

**VOL. XVIII**

**MINUTES  
OF THE  
SUPREME BENCH  
OF  
BALTIMORE CITY**

**JANUARY 1, 1957  
TO  
DECEMBER 31, 1957**

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to

December 31, 1957

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January 17, 1957

A luncheon meeting of the Supreme Bench of Baltimore City was held this day, and all members were present.

The Chief Judge announced that there would be no assignment of cases for trial on Thursday, January 24, and Friday, January 25, since the Judicial Conference of Maryland would meet on those dates.

The Chief Judge announced also that memorial services would be held, as follows:

For Judge Herman M. Moser, Wednesday, January 23, at 3 o'clock P.M.  
For Judge Deeley K. Nice, Friday, February 1, at 3 o'clock P.M.  
General memorial meeting for deceased members of the bar, February 8, 3 o'clock P.M.

In connection with the meeting for deceased members of the bar, the Chief Judge stated that Judge Reuben Oppenheimer would speak on behalf of the members of the Supreme Bench. This is in accordance with precedent whereby the Judges have been designated to speak at such meetings from year to year in the order of their seniority.

Upon recommendation of Judge Harlan, and a motion duly seconded and unanimously carried, Howard G. Reamer was appointed as a Bailiff of the Courts of the Supreme Bench to serve under Judge Harlan.

The undersigned secretary called to the attention of members of the Bench that his duties in the office began with this meeting and would terminate at the beginning of the January, 1958, term of the Courts.

The minutes of the meeting on December 21, 1956, showed that upon motion duly seconded and carried, it was decided that Judge Cullen would



be assigned to the non-jury Court to assist Judge Mason until the further order of the Supreme Bench. Since it was found desirable that Judge Cullen should try, as soon as possible, pending cases involving petitions of persons at the Patuxent Institution, it was moved and seconded at this meeting of January 17, that the order of December 21, 1956, be modified to read that Judge Cullen "be assigned to try the Patuxent cases until the further order of the Bench". The motion was unanimously carried.

It was moved and seconded that James F. Carney be appointed as Clerk of The Superior Court of Baltimore City to fill the vacancy created by the death of M. Luther Pittman; and upon vote the motion was unanimously carried.

Judge Cullen, Chairman of the Probation Committee reported for that committee in relation to filling the office of Chief Probation Officer of the Supreme Bench which was made vacant by the retirement of Charles F. Snyder. After hearing the report showing a great amount of work by and accomplishment of the committee, it was moved and seconded that John Wallace be appointed to this office. The motion was unanimously carried. Judge Cullen announced that Mr. Wallace would not be available to report for duty until the middle of April and that before the appointment was published he would communicate with Mr. Wallace to make sure that he was still available and to obtain his acceptance of the appointment. Judge Cullen also reported as to whom the committee would recommend for the office of Deputy Probation Officer, but it was decided that no action would be taken upon that recommendation at the present time.

The probation Committee also recommended the following six persons

to fill vacancies as Assistant Probation Officers, viz:

Alan Eckhart,  
Howard B. Merker,  
Carl Lee Messick,  
Mrs. Alice Catherine Dwyer,  
Mrs. Helen Shelton,  
Mrs. Mildred J. Sammons,

Charles Dohme *was recommended for appointment as Supervisor.*  
Upon motion duly seconded and unanimously carried these recommendations were approved.

The Chief Judge announced the following Committees for the year, 1957, viz:

ASSIGNMENT:	Manley, J.	Warnken, J.	Allen, J.
BUDGET:	Moylan, J.	Cullen, J.	Manley, J.
COURT HOUSE:	Byrnes, J.	Carter, J.	Harlan, J.
MASTERS, ETC.	Warnken, J.	Tucker, J.	Carter, J.
PROBATION & MEDICAL:	Cullen, J.	Moylan, J.	Sodaro, J. Oppenheimer, J.
RULES:	Tucker, J.	Warnken, J.	Allen, J.
TRUSTS:	Manley, J.	Warnken, J.	Harlan, J.
FAMILY COURT:	Oppenheimer, J.	Moylan, J.	Sodaro, J.

The Chief Judge also announced that Judge Carter would be Jury Judge for 1957, and that the undersigned would be secretary.

There being no further business to be brought before the meeting, it was, upon motion, ajourned.

*John T. Tucker*

John T. Tucker  
Secretary

Read and approved,  
*Jan. 31,* 1957

Supreme Bench  
of  
Baltimore City

EDWIN HARLAN  
JUDGE

BALTIMORE 2, MARYLAND

January 16, 1957

Honorable Emory H. Niles, Chief Judge  
Supreme Bench of Baltimore City  
Court House  
Baltimore 2, Maryland

Dear Judge Niles:

I would like to have the Supreme Bench confirm  
the appointment of Howard G. Reamer as bailiff.

*3300 Olympic Ave.*

Mr. Reamer is in his second year of law school  
at the University of Maryland, having graduated from the  
University at College Park. He is the son of Meyer Reamer,  
attorney and brother of Irving S. Reamer, also an attorney  
in Baltimore City.

He is highly recommended by the faculty at the  
Law School and I think will be conscientious and a credit  
to the Bench. I am herewith enclosing copies of letters  
which I received from Dean Howell and Professors Invernizzi,  
Fairholt and Reiblich.

Very truly yours,

*Edwin Harlan*

EH:kf  
Enclosures

*1/21/57*  
*No Police Record*  
*A. P. Pendleton*

CIRCUIT COURT OF BALTIMORE CITY  
Division for Juvenile Causes

January 16, 1957

To: Judge ~~Koylan~~  
From: Mr. ~~John F. O'Grady~~  
RE: Probation Officer Appointments

On December 28, 1956, the Probation Committee selected the following persons for appointment as Probation Officers:

*to recommend*  
^

1. Alan Eckhart, age 36, white  
19 Old Tollgate Road
2. Howard B. Merker, age 26, white  
2506 Forest Park Avenue - #15
3. Carl Lee Messick, age 28, white  
930 Rodcliff Road - #4
4. Mrs. Alice Catherine Dwyer, age 49, white  
4232 Colborne Road
5. Mrs. Helen Shelton, age 37, white  
1603 Northgate Road
6. Mrs. Mildred J. Sammons, age 26, Negro  
901 Ducatel Street - #17

At this meeting, the Probation Committee also ~~selected~~ *recommends for appointment* Mr. Charles Dohme ~~for~~ *to* the position of Supervisor.  
*608 Hat herleigh Rd age 38*

My purpose in writing you this memorandum is that all these appointments have to be approved by the Supreme Bench and I am hoping this will be done at the meeting of the Supreme Bench on January 17, 1957.

*1/21/57*  
*No Police Record*  
*A. P. Henderson*



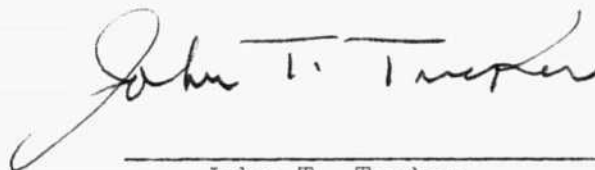
January 23, 1957.

A special meeting of the Supreme Bench of Baltimore City was held this day at 3 o'clock P.M. for the purpose of conducting memorial services for Judge Herman M. Moser, deceased. All members were present. The services were held in the courtroom of Part I of the Superior Court, and were opened by Mr. H. Paul Rome, President of the Bar Association of Baltimore City, and he was followed by Mr. Herbert F. Kuenne, Chairman of the Association's Memorial Committee, who introduced the speakers. Former United States Senator Herbert R. O'Connor presented a Memorial Minute and moved that it be placed among the permanent records of the Court. Seconding addresses were delivered by Mr. Meyer Cardin and Mr. Karl F. Steinmann. Response to the addresses was made on behalf of the Supreme Bench by Chief Judge Emory H. Niles; and he ordered that a record of the proceedings be made a part of the permanent records of the Court.

Immediately following the aforesaid services, the Judges convened in the Judge's Chambers adjoining the said courtroom. At that time Chief Judge Niles presented a letter (hereto attached) from Mr. J. Harold Grady, State's Attorney of Baltimore City, in which he announced that two vacancies existed in his office because of the retirement of Mr. William H. Maynard and the resignation of Mr. Francis J. Meagher, and he announced his appointments of Mr. Paul Wartzman and Mr. Frank J. Marcellino, to fill the vacancies, subject to approval of the Supreme Bench. Upon consideration of the matter, and motion duly seconded and

unanimously carried, the appointments of Messrs. Wartzman and Marcellino as Assistant State's Attorneys were approved.

Upon motion, the meeting was adjourned.



---

John T. Tucker  
Secretary

Read and Approved at meeting on

January 31, 1957.  
J. T. T.



State's Attorney of Baltimore City

J. HAROLD GRADY

BALTIMORE 2

January 22, 1957

Honorable Emory H. Niles,  
Chief Judge, and  
Honorable Members of the  
Supreme Bench of Baltimore.

*Approved*  
*1/22/57*  
*JHG*

Honorable Sirs:

It is with deep regret that I advise you that Mr. William H. Maynard has retired from the position of Executive Assistant State's Attorney, upon completion of thirty years' service in the State's Attorney's Office; and that Mr. Francis J. Meagher has submitted his resignation to resume the private practice of law.

To fill these vacancies, I respectfully submit the names of Mr. Paul Wartzman and Mr. Frank J. Marcellino for appointment and confirmation as Assistant State's Attorneys.

Mr. Wartzman was graduated from Baltimore City College in 1945, after having been elected to a National Honor Society because of his scholastic standing. He served in the United States' Navy during 1945 and 1946. Upon his honorable discharge he entered the University of Baltimore where he completed his pre-law courses. He continued his legal education at the same University, graduating with the degree of Bachelor of Laws in June, 1951. As a law student, he ranked near the top of his class and was elected to the Heusler Honor Society. Mr. Wartzman passed the State of Maryland Bar examination in March, 1951, even before his graduation from Law School. He has been admitted to the Bar of the Court of Appeals of Maryland and the Supreme Bench of Baltimore City.

Since June of 1951, he has been engaged in the private practice of Law. Mr. Wartzman is twenty-nine years of age, is married and resides at 4133 Crest Heights Road.

Mr. Marcellino was graduated from Baltimore City College in June, 1943, after establishing a good scholastic record. Upon graduation, he entered the United States' Air Force, from which service he was honorably discharged in 1946. The major part of his service was spent in the Pacific Theatre of operation, being stationed at Guam, Saipan and the Marshall Islands. After being honorably discharged, he completed both his pre-law and legal education at the University of Baltimore where he was graduated with the degree of Bachelor of Laws in June, 1951. He passed the Maryland Bar examination in July, 1951, and subsequently, was admitted to the Bar of the Court of Appeals of Maryland and the Supreme Bench of Baltimore.

Honorable Emory H. Niles,  
Chief Judge and  
Honorable Members of the  
Supreme Bench of Baltimore.

-2-

January 22, 1957

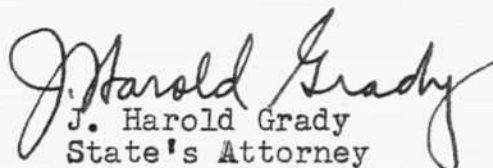
City. Following his admission to the Bar, Mr. Marcellino was employed by the New Amsterdam Casualty Company and the Lumbermen's Mutual Casualty Company as a Claims Adjuster and Staff Attorney.

From 1953 until recently, he was employed by the Zurich Insurance Company as an attorney, in which position he has had considerable trial experience. Mr. Marcellino is thirty-one years of age, unmarried and resides at 1333 Hull Street.

Both of these gentlemen have been highly recommended by many prominent members of the Bar and business leaders of the Community for their integrity, industry and professional capacity.

I trust that these nominations will meet with the approval of the Supreme Bench.

Respectfully yours,

  
J. Harold Grady  
State's Attorney

JHG:bmd

January 31, 1957

A luncheon meeting of the Supreme Bench of Baltimore City was held this day, and all members were present.

The minutes of the regular luncheon meeting on January 17, 1957, and the special meeting on January 23, 1957, were read and approved.

Chief Judge Niles read a resolution of the City Council of Baltimore expressing sympathy over the passing of Mr. M. Luther Pittman, who was Clerk of the Superior Court of Baltimore City from 1938 to the time of his death and prior to that time had served efficiently for a number of years in various positions in the Clerk's Office. A copy of this resolution was sent to Judge Niles by Mr. James W. Mullen, Chief Clerk of the City Council.

The Chief Judge presented a letter (hereto attached) to the members of the Supreme Bench from Mr. James F. Carney, Clerk of the Superior Court of Baltimore City, requesting approval of the appointment of Mr. Robert H. Bouse, as Chief Deputy Clerk of the Superior Court. Upon motion duly seconded and unanimously carried this appointment was approved.

Since a vacancy was created in the office of the Assignment Commissioner as a result of the appointment of Mr. Bouse as aforesaid, it became necessary to appoint a successor to Mr. Bouse. Upon motion duly seconded and carried, the matter of selecting such successor was referred to the Assignment Committee of the Supreme Bench for consideration and report.

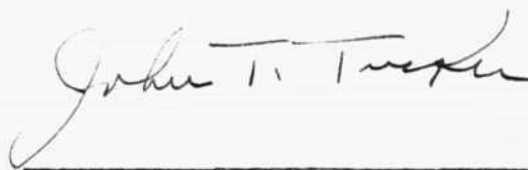
Judge Allen suggested that since it was the practice of the Supreme Bench to get reports as to existence or non-existence of any police record on applicants for or appointees to positions where approval of the Supreme Bench is required; it might be well to require such applicants and appointees to fill out a questionnaire which would include a question relating to such record. No action was taken to this suggestion, but



it was held in abeyance for thought and consideration.

Upon motion duly second and carried the appointment of Mr. Francis  
L. ~~Fay~~<sup>Fahey</sup>, by Mr. Henry J. Ripperger, Clerk of the Circuit Court of Baltimore  
City to a position in his office was approved.

Upon motion, seconded and carried, the meeting was adjourned.



---

John T. Tucker  
Secretary

Read and Approved

February 1957.





M. LUTHER PITTMAN, Clerk

Superior Court  
of Baltimore City  
Baltimore 2, Md.

January 22, 1957.

The Honorable, The Members of  
The Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Honorable Sirs:

I respectfully request your approval of the appointment of Mr. Robert H. Bouse as Chief Deputy Clerk of the Superior Court of Baltimore City, to fill the vacancy created by Mr. M. Luther Pittman's death, and my appointment as Clerk.

Mr. Bouse has been associated with the Courts for 16 years, and I have implicit faith in his qualifications and his ability to fill this position. I need a Clerk of Mr. Bouse's experience to take charge of the legal department of this Court.

Mr. Arthur E. Griffith, Assignment Commissioner, was consulted by me before I talked with Mr. Bouse, and he has given his approval of the proposed transfer.

This appointment, if approved, would be effective as of February 1st, 1957.

Very truly yours,

*James F. Carney*



State's Attorney of Baltimore City

J. HAROLD GRADY

BALTIMORE 2

January 22, 1957

The Honorable Emory H. Niles  
Chief Judge of the Supreme Bench of Baltimore City  
Room 231, Court House  
Baltimore 2, Maryland

Dear Judge Niles:

Francis L. Fahey, 38 E. Hill St., applicant for a position in the Circuit Court of Baltimore City, was arrested, tried, and dismissed under the name of Roy Fahey on January 4, 1944, in the Southern Police Station, Patapsco and Ostend Streets. The charge was Assault by Striking one Charlemaign Miller, 104 W. Ostend Street, on December 29, 1943, Magistrate Solomon Liss presiding.

Respectfully yours,

*A. Vincent Gavin*  
Lt. Vincent Gavin  
Investigation Division

cmr

January 28, 1957

CONFIDENTIAL MEMORANDUM

Re: Francis Leroy Fahey, 38 East Hill Street

---

Information which I have obtained through persons interviewed, viewing the records of the Police Department, City Service Commission, etc., and personally interviewing Francis Leroy Fahey, who is now employed as a Watchman in the Office of the Clerk of the Circuit Court of Baltimore City, does not indicate that he is the same person who was involved in the criminal actions.

  
WALTER B. EARNSHAW

WBE/cp

*Supreme Bench  
next meeting  
file*

January 30, 1957

James W. Mullen, Esq., Chief Clerk,  
City Council of Baltimore,  
Baltimore, Maryland.

Dear Mr. Mullen:

Thank you very much for sending me the certified copy of Resolution 1115 expressing the regret of the Council at the death of M. Luther Pittman. Please be assured that the Bench shares the Council's feelings.

Mr. Pittman was an eminent Clerk, scholar and public servant. We all regret his passing.

Sincerely yours,

EHN/jp

|

## RESOLUTION

## City Council 1115

Introduced by the President, Schueler, Curran, Pica, Staszak, Hergenroeder, Fallon, Liss, Ray, Alpert, Schaefer, Hankin, McHale, Bonnett and Duffy.

January 21, 1957

(Rules suspended and adopted.)

Resolution expressing sympathy over the passing of the Honorable M. Luther Pittman.

1 The City Council of Baltimore learned with the  
2 deepest regret of the sudden passing of the Hon. M.  
3 Luther Pittman, Clerk of the Superior Court of  
4 Baltimore City.

5 Mr. Pittman's association with the Superior Court  
6 began in 1919 when he became an office worker  
7 recording land deeds. Since that time, he has served  
8 in a variety of clerical positions and was appointed  
9 Clerk of the Court in 1938 following the death of the  
10 previous Clerk, the Hon. Stephen C. Little.

11 Mr. Pittman was elected to his office in November,  
12 1938 and has been successively re-elected for four-  
13 year terms since that time.

14 Mr. Pittman was a member of the Bar, having at-  
15 tended night-school classes during the course of his  
16 work in the Court House.

17 Part of his duties included the swearing-in of pub-  
18 lic officials and over the period of his Clerkship in  
19 the Superior Court, he administered the oath of  
20 office to not fewer than twenty-three Judges, three  
21 Mayors and three Police Commissioners.

22 In a long career of public service, M. Luther Pitt-  
23 man was known to literally thousands of members  
24 of the Bench and Bar in Baltimore City. He dis-  
25 charged the exacting duties of his office with in-



FEB 18 1957

# Bench And Bar Honor Judge Nice At Memorial Services Held In Court House On Friday, February 1

The Bench and Bar of Baltimore honored the late Judge Deeley K. Nice, a member of the Supreme Bench of Baltimore, at memorial services which were held in the Court House on Friday, February 1, before a special meeting of the Supreme Bench.

H. Paul Rome, President of the Bar Association of Baltimore City, opened the ceremony and presented Herbert F. Kuenne, Chairman of the Association's Memorial Committee, who introduced the speakers to the Court.

The Memorial Minute was presented by Max Sokol who requested that it be placed among the permanent records of the Court. Seconding addresses were delivered by William D. Macmillan and Joseph M. Wyatt.

Chief Judge Emory H. Niles presided at the exercises and responded on behalf of the Court.

A complete report of the proceedings follows:

### REMARKS OF H. PAUL ROME

Just eight days ago we held memorial services in honor of the late eminent and beloved jurist, Herman M. Moser, who was taken from us in the prime of life. Today we have sadly met to memorialize the late Deeley K. Nice, an Associate Judge of the Supreme Bench of Baltimore City, who was highly respected as a Judge and as a man, for his countless fine qualities. Judge Nice was held in high esteem by both laymen and lawyers. His career was full and varied, and he was taken from our midst all too soon.

These exercises were arranged by the Memorial Committee of the Bar Association of Baltimore City, of which Mr. Herbert F. Kuenne is Chairman. I would like to present Mr. Kuenne.

### REMARKS OF HERBERT F. KUENNE

May It Please Your Honors:

We met in this Court Room eight days ago to record in the records of the Supreme Bench of Baltimore addresses made in tribute to one of its members who had served on the Bench for twelve years—Judge Herman M. Moser. Today's meeting has been arranged so that there may be entered in the records of the Supreme Bench the tribute which is due another of its members who was called from his earthly duties after a service only of about two years—Judge Deeley K. Nice.

The Memorial Address in honor of Judge Nice will be made by Mr. Max Sokol who was closely associated with Judge Nice for many years before he was an

Associate Judge of the Supreme Bench of Baltimore City, Edwin T. Dickerson, retired, and the late Governor Harry W. Nice, who was his uncle. That was when I met Deeley K. Nice, fresh out of law school and full of ambition. I was then the Junior of the partnership of Edwin T. Dickerson and Harry W. Nice. I learned to love and respect Deeley K. Nice for his qualities, of which I have not as yet spoken.

They were qualities of kindness and consideration and great love of human-kind, without regard to race, color or creed. These attributes were the driving force of his life, which led him to do many acts of personal charity for which he did not receive or expect any acknowledgment or credit. Almost daily he devoted himself to the helping of the underprivileged, giving unselfishly of his time and effort, sometimes to a point beyond his physical endurance.

He was a devoted husband and father, to his wife, Mrs. Anne Barnes Nice, and his three children, Harry W. Nice, III, Mary Elizabeth E. Nice and Deeley K. Nice, Jr.

Countless friends join with his family in mourning. All who had the privilege of knowing him call him—kind true friend.

I respectfully move that these proceedings be recorded in the Minutes of the Supreme Bench and that the biography submitted herewith be filed among its permanent records.

### BIOGRAPHICAL SKETCH BY MAX SOKOL

Deeley K. Nice, an Associate Judge of the Supreme Bench of Baltimore City, died on November 23, 1956, at the age of forty-six

his sister, Mrs. E. Margaret Waystock, of Boston.

### REMARKS OF WILLIAM D. MACMILLAN

May It Please Your Honors:

We are assembled here today to pay respect to your departed colleague, the late Judge Deeley K. Nice.

I wasn't selected to make this appearance before Your Honors because I was a particularly close or intimate friend of Deeley Nice, as I was not that close or intimate, but I did know him very well as one lawyer to another over nearly a quarter of a century.

Deeley Nice was the type of person whom you would feel free, upon first meeting him, to then and thereafter call him Deeley rather than Mr. Nice. He somehow made you feel the urge to so address him.

Deeley Nice also impressed me, as he did others, as being a man of modesty—that is, unpretentious in every sense of the word. His voice, and manner of speech, and general attitude, was on the modest side.

It is said in H. L. Mencken's Dictionary of Quotations:

"A just and reasonable modesty—sets off every talent which a man can be possessed of—like the shades of paintings, it raises and rounds every figure, and makes the colors more beautiful, though not so glowing as they would be without it." Joseph Addison: The Spectator, 1711.

As a man, Deeley Nice, because of his personable character, attracted a number of friends and admirers, as is evidenced by the large assemblage here today.

Deeley Nice showed great promise in being a good and efficient Judge. At the outset of his very short career as Judge, he gained the respect of those lawyers who appeared before him, which, in turn, spread a feeling of satisfaction throughout the Bar with his ability and his judicial temperament.

Before his untimely death on November 23, 1956, I had set in motion a new edition of what is formally called a "General Summary of Appeals from Supreme Bench Judges," but which was humorously referred to by one of your former colleagues as the "Judges' Batting Averages." Judge Deeley Nice headed the list with a General Average of 93%. This is an outstanding record, even though there were only 16 cases reviewed, because it is conceded that an average of 66% is acceptable as a standard.

If Your Honors Please, I am confident the family and friends of the late Judge Deeley Nice are deeply appreciative and impressed with the action of this Honorable Court in conducting this Memorial Service.

Indeed, Your Honors, I am also

with which he gave himself to his office.

When he was appointed Chief Judge of the People's Court by Governor Harry W. Nice, it was my privilege as a member of the State Senate to vote for his confirmation. In this position, although a young man, he distinguished himself for his knowledge, feeling, temperament and understanding so important in the People's Court in handling the contract, tort and other cases coming before this Court. It was a Court of limited jurisdiction, but the knowledge of the law of evidence and procedure were necessary, and Judge Nice displayed, at this early age, that he had this knowledge.

After many years in the active trial practice he continued to grow in the knowledge of the law.

As Chairman of the State Tax Commission, a quasi judicial position, he again displayed that he was destined for a higher judicial position because of the tact, ability and practical knowledge he employed in administering the functions of the Commission. From this he was elevated and later elected to serve on our Supreme Bench of Baltimore City.

I talked with him on the evening when he was notified of Judge Moser's death. You could see that the news had shocked him and he spoke of what a wonderful friend and adviser Judge Moser had been to him. He remarked what a pity it was that a man with such a wealth of experience and ability should die so young. Within 8 days, and after a full day of court work, a younger man of ability and experience, Judge Deeley K. Nice, was called to his eternal reward.

Your Honors I too second the motion of Mr. Max Sokol.

### RESPONSE BY CHIEF JUDGE NILES

The sudden and unexpected death of Judge Deeley K. Nice has brought deep sorrow to the members of his family, his professional associates, and to his many friends, both on the Bench and at the Bar.

Judge Nice, who was appointed to the Bench at an age younger than that at which most judges take their seats, brought with him a broad experience in both private and public life. By his untimely death he was denied the opportunity to make the judicial record of long public service which he told me it was his ambition to make. It was his tragic fate to have been able to serve only two years, and almost at the very beginning of those years to have suffered an illness which seemed to trouble him, but which he made a brave and successful fight to conquer. He set himself to work diligently yet quietly to perform his judicial duties to the full, and without ostentation he presided in his court and labored steadily to render decisions in accordance with law and justice. One measure



pointed to the Bench. Mr. Sokol will present the Memorial Minute and a brief biography of Judge Nice to be permanently filed among the records of the Bench. Messrs. William D. Macmillan and Joseph M. Wyatt will follow Mr. Sokol with seconding addresses.

I present to your Honors as the first Speaker on this occasion, Mr. Max Sokol.

#### MEMORIAL MINUTE BY MAX SOKOL

##### Your Honors:

With heavy heart I rise to address this Honorable Bench on the occasion of the Memorial exercises of the late Hon. Deeley K. Nice. Within two years after his appointment to the Supreme Bench of Baltimore City, and after his election by the people of Baltimore to a 15 year term as an Associate Judge of the Supreme Bench of Baltimore in the middle age of life—with every promise of an illustrious career before him, Judge Deeley K. Nice suddenly died on November 23, 1956.

It did not require his short stay on the Supreme Bench for Judge Nice to demonstrate his merits and qualities as a jurist-lawyer and valuable citizen of our state.

After his appointment in 1936 to the position of Chief Justice of the People's Court of Baltimore he began to show not only his judicial qualifications, but also his propensity for leadership, progress and growth. In that position he became one of the prime sponsors of the reorganization of that court to make it a court of record and to remove it as far as possible from political intrigue and influence, and to staff it with lawyers, learned and able.

In 1943, when he assumed the office of Chief Judge of the Appeal Tax Court of Baltimore, by the appointment of Mayor McKeldin, has was not satisfied to do just what was required of him. He spent countless hours, well in my memory, studying the complex tax structure of both city and state in preparation for the recommendations which he made for the improvement of the financial structure of the city and state.

Following his appointment as Chairman of the State Tax Commission in the year 1951, he called into consultation the Assessors of the various counties in an effort to equalize the assessment in property throughout the state, and to remove what appeared to be an unfair burden on property owners in some cities and in some sections of the state.

Long before his appointment to Judicial and Quasi-Judicial office Judge Nice was a very able and active lawyer. His early education at McDonogh School and at the Johns Hopkins University, where he was graduated with an AB degree in 1929, and his legal education at the University of Maryland Law School, where he received an LL.B. degree in 1932, well prepared him for his work that was to follow. His training at the Bar was unique in that he supped at the

Judge Nice was born in Baltimore, Maryland, on January 5, 1910, and was a son of the late Clay Arnold Nice and Elizabeth R. Nice.

He attended Public School No. 51 in Baltimore and was a graduate of the McDonogh School. Thereafter, he entered the Johns Hopkins University, from which he graduated with an A. B. Degree in 1929. He studied law at the University of Maryland Law School and received his LL.B. Degree and was admitted to the Maryland Bar in 1932.

Shortly following his admission to the Bar, he became associated with the law firm of Dickerson, Nice & Sokol, and subsequently became a member of this firm, with whom he practiced his chosen profession until ascending the Bench. In 1936, he was appointed Chief Justice of the People's Court of Baltimore City by his uncle, the late Governor Harry W. Nice, and while serving in this capacity, he was largely responsible for the modernization of the People's Court system. In 1943, he was appointed Chief Judge of the Appeal Tax Court by the Honorable Theodore R. McKeldin, who was Mayor at that time. In 1951, he was named Chairman of the State Tax Commission of Maryland. Governor McKeldin appointed him as an Associate Judge of the Supreme Bench of Baltimore City in 1954. In that position he rendered distinctive service until his sudden, untimely death.

Throughout the years of his practice, Judge Nice was a lawyer of outstanding ability and was noted for his conscientious devotion to the interests of his clients. He was also, for many years, actively engaged in Statewide and National politics on behalf of the Republican Party and took great interest and pride in his efforts on behalf of countless civic enterprises.

There are few, if any, members of the Baltimore Bar whose lives have not been enriched by their friendship with the late Judge Nice. He was a gracious friend and kindly advisor to all who sought his counsel or advice and during his brief tenure as an Associate Judge of the Supreme Bench, he made his presence deeply felt by his practical knowledge, his judicial temperament and his gentlemanly conduct to all who appeared before him. Certainly, the members of the Bar will never forget the innumerable acts of courtesy and thoughtfulness which were so characteristic of Judge Nice's approach to his judicial responsibilities.

In his unfortunate death, he left a legacy to his family, the reputation of a man of splendid character, of outstanding ability, of integrity in purpose and mind. To us, his colleagues, he was a good and well-loved friend whose companionship we cherished.

