!tiniorc. Inof Sleinnt \* Steuart, of Hnltiniore. In-vited IIr. Smuels to Join him In 1007. On Mr. SKuarle dcatU In 1011. Mr. FinneeM formed a partnernihlp with John R. Crow, who had also been willb Mr. Steuart for *tome* yearn, and con-tinued the practice and intent and trade-mark Inn- nutil the dcatlin of Mr. Crow in fiftw when he formed n partner ship with Thomsw W. I. Clark.

Mr. SnmuHi early made a name for himself nt Iho Patent Bar In Haiti-more, nnd for n lone period of yearn enme l«fore: our Incul Federal Court In which hi\* firm did not take an no-In which in this during not take an no-iJvo pare HI\* learning nod skill made him widely known. In patent ami trade-mark matters, lie represented myeml of the larger industries of Haitimoro

in 1007 Mr. Samuels married Mis\* Knte Tlndnlt. dnugbter of Dr. Willinm Tlndnll. of Washington, D. C. OOUIR in the Severn Diver nlmort an pioneer they lived there for lhity-soven returns they lived there for lives soven returns they lived there for lives soven returns the soven returns and enjoylup; the sport\* afforded by a residence in iho conntry

nnd on (lie winlor. Sfr. Samuels es-lieciaus delighted In swimmlmr. Mil-Ing, canoeing, outdoor skating and almost every tnnrnlng wan scc.ii ink Ins n before-brcakfast "turu" on bin EUBcolo.

Mr. Kuimels wan a UL-IIIHT of itu-Sov(-mn Park Presbyterian Churdi, thP Men-bants Club, the Engineer Club, tho Baltimore Ice Club, The Am-frain Patent Law Association and the Baltimore Circuit and the Baltimore Circuit The Baltimore City liar Association. Re Is survived by his widow. Kate Tindnil Samuel\*, a «on. Lieut. Com. ; iVilliam TIndnll Samuels, V. S. X., find [n ilitUphler, Mrs. Oarl Morion tVllnws, tif FitcJihurc, Miusachuuetts.

-Itu Thoinan M'. Y. Clark.

## HENBY L. D. STAMFORD, JB.

Henry Laurenson D.t.slilell Stanford. Jr., li x borr. 1607, iion of HIP Inn- Jmlgf, Henry T. i> SinnfoM and Hurt cm Fronton (Vul-)cr Stanford.

Mr. Stanford n.tn. «ducnicd ut pel-vitio «Juxil init) enduntifi from Uic «Vasblicton «Hicb Srlnml at l'Inteecs Anile and n.ctiviH his II. A. (IDII) and M. A. (IDIS) decrees at St. John's (DilFCI: Annopolis, and He, didn't af "L.1. IL from the CalverCity at Mary-iani, Soboci of Law in 100 and VIM InithitKil to (He Ilm by On Court of [Appeal" ano Marie Jen. Mr. Stanford n.-tn .-ducnted ut prl-

While attending law riticol nt tho University of Maryland Mr. Stanford Ohio, on March XS. 1870, the zen of win minimude deputy col ter of olu-finder. It and Biakacht V. (Smith) terral Bevome by the late JMian W. Cameron, of Cecil Courty (Mryland) was partner prior Be his played and the standard of the sen of the finder. The stanford was needed with the standard with the average from thru to time and minit/Mr during the courted with Stanford and there of the EMade Ta" Division of mad a charter member of the Society. Thermal terral users of the Marybind niRtrlct

IU- emerctl the practice nf law In Itiillimore City ns nn iwwcInto of the firm of Itnrtoii. Wlimrr. Ambler nnd Rarton but in recent years practiced hill profusion iuillyldiiiilly, e: rvinp a Insi« nnd -varied eileuteli-. Mr. Stanford was u consistent demo-

Mr. Stanford was u consistent demo-nit durine hla lifetime, was one of the settlement ciiinnvi for the Home-Loan Corporation nt llaltiuon-Cly and In HE2 was apimilated 'As-settlement's solicitor under Murray K, Heinwn, F and was netive the unrulipt kilonochout the Slame 11. wa HIM> a member of the faculty of the linlverxity of llnllimore School

Mr. Stnnford HUH a tuicliclor and during recent years and at the time I of hi." 11 In DSS lived at the Tinlverxliy Club of Baltimore, of which hr i member: he likewise held member-tblp in the Shakespeare Clnb and took an active interest in literary subject\*; do hu wn«i a member of the Marr-inn+ HiMoHr-al Ko,-lety, the Eastern Shore Society and tim-Eh-vrnth Ward nemoerntle Club, and other orKnnkfl-

Mr. Swnford died on July 2, 10-14, at the Union Memoriul Hiwpilni, to which hi> huil been removed from the univirality Club folloirinc a Mroko. £ ilKcipnl Church ut InnreKK Anne In tin' family lot on the Church prop-erty on July 4, 1W4

erty on July 4, 1984. Mr. Stanford I' survived by inn-ce Hters: Mm. James F. IlrittluRbam, wife of IntimiSlcr Oenemi Driltin\*-bam. Mrs. Edward W. Davis nnd It. Eleanor M. Stanford. Army Nntue t\»rps. tiow wrvinpr oversea\*

-«I( KUlridoo Hood Young

#### WILLIAM M. BALLOU

Willinm ^lelldti ltiillou n-:i\* Hom In Willinm "leilon influon n-1" room in New York City ou the 2SUI day of February 1505. He cause to Baltimore In ISSH and after nttendlni; private hdiool\* here, matricelunted in the Wanli-In\*tan and Jse University firsm which i he won Ri-adnnied In ISii.l, lie then attended the University of Maryland isimil received the decree of Dnchclor of Unws in ISBS. In 1001 ho married MKx Maude Huntxmnn and ut the time or hlx death on Atlpjat D. WU, re-Netsd with blR wire in MX1 Atlendiilc new Mr. URIIOU irractierd law for nmre than forty years and WHH lilshly remarked by the Bench and Bar for intiiwtry. patlnirc nnd kiinilmr. Hv F'Mrr II. Fitnmttt.

#### OEORaE WXtKINflON OAJkIEEON

. GoorRO Wilkinson Cameron, n mentdied on August 10th in Cockeysville. Maryland.

Educated In the public whoolx of Hat-tinorc, Mr. Cameron studied law nt the Uub-exity of Mnrylnud while cm-ployed In the UalUmore Post Onice. Ili was admitted to the IInr In 1800. IXc martled, In 3001. MUs Alice Julia U using the source of the source I net mi

Mr. Cameron nerved an nil audstant under States Attorney Henry Dufty, later a member of the Supreme liench-lic wn<sup>\*</sup> connxel to tho Hoard of Lifuor Commiljuitonci a uniter Governor Gohl<sup>\*</sup> urgueli, and durine bis term of odlec cullified the liquor lawn of Baltimore.

Active for many years In Republican politics. Mr. Cameron was chairman of the Itcpuhllcnn City Committee in 1018. He was a member of the Iloard of Park Commitkioners from 1025 to 1031 and President of the Board.

-Th) Edward It. EUciibrandl.

HSBETT, TUTNT In the death of Herbert Thomlike HSBETT, TUTNT Herbert, HSBETT, HORNING, HSBETT, HSBETT,

nd City Herkert Thorndille Tiffany wen born in New York on November 17, 1801 the son in George Penhols, Tiffany and Ame Decky Tiffany, in 1855 hier energy of the second second second location of the second second second location of the second second second second second second second second were second in second second second and for the most of that perind be were affect the second second second were appeared the second second were appeared by the the second were appeared to be count the second second second second were appeared by the the second were appeared to be count the second second second second were appeared to be count the second second second second were appeared to be count the second second second second were appeared to be count the second second second second were appeared to be count the second second second second the second second second second the second second second second were appeared at the second second the second second second second second the second second second second second the the second second second second the second second second second second second the second second second second second second second second the second second second second second second second second the second the seco

It was no the Held or local scholars with that Mr. Timby material interact-rt contribution to the profession. It's new work, the Linv of Itenia Troportr. Foldback In 1003, was a comprised with the scholars whether the United Juthoritalivu text book in the United Juthoritalivu text book in the United Vates upon Hun difficult subject. Ufral Princip, was sumplemented lu 301ft Princip. And Comparison of the Itenat.

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a work which obtained equal rank with KM larger predecessor. Durinjr the time afforded in the intervals of work ns State Itrywrtcr, Mr. Tiffany\* creolest energies were dcvoled to his Jeatblnj: energies were acvoice to his Jeatonii; nt the bw School of the Univiriality or Maryland, and to the preparation of the later Milt lons of his work (tulle.-1) Properly. The second edition appeared lu 3020, mid enhanced. If that wan pos-III acid, mic ennancea it this wap loss chivership of variyaha School of 1-W. while, the privation and minority of being admitted by the Baltimore line was published in 19-87, it consist of an adMk-fao of the lato Thomes C. its volumes which easily hold the name Weye. After a diffeoriminunce of (but lending place among texts on rcnl prop-aviochion he thermater until his ergy, which was established by the film (vulue juncteded alone. edition.

X« one who has rend either of Mr. iffany's works enn fall to be Impressed Triffany's works em fall to be Impressed tyrih bin exactness of conception of legal principle" and the clarity of the style is which he bus expressed them. They'ce Same multitus appear in the bashab be-were the authors of the style indicates and of one of the early clerk's of the Court of Appendix. He study were the author from volume 135 to vol-ume 115. As the late Judge Carlos indicates and of one of the early clerk's of the Court of Appendix. He study were the author from volume 135 to vol-ume 115. As the late Judge Carlos indicates and of one of the early clerk's of the Court of Appendix. He study were the principles with which he scholarity attitude and a mini-tip late early of the study and any any art Uia work that lu the balanced com-pleteness of ity treationet of ny vast stilpleteness of It\* treatment of n vast snli Jccr. in Its crilieni nod dlecritnitmink m of authorities, nnd In the »)mplicit>

and clearness of its style, it stands out as i notilile Achievement 'Y sound M.-holnrahlii. one or the very f w great American Inn-hooks.

The most clinnetcristic personal quality of Mr. Tiffany was his modesty. 10 wns quiet In denirnunr, nnd ni'Cer In conversation did he iintu h!« view In conversion did he initi he view as Mipcritor tint of the permon with whom he mKht he dlww'in p he dllk-tion. Thie Ulier once nskol his view me a point *iti* nw, su'pMing that iti me a structure of the structure option in n doubtid uniter. In his when him to cross on antiborhunity explain the structure option of the declined he RHV a pwllrc answer, and referns a mot har apublished volume, withou-the structure with 1 me. It HKM in the structure with 1 me. The structure in the structure with 1 me.

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Tiffany were well knowy »f the leondi nnd liar. IIU scnL-ntHlb ly Nnivn publicly, for, character-iMut-nly, he Kild notilitip of It, and mniio iii) pretence or nbow of It. To (bow who knew of his nnny nets of private Cftiproiilty he mntts a« hldi In that riaallty *nn* In his Icnrnlng which wnfl putillely .'iddiowledced.

The fnlUnK hcnlth from nbleh Mr. TlfTnny xuffcred dnrlnc the lnnt few ventH of IIIM life wait a source of nf-Illetton Ki him nnr[ of tarmir to MM frlt-mls, hut It could not npdo I be work which hi- hail done, nor cno bin drnlh now effice the memory of n Icent ricbitlar of the *tlm* rnnlr, n pcntlenuih In nil *tb*<- Millies\* of thint won!, nml

an ornament to the profession of wh. he was a momber.

-tttt P.mor., Jl. Nilet.

#### IStDOE 00LDSTBOM

It>10.r Goldstrom, who died In JInlli-moro on Austin IS. 1W-1, wos born In linitimore about tiS years before Ills death

lie wan ctlumletl nt the Baltimore I'uhlle School\* nml RmduntMl from thi-University of Maryland School of 1-iw.

awiochnion he thermriter until h" dvub jimcluced alone. Ij- Ills likklusity niid niilHj- he oo-threin many valuable dleitts. one of the moat linnortnnt sf nbleli wan die Milk Boltr Ecichmee. which haardfro-gilh be migr-tenil dary Inhiitty of en time coursel for the Mujor MoenM Crowshofg null Hie dluch, a dt hui Crowshofg null Hie dluch, a dt hui Commltwfon nnlll Hie tluUi-n at that offico were trnfisfem"d to the Attorney-Genenil.

In 103.-! lw and the intc Kdwflnl J. Colenn were ni'iKilntitl counsel in the Voltrd Smit-s Rennte Cumster in die Le HID nilmljilstnitlon of the Virifin iBlanils. ThU nerrlco look Itim r zr sovorni wedM to Ulose iHlandn olt-Inlnp Information and he Inter iijtwreth nt ninny licnrlnn of the Com-ltiw ID Washington. He ms nlways active In (be Penn-

erntle Pnrt)'; for more than twenty the print, in the period of th platform.

Mr. Gnldstroin wan UIM. netlt'e In iinny rrlJgious nnd phllnntbropic notifltIM.

D#lue Ibe Init ffln- ymrn isf bis lite he bad thc«nlh<fnction of knowing thnt his ton m> nerving rut an olliccr In the Dnlted Stale\* Army, nnd the ill nm which resulted In Ills death, and which tsjed for soioo eight wwfcs, WUK cht-ered by the williatlon that lite only on won doing bis foil duty as n citizen.

Mr. GolilHtrom in survived by si wliioiv, Mrs. Doni D. tioldtitroni; by bis "on. TJcutennnt Inldor OalJstniui. and a dnnphtor. MIM nelen Gold^trom.

## -Jilt Randolph Marion, Jr.

#### EDWABD J. LIPHf

EDWABD J. LIPHI Infant J. Lipin. the son of John Jihn mad Augusta Liplo. Chain Arm born on April let. (UII, ni Jona, o of Loaism. In Ills eithy life information of the son of the son out of Loaism. In Ills eithy life information of the son of the son constraints and the son known in Upin's Corner at the Jane-to of Loaism. In Ills eithy life information of the son known in Upin's Corner at the Jane-to of Loaism. In Ills eithy life information of the son the son of the son of the son of the son the son of the son the son of the s

Ifr. r.ljilii died on Stptcmlier i^h, 11H4, lenvlne snrvlvln): him hlfl wife.; formerly Mlfls Ui'lcu Hart of IlultImoro City, whom he martel on June MtK' That KOU, nwlEht Llpln; hi it par-init uro brothers, Lieut. Col. Knyinomi II pin of the U. S. Army Air Force, and Set. Alfred I.lpln. U. S. Annj

Mr. t.lpln wn« n mnu of excellent unilty nnd of unblemished vbnrnctor, horouKlily comwicnt nn II lawTer in, very rmpoct, nml his nnihncty death
 VUK n kront Homnv nml low tu all who katere Itilli.

#### Hit Robert W. Uraeh.

### FKAKOIB Sma OASET

Fruntin King Carey died »n October I. IOH. nt tbc np; 14 8«. Jlr. Cnrcy jvna irom In Baltimore on July 1, JOGS. jem irom In Baltiniore on July 1, 10GS, jiu non at Manel and Siman I). Curry, Ho received lint AV, nt linex-iron Cost in constant of the second second second second in the depact bit IIII in the University of the Bar In Unitian et al. The second the practice of law to devote his full time to the affair" of the "automatic supir Alumintcurine Commany, of u-field he yan Treilident and In which he bad a interest.