He is survived by his widow, Ann Barnes Nice, and three children, Harry W. Nice, III, Mary E. Nice and Deeley K. Nice, Jr. Also surviving him is his brother, Clay A. Nice, Jr., of this City, and

consent that the families and friends of all other departed Judges and Lawyers have felt likewise about their Memorial Ceremonies.

We of the Legal Profession can be justly proud of this long and time honored custom of paying appropriate tribute and respect to the memory of our deceased brethren.

No other profession, so far as I have been able to ascertain, conducts anything similar to the Memorial Services which this Honorable Court has conducted over the years.

And may the day never come when our Bench and Bar does not have the desire or time to continue his custom.

So, therefore, in keeping with our custom, may I second the Motion of Mr. Sokol that the minutes of these proceedings, honoring the memory of Judge Deeley K. Nice, be made a permanent part of the archives of this Honorable Court.

#### REMARKS OF JOSEPH M. WYATT

I am honored to be selected to second the motion honoring our late friend Judge Deeley K. Nice.

I have known Judge Nice for many years, and I would like to say a few words on this occasion touching upon his character and career.

The invitation to me to speak was one that carried its own acceptance along with it. The purest pleasure, which a person can experience, is that afforded him by the opportunity to speak of the merits of another, with whom he has been personally associated.

I entertained a sincere respect for Judge Deeley K. Nice. I admired his personal character, his modest and retiring personality, and his legal gifts.

As members of the Bar, we have been privileged to have such a man as an associate, a friend and a judge. He was only 26 years of age when appointed Chief Judge of the People's Court, and this was the beginning of 20 years of faithful service to the community and the legal profession.

Judge Nice possessed a good legal mind, coupled with a willingness to explain the reasoning of his decisions for the aid and benefit of those advocates before his Court, especially the younger lawyers.

Under his quiet, almost retiring manner was a patient yet firm temperament, especially suited for the many administrative and judicial posts to which he was appointed.

He has earned an honored position in his profession, and has conducted all of the official positions he has ever filled with tact, ability and integrity.

All his achievements, all of his success in dealing with the grave and difficult problems developed by his appointment to the exalted position as an Associate Judge of our Supreme Bench, had their roots in his integrity of purpose and the unreserved self effacement

of his success is the record in the Court of Appeals of cases in which his decisions were reviewed. Although few in total number, there is scarcely a case in law, equity or criminal law in which he was reversed.

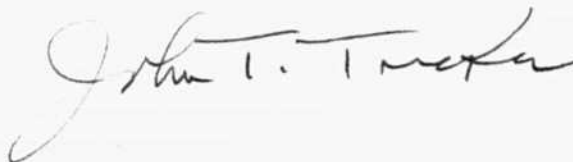
The most tragic aspect of Judge Nice's career was his death within a few days after his election to a full fifteen-year term on this Bench. His friends and colleagues believed that he had fully recovered from his previous illness, and had no suspicion that the hand of fate would cut off his career at the very moment at which the opportunity for fulfillment seemed to have become firmly assured.

The Bench extends its thanks to those who have paid tribute to the memory of Judge Nice. The Supreme Bench shares the sorrow of his wife, his children, and his wide circle of friends, and extends to them its sympathy.

The motion of Mr. Sokol, seconded by Mr. Macmillan and Mr. Wyatt, is granted, and these proceedings will be recorded among the permanent records of the Bench.

February 1, 1957

A special meeting of the Supreme Bench of Baltimore City was held this date at 3 o'clock P.M. for the purpose of conducting memorial services for Judge Deeley K. Nice, deceased. All members were present. The services were held in the courtroom of Part I of Superior Court, and were opened by Mr. H. Paul Rome, President of the Bar Association of Baltimore City. Mr. Rome introduced Mr. Herbert F. Kuenne, Chairman of the Association's Memorial Committee, who in turn introduced the speakers. Mr. Max Sokol, a former law partner of Judge Nice, presented a Memorial Minute and moved that it be placed among the permanent records of the Court, Seconding addresses were delivered by Mr. William D. Macmillan, and Mr. Joseph M. Wyatt. Response to the addresses was made on behalf of the Supreme Bench by Chief Judge Emory H. Niles; and he ordered that a record of the proceedings be made a part of the permanent records of the Court. The Chief Judge also ordered that the meeting be adjourned in memory of Judge Nice.



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John T. Tucker  
Secretary

Read and Approved

February 7, 1957.  
J. T. T.

Judge Cullen brought up the matter of investments of the Probation Department, and upon motion by Judge Cullen, seconded by Judge Moylan and unanimously carried, the following resolution was adopted:

Resolved, that the \$10000 United States Treasury Savings Bond No. X 115 584 K purchased by, and registered in the name of the Probation Department of the Supreme Bench of Baltimore City, on December 28, 1956 at par, and now in the custody of the Union Trust Company of Maryland in pursuance of an Agreement between said Department and said Company dated February 5, 1945, shall not be sold, redeemed, transferred or otherwise disposed of except upon the written authorization of two members of the Supreme Bench of Baltimore City.

Judge Harlan brought up the matter of certification by counsel for counsel fee of other attorneys, which matter was discussed but no action taken.

There being no further business to come before the meeting, upon motion, seconded and carried, the meeting was adjourned.



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Edwin Harlan  
Acting Secretary

Read and Approved

February 7, 1957.

J. T. T.

February 7, 1957

A luncheon meeting of the Supreme Bench was held this day; and all members were present.

Judge Cullen made an encouraging report relative to trial of Patuxent Institution cases. He reported that thirteen jury cases and twelve non-jury cases had been tried, that there were twenty-two of such cases yet untried, and that seventeen of the untried cases were upon original proceedings, and five of them were for a redetermination. Eleven of the twenty-two cases have been set for trial.

The minutes of the special meeting of the Supreme Bench on February 1, 1957, and minutes of the regular monthly meeting of the Bench, on February 2, 1957, were read and approved.

The Chief Judge announced that a special meeting of the Bench for memorial services in honor of deceased members of the Bar would be held on Friday, February 8, 1957, at 3 o'clock, P.M., in Part I of the Superior Court. He also announced that, since Friday, February 22, would be a holiday, hearings on law motions would be held on Thursday, February 21, 1957.

On motion duly seconded and carried by majority vote, the motion of the defendant in the case of State of Maryland vs Elaine K. Hamilton for a new trial was denied.

Judge Manley, Chairman of the Assignment Committee, presented the report of that committee recommending the appointment of Mr. James V. Campbell, as Deputy Assignment Commissioner, to fill the vacancy created by the resignation of Mr. Robert H. Bouse, and that his salary be at the rate of Five Thousand dollars per annum to begin February 1, 1957. Upon motion duly seconded and unanimously carried, Mr. Campbell was appointed

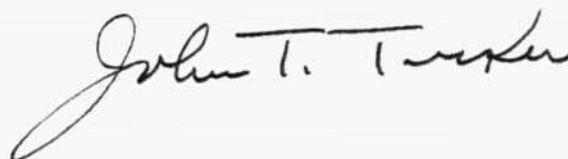


to the aforesaid office at the salary stated. The committee's report is attached hereto.

Chief Judge Niles presented a letter to him from Doctor Manfred S. Guttmacher, Chief Medical Officer of the Supreme Bench, stating that the Maryland Psychiatric Society had appointed a committee to make recommendations to the Supreme Bench in regard to a standard scale of compensation to doctors for examining patients in Patuxent Institution and testifying in regard thereto.

The Chief Judge appointed a special committee, Judge Sodaro, chairman, and Judge Tucker, to make recommendations to the Bench as to what should be required of a defendant in a criminal case before the court will consider his petition to be furnished, at the expense of the state, with a copy of the court proceedings to be used in connection with his appeal to the Court of Appeals from the sentence or judgment against him.

Upon motion, seconded and carried, the meeting was adjourned.



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John T. Tucker  
Secretary

Read and Approved at meeting on

February /4 , 1957.

Supreme Bench  
of  
Baltimore City

MICHAEL J. MANLEY  
JUDGE

BALTIMORE 2, MARYLAND

February 6, 1957

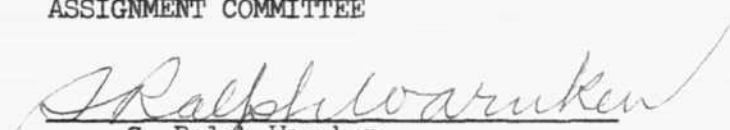
TO THE CHIEF JUDGE AND ASSOCIATE  
JUDGES OF THE SUPREME BENCH OF  
BALTIMORE CITY:

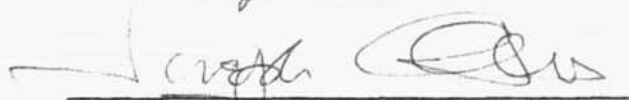
The Assignment Committee recommends the appointment of Mr. James V. Campbell as Deputy Assignment Commissioner, to fill the vacancy caused by the resignation of Mr. Robert H. Bouse. Mr. Campbell is at present the Head Clerk in the Central Assignment Bureau. He is thoroughly familiar with the work of the office and is highly recommended by Mr. Griffith and Mr. Bouse for appointment as Deputy Commissioner.

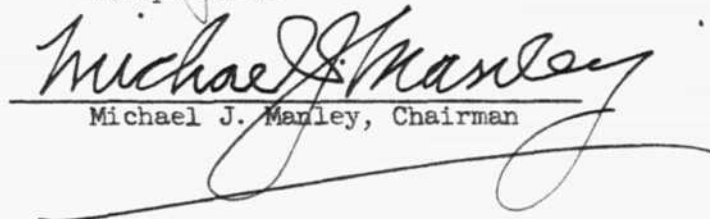
The salary of the Deputy Commissioner was originally \$5000.00 per year, but because of the efficient work of Mr. Bouse his salary was increased to \$6000.00 for the year 1957. We recommend that the salary of Mr. Campbell be \$5000.00, the amount originally set for this office when the Assignment Bureau was established. Mr. Campbell's current salary as Head Clerk is \$3828.00.

Very respectfully,

ASSIGNMENT COMMITTEE

  
S. Ralph Warnken

  
Joseph Allen

  
Michael J. Manley, Chairman



**Supreme Bench of Baltimore City****CENTRAL ASSIGNMENT BUREAU**

ARTHUR E. GRIFFITH,  
ASSIGNMENT COMMISSIONER

ROBERT H. BOUSE,  
DEPUTY COMMISSIONER

419 COURT HOUSE  
BALTIMORE 2, MD.

January 31, 1957

Chief Judge, Emory H. Niles  
Room 231, Court House  
Baltimore 2, Maryland


Dear Judge Niles;

I have been advised that Mr. James F. Carney, Clerk of the Superior Court has requested the appointment of Mr. Robert H. Bouse, present, Deputy Assignment Commissioner, as his Chief Deputy Clerk, in the Legal department of the Superior Court.

I approve of Mr. Bouse's appointment as the Chief Deputy Clerk of the Superior Court, and recommend the appointment of Mr. James V. Campbell, the present, clerk in the Central Assignment Bureau to succeed Mr. Bouse as Deputy Assignment Commissioner.

I write this in order that the recommendations above may be submitted for consideration of the Assignment Committee.

Yours respectfully,

  
Arthur E. Griffith,  
Assignment Commissioner

AEG:ifg

MEDICAL SERVICE  
OF THE  
SUPREME BENCH OF BALTIMORE  
COURT HOUSE  
BALTIMORE 2. MD.

MANFRED S. GUTTMACHER, M. D.  
CHIEF MEDICAL OFFICER

GLADYS D. WEIS  
ADMINISTRATIVE ASSISTANT

January 14, 1957

Honorable Emory H. Niles,  
Court House,  
Baltimore, Maryland.

Dear Judge Niles:

Last Thursday evening I informed the members of the Maryland Psychiatric Society of your desire to have suggested some standard scale of remuneration for examination and testimony of patients at the Patuxent Institution. Dr. Murdock, the President, is appointing a committee to make recommendations to the Bench in regard to this matter.

Respectfully yours,

*Manfred S. Guttmacher*  
Manfred S. Guttmacher, M.D.  
Chief Medical Officer

MSG:W

February 8, 1957

A special meeting of the Supreme Bench of Baltimore City was held this day at 3 o'clock P.M. for the purpose of conducting memorial services for deceased members of the Bar. The services were held in the courtroom of Part I of Superior Court and were opened by Mr. H. Paul Rome, President of the Bar Association of Baltimore City. Mr. Rome introduced Mr. Herbert F. Kuenne, Chairman of the Association's Memorial Committee, who made introductory remarks in which he named the deceased members of the Bar, former Judges, and others, including Frank T. Wallace, former Editor and General Manager of the Daily Record Company, who died during the year 1956. Mr. Kuenne stated that a biographical sketch of each of the deceased members of the bar would be filed as a part of the proceedings, and he moved that the proceedings be made a part of the permanent record of the Court. Thereafter, he presented Mr. John H. Skeen, Jr. and Mr. Reuben Caplan, each of whom addressed the meeting and seconded the motion offered by Mr. Kuenne. Judge Reuben Oppenheimer delivered a responding address on behalf of the Supreme Bench, and he also, on behalf of the Bench, granted the motion which had been offered. In his address, Judge Oppenheimer paid tribute not only to deceased members of the Bar and Bench including Judge Stanton, former member of the Supreme Bench, and Judge Hennegan, former member of the People's Court of Baltimore City, but also, M. Luther Pittman, former clerk of the Superior Court of Baltimore City, and John S. Clarke, former clerk of the Circuit Court, Number 2 of Baltimore City. Judge Oppenheimer's address was followed by an address by Chief Judge Niles, in which he gave reasons why a special memorial service for Judge Stanton had not been conducted and gave a fitting tribute to Judge Stanton's memory. Thereafter the Chief Judge adjourned the meeting in memory of the

deceased members of the Bar and others who were honored by these services.

*John T. Tucker*

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John T. Tucker  
Secretary

Read and Approved

February 14, 1957.



## Memorial Services For Deceased Members Of Bar Held At Special Meeting Of Supreme Bench

Members of the Baltimore Bar, who died during the past year, were honored at Memorial Services which were held on Friday, February 8th, before a special meeting of the Supreme Bench of Baltimore City in Room 400 of the Court House.

The ceremony was opened by H. Paul Rome, President of the Bar Association of Baltimore City, who introduced the speakers to the Court. The Memorial Minute and biographical sketches of the deceased attorneys were presented by Herbert F. Kuenne, Chairman of the Association's Memorial Committee, who requested that they be received by the Bench and placed among its permanent archives. Seconding addresses were delivered by John H. Skeen, Jr., and Reuben Caplan.

Judge Reuben Oppenheimer responded on behalf of the Supreme Bench and Chief Judge Emory H. Niles presided at the exercises.

Among those attending the services were relatives and friends of the deceased attorneys, members of the Bar, Court attaches and many prominent Government, State and Municipal officials.

Following is the complete text of the proceedings:

### REMARKS OF H. PAUL ROME

President of the Bar Association of Baltimore City

*May It Please Your Honors:*

As has been the custom of the Bar Association of Baltimore City for many years past, we are met here today for the purpose of holding a Memorial Service and honoring those members of the Bar who passed away during this year.

In the year just past, we unfortunately lost two revered members of the Supreme Bench of Baltimore City—Judge Herman M. Moser and Judge Deeley K. Nice; also, Judge James L. Hennegan of the People's Court. Individual memorial services have been held for Judges Moser and Nice. In the early part of March, for the first time in the history of the People's Court, a memorial service will be held in that Court to honor the late Judge Hennegan.

Today's exercises were arranged by the Bar Association of Baltimore City through its Memorial Committee, of which Herbert F. Kuenne is Chairman. I would like now to present Mr. Kuenne.

### MEMORIAL MINUTE BY HERBERT F. KUENNE

Chairman of the Memorial Committee of the Bar Association of Baltimore City

*May It Please Your Honors:*

This day has been set aside by the Bench and Bar of Baltimore for the purpose of holding a general Memorial Meeting in honor of those members of our profession who died during the year 1956.

An occasion of this kind has a double aspect. On the one hand it is a time of mourning. It is a time set aside out of the busy days of our professional lives when we may collectively contemplate upon the passing of the members of a calling dedicated to the upholding of the law and the administration of justice. It is a time which gives us opportunity as a group to extend the hand of sympathy and the voice of comfort to the loved ones who survive our deceased brethren of the Bench and Bar.

On the other hand it is a time when we may review the lives and the work of those who have laid aside their earthly duties, and reflect upon their individual characteristics. It is impossible, of course, in the time at our disposal today, to chronicle the lives of our departed colleagues. Nevertheless, so that the memory of them may be preserved, and honor paid to whom honor is due, a biographical sketch of each of them has been prepared under the direction of the Memorial Committee of the Bar Association of Baltimore City, to be filed among the permanent records of the Supreme Bench.

Thirty-seven members of the legal profession who were enrolled by this Honorable Bench died during the year 1956. Their names and the dates of their death are as follows:

deceased colleagues if I briefly pay tribute to one who, while not a lawyer, is justly known as a great friend of lawyers, namely, Frank T. Wallace, the President and Editor of our legal newspaper, THE DAILY RECORD, who died on December 17, 1956. Frank Wallace was at once a confidant and advisor of the Bench and Bar. He cooperated with the Bar in all its activities and bore with its foibles over a period of many years. Only a year ago he was honored by the Bar Association with a citation paying tribute to his kindness and cooperation. While we cannot file his biography in the records of the Bench, we can at least pay tribute to his memory in these words.

The great Roman orator Cicero said: "The life of the dead is placed in the memory of the living" and again, "Memory is the treasury and guardian of all things."

Today we have but the memory of these departed friends and colleagues of our high calling. May the memory of those who survive be the treasury and guardian of their lives and work.

It is our privilege, your Honors, to move that these proceedings be recorded among the permanent records of the Supreme Bench and that the biographies herewith submitted be filed among its permanent records.

F. FULTON BRAMBLE,  
REUBEN CAPLAN,  
MOSES COHEN,  
RUBIN GERTZ,  
SIMON N. SILVERBERG,  
JOHN H. SKEEN, JR.,  
WILLIAM S. WILSON, JR.,  
PAUL A. DORF, *Secretary*,  
HERBERT F. KUENNE, *Chairman*,  
1956 Memorial Committee of the  
Bar Association of Baltimore City.

### SECONDING ADDRESS BY JOHN H. SKEEN, JR.

Once again, we are met to pay honor to those of our colleagues, who during the past year have passed from time to eternity. In the thought of eternity our human span of years seems only momentary. Yet from the efforts of man has grown a world which we now recognize as having possibilities beyond our present powers of understanding.

Since earliest civilization the legal profession has well met every challenge in the ceaseless struggle for the establishment and preservation of human dignity. We take just pride in the part lawyers have had in achieving what has been achieved thus far in this great struggle, recognizing full well the magnitude of what still remains to be done, and recognizing also that what has been accomplished can still be lost without vigilance, sacrifice and perhaps heroism by ourselves and those who will follow us. We pause now, to give tribute to our brethren and we can no better honor them than by now rededicating ourselves to the great goal of justice among men and nations, strengthened by the example they have set us in their conduct of our profession and in the living of their daily lives.

Others must someday find a way to achieve God's plan familiar to us all as recited in the Book of Micah.

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How long this plan may be in the consummation is not given to

ennobling example, will gain inspiration to serve in our legal profession and in our community with the same high principles and deep devotion which our revered departed brothers have exemplified. That will be a lasting memorial to them.

We sincerely hope that their beloved ones will find solace and consolation in the knowledge that we held them in high regard and remembered them with respect and reverence.

I second the motion for the adoption of the Resolution.

### RESPONSE OF JUDGE OPPENHEIMER For The Supreme Bench Of Baltimore City

In honoring our departed members of the Bench and Bar in whose memory we meet today, we honor the profession of which they and we are part. Death does not cut the thread spun by the lives of lawyers such as those we mourn; that thread is part of the ageless fabric that we call the law, whose warp is idealism and whose woof is wisdom in the ways of men and time.

To that fabric each of these men contributed. Each, in his way, strengthened the traditions of our Maryland law, and by their lives made justice more meaningful to those they served and those who carry on the heritage. Nurtured by that heritage, each was a full man, with all the independence, strength and individuality which our profession breeds. The lives of men of law today, as through the centuries, refute the fears of those who dread an era of conformity. Gathered here, in honor of these men, we think not only of their professional careers, but of the things that made these men

ings will be recorded among the permanent records of the Bench.

### JUDGE ROBERT F. STANTON BY CHIEF JUDGE EMORY H. NILES

Both the members of the Bar Association Committee and Judge Oppenheimer have mentioned the death of Judge Robert F. Stanton, who was a member of this Bench from 1916 until 1938, a period of twenty-two years.

Judge Stanton's death last summer would normally have been followed by a Memorial Meeting in his honor shortly after his death, but by reason of the absence of many judges and lawyers from the city during the summer season, a Meeting was not held. The Bench has expressed its desire to hold a Special Memorial Meeting in honor of Judge Stanton, but has deferred to the wishes of his family that such a Meeting not be held. Nevertheless, we cannot let this occasion pass without a special word regarding him.

Judge Stanton during all the years that he served the people of Maryland, both on the Bench, at the Bar, and as Police Commissioner of Baltimore City, was a model of ability, diligence and uprightness. Most of those now serving on the Bench and almost all the members of the Bar now practicing, belonged to a younger generation, and stood in some awe of Judge Stanton whose judicial manner was of the old-fashioned type which lent both seriousness and dignity to his presence. If he appeared stern to many who did not know him well, those of us who knew him better realized that beneath his rather formal exterior there lay a warm heart and a genial character, as well as unflinching devotion to the highest standards of conduct.

Judge Stanton's performance of his judicial duties, his knowledge of the law, and his practical common sense, constitute examples for those of us now on the Bench who knew him, to emulate in our own conduct and to inculcate, as far as possible, in those who come before us. By reason of the long illness from which he suffered in the later years of his life he inevitably lost most of his contacts with those who had been regularly associated with him in the performance of his duties.

We regret that these few words seem an insufficient tribute to such a man, and it is only in deference to the wishes of those nearest him that we do not express ourselves more formally.

A biographical sketch of Judge Stanton has been prepared by Mr. Wendell D. Allen, and will be included in the records of the Supreme Bench with those of the other members of the Bar whom we honor today. This special word, however, is now intended to recall to us, and to his friends, Judge Stanton's achievements, and the affection and esteem in which he was held by those who knew him. The Bench will now adjourn in honor of those members of the Bar whose names have been spoken here today, and of the former member of the Bench, Judge Robert F. Stanton.

Biographical Sketches



Among those attending the services were relatives and friends of the deceased attorneys, members of the Bar, Court attaches and many prominent Government, State and Municipal officials.

Following is the complete text of the proceedings:

#### REMARKS OF H. PAUL BOME

President of the Bar Association of Baltimore City

May It Please Your Honors:

As has been the custom of the Bar Association of Baltimore City for many years past, we are met here today for the purpose of holding a Memorial Service and honoring those members of the Bar who passed away during this year.

In the year just past, we unfortunately lost two revered members of the Supreme Bench of Baltimore City—Judge Herman M. Moser and Judge Deeley K. Nice; also, Judge James L. Hennegan of the People's Court. Individual memorial services have been held for Judges Moser and Nice. In the early part of March, for the first time in the history of the People's Court, a memorial service will be held in that Court to honor the late Judge Hennegan.

Today's exercises were arranged by the Bar Association of Baltimore City through its Memorial Committee, of which Herbert F. Kuenne is Chairman. I would like now to present Mr. Kuenne.

#### MEMORIAL MINUTE BY

HERBERT F. KUENNE

Chairman of the Memorial Committee of the Bar Association of Baltimore City

May It Please Your Honors:

This day has been set aside by the Bench and Bar of Baltimore for the purpose of holding a general Memorial Meeting in honor of those members of our profession who died during the year 1956.

An occasion of this kind has a double aspect. On the one hand it is a time of mourning. It is a time set aside out of the busy days of our professional lives when we may collectively contemplate upon the passing of the members of a calling dedicated to the upholding of the law and the administration of justice. It is a time which gives us opportunity as a group to extend the hand of sympathy and the voice of comfort to the loved ones who survive our deceased brethren of the Bench and Bar.

On the other hand it is a time when we may review the lives and the work of those who have laid aside their earthly duties, and reflect upon their individual characteristics. It is impossible, of course, in the time at our disposal today, to chronicle the lives of our departed colleagues. Nevertheless, so that the memory of them may be preserved, and honor paid to whom honor is due, a biographical sketch of each of them has been prepared under the direction of the Memorial Committee of the Bar Association of Baltimore City, to be filed among the permanent records of the Supreme Bench.

Thirty-seven members of the legal profession who were enrolled by this Honorable Bench died during the year 1956. Their names and the dates of their death are as follows:

TALBOT W. BANKS	April 9, 1956
R. STILLMAN BONSALE	April 2, 1956
J. MILTON BRANDT	August 21, 1956
EDWIN H. BROWNLEY	March 2, 1956
ROBERT H. CARR	June 26, 1956
HECTOR J. CIOTTI	July 30, 1956
GARNER W. DENMEAD	November 15, 1956
EDWARD DUFFY	February 20, 1956
HOBACE E. FLACK	June 26, 1956
ALBERT J. FLEISCHMANN, SR.	March 22, 1956
CHARLES PAUL GILL	May 11, 1956
HARRY H. GOLDBERG	July 28, 1956
ALEXANDER GOODMAN	September 24, 1956
HONORABLE JAMES L. HENNEGAN	December 26, 1956
WILLIAM H. HUDGINS	July 30, 1956
ALEXANDER KINNAIRD	June 5, 1956
JAMES J. LEE	January 27, 1956
ARTHUR H. MILLER	December 3, 1956
JOSEPH T. MOLZ	March 2, 1956
HONORABLE HERMAN M. MOSER	November 15, 1956
ADDISON E. MULLIKIN	December 30, 1956
HONORABLE DEELEY K. NICE	November 23, 1956
W. HARRY NOETH	May 17, 1956
ARTHUR R. PADGETT	October 28, 1956
ERNEST L. PERKINS	November 2, 1956
M. LUTHER PITTMAN	December 28, 1956
JOSEPH W. SHIBLEY, JR.	September 5, 1956
HARRY M. SHOCKETT	January 25, 1956
HONORABLE ROBERT F. STANTON	July 3, 1956
JOHN R. M. STAUM	February 16, 1956
MEYER STEINBERG	December 7, 1956
GILBERT J. STERN	November 15, 1956
PAUL B. STEVENS	December 25, 1956
A. MORRIS TYSON	June 30, 1956
POWELL VICKERS	November 14, 1956
JOSEPH WASE	June 9, 1956
HOWARD J. WHELAN	March 13, 1956

Among these were two Associate Judges of the Supreme Bench for whom special Memorial Meetings have been held earlier, namely, Judge Herman M. Moser, whose memory was honored on January 23rd and Judge Deeley K. Nice, whose memory was honored on February 1st. Their biographies were filed on those respective occasions.

In the list also is the name of Judge James L. Hennegan, an Associate Judge of the People's Court of Baltimore City, in whose honor a Memorial Meeting is being arranged by the People's Court.

The roll which has been read also contains the name of the Honorable Robert F. Stanton, who served with distinction as a member of the Supreme Bench from 1916 to 1938 when he resigned to assume the office of Police Commissioner of Baltimore City and brought to that office the high degree of efficiency and integrity which marked his whole private and public life.

We call attention also to the name of M. Luther Pittman, for many years the Clerk of the Superior Court of Baltimore City and the Clerk of the Supreme Bench, whose sudden death was a shock to both Bench and Bar.

Of the other lawyers whose names are enrolled, some became prominent not only in legal circles but in civic affairs, some went about the daily routine of their calling in quiet but effective manner, and some studied law and were admitted to the Bar only because they regarded a knowledge of the law as an added help to them in some other vocation to which they had dedicated their lives.

I trust that I will not be thought to be imposing upon your Honors or the members of the Bar or the relatives and friends of our

RUBIN GERTZ,  
SIMON N. SILVERBERG,  
JOHN H. SKEEN, JR.,  
WILLIAM S. WILSON, JR.,  
PAUL A. DORF, Secretary,  
HERBERT F. KUENNE, Chairman,  
1956 Memorial Committee of the  
Bar Association of Baltimore City.

#### SECONDING ADDRESS BY JOHN H. SKEEN, JR.

Once again, we are met to pay honor to those of our colleagues, who during the past year have passed from time to eternity. In the thought of eternity our human span of years seems only momentary. Yet from the efforts of man has grown a world which we now recognize as having possibilities beyond our present powers of understanding.

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Others must someday find a way to achieve God's plan familiar to us all as recited in the Book of Micah.

"And he shall judge among many people, and rebuke strong nations afar off; and they shall beat their swords into plowshares, and their spears into pruning hooks: nation shall not lift up a sword against nation, neither shall they learn war anymore."

How long this plan may be in its consummation is not given to us to know, but we can be certain that each of those whom we honor today will have played a part in its ultimate unfolding. When our own small roles have been completed we can be satisfied that the cause has been well-served if we are as deserving as they of the tribute "Well done."

I second the motion of the Memorial Committee, as presented by our Chairman.

#### SECONDING ADDRESS BY REUBEN CAPLAN

May It Please Your Honors:

We have assembled today to commemorate men whom it is fitting we should honor—men whom we knew and loved as our friends and men whom we admired and respected as our colleagues.

As we review the list of our friends, we warmly recall our three distinguished members of the Supreme Bench of Baltimore City, the honorable Associate Judge of the People's Court of Baltimore City, and many outstanding members of the Baltimore Bar. Personally, I recall with warm affection, the names of my classmates, friends with whom I attended law school at the University of Maryland.

These were men of good character and integrity. Their ideal was the ethical practice of our profession and they set an example for all to follow.

Their guidance, wisdom and counsel were of immeasurable good to all who came into contact with them.

They profoundly believed that a lawyer's oath obliged him to give service not only to his clients but also to his community, and so they provided leadership in every phase of our communal activity.

Therefore, we remember them for their outstanding civic accomplishments. We remember them for their unblemished records stretching over years of service before the Courts of our City and State. We remember them for their great contribution towards the substantial progress made in the revision of our Rules of Court, streamlining of our Court procedure and the expediting of the trial of cases. We remember them for the high esteem and respect which we all had for them.

Their lives were productive and fruitful. Their toil and industry, wisdom and foresight have bequeathed a rich inheritance to us.

They devoted unstintingly of their time and effort to the furtherance of the dignity of our profession and have won for us the everlasting admiration and esteem of the citizens of our community.

Many hereafter, because of their

ennobling example, will gain inspiration to serve in our legal profession and in our community with the same high principles and deep devotion which our revered departed brothers have exemplified. That will be a lasting memorial to them.

We sincerely hope that their beloved ones will find solace and consolation in the knowledge that we held them in high regard and remembered them with respect and reverence.

I second the motion for the adoption of the Resolution.

#### RESPONSE OF JUDGE OFFENHEIMER For The Supreme Bench Of Baltimore City

In honoring our departed members of the Bench and Bar in whose memory we meet today, we honor the profession of which they and we are part. Death does not cut the thread spun by the lives of lawyers such as those we mourn; that thread is part of the ageless fabric that we all the law, whose warp is idealism and whose woof is wisdom in the ways of men and time.

To that fabric each of these men contributed. Each, in his way, strengthened the traditions of our Maryland law, and by their lives made justice more meaningful to those they served and those who carry on the heritage. Nurtured by that heritage, each was a full man, with all the independence, strength and individuality which our profession breeds. The lives of men of law today, as through the centuries, refute the fears of those who dread an era of conformity. Gathered here, in honor of these men, we think not only of their professional careers, but of the things that made them vivid persons—their spread of interests, their varying views on matters of philosophy and government, their passionate convictions in theories often diametrically diverse, except for the supremacy of law, and often even there on what the law should be, the contrasts of their personalities, habits and speech and all the human elements which make remembrance live.

Their varying service in itself reflects the many strands of our professional tapestry. Two Judges, Herman M. Moser and Deeley K. Nice, for whom memorial services have been held, were our associates upon this Bench, and one, Robert F. Stanton, served here for many years before he left for further public duty. Judge James L. Hennegan, upon the People's Court, evinced the fairness, conscientiousness and understanding so essential in the tribunal before which thousands of our citizens obtain their first impression of what the ways of justice mean. His career upon that Bench exemplified the injunctions of our Bill of Rights that every man for injury done to him ought to have justice and right, freely without sale, fully without denial and speedily without delay. Because he and his associates have stood so well for these great principles, the People's Court of Baltimore has become a model for similar tribunals throughout the nation. In another field of great importance to our Bar and citizens, M. Luther Pittman exemplified, in learning, courtesy and efficiency, what a Clerk of Court should be. With his name we couple that of his fellow Clerk of Court, John S. Clarke, not a member of the Bar, but whose knowledge and unvarying helpfulness so often formed the props we stood upon. The rest were lawyers, with all that term implies in strength, resourcefulness and assiduity.

Of all that can be said that a large part of what they contributed forever rests beneath that cloak which must envelop much of what a lawyer does. The sustenance and comfort which inhere in every day of any lawyer's life must of necessity be known only to those who seek their lawyers' counsel. How many quiet conferences these lawyers had in their full lives, how much they meant in terms of aid in every phase of human relationship cannot be measured, for no measure would be adequate. But the remembrance of their help so given in itself is their memorial. The law sustained them all, enriched their lives, and through their lives, they have enriched the law.

The motion of Mr. Kuenne, seconded by Mr. Skeen and Mr. Caplan, is granted, and these proceed-

ings occur without a special word regarding him.

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#### Biographical Sketches

##### TALBOT W. BANKS

Talbot Winchester Banks was born in Baltimore on November 26, 1912, the son of George Edwin Banks and Marietta Myer. He was educated in the public schools and at Baltimore City College, where he graduated in 1929. After attending the Johns Hopkins University, he received his Bachelor of Laws degree at the University of Maryland in 1939 and was admitted to the Bar the same year. His student days at the law school were marked by the same scholarly attainments which were to attend his career at the Bar, and he was admitted to the Order of the Coif.

Early in his career, Mr. Banks was associated with J. Nicholas Shriver, Jr. and later, with Thomas G. Andrew. He promptly demonstrated the skill of an experienced advocate which was to characterize his entire career. In 1950, he became a partner in the firm of Clark, Thomsen and Smith and continued as a partner in the firm of Clark, Smith & Prendergast, after the Hon. Roszel C. Thomsen was appointed United States District Judge in 1953. Mr. Banks was one of the most active and efficient trial lawyers in Baltimore City and won the respect and admiration of his fellow lawyers by his courtly manner, his pleasing personality and engaging sense of humor. He died suddenly of a heart attack on April 9, 1956.

In 1942, Mr. Banks was commissioned in the United States Navy. He served aboard various ships and at shore stations in the South Atlantic and Caribbean areas, and in the Pacific, being released to inactive duty in 1946 with the rank of Lieutenant.

During the last twenty-five years of his life, Mr. Banks was an active member of Christ Episcopal Church, where, at various times, he was a vestryman and register of the vestry. He was also a member of the Merchants Club. His untimely death brought a brilliant career to an end, but he will long be remembered as an example of the traditions that the art of advocacy is the supreme achievement of a lawyer.

Mr. Banks is survived by his mother, Mrs. George E. Banks, and two brothers, George E. Banks, Jr. and William B. Banks.

J. Gilbert Prendergast.

##### B. STILLMAN BONSALE

Robert Stillman Bonsale, prominent Episcopal layman and member of the Home Office staff of the New Amsterdam Casualty Company, died at Union Memorial Hospital, April 2, 1956, after being suddenly stricken down by a

stroke which occurred without a special word regarding him.

The Home Office staff of the New Amsterdam Casualty Company, where at the time of his death he was supervisor of Workmen's Compensation claims.

Mr. Bonsale was active in the community life of the Mount Royal area and in the congregation of Grace and St. Peter's Episcopal Church. He was a past president of the Brotherhood of St. Andrew as well as lay reader of the Church, in which capacity he filled rural pulpits at many churches where the assigned clergyman was disabled or absent. He was also a member of the Business Men's Choir at Old St. Paul's Church.

Several years before his lifetime residence on John Street to enjoy the life of a country squire at White Hall, Maryland, becoming a member of the Baltimore County Bar, and a familiar figure on the Parkton local. He was a member of Parkton Lodge, No. 134, Ancient Free and Accepted Masons, and of Sigma Delta Kappa legal fraternity.

His sudden death was mourned not only by his associates in Baltimore City and Baltimore County, but by staff adjusters, claims managers, and local counsel of his company, throughout the southern and western United States, who benefitted from his experience and friendly advice in matters of Workmen's Compensation law and procedure.

Surviving are his widow, the former Nancy Lovett, of Baltimore; his son, James Lovett Bonsale; his father, James Young Bonsale, and a sister, Mrs. Lorin Langsdale, both of Baltimore.

He was laid to rest in Woodlawn Cemetery.

Henry B. Suter.

##### J. MILTON BRANDT

J. Milton Brandt, who died August 21st, 1956, was born in Baltimore on May 17th, 1896, received his early education in the public schools of Baltimore City, and pursued his law studies at the University of Maryland.

After being admitted to the practice of law, and after spending a short time with the Baltimore and Ohio Railroad, he became associated with The Title Guarantee Company (then Title Guarantee and Trust Company) in May of 1913. He continued with that Company in many capacities until his death, at which time he held the position of Vice President and Treasurer. He took a prominent part in the affairs of The Building Owners and Managers Association and was a past president of that organization. Mr. Brandt was an Elder in the Gwynns Presbyterian Church and was an active member in the Baltimore Lodge of Independent Order of Odd Fellows.

"Uncle Miltie", as he was affectionately referred to by his associates, was well versed in title and real estate law. He was at all times ready and willing to aid other lawyers in the solution of difficult legal problems. He never shirked responsibilities. He was one of the kindest of men, being courteous and tactful in all his relationships, but was also firm and unyielding when he was satisfied that his position was right.

Mr. Brandt was survived by his wife, Elizabeth Gerlach Brandt, three children, Helen Brandt, J. Milton Brandt, Jr. and Marshall Brandt, and two grandchildren.

Paul J. Wilkinson.

##### EDWIN H. BROWNLEY

Edwin H. Brownley, affectionately called "Judge" Brownley by his many friends, died after a long illness on March 2nd, 1956. Mr. Brownley was born on November 21st, 1875, in Baltimore City where he spent his entire life. He received his preparatory education in the Baltimore public schools and received his L.L.B. in 1896 from the then University of Baltimore.

As a young man he was employed by the Baltimore and Ohio Railroad. Before the turn of the century he began the practice of law, having been admitted to the Bar of Maryland in 1896. Following the great Baltimore fire of 1904 he was counsel to the Burnt District Commission. Subsequently he represented the United Railways Co. (street railways) as counsel and trial lawyer for a number of years, and later he was head of the legal department of the American Oil Company. Recently, and at the time of his death, he practiced law in association with Karl F. Steinmann. Mr. Brownley was well known among the members of the Baltimore Bar for his expertness in trial work.

"Judge" Brownley was a member of the Bar Association of Baltimore City and the Maryland State Bar Association and regularly attended the Bar Association meetings in Atlantic City. He also was a member of the Warren Lodge of Masons for over fifty years and in addition was a Shriner and an Ex-Potentate of the Shrine. In

1896 and began his long career of public service in 1904 as a police magistrate. He served in the Maryland House of Delegates in 1908 and 1910, and thereafter on the old State Board of Prison Control and on the Board of Supervisors of Elections.

In June 1923, Mr. Carr was appointed Chairman of the State Industrial Accident Commission and continued on that body until 1937 thereafter devoting himself to private law practice until partially paralyzed by a stroke in 1948.

A politician of the old school Mr. Carr was a lifelong personal friend and political lieutenant of the late John J. Mahon, one-time Democratic "boss" of Baltimore and himself dominated Democratic politics in Baltimore's Thirteenth Ward for over thirty years.

In his youth, he was an ardent sportsman, winning prizes in a number of bicycle racing and participating actively in motorcycle and tennis.

Mr. Carr is survived by his widow, the former Bessie Price of Baltimore, to whom he was married in 1906.

Richard F. Ober.

##### HECTOR J. CIOTTI

Hector J. Ciotti was born in Baltimore, Maryland, January 22, 1898.

Mr. Ciotti received his early education in the parochial schools in Baltimore and Loyola High School. He was graduated from Loyola College with the degree of Bachelor of Arts in 1919 and received his Master of Arts degree in 1922. He pursued his legal studies at Georgetown, the University of Maryland and the University of Baltimore Law School.

After his graduation from law school and admission to the Bar, Mr. Ciotti was employed in the legal department of the Maryland Casualty Company until 1933. From 1932 to 1942 he was Assistant City Solicitor of Baltimore City and in 1942 he engaged in the general practice of law with Mr. Robert Lee Slingluff under the firm name of Ciotti and Slingluff. In 1945 the firm was dissolved and thereafter he practiced alone until his death. Mr. Ciotti was able, thorough and conscientious and was highly respected by both the Bench and his fellow members of the Bar.

Mr. Ciotti participated and gave generously of his time and efforts in endeavors and activities other than those of his chosen profession. He was President of St. Leo's Orphan Asylum and President of the Parents and Friends of Notre Dame High School. He was also a former member of the Board of Directors of the Bar Library of Baltimore City, a former member of the Lions Club, and at the time of his death a member of the Kiwanis Club, Merchants' Club and Bakers' Club.

He died on July 30, 1956, and was buried in New Cathedral Cemetery.

Mr. Ciotti was survived by his wife, Mrs. Priscilla C. Ciotti, and two daughters, Mrs. M. King Hill, Jr. and Miss Priscilla Anne Ciotti.

F. Fulton Bramble.

##### GARNER W. DENMEAD

Garner Wood Denmead was a man of many facets. A lawyer by inheritance and training he was a prominent lay churchman and an ardent conservationist.

Probably more than any other man he is responsible for the State's present practice of stocking both public and private streams and ponds with fish. This practice—which has meant so much to many Maryland fishermen—he advocated as a private citizen and put into effect as Chairman of our State's Game and Inland Fish Commission, a post he held for some 12 years.

But let the record tell the story. He was born in Baltimore on March 19, 1879, the son of Adam Denmead and Gertrude Burge Wood Denmead. He attended school in Baltimore and in 1900 was graduated from the University of Maryland Law School. He engaged in private law practice for ten years.

In 1911 he joined the legal department of the Old America Bonding Company where at one time he served as general counsel. From 1913 to 1919 he was a member of the legal department of the Fidelity & Deposit Company of Baltimore. In 1919 he with Arthur Nelson moved over to the New Amsterdam Casualty where he became general counsel and vice-president, positions he held until his retirement in 1954. He died on November 15, 1956.

Mr. Denmead was married to the former Leonie von Knobloch of Baltimore. Besides her he is survived by a daughter, Mrs. Charles T. (Hildegard von K.) Levine, and two grandchildren, Garn Denmead LeViness and Miss Eliz

(Continued on next Page)



deceased colleagues if I briefly pay tribute to one who, while not a lawyer, is justly known as a great friend of lawyers, namely, Frank T. Wallace, the President and Editor of our legal newspaper, THE DAILY RECORD, who died on December 17, 1956. Frank Wallace was at once a confidant and advisor of the Bench and Bar. He cooperated with the Bar in all its activities and bore with its foibles over a period of many years. Only a year ago he was honored by the Bar Association with a citation paying tribute to his kindness and cooperation. While we cannot file his biography in the records of the Bench, we can at least pay tribute to his memory in these words.

The great Roman orator Cicero said: "The life of the dead is placed in the memory of the living" and again, "Memory is the treasury and guardian of all things."

Today we have but the memory of these departed friends and colleagues of our high calling. May the memory of those who survive be the treasury and guardian of their lives and work.

It is our privilege, your Honors, to move that these proceedings be recorded among the permanent records of the Supreme Bench and that the biographies herewith submitted be filed among its permanent records.

F. FULTON BRAMBLE,  
REUBEN CAPLAN,  
MOSES COHEN,  
RUBIN GERTZ,  
SIMON N. SILVERBERG,  
JOHN H. SKEEN, JR.,  
WILLIAM S. WILSON, JR.,  
PAUL A. DORF, *Secretary*,  
HERBERT F. KUENNE, *Chairman*,  
1956 Memorial Committee of the  
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#### SECONDING ADDRESS BY JOHN H. SKEEN, JR.

Once again, we are met to pay honor to those of our colleagues, who during the past year have passed from time to eternity. In the thought of eternity our human span of years seems only momentary. Yet from the efforts of man has grown a world which we now recognize as having possibilities beyond our present powers of understanding.

Since earliest civilization the legal profession has well met every challenge in the ceaseless struggle for the establishment and preservation of human dignity. We take just pride in the part lawyers have had in achieving what has been achieved thus far in this great struggle, recognizing full well the magnitude of what still remains to be done, and recognizing also that what has been accomplished can still be lost without vigilance, sacrifice and perhaps heroism by ourselves and those who will follow us. We pause now, to give tribute to our brethren and we can no better honor them than by now rededicating ourselves to the great goal of justice among men and nations, strengthened by the example they have set us in their conduct of our profession and in the living of their daily lives.

Others must someday find a way to achieve God's plan familiar to us all as recited in the Book of Micah.

"And he shall judge among many people, and rebuke strong nations afar off; and they shall beat their swords into plowshares, and their spears into pruning hooks: nation shall not lift up a sword against nation, neither shall they learn war anymore."

How long this plan may be in its consummation is not given to us to know, but we can be certain that each of those whom we honor today will have played a part in its ultimate unfolding. When our own small roles have been com-

ennobling example, will gain inspiration to serve in our legal profession and in our community with the same high principles and deep devotion which our revered departed brothers have exemplified. That will be a lasting memorial to them.

We sincerely hope that their beloved ones will find solace and consolation in the knowledge that we held them in high regard and remembered them with respect and reverence.

I second the motion for the adoption of the Resolution.

#### RESPONSE OF JUDGE OPPENHEIMER For The Supreme Bench Of Baltimore City

In honoring our departed members of the Bench and Bar in whose memory we meet today, we honor the profession of which they and we are part. Death does not cut the thread spun by the lives of lawyers such as those we mourn; that thread is part of the ageless fabric that we call the law, whose warp is idealism and whose woof is wisdom in the ways of men and time.

To that fabric each of these men contributed. Each, in his way, strengthened the traditions of our Maryland law, and by their lives made justice more meaningful to those they served and those who carry on the heritage. Nurtured by that heritage, each was a full man, with all the independence, strength and individuality which our profession breeds. The lives of men of law today, as through the centuries, refute the fears of those who dread an era of conformity. Gathered here, in honor of these men, we think not only of their professional careers but of the things that made them vivid persons—their spread of interests, their varying views on matters of philosophy and government, their passionate convictions in theories often diametrically opposed.

ings will be recorded among the permanent records of the Bench.

#### JUDGE ROBERT F. STANTON BY CHIEF JUDGE EMORY H. NILES

Both the members of the Bar Association Committee and Judge Oppenheimer have mentioned the death of Judge Robert F. Stanton, who was a member of this Bench from 1916 until 1938, a period of twenty-two years.

Judge Stanton's death last summer would normally have been followed by a Memorial Meeting in his honor shortly after his death, but by reason of the absence of many judges and lawyers from the city during the summer season, a Meeting was not held. The Bench has expressed its desire to hold a Special Memorial Meeting in honor of Judge Stanton, but has deferred to the wishes of his family that such a Meeting not be held. Nevertheless, we cannot let this occasion pass without a special word regarding him.

Judge Stanton during all the years that he served the people of Maryland, both on the Bench, at the Bar, and as Police Commissioner of Baltimore City, was a model of ability, diligence and uprightness. Most of those now serving on the Bench and almost all the members of the Bar now practicing, belonged to a younger generation, and stood in some awe of Judge Stanton whose judicial manner was of the old-fashioned type which lent both seriousness and dignity to his presence. If he appeared stern to many who did not know him well, those of us who knew him better realized that beneath his rather formal exterior there lay a warm heart and a genial character, as well as unflinching devotion to the highest standards of conduct.

Judge Stanton's performance of his judicial duties, his knowledge of the law, and his practical common sense, constitute examples for those of us now on the Bench who knew him, to emulate in our own conduct and to inculcate, as far as possible, in those who come before us. By reason of the long illness from which he suffered in the later years of his life he inevitably lost most of his contacts with those who had been regularly associated with him in the performance of his duties.

We regret that these few words seem an insufficient tribute to such a man, and it is only in deference to the wishes of those nearest him that we do not express ourselves more formally.

A biographical sketch of Judge Stanton has been prepared by Mr. Wendell D. Allen, and will be included in the records of the Supreme Bench with those of the other members of the Bar whom we honor today. This special word, however, is now intended to recall to us, and to his friends, Judge Stanton's achievements, and the affection and esteem in which he was held by those who knew him.

The Bench will now adjourn in honor of those members of the Bar whose names have been spoken here today, and of the former member of the Bench, Judge Robert F. Stanton.

#### Biographical Sketches

##### TALBOT W. BANKS

Talbot Winchester Banks was

cerebral hemorrhage at his home in White Hall, Maryland.

Born in Baltimore, January 8, 1905, Mr. Bonsall attended Marston's School and Boys' Latin School, and graduated in 1929 from the University of Pennsylvania's Wharton School of Commerce. After eight years on the staff of the National City Bank in New York he returned to his boyhood home in the Mount Royal section of Baltimore and enrolled in the University of Baltimore Law School. He graduated in 1941 and in the same year was admitted to practice as a member of the Baltimore City Bar. After a tour of duty as a staff adjuster for Globe Indemnity Company and Southern Underwriters, Inc., he was appointed in 1944 to the Home Office staff of the Casualty Claim Department of the Pennsylvania Casualty Company, then located in Baltimore. When that company merged with a Philadelphia casualty insurer, Mr. Bonsall joined the Home Office staff of the New Amsterdam Casualty Company, where at the time of his death he was supervisor of Workmen's Compensation claims.

Mr. Bonsall was active in the community life of the Mount Royal area and in the congregation of Grace and St. Peter's Episcopal Church. He was a past president of the Brotherhood of St. Andrew as well as lay reader of the Church, in which capacity he filled rural pulpits at many churches where the assigned clergyman was disabled or absent. He was also a member of the Business Men's Choir at Old St. Paul's Church.

Several years before his death Mr. Bonsall gave up his lifetime residence on John Street to enjoy the life of a country squire at White Hall, Maryland, becoming a member of the Baltimore County Bar, and a familiar figure on the Parkton local. He was a member of Parkton Lodge, No. 134, Ancient Free and Accepted Masons, and of Sigma Delta Kappa legal fraternity.

His sudden death was mourned not only by his associates in Baltimore City and Baltimore County, but by staff adjusters, claims managers, and local counsel of his company, throughout the southern and western United States, who benefitted from his experience and friendly advice in matters of Workmen's Compensation law and procedure.

Surviving are his widow, the former Nancy Lovett, of Baltimore; his son, James Lovett Bonsall; his father, James Young Bonsall, and a sister, Mrs. Lorin Langsdale, both of Baltimore.

He was laid to rest in Woodlawn Cemetery.

Henry B. Suter.

##### J. MILTON BRANDT

J. Milton Brandt, who died August 21st, 1956, was born in Baltimore on May 17th, 1896, received his early education in the public schools of Baltimore City, and pursued his law studies at the University of Maryland.

After being admitted to the practice of law, and after spending a short time with the Baltimore and Ohio Railroad, he became associated with The Title Guarantee and Trust Company (then Title Guarantee and Trust Company) in May of 1913. He continued with that Company in many capacities until his death, at which time he held the position of Vice President and

in addition to his legal ability, Mr. Brownley was an accomplished musician, being a master of the piano and a song writer.

Mr. Brownley was predeceased by Mrs. Brownley some years ago. His only son John who spent his entire business career in the Foreign Service of the National City Bank of New York died in 1952 in Shanghai. Mr. Brownley was survived by a daughter, Mrs. May Gallagher, a grand-daughter and several great-grandchildren, and a nephew, Worley R. Gantt.

Karl F. Steinmann.

##### ROBERT H. CARR

Robert H. Carr of Baltimore City died after a lengthy illness on June 26, 1956.

Born in 1873, he was educated at Baltimore City College, Loyola College, which also conferred the honorary degree of Doctor of Laws in 1947, and Baltimore Law School. He was admitted to the Bar in 1896 and began his long career of public service in 1904 as a police magistrate. He served in the Maryland House of Delegates in 1908 and 1910, and thereafter on the old State Board of Prison Control and on the Board of Supervisors of Elections.

In June 1923, Mr. Carr was appointed Chairman of the State Industrial Accident Commission and continued on that body until 1937, thereafter devoting himself to his private law practice until partially paralyzed by a stroke in 1948.

A politician of the old school, Mr. Carr was a lifelong personal friend and political lieutenant of the late John J. Mahon, one-time Democratic "boss" of Baltimore, and himself dominated Democratic politics in Baltimore's Thirteenth Ward for over thirty years.

In his youth, he was an ardent sportsman, winning prizes in amateur bicycle racing and participating actively in motorcycling and tennis.

Mr. Carr is survived by his widow, the former Bessie Price of Baltimore, to whom he was married in 1906.

Richard F. Ober.

##### HECTOR J. CIOTTI

Hector J. Ciotti was born in Baltimore, Maryland, January 22, 1898.

Mr. Ciotti received his early education in the parochial schools in Baltimore and Loyola High School. He was graduated from Loyola College with the degree of Bachelor of Arts in 1919 and received his Master of Arts degree in 1922. He pursued his legal studies at Georgetown, the University of Maryland and the University of Baltimore Law School.

After his graduation from law school and admission to the Bar, Mr. Ciotti was employed in the legal department of the Maryland Casualty Company until 1932. From 1932 to 1942 he was Assistant City Solicitor of Baltimore City and in 1942 he engaged in the general practice of law with Mr. Robert Lee Slingsuff under the firm name of Ciotti and Slingsuff. In 1945 the firm was dissolved and thereafter he practiced alone until his death. Mr. Ciotti was able, thorough and conscientious and was highly respected by both the Bench and his fellow members of the Bar.

Mr. Ciotti participated and gave generously of his time



Association of Baltimore which Herbert F. Kuenne, president of the Bar Association, presided at the annual meeting in honor of the year 1956. On the one hand it is a time which gives us sympathy and the voice of our deceased brethren of

may review the lives and arduous duties, and reflect impossible, of course, in the lives of our departed. A biographical sketch of the Memorial Commission who were enrolled in 1956. Their names and

- .....April 9, 1956
- .....April 2, 1956
- .....August 21, 1956
- .....March 2, 1956
- .....June 26, 1956
- .....July 30, 1956
- .....November 15, 1956
- .....February 20, 1956
- .....June 26, 1956
- .....March 22, 1956
- .....May 11, 1956
- .....July 28, 1956
- .....September 24, 1956
- .....December 26, 1956
- .....July 30, 1956
- .....June 5, 1956
- .....January 27, 1956
- .....December 3, 1956
- .....March 2, 1956
- .....November 15, 1956
- .....December 30, 1956
- .....November 23, 1956
- .....May 17, 1956
- .....October 28, 1956
- .....November 2, 1956
- .....December 28, 1956
- .....September 5, 1956
- .....January 25, 1956
- .....July 3, 1956
- .....February 16, 1956
- .....December 7, 1956
- .....November 15, 1956
- .....December 25, 1956
- .....June 30, 1956
- .....November 14, 1956
- .....June 9, 1956
- .....March 13, 1956

Judges of the Supreme Bench have been held earlier, namely, was honored on January 23rd and was honored on February 2nd on respective occasions.

Judge James L. Hennegan, an of Baltimore City, in whose contains the name of the Hon- with distinction as a member 18 when he resigned to assume Baltimore City and brought to and integrity which marked

ne of M. Luther Pittman, for court of Baltimore City and the sudden death was a shock to

es are enrolled, some became a civic affairs, some went about quiet but effective manner, and to the Bar only because they an added help to them in some cated their lives.

ged to be imposing upon your the relatives and friends of our

Since earliest civilization the legal profession has well met every challenge in the ceaseless struggle for the establishment and preservation of human dignity. We take just pride in the part lawyers have had in achieving what has been achieved thus far in this great struggle, recognizing full well the magnitude of what still remains to be done, and recognizing also that what has been accomplished can still be lost without vigilance, sacrifice and perhaps heroism by ourselves and those who will follow us. We pause now, to give tribute to our brethren and we can no better honor them than by now rededicating ourselves to the great goal of justice among men and nations, strengthened by the example they have set us in their conduct of our profession and in the living of their daily lives.

Others must someday find a way to achieve God's plan familiar to us all as recited in the Book of Micah.

"And he shall judge among many people, and rebuke strong nations afar off; and they shall beat their swords into plowshares, and their spears into pruning hooks: nation shall not lift up a sword against nation, neither shall they learn war anymore."

How long this plan may be in its consummation is not given to us to know, but we can be certain that each of those whom we honor today will have played a part in its ultimate unfolding. When our own small roles have been completed we can be satisfied that the cause has been well-served if we are as deserving as they of the tribute "Well done."

I second the motion of the Memorial Committee, as presented by our Chairman.

**SECONDING ADDRESS BY REUBEN CAPLAN**

May It Please Your Honors: We have assembled today to commemorate men whom it is fitting we should honor—men whom we knew and loved as our friends and men whom we admired and respected as our colleagues.

As we review the list of our friends, we warmly recall our three distinguished members of the Supreme Bench of Baltimore City, the honorable Associate Judge of the People's Court of Baltimore City, and many outstanding members of the Baltimore Bar. Personally, I recall with warm affection, the names of my classmates, friends with whom I attended law school at the University of Maryland.

These were men of good character and integrity. Their ideal was the ethical practice of our profession and they set an example for all to follow.

Their guidance, wisdom and counsel were of immeasurable good to all who came into contact with them.

They profoundly believed that a lawyer's oath obliged him to give service not only to his clients but also to his community, and so they provided leadership in every phase of our communal activity.

Therefore, we remember them for their outstanding civic accomplishments. We remember them for their unblemished records stretching over years of service before the Courts of our City and State. We remember them for their great contribution towards the substantial progress made in the revision of our Rules of Court, streamlining of our Court procedure and the expediting of the trial of cases. We remember them for the high esteem and respect which we all had for them.

Their lives were productive and fruitful. Their toil and industry, wisdom and foresight have bequeathed a rich inheritance to us.

Their devoted unstintingly of their time and effort to the furtherance of the dignity of our profession and have won for us the everlasting admiration and esteem of the citizens of our community.

Many hereafter, because of their

remembered them with respect and reverence.

I second the motion for the adoption of the Resolution.

**RESPONSE OF JUDGE OPPENHEIMER For The Supreme Bench Of Baltimore City**

In honoring our departed members of the Bench and Bar in whose memory we meet today, we honor the profession of which they and we are part. Death does not cut the thread spun by the lives of lawyers such as those we mourn; that thread is part of the ageless fabric that we call the law, whose warp is idealism and whose woof is wisdom in the ways of men and time.

To that fabric each of these men contributed. Each, in his way, strengthened the traditions of our Maryland law, and by their lives made justice more meaningful to those they served and those who carry on the heritage. Nurtured by that heritage, each was a full man, with all the independence, strength and individuality which our profession breeds. The lives of men of law today, as through the centuries, refute the fears of those who dread an era of conformity. Gathered here, in honor of these men, we think not only of their professional careers, but of the things that made them vivid persons—their spread of interests, their varying views on matters of philosophy and government, their passionate convictions in theories often diametrically diverse, except for the supremacy of law, and often even there on what the law should be, the contrasts of their personalities, habits and speech and all the human elements which make remembrance live.