April 27, 1880, he married Anne G hmllh Hall. Mr. Cnrey In survived by mo daughters, Mrs. I-oulw Carey Ro-x-tt of New York, and Mm. Tercj-Chllds Madiera. Jr. of Philadelphia, ml three was, Francis James Carey; mi three was, Francis James Carey; t. Comdr. Audren- Galbrilti Carey mi UcKinald S- Cnrey, Shortly after commencing the prac-ticc of law In Baltimore Mr. Carey be-

acc of law in Baltimore Mi. Care's be-sense a member of the Am of Skelet. Senset \*: Crrey, which, for many years, wat one of Uke leading law frau In Bitlilmore City. Upon Uke din-solution of this firm he practiced law for a while under bbj own name and then normed be. firm of Carey, Tipper ing In 1010 when Mr. Crney withdrew firm the firm of Carey, Tipper & Hall In order to devote his full time to the bert sugar business, he was chosen by) Ibert sugar business, he was chosen by JII- heet supir bulustry In the United Stattn (o go abroad to Holland In order in⊳ procure a Rhiprocut of sugar livet ^itil from Ocrmnny so that tho beet JKitgar Industry, which had for yoarsj Illegt depended on Germany for its scotil Icould continue to oi>erale. On Ihbt trin tho bont on which Mr. Carey wok-Hue struck n mlno In Uic Knellsh'

The struck n mino in Oic Kneiisn mino hut wan nlite to mukr port-chay, and Mr. Carey «ni snecwful" some very dlilicalt nDcotIntfollls; attracture and havin; shipiwd Ut Uist, t'nlted States nu ndetitinte supply .ofj-

## t sugar seed.

i In bin Inw practice Mr. Carry «p<rt .(.•iniiwt! In corjioration Inw, mnkins a-(emawt in corjoration law, makins an nidor reputation lu binidilac corporate: reorganixuitons and carinonite fluidH-effic. Hin eervires were engenical jui prinotik many larse reorstanbutUonji irrolvine ultintex and codinu inalifit in no South. He became landeal off the Charbertun (S. C.) kulwgiy, Qar anil Electric Com yn wilch he ethree years.

Mr. Carey was always very active in civic and national affairs and served on numerous conunlities and commissims He was also interested in conservation and worked hard in get 2/g. Haman Bill for Conservation of Orsters through the Maryland Legislature, During World War I he setted as Manager of the Red Cross War Campaign Fund for Maryland, and as Manager «fOn House Fund Conservation Fund Campaign for Maryland. II. ivT. also a member of the Executive saw mttw if OIL J-mane of Nations A of TM-v[LAM'&,,sr"c,nS," '•Sr!°iri°rErrlH',";E



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perty from a local concern, doing fund-

ness only in the State of Mii\lan.d. to

one of the larger companies doing industrial and ordinary business.

He had not actively practiced law

for some yours before his death, as his time was fully occupied with the de-

talls of this growing insurance husi-

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hir. Burnett served for some time

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 $\begin{array}{c} \text{Marriand Section} & \text{d}^2 \text{Derval}^2 \text{Amarka}^{\text{derval}} \\ \text{tr Abini, Un, All i and views } & \text{is}^2 \text{ Vie'} & \text{d}^2 \text{MIV}^{-1} \\ \text{is} & \text{IVV}^{-1} & \text{is}^{-1} \text{ Vie'} & \text{is}^{-1} \text{ MIV}^{-1} \\ \text{tr Abini, Un, All i and views } & \text{is}^2 \text{ Vie'} & \text{d}^2 \text{MIV}^{-1} \\ \text{tr Abini, Un, Blit is bard of th. M-R for a structure, so the structure is a structure of the structure is a structure of the structure is distributed by the structure of the structure$ 

«ot in politic\* he was inrieiwinknt m I me ..... riund and Iwckir of HtiRrt Houut H, was ,t meml<sup>A</sup>r of the HQI bin, 1 uf the IfTci" to Phoree I'em ind thf. IJ"" i<sup>A</sup>h LU t-mitti, tt "T'i"""" if Caiei wa^ in attlvt opponent of ["toteijeitd it did m.t promoie tuipername ind that hpverij.p\* vrilh low at abolic content should Iw e^Muptetl fi ut the Same.

On two opc!islion.-< %fi f ir<\ i ju wented lma- n ituml ^is LOOII working to bring natural gas fiom AVest Vii%taJi to Billimore, and during Mityur Preston's term in office he a bun CUU-UCUTU in gPttinSi ti bupjiiv or jatural gas for Baltimore air \*as f3ialinina Of ta< ( ity l'hu C.ui Boulevard was constructed, and after the Baltimore & M 18 I 1. my active part with his friend, lift-vir Robert McLane, as a member of the Monicipal Excentive Committee charged with the iPiiibjlffilKiu if fix ihn-biti !J in i «t Hi. Lit! limn 1f<sup>at</sup> fi' 10-1 Ii' F,<rvei at-OlniiniHn rst th., Mm. ...1 Tax Revision Commission and 100.00 Ihuirman of tl" BiUinnii I h V<sup>I</sup>, > !in!n>n Oommittrr n ( ŋwn jiMon T i « ind was m laii-' piit #i-,]n>n-.ibi fin iditiating UIP nnxfern tinpoiittinn 11" whtoii is now on the statute books in

where is whether the second s ind Pr<v Knts., i jriT- ] nn m nut band ind Wif Bül a 1» "k on Mil ni.ipjil (iHii-r-liip ol NiUi ml M «)i

mism and conrate, as well as for his legal ability. He was in the forefront of all movements to secure interna tional cooperation and understanding as a basis for universal peace. He was an Enlocopalian and of a very gengroup, charitable and forgiving disposition. A man of great energy and perseverance, he was not only during life day one of the leading lawyers, but also one of the leading citizens of Baltimore City.

-Ry James Piper.

#### PAUL M. BURNETT

Mr. Burnett was born January 18th. 1807, and died October 308h, 1944. He what admitted to proteties law by the and later by the Court of Appeals of | was married. Maryland, Mr. Hurnatt hegan his busiWhile he was pressing his law studies at the University of Maryland, in the usual evening courses of that period, Byrns necepted a position as secretary and assistant to the late Charles II: Koppelmann, a then prominext figure in the financial world of Balfilmore, under whom he received valuable training in business and finance. Mr. Koppelmann, knowing his young assistant's ambition to establish bimself as a practicing lawyer, recomn» ii led Byrne io ti« Ute Judge Charles 1 '•"iL a» u wiirj Ian h'mjent of nun Hun mini ibiliti, A Inpf but Jtniifnl tiiuijiiii.u nifji Hi firm of Hennighausen & Stoin was the result. i'l.i \*(ldrmdnn unl » mls.-io!i t

ihr ibir III Vm, Mr. Flrnt jii'iinptly opened his own law office, and being pus in h^j of the Quahtie'. of enprgy mil miliilive as Ircll as a most enfi?in^ iflilliUablf tM-ieioiahty he soon "lerneJ'd a Hrse fnll'.«i!ijr of aient\*5 He ovganized several building and long associations, and in a short source of time had built up an entellent law practice, especially in real estate law. He was also active in Masonic affairs, being a member of Concordia Lodge.

A- , Md, H<sub>w</sub> |<sub>(</sub>, hi, ! IH pi,, cun, but tion, mil bnitt and sold a lurgt nujo« ber "f hMses, especially in northeast Baleimere.

"Jimmy" Byrne, as he was known in his many friends, had a most lovable personlit, . He was friendly, cheerful, and had a "nille at." a pleasantry for everyone. He was devoted to outdoor sports, especially hunting and disting. In fact if was while in a duck blind that lii no sitddral\ fltrickPU on b&s (tnihir 1st 1&H Hi- -n^ien mil oa-i 1im.li defltb al flu if\* of fortTOIB\*i > 'ii « i-1 tt it slunk mn loss to a « E sunny friends.

He is survived by his widow. Mt\*7 Margaret Hurt Byrne, and a daughter Mrs. E. Gordon Hammond.

-By Charles F. Stein, Jr.

## JOHN A. BEADY

John A. Brady was born on August 3, 1876, in Baltimore, Maryland. He came of Irish parentage and lived his entire life true to his Irlah traditions. He was ontirely a self-made man and in his youth his struggles were hard and many and his opportunities few. He graduated at law from the Uni versity of Maryland in the Class of 1002, and shortly thereafter began the practice of his profession. He early come under the tofformer of the lass Judge Thomas S. Baer and William P. Lyons, from whom he absorbed many of the practices and traditions of the legal profession, which he faithfully curried out during his own practice. He was a friendly, kindly stail, ever beipful to ble clients and friends and was possessed of that wonderful but rather rare humor that never wounds but always phones. He was a statunets member of the Reman Catholic Church and died on December 7, 1944, Insvins his whiley, Isabot T. Brady, and fanr children, John A. Brady, Jr., Francis X. Brudy, Isahel Brady and Williams If. Brady, surviving him. All three of his mus are new in the armed former of the United States.

-By Robert N. Haer

- : iifoinii 1/ ^H ii^dii TAMES CHAEIja BYBKB

#### James Charles Hyrne was been in dattimuie on Awil 2004, 1945, 424 Sin for Charles A. Byrne and Emina Rolf. nev flyrns. He was named after his macle, the late James C. Byrne, wellknown for his activity in the political life of Bultlmoye of a generation ago, and the incumbent for several years of the office of Building Engineer, or, us it was then called, the Building Inspe-

tor of Italrimora City. Young James attended the public achoose of Balrimore, and upon comploting him studies at the Baltimore Cits Cullege, entered the law school of the University of Maryland, graduating and receiving his degree of LLB in the Class of 1910. The sume year, the twenty-first year of his life, he successfully proved the Bar Examina-Supreme Bench of Baltimore in 1888 thans, was admitted to practice, and

in held until

in civic find notional affair\* nnd sorred on numerous <sup>TM</sup>minlttccfl nml comnils-«nn»t no was niw Interested In conempt no was niw interested In con-KenttiQU mid worked inin to ert the naman mil for Conwrulatt on Oyster During Work War I he wend nx Munneer or Use Tal Crow Wer Com-riam Feunt Tor Maryland, mur is Mun-pere dhe Jimmer Food Consentation Olsu n member of the Executive Com-mitee or thio league of Nolom' Asso-ciation (Intrylad Intuelli nod n inemhpr of the Executive Committee by Adinov the Allios and a member uf by Aiding the Allies, and a member uf the Advbory Ilmird of the Figlit for Freedom Commission. Mr. Carey ulso took an active Interest (n politics noil was n firm believer In, and bnefcer of. Uio League of Nntlorw. While a Demo-

crat In politic\*, be twos Independent In Mend and L»\*r « norum Ho.v.r. lie ••» o member of tho I00.1 train\* •.t Uie Lcmnii! 10 tnrora mice • To be Lemme to find a fine with the second s 

The two occasions Mr. Carey represented with the growing Insurance basic Kenied largo nutural fins companies  $\cdot$  ><sub>1r</sub> itiinifii MTVMI for come time

ness career, after leavisic Baltimore the entropy of the en Ilonap.irto who gave him much raltmblo I ti'Klce.

In 1601 Mr. ilurnett ituccedi-d Mr.' Bunnparte as counsel for tho Mutual: Mfe Insurance Company of Baltimore, whotic numc wan chnnpod to Moiiu, mciilut Life Insurance Company, and wan milmminently elected a director of Dint company. In Hill, be became Its vlecprcsldout. Upon the death of Mr. Mullhew S. Bronn, then pr<«ident of thic insurance company, he was elected president, which position ho hold until IUW when he wor nude chairman at tho board. Till\* portion be bold nt

", ", finm N local concern. iMw but

naturnl San for Bultimore. Mr. Carey !, lin5e companies, In order to cire IIIH The second seco

Chairman of the Baltimore Bar Asswr elation Committee for Corporation Lnw, and war ruther independent ID settler initialize the modern corporation in my min ho titioosit Xient fumilited for tho whift IH now on the niatnic books in Maryingd.

Mr. Carey was the author of several new books, some of which arc still In alivo use by the Bar-Carey's "Form" aid Precedents," Cinrr's T-aw of mm-Hand und Wife" and n twok on "Mu-micipal Ownership of Notional Menop. illes

Mr. Corey in≺i noted for lite opti-ulmn nnl courage, *afi* well an for IIR ictttl ability. H> was In thio forefront if all niovi/utentfi to secure interna" Jonul cooperntion and uimersinudlnK IH a HnsJs for nntrersnl iwacc. He was If a rinks for initrers in wace. He was in Episcopalian and of a wiry & a-rois, churitablo ond forglving dispect-ton. A man of great energy and per-tevorance, ho was not only during lisi day one of the lending lawjers, but nbio one af thio leuillas clowas of Bniltmore ful.

r-Ilv Jama Plixr.

## PAUL M. BTJENETT

Mr Burnett was iwm January iSlti. 1607, and illwl October 30th. KM-I. He wna ndmltlfd to practice lnw by Hie Supreme Ot-ntli of Boltlmoro In 1885 nnd Inter by U Court of Appeal\* of Maryland. Mr. Bnniott bepin bhi busl-

Accuracy as a member of the Municipal J-metric as a member of the Muni

M. Burnett (nee Jackson), ond ono daufiller, Etllnor B. Olfford, of BOB ton. Massachusetts,

-Oil llaicttrd It. Ktninont.

#### JAMES OHABIESBTENB

Jimcs Charles Byrne won born In linhtlmore on April <sup>1</sup>Tin, 38t⊃j, the son Of Charles A. Ilyrnu and Emma Hclfor Charles A. llyrnu and Emma Hch-icr Byrne. Ho was named after bin aide, the late Tames C. Byrne, well-tmown for bis activity In the political life of Tinltinore of n seneritlou aRo, amil the Incumbent foi-wornl yrnrs of thic oniv of Building KüRincer, or n< It it on the select, the Hulldin^ liupec-tor Bjtl(Imi-rc City. Ining Jmmat altcuded tin: public UOH ot Baltimore, and upou cotu-

City Colletre, pntored (he law school if the Uii/TerxIty of Maryland, eradn-Hing and recolvint, his iiojrco of LL3. In the Claw or 1010. The same year, the twenty-first yeffr of his life, lie nicce<sup>+</sup>x2ully pawwd the Bar Examilia-tionn, was admitted to prucUce, and ivn» married.

While fiorwSV piiwuTnK Ills law, Ktudles at Uie DnIrersity of Maryland. and the twual- evening courtyx of than Byrne accepted n potitinn wir transfer accepted n potitinn wir Cliarlex II. Koppclmann, a then promi-fi JIUC (lpnre In Uio thannclai world off dIUC (pare in Uio tannchi world or) Baltimore, match whom he received i minty. Mr. Koppelnaue, Casoning his-imity. Mr. Koppelnaue, Casoning his-under the second second second second balance of the second second second model Byme to the late HIRKC Charlen P. Stein, as a yuune law tdudcii of more than usual ability. A brief but frauidul connection with the item of frauidicin UHE a Stein with the result.

After Kraduntlon and aCm1s\*Ion to the Bar In 1010, Mr. Kymc promptly )>oni-l his otm Inn- onkc. and being possessed of the Qualities of HICIR and Initiative, as well as a wont cnand initiative, as well as a wont ch-xntrlug and Hkcnble pomomility, he (toon trrncted n lanre follc.n-lnR of clients.; Il organised several building and loaoi JXI at I oils, nnd in a nuort winw off prictee. efipcchilly In real estate law. belue a memher of ConcordIa Tjodec.

in n sldo lino to his law practice, M& be ann> Interested In biUldlnc construc-tlun, and built nnd sold n largo t ber of flouses, especially In inortheast

He b wnrvlcrtl hy bis widow. Mr\*. Marcuret Hntt Byrne, and a dauchtcr. Mrs. K. Gonlon Hammond.