Their varying service in itself reflects the many strands of our professional tapestry. Two Judges, Herman M. Moser and Deeley K. Nice, for whom memorial services have been held, were our associates upon this Bench, and one, Robert F. Stanton, served here for many years before he left for further public duty. Judge James L. Hennegan, upon the People's Court, evinced the fairness, conscientiousness and understanding so essential in the tribunal before which thousands of our citizens obtain their first impression of what the ways of justice mean. His career upon that Bench exemplified the injunctions of our Bill of Rights that every man for injury done to him ought to have justice and right, freely without sale, fully without denial and speedily without delay. Because he and his associates have stood so well for these great principles, the People's Court of Baltimore has become a model for similar tribunals throughout the nation. In another field of great importance to our Bar and citizens, M. Luther Pittman exemplified, in learning, courtesy and efficiency, what a Clerk of Court should be. With his name we couple that of his fellow Clerk of Court John S. Clarke, not a member of the Bar, but whose knowledge and unvarying helpfulness so often formed the props we stood upon. The rest were lawyers, with all that term implies in strength, resourcefulness and assiduity.

Of all it can be said that a large part of what they contributed forever rests beneath that cloak which must envelop much of what a lawyer does. The sustenance and comfort which inhere in every day of any lawyer's life must of necessity be known only to those who seek their lawyers' counsel. How many quiet conferences these lawyers had in their full lives, how much they meant in terms of aid in every phase of human relationship cannot be measured, for no measure would be adequate. But the remembrance of their help so given in itself is their memorial. The law sustained them all, enriched their lives, and through their lives, they have enriched the law.

The motion of Mr. Kuenne, seconded by Mr. Skeen and Mr. Caplan, is granted, and these proceed-

Judge Stanton's performance of his judicial duties, his knowledge of the law, and his practical common sense, constitute examples for those of us now on the Bench who knew him, to emulate in our own conduct and to inculcate, as far as possible, in those who come before us. By reason of the long illness from which he suffered in the later years of his life he inevitably lost most of his contacts with those who had been regularly associated with him in the performance of his duties.

We regret that these few words seem an insufficient tribute to such a man, and it is only in deference to the wishes of those nearest him that we do not express ourselves more formally.

A biographical sketch of Judge Stanton has been prepared by Mr. Wendell D. Allen, and will be included in the records of the Supreme Bench with those of the other members of the Bar whom we honor today. This special word, however, is now intended to recall to us, and to his friends, Judge Stanton's achievements, and the affection and esteem in which he was held by those who knew him.

The Bench will now adjourn in honor of those members of the Bar whose names have been spoken here today, and of the former member of the Bench, Judge Robert F. Stanton.

**Biographical Sketches**

**TALBOT W. BANKS**

Talbot Winchester Banks was born in Baltimore on November 26, 1912, the son of George Edwin Banks and Marietta Myer. He was educated in the public schools and at Baltimore City College, where he graduated in 1929. After attending the Johns Hopkins University, he received his Bachelor of Laws degree at the University of Maryland in 1939 and was admitted to the Bar the same year. His student days at the law school were marked by the same scholarly attainments which were to attend his career at the Bar, and he was admitted to the Order of the Coif.

Early in his career, Mr. Banks was associated with J. Nicholas Shriver, Jr. and later, with Thomas G. Andrew. He promptly demonstrated the skill of an experienced advocate which was to characterize his entire career. In 1950, he became a partner in the firm of Clark, Thomsen and Smith and continued as a partner in the firm of Clark, Smith & Prendergast, after the Hon. Roszel C. Thomsen was appointed United States District Judge in 1953. Mr. Banks was one of the most active and efficient trial lawyers in Baltimore City and won the respect and admiration of his fellow lawyers by his courtly manner, his pleasing personality and engaging sense of humor. He died suddenly of a heart attack on April 9, 1956.

In 1942, Mr. Banks was commissioned in the United States Navy. He served aboard various ships and at shore stations in the South Atlantic and Caribbean areas, and in the Pacific, being released to inactive duty in 1946 with the rank of Lieutenant.

During the last twenty-five years of his life, Mr. Banks was an active member of Christ Episcopal Church, where, at various times, he was a vestryman and register of the vestry. He was also a member of the Merchants Club. His untimely death brought a brilliant career to an end, but he will long be remembered as an example of the traditions that the art of advocacy is the supreme achievement of a lawyer.

Mr. Banks is survived by his mother, Mrs. George E. Banks, and two brothers, George E. Banks, Jr. and William B. Banks.

J. Gilbert Prendergast.

**R. STILLMAN BONSALE**

Robert Stillman Bonsale, prominent Episcopal layman and member of the Home Office staff of the New Amsterdam Casualty Company, died at Union Memorial Hospital, April 2, 1956, after being suddenly stricken down by a

stroke, and a familiar figure on the Parkton local. He was a member of Parkton Lodge, No. 134, Ancient Free and Accepted Masons, and of Sigma Delta Kappa legal fraternity.

His sudden death was mourned not only by his associates in Baltimore City and Baltimore County, but by staff adjusters, claims managers, and local counsel of his company, throughout the southern and western United States, who benefitted from his experience and friendly advice in matters of Workmen's Compensation law and procedure.

Surviving are his widow, the former Nancy Lovett, of Baltimore; his son, James Lovett Bonsale; his father, James Young Bonsale, and a sister, Mrs. Lorin Langsdale, both of Baltimore.

He was laid to rest in Woodlawn Cemetery.

Henry B. Suter.

**J. MILTON BRANDT**

J. Milton Brandt, who died August 21st, 1956, was born in Baltimore on May 17th, 1896, received his early education in the public schools of Baltimore City, and pursued his law studies at the University of Maryland.

After being admitted to the practice of law, and after spending a short time with the Baltimore and Ohio Railroad, he became associated with The Title Guarantee Company (then Title Guarantee and Trust Company) in May of 1913. He continued with that Company in many capacities until his death, at which time he held the position of Vice President and Treasurer. He took a prominent part in the affairs of The Building Owners and Managers Association and was a past president of that organization. Mr. Brandt was an Elder in the Govans Presbyterian Church and was an active member in the Baltimore Lodge of Independent Order of Odd Fellows.

"Uncle Miltie", as he was affectionately referred to by his associates, was well versed in title and real estate law. He was at all times ready and willing to aid other lawyers in the solution of difficult legal problems. He never shirked responsibilities. He was one of the kindest of men, being courteous and tactful in all his relationships, but was also firm and unyielding when he was satisfied that his position was right.

Mr. Brandt was survived by his wife, Elizabeth Gerlach Brandt, three children, Helen Brandt, J. Milton Brandt, Jr. and Marshall Brandt, and two grandchildren.

Paul J. Wilkinson.

**EDWIN H. BROWNLEY**

Edwin H. Brownley, affectionately called "Judge" Brownley by his many friends, died after a long illness on March 2nd, 1956. Mr. Brownley was born on November 21st, 1875, in Baltimore City where he spent his entire life. He received his preparatory education in the Baltimore public schools and received his LL.B. in 1896 from the then University of Baltimore.

As a young man he was employed by the Baltimore and Ohio Railroad. Before the turn of the century he began the practice of law, having been admitted to the Bar of Maryland in 1896. Following the great Baltimore fire of 1904 he was counsel to the Burnt District Commission. Subsequently he represented the United Railways Co., (street railways) as counsel and trial lawyer for a number of years, and later he was head of the legal department of the American Oil Company. Recently, and at the time of his death, he practiced law in association with Karl F. Steinmann. Mr. Brownley was well known among the members of the Baltimore Bar for his expertness in trial work.

"Judge" Brownley was a member of the Bar Association of Baltimore City and the Maryland State Bar Association and regularly attended the Bar Association meetings in Atlantic City. He also was a member of the Warren Lodge of Masons for over fifty years and in addition was a Shriner and an Ex-Potentate of the Shrine. In

sportsman, winning prizes in amateur bicycle racing and participating actively in motorcycling and tennis.

Mr. Carr is survived by his widow, the former Bessie Price of Baltimore, to whom he was married in 1906.

Richard F. Ober.

**HECTOR J. CIOTTI**

Hector J. Ciotti was born in Baltimore, Maryland, January 22, 1898.

Mr. Ciotti received his early education in the parochial schools in Baltimore and Loyola High School. He was graduated from Loyola College with the degree of Bachelor of Arts in 1919 and received his Master of Arts degree in 1922. He pursued his legal studies at Georgetown, the University of Maryland and the University of Baltimore Law School.

After his graduation from law school and admission to the Bar, Mr. Ciotti was employed in the legal department of the Maryland Casualty Company until 1932. From 1932 to 1942 he was Assistant City Solicitor of Baltimore City and in 1942 he engaged in the general practice of law with Mr. Robert Lee Slingluff under the firm name of Ciotti and Slingluff. In 1945 the firm was dissolved and thereafter he practiced alone until his death. Mr. Ciotti was able, thorough and conscientious and was highly respected by both the Bench and his fellow members of the Bar.

Mr. Ciotti participated and gave generously of his time and efforts in endeavors and activities other than those of his chosen profession. He was President of St. Leo's Orphan Asylum and President of the Parents and Friends of Notre Dame High School. He was also a former member of the Board of Directors of the Bar Library of Baltimore City, a former member of the Lions Club, and at the time of his death a member of the Kiwanis Club, Merchants' Club and Bakers' Club.

He died on July 30, 1956, and was buried in New Cathedral Cemetery.

Mr. Ciotti was survived by his wife, Mrs. Priscilla C. Ciotti, and two daughters, Mrs. M. King Hill, Jr. and Miss Priscilla Anne Ciotti.

F. Fulton Bramble.

**GARNER W. DENMEAD**

Garner Wood Denmead was a man of many facets. A lawyer by inheritance and training he was a prominent lay churchman and an ardent conservationist.

Probably more than any other man he is responsible for the State's present practice of stocking both public and private streams and ponds with fish. This practice—which has meant so much to so many Maryland fishermen—he advocated as a private citizen and put into effect as Chairman of our State's Game and Inland Fish Commission, a post he held for some 12 years.

But let the record tell the story. He was born in Baltimore on March 19, 1879, the son of Adam Denmead and Gertrude Burgess Wood Denmead. He attended school in Baltimore and in 1901 was graduated from the University of Maryland Law School. He engaged in private law practice for ten years.

In 1911 he joined the legal department of the Old American Bonding Company where at one time he served as general counsel. From 1913 to 1919 he was a member of the legal department of the Fidelity & Deposit Company of Baltimore. In 1919 he with J. Arthur Nelson moved over to the New Amsterdam Casualty where he became general counsel and vice-president, positions he held until his retirement in 1954. He died on November 15, 1956.

Mr. Denmead was married to the former Leonie von Knobloch, of Baltimore. Besides her he is survived by a daughter, Mrs. Charles T. (Hildegard von K.) LeViness and two grandchildren, Garner Denmead LeViness and Miss Eliza-

(Continued on next Page)



(Continued from preceding page)  
both Hanson LeViness, all of Baltimore.

Mr. Denmead was a member of the Game and Inland Fish Commission of Maryland from 1939 to 1953 by appointment of Governors O'Connor, Lane and McKeldin; and during twelve years of this period he was chairman. He helped build up this State agency to its present stature.

He maintained a lifelong interest in the affairs of the Episcopal Church of Maryland. From 1910 until his death he served as a Vestryman of the Church of St. Michael and All Angels; he was a member of the executive council of the Diocese of Maryland and served as a delegate to five general conventions of the Church. He was a trustee of St. James School in Hagerstown; and also a trustee of the Church Home and Hospital of Baltimore.

He was a former president of the Southern Maryland Society and also of the Casualty and Surety Club of Baltimore.

He was a former president of the Sons of the Revolution in Maryland and a former governor of the Society of the Colonial Wars.

He was a member of the Baltimore, Maryland and American Bar Associations; also the International Association of Insurance Counsel. He was a lifelong member of the Baltimore Country Club.

Charles T. LeViness.

**EDWARD DUFFY**

Edward Duffy, a prominent member of the Bar, was born in Baltimore, Maryland, February 11, 1887. He was the son of the late Judge Edward Duffy and Emma C. McMillan Duffy and a brother of the late Judge Henry Duffy of the Supreme Bench of Baltimore City. Mr. Duffy received his early education in the public schools of Baltimore City. He was graduated from The Johns Hopkins University with the degree of Bachelor of Arts in 1887 and pursued his legal studies at the University of Maryland from which he received his Bachelor of Laws degree in 1889.

Mr. Duffy's early career at the bar was noteworthy for his industry and ability and these qualities combined with his excellent judgment made him a distinguished member of his profession. During the early years of his practice Mr. Duffy was associated with various law firms, including the firm of Cowan, Cross and Bond, and in 1905 he became a partner in the firm of Bond, Robinson and Duffy. After the death of Mr. Bond, Mr. Duffy practiced alone until the spring of 1943 when he retired because of his failing health. He represented many important clients, including the Continental Trust Company and the Farmers and Merchants Bank. Mr. Duffy was an able trial lawyer and had a long and successful career at the bar. He was highly respected by the Bench and his fellow members of the bar.

He died at his home on February 20, 1956, and was buried in Greenmount Cemetery.

Mr. Duffy was survived by his three daughters, Mrs. Seth B. French, Mrs. John Kennard, Miss Frances Duffy, five grandchildren and seven great grandchildren.

F. Fulton Bramble.

**ALBERT J. FLEISCHMANN, SR.**

Albert J. Fleischmann, Sr., died on March 22, 1956, at the age of 70. He was born in Baltimore on January 12, 1886, the son of the

problems for the Baltimore Catholic Review.

On Thursday, May 11, 1956, he died suddenly of a heart attack.

Mr. Gill is survived by his widow, Mrs. Regina G. Gill; two sons—Charles James and John Paul; and two daughters—Mary Regina and Patricia Maria (now Mrs. William Tilghman).

Hyman Ginsberg.

**HARRY H. GOLDBERG**

Harry Heller Goldberg died on July 28, 1956, at the age of 60. He was born in New Haven, Connecticut, but was brought to Baltimore when he was 3 years old. He was a veteran of World War I. He studied law at the University of Maryland and was admitted to the Bar in 1919.

By reason of his health, Mr. Goldberg gave up active practice about 6 years ago and became associated with Radio Station WBMD.

A life-long musician, Mr. Goldberg once played violin in the Baltimore Symphony Orchestra under Gustav Strube. He was a composer of songs and musical comedies and participated actively in the affairs of the Peabody Conservatory.

A 32nd degree Mason, Mr. Goldberg was a member of the St. John's Lodge and the Yedz Grotto. He was a member of Beth Yehuda Synagogue. For many years he was active in the Young Men's Hebrew Association.

Mr. Goldberg is survived by his wife, Sarah Dana Goldberg, and a daughter, Freda Heller Goldberg.

Herbert F. Kuenne.

**ALEXANDER GOODMAN**

Alexander Goodman, a lawyer active in politics for many years, died in Union Memorial Hospital on September 24, 1956, at the age of 54 years.

A native of Baltimore, Mr. Goodman was graduated from Baltimore City College in 1918 and from the University of Maryland Law School in 1922. He was active in politics most of his adult life.

Mr. Goodman was a member of the General Assembly from 1931 to 1935, where he represented the city's Fourth District.

He made a number of other attempts to gain elective office. In 1950, Mr. Goodman was defeated for the Democratic nomination to the House of Delegates by only 34 votes. In 1951, he sought election to the City Council from the Fourth District as an independent.

Mr. Goodman also served as secretary to Mayor James H. Preston from 1919 to 1925. He was a police magistrate from 1923 to 1944. At the time of his death, he was a City Council reading clerk.

Mr. Goodman lectured on commercial law at the University of Baltimore from 1933 to 1937.

Mr. Goodman also served as national secretary of Phi Alpha Fraternity for over 30 years.

Mr. Goodman is survived by his widow, Esther Goodman; two sons, Morris H. Goodman and Joseph P. Cohen; two sisters, Mrs. Rose Bronstein of New York and Mrs. Helen Weiner; and five brothers, Max, Abraham, Ernest, Dr. Sylvan C. and Aaron Goodman.

Paul A. Dorf.

**HONORABLE JAMES L. HENNEGAN**

Judge James L. Hennegan was born on February 21, 1895. His early education was received at St. Mary's Star of the Sea Parochial School. In 1907 his family

shortly before his death, he was re-elected by the people of Baltimore City for another full term. During his tenure on the Bench, he was extremely popular with the members of the Bar and particularly the younger lawyers, and was highly regarded for his human and practical solution to the cases heard by him. He was esteemed by his colleagues on the Bench and appreciated for the quiet and unassuming manner in which he went about his everyday tasks.

During his long and full career as a judge, attorney and citizen, he played an active role in many of the projects that we are familiar with today. He was Chairman of the committee that had as its function the redistricting of the City of Baltimore, he accomplished a permanent voting registration system, inaugurated the use of the voting machines and early in World War II was instrumental in setting up the registration system for the draft. One of his pet projects was the now present O'Donnell Street Overpass which has become a major artery in this city. It was through his efforts that the City of Baltimore opened the stadium on Sunday as he was successful in obtaining permission for its use in connection with soccer games and, we may, therefore, give him indirect credit for the splendid Big League sports program that the city finds it now possesses and, it is noteworthy that the Judge was a close follower of both the professional football and baseball teams.

Judge Hennegan died on December 26, 1956. He is survived by his wife, Mrs. Estelle Rethman Hennegan, two sons, Lieut. Comdr. James B. Hennegan, U.S.N., and John H. Hennegan, five daughters, Mrs. Mary A. Novak, Mrs. Edna C. Novak, Mrs. Esther Craig, Mrs. Celeste Feeney, and Mrs. Alice Henn, and twenty-seven grandchildren. Four brothers and a sister also survive.

A. Owen Hennegan, Jr.

**WILLIAM H. HUDGINS**

William Harkinson Hudgins, lawyer and sports enthusiast, was born in Baltimore January 4, 1886, son of the late William G. and Emma Gamble Hudgins.

Mr. Hudgins received his early education at Boys Latin School. He received his A.B. degree from The Johns Hopkins University. While attending this University, he played on its lacrosse team and subsequently played for Mount Washington. Only last spring he was among those honored by the Hopkins at a reunion of Mount Washington "Old-timers."

Upon graduation from the Hopkins, he entered the University of Maryland and received his L.L.B. in 1908.

He entered the legal field promptly and soon associated himself with George R. Willis and after his death with Luther M. R. Willis and practiced as Willis & Hudgins until the firm was dissolved.

Subsequently, in 1942, he became associated with Wyatt & Jones and was so connected at the time of his death on July 30, 1956.

In addition to the local courts, Mr. Hudgins practiced before the Circuit Court of Appeals and was admitted to practice before the Supreme Court of the United States on January 24, 1927.

Mr. Hudgins was also a tennis enthusiast and served on many tournament committees for the Baltimore Country Club. He was a past master of Kedron Lodge 148 of the Masonic Order. During World War I he served as a lieu-

tenant in the Trust Department of the old Baltimore Trust Company. Subsequent to this he actively engaged in the practice of law. In January, 1939, he became associated with John H. Hessey, Esq. In 1945 he opened his own law office.

On December 8, 1941, the day after Pearl Harbor, he was commissioned as a lieutenant in the United States Navy. During World War II he served in the Aleutians and the South Pacific, participating in the invasions of the Aleutian Islands, Guam, Okinawa, Guadalcanal, among others and at the time of his death he held the rank of Commander. Following the war he was commanding officer of Volunteer Law Unit V-5, United States Naval Reserve, until the early part of 1955.

Mr. Lee was a member of Christ Lutheran Church, Baltimore City. He was also a member of Landmark Lodge No. 127, A. F. & A. M., Chesapeake Consistory, Ancient and Bonni Temple, A.A.O.N.M.S.

John H. Skeen, Jr.

**ARTHUR H. MILLER**

Arthur H. Miller, who died December 3, 1956, had a very active life from his childhood on. His father died when he was just ten years old, and he helped in various ways to support his mother. He was graduated from the Baltimore City College and received his LL.B. degree from the University of Maryland in 1899.

As a member of the Y. M. C. A. in his younger days, he was chosen from about 80 others to participate in a debate concerning the political questions of the day and won the debate. Some 40 years ago he joined the Baltimore Athletic Club and became a champion bowler. He was also a member of the Country Club of Maryland for about 40 years and an active member of the Real Estate Board for 55 years. For many years before its dissolution, he was a member of the Germania Maennerchor.

From the time of its inception, he was a liberal contributor to "Boys Town" and was one of its honorary members. He subscribed generously to other charities all through his life.

Mr. Miller attended St. Peter's Lutheran Church where for years he was an usher and at times occupied the pulpit in the Minister's absence.

Mr. Miller is survived by his widow, Mary B. Miller and four children, Elizabeth M. Miller, Paul T. Miller, Mrs. Howard Cox and Charles R. Miller. Another son, Arthur J. Miller, was shot down in an airplane during the last war.

Howard B. Stocksdale.

**JOSEPH T. MOLZ**

Joseph T. Molz was born on May 19, 1899, in Baltimore, Maryland, the son of the late Otto and Crescentia Molz. He received his education at the St. James School and Calvert Hall College, and was graduated from the University of Maryland School of Law in 1922. He died on March 2, 1956.

He was married to the late Regina Barry Molz, who died in 1938. They are survived by two daughters, Jean Barry Molz and Kathleen Redmond Molz. Mr. Molz also left surviving him a sister, Bertha Vogel, and two brothers, Peter Molz and Edward Molz.

Mr. Molz was attorney, vice-president, and trust officer of the Security Storage and Trust Company, The Century Trust Company, and was connected with the Baltimore Trust Company for a short while. He was the attorney and

was employed in the Trust Department of the old Baltimore Trust Company. Subsequent to this he actively engaged in the practice of law. In January, 1939, he became associated with John H. Hessey, Esq. In 1945 he opened his own law office.

On December 8, 1941, the day after Pearl Harbor, he was commissioned as a lieutenant in the United States Navy. During World War II he served in the Aleutians and the South Pacific, participating in the invasions of the Aleutian Islands, Guam, Okinawa, Guadalcanal, among others and at the time of his death he held the rank of Commander. Following the war he was commanding officer of Volunteer Law Unit V-5, United States Naval Reserve, until the early part of 1955.

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of Maryland, the Bar Association of Baltimore City, the American Bar Association, and the Bar Association of the City of New York.

He was an able advocate highly respected by his clients and admirers. His command of Latin and English literature served him well in the court rooms where he enjoyed the confidence of the Bench and Bar. On the occasions of his trips to Europe, he observed and studied procedure in the courts of various countries and had many friends abroad in the legal profession.

Mr. Mullikin entered public life shortly after his admission to the Bar, serving as a member of the City Council of Baltimore from 1907 until 1911. He was a candidate for the Congress of the United States and later was appointed a member of the Liquor License Board of Baltimore City by the late Governor Goldsborough. He also served as a member of the School Board of Baltimore City and as trustee of the Springfield State Hospital. In 1926 he became a candidate for Governor of the State of Maryland on the Republican ticket against the late Governor Ritchie.

His business activities included directorships in a number of corporations that enjoyed the continuing benefit of his counsel until the time of his death.

Mr. Mullikin was exceedingly fond of outdoor life and particularly enjoyed hunting and fishing. He became one of the most active members of the Woodmont Rod and Gun Club of Hancock, Maryland. He also was a member of the University Club of Baltimore City and the Baltimore Country Club.

He was a member of the First Presbyterian Church of Baltimore; and while he was a Protestant, his basic creed was to love people, particularly children, of all faiths and was generous in his contributions to Protestant, Catholic, and Hebrew and to education and eleemosynary institutions.

His family, the Bench, the Bar, his business associates, and the public generally will miss him.

Edwin J. Wolf.

**ERNEST L. PERKINS**

Ernest Lee Perkins was born in Atlantic City, New Jersey, March 17, 1910. He was the son of the Reverend George Perkins and Bertha Perkins. He attended elementary school in Atlantic City, New Jersey, and was graduated from the Atlantic City High School where he was an outstanding scholar and athlete. He attended Lincoln University in Pennsylvania from 1929 to 1933 from which he was graduated with an A.B. degree. Upon graduation he moved to Baltimore, Maryland in 1934, and married the former Mabel Spaulding. He attended the University of Maryland Law School from 1943 to 1945. He practiced law actively until his death on November 2, 1956.

He was a trustee in the Grace Presbyterian Church, member of the Urban League, N.A.A.C.P., Omega Psi Phi Fraternity and many other civic and community organizations.

Mr. Perkins is survived by his widow Mabel S. Perkins, his two daughters, Frances and Carole Jean, his father and five brothers and two sisters.

Donald G. Murray.

**M. LUTHER PITTMAN**

Martin Luther Pittman was born at Louisburg, N. C., on March 24, 1894. He was the fourth of five children and his father, John Wesley Pittman, died in 1900 and his mother, Pattie Selemia Horton, died in 1939. Mr. Pittman graduated from high school, with his brother Kenneth, who is now a practicing attorney in Snow Hill, N. C. In 1915, Mr. Pittman came to Maryland and lived with his mother's brother, Dr. Thomas Horton. For a time he had charge of a post office in Curtis Bay which was located in the rear of a drug

store owned by Dr. Horton. He was employed in the Trust Department of the old Baltimore Trust Company. Subsequent to this he actively engaged in the practice of law. In January, 1939, he became associated with John H. Hessey, Esq. In 1945 he opened his own law office.

firm of Hill, Ross and Hill. While a member of this firm he successfully participated in many cases before the newly organized Public Service Commission. His extensive experience there led him to write a book on the practice before that commission.

He later became associated with Harry B. Wolf, then at the height of his legal career, and became the specialist in Mr. Wolf's office on estates, trusts, wills and equity practice.

Mr. Padgett's legal activities did not preclude him from enjoying outdoor sports. He owned a small power boat, became a charter member of the Patuxent River Power Squadron, the local Squadron of the United States Power Squadrons, and its secretary for many years. Many and varied were the stories he told of his experiences on the great Chesapeake Bay and its tributaries. He enjoyed this activity until an attack of Infantile Paralysis left him a cripple, unable to get on and off his boat. Few knew of this crippling attack, for he never talked about it and somehow managed to walk and drive his own automobile until July, 1956. He refused to use a cane until the twilight years of his life.

Happily married for many years to Ellen Lowe Padgett, Mr. Padgett is survived by his wife, two children, Ellen Padgett Jones, Ann Padgett Reiter, and nine grandchildren.

Arthur Rankin Padgett has passed on to the great beyond, but the memory of a true friend and counsellor will live long after him. His memory will be cherished by those who knew and respected him.

Edwin J. Wolf.

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**RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That the deepest sympathy and regret of this body be expressed over the passing of the Hon. M. Luther Pittman, Clerk of the Superior Court of Baltimore City; and be it further

**RESOLVED,** That the Chief Clerk of the City Council be instructed to send copies of this Resolution to the family of the late Mr. Pittman and to the Chief Judge of the Supreme Bench of Baltimore City.

Each year it was Mr. Pittman's custom to have a Christmas Party at which employees of his office, members of the Supreme Bench and friends were invited. His last party was exactly one week prior to his death.

In April of 1949, Mr. Pittman had an operation to his throat and because of the loss of his voice, was subsequently assisted by the late Kendall H. Schultz and James F. Carney, now Clerk of the Superior Court, in administering oaths of office to various appointees. He accepted this tragic experience with admirable fortitude and although curtailed in prior activities in addressing women's clubs and many other organizations, was never heard to complain. His hobbies were fishing, gardening and photography. He



Merchants Bank. Mr. Duffy is an able trial lawyer and had long and successful career at the bar. He was highly respected by the Bench and his fellow members of the bar.

He died at his home on February 20, 1956, and was buried in Greenmount Cemetery.

Mr. Duffy was survived by his three daughters, Mrs. Seth B. French, Mrs. John Kennard, Miss Frances Duffy, five grandchildren and seven great grandchildren.

F. Fulton Bramble.

#### ALBERT J. FLEISCHMANN, SR.

Albert J. Fleischmann, Sr., died on March 22, 1956, at the age of 70. He was born in Baltimore on January 12, 1886, the son of the late Ernst and Lillie Gottchalk Fleischmann. He attended Baltimore City College and graduated from The Johns Hopkins University before receiving his law degree from the Columbia University School of Law.

Mr. Fleischmann founded the May Oil Burner Corporation and acted as its President. He was also the founder of the Phoenix Club and was a member of the Suburban Club.

For years Mr. Fleischmann lived at Park Heights and Slade Avenues but more recently he had taken great pride in his estate near Marriottsville in Howard County, Maryland, known as Woodford Hall Farm; it was a center of his interest during the latter years of his life. He is survived by his wife, Mrs. Dorothy G. Fleischmann, two sons, Paul and Albert J. Fleischmann, Jr., a daughter Mrs. Marjorie Shukin of Bethany, Connecticut, and four grandchildren.

Simon Nobel Silverberg.

#### CHARLES P. GILL

Charles Paul Gill, the son of James P. Gill and Louise M. Gill, was born in Trenton, New Jersey on September 29, 1909.

His education was comprised of elementary instructions received in Baltimore Parochial schools, followed by graduation from Baltimore City College, attendance at Johns Hopkins University and completed by graduation from the Law School of the University of Baltimore, where he was a member of the Heusler Honor Society in 1939. He was admitted to the Maryland Bar in the same year.

His original motive in studying law was induced by the urge to guide young persons with criminal records in the process of readjustment and to develop crime preventive programs. Therefore, his participation in the active practice of law as a profession was restricted to a very limited degree. Principally, his legal ability and training were employed as a basis for his outstanding work in the Catholic Big Brother Association, assistance in establishing youth organizations, lecturing for the Catholic Evidence Guild and in the early 1940's writing editorials concerning youth and their

Baltimore from 1933 to 1937.