-Itg Ctiarlc\* F. Stein, Jr. ~]t

#### JOHN A. BOADT

i J.ilm A. Brady wns born on Aujciutt n, IBTO, In Baltimore, Maryland. Ho of Irish Inren<ntc and lived Ilia the life truo to his Irlah tradition\*.. in any entries a xclimite made man and in dis youth hi\* munccleH were lind minny and IIN opportunities few. He RmdunK-d nt inw from the Unt-crulty of Mmylmi In the CULHH of 1003, and shortly thereafter lyftim the impellee of his worksetter. the second secon

-Ity Robert y. Hucr.

The letters written by the Chief Judge, in connection with the retirement of Mr. Schraeder, were submitted, and are to be held pending the notification by Jir. Sol.raeder.

The Ci ief Judge submitted tentative schedules for assignment of the Judges during the summer Recess.

The Report of Mr. Howard B. Matthews, Trust Clerk was submitted, showing an excess of \$453.74 of receipts to be turned over to the l&yor and City Council. The Report was handed to the Secretary, who was directed to file the Report with the hlinutes of this meeting. The Report was submitted for consideration to Judges Sayler and Sherbon, who with the Secretary, constitute the Trust Committee of the Supreme Bench.

The application of Kr. R. Palmer Ingram, for appointment as an Auditor and Master of the 2quity Courts, was submitted to the Chief Judge, but no action was taken.

Judge Sherbow reported that he was having difficulties with the purchase of eight microphones for the several Courts and that the one in the Criminal Court has been removed without ceremony. He stated that the purchase will necessitate specifications being drawn and priorities obtained and substantially the CJouiaittee will have to start all over again.

The Rules Coamittee, consisting of Judges Tucker, Sherbow and Mason, recorted that a meeting had been held ydth the Bar Associa-Committee tion/and that the work had been divided up in order to get out a draft of the nalea as promptly as possible.

The Court House Committee, consisting of Judges 0'Dunne, Sherbow and Niles, reported that they had asked the 7/alters Art Gallery to furniah their experts to put the Court House Hur&ls in condition, and that a conference had been arranged for Monday.

The Chief Judge reported that he had located the portraits of Chief Justices Marshall and Taney, which has been sent to the Walters Art Gallery by former Chief Judge Dennis for repairs, and that the work could not be properly done until after the War, and he thought it be3t to gat them back.

It was recoi/jnsmded that the Supervisors of Election, be gotten out of the Builaing in ordar to get the **Juvenile** Court Administration in the Court House. It was reported that Mr. Hennegan, was agreeable, if adequate apace on the first floor could be obtained elsewhere.

It was also reported that the Coiwnittee had gone over the draft of plans for the People's Court in thi3 connection, **and** that **arrangements had been made** for repainting and cleaning the Court House toilets. The Conmittee also reported that it was endeavoring to obtain rooms for Judges Markell and Henderson, in the Court House.

/ There being no further business, the meeting adjourned.

Colin 12 Musim

Secretary

Supreme Bench Overrules Motion For New Trial In Criminal Case The motion tot a new trial of Genge W Unity, with with some to a superline motion of a new trial of Genge W Unity, and the superline of the supersupersupersection of the supersection of the sup Supreme at JSalhmore <Eitg

W.CONWCU. SMITH CHier iueac

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# BALTIMORE 2. MARYLAND

January SO, 1946,

## To The Judges or the 3upreofl Bench:

Ur. J.ucke, city Engineer, and «r. Zicmornan, Superintendent of Fuildlngs, have agreed to Install fluorescent lighting In all of the judges' ohanborBt (Judno Savior has indicated, howevor, that he does not wish to have this lighting installed In his offices) *Ttxla* lighting should be installed in tho very near futuro\*

The load speakers for all or the courts (excopt tho Circuit Courts, the Juvenile Court, and Orphans' court) are bulng ordered and vlll bo in operation soon\* V\*e are aloo arranging to have tills equipment placed in the Grand Jury Kcosi.

Steps are bolntj tokon to have all of the eoartroocs watibed and cleaned\* Some painting raj to dons very soon, nlso»

Be are sndoavorInp, to have new offleeoraade available for Judge Uarkoll and Juflee Kenderoan adjolninr the 'ar i-lbrory. This will icean movine "Max !'olgor to the TOOK QCIJoining the oxTlee of the Clark of the Haltltnore City Court, This varle nay take scrae tine, as architect's drawings Dill be necessary before the work can proceed.

He will be obligod if you will let us have an Inventory of all the items needed In your courtroom, such as winjtro shades, bulba, etc. If you vill send thor: to :1rw Henry Rohnnann, ?-aillff, Tioco 314, he will turn then all over to Ur. Z1^nesun so that the purchases can be made promptly\*

Ne art also endeavoring to have the Walters Art Callery arrange to assign experts to dean the murals in the St# Paul Street lobby, the Orphans' Court, and several of the othor courto.

Ve will appreciate any susgeations you nay nave regarding further work to be dona in tho Court &ouae»

Ihe installation of tollots and othor such items isay be delayed by reason of ohortagos uf siaterlals, but every effort will be Bade to asSee a;-a i.\*provemente in the aanltorj facilities in this building.

# Yours vory truly,

/a/ Joseph Oherbow B^ory n. idles Eugene C\*Donne 115

OOUET BOSSB camvmv-

February 5th, 1946.

) It

Eugene A. Edgett. Esq., 3543 Newland Koad., Baltimora, -18- Maryland.

Dear dene:

VEhen you called to sea oe last week, you told me that you were afraid that publicity over the disbarment proceedings, would cost you your present position. I would be glad if you '//ill call to see mo aa soon as you get this letter. It may be to your advantage to submit<sub>t</sub> the matter without a hearing and in writing,oonsent to whatever action the Bench may take. It will be hard for you to avoid publicity.

I am writing thia letter on my own responsibility alone, and herein do not speak for or on behalf of the Bench.

Very truly yours,

etd/jn

Edwin T. Dickerson

February 5th, 1945.

11.

Frank E. Schraedor, Esq., Rochambeau Apartments, Charles & Franklin StB., Baltimore, -1-l&ryland

Dear Frank:

The question of your retireiuent as a Bailiff came up at the meeting of the Supreme Bench Saturday, and I was directed *lo* request you to write to the Chief Juti<sup>e</sup> and give notice in your latter that you elsct to retire as a Bailiff. Your election will then be approved by the Bench, and the proper authorities Bill be BO notified. Your pension will • probably not atart until thi« is dona.

Sincerely,

etd/in

Sdwin f. Dickerson

February 5th, 1945.

Eugene A. Edgett, Esq., 3533 NewlantTRoad., Baltimore, -18- Maryland.

Dear Hr. Sdgettj

I submitted your Answer to the Order of the Supreme Bench to **show** cause **why** you should not be disbarred, at the Bench meeting Saturday.

I «as directed by the Bench to notify you that the matter has been 3et for a bearing in Opsn Court on the first Saturday in Kareh next, at 10 o'clock A.K.

Vary truly yours,

etd/m

Edwin Tl Diekeraon

SUMMER VACATIOM SCHEDULE	
CRIIiIHAL COOM	CIVIL COUBTS
i ASSIOtiED TO JUDGE	ASSIGNED TO JUDGE
:Hile8, Court of Corenon Pleas	:Sherbow <sub>#</sub> Circuit Court
: Sberboi7» Circuit Court	I rWiles, Court of ^onmon ?2saa
: jHason, Superior Court	Dickerson, Criminal Court <u>f</u>
<sup>1</sup> iDickerson, Criminal Court XL	iMaaor., Superior ''ourt
Sayler. Superior Court III	Circuit Court No. 2
iClrcuit "ourt Ho* 2	iSayler, Superior i-ourt III
:Smithj Baltimore City ill	•Mciianahon, Baltimore "Ity I
t t&cLanahan, Baltimore City £	jSmlth, Baltlnore City III
tUoser* Criminal court I	jTuckor, Superior Court 11^
Tucker, Superior Court II	:Woserf,CriiQinal Court I
	CRIIIHAL COOM ASSIOHED TO JUDCE Hile8, Court of Corcnon Pleas Sberboi7» Circuit Court Hason, Superior Court Dickerson, Criminal Court XL Sayler. Superior Court III iClrcuit "ourt Ho* 2 Smithj Baltimore City <u>i11</u> twoer* Criminal court I (Court III)

Files 2/3/45

# SUPHEME BENCH ASSIGNHEHT Saturday, Feb. 3, 1945

Bernard 0. Peter

State of Maryland S. Alfred Mund George W. Harris

Ho. 32, Jan. Term, 194? Fromi Hoser, J. Charget Robbery Papers reo'd. January 19, 1945

owniled)

# MINUTES

# OF THE SUPREME B3NOH OF BALTIMORE CITY

A Luncheon Meeting of the Supreme Bench was held on February 15th at 12:30 P. U. Judges Henderson and Siarkell of the Court of Appeals were the gueats of the Supreme Bench. All of the Judges, except Judges UcLanaban and ISoylan were present.

Judge Sherbow reported that we would not be able to get loud speakers for the Court rooms.

Judge Niles offered a Resolution which was duly passed, authorizing the Probation Departnjent to deposit with the Union Trust Company as custodian, a \$10,000.00 U. S. Treasury Bond, pursuant to the terms of an agreement, a copy of which has been filed with the Clerk of the Supreme Bench.

Judge Niles reported certain changes which will be made in the forms for reporting the daily work of the Couuion Law Courts.

The Ghief Judge reported the names of a number of applicants for the position of Auditor and llaster, now vacant, because of the death of the late John M. Requardt. There being no further business, the meeting adjourned.

Ini Dianson

121

Secretary

# RESOLUTION

Resolved/tiutt the #10000 United States Treasury Savings Bond Ho. X 480217 0 purchased by, and ragiaterad in the name of the Probation Department of the Supreme Benoh of Baltimore City, on Deoeaber 12, 1944 at par, and now in the custody of the Union Trust Company of ilaryland in pursuance of an Agreement between said Department and said Coopany dated February 5, 1945, shall not ba sold, redeemed, transferred or otherwise disposed of exaept upon the written authorization of two lumbers of the Supreme Benoh of Baltimore City\*

Adopted!

# t&NuTKS

A luncheon meeting of the Sunreme Bench v/as held on February 21, 1945, et IE:SO o'clock"?. ». All of the members of the Bench except Judge Hoylen were present and the Chief Judge presided.

A letter from Mr. Eugene A. Edgett waivting a bearing in connection with the charges now pending against him before the Supreme Bench and submitting to such action as the Bench should think proper, and also praying consideration of the circumstances which surrounded him et the time the charges arose^was read. On motion, it was resolved that the letter of Mr. Edgett be filed with the papers in the charges now pending again\*t him.

Judgesfcioserand Dickerson requested en expression of the Bench with regard to the payment of counsel fees for indigent prisoners charged with serious orimes and trade certain recommendations, all of which is fully set forth in the . paper hereto attached. On the motion of Judge 0'Dunne, it was resolved that the matter be left to the discretion of the Judges presiding in the Criminal Courts. Judges looser and Dickerson invited the members of the Bench to rive them in writing .their views on the whole matter and stated that they would present en additional report et a subsequent meeting of the Bench and would not take any action under the resolution of Judge 0'Dunne until further consideration by the Eench.

The Chief Judge reed e letter from Ur. Kenry Ripperger, hereto attached, advising the Bench of the temporary eppointment of the Deputy Clerk herein named. On motion, the appointment v/as approved.

Judge Moser reported that a communication hod been sent to the Grand Jury regarding certein conditions in northwest Baltimore and that the matter had been referred to Commissioner Atkinson for investigation. He reported that a reporter from The Baltimore Sun had talked with him about giving publicity to the rejort end stated that the State's Attorney had said he 'would advise Commissioner Atkinson not to give either the complaint ort a copy of it to the press.

There being no further business, the meeting adjourned.

Cotin Dreperson

Secretary, Supreme Bench of Baltimore.

# RESOLUTION

SUPREME BEHCH OP BALTIMORE CITY

RESOLVED: That the attention of the judgea assigned to preside In the Criminal Court of Baltimore and the Criminal Court Part II be directed to the necessity for the appointment of counsel in trials of capital crimes and other extremely serious crimes, where a Just regard for the rights of the accused may require It\* (Code 1039, Art. 26, sece. 7 & 8; Coates vs State, 180 Ud. 502, 509-512), That it be left to the discretion of **thaco** Judges to provide proper occasion to discover the necesslty of such appointment, by separate arraignment of euch cases in advance of trial, or otherwise, In order that the trials shall not be scheduled until after opportunity for preparation by counsol has been afforded\*

H. Cornell smith. Chief Judge

12 1

Eugene "'Dunne

Edwin T. Dickerson

J. Abner Sayler

J. Craig HcLanehan

Enory H. Niles

John T. Tuckor

Cnarles £. Uoylan

Joseph aherbow

K. Paul Kaoon

Herman M. Moser.

To The Supreme Bench of Baltimore Cityt

In conformity with an expression of the Bench, at a meeting last Fall, we are reporting relative to the appointment of Counsel for prisoners charged with serious offenses and without funds.

The State's Attorney from time to time places in the assignsent, for arraignment only, cases he considers serious. The accused, when arraigned, usually expresses a desire to have counsel and the presiding Judges of the Criminal Court appoint counsel.

The granting of these requests for the year 1945 have thus far involved an expenditure of about 1600.00, which is approximately 2/t of the total amount expended for the year 1944\* This increase may, if it persists, give rise to criticism..

He recommend that the Supreme Bench give consideration to this matter and give us the benefit of an expression of their views. It may be advisable to limit the expenditure for an attorney, appointed by the Court, to a maximum of \$\$0.00, and to make this limitation public. It may also be advisable to invite, through the columns of the Dally Record, lawyers, who are willing to give their services for the above compensation, to so advise the Judges of the Criminal Court, to the end that a standing list may be compiled from which the Judges of the Criminal Court may from time to time appoint for prisoners so arraigned, counsel deemed to be competent.

We submit the above suggestions for your consideration\*

Respectfullly,

Coluin Dacusa

Jonan Ul Mary



# HENRY J. RIPPEROER. CLERK

# CIRCUIT COURT OF BALTIMORE CITY

BALTIMORE'S. MD.

February 19, 1945

Honorable W. Conwell Smith Chief Judge Supreme Bench of Baltimore City Baltimore, Maryland.

Dear Sir:

Subject to the approval of your Honorable Bench, I beg to notify you that I have appointed Doris E. Kirchenbauer, a Deputy, in the place of James W. Murphy, who is now in the armed forces. The appointment is temporary.

Kindly notify me when the appoint-

ment is approved.

Respectfully yours,

HJR:HJB

A luncheon meeting of the Supreme Bench was held on Thursday, March lat, 1945 at 13:30 P. K. All of the Judges were present, except Judges Moser, McLanahan and Mason

The appointment of Mr. Harold A\* Xeene, as a deputy clerk in the Court of Common Pleas, was approved.

judge OfDunne reported on the salary situation of Mrs. Mary A. Webster, Grand Jury bailiff, and reported to the Bench that her salary is \$900.00 a year, and she cannot afford the withholding deductions from her pay. No action was taken, as it was the view that some provision\* might be made for her in the next budget.

judge Sherbow reporter\* on delinquent fiduciaries, and submitted a form of notice, v:hich he is sending to sureties on fiduciary bonds.