Mr. Goodman also served as national secretary of Phi Alpha Fraternity for over 30 years. Mr. Goodman is survived by his widow, Esther Goodman; two sons, Morris H. Goodman and Joseph P. Cohen; two sisters, Mrs. Rose Bronstein of New York and Mrs. Helen Weiner; and five brothers, Max, Abraham, Ernest, Dr. Sylvan C. and Aaron Goodman.

Paul A. Dorf.

#### HONORABLE JAMES L. HENNEGAN

Judge James L. Hennegan was born on February 21, 1895. His early education was received at St. Mary's Star of the Sea Parochial School. In 1907 his family moved to what was then Baltimore County where the Judge attended public school and later Calvert Hall College, from which he graduated in 1911. He attended Old Rock Hill College in Elliott City from which he received a Bachelor of Arts Degree on June 17, 1915, and thereafter entered the University of Maryland School of Law from which he graduated in 1918. He was admitted to the Bar prior to his graduation from Law School in December, 1917, and entered the practice of law immediately. For several years he was associated with Lewis Hochheimer who was an authority on criminal law. Judge Hennegan remained in the Highlandtown area from the time his father's family moved there until 1951, and became a familiar figure in East Baltimore, playing a leading role in civic, fraternal and business interests.

Judge Hennegan became interested in politics at an early age and was Clerk to the County Commissioners of Baltimore County in 1914. He was elected to the House of Delegates in 1924 and to the Baltimore City Council from the First District in 1933. He was associated with the late William Curran throughout his political career and was President of the Board of Election Supervisors of Baltimore City from 1939 through 1946.

After his association with Lewis Hochheimer, he had offices with Judge John B. Gontrum, present Chief Judge of the Third Judicial Circuit of Maryland, with whom he was on a close personal relationship throughout his life. Judge Hennegan was instrumental during his career in organizing and representing the Sacred Heart Building & Loan Association and New Annex Building & Loan Association. He remained as a director of the Sacred Heart Building & Loan Association until his death. He had served for many years as attorney for St. James Savings Bank in Baltimore City, and from 1933 to 1935 was attorney for the Home Owners Loan Corporation.

On December 31, 1946, Governor Herbert R. O'Connor appointed him as Associate Judge of the Peoples Court of Baltimore City. In 1948, he was elected to a full eight year term and, in November of 1956,

self with George R. Willis and after his death with Luther M. R. Willis and practiced as Willis & Hudgins until the firm was dissolved.

Subsequently, in 1942, he became associated with Wyatt & Jones and was so connected at the time of his death on July 30, 1956.

In addition to the local courts, Mr. Hudgins practiced before the Circuit Court of Appeals and was admitted to practice before the Supreme Court of the United States on January 24, 1927.

Mr. Hudgins was also a tennis enthusiast and served on many tournament committees for the Baltimore Country Club. He was a past master of Kedron Lodge 148 of the Masonic Order. During World War I he served as a lieutenant in the Air Force.

He was married to the late Laura Woods Hudgins, daughter of the late Dr. Hiram Woods who assisted in founding the Wilmer Eye Clinic of The Johns Hopkins Hospital. Mrs. Hudgins died last March 25.

Surviving are one sister, Miss May L. Hudgins, of Baltimore, and two stepsons—Frank Gosnell, Jr. of Baltimore, and H. Woods Gosnell, of Miami, Florida.

C. Edward Jones.

#### ALEXANDER KINNAIRD

Alexander Kinnaird died on June 5, 1956. He was born on February 23, 1880, in Baltimore City. He was educated in the public schools of Baltimore City and was graduated from the law school of the University of Maryland.

Upon admission to the Bar of the State of Maryland, Mr. Kinnaird engaged in the general practice of law for several years until he was prevailed upon to become associated with Title Guarantee and Trust Company (now The Title Guarantee Company). His connection with that company continued until his retirement from active duties on May 1, 1954, at which time he was Secretary of the company, a position which had been filled by him in an excellent manner for approximately thirty years.

Mr. Kinnaird was a deep student of philosophy, science and art. His calm demeanor cloaked the seething search for knowledge ever present in him. He was greatly respected and sincerely liked by his friends and associates.

Mr. Kinnaird was survived by his wife, Leah Willing Kinnaird.

Paul J. Wilkinson.

#### JAMES J. LEE

James Julian Lee was born in Baltimore City on December 31, 1903, the son of Joseph Arlington Lee and Kary Katherine Lee. He died in Baltimore City on January 27, 1956, survived by his widow, Lillian Blanch Lee, and a brother, Doctor J. Aubrey Lee.

Mr. Lee was graduated from Baltimore City College and Eaton-Burnett Business School. He was graduated from the University of Maryland with an LL.B. degree in 1924. Following law school, he

May 10, 1880, in Baltimore, Maryland, the son of the late Otto and Crezentia Molz. He received his education at the St. James School and Calvert Hall College, and was graduated from the University of Maryland School of Law in 1922. He died on March 2, 1956.

He was married to the late Regina Barry Molz, who died in 1938. They are survived by two daughters, Jean Barry Molz and Kathleen Redmond Molz. Mr. Molz also left surviving him a sister, Bertha Vogel, and two brothers, Peter Molz and Edward Molz.

Mr. Molz was attorney, vice-president, and trust officer of the Security Storage and Trust Company, The Century Trust Company, and was connected with the Baltimore Trust Company for a short while. He was the attorney and president of the North Charles Street Property Owners Association. He was also the president of the following civic and community organizations, namely, the North Baltimore Businessmen's Association, Homewood Protective Association, Maryland Hunters Association, and the Uptown Baltimore Lions Club.

He took post-graduate work at Loyola College in sociology, American history, and philosophy, and post-graduate work in medical jurisprudence at the Johns Hopkins University. He was International President and Secretary of the Chaminade Club and the President of the 12th Ward Democratic Club.

In the passing of Joseph T. Molz, the Bar of Baltimore City has lost a gentleman and scholar who was highly respected at the Bar and very active in civic, community and banking circles in the City of Baltimore.

Rubin Gertz.

#### ADDISON E. MULLIKIN

Addison Eugene Mullikin, the son of Francis Charles and Margaret Eugenia Mullikin, was born in Talbot County, Maryland, on September 26, 1874, and died at the Johns Hopkins Hospital on December 30, 1956, after a brief illness.

He received his early education in the public schools of Maryland and graduated from St. John's College at Annapolis in 1895. After serving as the principal of the Trappe High School in Talbot County and while teaching at Boys' Latin School in Baltimore City, he received his law degree from the University of Maryland Law School and was admitted to the Bar in 1902.

He began the practice of law in Baltimore City and formed the partnership of Mullikin, Marchant and Applegarth, succeeded by the firm of Mullikin and Marchant, of which the late Roland R. Marchant was a partner. He then became the senior partner of the firm of Mullikin and Porter, succeeded by Mullikin, Stockbridge & Waters from which he retired in 1953. Upon retirement, he served as counsel to the law firm of Miles & Stockbridge.

Mr. Mullikin was a member of the Bar Association of the State

of Maryland. He resigned in 1925 to enter the private practice of law with Karl A. M. Scholtz. Mr. Noeth served as Associate Magistrate of the Traffic Court of Baltimore from 1939 until 1947.

He was a member of the American Bar Association, the Maryland State Bar Association, the Baltimore City Bar Association, the American Judicature Society, the Maryland League of Building Associations, the Maryland Council of Insured Savings and Loan Associations, and the United States Building and Loan League.

Mr. Noeth was also a member of the board of directors of the old St. Mary's Industrial School, St. Vincent's Male Orphanage, and the Dolan Aid Society.

He is survived by his widow, Mrs. Henrietta Becker Noeth, whom he married in 1920, a daughter, Mrs. Eugene L. Miles, Jr., and three grandsons, all of Baltimore.

August A. Denhard.

#### ARTHUR R. PADGETT

In our profession there are few of us who labor long and effectively, unostentatiously doing the work we love in a superior manner with little compensation, unrecognized by our fellows, but with keen satisfaction in doing the work well. One such person was Arthur Rankin Padgett, who died on Sunday, October 28, 1956.

Born in Baltimore on July 15, 1885, the son of John R. and Emma A. Padgett, Arthur Rankin Padgett grew up to attend the public schools of his home city and to graduate from the Baltimore City College in the class of 1904. He matriculated at the Johns Hopkins University from which he graduated in 1907. It was while at Hopkins that Arthur Rankin Padgett became not only a well-rounded college man, but an outstanding athlete. He was the quarter-mile track champion and won numerous cups and medals by participating in the quarter-mile event as well as being one of the runners in the mile relay event.

From Hopkins, where he received his Bachelor of Arts degree, Arthur Rankin Padgett's parents sent him to Harvard University. The records of Harvard reveal that he was a good student, a member of the James Bryce Law Club, a participant in school athletics and a recipient of the degree of Bachelor of Laws in 1910. He was admitted to practice by the Court of Appeals of Maryland on January 23, 1911, by the Supreme Bench of this city on the following day and by the United States District Court for this district on January 27th. Shortly thereafter, he was appointed an Assistant United States Attorney under the late, and colorful, John Philip Hill.

In 1912 with a Democratic administration installed in Washington, Mr. Hill resigned. Mr. Padgett was offered the position of United States Attorney but his mother vigorously opposed the move. He bowed to his mother's wishes and refused the post. He later became a partner in the legal

Jean, his father and five brothers and two sisters.

Donald G. Murray.

#### M. LUTHER PITTMAN

Martin Luther Pittman was born at Louisa, N. C., on March 24, 1894. He was the fourth of five children and his father, John Wesley Pittman, died in 1900 and his mother, Pattie Selema Horton, died in 1939. Mr. Pittman graduated from high school, with his brother Kenneth, who is now a practicing attorney in Snow Hill, N. C. In 1915, Mr. Pittman came to Maryland and lived with his mother's brother, Dr. Thomas Horton. For a time he had charge of a post office in Curtis Bay which was located in the rear of a drug store operated by Dr. Horton.

On April 1, 1918, he enlisted in the United States Army at Annapolis, Maryland. I have examined Volume One of the United States Discharge Records and as was expected, the entry therein is that Mr. Pittman was of excellent character and his services honest and faithful. He was a non-commissioned officer originally stationed at Camp Merritt, New Jersey, and served in the Railway Transportation Corps from May 30, 1918 to January 5, 1919. He was honorably discharged at Camp Meade, Maryland, on March 6, 1919.

On April 23, 1919, he began work as a recorder and counter-clerk in what was then the Legal Department of the Superior Court. It is interesting to note, at that time recording of all land records was done by hand with pen and ink and it was not until the following year that typewriters were used for that purpose.

On September 1, 1922, he married Hildegard Wagner and later attended night school at the University of Maryland. He graduated in 1925 and was admitted to the Maryland Bar the same year.

Mr. Pittman was first appointed Clerk of the Court by the Supreme Bench on February 15, 1938, following the death of Stephen C. Little. In November of the same year he was elected for a four year term and won by a majority of 66,986 votes. Judge Eli Frank administered the oath of office. Shortly after the election, numerals showing this number of votes were tacked above the door of his office and are still there. In June of that year Mr. Pittman was presented with a petition signed by 1,028 lawyers endorsing him for Clerk. He stood for election four times and always won by substantial majorities. There was no opposition in the 1954 election.

In October of 1947, Mr. Pittman installed a Photo-Copy and Micro-Film method of recording all papers presented to his office. This resulted in marked economy and all papers were exactly reproduced for the protection of property owners.

Martin M. Valenstein, one of his fellow employees, showed me a Bible Mr. Pittman kept in his desk and on the inside of the cover, Mr. Pittman inscribed the names of

at which employees of his office, members of the Supreme Bench and friends were invited. His last party was exactly one week prior to his death.

In April of 1949, Mr. Pittman had an operation to his throat and because of the loss of his voice, was subsequently assisted by the late Kendall H. Schultz and James F. Carney, now Clerk of the Superior Court, in administering oaths of office to various appointees. He accepted this tragic experience with admirable fortitude and although curtailed in prior activities in addressing women's clubs and many other organizations, was never heard to complain. His hobbies were fishing, gardening and photography. He was a member of the American Legion, B. & O. Post No. 81 and the Maryland Law Enforcement Officers, Inc.

Mr. Pittman was an expert in pleading and practice and never failed to render assistance to lawyers and all who sought his advice. He wrote numerous articles and had the utmost respect of the Bench and Bar.

Mr. Pittman died unexpectedly on December 28, 1956, at his residence, 6220 Mossway. He is survived by his wife, Mrs. Hildegard Pittman, two sons, J. Hollingsworth Pittman, who is now a practicing attorney at Pocomoke City, Maryland; Kenneth A. Pittman, who is a pre-med sophomore at Duke University, a daughter, Mrs. Walter R. Burns, and six grandchildren.

Of Luther Pittman it may be truly said:

None knew him but to love him,  
None named him but to praise.

Poster H. Fanscen.

#### JOSEPH W. SHIRLEY, JR.

Joseph W. Shirley, Jr., was born in Baltimore on March 7, 1905, the son of Joseph W. Shirley and Katherine Davidson Shirley. He was graduated from the Pennsylvania Military College in 1927 and from the Law School of the University of Maryland in 1930. He was admitted to the Bar in Maryland in November, 1930, and commenced the practice of law in Baltimore with the firm composed of Messrs. Albert and John Tolson, with whom he remained until their deaths.

Mr. Shirley early developed an interest in cattle and horses and although somewhat active in the practice of law, his main interests centered around Chartley Farm near Reisterstown. He concentrated on draft horses for show and at one time his stable of Clydesdales was considered one of the finest in the United States.

Mr. Shirley died suddenly on September 5, 1956, at his home near Reisterstown. At the time of his death he was secretary of the Eastern National Livestock Show and was Superintendent of the Draft Horse Department of the Timonium Fair Grounds. He was a kindly, genial person whose

(Continued on Page 5, Columns 1-2)



# Memorial Services For Deceased Members Of Bar Held At Special Meeting Of Supreme Bench

(Continued from Page 3)

friends were legion, and all of whom were devoted to him.

Mr. Shirley is survived by his widow, Elizabeth M. Shirley, one daughter, Katherine S. Chrysler, and two sons, Robert McM. Shirley and H. Davidson Shirley, and a granddaughter, Gail C. Chrysler.

Joseph T. Brennan, II.

## HARRY M. SHOCKETT

Harry Maurice Shockett was born in Baltimore on October 10, 1903, the son of Paul S. Shockett and Esther Shockett. He died on January 25, 1956.

He was a resident of this City and State for practically all of his life. He was graduated from The Baltimore City College and thereafter from the University of Maryland Law School. He entered Law School before he was 18 years of age and graduated therefrom in 1924 before he became 21 years of age so that he was required to wait a period of six months before he could take the Bar examinations and thereafter practice law as his chosen career.

To his friends and associates he was a man of model deportment, was sincere, honest and of complete integrity. He was engaged in the general practice of law but in his later years he participated more actively in real estate and real estate law.

As indicative of the esteem in which he was held by his associates and of his admirable civic habits, he for many years gratuitously served as counsel to the Hebrew Free Loan Association, one of the constituents of the Associated Jewish Charities of Baltimore, Maryland. He was a member of the Cassia Lodge No. 45, A. F. & A. M.

Mr. Shockett is survived by two children, Betsy Shockett, age 21, and Billy Shockett, age 16, both now residents of Miami, Florida, and six sisters, three of whom live in Baltimore.

It may be truly said that he made his presence felt by his kindness and generosity.

Moses Cohen.

## HONORABLE

## ROBERT F. STANTON

Judge Robert F. Stanton died in Baltimore City at age 86 on May 3, 1956. He was born on Christmas Day, 1869, on a farm near Hebbville, Baltimore County, Maryland, the son of Norman L. Stanton and Lizette Rice Stanton. He was one of five children.

In his early boyhood the Stanton family moved to Baltimore City where he attended Public School and the Baltimore City College and the University of Maryland Law School. He was admitted to the Bar in 1891 at age 21, and became an active and successful practicing lawyer until his appointment to the Bench in 1916.

He was a life long Republican, but he knew no politics either on the Bench or later as Police Commissioner of Baltimore. In 1898 he was named counsel to the Board of Supervisors of Elections of Baltimore City and served for two years. During Governor Goldsborough's administration he was appointed Counsel in 1912 to the then Board of Police Commission-

the Bench he maintained a continuing interest in the Baltimore City and State of Maryland and American Bar Associations.

On December 16, 1922, he married Mrs. Mary Wallace Huber, Judge and Mrs. Stanton were fond of travel and made several trips to Europe. They were regular attendants at musical events at the Lyric.

Judge Stanton is survived by his wife, Mary Wallace Stanton, and a brother and a sister.

The passing of Judge Stanton, after several years of physical disability, brings up for review his active life in the civic, religious, judicial and public life of Baltimore and Maryland. As a young practicing attorney he displayed an active mind, unceasing diligence, and a devotion to his client's cause as well as to the highest standards of his profession. While he had no children, he was always interested and devoted in the problems affecting children. His active work with the Orphan Asylum and the Hospital for Crippled Children reflected a kind and beneficent heart. He occupied the Bench with dignity, fairness and fearlessness. He was at times stern in administering the law, but his findings were without fear or favor. His dignified and austere bearing on the Bench, was fortified by his constant study and reading and keeping abreast of legislation, judicial decisions and rules of procedure, and at the same time there was ever present a kindly interest in his fellow man and a tempering of justice with mercy. Judge Stanton was a religious man and carried into the courtroom an earnest concern for religion, morals, character and reverence and respect for the law.

It can well be said that in his almost a third of a century in active public life, he left an imprint on behalf of law and order and helped perpetuate the fine and noble traditions of Maryland's Bench and Bar.

Wendell D. Allen.

## JOHN R. M. STAUM

John R. M. Staum died February 16, 1956, at the age of 83. He had been a life-long member of the Republican party and in 1902, was a member of the House of Delegates from Baltimore City. During the administration of Governor Phillips Lee Goldsborough, he was a Judge of the Peoples' Court of Baltimore City. Mr. Staum was a candidate for election to the Supreme Bench of Baltimore City on several occasions. He also was nominated by the Republican party for the Fourth District Congressional seat, but was defeated by Representative J. Charles Linthicum. Besides his political activity, Mr. Staum's principal interest was gardening and for many years he enjoyed this hobby at his country estate near Catonsville.

Mr. Staum attended private schools and studied at Johns Hopkins University and received his law degree from the University of Maryland in 1898.

Mr. Staum was survived by two daughters, Mrs. F. Edward Torney and Mrs. Louis G. Smith, and a son, John W. Staum.

William S. Wilson, Jr.

## GILBERT J. STERN

Gilbert J. Stern was born in Waynesboro, Pa., on May 19, 1912. His family moved to Baltimore during his childhood and he was educated in the public schools, Baltimore City College and the University of Baltimore Law School. In law school he was selected for the Honor Case and was graduated before he was old enough to take the Bar examination.

After being admitted to the Bar, he engaged in general practice. He was extremely scrupulous and was more interested in the welfare of his clients than in acquiring a large income. He was responsible for effecting many reconciliations between clients who sought divorces.

Mr. Stern was active in civic affairs, his school alumni and neighborhood associations. During the Second World War he participated in Civil Defense work. In recent years he served as den father for his son's cub scout troop and edited their monthly publication. He was a faithful and active member of Har Sinai Congregation.

Gilbert Stern was a man of great sincerity and honor. Those who knew him well loved and respected him. When stricken with an incurable illness at the age of forty-three, he accepted his fate bravely and without complaint. He died after an illness of ten months on November 15, 1956. He was survived by his wife, the former Ethel Baron, a ten year old son, Mark B. Stern, his father Samuel Stern, and a brother Herbert J. Stern.

Edward L. Putzel.

## PAUL B. STEVENS

Paul B. Stevens, assistant to Dr. John H. Fisher, Superintendent of Public Schools, died on December 25, 1956, at the age of 54 years. He was born in Eastport, Maryland, and attended public schools in Annapolis, St. John's Preparatory School, St. John's College and Western Maryland College.

Mr. Stevens joined the Baltimore Public School system in 1926 and since then has devoted all his time to the public school system. He continued his education, however, and studied law at the University of Maryland. He was admitted to the Bar in 1936. He continued his graduate work in education at Johns Hopkins University and Northwestern University.

In his teaching career, he served as Guidance Counselor at City College and as Principal of Patterson Park Night School and City College Night School. He also served as First Vice-President and President of the Maryland State Teachers Association and Vice-President of the National Education Association.

Mr. Stevens is survived by his widow, two daughters, Miss Harriet Stevens and Mrs. Albert B. Bradley, and a son, Paul B. Stevens, Jr.

Herbert F. Kuenne.

## A. MORRIS TYSON

Anthony Morris Tyson, the elder of the two sons of Marshall Tyson and Catherine Ellen Smith Tyson, was born in Philadelphia, Pennsylvania, on July 17, 1866. Of distinguished ancestry, his forbears were prominent in the early colonial history of the nation and through its subsequent national development. On his paternal side, he was a lineal descendant of Anthony Morris, born in London, England, on August 23, 1654, who came to America in 1682 and settled in Philadelphia, Pennsylvania in 1685 and where

try Act of 1798. His practice brought about his appearance in the State Courts, both *nisi prius* and appellate, and he was admitted to practice before the Court of Appeals of the Fourth Federal Circuit and the Supreme Court of the United States. At the time of his death, he held memberships in the Baltimore, Maryland and American Bar Associations.

During World War I, he participated actively in the administration of the Selective Service Law, freely giving much of his time and energy in the equitable solution of the complexities which it presented.

Of exceptional interest to the younger members of the Bar were his reminiscent accounts of the practice of law in Baltimore during the decade following his admission to the Bar and the early years of the present century. His knowledge of the then members of the Judiciary, the then practicing attorneys and their later progress, the old Court House, the far-from-modern law offices and comparative methods of practice and procedure was most revealing.

Of vital moment to him was participation in affairs beyond the curtilage of his profession.

A member of Christ Protestant Episcopal Church, Baltimore, he served on its Vestry continuously from March 28, 1929, until April 19, 1954, when he was elected an Honorary Vestryman. Under the aegis of Christ Church for a number of years was the Home for the Friendless. He was ever zealous in the furtherance of the work of this organization. For many years, and at the time of his death, he was a member of the Library Committee of the Diocese of Maryland.

His zeal for Harvard University continued through the years. Whenever possible he attended reunions of his class and in 1950 was present at its Sixtieth Reunion. He was president of the Harvard Clubs of Maryland during the years 1924 through 1927.

Becoming a member of the University Club, Baltimore, just five years after its founding in 1887, he was its Secretary from 1930 through 1938 and its Vice-President from 1939 through 1945.

In 1893, he was elected to membership in the Society of Colonial Wars in the State of Maryland, in which he held successively, the offices of Secretary, Governor and Deputy Governor, the last office resulting in membership on the National Council of the Society.

The Maryland Historical Society, of which he became a member in 1895, and its objectives ever held a strong appeal to him. He was a valued member of its Library Committee and directed that at his death books, papers, records and manuscripts of rare value be turned over to the Society, in addition to a substantial testamentary gift.

Other memberships included the Bachelors Cotillon, the Sons of the Revolution, the Churchman's Club, the Maryland Academy of Sciences, the National Geographic Society, and the Society for the Preservation of Maryland Antiquities.

Deeply alive to the needs of the social structure, he contributed consistently and generously to institutions and organizations, civic, educational and charitable, having as their objective the improvement and betterment of his fellow-man.

Though modest and somewhat retiring in his temperament, A. Morris Tyson was a joy to those whose privilege it was to share in his friendship. Well read with a resultant and singularly accurate knowledge of literature and his

and died on November 14, 1956. He received his early education in the public schools of Baltimore City and was graduated from Baltimore City College in 1922. He received his law degree from the University of Maryland with the class of 1927 and was admitted to the Bar in 1928. He was admitted to practice in the United States District Court in the year 1929.

Mr. Vickers specialized in the Law of Real Property and Titles to Real Estate.

A member of the Wesley Memorial Methodist Church, Mr. Vickers was one of its Trustees and its Attorney.

He was a member of The Delta Theta Phi Law Fraternity "Taney Senate" and a member of Baltimore Lodge No. 210 of the Masonic Order.

He was always ready and willing to lend his assistance to anybody at any time and had many friends amongst the lawyers and laymen of this City.

For a number of years Mr. Vickers suffered from Parkinson's Disease and this eventually caused his death on November 14, 1956. He left surviving his wife Mrs. Marguerite FitzGerald Vickers.

William H. Schaefer.

## JOSEPH WASE

Joseph Wase died on June 9, 1956. His life was one that could be well used as an example for aspiring attorneys.

He was born in Russia in 1900. His father was a Hebrew teacher. He emigrated to the United States at the age of eleven and completed his public school education when he was in the sixth grade in Philadelphia. He learned English rapidly and he continued his Hebrew studies at Graetz College in Philadelphia. At the age of fourteen, he quit school and went to work as a bundle carrier of clothing from one factory to another. While so working he took night courses at Browns Preparatory School and Drexel Engineering School in Philadelphia. During all this time, he became interested in music and he was able to play the piano as well as sing. He soon organized a Jewish Choral Society.

He later came to Baltimore where he obtained employment as a bookkeeper, and began study of law at night at the University of Maryland. While at law school he exhibited those qualities for which he was later to be admired by his fellow members at the Bar. In his Bar examination he obtained the highest mark in his class.

In the practice of law he was generous in giving his time to advising young attorneys and his clients became his friends as well as his clients.

He had broad vision and wide scope of thought and held the respect of those fellow members of the Bar who had any matters with him.

Mr. Wase had respect for the dignity of man and was always ready to assist the down-trodden. He had the uncanny knack of being able to get along well with all types of people. He was at one time Vice President of The Mercantile Club of Baltimore and was a former member of the Board of Trustees of the Har Sinai Congregation of Baltimore which he diligently served in several capacities as a member of the Religious School Board and a former Chairman of the Program Committee, the Choir and the Ritual Committee.

He was a kindly and devoted husband and father. He left surviving him his wife, Mollie Wase, a daughter, Mrs. Nancy Davidoff

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**PROPERTY SALES**

First Insertion

Milton Leavitt, Solicitor,  
511 North Charles Street.

**TRUSTEE'S SALE**

OF

**VALUABLE LEASEHOLD PROPERTY**

**1124 FORREST STREET**

By virtue of a decree of the Circuit Court No. 2 of Baltimore City (66C-43), the undersigned, Trustee, will sell at public auction, on the premises, on **TUESDAY, APRIL 2, 1957,**

**AT 3 O'CLOCK P. M.**  
ALL THAT LOT OF GROUND AND THE IMPROVEMENTS thereon, situated in Baltimore City and described as follows:

Beginning for the same on the westernmost side of Forrest street formerly Forrest Place at the distance of 193 feet 10 1/2 inches northerly from the northwest intersection of Forrest street and Chase street and at the center of the partition wall there being and running thence northerly on the westernmost side of Forrest street 14 feet 6 inches to the center of the partition wall there being thence westerly through the center of the last mentioned partition wall and continuing the same course 69 feet 7 inches to the east side of an alley 10 feet wide there situate and thence southerly bounding on the east side of said alley with the use thereof and of the alley with which it communicates in common with others 14 feet 4 1/2 inches and thence easterly through the center of the partition wall first mentioned in this description 70 feet 9 inches to the place of beginning. Improvements thereon being known as No. 1124 Forrest street.

Subject to an annual ground rent of \$96 and improved by a BRICK DWELLING.

Terms of Sale: One-third cash, balance in six and twelve months, or all cash, as the purchaser may elect at the time of sale; credit payments to bear interest from the day of sale and to be secured to the satisfaction of the undersigned Trustee.

All expenses, including special paving tax, if any, to be adjusted to day of sale.

A deposit of \$500 will be required of the purchaser at the time and place of sale; balance of purchase money to bear interest from day of sale.

MILTON LEAVITT, Trustee.

## ALEX COOPER, Auct.

mh11,18,26,ap1,2

Eugene Hettleman, Solicitor,  
5 Gullford Avenue.

**TRUSTEE'S SALE OF VALUABLE LEASEHOLD PROPERTY**

**NO. 1616 NORTH CHAPEL STREET**

By virtue of a decree of the Circuit Court of Baltimore City (97C-06), the undersigned, Trustee, will sell at public auction, on the premises, on

**TUESDAY, APRIL 2, 1957,**  
**AT 2 O'CLOCK P. M.**

ALL THAT LOT OF GROUND AND THE IMPROVEMENTS thereon situated in Baltimore City, and described as follows:

Beginning for the same on the west side of Chapel street 129 feet 10 inches south of Lavale street thence southerly binding on the west side of Chapel street 11 feet 11 inches thence extending westerly of even width and through the centers of the partition walls there situate for a depth of 56 feet to the east side of a 10-foot alley. Known as 1616 N. Chapel street.

Subject to an annual ground rent of \$48 and improved by a BRICK DWELLING.

Terms of Sale: One-third cash, balance in six and twelve months, or all cash, as the purchaser may elect at the time of sale; credit payments to bear interest from the day of sale and to be secured to the satisfaction of the undersigned Trustee.

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**PROPERTY SALES**

First Insertion

William S. Wilson, Jr., Solicitor,  
Court Square Building.