There being no further business, the meeting ad-Iourne d

Bui Diaworn Secusary

nu.HK C. RODEY

Clerk's Offix (ffrmrt of (Batcaxixm "Aleas

Baltimore, Ald.

23rd of February 1945

Honorable W.Oonwell Smith Chief Judge - Supreme Benoh Baltimore City

Door Judge-

I am appointing Ur.Harold A.Keene, as a dupety olerk in this office to fill a vacanoy oreated by the retirement of one of our deputies, Mr.Edward P.Wolf.

I will appreciate it if you will have this appointment approved by the Supreme Bench of Baltimore.City as of February 19th, 1945 In order to avoid complications in our payroll and retirement system under which we operate.

Thanking you for your kindness, I am,

Sinoeraly yours,

Frank C Kob Olerk.

approve 3/1/25

FCR/B

Maroh 2nd, 1945.

Mr. Frank c. Hobey, Cleric, Court of common ploas, ' Coart House,

Baltimore 2, MA.

Dear Mr. Robey:

your appointment of Mr. Harold A. Keene as a deputy olerk In your offiae was approved at a meeting of the supreme Benoh yesterday.

Tory truly yours,

ETD:J1SC

seoretary

A Meeting of the Supreme Bench was held on Saturday\* Karch 3rd at 10 A. U. All the members of the 3en\* were present, except Judge McLanahan, and the chief Judge presided.

The motion of Clarence Purviance for a new trial from hie conviction in the criminal Court argued, submitted and overruled.

The motion of Joseph Hammond for <i new trial from his conviotion of assault In the criminal court Part 2, was argued, submitted and granted.

The appointment of Patrick J. Kent, 325 Collins Ave., as a Bailiff under Judge Moyl&n was approved.

Mr. R. Palmer Ingram was appointed Auditor and Master to fill the vacancy c^ussd by the death of the late John M. Eeq'oardt.

On motion it was resolved that the list of Jurors in all the Courts shall be uniform, and contain only the name, address and occupation of the Jurort.

Judge Itoser reported on his conference with the Grand Jury on Friday, relative to complaints of conditions along Pennsylvania Avenue below Lafayette Avenue.

There being no further business, the meeting adjourned.

E Eduar

SUPREME BENCH ASSIGMENT March 3, 1945

Bernard G. Peter

State of Maryland vs. Clarence Purviance S. Alfred Mund

ownilla

So. 320, Jan. Term, 1945 From: Ifoser, J. Charge: Lottery Papers reed. Feb. 6, 194-5

Thomas M. Blddlson

State of Maryland vs. Joseph Hammond

Bo. 212, Jan. Term, 1945 From: Dickerson, J. Charge: Assault Papers reed. Feb. 12, 1945

Bo. 356, Jan. Term, 1345 From: Dickerson, J<sup>A</sup> Charge: Panderlig7 <sup>e</sup>tc• Papers reod^eb. 20, 1945

Josept G. Finnerty

State of Maryland

Herbert H. Rosenbaum

gauled

Paul B. Mules

Withdrawn

Paul B. Mules

Withdrawn

Joseph Rosenthal

Withdrawn

Joseph G. Finnerty

Jo. 357, Jan. Terr. 1945 from; Dickerson J. Charge: Diaafderly House Papers 'reed. Feb. 20, 1945

John G. Weiss

State of Maryland

»o. 4-18, Jan. Tejarf 1945 From: Meg # ; <sup>c</sup>harge<sup>^</sup>KObbery Papers reed. Feb. 21, 1945 131

Court Notice

By Judges of aircnlt Court and circuit Court No. 2

#### Unrcb 1, 1W5.

To FUudarict an Rurclle\* On Their iboid\* and Their Aliornei/\*: The Trust drrle of the Supreme Bench lias reported to the Judges of the Circuit Court and Oireult Court No. 2, a number of cases of fiduciaries No. 2. n number of cases of fiduciaries in default for non-mine county in the additional seconds, or both. The Trust Clerk fans lie re to fore communicati-origanes and advised them of the de-faults.

Uulus the delinquent fiduciaries com-ply with the mandatory requirement!) of the equity rules on or before April 1. 1945, the fiduciary trill bo removed, orders nppoloUng counsel will bo re-seind oil, mul tho Clerks of tho Circuit Court and Circuit Court No. 2 will be Instructed, until further notice, to accept no bonda in any cate from any cor porate bonding company where thic fiduciary 'i in default.

Josrrii SitEKoow. JuJcc, Circuit Court of Baltimore Olty. EOOKTC O'DuKitc, Judge, Circuit Court No.<sup>A</sup>of Baltimore City.

#### R. Palmer Ingram Appointed Auditor Of Equity Court\* By Supreme Bench

Announcement was made on Satur-doy of the appoIntroent of It, Falmer Inprim in an auditor of the Circuit Court and the Ofrent Court No. 2 of Baltimore, by tho Supercao Bench of Baltimore, he nil! ful Ue vacancy jeamed hy the death of John M. He-uwardt

Lexington, Vn. Dpon his oil mission to in- Bur, he n-ns associated with tho Silippinr Bonrd In Wfl»LInglon, prior to com In R to Bnltfroorc.

He IK married and msldct< at the nucliambcau Apartments.

## APRIL 3. 1945

Supreme Bcucli Ailuounces! Appointment Of BuilifF For Judge Moylau

The Supreme B<<sup>#</sup>icb yiitirrdii! ""•• noiituiNj tiit npiHilntmcut of Pntrict J.! Kent a⊳ a linillf to «cm- irlth Jmlue Qiaries K Uoylan. Mr/ Kenl. who Is; itnimiirrlLil. nxldcfi nt 32.', Collliw nv«-j nue,

### ' MAKCH 17, 1945

DISBAIMENT PEOOEEDINas ABE FILED AOAJHST OHABLES F. RHEB

Chief JntlRe W. Conircll Smith bns Hied a jwtitlon with the Supremo Bench of BiUdmorc in which Charles Fulton Hieb In required to show cause by March 31st next, why ho should not bo disbarred from Ifte practice of Inn-.

Rlteb, n-lio WBB admitted to practice no a member of tlio Bar on December 2ml, 1033, Is charged with conduct withcoming a inuiber of the Bar. Ite recordly completed a six months sen-tence In the l'Ieral Beformatory Camp at Petersburg, Vu\_after plead-the RUBy to n charge of unlawfully failung to make income tax returns. Tho HI(180 or the Supremo Bench alto signed an order disbarring Easile Ar Editet from the orther practice School: Auroref, bod been a member of the Bar for hvorth-He vers. 2ml, 1033, Is charged with conduct of the Bar for twenty-Hrc years.

### Motion For New Trial Granted By Supreme Bench Of Baltimore

Tli-... motion for a new trial of Scoti Hammond, who wait convicted r jifinant, wus francted by the Supreme Bpnch of Baltimore on Sntnnlny, The Bench nlso overruled the new trial meton ot Clnreuce Pnirlnnee, who found gnllty of violninc the lot-try lawn.

Herbert II- Eosejitinnm wan tbc ot-j tornej- for Hammond, while Bernard O. Peter, Assistant State'\* Attorney, ipncareil on behalf of the nlato in (bo Purviance cuse.

# Court Order On Fees For Attorneys Appointed In Criminal Cases

By n HnsoluUoQ nf the Supreme Bench pnsswl In tht- yenr 1W1, Uia ottbntlou of Uic Jutlet\* utulpied to thio Crimiuul Court of Baltimore wan direeled to tbo necessity of appointing coutuol In trials of serious enses and otlieru, where a Just record for the rights of the licatxed may no ronulre, with separate arnilconment In ndvinner of triaL

In conformity with till\* ItOAoIntion. the StnU-'s Attorney of Baltlnioro City has, from time to thie, aligned for mimmente nrrnlenment ennefl which be considered were comprehended In this Resolution.

Sach arralpimenttj hnve mntorlally Incrcaaed in number, Inrolvine an Increauc In tho fees paid eouutcl appointed by tho Court to represent Ut> defeudant& in sucli cases, ivitli a remllant there IEC in the expense thereof to tho Mayor and Oily Council of Haiti mot-

Hereafter a fee of S2S.00 will be awarded nuch couusel In nuch ennw, unless It shall develop from the trial of the awe -Umt the offense-1« a rerv actions one, InvolvUis coimldcrablc preparation for trial and time and effort In the trisl, In wBlch COM a mnxtmniii fee of \$100.00 will be alloned.

Members of the liar, who mny dealry to enjmpo in RDCU Herrice are Invilttl toi so ndvlsc tho Jnd^i-o of thu Criminal Court tit Baltimore by letter to tho end that a lint of such mmlwrH of the Bar may bo complied, from which compotent connxel may, from time to time bo appointed in inch or«w Hy ml<1 Judge\* of tlic Criminal Court of Bnltltriore.

> EliWIN T. DICKBMO. HUMMAN M. Mow>31.

133

## ! MARCH 23, 1945

#### Bailiff Named By Supreme Bench To Serve With Judge Dickcrson

Judge Direction This Speciation Bench of Bullimore jutcriffly innounced the mulwhinedit of Horvinn i? Umley as a hullif, to serve under Judge Einfah 7. Dickerwin, Mr. Ilunck, who in inantwin and renosechined with a local trucking; and *BudJog* concern and formerif served as secretary to an eQickal or the Baltmore & Ohio Indirond. Uw will multio yearstey onesed kty the renignation of Frank E. Schneder.

# aiusiss

## OF THE SUPRAIS BENCH OF BALTIMORE CITY

A Luncheon meeting of the Supreme 3ench was held on Thursday. Birch 15th, 1945, at 12:30 P. JI.

All of the Judges were present except Judges Sayler and iloser. and the Chief Judge presided.

On motion, it was resolved that Sugene A. Edgett be disbarred from the practice of the law before the Courts of Baltimore City.

The Chief Judge was, on motion, authorized to issue a citation against Charles F. Rheb, who plead guilty of incoue tax frauds in -111\*

the D. S. Court for District of Maryland, ana suffered imprisonment therefor, to show cause why he should not be disbarred froii. the practice of the law before the Courts of Baltimore City.

The attention of the Bench was called to the action of Hewlett B. Cox in instituting and concluding a case for absolute divorce on the ground of desertion, in the Circuit Court after his client had been denied a divorce a Mensa by the Circuit Court No. Z Ott similar groundB. The matter was referred to Judge Sherbo\* with full power to act.

Judge Sherhow discussed the methods of himself and Judge 0'Dunne in dealing with delinguent fiduciaries, by removing 3uch fiduciaries and denying to their sureties authority to act as such ir. other cases until such delinguencies should be corrected.

There being no further business, the meeting adjourned

Secretary

#### MINUT1S.

A meeting of the Supreme Bench was held on Saturday, April 7, members of the 1945, at 10 o'clock a.m. All of the/Bench were present except Judges McLeneben and Moser, and the Chief Judge presided. The following gentlemen were, on motion, admitted to practice before the Courts of Baltimore City:

> .%» Supremo Bench nt Bnltimora op Saturday admitted John Wilfred Donb member\* of (lie Baltimore Bnr, orom Die rwpeclivo motionH or Willimm H. Mnytnrud and George B. KJCI'ner.

The motion of John 0. **Farley for a new trial** upon his conviction of repe, was granted upon the recommendation of the State's Attorney.

The motion of Harry E. Shanks for a new trial upon his conviction of rape was argued, submitted and over-ruled. The motion of Luther McClam for a new trial upon his conviction of murder and robbery, in the Criminal Court, was argued, submitted and over-ruled.

The appointment of Mr. Howard L. Bangs, as a bailiff of the Supreme Court, assigned to Judge Dickerson's Court, was approved as of March 21, 1945.

There was a discussion of a suggested amendment to Equity Rule No. 26, Section 3, and a dreft of the proposed amendment was referred back fo Judges O'Dunne and Sherbow for reconsideration.

There being no further business, the meeting adjourned.

Edurin Jacanson

Secretary.

## SUPREME BENCH ASSIGNMENT April 7, 1945

Bernard G. Peter

State of Maryland vs.

J. Howard Payne

John 0. Farley

Bo. 617, Jan. Term, 194? From: Moser, J. Charge: Robbery, etc. Papers reed. Mar. 16, 1945

Banker on the recommendation of the Statio attorney

Anselm Sodaro

State of Maryland Harry E. Shanks

Michael J. Freedman George W. Evans Robert P. McGuinn

Bo. 34, Jan. Term, 1945 from: Moser, J. Charge: RaDe, etc. Papers reed. Mar. 17, 1945

ounded

Joseph G. Finnerty

State of Maryland VS. Luther HcClam alias Bobby McClam Ira McClam Ira Moore

Bo. 331, Jan. Term, 19\*5 from: Moser, J. Charge: Murder Papers reed. Mar. 23, 1945

lio. 332, Jan. Term, 1945 Charge: Murder

"»• 333, Jan. Term, 19\*5 Charge: Murder

<sup>B</sup>o. 334, Jan. Term, 1945 Charge: Bobbery with deadly weapon

Ho. 335, Jan. Term, 1945 Charge: Robbery with deadly weapon

Jo. 336, Jan. Term, 1945 Charge: Robbery with deadly weapon Webster S. Blades

Mo\_ 338, Jan. Term, 1945 Charge: Assault to Murder

No. 339, Jan. Term, 1945 Charge: Assault to Murder

No. 340, Jan. Term, 1945 Charge: Assault to Murder

owniller

# Supreme Bench Of Baltimore Grants, Overrules New Trial Motions

The motion for a now timl of John 0. Tarici, who was earleled of rob-lerr, imm minete 16 Hill Superno Heich of millimose an Snurdar. The Insta set of the "What" findiosa ar Burry B. Shanks, found guily of rape, and i on Uirco charges Of murder, there of non-tigen of the Source of State of the Median OLKH, while As Automoy, appeared on behand on Shale Ar State In the Median OLKH, while As Netter In the Median OLKH, while As Peter and Annean Solitor or timirkantli be State In the Shanks cues. Farley willf, ejifodencu by J. Trowing Pu'llSw

A luncheon meeting of the Supreme Bench was held on

Thursday, April 12, 1945, at 12:30 p.m. All of the members of the Bench, except Judges Sayler and Niles, were present, and the Chief Judge presided. By a resolution, duly seconded and passed, Section 3 of Equity Rule S6 was amended to read in the form attached to these Minutes as part thereof. The Chief Judge was authorized to issue , on behalf of the Bench, any and all orders which he should deem advisable in connection with the **disbarment proceedings** of Charles F. Rheb.

There being no further business, the meeting adjourned.

Tuc Supreme Bench of DullImure lias announced the aiucmlmuut of Section a of & tilty nule 20. Tbu amendment IM adopted by the Hunch follow\*.

AI«\*D««T ar^Eqwir ii.ru: a.

(c) Failure to File: Notice of: Itemoral. In every take where a fabucary in failed to like flar report within such active to the second second second second order of Court Lie. Inst. (c) Kerk about forthwith retwirt. Mid delinquency to be Court having Jurabetton over tho estate. Thermulay the Court shall issue over a second to the second provide with second second second second l'and field, acceller with all overhele the second appoint a successor, and all apportate papter, records and assecond second second second second provide second secon

writen order. Ni oomniMjoni <sup>fn</sup>r the yenr In question Blial be ollotved or nnili in unv Udoclary who lias becu in default in fline, lilit-report within wich fljcry-iliy period.

Adopted April 12, KM?!.

MinDaursm

Secretary.

## Amendment of Equity Rule 26, Section 3:

(e) Failure to File: Notice of: Bemoval. In every oase where a fiduoiary has failed to file Ills report within such sixty-day period, without having procured an extension of time by written order of Court, the Trust Cleric shall forthwith report said delinquency to the Court havi-ng jurisdiction over the estate. Thereupon the Court shall issue an order to the said fiduciary to show cause 'within twenty days thereafter why he should not be removed, and a copy of said order shall be sent to the surety on the bond of the fiduoiary. Unless a satisfactory answer shall have been filed, together with all overdue reports, the Court shall remove the fiduciary and appoint a successor, and all appropriate papers, records and assets shall be forthwith turned over to the successor by the removed fiduciary. The successor shall file a report within fifteen days after his appointment, unless the Court shall extend the time by written order-

No commissions for the year in question shall be allowed or paid to any fiduciary who has been in default in filing his report within such sixty-day period.

Adopted April 12, 1945.

At **a lunobeon** meeting of the Supreme Bench held on Thursday, April 19, 1945, **ell** of the members were present **except** Judge Saylor, and the Chief Judge presided.

The Chief Judge reported that after consultation with the attorneys for the Baltimore **City Bar** Aseocietion, be had decided to allow the pending proceedings ageinst F. Fulton Bheb to stand, and had granted leave to the Bar Association to file a petition in the pending proceedings for such relief as it may desire.

At the request of **Mrs**. A. H. Breeskin, leave was granted to heve the portrait of Judge Harlan removed from the Court House to the Baltimore Museum of Art, for the Exhibition of Paintings, which **will** begin on May 11th, the painting to be fully protected by insurance, **and** to **be carefully handled**. There being no further business, the meeting edjourned.

Storin Mechanon

Secretary Supreme Bench.

A Term Meeting of the Supreme Bench was held on Monday, April £5, 1945, at 11 o'clock a.m. The entii-e Bench, with the exception of Judge Dickerson, who was present in executive session in chambers, was present at the executive session in the Court room.

The following were admitted to praotice before tite Courts of Baltimore City:

The following were admitted to practice as members of the Baltimore Bar by the Supreme Bench of Baltimore 3-oatenlaj: Artliar It. Lobe, Frederic K. KUlineawoHh and Nntlian EUtchle.

On motion the Chief Judge was authorized to sign the order on the petition of the Bar Association of Baltimore City, filed against Charles F. Rheb.

The Grand Jury for the May Term was selected, and a list thereof is attached to these minutes as part thereof. Judge Niles, Chairman of the Probation Committee, reported that Mr. Rafferty had resigned as Treasurer of the Probation Department, and that Mrs. Brandt had been appointed in his place.

There being no further business, the meeting adjourned.

Uni Dernut

Supreme Bench General Term Meeting To Be Held Today

Tiio Supreme Bench of DnltImorc will hold a general term meeting at 11 oclock this morales. Motions for admission to Uic Bar will be entertained at thio (twiskon and the Gram! Jury for the Mar Term will IK felected. Such other Imaineu os may be proportir presented will niks be considered. Supreme ipench Baltimore City

ENDRY H. NILES

April 24, 1945

Hon. Edwin 1. Dickers-m, Court Ho'ise, Baltimore, Maryland.

Dear hed: he: Probation Uepartment.

The data far v.hiCi you sslted me yesterday is ns follows:

The former Supervisor «nd Dirburser of the Probation Department, *llr*. Visiter D. Lafferty, resided as of April 14, 1945.

As of Aoril 16, 1945, Mrs. ileanor K. Brandt was appointed to succeed .Ur. Lafferty. imeremployment was for no s-ieclflc period of time.

Sincerely yours,

EHN/Jp

1 » ~ 1

# Supreme Bench Selects Grand Jury Members For May Term

The Supreme neneli of Enltlmor seterdny selected thic Crnnd Jury for lio May Term. They prc called for Monday, May 14th.

Those selected to servo on the Jury

Bcrfcow. r-ouls E., Seville Apartments, 723 Lake Drive.

Creamer, Harry E., Sr., 100 North Curlcy strwtf. Croker, John Hanson, 1514 JJolton

street. Dempxcy. Edward T., 021C Mldwood

Wri-nue. Duvfill, Henry Wilson, 3D12 Givynns

Finis Parkway. Finocan, Thomas James, 3103 Ever-

frevn arenuc. Fleischer, Jesse S., 030 Brooks Lane

Glcr, Frank C Jr., &808 Wesley ovc-

Hnll. Silas Baldwin. 3100 Aboil at\*

Horet, Willfam, 2002 East Pratt Street. Knrclier, George W., 2000 White arc-

Knicher, George W., 2000 White arc-Knikhner, Herman II., 3314 Echodale

Krulewitcli, Alw, 3440 Anehentoroly

terrace, Nwer, Carroll E., Sr., 230 Mnllow Hill

avenue. Newliurcor. Sidney, 2300 Allendale

. Otto, Charles 8., Sr., 2701 Ttroly ave-

Pollholn, Hcriuan. 3M0 Oreenmount

Hoi Dicker, Harvey E., 3503 Juniper road. Boy, Clarence EL, 1137 North Carey

street Shrlvcr, Gcaree G,, M0C 9L Albans

vay. Volk, P. Irvln, 3808 Denlson roud Wallace, Georce W., 423 Tale arenae.

Wllcn, Jack, BouUiern Hotel, Llcot 4 lied wood streets-

# MAY IS, 1945

## 'Grand Jury For May Term i Organized In Criminal j i Court Yesterday

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) Ttic Grmml Jury for the May Term [iru, or\*nnln,] In *tUv* Criminal Court y esterdily by Jnt/\* e Herman M. Mosor. [GeorKo S. Sliriver wad named roreninn \*of the body and Jease S. Fleischer «an idepHjulod asslstxiDt foreman.

The Grand Jury as onranlici! follon-x: Bcrkow. r-oulj E., Seville Apartmeiitit, 723 Lake Drive.

Creamer, Harry E-, Sr., 100 North Curloy street

Dempsey, Edward T., .1210 Mldivood! avenac. I Duvnll, Ueury Wilson, 3012 Givyjini!

Falls Parkway. flnncan, Tbomns James, 3105 Evererevn avenue.

Fleischer. Jcsw 3., 030 Brooks Lane. Fox, Willinm S.. 3001 Fordliam Drive

Gler. Frank C. Jr., 5309 Wesley uromu. Hall. Silas Baldwin. 3100 Abel! ave-

riornt, William, 2002 East Pratt

Itreet Knrchcr, George W.. 2000 White ave-

Kascbncr, Herman n., 3314 Ectiodale

Krulcirltcb, Abe, 3440 Auchentoroly tctracc

Nesor, Carroll R. Sr., 230 Mallow mil

Newbu'rgor, Sidney, 2300 Allen dale road.

Otto, Charles S., Sr., 2701 Tfvoly sve-

Pollhcln, Herman, 3900 Oreenmount livenue.

Itclnlckcr, Horrey R. 3603 Juniperroad.

Roy. Clarenco E., 1137 North Carey litrect

Shrlvcr, George G., 0105 8L Albans Way. Volk. P. Irvin, 3503 Denison road.

Wallace, Georsa W., 423 Tale avenue. Wilen, Jack. Soatliofn Hotel. IJg ut 4 Redwood streets.

Accurate anecta

Sclected To Serve On Grand Jury For Moy Term

William S. For, 3001 Fortflmni drive, was selected to serve na n member of the Slay Term Ornnd Jury liy Uie Bapremv Bencli of Bullimoiv .vwtenlny. Ho will iwrre in tb>o plnc of John Hani on Orokt-r, wha n-nx OICUKPII.

A special meeting of the Supreme Bench was held at 12:30 p.m., May 8, 1945. All of the members of the Bench were present except Judges Sayler, Hoylan, McLanahan and O<sup>1</sup>Dunne. The Chief Judge presided.

The Chief Judge stated that Mr. Latane is ill with heart trouble at the Johns Hopkins Hospital, and had requested that a permanent Third Master in Chancery be appointed. On motion the Chief Judge was authorized to offer the appointment first to Eben J. D. Cross, and should he refuse to accept then to Messrs. Due, Bernstein or Bicfcel, after conference with the absent members of the Bench.

The hearing of disbarment proceedings against Charles Fulton Rheb was set for June 1st at 10 a.m.

There being no further business, the meeting adjourned.

## MAY 10, 1945

Eben J. D. Cross Named Additional Master In Chancery By Bench

The Supremo Bench of UnUlmore City minutacewi yesterday the appoint ment ar Elson J. D. Cross, old Mer-cantile Trast DallOlinir, nx an mul-tal Master In Chancery to the Cir-tan Court and Circuit Court No. 2 Haltmoor City.

Halilmore City. Tho of Xee of Mauler In Chancery Ia way which cick U under the Inherent (I) in observation of xyource. The first strictor Daniel M. Human, was an pointed on My 21. 1870. There human pointed on My 21. 1870. There human is the December 27. 1882, when Daniel ir. Homan mar John C. King were op-pointed At the present time Ward By a Maston in Chancery, and lofether COP and Jmnes A. Lntano are est-lng as Mnstoni In Chancery, and loRether "Ith Mr. Cross mall coutinne to serve. The rule" of He Jackot require ref-tements to one of the Mnstem for report with the Court. For sevond years jwst title Increase In ibe volume of inch business In the two Circuit Courts hai ntBKcaff the desirability of an addi-tional Monter in Connecty, and Ulin

indition has Tosnited In the nppoint-

lestin Made di

Secretory Supreme Bench of Baltimore City.

The luncheon meeting of the Supreme Bench was held on Thursday, May 17, 1945, at 12:30 p.m. All of the members of the Bench were present except Judges Sayler and Moylan. The Chief Judge presided. The Chief Judge presented a Summer schedule for the Court Stenographers, which, on motion, was approved.

The Chief Judge called the attention of the Bench to the bill **passed by** the Legislature, which provides that no order shall be necessary to take testimony in equity cases.

Judge Moser called the attention of the Bench to an act of the Legislature, which provides an automatic appeal in cases where the sentence of death is imposed, and which requires that a transcript of the testimony be written up and forwarded to the Court of Appeals, although no appeal is taken, and which authorizes the Court of Appeals to review the testimony, to determine wEtether or not any reversible errors have been committed in the trial below. The Chief Judge called the attention of the Bench to the steps which he has taken, to have the salaries of the Judges increased by the Mayor and City Council of Baltimore, through inclusion of an appropriation in the Budget.

There being no further business, the meeting adjourned.

Cours Dechurson

Secretary of the Supreme Beach of Baltimore City.

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A meeting of the Supreme Bench of Baltimore City was held on Saturday, June 2, 1945, at 10 o'clock a.m. All of the members of the Bench were present except Judges McLanahan and Moser and the Chief Judge presided. The following were admitted to practice before the Courts of Baltimore City:

> I Too Supremo Bonch of Baltimore on S-itimlaj Admitted the following to practice n<sup>6</sup> members or the Baltimore Bar: Surrenet E. Conan, Joteph B. Stelfmann, John IV. Mactuc, Lawrence Stelfmann, John IV. Mactuc, Lawrence John, Jr., Tohna O. Phillips, Lloyd A. Dreiling, Wilbur F. Sheffield, Jr., Edith Delburk and Theodoro J. Youther.

The motion of Kenneth Hunt from his conviction in the Criminal Court for **a** violation of the motor laws was argued, submitted and granted.

The motions of Arlin McCarthy and John Canty, convicted of murder in the first degree and accessory, were argued, submitted and granted, but the order granting the motions was held from publication **pending** the writing of an opinion. The following order was passed:

IT IS ORDERED by the Supreme Bench of Baltimore City this 2nd day of June, 1945, that in all cases referred to the Auditors and Masters, the Clerk of the Circuit Court of Baltimore City and the Clerk of the Circuit Court No. 2 of Baltimore City are hereby authorized to sign such orders of reference.

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There being no further business, the meeting adjourned.

Estin Decheron

Secretary Supreme Bench of Baltimore City.

#### Arguments On New Trial" Motions Are Heard By " Supreme Bench

Atpumentp (II motions for new trials in criminal cones wen; heard by thol Supreme Bench of Baltimore on Saturday. The Bench contact the motion of falling to use reasonable care in the memilon of n street cor. The motions of Arlin McOntUr, isla, was found KUby of numera in the *Um* deme: ana in John Cnuty, convicted of beline the memory of number were held

ana ari John Chuty, convicted of beline in accesser to neurofer, were held Worllig Giffen by the jultime Hunt, walls (Thomes N. Biddison orn liciniard G. reter, Assistant State's Attomeys, ngpeared on isiMul' of the State In the McCarthy and Chuty cikes. Thie defendants in the murcher CLB were's represented by Walter V. Hurrigon and Daniel F. Klohn.

## SUPREME BENCH ASSIGMUENT ; June 2, 1945

Thomas N. Biddison Bernard G. Peter State of Maryland vs. Arlin McCarthy, alias Axlene McCarthy, alias Arline McCarthy and John Canty Walter V. Harrison Daniel E. Klein

Ko. 1211, Jan. Term, 1945 From: Moser and Mason, JJ. Charge: Murder Verdict: As to McCarthy Guilty of Murder in 1st degree Verdict: As to Canty Guilty on 2nd Count (Accessory)

iaselm Sodaro

State of Maryland vs. Kenneth Hunt P. S. Ball Wallis Giffen

Ko. 1645, Jan. Term, 1945 From: Dickerson, J. Charge: Violating Motor Laws (Failing to use reasonable care) Verdict! Guilty

0i -"Vr?-<#&^C"Sl-^-^\_\_\_\_

A luncheon meeting of the Supreme Bench was belo on Thursday, June 7, 1945, at 12:30 u.m. All oi" the members of the Bench were present except the Chief Judge, and Judge O'Dunne presided. Judge Henderson of the Court of Appeals attendee the luncheon.

Judge Moser read a letter addressed to him by Doctor Lewis B. Hill, emphasizing the Increesed work he has to do, and inquiring whether he should devote five mornings a week to his work, or a lesser number and have en assistent. The matter v/as referred to the Judges of the Criminal Court, and it was their opinion that the election should be left to Doctor Hill. Judge Moser will undertake to find out whether or not funds would be available for the increased service.

There was some discussion as to when opinions should be filea in the cases of State vs. Arlie McCarthy and John Canty, and the matter was held in abeyance pending probable preparation of en opinion by the Chief Judge.

There being no further business, the meeting adjourned.

uni Maenorodu

Secretary Supreme Bench of Baltimore City.

A luncheon meeting of the Supreme Bench was held on Thursday, June 14th, **at** 12:30 p.m. All of the members of the **Bench** were present except Judges Sayler and McLanahan. The Chief **Judge** presided.

Judge Moser reported **that** Doctor Lewis B. Hill desires to serve five days a week as Chief Medical Officer to the Supreme Bench, **instead** of having assistance. He also reported that he talked with Mr. Fallon, and that he thought it could be arranged to pay Doctor Hill a salary of \$4,000.00 a year, which is the same as the **salary formerly paid** to Doctor Guttmacher.

A letter was received from Mr. Thomas J. Waxter by the Chief Judge, asking that f6th Rule reports be not required in the case of beneficiaries receiving old age or blind pensions from the City. The letter was referred to Judge Sherbow, with authority to investigate and report at the next meeting. There being no further business, the meeting adjourned.