**TRUSTEE'S SALE**

OF

**VALUABLE LEASEHOLD PROPERTY**

**625 N. APPLETON ST.**

By virtue of a decree of the Circuit Court of Baltimore City (97C-48), the undersigned, Trustee, will sell at public auction, on the premises, on

**WEDNESDAY, APRIL 3, 1957,**  
**AT 3 O'CLOCK P. M.**

ALL THAT LOT OF GROUND AND THE IMPROVEMENTS thereon, situated in Baltimore City and described as follows:

Beginning for the same on the east side of Appleton street at a point distant ninety-five feet southerly from the southeast corner of Harlem avenue and Appleton street on the south side of a ten-foot alley and thence southerly on the east side of Appleton street fourteen feet nine inches thence easterly parallel with Harlem avenue eighty-six feet and six inches to the west side of a ten-foot alley thence northerly along the west side of said alley fourteen feet nine inches to the south side of another parallel with Harlem avenue and along the south side of said last mentioned alley eighty-six feet six inches to the place of beginning. The improvements thereon being known as No. 625 North Appleton street.

Subject to an annual ground rent of \$70 and improved by a TWO-STORY BRICK DWELLING.

Terms of Sale: Cash. A deposit of \$500 will be required at time of sale, balance in cash upon final ratification of sale by the Circuit Court of Baltimore City; interest to be paid on unpaid purchase money from date of sale to date of settlement. Taxes, water rent, ground rent, and all other public charges, including special paving taxes, if any, to be adjusted to date of sale.

WILLIAM S. WILSON, JR., Trustee.



In his early boyhood the Stanton family moved to Baltimore City where he attended Public School and the Baltimore City College and the University of Maryland Law School. He was admitted to the Bar in 1891 at age 21, and became an active and successful practicing lawyer until his appointment to the Bench in 1916.

He was a life long Republican, but he knew no politics either on the Bench or later as Police Commissioner of Baltimore. In 1898 he was named counsel to the Board of Supervisors of Elections of Baltimore City and served for two years. During Governor Goldsborough's administration he was appointed Counsel in 1912 to the then Board of Police Commissioners.

Governor Goldsborough appointed him to a vacancy on the Supreme Bench of Baltimore City in January, 1916, and in the following year 1917, he was elected to the Bench for a fifteen year term which expired in 1932, when Governor Ritchie appointed him to serve until the 1934 election, when he was re-elected to the Bench for another fifteen year term.

In 1938, when Judge Stanton was almost 69 years of age, Governor Nice persuaded him to accept appointment as Police Commissioner of Baltimore City, at a critical time when able leadership was needed in the Department. He served with distinction as Police Commissioner nearly five years when at age 73 he retired to private life on June 1, 1943.

On his retirement as Police Commissioner in 1943, the Sun editorially stated that Baltimore owes a great debt to Judge Stanton who retired to private life after serving nearly five years as Police Commissioner, following his prior service of twenty-two years on the Supreme Bench of Baltimore, where he had established a reputation for unbending, even rigid, adherence to the highest standards of public integrity, that his knowledge of men and their weaknesses and strengths was almost unlimited, that he could detect both uprightness and moral laxness at a far greater distance than most men, that his energy is as great as ever and his enthusiasm for living is undiminished.

In his private life Judge Stanton had varied interests. As a boy he was an ardent baseball player and remained a fervent admirer of the Baltimore Orioles. He gave up golf in middle life, following an operation. He was a member of the Board of Trustees of Grace Church which later merged with the Roland Park Methodist Church. He was a former president of the Maryland State Bar Association, and a former president of the Board of Trustees of the Baltimore Orphan Asylum, and a member of the Board of Kernal Hospital for Crippled Children. He was a member of the Society of Colonial Wars and of the Sons of the Revolution and of the Maryland Historical Society. While on

several occasions. He also was nominated by the Republican party for the Fourth District Congressional seat, but was defeated by Representative J. Charles Linthicum. Besides his political activity, Mr. Staum's principal interest was gardening and for many years he enjoyed this hobby at his country estate near Catonsville.

Mr. Staum attended private schools and studied at Johns Hopkins University and received his law degree from the University of Maryland in 1898.

Mr. Staum was survived by two daughters, Mrs. F. Edward Torrey and Mrs. Louis G. Smith, and a son, John W. Staum.

William S. Wilson, Jr.

#### MEYER STEINBERG

Meyer Steinberg, son of Israel and Ray Steinberg, was born in Baltimore City, December 28, 1894.

He received his elementary education in the Public Schools of Baltimore City. His primary education was received in old school No. 95, and because of his advanced ability, Meyer Steinberg was selected to enter School No. 49, a preparatory school for high school and college education. He entered the Baltimore City College and graduated with the class of 1912. During his term at City College, he was a member of the Athletic Association, Sophomore Relay Team and the Freshman Baseball Team.

He entered the Law School of the University of Maryland and received his L.L.B. degree in 1915.

Meyer Steinberg gave unstintingly of his time in behalf of many worthy activities in the City of Baltimore. He was selected to serve as chairman of many important committees and received commendation on a number of occasions for the excellent accomplishments of committees serving under his direction. He had leadership qualities and the knack of having men work with him in a most cooperative manner. He was respected and admired by all persons who came in contact with him.

Mr. Steinberg was a member of the Amicable Lodge No. 24, A. F. & A. M., Mercantile Club of Baltimore, Zionist Organization of America, Alumni Association of the University of Maryland, Maryland Bar and Baltimore Bar Associations, and Shearith Israel Synagogue.

Meyer Steinberg departed this life on December 7, 1956, and was survived by Beatrice Steinberg, his widow, Ray Steinberg, his mother, Frances Ross, Ida H. Baker and Paulyn C. Siegel, his sisters, and Ellsworth H. Steinberg, a brother. Mr. Ellsworth Steinberg is a member of the Baltimore Bar and was associated with his late brother, Meyer Steinberg, in the practice of law in Baltimore City.

And thy righteousness shall go before thee, the glory of the Lord shall be thy reward.

(Pirke-Eliezer).  
Reuben Caplan.

Supreme Bench of Baltimore City on several occasions. He also was nominated by the Republican party for the Fourth District Congressional seat, but was defeated by Representative J. Charles Linthicum. Besides his political activity, Mr. Staum's principal interest was gardening and for many years he enjoyed this hobby at his country estate near Catonsville.

Herbert F. Kuenne.

#### A. MORRIS TYSON

Anthony Morris Tyson, the elder of the two sons of Marshall Tyson and Catherine Ellen Smith Tyson, was born in Philadelphia, Pennsylvania, on July 17, 1866. Of distinguished ancestry, his forbears were prominent in the early colonial history of the nation and through its subsequent national development. On his paternal side, he was a lineal descendant of Anthony Morris, born in London, England, on August 23, 1654, who came to America in 1682 and settled in Philadelphia, Pennsylvania in 1685, and whose name has been brought forward through successive years, "Anthony Morris" Tyson, being one of the ninth generation to bear the name. His background on his maternal side was similarly illustrious, his grandfather, Matthew Smith, having been born at Brantly, Northumberland, England in 1779.

In his early childhood, his family moved from Philadelphia to Boston, Massachusetts, where they resided for a number of years at 65 Chancery Street. His preparatory education was had at the Roxbury Latin School, after which he entered Harvard University in 1886. There he became a member of the Harvard Chapter of the Delta Upsilon Fraternity. Several years later, coming to Baltimore to live, he entered the Law School of the University of Maryland, from which he received the degree of Bachelor of Laws in 1891. He then became associated in the practice of law with the late Mr. Joseph Packard and the late Major Richard M. Venable, each a veteran of the Confederate Army. His association with the former continued until Mr. Packard's death on November 24, 1923. Thereafter, he practiced individually.

On June 13, 1910, he married Mr. Packard's daughter, Miss Laura Lee Packard, the ceremony being performed by Mrs. Tyson's uncle, the Reverend Thomas J. Packard, in the Eccleston Chapel of Emmanuel Church, Baltimore, Maryland. A few years later, in 1914, one of the pioneers in the northward move of residential Baltimore, he built his home at 206 Chancery Road in the Guilford Development. Mrs. Tyson died on October 4, 1925. There were no children.

As an attorney, A. Morris Tyson had a profound knowledge of the law. A close student of his profession, his clients could ever have the assurance that every facet of any problem presented to him had been fully explored and that any conclusion reached by him was not only legally sound but also the result of applied wisdom. His practice was a conservative one. He was especially well versed in testamentary, equity and probate law, as well as the law of real property. He was a recognized authority on Ecclesiastical Law in Maryland and the Maryland Ves-

Other memberships included the Bachelors Cotillon, the Sons of the Revolution, the Churchman's Club, the Maryland Academy of Sciences, the National Geographic Society, and the Society for the Preservation of Maryland Antiquities.

Deeply alive to the needs of the social structure, he contributed consistently and generously to institutions and organizations, civic, educational and charitable, having as their objective the improvement and betterment of his fellow-man.

Though modest and somewhat retiring in his temperament, A. Morris Tyson was a joy to those whose privilege it was to share in his friendship. Well read with a resultant and singularly accurate knowledge of literature and history, having traveled in Europe and withal abreast of his times and tolerant of changing conditions, political and social, an informal afternoon or evening spent with him, interspersed as it often would be with apt quotations from the works with which he was familiar, was bound to be both congenial and enlightening.

Yet, his close application to his profession and the intellectual trend of his thoughts were far from all absorbing. They were well balanced by his enthusiasm for outdoor life. The days which he spent in hunting and fishing were exhilarating ones for him. In his earlier years he was perhaps one of Baltimore's most graceful skaters, and his was a familiar figure on Lake Roland when the ice was strong. His interest in skating continued through the years, and he indulged in this sport actively until he reached seventy years of age. He followed closely football (especially Harvard) and baseball, particularly after the advent of television.

A joint ownership of a farm in Calvert County, Maryland, was a source of genuine pleasure to him. Sojourns there, where he could not only envision teeming hogsheads of Southern Maryland tobacco, but also, from the Calvert Cliffs, gaze upon the broad reaches of the Chesapeake Bay, were ever a delight to him.

A patrician in thought, word and deed, A. Morris Tyson died at his home, 206 Chancery Road, on June 30, 1956, after a long and exemplary life (he would have attained ninety years of age on July 17, 1956) in which he was held in affectionate regard by his relatives, friends and associates. His brother, Matthew Smith Tyson, had pre-deceased him (January 11, 1913). He left surviving him no relatives closer than second cousins. In the Book of Micah, Chapter 6, verse 8, it is said: "What doth the Lord require of thee, but to do justly, and to love mercy and to walk humbly with thy God?" Truly, A. Morris Tyson, as he traversed the paths of life, met this requirement.

Edward D. Martin.

#### POWELL VICKERS

Mr. Vickers was born in Baltimore City on February 13, 1905.

Mr. Wase had for the dignity of man and was always ready to assist the down-trodden. He had the uncanny knack of being able to get along well with all types of people. He was at one time Vice President of The Mercantile Club of Baltimore and was a former member of the Board of Trustees of the Har Sinai Congregation of Baltimore which he diligently served in several capacities as a member of the Religious School Board and a former Chairman of the Program Committee, the Choir and the Ritual Committee.

He was a kindly and devoted husband and father. He left surviving him his wife, Mollie Wase, a daughter, Mrs. Nancy Davidoff, a son, Gordon Wase, one brother and two sisters.

Moses Cohen,  
Harold I. Witman.

#### HOWARD J. WHELAN

Howard J. Whelan died on March 13, 1956, at the age of 65. He was educated at St. John's Parochial School, Baltimore Polytechnic Institute and studied law at La Salle Extension University.

Mr. Whelan was a patent attorney and was active in many religious and civic enterprises. He was a fourth degree Knight of Columbus and had been president of his parish Holy Name Society. He was also a member of the Ancient Order of Hibernians and the Ancient and Honorable Mechanical Company of Baltimore.

Mr. Whelan had wide interest in music and was, at one time, the bandmaster of the "Dandy Fifth" Regiment Band.

At the time of his death, he was chairman of Draft Board No. 9 and a member of the Housing Bureau Advisory Council. He is survived by his widow, Mrs. Marie A. Whelan; two sons, Howard J. and James J. Whelan; and nine grandchildren.

William S. Wilson, Jr.

#### Economic Highlights

(Continued from Page 4)

amounts cuts can be made. An additional point should be made. Concern over the budget is not limited to dollars-and-cents problems of the moment alone. One fear was expressed by Mr. Humphrey in these words: "If we retain our present high tax rates over a sufficiently long period of time, we won't be able to maintain the activities necessary to provide jobs for our people." Another fear is based on the hard fact that this enormous spending is projected for a period of extremely high business activity and record employment. Obviously, any decline in business and employment, with the depressing effect that would have on tax revenues, could knock current plans, prospects and fiscal policies into a cocked hat.

TUESDAY, APRIL 2, 1957.

AT 2 O'CLOCK P. M.  
ALL THAT LOT OF GROUND AND THE IMPROVEMENTS thereon situate in Baltimore City, and described as follows:

Beginning for the same on the west side of Chapel street 129 feet 10 inches south of Lanvale street thence southerly binding on the west side of Chapel street 11 feet 11 inches thence extending westerly of even width and through the centers of the partition walls there situate for a depth of 56 feet to the east side of a 10-foot alley. Known as 1616 N. Chapel street.

Subject to an annual ground rent of \$48 and improved by a BRICK DWELLING.

Terms of Sale: One-third cash, balance in six and twelve months, or all cash, as the purchaser may elect at the time of sale; credit payments to bear interest from the day of sale and to be secured to the satisfaction of the undersigned Trustee.

All expenses, including special paving tax, if any, to be adjusted to day of sale.

A deposit of \$400 will be required of the purchaser at the time and place of sale; balance of purchase money to bear interest from day of sale.

EUGENE HETTMERMAN,  
Trustee.

MICHAEL FOX, Auct.  
mh11,18,26,ap1,2

mh11,18,26,ap1,2

## BONDS Required In Legal Proceedings

TONGUE, BROOKS & COMPANY

General Agents

MARYLAND CASUALTY COMPANY

213 ST. PAUL PLACE

Saratoga 7-7172

JOSEPH F. HOWELL  
Manager Bonding Department

EDWARD ANNEEN  
Court Representative

# ZIPPERS

Wherever They Are Used

REPAIRED

OR

REPLACED

While You Wait

Or While You Shop

LUGGAGE REPAIRED

AT ALL CENTURY SHOE REPAIRING SHOPS

110 EAST BALTIMORE STREET

Near St. Paul

LE xington 9-3526

270 PARK AVENUE  
Near Lexington

138 W. FAYETTE STREET  
Near Liberty

101 N. LIBERTY STREET  
Corner Fayette

February 14, 1957

A luncheon meeting of the Supreme Bench was held this day, and all members except Chief Judge Niles and Judge Cullen were present.

In the absence of Chief Judge Niles, who was required to be in Annapolis on official business, Judge Tucker presided at the meeting.

The minutes of the luncheon meeting of February 7, 1957, were read and approved. Also, the minutes of the Special meeting of February 8, 1957, for conducting memorial services for deceased members of the bar, were read and, after several corrections, were approved.

There was submitted to the meeting a proposed form of rule prepared by Judge Sodaro. This rule relates to the furnishing of free transcripts of proceedings to indigent defendants seeking appellate review of criminal cases. There was a brief discussion of the rule, but action thereon was deferred until the next luncheon meeting.

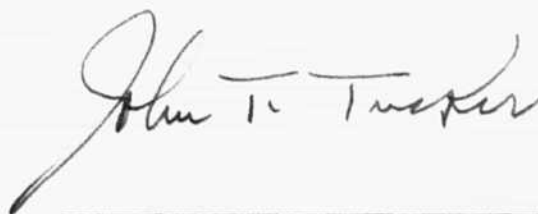
Judge Manley presented a report of the Assignment Committee in which the committee recommended the appointment of Edward J. Champness as head clerk in the office of the Central Assignment Bureau to fill the vacancy caused by the appointment of James V. Campbell to the position of Deputy Assignment Commissioner. As stated in the report the salary of Mr. Champness will be \$3660 a year. Also, as stated in the report, Mr. Champness is now receiving a retirement pension from the Police Department of Baltimore City after having served 19 years as a member of that department, and there was raised at the meeting a question as to whether he would be able to retain this pension and also receive the salary as head clerk of the Central Assignment Bureau. Judge Manley stated that he would confer with the proper authorities and obtain definite



information on this question. On motion, duly seconded, and unanimously carried, the appointment of Mr. Champness to the aforesaid office of head clerk was approved on condition that his pension from the police department will not be affected by his holding that office, and subject to the usual check on police record. The report of the Assignment Committee is attached to these minutes.

Judge Tucker presented to the meeting the motion of William H. Jackson, a convicted defendant in the Criminal Court of Baltimore, for a new trial, and that he be furnished with a transcript of the proceedings at the expense of the state on the ground that he is a pauper and without financial means to pay for such transcript. Jackson also requested that he be permitted to argue his own motion since he did not have the financial means to employ an attorney for that purpose. After brief discussion, it was decided to defer action on this matter until the next luncheon meeting.

Upon motion duly seconded and carried the meeting was ajourned.



---

John T. Tucker  
Secretary

Read and Approved

February 21 , 1957.

Supreme Bench  
of  
Baltimore City

MICHAEL J. MANLEY  
JUDGE

BALTIMORE 2, MARYLAND

February 14, 1957

TO THE CHIEF JUDGE AND ASSOCIATE  
JUDGES OF THE SUPREME BENCH OF  
BALTIMORE CITY:

The Assignment Committee recommends the appointment of Mr. Edward J. Champness as Head Clerk in the office of the Central Assignment Bureau to fill the vacancy caused by the appointment of Mr. James V. Campbell to the position of Deputy Assignment Commissioner. Mr. Champness is 49 years old. He is married and resides with his wife at 3307 Ramona Avenue, Baltimore-13, Md. He also has a home at the south-east corner of Greenbank and Patapsco Roads, Oliver Beach, Baltimore-20, Maryland.

He is a graduate of Baltimore City College, Commercial Course, June 1926. He is at present employed by Piper and Marbury as Docket Clerk. In June 1956, he received a retirement pension from the Police Department of Baltimore City after having served 19 years as a member of the Police Department. He spent 10 years of that time in the Accident Investigation Division, and then 5 years in administrative office duties and secretarial work under Inspector Bernard J. Schmidt. The last 4 years of his service in the Police Department was as a Sergeant in charge of the Parking Control Unit of the Traffic Division, and as liaison officer handling complaints received by the Division.

Mr. Champness has a pleasing personality. Mr. Griffith recommends him for this appointment. His salary as Head Clerk will be \$3660.00 a year, which is approximately \$1000.00 a year more than his earnings in his present position.

Very respectfully,

ASSIGNMENT COMMITTEE

*S. Ralph Warnken*  
S. Ralph Warnken

*Joseph Allen*  
Joseph Allen

*Michael J. Manley*  
Michael J. Manley, Chairman

February 14, 1957

No Police Record

*A. P. Heubelt*

in the House of Delegates by Mr. Bacharach, of the Baltimore City delegation relating to increase in salary of the Trust Clerk of the Supreme Bench. After discussion, Judge Manley was authorized to inform Mr. Howard B. Matthews, Trust Clerk, that the Judges had no objection to the proposed raise, but they believed that the bill should be amended to provide for appointment of a Deputy Trust Clerk by the Supreme Bench instead of appointment by the Trust Clerk to be approved by the Supreme Bench.

The Chief Judge stated that he had received an authenticated copy of a resolution of the House of Delegates on the death of Judge Herman M. Moser. The resolution and also copy of Judge Niles letter of acknowledgement to Mr. John C. Lubber, Speaker of the House of Delegates, are attached to these minutes.

The Chief Judge presented a letter to him from Frederick J. Singley, Jr., advising that Mr. H. Paul Rome, President of the Bar Association of Baltimore City, had appointed a committee on Liaison with the Supreme Bench-Equity Courts. The members of the committee including Mr. Singley, Chairman, were set forth in this letter, which is hereto attached.

Judge Niles reported that he had received from Mr. Beck, City Auditor, a report on an audit of expenses of Grand and Petty Jurors and Criminal Court miscellaneous expenses for 1955.

It was moved and seconded that the request of William H. Jackson, who was convicted in the Criminal Court of Baltimore, that he be furnished with a transcript of the trial proceedings in his case at the expense of the State be refused. This motion was carried by a majority vote.

The proposed rules prepared by Judge Sodaro, relating to the furnishing of transcript of proceedings to indigent defendants seeking appellate <sup>the</sup> review in criminal cases was referred to the Rules Committee



of the Supreme Bench for recommendations.

Upon motion seconded and carried the meeting was adjourned.



---

John T. Tucker  
Secretary

Read and Approved

~~February~~  
~~March~~ 28, 1957.



HENRY J. RIPPERGER, CLERK

## CIRCUIT COURT OF BALTIMORE CITY

BALTIMORE-2, MD.

February 19, 1957

Hon. Emory H. Niles, Chief Judge  
Supreme Bench of Baltimore City  
Court House  
Baltimore, 2, Maryland.

Dear Judge Niles:

Subject to the approval of your Honorable Bench, I beg to advise you that I have appointed Lois Helen Mueller, 3730 E. Lombard Street, Baltimore, 24, Maryland, a deputy in this office, in the place of Zedith T. Kahler, who resigned.

Kindly notify me when the appointment is approved.

Very truly yours,




Clerk

HJR:HBM

February 21, 1957

No. Police Record



February 14, 1957

Hon. John C. Luber,  
Speaker of the House of Delegates,  
Annapolis, Maryland.

My dear Mr. Luber:

Will you please accept, on behalf of the Supreme Bench,  
my thanks for your having sent me the executed copy of House  
Resolution No. 15, introduced by Messrs. Cardin and Mandel,  
with respect to the late Judge Herman M. Moser?

I think it is unnecessary to tell you that this action  
is greatly appreciated by the other judges as well as myself.

Sincerely yours,

EHN/jp

Copies to

Hon. Maurice Cardin.  
Hon. Marvin Mandel.



HOUSE RESOLUTION NO. 15

By Messrs. Cardin and Mandel

House Resolution expressing the regrets of the House of Delegates over the passing of Judge Herman M. Moser.

The members of the House of Delegates of Maryland learned with deep regret of the passing of Judge Herman M. Moser, a member of the Supreme Bench of Baltimore City since 1944.

Judge Moser, although passing at an untimely age, had a long and distinguished career at the Bar and on the Bench in Maryland. He began the practice of law at the age of twenty-one years and two years later became an Assistant State's Attorney in Baltimore City under Herbert R. O'Connor. He held that post for five years, and at later times served also as People's Counsel to the Public Service Commission and as Police Commissioner of the State of Maryland.

His service as a jurist began in 1944 when he was appointed to the Supreme Bench of Baltimore City. He combined in that work a knowledge of the law and ability for quick and incisive rulings, a quiet sense of humor, and a dignity which gave force and respect to his work.

Judge Moser also contributed in strong measure to the Youth Court and to the Family Court, two recent innovations within the Supreme Bench designed to improve the judicial processes for these particular groups of citizens.

He was an outstanding and able public official and the members of the House of Delegates of Maryland acknowledge with deep respect the immeasurable contribution made by him in Baltimore City and throughout the entire State of Maryland; now, therefore be it

*Resolved by the House of Delegates of Maryland, That the deepest sorrow and regret of this body be expressed over the untimely passing of Judge Herman M. Moser, a member of the Supreme Bench of Baltimore City; and be it further*

*Resolved, That the Chief Clerk of the House of Delegates be instructed to send copies of this Resolution to the family of the late Judge Moser and to the Chief Judge of the Supreme Bench of Baltimore City.*

By the House of Delegates, January 22, 1957.

Read and adopted.

By order, George W. Owings, Jr., Chief Clerk.

*John C. Luber*  
Speaker of the House of Delegates.

*George W. Owings, Jr.*  
Chief Clerk of the House of Delegates.

February 11, 1957

Frederick J. Singley, Jr., Esq.,  
806 Maryland Trust Building,  
Baltimore 2, Maryland.

Dear Fred:

Thank you for your letter of February 8.

I am glad to note that you are chairman of the Liaison Committee for the Equity Courts, and suggest that the most important persons for you to talk to are Judge Harlan who is sitting in the Circuit Court, and Judge Manley who is chairman of the Trust Committee of the Bench. As you know, Judge Oppenheimer is sitting in the Family Court and is also chairman of the Family Court Committee. The exact line of distinction between the Equity Court and the Family Court has been worked out to the last detail, and you may want to do some work on that.

I am sending copies of this letter to the Judges mentioned above.

Sincerely yours,

BHN/jp

Copies to

Hon. Edwin Harlan.  
Hon. Michael J. Manley.  
Hon. Reuben Oppenheimer.



FREDERICK J. SINGLEY, JR.  
 THOMAS N. COPENHAVER  
 JAMES P. WALSH  
 HERBERT F. KUENNE  
 J. ROYALL TIPPETT, JR.  
 WALTER E. BLACK, JR.  
 DANIEL H. HONEMANN

HINKLEY AND SINGLEY  
 ATTORNEYS AND COUNSELLORS AT LAW  
 806 MARYLAND TRUST BUILDING  
 BALTIMORE 2, MARYLAND

JOHN HINKLEY  
 1886-1940  
 FREDERICK J. SINGLEY  
 1900-1950  
 TELEPHONE  
 PLAZA 2-7943

February 8, 1957

Hon. Emory H. Niles  
 Court House  
 Baltimore 2, Maryland

Dear Judge Niles:

Mr. H. Paul Rome, President of the Bar Association of Baltimore City, has advised me that I have been designated as Chairman of the Bar Association's Committee on Liaison with the Supreme Bench--Equity Courts. The other members of the Committee are:

Maurice M. Bassan, Esq.  
 James K. Cullen, Jr., Esq.  
 Melvin L. Fine, Esq.  
 John H. Herold, Esq.  
 Joseph S. Knapp, Jr., Esq.  
 Lloyd G. McAllister, Esq.  
 Standley L. Richardson, Esq.  
 Henry L. Rogers, Esq.

I was a member of this Committee last year and during that time I had an opportunity to meet several times with Judge Oppenheimer, who had been designated as the member of the Supreme Bench primarily responsible for the conduct of the Equity Courts.

My purpose in writing this letter is to advise you of the appointment of the Committee and to say that the members of the Committee and I will be available at any time when it is thought that we can be of service.

Sincerely yours,

  
 Frederick J. Singley, Jr.

FJS, Jr/ky

AND PSYCHIATRIC SOCIETY


February 11, 1957

Judge Emory Niles  
Court House  
Baltimore 2, Maryland

Dear Judge Niles:

At a recent meeting of the Maryland Psychiatric Society, Dr. Harry M. Murdock, President, appointed a committee to study and recommend an appropriate fee level for consultation services at the Patuxent Institute. The Chairman of the committee is Dr. Klaus W. Berblinger. Also serving on the committee shall be Dr. Manfred S. Guttmacher and Dr. Roger S. Waterman. You may expect to hear from them in the very near future.

Sincerely yours,



Leonard J. Gallant, M.D.  
Sec'y. Maryland Psychiatric  
Society

LJG:tbk

CC- Dr. Murdock  
Dr. Berblinger  
Dr. Guttmacher  
Dr. Waterman

February 28, 1957

A luncheon meeting of the Supreme Bench was held this day, and all members were present. Minutes of the meeting of February 21, 1957, were read and approved.

Chief Judge Niles presented a letter from Mr. Ripperger, Clerk of the Circuit Court of Baltimore City, recommending the appointment of Norbert W. Petr as an Assistant in his office. Upon motions duly seconded and carried this appointment was approved subject to the usual check on police record.

Judge Manley reported that he had talked to Mr. Howard E. Matthews, Trust Clerk, relating to the bill now before the Legislature relating to the salary of the Trust Clerk and appointment of a Deputy Trust Clerk, as set forth in the minutes of the meeting of the Supreme Bench on February 21, 1957. Judge Manley reported that Mr. Matthews promised to speak to Mr. Bacharach, member of the House of Delegates, who introduced the bill, and ask him to have the bill amended as set forth in the aforesaid minutes.

The situation of Mr. James T. Mannion, Court Bailiff, was discussed, and Judge Allen was requested to acquire a medical report and any other pertinent facts so that the Supreme Bench might take appropriate action in the matter.

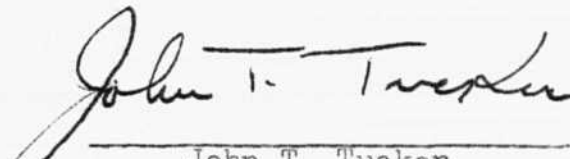
Chief Judge Niles presented a letter from Doctor Leonard J. Gallant, Secretary of the Maryland Psychiatric Society, as to fees for consultation and court appearances in Patuxent Institution cases. This letter is attached to these minutes. It was the sense of the Supreme Bench that the recommended scale of fees was fair and reasonable, subject to the discretion of the trial Judge.

The Chief Judge presented a letter to him from Judge Harlan report-

ing the result of his and Judge Byrnes' investigation re: cost of installing an inter-communication system between Judges and bailiffs in rooms connecting the various court rooms. Upon motion, duly seconded and carried, the plan to obtain the installation of this system as set forth in Judge Harlan's letter was approved.

Judge Niles made a report as to progress in disposition of jury and non-jury law cases.

Upon motion duly seconded and carried the meeting was adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

March 7, 1957.



THE MARYLAND PSYCHIATRIC SOCIETY

LEONARD J. GALLANT, M.D. Sec'y

The Maryland Psychiatric Society

2 East Read Street

Baltimore 2, Maryland

THE MARYLAND PSYCHIATRIC SOCIETY

February 27, 1957

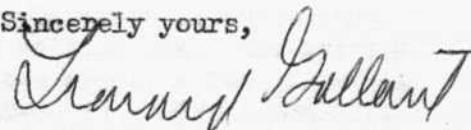
Judge Emory H. Niles  
Court House  
Baltimore 2, Maryland

Dear Judge Niles:

On February 14th, 1957, the Maryland Psychiatric Society voted to approve the recommendations of the committee previously appointed for the study of fees to be charged at Patuxent Institute. I am enclosing a copy of this recommendation. In brief, it was felt that a \$75.00 fee for consultation and a \$25.00 fee for court appearance seemed fair.

Two points were raised by the membership in discussion of the suggested fee level. First, it was felt that psychiatrists have a social and legal responsibility to participate in the Patuxent Institute program. Second, the hope was expressed that this recommended fee level not be considered as establishing any precedent for private psychiatric work with lawyers and courts of law.

Sincerely yours,



Leonard J. Gallant, M.D.  
Sec'y. Md. Psych. Soc.

LJG:tbk

enc:

CC: Dr. Harry M. Murdock  
Dr. Manfred S. Guttmacher  
Dr. Roger S. Waterman  
Dr. Klaus W. Berblinger

7 February 1957

Report of:

COMMITTEE APPOINTED TO RECOMMEND STANDARD FEES FOR PSYCHIATRIC EXAMINATIONS  
AT PATUXENT INSTITUTION

The request for study of standard fees for Psychiatric Examination at Patuxent Institution originated with the Honorable Judge Niles. Although no specific reason was given for this study, the inference seems that the State would like to arrive at a standard fee schedule for evaluative visits at Patuxent and subsequent Court appearances by Psychiatrists. The Committee recommends that a basis for an equitable, fixed fee could be arrived at in accordance with the service given by the Psychiatrist in terms of time spent at Patuxent Institution and in Court and that separate bills should be rendered for examination and Court appearance.

It is estimated that a survey of the usually voluminous record of a Patuxent inmate, an interview and examination, time for preparation of the report and travel to and from Patuxent Institution will amount to about five hours. If fifteen dollars per hour is considered an equitable fee for psychiatric services in this community, the standard charge for examination at Patuxent Institution should be seventy-five dollars.

One can assume a similar basis for Court appearances in connection with Patuxent cases. Since, including commuting and waiting time, the average time spent in Court usually amounts to about one or two hours, a fee of twenty-five dollars seems reasonable for one Court appearance. It would, therefore, appear that total costs for examination and Court appearance should not exceed one hundred dollars unless more than one appearance in Court is requested. In such an event, the Committee recommends that itemized bills be submitted indicating the reasons for additional charges.

In recommending that statements for examination and Court appearance be rendered separately, the Committee believes that it would induce Court officials and attorneys to be more mindful of a Psychiatrist's time whenever a case comes to trial.

Respectfully submitted,

Manfred S. Guttmacher

Roger S. Waterman

Klaus W. Berblinger  
(Chairman)

KWB:bh

Supreme Bench  
of  
Baltimore City

EDWIN HARLAN  
JUDGE

February 25, 1957

BALTIMORE 2, MARYLAND

Hon. Emory H. Niles, Chief Judge  
231 Court House  
Baltimore 2, Maryland

Dear Judge Niles,

You will recall that Judge Byrnes and I talked with you a week or so ago in regard to the installation of an inter-communication system between the judges and bailiffs. This would require two additional buttons on the phones, (1) to hold an incoming call and (2) to communicate between the judge and bailiff, and it was decided that I would ascertain the necessary cost and confer further with the Bench.

The Telephone Company advises that for thirteen judges and bailiffs it would require 26 installations at a cost of \$6.00 per installation, or \$156.00. They further advise that at 75¢ per month, this would be \$19.50 total per month, or approximately \$234.00 per year.

I suggest that this matter be brought up at the next Bench Meeting to ascertain if all judges desire this service, so that I might be in a position, subject to Judge Byrne's authority, to proceed to get the necessary approval from the Board of Estimates.

Sincerely yours,

*Edwin Harlan*

EH:kf  
cc: Judge Byrnes

February 27, 1957

Hon. Edwin Harlan,  
Court House,  
Baltimore, Maryland.

Dear Ed:

Thank you for your letter of February 22. I  
will bring up the telephone matter on Thursday.

Sincerely yours,

EHN/jp



HENRY J. RIPPERGER, CLERK



## CIRCUIT COURT OF BALTIMORE CITY

BALTIMORE-2, MD.

February 26, 1957

Hon. Emory H. Niles, Chief Judge  
Supreme Bench of Baltimore City  
Court House  
Baltimore, 2, Maryland.

Dear Judge Niles:

Subject to the approval of your Honorable Bench, I beg to advise you that I have appointed Norbert W. Petr, 1411 N. Linwood Avenue, Baltimore, 13, Maryland, a deputy in this office, in the place of Joseph F. Fisher, who retired.

Kindly notify me when the appointment is approved.

Very truly yours,

Clerk

HJR:HBM

March 1, 1957

No Police Record.

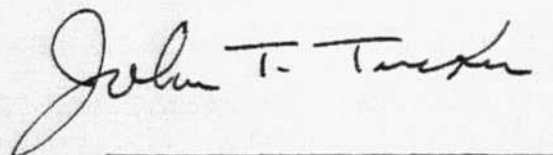
March 2, 1957.

The regular monthly meeting of the Supreme Bench was held this day at 10 o'clock A.M., and all members were present except Judges Byrnes, Cullen, and Harlan.

The Bench heard arguments on motions for new trials in the cases of State of Maryland vs Michael Cook, State of Maryland vs Henry A. Donnelly, and State of Maryland vs Charles Murray and Joseph Collins. After consultation, the motions of Donnelly, Murray, and Collins were denied and a decision on the motion of Michael Cook, was deferred until the luncheon meeting to be held on Thursday, March 7, 1957.

The Rules Committee reported that in their opinion it was not appropriate to pass at this time any rule of the Supreme Bench as a result of the decision of the Supreme Court of United States in the case of Griffin vs People of the State of Illinois.

Upon motion, duly seconded and carried, the meeting was adjourned.



John T. Tucker

Read and Approved

March 7, 1957.

force.  
HIPPODROME — "The Teahouse of  
the August Moon," with Marlon  
Brando, Glenn Ford and Machiko  
Kyo.  
NEW — "The Ten Commandments,"  
with Charlton Heston, Yul Brynner  
and Anne Baxter.  
TOWN — "The Wings of Eagles",  
with John Wayne, Dan Dalley and  
Maureen O'Hara.  
FILM CENTRE — "Around The World  
In 80 Days," with David Niven,  
Cantinflas, Robert Newton and Shir-  
ley Maclain.  
MAYFAIR — "Written on The Wind,"  
with Rock Hudson, Robert Stack  
and Lauren Bacall.

**PROPERTY SALES**

Van Slyke & Doyle, Solicitors,  
730 North Collington Avenue.

**TRUSTEES' SALE**

bal rsc fax babog

March 7, 1957

A luncheon meeting of the Supreme Bench was held this day, and all members were present.

Minutes of the meetings of February 27, and March 2, 1957, respectively, <sup>ively</sup> ~~fully~~, were read and approved.

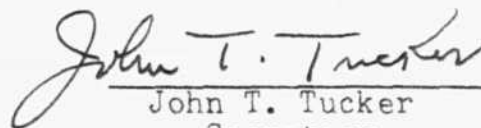
Chief Judge Niles presented a letter to him dated March 6, 1957, from Charles Shankroff, in which he stated that Mr. Ripperger, clerk of the Circuit Court of Baltimore City, had refused to allow him to examine papers in a certain case which were filed in the Clerk's office. The writer of the letter asked that the Clerk be instructed to permit the writer to see the papers. The matter was referred to Judge Harlan, who is presiding Judge in the Circuit Court for his action.

The Chief Judge presented a letter from Mr. McCusker, State Deputy Comptroller, to Mr. Hugh Monaghan, attorney, advising that the Board of Public Works would appropriate funds to cover cost of a transcript of record in the criminal case of State vs Williams for use in an appeal to the Court of Appeals.

An order denying the request of William H. Jackson, defendant in a criminal case, that he be furnished a transcript of testimony in the case at the expense of the State for use in a motion for a new trial was signed by a majority of the members of the Bench; and several opinions in the matter were filed.

Upon motion, duly seconded and carried, the motion for a new trial in the case of State vs Michael Cook, was ~~denied~~ <sup>granted</sup> by majority vote.

The meeting was adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

March 14, 1957.



BOARD OF PUBLIC WORKS  
ANNAPOLIS, MARYLAND

*Copy*

*Mr. Williams*

February 28, 1957

Mr. Hugh J. Monaghan, II,  
Attorney at Law,  
1200 Mercantile Trust Building,  
Baltimore-2, Maryland.

RE: Williams v. State of Maryland

Dear Mr. Monaghan:

I am writing to advise you that the Board of Public Works will approve for payment, out of the State's General Emergency Fund, the costs to be incurred in prosecuting an Appeal to the Court of Appeals in the case of Williams v. State of Maryland.

When the bills covering these costs are ready to be presented for apyment will you please see that they are sent to me. I will take care of clearing them through the Board of Public Works and make payment of the amounts due.

Very truly yours,

(SIGNED) JOSEPH O'C McCUSKER,

Secretary  
BOARD OF PUBLIC WORKS

JOMcC:ams

cc - Mr. Lawrence R. Mooney, Clerk  
Criminal Court of Baltimore City

Mr. James G. Rennie, Director,  
Department of Budget and Procurement.

March 14, 1957

A luncheon meeting of the Supreme Bench was held this day, and all members were present.

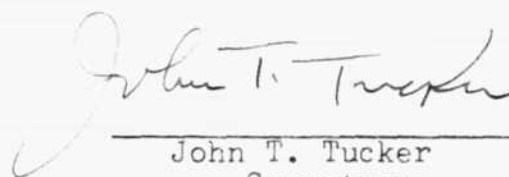
Minutes of the meeting of March 7, 1957, were read and approved after one correction.

Judge Harlan reported on his investigation of the complaint of Charles Shankroff, that Mr. Ripperger, Clerk of the ~~Baltimore~~ Circuit Court, <sup>of Baltimore City,</sup> would not permit him to examine certain papers in the Clerk's office. It was moved that Mr. Shankroff be advised that the Supreme Bench finds no objection to the manner in which Mr. Ripperger has handled the matter. This motion was seconded and unanimously carried.

Upon motion, duly seconded and unanimously carried, it was decided that an order as to retirement of James T. Mannion, as a bailiff of the Courts of the Supreme Bench would be signed if, upon inquiry, Judge Allen finds that Mr. Mannion's retirement is voluntarily ~~by~~ on his part.

In relation to the proposed telephone inter-communication system, Judge Byrnes was authorized to advise the Board of Estimates that the members of the Supreme Bench were willing, in the interest of economy, to forgo <sup>the</sup> the convenience of retaining the same telephone numbers each year.

The meeting was adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

March 21, 1957.

March 21, 1957

There was a luncheon meeting of the Supreme Bench on this day, and all members were present. The minutes of the meeting of March 14, 1957, were read and approved.

Judge Byrnes reported in connection with the inter-communication system to be installed between Judges' chambers and Bailiffs' rooms. He said that the Board of Estimates decided at first that the cost of \$380.00 should be taken from the Supreme Bench budget, but it was later reported to him by Mrs. Moran, Supervisor of the City Telephone Exchange, that the Board of Estimates was so impressed by the willingness of the members of the Bench to forgo the convenience of having the same telephone numbers from year to year that they had voted to pay the cost of installation out of another fund.

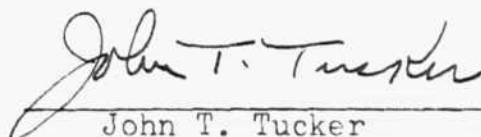
Chief Judge Niles reported as to Judge Allen's letter and accompanying papers to him relative to the retirement of James T. Mannion, as Bailiff. Judge Allen reported also at the meeting that he had talked over the telephone with Mr. Mannion and the latter stated to him that his decision to retire was voluntary on his part. Upon motion duly seconded and unanimously carried it was resolved that Mr. Mannion would be retired and that an order of the Supreme Bench in that connection would be signed subject to the obtaining of a proper certificate from Doctor Carr.

Judge Harlan presented a letter from Mr. Biddison, City Solicitor, relative to procedure in cases of incompetent persons who receive grants from the Public Welfare Department. After discussion of the matter, it was declared to be the sense of the Supreme Bench that, in such cases, the Court would be justified in waiving the necessity of the committee of the incompetent to file a fiduciary bond and to file a report with

the Trust Clerk.

After discussion it was decided to impanel the usual juries for the last two weeks of the January, 1957, term of the Courts.

The meeting was ajourned.



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John T. Tucker  
Secretary

Read and Approved

March 28 , 1957.





DEPARTMENT OF LAW  
COURT HOUSE  
BALTIMORE 2, MARYLAND

THOMAS N. BIDDISON  
CITY SOLICITOR

March 20, 1957

Honorable Edwin Harlan  
Associate Judge  
Supreme Bench of Baltimore City

Dear Judge Harlan:

Pursuant to your suggestion of even date, I am writing to you relative to the problem involving the change of procedure in the handling of committee cases from the Department of Welfare of Baltimore City.

Until recently, petitions were filed by this office on behalf of the Director of Public Welfare, under Article 70A of the Code, to procure decrees providing for the payment of Old Age Assistance to trustees on behalf of recipients incompetent by reason of mental disability. These decrees provided that the trustees were to be excused from accounting to the trust clerk, and excused from giving bond - all in accordance with Article 70A of the Code.

Up to the present time also, other incompetent recipients who could not qualify under Article 70A were provided with committees under the provisions of Article 16, Section 135, which required the certificates of physicians as to incompetency. The decrees, where the only assets of the estate were the monthly payments by the Department of Welfare, provided that these committees be excused from giving bond and accounting to the trust clerk, and further provided that they account to the Department of Welfare for their receipts and expenditures.

These procedures, from the point of view of the Department of Welfare, have been extremely satisfactory and devoid of any major problems.

However, recently, the Federal Government, which contributes the major part of such assistance, has notified the Department of Welfare that the procedure under Article 70A is unsatisfactory to it and that all persons now receiving assistance under Article 70A must be brought within the non compos mentis provisions of the Code by April 1, 1957.

Honorable Edwin Harlan

March 20, 1957

The federal directions further preclude infringement by the Department of Welfare upon the responsibilities of the committees, and state that the committees in each case must be responsible to the court. They state further that the committees may accept assistance and guidance from the Department but that it is not mandatory for them to do so.

As I have indicated, this development has raised several pressing problems, the most important of which are as follows. It would seem that all future committees would be required to furnish a bond. However, this in itself would be a problem, as many of the committees would be persons not financially responsible, and therefore unable to acquire bond. As a practical matter, the function of the Department of Welfare will not change, and there will be the same supervision and contact in each case by a case worker who will be fully informed as to the manner in which the monthly stipend is expended. The payments themselves are based on actual need, and will be completely used up each month. In the strict sense, there is no corpus in any of these cases and it is requested, therefore, that the court follow its practice hereinabove indicated in not requiring a bond in these cases.

Formerly, also, there was no accounting required to the trust clerk, and since each case will be supervised and the committee requested to account to the Department of Welfare, if such accounting is not received the court can rely upon the safeguard that the Department of Welfare will promptly notify the court of any irregularity or lack of cooperation on the part of the committee.

Supreme Bench Rule 664 states that penalty of bond should not be less than the fair value of the corpus of the estate. It is submitted that there is actually no corpus carried from month to month in these cases, and that in any event the rule provides that the court may for good cause shown waive the provisions of that rule.

Rule 667 requires an accounting to the trust clerk, but this rule has heretofore been waived in instances of committees or trustees appointed under Section 135 of Article 16, where the only asset of the estate was the payments from the Department of Welfare. It, of course, must be borne in mind that payments in individual cases vary from \$60.00 to \$119.00 per month, these amounts being based on need; the larger amount payable in cases where recipients require special nursing care, etc. As the need varies, the amount varies, and there is no appreciable balance to be carried by a trustee or committee from month to month.

Respectfully submitted,



CARL H. LEHMANN, JR.  
Assistant City Solicitor

March 28, 1957

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

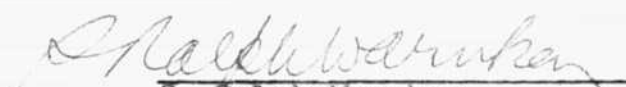
The undersigned, Committee on Rules, hereby propose, and recommend  
the adoption of, the following, as an additional Rule of the Supreme  
Bench, viz:

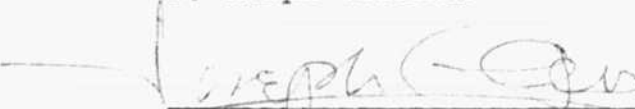
Rule 306. Requests by Parties For Hearings On Motions,  
Demurrers, etc.

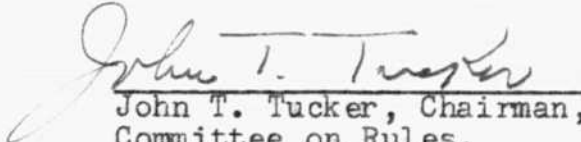
The court will decide motions, demurrers, exceptions,  
petitions, and other preliminary matters, herein called  
"motions", without a hearing unless the party filing the  
motion files therewith a request for a hearing, or the  
opposing party files such request with his answer to the  
motion, if an answer is filed, or within five days after he  
is served with a copy of the motion, if no answer is to be  
filed.

If none of the parties requests a hearing, the court  
may order one, and, in such event, the parties shall be  
so notified, and the motion shall stand for hearing as if  
one of the parties had filed a request therefor.

It is suggested that the rule be made to affect all motions filed  
after a date to be fixed by the Supreme Bench.

  
S. Ralph Warnken

  
Joseph Allen

  
John T. Tucker, Chairman,  
Committee on Rules.

March 28, 1957

A luncheon meeting of the Supreme Bench was held this day; and all members were present.

The minutes of the meeting on March 21, were read and approved.

Judge Allen reported that a proper letter had been received from Doctor Carr relative to the retirement of James T. Mannion as a Court Bailiff. Therefore, pursuant to prior action of the Supreme Bench its order as to Mr. Mannion's retirement became effective.

Upon motion, duly seconded and carried, the Supreme Bench passed the following resolution adopting a new rule, viz:

Resolved, that the following Rule of the Supreme Bench of Baltimore City be, and it is hereby, adopted, viz:

Rule 306. Requests by Parties For Hearings on Motions, Demurrers, etc.

The court will decide motions, demurrers, exceptions, petitions, and other preliminary matters, herein called "motions", without a hearing unless the party filing the motion files therewith a request for a hearing, or the opposing party files such request with his answer to the motion, if an answer is filed, or within five days after he is served with a copy of the motion, if no answer is to be filed.

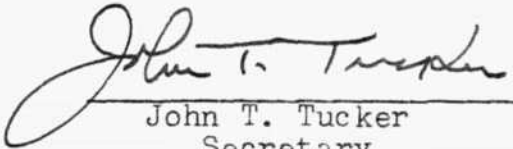
If none of the parties requests a hearing, the court may order a hearing, and, in such event, the parties shall be so notified, and the motion shall stand for hearing as if one of the parties had filed a request therefor.

This rule shall not apply to motions for summary judgments, new trials, or judgments, n.o.v.



And, Be It Further Resolved, that the above Rule shall apply  
to all motions, etc., filed on or after May 13, 1957.

The meeting ajourned.

  
John T. Tucker  
Secretary

Read and Approved

April 4, 1957.

April 4, 1957

A luncheon meeting of the Supreme Bench was held this day; and all members were present except Judge Moylan.

Judge Warnken reported that he had been interviewed by the Masters-Examiners on the following question, viz: If one of them files a deposition with the Clerk of the Court and such filing is entered on the docket, and the Master-Examiner immediately takes the deposition to his office, will the ten days provided for in Rule 580 (p) of the Maryland Rules begin to run at the time of the filing and continue to run uninterruptedly even though the deposition is in the office of the Master-Examiner instead of the Clerk of the Court? It was the sense of the members of the Bench that a deposition should remain in the office of the Clerk ten days after it is filed.

The minutes of the meeting of March 28, were read and approved.

It was suggested that the publication in The Daily Record of the new rule, No. 306, of the Supreme Bench relating to requests for hearings on motions, etc., might not be observed by all lawyers; and after discussion the Chief Judge referred the matter to Judge Manley, to devise and execute such method of advising the lawyers of the rule as in his judgement might seem proper.

Chief Judge Niles presented a letter from Judge Allen recommending and requesting the appointment of Leonard S. Jacobson, as a Bailiff to the courts of the Supreme Bench. Mr. Pendleton had previously reported that Mr. Jacobson's name had been cleared by the usual check on police record. Upon motion, duly seconded and unanimously carried, Mr. Jacobson was appointed as a Bailiff to the courts of the Supreme Bench in the place of James T. Mannion, resigned, such appointment to take effect as of April 1, 1957.

Judge Cullen made a report in behalf of the Probation Committee; and Judge Manley reported as to progress in disposing of Civil cases for the first three months of the January, 1957, Term of the Courts.

The Chief Judge presented a letter from the Maryland Workshop for the Blind requesting permission to install a cigarette machine in the Court House. After discussion, it was decided that such permission should not be granted.

The meeting was adjourned.

*John T. Tucker*

John T. Tucker  
Secretary

Read and Approved

April // , 1957.

**L. S. Jacobson Is Named  
Bailiff To Supreme  
Bench Of Baltimore**

The Supreme Bench of Baltimore yesterday confirmed the appointment of Leonard S. Jacobson as a bailiff to the Supreme Bench. He was assigned to Judge Joseph Allen.

Mr. Jacobson, who is a native of Baltimore, received his education in the local public schools and at Baltimore City College. He is at present a senior law student at the University of Baltimore Law School and resides at 3303 Dorithan road with his wife and two children.

He succeeds James T. Mannion who retired recently after serving as a bailiff for six years.



Supreme Bench  
of  
Baltimore City

JOSEPH ALLEN  
JUDGE

BALTIMORE 2, MARYLAND

March 29, 1957.

Dear Judge Niles:

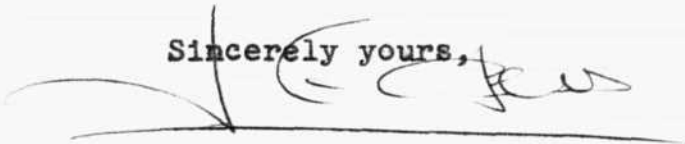
Re: Appointment of Bailiff.

I herewith request the approval of the appointment of Leonard Seymour Jacobson as my bailiff. I attach hereto the information about himself which he has submitted to me, together with his record at the University of Baltimore and a letter of recommendation from H. Beall Rollins, Esq.

I have been very much impressed with this young man. He is older than most law students, but that may be in his favor. He is serious, mature and, although somewhat retiring, has a very pleasant personality. He is available at once and I could avail myself of his services as soon as his appointment is approved.

I would appreciate a prompt consideration of this matter.

Sincerely yours,

  
Joseph Allen.

Honorable Emory H. Niles,  
Court House,  
Baltimore, Maryland.

April 1, 1957

No police record

  
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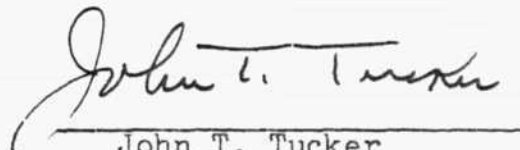
April 6, 1957

A regular monthly meeting of the Supreme Bench was held this day; and all members were present.

Arguments on motions for new trials in five cases were heard by the Bench. The motions in the cases of State vs Isaac Nole, State vs Benjamin Davis, Jr., and State vs Franklin Bellamy, were denied, and the motions in the cases of State vs Edward Sparwasser and George Fallon and State vs James C. McIntosh were granted.

The Chief Judge announced that the General Term meeting of the Supreme Bench would be held on April 29, 1957.

The meeting was adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

April 11, 1957.

THE DAILY RECORD  
DAY, APRIL 8, 1957

### Supreme Bench Judges Rule On Motions For New Trials

The Supreme Bench of Baltimore on Saturday granted the motions for new trials of Edward Sparwasser and George Fallon, who were found guilty of violating the liquor laws, and of James C. McIntosh, who was convicted of robbery.

The Judges also denied the new trial motions of Isaac Nole, assault and disorderly conduct; Benjamin Davis, Jr., robbery; and Franklin Bellamy, assault, deadly weapon, discharging firearms and disturbing the peace.

John J. Ghingher, Jr., and Philip H. Goodman were the attorneys for Sparwasser and Fallon, while Bernard B. Feikin represented McIntosh. Representing the State in the other cases were Assistant State's Attorneys Edward F. Borgerding, John A. O'Connor, Jr., Norman Polski and Preston A. Pairo, Jr.

LEGAL NOTICES

April 11, 1957

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present except Judge Oppenheimer and Judge Harlan.

The minutes of the meetings on April 4, and April 6, 1957, respectively, were read and approved.

After discussion, it was decided that the General Term meeting of the Bench would be held on April 29, 1957, and in addition to selecting a Grand Jury for the May Term, 1957, the Bench would hear motions for new trials and transact other business that may be brought before the meeting.

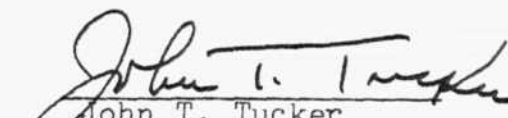
Chief Judge Niles referred to the Personnel Committee a letter that he had received from Mr. Edward L. Rich, Jr., relating to Court Auditors.

The Chief Judge announced that he had received from the Sun Papers a letter inviting him to attend a meeting of the Freedom of Information Committee of the Chesapeake Associated Press to be held on May 17, 1957, at which there would be a discussion, among other things, of privileged matter in news and pictures. A similar letter had been received by several other Judges, and the Chief Judge stated that he would decline the invitation in behalf of all Judges who had received such letters.

Judge Cullen announced that Mr. John Wallace would be sworn in as Chief Probation Officer of the Supreme Bench of Baltimore City on April 22, 1957, that the ceremony would be conducted in court with the members of the Probation Committee on the Bench, and that it would be proper for any other judge to attend the ceremony if he should desire to do so.



There being no further business to be brought before the meeting,  
it was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

April 18, 1957.

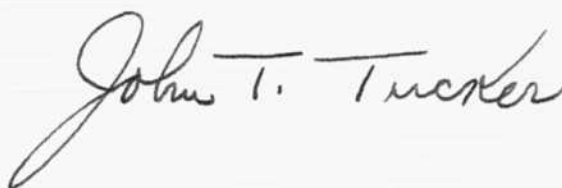
April 18, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members were present except Judge Mason and Judge Sodaro.

The minutes of the meeting on April 11, 1957, were read and approved.

Chief Judge Niles presented a letter from Mr. James F. Carney, Clerk of the Superior Court of Baltimore City, requesting the approval of the Supreme Bench of his appointment of Mr. David B. Cole, as a Clerk in the Record Office of the Superior Court, to fill the vacancy created by the resignation of Mr. Frederick W. Myers. Upon motion, duly seconded and carried, the aforesaid appointment of Mr. Cole was approved, subject to the usual check as to police record. NOTE: The letter from Mr. Carney is attached to these minutes and Mr. Pendleton has endorsed thereon a notation that Mr. Cole is free of any police record.

The meeting was adjourned.



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John T. Tucker  
Secretary

Read and Approved

April 18, 1957.



Superior Court  
of Baltimore City  
Baltimore 2, Md.

MR. LUTHER PITTMAN, Clerk

JAMES F. CARNEY

April 16th, 1957.

The Honorable, The Members of  
The Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Honorable Sirs:

I respectfully request your approval of the appointment of Mr. David B. Cole as a Clerk in the Record Office, to fill the vacancy created by the resignation of Mr. Frederick W. Myers. Mr. Cole, who is 51 years of age, is married and the father of three children. He resides at 1516 Henry Street.

Mr. Cole has informed me that he has no criminal record, and he comes to me very well recommended.

Respectfully,

*James F. Carney*

April 18, 1957

No Police Record.

*A. P. Sanderson*

April 25, 1957.

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present.

The minutes of the meeting of April 18, 1957, were read and approved.

Chief Judge Niles presented a letter from Mr. James F. Carney, Clerk of the Superior Court of Baltimore City, in which he requested approval of his appointment of Mr. Harry Korsover, as a clerk in the Record Office, to fill the vacancy created by the resignation of Mr. John F. Nagel, Sr., and his appointment of Mr. Norman Rothbloom, as a clerk in the Record Office, to fill the vacancy created by transferring Mr. Edward G. Janos, to the Legal Department of the Clerk's Office. Upon motion, duly seconded and carried, the aforesaid appointments by Mr. Carney were approved subject to the usual check as to police record. NOTE: Mr. Carney's letter is attached to these minutes and it bears an endorsement by Mr. Pendleton, showing that neither Mr. Korsover nor Mr. Rothbloom, has a police record.

Chief Judge Niles presented to the meeting a letter which he had received from Mr. John J. O'Connor, Jr., an attorney. This letter is attached to these minutes. Upon motion, duly seconded and unanimously carried, it was decided not to take any action on Mr. O'Connor's letter, and the Secretary was requested to notify Mr. O'Connor of the action of the Supreme Bench. NOTE: A copy of the Secretary's letter to Mr. O'Connor is attached to these minutes.

The Chief Judge reported that Mr. Bouse, Chief Deputy Clerk of the Superior Court of Baltimore City, had requested instructions as to whether counsel in matters decided without hearing under Rule 306 were to be notified by anyone of the decision, and, if so, by whom would such notification be given. This matter was referred to the Rules Committee for consideration and report at the luncheon meeting of the Supreme Bench on May 2, 1957.



Judge Mason presented a resolution as follows:

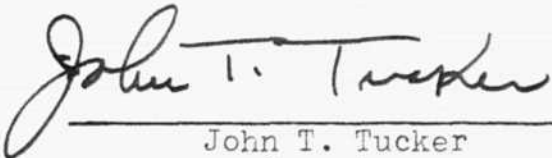
"BE IT RESOLVED that a Committee of three members be appointed by the Chief Judge of the Supreme Bench of Baltimore City, who shall also name the Chairman thereof, for the following purposes:

1. To examine into and report to the Bench on the desirability of changing the method of hearing Motions for New Trials in criminal cases, including specifically the hearing of said Motions by the Judge who sat in the original case, as is now the practice in the Counties, and any other suggestions in connection with said Motions;
2. To make recommendations for any changes that <sup>may</sup> be otherwise deemed desirable and submitting a statement of the method whereby each change may be accomplished."