Sterin Migarson

Motions For New Trials Are Granted By The Supreme Bench

The anticometer of the second second

vesterday. The defendants were coavleted following a trift before Judges Herman IT. Moser and B. Panl Mamm. set oral tysels ogo. Arguments an, tho prev Judge W. Convell Smith, and Judge' Eurono O'Dunne, Uihlu T. Dieteerson, J. Aimer Sayler, Emori H. Niles, John T. Tneker, Charlen B. Jioj-Jan aod Joseph Silerbow.

 Incker, Chinnen B. Jioj-Jan and Joseph Slierbow.
 Walter V. Harrison roprewntwl Ar-, Un MoOirUij, wille Bonid E. Klein wns the nttorncy for Cunty. Secretary Supreme Bench of Baltimore City.

A luncheon meeting of the Supreme Bench was held on Thursday, June SI, 1945, at 12:30 p.m. Judges Henderson and Markell, of the Court of Appeals, attended, and **the** Chief Judge presided. A testimonial resolution on the retirement of Judge Eugene 0<sup>r</sup>Dunne, engrossed and framed, was presented to him,on behalf of his associates on the Bench, by Judge Edwin T. Dickerson. It was decided to close the clerk's offices at 12 o'clock noon // during July and August of this year. There being no further business, the meeting adjourned.

Denis Dedusson

Secretary Supreme Court of Baltimore City.

A term meeting of the Supreme Bench was held on Friday, June 2fnd, at 10 o'clock a.m. All of the members of the Bench were present except Judges McLanahan, Sayler and Diclierson, and the Chief Judge presided.

Mr. Ernest L. Perkins was admitted to practice before the Courts of Baltimore City.

Disbarment proceedings against Mr. Charles lulton Rheb were begun but not concluded. It was decided that the proceedings would be resumed on July 10th at 10 a.m.

The following gentlemen were selected to serve on the Grand Jury for the September Term 1945=

Follon-Iiic Lst a list of those who were designated to acne ou too Jury and who are called for Stondny. Scptccaher 10th: Clement\*. Otis Gilmen EraerMa Hotel, Baltimore & Culrcrt streets. Fecley. Harry L, 1027 West Fuyotle mee Gibbons, aiwin C, 5.103 Carter nte-HaDRDQ. Prank J., 3201 Cliflon ave nıı ITrrLs. J. Morrison, 1 Elmhiirst road InfieiilJcrj., William F., 3027 Elkadei road HofT. Snowden, Sr., S515 North Calvorl street Johnson, Milton Earl, SfitO Tolando rond. Jones, Ufred E. B., 300 East Glt-Ratnicr, X Benjamin. 2700 Qmeen Anne road. Michael Monroe, 3303 DoriUinn ro Miller. Mnurlca R., 3800 Ednor road. Necplcr, Harry W., Sr., .H01 Pavail Nolte, Charles Elmer. Jr., -HOI North Charles ttreot. Scrivener. John Y., 210 Enst Lafay-Schvener, John T. 200 Link Barger the nvenuo. Shapiro. Inrncl D., Incrnm Hall Apl.t, 7301 Fork Hdffbts areune. Biodcc, William f)... 3137 Weaver ave-Trlbbr. X Nelson, ISH Frederick Welsh, Orlando Ti., 1000 Chllton aU. Wilson, Ediran] N., 754 Dolphin stre Wirth. OnslATc George, -IOG Spring. dale ave Tonoe, Robert James, 501 San ford place. Zlobcrx. Loots Bobert, 2J32 Callow avenue

#### Admitted To Practice As A Member Of Baltimore Bar

Ernest L. Perkins >vu\* admlned lo priidlee as u mfmbcr of the Baltimore Uiir by Um 8ui>r«me. Bench of Baltimore yesterday, upon motion of IUchan! B. StevenaOD.

#### HEARING BEOUK BT BEHOH OK DISOTPUNAET ACTION AOAINST ATTOSNEY

The Supremo BCDCJI ot Ualtinioro yesterday began bearing the disciplin-aty proceeding which were including by the Bar /MMDelation of Baltimore instruber of the board Bar. After hearing the tsalimony of wr-oral witnesses the occae iron postponed by the Bench until Tuesday, July (Ob). Natina Partz and Clater V. Smith 4)D representine the Bar Association in the proveedings, will of Harvy W. Quit work of Kheb.

There being no further business, the meeting adjourned.

Um

Secretary

Supreme Court ot Baltimore City.

A meeting of the Supreme Bench was held on Tuesday, July 10, 1945, at 10 o'clock a.m., for further proceedings in the disbarment case against Charles *i*. **Rhefc.** 

All of the Judges were present except Judges Dickarson, tioser, MoLenahan and Moylan, and the Chief Judge presided.

At the conclusion of the hearing in open Court, the Judges met in executive session and an oraer of disbarment was passed against Charles F. Rheb.

There being no further business, the meeting adjourned.

Eduria ? Duchurson

Secretary, Supreme Bench of Baltimore City.

Supreme Bench Of Baltimore! Disbars Charles F. Rheb { From Practice Of Law !

An order was dimin by the Supreme briefic of Baltimore yesterdy dislorria? Chartaf F. Rbch from the further petic? or a lars. Thio netdo not tit: Bench ma taken followlnc Uie lienrico of ehrnges file() o'alant Rhch Iyu Uie Bar Aesoctution of Baltimore City. In Bar Aesoctution of Baltimore City. In which I was contended that Jia had been Rully of conduct unbecoming Nuthun Palis and Clater W. Sntlly, rojet-sented the Bar Association In the proceenting:

A luncheon meeting of the Supreme Bench was held on Thursday, August 16th, at 12:30 p.m. All of the members of the Bench were present except Judges Sayle.r, McLanahan and Moser; and the Chief Judge presided.

The Chief Judge announced that Mr, Frank J. Hanson would be unable to serve as a member of the September Term Grand Jury, and Mr. Harry A- Hudgiiis was elected to serve in his place if he oan serve, with Mr. Frank B. Weber as an alternate in ca-se Mr.Hudgins will be unable to serve.

The Chief Judge submitted **a** letter from Mr. Stuckert, Chief Probation Officer, requesting authority to inspect papers in adoption cases which have been sealed. A resolution giving this authority was duly passed.

The Chief Judge announced that 14r. Ashby Tolson had submitted his resignation as an Auditor of **the** Circuit Courts, effective September 15th next. It was agreed that his successor would be appointed at a later date, and that members of the Bench would not discuss the matter in the meantime. The Chief Judge referred to a letter from Hon. J. Howard Murray, suggesting that the clerics of **the** Equity Courts sign orders for adoption, but no action was taKen.

There being no further business, the meeting adjourned.

This Herenson

Secretary, Supreme Bench of Baltimore City.

RESOLVED this \_\_\_\_\_\_\_ day of Axigust, 1945 by the Supreno -liench of Baltimore City that for and during the couroe of any investigation by the iVobatlon Department In any adoption proceedings the records and papors in oaid adoption proceeding shall be always open to inspection by any member of the \*\*robation Department of the Suprerao fencht and that the Order of Court roforrin? the case to the Probation Department for investigation shall be equivalent to a special order under the terms and provisions of Chapter 345 of the Acts of 1945 directing an inspection of all such papers and proceedings by members of the probation Department.

\_\_\_\_\_Chief,Judge

Supreme Bench of Baltimore City

W CONWELL SMITH

BALTIMORE Z. MARYLAND

August 22, 1945.

Sear Judge:-

I enclose herewith copy of the Supreme Bench Budget for 1946. The budget reflects the increaces of salary granted ~7  $^{tc}$ Ke City Ordinance to the Judges of the Supreme Bench and likewise reflects the increases granted to the stenographers and bailiffs etc\* by the Legislature. IncroaseB in items under the control of the Supreme Bench are liaited to \$100 to Mrs. Webster, Matron to the Grand Jury, and \$300 to Kr. Xooney, the Deputy Clerk to the Supreme Bench.

The budget must be presented under the practice initiated last year prior to Septembor 1. As wo shall have no neeting of the Bench prior to that tiae may I ask that you indicate your approval of the budget by initialing the attached paper\*

Verfia^Ly youra, v

1>. Comsell Smith.

## BDDOET OF THE BOPPEME BERCH POTI 1946

Chief Judge	\$4,312.00
10 Associate Judges 0 \$3,812.50	38125.00
22 Bailiffs (assigned to courts) & \$2,875.00	250.00
Folfer (Jury Clerk)	450.00
Qardner (Jury Asseably Boon)	2,875.00
lialieh (Orend Jury)	2,875.00
Kerr (Assistant to Trust Clark)	2,875.00
11 Court Stenographers e \$4,140.00	45,540.00
Orand Jury stenographer	4,140.00
2 Stenographers to Jury Clerk & \$1,900.00	3,000.00
Supreme Bench Deputy Clerk	900.00
Medical Service	
Dr. Outtacoher \$4,000.00	
Mrs. »els 1,900.00	5 000 00
Mrs. »els 1,900.00	5,900.00
Watehnan	
Lee (Court of Coraaon Pleas)	1,500.00
Oourley (Circuit Court No. 2)	1,500.00
Andrae (Circuit Court)	1,500.00
Fletober (Baltlnora city Court)	1,500.00
Grand Jury Matron	
Mrs. Webster	1,000.00
7 Retired Judges S> \$600.00	4,200.00
	1,200.00
4 BaUred Bailiffs J \$1,\$00.00	6,000.00 \$194,442.00

## EXPEMDITUBE3

Suprece Bensh - Expenses Stationery, etc Uedlcol Service	\$2,000.00 100.00	2,300.00	
Trust Departaent - Expanses Stationery, eta.		600.00	
Loud speakers	1000	1.400.00	4.300.00
and the state of the			(198,742.00
Appropriated for 1945			jl,74.nog.()o
Increase over 1945			•24,742,00

#### MINUTÉS.

A special meeting of the Supreme Bencb was held on Thursday, September 6th, at 13:30 p.m. Present: Chief Judge Smith and Judges Sberbow, Mason, Moser, Niles, Tučker, Moylan and DicKerson. Messrs. Myar Strauss, 2701 Whitney Avenue, and George Hetherton, 2956 Wymen Parkway, were selected ror the September Grand Jury, in place of Messrs. Frank J. Hanson and Milton Earl Johnson who were excused.

The report of the Budget Committee was submitted and approved. The Chief Judge reported that be had asked the clerks of the Equity Courts and Baltimore City Court to keep a recora of judicial work performed by the Judges, with respect to the iteos covered by the request of Chief Judge Marbury of the Court of Appeals.

Mr. Joseph Bernstein was selected as Auditor and Master in the Mr.

place of/Ashby Tolson who has submitted his resignation, effective September 15th.

There being no further business, the meeting adjourned.

Comin Dieneson

Secretary Supreme Bench of Baltimore City.

Additional Grand Jurors Are Selected By Supreme Bench

Tim Sunreul. Ilcücli of Italilniori! vivii Tiuw selMtiil Overgo Ilctlierion, ZGD Wyuhn larkwnir, ani Ilyer Strauss. 2701 WWiner uvuuue, ta serve nil members of tlic &cptsmlwr Twnn Grand 3nry.

TILC now iurits nrc enllol Tor Moninj. Sopiemtwr JOU, at 10 A. M. oml will Rerre in the place and strati of Frank J. Hancon and SHUon Batl, Johnson, who n-cro ezcowd. т

### THE DAILY RECORD. BALTIMORE. TUESDAY, SEPTEMBER 11, 1945

#### September Term Grand Jury Organized In Criminal **Court Yesterday**

The amini Jury for the September Term wns orsnillzed in the Criminal Court yesterday before JUIIRC Herman M' Moser

Alfred B. E. Jones wiw named Fore-an of tilt-buTy. while William F. Hll-nberf; was designated as aiulKtnnt Tbc following mumbci\* will Foreman Foreman. The following mumber's will constitute the Penitentiary Committee: Charles Elmer Nolte. Jr., chairman: Harry W. Necpler. Sr., Israel D. Shn-plm, J. Nelson TrlUbj- nntl Eilwnril M. Wilson.

A complete lint of Uio Grand Jurors follows:

Climents, Ola Glimer, Emerson Hotel, Baltimore & Culvert street\*. Fccley, Harry L., 1927 West Foyotte street

Gibbons, Edwin G. 050S Carter KTenue

Barrls. J. Morrison. 1 Elmfaurst road. Ftctlicrton, George, 2020 Wi-toan park-10.23

Il'IlBenbere, William F., 3027 Blkoder'

road. Hoff, Snowden, Sr., 3515 North Calvert streol

Jones, Alfred B. B., 303 East Oit-

Incs avenue. Kntioer, J. Benjnmln. 2700 Qneon inne road.

Michael Monroe, 3303 Dorltbas road. Miller. Maurice K. 3600 Ed nor road. Neepler. Harry TV., Sr., 3401 Duvall

Nolte, Charles Elmer, Jr., 4401 North ChurkK street. Scrivener, John T., 210 East Lafny-

avenue

ette avenur, Shapiro, isrncl D., Ingram HaU ApU., 7301 Park Helcbu nvenuc. Blotke. William N., 3137 Wearer ave-

Stnuws, Myer. 2701 Whitney avence. Tribby. J. Nelson, 1814 Frederick I Welub, Orlando L. 1000 Cbllton

itree Wilson, Bdn-an) N., TTA Dolphin

(treeL WIrth, Guatare Ocorco, 4000 SnrIng-

daje oTcnnc Innc. llobcrt James, G01 Sonlord

ZinberK. Louis llobert, 2432 Callow аусцие.

### ! SEPTEMBER 15, 1945 -

#### Joseph Beruslein Appointed Auditor To Equity Courta **By Supreme Bench**

Ai-bity Toloon, why for more than intervent with overs heir screet at An-illior of the Circuit Court of Baltimore Cily, and of the Circuit Court No. 2 of I Baltimore Cil, thus rescreet of the Circuit September II. Bit and the Circuit Court September II. Bit and the Circuit Court Hiccoreging the bite Isaac McCarloy, 's the Supreme Bench of Dull more City, of intuits in that lime non. Mort Switch Supreme Bench of Dull more City, of intuits in that lime non. Mort Sump, Carroll Bond, Ambler, Dan-Idas Sump, Carroll Bond, Ambler, Dan-Idas Sump, Carroll Bond, Ambler, Dan-Idas attention of Mr. Taidam was limpted by the Supreme member.' In rwith-mation of Mr. Taidam was havepted by Supreme Bench with an expression of commension of his lime and utility and in Creat Une milvaneine nee modo jum firit It acc?mary to relign. Ai-bl.y Tolson, why for more than

An tiuccennr to Mr. Tolnon (he Bench in« KHeved Joseph Bernstein, or the Baltimore Turr, to h» Auditor of tbo. Circuit Cmirt of Baltimore City and of the Circuit Court No. 2 of FlalMmore City.

A meeting of the Supreme Bench was held on Saturday, October 6, 1945, at 10 o'clock a.m. All of the members of the Bench were present eicept Judges McLanahan, tfoser and Moylan. The Chief Judge presided.

The following were admitted, on motion, to practice before the courts of Baltimore City:

Kenneth Willard Slaughter and Jcue B. Cliessln were oil milited to practice in members of the Baltimore Bar by the Supremo Bench of Baltimore on Saturday, upon the respective motions of Gcorce W. Delia mill Gilliert J. Stern.

The motion of Lloyd Walker for a new trial, on his conviction of assault with intent to rape, etc., was argued, submitted end over-ruled.

There was a disoussibn of the proposed fiule 28 governing Workmen's Compensation Appeals,

There being no further business, the meeting adjourned.

Un nourson

The Supremo Bench of Brilthwrc on Suninlay oremUcti the new trial mo-tions of Lloyd Walker, who wns con-victed on cliftlyes or assault to rape. and to wnnlcT mil rolloym. Dernard G. I'ctor and Jobu C. Wichtis, yaiKiant Slate's Attomcja. nppoareU wi iKilai of the Stute

Secretary Supreme Bench of Baltimore City.

SUPREME BENCH ASSIOHMEHT October 6, 1945

Bernard 0. Peter

State of Maryland

Linoood Koger

vs.

Lloyd Walker

Ho. 2048-9-50-1, Bay Term, 1945 Front Noser, J. Charge), Assault to Rape, **etc** Verdicti Guilty

ownled

## KIHUTES.

A luncheon meeting or the Supreme Bench was belo on Thursaay, October 2&th, at 12:30 p.m. Ail ol tho memoera or the Bench were present except tile *Cniei* Jua^e ana Judges tocLanauan ana Woylan.

Kule 50, relating to Workmen's Compensation appeuls, v/aa, on motion, duly approved. The Secretiry was directea to give & copy to the Daily Hecord lor publication.

It was the sense or the Bench that marrying parsons should not be allowed to station themselves in the Court House lor the solicitation of performing marriage ceremonies, and the Secretary was directed to communicate with Mr. i^sul Zimmerman, Superintendent of Buildings, requesting him to have persons so soliciting removed from the Court House. There being no further business, the meeting adjourned.

Estini Menson

Secretary Supreme Bench oi' Baltimore City.

#### NEW LAV- RULE TO REPLACE

PRESENT LAV; RULE NO. 50

#### Y/ORKKEN'S COMPEKSATIOI; APPEALS.

At any time after ar: appeal is taken from the State Industrial Accident Commission, and not later than thirty days after the Record of the proceedings of the State Industrial Accident Commission has been filed with the Clerk of the Court to which the appeal has bean taken, each party to the cace shall file with said Ciorl: any proposed iosuea of fact which euch party may wish to hove submitted to e Jury, having first served a copy of such proposed issues on the other party or parties.

Any and all exceptions to euch proposed issues must be in writing, served on the party or parties proposing the issues, and filed with the Clerk within ten days after the service of a copy of the Issues excopted to.

Such exceptions shall stand for hearing on the next law day.

At such hearing the Judge may permit any of the parties to amend the proposed issues, or may himself frame proper issues of fact. Any party may within five days oaccopt to Issues framed by the Court.

After the Issues have been framed and Bettled by the Court, the trial judge shall upon application of either party, and after notice thereof to the othor party or parties, set the appeal for a hearing on a particular day not earllor than five days after said application, except as agreed by the nartiesj otherwise the caso shall be tried in the usual order.

If none of the parties to the appeal files any proposed issues within thirty days after the filing of the record with tho Clerk, the case shall be treated as a non-jury case, and shall be set for hearing before the Court without a jury. At such hearing the ^ourt shall hear the case on the record, unless either party shall elect to produce other or additional evidence, or the Judge himself shall ask for other or additional evidence\* Reasonable notice of all hearings shall be given.

The time for filing issues or exceptions thereto may be extended by tho Court in its sound discretion for good cause shown.

This rule shall become effective immediately, and shall apply to all appeals hereafter taken as well as all appeals now pending, except that in all cases where the records from tho State Industrial Accident Commission have heretofore boon filed In Court, proposed issues shall be filed not later than December 1st, 1945.

adopted Oct. 25, 1945

#### THE DAILY RECORD, BALTIMORE, THURSDAY, NOVEMBER 1, 1945

# Rule Adopted By Bench To Replace No. 50 Of Law Courts

Tlic folioivlnp new rule has bycn adopted by thic Supreme Bench of Hinttlraoro to replace the present law rule No. SO of the Common Law Courts of ItalUmoro City:

WOAKUEK'B CourseATios APPCALCI WOAKUERB CourseATios APCALO At any time after an appeal 5 takus from the Stale Industrial Accident formassion, and not laret than thirty ings of the Stale Industrial Accident Commission lines been filed n-fill the Clerk of the Court to which the appeal has iten takor, each party to the case shall die with shel Clerk any proposed leases of fact thich such proposed leases of fact thich such proposed ings first served a copy of such proposed lissions on the other party or parties.

Ing first served a copy of such proponed issues on the other party or parties. Any and nil exceptions to such pro-posed Issue' must bol ni writing, served thuce'', and field with the Clerk within ten days after the xerTicc of a copy of the Issues exception to.

Sada exceptions shall slnnd for hear PC on the nest law day.

At such hearing the Judge may per-tait may of the parties in amend Uio iropo\*cd issue.\*, or may himself fraim-tiroper lames of /act. Any party may \*/Itill11 five days except to Issues framed T this Course 1.T the Court

\*7 the Court. After tho IMUOS have been framed ind settled by the Court, the trial judge shall upon application of elider party. The court of the settle settle settle metry or partices. Her the appeal for a hearing on a particular dyn ynot earlier than Arc day' nfter sold application, except as agreed by the partice; other-wise the case shall bo tried in tho unal order.

usual order. If none ar (lie parties to the appeal, libe any proponed issues within birth the clerk, the case shmil he readed HG awaring fefore the Court shall hear the case on the record, unless the clerk, the so in the record, unless and the state of the state of the state marking fefore and the state additional evidence, or the Indeg miner knass for otiler or additional artiflence. Reasonable notice of mil the state of the state additional evidence or the state the state of the state of the state of the state of the state additional evidence of mil the state of the state of the state the state of the state of the state the state of the state of the state of the state the state of the state of

The time for filing issues or excep-(lon\* thereto nmy be extended by tho Court In Its sound discretion for good clinsc shown.

eines chown. This rule shall become effectto Im-mediately, and shall apply to all im-peals hereafter token us well as all impeals and predict records from the Stato Industrial Accident Commission have the state of the state of the state industrial Accident Commission have the state of the state of the state industrial Accident Commission have the state of the state of the state the state of the state of the state ember lat, IWS-Adopted by the Supreme Bench et SalUmore City October 25, IMD,

ILI

#### U1 NUTtS.

A meeting of the Supreme Bench was hole on Saturday, November 3, 1945, at 10 o'clock a.m. Ali of the members of the Bench were present except the Chief Juuge and Juages McLanahan and Moser. Judge DieJeerson presided in the absence or the Chief Judge. The following men^were admitted to practice before the Courts of Baltimore Citv:

> Twenty new attorneys were admitted to >mctlco ar, members of tho Battimore Bar by (the Supreme Bench) on Saturday. They were unions the candidates who lutted Uu L-xmitialions given by Lie State Board or Law Examiner In Juno anj were admitted by tho Court of ApR-rat of Maryland ul Tuesday of Inst week.

> un tuescay or inst work. Tho new attorney\* linc: Herbert Edulu TViz John IZ: U Tilica, Wildhus B. Renkci: Qownront S. Tompkint, John lint wyn buft, John A art attorney Wilkut, Jr., A Joroue Uluoner, Canstance Kellnor Tursel, J. 0 or don Pluutt. Mary Aniblan, Sum Abliot Brown, Eamle M. Hull, Incoi D. Hormin, Stephal I., Fellur, Canno Scrio, hull and Knink D. DUT.

The motion of Salvstore Calacione for a new trial from his conviction of robbery in the Criminal Court was argued, submitted and over-ruled.

The question of credit on bastardy allotments made by members of the armed forces was discussed, and Judge Diokerson stated that he hod allowed a defendant credit for all payments taken from his salary by the government as part of the Bllotment for a bastard child, even though the credit was in excess of the Court order, and would result in the mother of the child not

receiving any payment for a considerable period of time.

Minutes Page 2 -11/3/45

There being no l'urther business, the meeting adjourned.

Colin Micurson

Secretary Supreme Benoti of Baltimore City.

Motion For New Trial Is Overruled By Supreme Bench

Thit new trial motion of Sillyntore Oaludone, who inns convlctil of rab-bary with a deadly weapon, who over-ruled by Uk Supremo Bench of Balti-more OR Statardiy. Thomas N. nlddlsoii, Am\*nnt Shnto's-Atonier. nppwnKl on bennlf of Umj sinte.

SUPREME BEECH ASSIGNMENT Revenber 3, 19\*5

Thoou It. Bltfdlaon

State of Harylurt va. Salvctor\* Calactone Psul C. uolu

EM. 2336, 7, t ant 2342. itay & saptoabw Tma, 19«5 *Froat* Komr, J. Charge<sup>\*</sup>, Hobcry with £»wSlj mopon, (to. Twdfeti Quilty

Ownilled

A luncheon meeting of the Supreme Bench wa3 held on Thursday, November 15, 1945, at 13:30 p.m. All of the members of the Beach were present except Judges Sayler, Moylan and MoLanahan. The Chief Judge **presided.** 

A rule, regulating notification of non-resident defendents in divorce and annulment proceedings, to be known as Hule 19, vpas adopted by a vote or five to three.

• There being no further business, the meeting adjourned.

This Dewar Secretary

Supreme Benoh of Baltimore City.

### RULE 19

Divoroe and Annuljnent - notification to Absent Defendant.

In all divorce and annulment of marriage proceedings where the defendant has not been served with subpoena, and has not appeared voluntarily, the complainant shall be required to make reasonable efforts to ascertain the actual whereabouts of the defendant, and, by whatever means that may be available - that is to say, by registered mail, by wire, by telephone, or by personal interview - to bring to the knowledge of the defendant the fact that a suit is pending against him or her, the object and purpose of which is to obtain a divorce, or to have the marriage annulled, as the case may be. In such cases, therefore, where only notice by publication has been given to the defendant, a final decree for the complainant shall not pass until a sworn statement by the complainant or his or her solicitor shall be filed which abfill give a circumstantial account of the efforts of the complainant to locate the absent defendant and to warn him or her of the pendency of the suit, or until sworn evidence before the examiner shall disclose a bona fide effort by the complainant to discharge hia or her obligation to notify the defendant. And the failure of the complainant to make such reasonable effort in good faith, and to offer proof thereof, shall be ground for the poatponement or denial of relief.

Adopted November IS, 1945.

THE DAILY RECORD. BALTIMORE. SATURDAY, NOVEMBER 17, 19\*5 /fc?

# New Rule Adopted By The Supreme Bench Of Baltimore City

#### RULE 23

#### IsvKsrucriTH OF PUSDB Of ftiimiiii BSTA

1. HctpOHtibIIIIy of Fiduciary\* for InrcitmciiU, JIdKPS shall not pasi Judgment uJ»n securities fur Investment of trust funds IK-IBR administered under the jurisdiction of the equity courts, or maintain a list of securities ac-ceptable for sucli Investment: and to lie relieved of responsibility for thic choice of investment.<sup>4</sup> to be modi of funds Dittler the Jurisdiction of the equity courts, a truster must Invest In tiny of the following .

- A. Bonds JKIUIVI or pinmntCHl tij the United Stato«
- B. Bond\* Issued by the Stale of Mary land
- C. Bonds or slock issuel by Uic City of Baltimore.
- D. First mortgage\*, ninde or assigned First mortgage<sup>2</sup>, nueve ar assignee first<sup>1</sup> five investing mature, on the simple real estate in Maryland to the extent of sixty per cent of the value thereof if store or office property and productive or divelling bouse; fifty per cent of its actual value if family per cent of its actual value if any property and in-actual value (f unproductive or man-effective) and the store of the second divention excention.
- actual value If unproductive or mana-nfacturing property. or assigned directly to the Investing trustee on leasehold property in Maryland If store or office property and produ-tine ground real capitalized at six per cent, and the mortgage to be treated do not together exceed sixty per cent, of the simple value of like property.
- ? 7. Original ground rents on Improved real estate situate in Maryland where the amount of the rent capl-mitu-d nt nix per cent, id not over thirty-three nud one-third per cent, of the value uf the property from which they issue.

Investments may Iw mo do'by trustees In other securities; but only mildr full personal responsibility of the Investing trustee\* In encu Instance. In all respects tlic name as If the trust wcro being ad-ministered Independently of the juris-diction of tho court, for care nnd dlllgence In the choice and retention of the investme

Tucre Khali l« no general rule gov-erning the retention or disposition of eming the relention or disposition of securities held by trustees from invest-ments made prior to this date; but in > each trust the trustee Khali retain or dispose of such "ccurltles hereafter as duo cfluo of the Interests of the trusts] shall require

shall require.
2. Onder In Rnnn to livetiment\*.
Ere. The Court will pass orders spe-cifcally authorizing or direction in the disposition? of titet aw Ia only upon a showing by the truitet upon petition that well order i? necessary; but every investment," also or other disposition d, a kycells order or inn, "Intil be a specific policy or the state of the specific at the specific policy of the specific policy.

' ported ns herein below directed.

:!. Extent Thai UtaUlration of i-nfitU, It Itcqutred, Whenever Invent-mins ore made In any slock\*, bonds, cc-ilncalo\* uf indebtedness or other cci-lincalo<sup>\*</sup> uf indebtedness or other KH-urtheil or *a*<sup>\*\*</sup>*ccin* represented by cer-titicatcs or other evidence<sup>\*\*</sup> of Indebted-ness which are or may be Issued In reg-iftered form. *such* certificates or bonds these which are of may be issued in fegs, shall be made out or registered, so far ut least ux the principal is-concerned, in the niftic of the unknow or trustees as such, subject to the order of the *rise at*, or unconditionally guaranteed Umate States of America, which are the attraction of the subject of the principal and Intercut by, the principal and Intercut by, the principal states of a subject of the principal states of any department, laws, railes, and regulations of the pilotation by a Corporate Trustee of a Octrastee? one of which is a Corpid-rate Trustee (in the absence of a con-tracy provided) in the trust beam form, or to transfer to bearer form of the hean of a nomine, any investito the name of a nominee, any invest-meat In the above described security then held or that mny be subsequent! acquired by 5itch trustee or co-trustee: (Well authority to cease iiimii HIP retlr); Well authority to cease mining the term ment of the corporato t: high retirement from transfer, and upon nn Individual a\* the reline mist leaving

maining irustce,

nr upon the nppolntrass of a I dividual to succeed a corporate trustee. The realing corporate trustee Hhall ra-test to the court tlic status of the ref-struction of all securities belonging to the (runt, whereupon the contrivil) is uch orders as it may deem nec-ity to cauve all securities of the trust then held or thereafter to -quired (<sub>6</sub> conform to tho style of tration required hy this rule hail sneb alithtirlty to otherwise register tlic same Mit been given ..

4. Ilcport\* of Investmenti, Satci, £70. All Investments or other nnrchosM. and It sales, exchanges or other disposition of assets shall be reported to the Court by the trustee upon the form provided for the punčiko within thirty days of the completion of such transactions.

Such reports will' not be required ns to sales, exchanges or other disposition cr assets until the proceeds thereof aggregate \$500 or more; or. if In Uio uncmu-hille, the trustee flics a report under Itule 20, showing ouch Mies, etc. If such Investment\*\*\* be in ntockK, tho

in such investment be in nock, ino report shall be accompanied by n cer-tificate of two jimilfield brokers or brokerage llrms vitio havo been cngased in the investment hanking and brokerin the Investment hanking and bröker-ige builts in the City of Baltimore port more Uian ten years past and arc mentfl<sup>21</sup> or a securities exchange reg (fiertd with the Securities Köclange CormitKMn, to Uie erfect Hmi In their pudgment said stocks are suitable in-leftments for the funds of Uie estate, and bus the of said menter is Uie fair market price thereof.

If such Investment\* tic in bonds or If such Investment 'ic in bonds or oiller securities except stocks, the tra-ice shail (lie like certificate' or, al-ternatircly, may file nich data as it tinill deem relevant or as the Court may require; bat no such certificate' or data shall bo necessary if the Invest-ment he In the securities entimerated in sector details of the court of the securities of the securities in sector details of the securities of the security of the sector details of the securities of the security of the securities of the secur hereof

In the case of Investments permitted imil-r itim-swrlhuis D, E and F of Bac-than 1 hereof, such reports ibnl be ac-companied by the following: A. A certificate of valuation certified under oath hr nt least two persons familiar nlo' Die value of the prop-

- erty
- D. A certificate of the merchantability of tint title by a member of the Bar if at least live years' practice In Jiaryland, or by a title Insurance company authorized (o do business In Maryland.

The report of the trustee thai) show In each Instance the date uf the trans-In each instance the date ut the trans-action and the cost or proceeds, us Uio cuKcmnybo. An to Investment<sup>#</sup>, If shall specifically set forth the nerial num-bers of any ntock certification and tho Kerhl n timber a or other marks of Iden-tilication of uny bonds or other evi-dence of Indebtedness acquired; or If the Investment bc in real emate or upon mortence it shall set forth the date mortgage. It shall set forth the date of the conveyance and the place nud cither the liber nud folio or the date

record thereof.

ot record thereof. The trustee i<sup>th</sup>nll file a duplicate orlg-tilal of each report, wlLh n conformed py of each exhibit, with the Trust Clerk, who n lint I cm mine same and report to the Court my matters therein outlied which. In his Judgment, Id receive the consideration of the Conrt.

Every Intertment, sate or other dis-logilon and all other collections of principal, without regard to the amount thereof, shall be phown in the travece's next succeeding report required to bo nied in accordance with Itule 20.

"i. Tlie term "trustee" an used In this; Rulo shall Include nil nduclorles other I

Itslo shall include nit inductores other 1 than litectivers. *R* This rule shall co into effect on aid an of the first day of December, 1011, and thereuK-n shall superscile Hile 23 as adopted Cotober 2, 3W3: Provided, however, that any trustee Provided, however, that any trustee else of this rule according to the tenur

dale of this rule, according to the tenur nud effect of the mlcs, nutl any such rules superseded by this rule, shall renoval for raid default by the THE DAILY RECORD, BALTIMOBE, SATURDAY, NOVESIBER 17, 1945

# Amendment Adopted To Rule 19 Of The] Supreme Bench Of Baltimore City

#### KULE 10

publication tum been given to the city TROSTO-RESKSTOCTANDERSTORMENT In all divorce ani annulment of mar-nako innecolic Water the defendant in the standard standard standard standard standard base not been arved with eubponan and in the standard standard standard standard standard standard to an intervent standard standard standard standard standard of the ideominent for the standard st of the identifiant the fact that a number pemline achiest lim or her, the object and mirpow of which  $1^*$  to ohtnin a di-rom, or to bovi- the marrinRc aii-nulled,  $n^*$  the enw may be. In eiich

Drose c Aso AXNUUKXT --- N'onrics publication tutu been slveu' to the <1£

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to oiror proof thereor. ilinli I\* erani for the iK, tpo««n,tnt or dont.l or me Adoptcil November IG, 1W5,

A luncheon meeting oi the Supreme Bench was held on Thursday, November £9, 1945, at 12:30 o'clock p.m. **All** of the members of the Benoh were present **except Judges** Sayler and McLanahan, and the Chief Judge presided.

The re-employment of Doctor Charles 0\*Donovan as Pediatrician, on the staff of \*'n.e Circuit Court, Division of Juvenile Causes, was approved.

An amendment to Rule 23, relating to investment of funds of fiduciary estates, was approvedy  $- \cdot$ . There being no further business^adjourned.y

Edin Meluron

Secratary Supreme Bench of Baltimore City,

When the lair creating the Division for Juvenile Causes became effective June 1, 1943, by its provisions the Supreme Bench of Baltimore City took over the Staff of the former Juvenile Court. Dr. Charles O<sup>1</sup>Donovan, the pediatrician of the Juvenile Court of Baltimore City, was at that time on military leave and was replaced during auch leave by Dr. T. Terry Burger. Dr. Burger accepted the position at Dr. O'Donovan'a request\*

On November 9, 1945, Dp\* Burger resigned, and Dr. O'Donovan having beendiseharged from the Armed Forces, resumed employment as pediatrician in the Circuit Court of Baltimore City, Division for Juvenile Causes, The reemployment of Dr» Charlea O'Donovan as pediatrician on the Staff of the Circuit Court of Baltimore City, Division for Juvenile Causes, as of November 9, 1945 is hereby approved\*

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AMENDMENT TC2HULE 26 TO BE INSERTED :: IN SECTION 37AS AN ADDITIONAL AND FINAL '-/ PARAGRAPH MARKED (f) AND TO BECOME EF-FECTIVE DECEMBER 1st, 1945. 173

Whenever a fiduciary has invested in' a common trust fund, with each report under this Kule, there chall be filed, as evidence of such investment and Its extent end coBt, a statement of participation from the truat company operating the common trust fund, under oath of one of Its officers, and said statement shall he accepted gs auch evidence by the Trust Clerk. An investment in 8 common trust fund by a trustee acting under Jurisdiction of the Court shall not be interpreted as placing the administration of the common truat fund under its Jurisdiction. The statement ahall read eubgtantially as follows:

#### STATEMENT OF PARTICIPATION IN COMMON TRUST FUND OF THE BLANK TRUST COMPANY.

To the Trust Clarlr:

Thia 1B to certify that as of the date hereof

12010	Trustee und	er	All one only	
	ia the	owner of	the following	unite
of participa	ation in the	stove des	ignated common	
truat fund,	viz:			
Total Unite	Number of	Cost of	Market Value	
in Fund	Units_Bald By Thia	Units	as of Last Valuation	

The Blank Truat Company, Trustee of Common Trust Fund

Date

By:

Sworn to before me by

Estate

of The Blanlr Trust Conpany, Trustee Of

Connon Trust Fund, thia\_\_\_flay of\_\_\_\_'

Notary Public

http://doi.org/10.1007/10.1007

A meeting of the Supreme Bench was held on Saturday, December 1, 1945, at 10 o'clock a.m. All of the members or the Benoh were present except Judges MoLanahan, Moser and Moylan, and the Chiel Judge presided.

The following gentlemen were admitted to practice before the Courts of Baltimore City:

CbarlM O. IInbcl uiid Willinm B. smcrvllle were admitted (o practice j Member\* of the Baltimore Unr by 11t Supreme Bcuch of IluitIroorc ON Sniunlhy, upon the rmpectlyc motions of JUtiph S. OrcU ind J. Gilbert Prentletrnst.

The motion of Richard Goodmaa for a new trial from his conviction of murder, in the Criminal Court, v/as argued, submitted and over-ruled.

There being no further business, the meeting adjourned.

Supreme Bench Overrule, A Motion For New Trial In Criminal Case ^>W> //J7L6/U4>® S\*~~ Secretary Supreme Bench of Baltimore City.

1. 710

Tlit Supreme Bench of Dnlllmorc. Saturday overruled Ilie motion for a •ow trial of Itldmnl Goodman, who won convicted of matder In the flnt

Bernanl G. Peter, Assistant Suite's Attorney,, represented the State at the hffl

## SUPHEUE BBHCH ASSIGIUMBT

Decembar 1, 194\$

Barnard 0. Peters

State of Maryland vs. Blehard (kxxtaan, alias Rudy Qoodman

E. Everett Lane

No. 356X, Sept. Torn, 1945 Proa: Itoser, J. Charge: Hurdor Verdict: Oulltr

motin to new mil

A luocheon meeting of the Supreme Bench was held on Thursday, December 6, 1945, at 12:30 p.m. All of the members or the Bench were present except Judges McLanahan and Sayler, and the Chief Judge presided.

It was the sense of the Bench that a letter be written to the Mastersin Chancery, directing them to apply new Rule 19, relating to divorces, to all suits in which testimony shall have been taken after November 15, 1945, and to all cases instituted after January 1, 1946. The Chief Judge agreed to prepare a letter and to send it around to the other members of the Bench for their consideration. before sending it out.

It was the sense of the Bench that the recommendation of Doctor Guttmacber, relative to the appointment of an Assistant Medical Examiner, at about \$3,000. a year, be considered favorably. The recommendation of Doctor Guttmacher, with respect to blood grouping tests, and with regard to oertain fees to be paid Professor Milton Sachs for such tests, and his appearance in Court when required, be approved.

There being no further business, the meeting adjourned.

Edini Dienisa

Secretary Supreme Bench of Baltimore City.

### THE DAILY KECORD, BALTIMORE, MONDAY, DECEMBER 10, 1945

#### **Attention Members Of The!** Baltimore Bar - I

The foliowins Is n copy or n letter from Chief Judge Smith or the Siiprome Ilcncu addressed to tic Bum-' regatid to CQAM presented Tor Oecr'Oj where the testimony In wore tlinn twoj months old:

December 7, 1W0. i Ward 13. Ooc. Eta.

1205 Fidelity Buil&ing.

Jame\* A. Lalanc. Esa..

HOD Catvert Building.

Ctt J. D. Crott, Etq., Ctt J. D. Crott, Etq., GIO Mercantile Trutt Building. M J'. iiorflt, SiQ., 733 Title Building. Ocrald V. Jtill, Em.,

S E. Lexington Street, Baltimore, Maryland. Qonilemen:

The nueutlou ivbcUicr Rule No. 10, atloiited November 10th. IMS, should lipply to iwndlni: cases la one to wlilcJi the Bcncli bad not ghcti special con-The bench and not get spectra con-rigidomilon at the time of tho adopt lon 9( the rule. It IK now recognized Utat some liartiship may hnow been cauned by the Immiellate application of thm rule ju cases ready for decree. The Bench bos, therefore, decided that the bight of the reader of the set of the bight of the set fllipllcntloii of the nilo shall be as

For UM> pn««nt tin.' rule sboli apply to all aisee in tvblch testimony fiai

On or after January 1, 1W0, the ruk shall apply to all cases In which no decree bos yet been si pied without rcpird to when tboy may have beon; Instituted, or wheji the testimony may boro been taken.

Very truly jourg, (S) W, C05WCU. Surru.

m

A meeting of the Supreme Bencb wa3 held on Friday, December 14th, All ol' the Judges were present except Judge et 10 o'clook a.a. McLanahan, and thie Chief Judge presided.

The following individuals were admitted to practice before the Courts of Baltimore City.

> IU-iirj- II. Wolfe, Irvine D. Alter, MKM IDOVIK, William F. ilnlonc and Willlain A. Skeen were admitted to practice n\* membero of tile Bultimore Bar by thu Supreme Hunch of Unlthmurc yesterday

Tlic nciv utioniwyn Mere admitted upon the mollon\* of Albert h. ijklnr. Kill\* Levin, J ill Inn Isaacson and Ktirl . Stclnmann.

The following gentlemen were selected to serve as the Grand Jury

for the January Term 1946:

## Supreme Bench Announces Appointments In The State's

Assignment Of Judges

For Ensuing Year

Olio tiFslBiunciit of tlic JnilKcs for I Hie epinlnj,' your was iiunouutcd by the Supreme Ilcncli of DallJtntirc rest or day. The Judges mul the Courts iu which liey will servo arc:

Judjre Slicritow, Superior CotiH. JidKe Mcldnnlinn. Superior Court

Jiudse Dicfccrson. Superior Contt "I III (MfIRInrate\*' appeal\*), Jiudge Moaer, Dal 11 more City Court. Jimige Saylor, Ilnitimore c »r Court Pif IJJ.

Jucipe lacker, Court of Common Plea

Juiffie .VIIcs. Circuit OJurt. JuOfc 3Inn)f.v, Circuit Court Xo. 2. Clitof Judpe Smith, Criminal Couri JUTT JUCIBC).

Judge Jlnson, Criminal Court Pnrt II. JudgP Mojlau, Juveulle Division. Judges Dickernon and Tucker to bear. cuses ar bing from or orders directel! to the Registers of Voters.

# Attorney's Office And City Court Approved

The Supreme flench or Iwltimors' reaterday approved the nppolutment of Alan II. Murrell, dopuly dUirfet en-forcement attornny for the Office off Trice Administration, ann Awulumt State's Attorney for Baltimore City. Mr. Murrell was named by Stoic's Attorney J. Bernard Wells to succeed Tiomnn N. Blddlson, who Jinn EUbuiltted Thornton N. Bioduson, Who ann E-Doulned iniai?TT<sup>4</sup>Giv. <sup>1</sup>HeHwrtit. aConor <sup>1</sup>an Chairman of the State Board of Cor-rection. Mr. Murell, who In 43 yen re of ast. uitended Boyk - Iahn School, Uidlimoro Ch<sup>0</sup> Collesc. and received bis lan-der/why at the University of Unlilmore, being admitted to the Bar in WO. A vectoral of Double of Form s. be xra» recently .dl\*chnr£cd froin the Nary na a lieutenant commander after

Nary na a neurenant commander arter serving 23 months with the Atlantic Fleet. Ho is married, has om<sup>2</sup> child nad revklea at 5102 Hrookgeeu, road. Thie Dench also npprovcil thic promo-tion or Edwin J. Dickerwin as Chief Deputy Clerk of the Baltimore City Court, fo succeed the Inte Chanics F. J. Court, fo succeed the Inte Chritis F. J. Carroll, an well UH the appointment of Juschiet H. Bouge to Oil Mr. Dickers on " fonner post as Court Clerk, ami timf of Juscpti K. Itori an a deputy rirk lu libe oID24. Announcement of Uicle ab-pointmentB ivaa innido on Thursday by John O. Rutherford, Clerk of the Court. The Crawl Jury for Hie January Tonn ival selected by the Supremo Ifench of Unit! more yo-tcnlay at Its Genprnl Term MecttiiR. The jurors arc called for Monday, January Uth, whon tlic local CoitrLs will convcuo for the January Term.

Those selected to »erve on thic jury re an follow\*

Amirotr, David W., 2033 St. Paul street.

Backof, Henry J., 3502 Fait avenue, Bottomer, Louis J., 2508 Maryland avenue

Cerdrny. DnviU M., Sr., 1(130 Enst •JOUrstreet. Ourran, Walter C, 1802 Volley Kreel. Debuskey, Itolwrf M., 2-130 L, 4-14

Enoch, Edivard F-, 222 North Fiiltoil

cann, Isidor, 2041 Wheeler avenue,

Fiddis, John S., 5503 Remmell ave-

Pitzpatrick. Prank /, J-Ki East 22nd str Prniter, Italpli F., 7100 Itoxcdsie

Cnnlnoir. Ilccinald A., .WW Snnford l'Incc.

Orevn. Jerry 0., 1120 Enft Will «n»L Ilubcr. Oenry F., 3302 UnrdURt

SfoM\*. I'lillp J., (1200 I'nrk Holghan

Overiicclt, I.loyd, 1027 Eanl ,T2jid Quliiu. William U, M10 Hiumilton

Itylce, Charles E,. 4021 Carlisle avo-

Kelieirenocker, ChnrUn, 2733 North

iarleA ntrcet. Knclder, Morrln, -1200 Maine nrcmif Surrati, Charles H. 1532 Film avenue Surrati, Charles H. 1532 Film avenue *Vlittir*, Sol. 23W West *Rogen* nycmitti Woodward, William J., 110, AU<nith

street.