Upon motion, duly seconded and carried, the aforesaid resolution was adopted.

The Chief Judge presented a letter that he had received from Mr. Charles Sankroff, and it was referred to Judge Harlan for reply.

The meeting was adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

May 2, 1957.

JOHN J. O'CONNOR, Jr.

ATTORNEY AT LAW  
2410 MATHIESON BUILDING  
BALTIMORE 2  
MULBERRY 5-2052

April 17, 1957

Honorable Emory H. Niles  
Chief Judge  
Supreme Bench of Baltimore  
Room 231, Court House  
Baltimore 2, Maryland

Dear Judge Niles:

I am writing to request the discussion of the feasibility of adopting a policy of counsel notification on the part of the Supreme Bench.

As a standard professional courtesy to counsel involved in a case, I should like to propose that counsel be notified, if possible, in advance of the release to the press of an opinion or delayed decision.

If, under the circumstances, this is not practicable, the attorney could be notified by telephone that the disposition of the case is to be announced at a certain time and invited to be in attendance.


Certainly, the dignified administration of justice would prompt that an attorney be permitted to break the good news or ameliorate the blow of bad news, rather than have the client read about the determination, without warning, in the paper or hear about it over radio or TV.

I understand that the opinion in the case of State vs. Howard was released to the press late yesterday afternoon. Through the courtesy of a friend in the Court House I was notified around 4:55 P.M. the case had been decided. Were it not for the thoughtfulness of this individual, I would have learned of the decision from either a radio newscast or a newspaper item. Fortunately, I reached my client's mother around 5 and relieved her of her gnawing anxiety.

Since the argument, I would estimate I had received ten telephone calls from the girl and her mother inquiring into the status of the case. I assured both of them I would notify them immediately of the outcome as soon as I learned of it. It doesn't require any great exercise of imagination to appreciate how embarrassed I would have felt had my clients learned of the disposition of the case from an outside source. They would have considered me a stupid dolt for not knowing what was going on.

Hoping that the Supreme Bench will deem this suggestion worthy of discussion and action, I am,

Respectfully,

  
John J. O'Connor, Jr.

O'C:k



M. LUTHER PITTMAN, Clerk  
JAMES F. CARNEY

Superior Court  
of Baltimore City  
Baltimore 2, Md.

April 24th, 1957

The Honorable, The Members of  
The Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Honorable Sirs:

I respectfully request your approval of the appointment of Mr. Harry Korsover as a clerk in the Record Office, to fill the vacancy created by the resignation of Mr. John F. Nagel Sr. Mr. Korsover is 42 years of age, married, and resides at 3106 Walcott Avenue.

Mr. Korsover informs me that he has no criminal record, and he comes to me well recommended.

I also respectfully request your approval of the appointment of Mr. Norman Rothbloom as a clerk in the Record Office, to fill the vacancy created by transferring Mr. Edward G. Janos to our Legal Department. Mr. Rothbloom is 27 years of age, single, and resides at 3711 Liberty Heights Avenue.

Mr. Rothbloom has also informed me that he has no criminal record, and comes to me well recommended.

Respectfully,

*James F. Carney*

April 25, 1957

No Police record on either person.

*A. P. Rendell*

# COPY

## SUPREME BENCH OF BALTIMORE CITY

April 26, 1957

Mr. John J. O'Connor, Jr.  
2410 Mathieson Building  
Baltimore 2, Maryland.

Dear Mr. O'Connor:

This is to advise you that your letter of April 17, 1957, to Chief Judge Niles was presented to the meeting of the Supreme Bench on April 25, 1957, and it was unanimously decided not to take any action thereon.

Yours very truly,

John T. Tucker,  
Secretary of the  
Supreme Bench of  
Baltimore City.

JTT/u



April 29, 1957

A General Term meeting of the Supreme Bench was held on the above date; and all members were present.

Judge Harlan read to the meeting a proposed letter to Mr. Charles Shankroff, and it was considered by the Bench to be a proper letter to be sent to Mr. Shankroff.

The following persons were selected as Grand Jurors for the May, 1957, Term of Court, viz:

- Wilbur D. Preston, Sr., 2503 Elsinore Avenue.
- George G. Willinger, 6802 Old Harford Road.
- Leonard E. Mason, Sr., 3431 Elmora Avenue.
- James F. Laughlin, 2828 Montebello Terrace.
- Henry N. Klash, 3612 Eldorado Avenue.
- Charlotte D. Morison, 103 Beechdale Road.
- Benjamin Spritz, 2404 Lakeview Avenue.
- Edgar D. Draper, 2728 North Longwood Street.
- Joseph S. Merritt, 5406 Springlake Way.
- Felix L. Gundersheimer, 7301 Park Heights Avenue.
- George H. Turner, Jr., 6106 Fair Oaks Avenue.
- Elizabeth M. Tawney, 3903 Walnut Avenue.
- William W. Hulin, 2501 Elsinore Avenue.
- Mary K. O'Donnell, Marylander Apartments.
- Anne M. Dawes, 2941 North Calvert Street.
- Audrey M. Herman, 1423 Gittings Avenue.
- Hilda Sundheim, 2513 Linden Avenue.
- William C. O'Malley, 3037 Northern Parkway.
- Harry Wehr, 4104 Saint Paul Street.
- Kenneth M. Huston, 3208 Tyndale Avenue.

## Grand Jury For May Term Selected By Supreme Bench

The Grand Jury for the May Term was selected by the Judges of the Supreme Bench yesterday. They are called for Monday, May 13th, when the local Courts will convene for the May Term.

Those selected to serve as members of the Grand Jury are:

Wilbur D. Preston, Sr., 2503 Elsinore avenue.

George G. Willinger, 6802 Old Harford road.

Leonard E. Mason, Sr., 3431 Elmora avenue.

James F. Laughlin, 2828 Montebello terrace.

Henry N. Klash, 3612 Eldorado avenue.

Charlotte D. Morison, 103 Beechdale road.

Benjamin Spritz, 2404 Lakeview avenue.

Edgar D. Draper, 2728 North Longwood street.

Joseph S. Merritt, 5406 Springlake way.

Felix L. Gundersheimer, 7301 Park Heights avenue.

George H. Turner, Jr., 6106 Fair Oaks avenue.

Elizabeth M. Tawney, 3903 Walnut avenue.

William W. Hulin, 2501 Elsinore avenue.

Mary K. O'Donnell, Marylander Apartments.

Anne M. Dawes, 2941 North Calvert street.

Audrey M. Herman, 1423 Gittings avenue.

Hilda Sundheim, 2513 Linden avenue.

William C. O'Malley, 3037 Northern parkway.

Harry Wehr, 4104 St. Paul street.

Kenneth M. Huston, 3208 Tynsdale avenue.

Mary L. Vickers, 5003 Falls Road terrace.

Howard S. Fitzhugh, 1706 Windemere avenue.

Joseph J. Uhlfelder, 1612 East 29th street.

Mary L. Vickers, 5003 Falls Road Terrace.

Howard S. Fitzhugh, 1706 Windemere Avenue.

Joseph J. Uhlfelder, 1612 East 29th. Street.

The following persons were selected as alternate Grand Jurors to serve in the event that one or more of the aforementioned persons is or are not able to serve, viz:

Marion C. Bascom, 1325 Madison Avenue.

Andrew C. Olert, 2425 Pelham Avenue.

Elizabeth G. Waxter, Homewood Apartments.

Camilla W. Morrison, Pentridge Apartments.

Claymore C. Sieck, 120 Churchwardens Road.

Harry G. Adler, 3811 Belle Avenue.

Walter I. Seif, 952 Brooks Lane.

Catherine H. Kothe, 5923 Bellona Avenue.

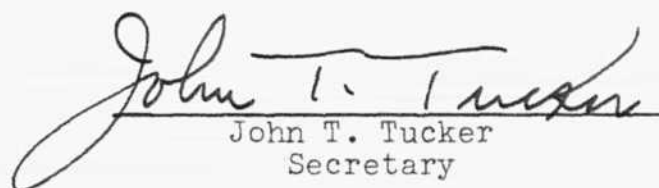
Beatrice L. Levi, 3507 Shelburne Road.

John Lee Tilley, 2101 Whittier Avenue.

The Supreme Bench heard arguments on motions for new trials in the following cases, viz: State vs John Wesley Elliott; State vs Paul Mabe; State vs Charles Jenkins; and State vs Otis F. Bew. After consideration on the various matters, all of the motions were denied.

Chief Judge Niles presented to the meeting a motion of the State's Attorney for Baltimore City, for a rehearing on motions for a new trial in the case of State vs Edward Sparwasser and George Fallon; arguments on those motions having been heard originally by the Supreme Bench on April 6, 1957. Upon motion, duly seconded and carried, action on this matter was deferred to the Luncheon Meeting to be held on Thursday, May 2, 1957.

There being no further business to be presented before the meeting,  
it was adjourned.

  
John T. Tucker  
Secretary

Read and Approved,

May 2, 1957.



and...  
...to...  
...of...  
...and...

### **Supreme Bench Denies New Trial Motions In Criminal Cases**

The following motions for new trials in criminal cases were denied by the Supreme Bench yesterday: John Wesley Elliott, murder in the first degree; Paul Mabe, reckless driving; Charles Jenkins, deadly weapon and violation of narcotic laws, and Otis F. Bew, manslaughter by automobile.

Representing the State at the hearings were Executive Assistant State's Attorney James F. Price, and Assistant State's Attorneys John C. Weiss and Edward F. Bor-

gerding. In...  
...of...

May 2, 1957.

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present except Judge Warnken.

The minutes of the meetings on April 25, 1957, and April 29, 1957, respectively, were read and approved.

It was decided to hold a General Term meeting of the Bench on Tuesday, June 25, 1957, for the purpose of selecting a Grand Jury for the September, 1957, Term of Court, hearing arguments on motions for new trials and transacting any other business that may be brought before the meeting.

It was also decided that June 8, 1957, be fixed tentatively for a meeting of the Bench for the purpose of hearing arguments on motions for new trial and transacting any other business that may be brought before the meeting.

Chief Judge Niles announced that new lawyers were expected to be admitted to practice before the Court of Appeals of Maryland at an early date in June, and it was decided that the Supreme Bench would conduct proceedings on June 25, 1957, being the date for the General Term meeting, for the admission of new members to practice before the Courts of the Supreme Bench. The Chief Judge will invite Mr. Hyman Paul Rome, President of the Bar Association of Baltimore City, to speak on that occasion.

Upon motion of Judge Oppenheimer, seconded by Judge Moylan, the motion of the State's Attorney for Baltimore City, for reargument of the motions for a new trial in the case of State vs Sparwasser and Fallon was unanimously denied. Judge Harlan did not participate in this ruling.

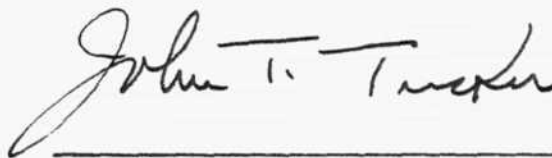
The following resolution was presented to the meeting, viz:

RESOLVED, that the clerk of each court shall determine weekly, or more often if desirable, the cases wherein the time allowed for filing requests for hearings on motions, etc., has expired, and will then refer

the motions, etc., in rotation to such Judges as are regularly hearing such motions, etc, in that court. If a Judge to whom a matter has been referred desires a hearing, he will so inform the clerk and the latter will then handle the matter as one to be heard. After a Judge decides a matter without a hearing he will advise the parties of the decision and also advise the clerk so that an appropriate docket entry may be made.

Upon motion, duly seconded and unanimously carried, the foregoing resolution was adopted.

There being no further business to be brought before the meeting, it was adjourned.



---

John T. Tucker,  
Secretary.

Read and Approved

May 9 , 1957.

May 1, 1957

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

At the meeting of the Supreme Bench on April 25, 1957, the Committee on Rules was requested to recommend a procedure to be followed under Rule 306 where no party to a proceeding has requested a hearing on a motion, etc., that has been filed.

The committee recommends, as follows:

The clerk of each court shall determine weekly, or more often if desirable, the cases wherein the time allowed for filing requests for hearings on motions, etc., has expired, and will then refer the motions, etc., in rotation to such Judges as are regularly hearing <sup>such</sup> motions, etc, in that court. If a Judge to whom a matter has been referred desires a hearing, he will so inform the clerk and the latter will then handle the matter as one to be heard. After a Judge decides a matter without a hearing he will advise the parties of the decision and also advise the clerk so that an appropriate docket entry may be made.

Respectfully submitted,

S. Ralph Warnken  
S. Ralph Warnken

Joseph Allen  
Joseph Allen

John T. Tucker  
John T. Tucker,  
Chairman Committee on Rules.





Superior Court  
of Baltimore City  
Baltimore 2, Md.

May 7, 1957

The Honorable, The Members of the  
Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Honorable Sirs:

I respectfully request your approval of the appointment of George Thomas McHugh as a clerk in the Record Office, to fill the vacancy created by the death of Daniel J. Meyler.

Mr. McHugh is thirty years of age, single, and resides at 4543 Harford Road. Mr. McHugh informs me that he has no criminal record, and comes to me well recommended.

Respectfully,

*James F. Carney*

May 9, 1957

No Police record

*A. P. Pender*

May 16, 1957

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present except Judge Moylan and Judge Harlan.

Judge Manley reported for the Trust Committee relative to the appointment of a Deputy Trust Clerk in pursuance of the creation of the office by an act of the General Assembly of 1957. A written report of the Trust Committee covering the subject and recommending, among other things, the appointment of Mr. Charles J. Kozlovsky, whose present status is that of a bailiff assigned to the Trust Department and who has been acting as Assistant to Mr. Howard B. Matthews, Trust Clerk, for approximately four years, as deputy Trust Clerk. Upon motion, duly seconded and unanimously carried, Mr. Charles J. Kozlovsky, was appointed as Deputy Trust Clerk, such appointment to become effective July 1, 1957.

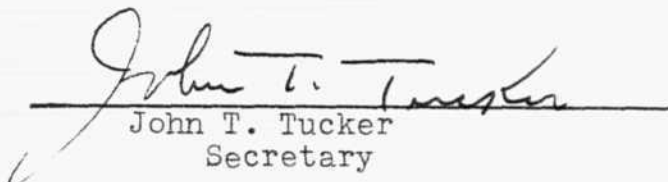
The matter of the amount of bonds of the Trust Clerk and Deputy Trust Clerk, respectively, was referred to the Trust Committee for consideration and report.

Judge Manley reported in behalf of the Assignment Committee that the Board of Estimates has approved the request of that Committee for the appointment of an additional Senior Clerk-Typist in the Central Assignment Bureau on a temporary basis for a period not to exceed six months at a salary of \$2892 per annum, which is the same salary being paid the other clerk-typist in the office. A written report of the Assignment Committee is attached to these minutes, and the committee recommended the appointment of Joan Laura Toy for the aforesaid position. Upon motion, duly seconded and unanimously carried, Miss Joan Laura Toy was appointed as a Senior Clerk-Typist in the Central Assignment Bureau on a temporary basis.

It was decided that there would be a luncheon meeting of the Supreme Bench on Friday, May 24, instead of Thursday, May 23, and that

there would be no meeting during the week beginning May 27, since Thursday of that week is a holiday.

There being no further business to be brought before the meeting, it was duly adjourned.

  
John T. Tucker  
Secretary

Read and Approved

May 24 , 1957.

Supreme Bench  
of  
Baltimore City

MICHAEL J. MANLEY  
JUDGE

BALTIMORE 2, MARYLAND

May 15, 1957

TO THE CHIEF JUDGE AND ASSOCIATE  
JUDGES OF THE SUPREME BENCH OF  
BALTIMORE CITY:

The Board of Estimates has approved the request of the Assignment Committee for the appointment of an additional Senior Clerk-Typist in the Central Assignment Bureau on a temporary basis, for a period not to exceed six months, at a salary of \$2892.00 per annum, which is the same salary being paid the other Clerk-Typist in the office.

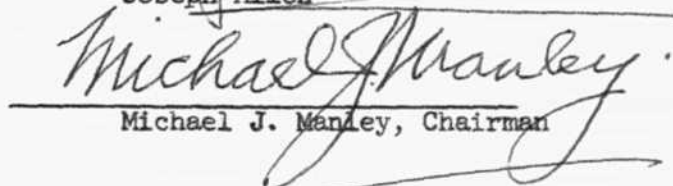
We recommend the appointment of Miss Joan Laura Toy for this position. Miss Toy lives at 3511 Hayward Avenue, Baltimore-15, Maryland. She is 23 years old, unmarried, and completed a four year academic-commercial course at the Catholic High School. She has been employed at the Enoch Pratt Library as a Clerk-Typist for the last two years, and can arrange to start work in the Assignment Bureau on May 27, 1957.

Respectfully submitted,

ASSIGNMENT COMMITTEE

  
S. Ralph Warnken

  
Joseph Allen

  
Michael J. Manley, Chairman



Supreme Bench  
of  
Baltimore City

MICHAEL J. MANLEY  
JUDGE

BALTIMORE 2, MARYLAND

May 10, 1957

TO THE CHIEF JUDGE AND ASSOCIATE  
JUDGES OF THE SUPREME BENCH OF  
BALTIMORE CITY:

At the last session of the Maryland Legislature you will recall a bill was passed authorizing the Supreme Bench of Baltimore City to appoint a Deputy Trust Clerk. This legislation has been signed by Governor McKeldin and it goes into effect June 1, 1957.

Mr. Charles J. Kozlovsky has been acting as the Assistant to Mr. Howard B. Matthews, Trust Clerk. His present status is that of a bailiff, assigned to the Trust Department, and his salary is provided for in the City budget. Mr. Matthews has written me that while the effective date of the Act heretofore mentioned is June 1, 1957, the actual date of payment of the salary to the Deputy Trust Clerk from the State budget commences July 1, 1957.

Mr. Kozlovsky has been Assistant to Mr. Matthews for approximately four years or more. Mr. Matthews reports that he has performed his work in a very efficient manner and he recommends the appointment of Mr. Kozlovsky as Deputy Trust Clerk. His duties as Deputy Trust Clerk will continue to be the same as he is now performing, but in his new position he will assume more responsibility.

The Trust Committee recommends to the Supreme Bench that Mr. Kozlovsky be appointed to the position of Deputy Trust Clerk created under House Bill 425, Acts of 1957; this appointment to be effective July 1, 1957.

Mr. Matthews and Mr. Kozlovsky are each bonded in the amount of \$5000. In the bond of Mr. Kozlovsky, he is designated as "Bailiff and Assistant to Trust Clerk of the Supreme Bench of Baltimore City." The

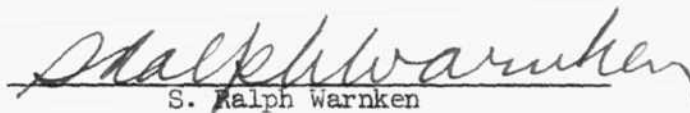
To the Chief Judge and Associate  
Judges of the Supreme Bench of  
Baltimore City


May 10, 1957  
Page Two

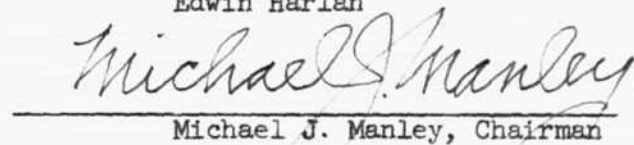
present bond will not expire until February, 1958. It will be necessary for Mr. Pendleton to change the status of Mr. Kozlovsky either by an endorsement on the present bond or by the execution of a new bond in his capacity as Deputy Trust Clerk.

Very respectfully,

TRUST COMMITTEE

  
S. Ralph Warnken

  
Edwin Harlan

  
Michael J. Manley, Chairman

May 24, 1957

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present.

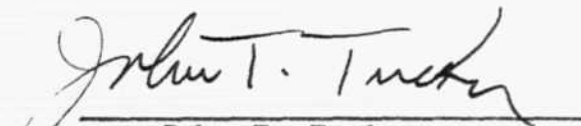
The minutes of the meeting of May 16, 1957, were read and approved.

The Chief Judge announced the death of Judge J. Abner Sayler, a former member of the Supreme Bench, on May 20, 1957, and stated that a date for exercises before the Supreme Bench in memory of Judge Sayler would be arranged in due course.

Upon motion, duly seconded and unanimously carried, it was resolved that the offices of the Clerks of the Courts would close at 3 o'clock p.m. on week days, except Saturdays, during the summer, and that such offices would be closed all day on each Saturday beginning June 29, 1957, and ending September 7, 1957, with the exception of the Record Office of the Superior Court and the Marriage License Bureau of the Court of Common Pleas, which would be open on Saturdays from 9 o'clock a.m. to 12 noon.

Chief Judge Niles reported as to a letter that he had received from Charles D. Harris, attorney representing the Bar Association of Baltimore City, relative to possible disbarment proceedings against an attorney namely, George B. Petite. After discussion, the Chief Judge stated that he would confer with Mr. Harris about the matter.

There being no further business to be brought before the meeting, it was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

June 6, 1957

June 6, 1957.

A luncheon meeting of the Supreme Bench was held on the above date; and all members were present except Judge Allen.

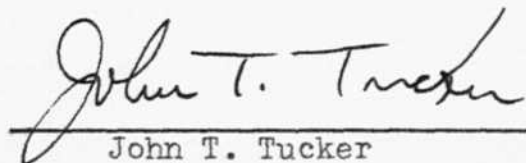
The minutes of the meeting on May 24, 1957, were read and approved.

Chief Judge Niles presented a letter from Mr. James F. Carney, Clerk of the Superior Court of Baltimore City, asking for the approval by the Supreme Bench of his appointment of Mr. Joseph J. Rokusky, as a clerk in the Record Office to fill the vacancy created by the retirement of Mr. Philip B. Duesberry. Upon motion, duly seconded and carried, the appointment of Mr. Rokusky was approved subject to the usual check on police record. NOTE: Mr. Pendleton has reported that there is no police record on Mr. Rokusky.

The Chief Judge reported on an interview had by him with Mr. H. Paul Rome, President of the Bar Association of Baltimore City, relative to Judges' salaries, and that he had received a letter from Mr. Howard Bregel, Chairman of a Bar Association Committee, relative to the same matter.

The Chief Judge reported upon a conference between him and Mr. Clarence W. Miles, relative to action of a committee, of the State Bar Association of which Mr. Miles is chairman, relative to a constitutional amendment pertaining to partial retirement of judges.

There being no further business to be brought before the meeting, it was, upon motion duly seconded and carried, adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

June / 3 , 1957





Superior Court  
of Baltimore City  
Baltimore 2, Md.

June 3, 1957

The Honorable, The Members of the  
Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Honorable Sirs:

I respectfully request your approval of the appointment of Mr. Joseph J. Rokosky as a clerk in the Record Office, to fill the vacancy created by the retirement of Mr. Philip B. Duesberry. Mr. Rokosky is 57 years of age, a widower, and resides at 834 North Chester Street. Mr. Rokosky informs me that he has no criminal record, and comes to me very well recommended.

Respectfully,

June 6, 1957 *James F. Carney*  
*Judge Tucker*  
*No Police Record*  
*A. P. Lewiston*

June 13, 1957

A luncheon meeting of the Supreme Bench was held on the above date; and all members were present.

The minutes of the meeting on June 6, 1957, were read and approved.

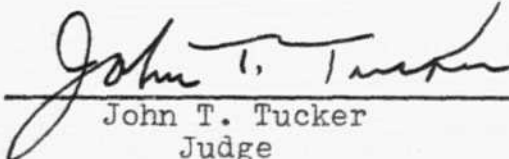
After discussion it was decided that there would be no luncheon meeting on Thursday, June 20, or Thursday, June 27, but that we would have luncheon in the conference room on June 25th. when the Bench will convene for it's general term meeting.

There was an unanimous vote of thanks to Judge and Mrs. E. Paul Mason for the tossed salad which was grown in their garden and prepared by them.

Chief Judge Niles read to the meeting a letter which he had written to Chief Judge Foster of the Orphan's Court of Baltimore City and Judge Foster's reply relative to suspending sessions of that court and closing of the office of the Register of Wills on Saturdays during the summer with provision that the records of the Register of Wills office be available for title examiners between 9 a.m. and noon on those days.

The Budget Committee, Judge Moylan, Chairman, was requested to report before the beginning of the summer recess of the courts on the budget to be submitted to the Board of Estimates, particularly as to any proposed increases in salaries except the automatic increases and increases provided by law.

There being no further business to be brought before the meeting, it was adjourned.

  
John T. Tucker  
Judge

Read and Approved

June 13, 1957.



Superior Court  
of Baltimore City  
Baltimore 2, Md.

June 20, 1957

The Honorable, The Members of the  
Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Honorable Sirs:

I respectfully request your approval of the appointment of Mr. Leo J. Jubb as a clerk in the Record Office, to fill the vacancy created by the death of Raymond J. McDonough.

Mr. Jubb is 38 years of age, married, and resides at 3227 Foster Avenue. He informs me that he has no criminal record, and comes to me well recommended.

Respectfully,

*James F. Carney.*

*June 25, 1957*

*No Police Record*

*A. P. Henderson*

Circuit Court No. 2 of Baltimore City  
Baltimore, Maryland

June 14th, 1957

G. GORDON KIRBY  
CLERK

Honorable Emory H. Niles, Chief Judge  
Supreme Bench of Baltimore City  
Court House  
Baltimore 2, Maryland

Dear Judge Niles:

Subject to the confirmation of the Supreme Bench of Baltimore City, I would like to appoint Mr. John Edward Zeller, 924 S. Highland Ave., Baltimore 24, Md., as a Recorder in my office.

My reason for requesting this appointment was occasioned by a vacancy in our office due to the death of Mr. Edward P. McDonough.

I personally interviewed Mr. Zeller and feel he will prove to be a capable and efficient employee.

It is my desire that this appointment become effective as of Monday, July 1st, 1957.

Respectfully yours,

  
Clerk

GGK:amp

cc: Hon. E. Paul Mason, Judge

June 14th, 1957

No police record





June 25, 1957

The Supreme Bench held its General Term meeting on the above date and prior thereto proceedings were held in Room 400 of the Court House for the purpose of admitting a group of recently qualified lawyers to practice before the Courts of the Supreme Bench of Baltimore City. In these proceedings an address was made by Mr. H. Paul Rome, President of the Bar Association of Baltimore City, and a response was made by Chief Judge Emory H. Niles of the Supreme Bench.

The members of the Bench retired to their conference room and selected Grand Jurors and alternate Grand Jurors for the September, 1957, Term, of the Criminal Court.

The minutes of the meeting of the Supreme Bench on June 13, 1957, were read and approved.

Arguments on motions for new trials were heard, and upon consideration the motions were denied in the following cases, viz: State vs John A. Watson, State vs Lamont F. Dorsch, State vs Lester Harris, State vs Joseph Leonard, State vs James E. Fannon, Jr., State vs Jesse Bondroff and Max Goldberg, State vs Richard N. Gamby, and State vs Walter Debinski. The motion in the case of State vs Vincent Gus Lanza was granted, and, in the case of State vs Robert R. Kares, the motion was denied as to the first count of the indictment and granted as to the second count thereof.

Judge Manley did not vote on the motions for new trials in the cases against Leonard and Fannon, respectively; and Judge Allen did not vote in the cases against Leonard, Fannon and Lanza, respectively.

Chief Judge Niles presented a letter from Mr. Carney, Clerk of the Superior Court of Baltimore City, requesting approval of his appointment of Leo J. Jubb, as a clerk in the Record Office to fill the vacancy created by the death of Raymond J. McDonough. Upon motion,

Supreme Bench Admits  
Bar Candidates To  
Practice

Forty-one candidates were admitted to practice as members of the Baltimore Bar by the Supreme Bench of Baltimore yesterday. The candidates are those who passed the examinations given in March by the State Board of Law Examiners.

H. Paul Rome, President of the Bar Association of Baltimore City, moved for the admission of the candidates and told the candidates that the existence of the nation depends upon the maintenance of justice. He asserted that it cannot be maintained unless the conduct and motives of the members of the legal profession are such as to merit the approval of the public. Mr. Rome also said that it is the duty of the lawyer to maintain toward the Courts a respectful attitude and advised the candidates that their conduct should be characterized by candor and fairness. He concluded his remarks by suggesting to the candidates that they be resolute in resisting the demands of the oppressor and equally be implacable in protecting the rights of the oppressed; that they be the essence of confidence in relating their clients' cause and the essence of humility in advocating it to the Court; and that they be courteous to the Bench, their fellow members of the Bar, Clerks and Court Officers, Jurors, witnesses and litigants. Chief Judge Emory H. Niles responded on behalf of the Court. The oath of office was administered by A. Patterson Pendleton, Deputy Clerk of the Supreme Bench.

Following is a list of the candidates:

Boston Fear Anderson, Jr., Felix Berger, John D. Callan, Thomas Jefferson Clagett, III, Francis Michael Connolly, Richard L. Cover, William Leo Daly, Lopez Amos Diehl, Benjamin N. Eisenberg, Myles Ronald Eisenstein.

Joseph W. Farrell, Kenneth R. Fenner, Jr., Thomas Merle Fischer, Max H. Flom, John Josephs Forbes, Jr., Paul E. Gaeng, Vincent de Paul Garvey, Wallace Edgar Gray, Bryan Bedout Haddaway, Ross Campbell Hall, Albert August Hepting.

Carl Sharpe Kadron, Milton Kaplan, Valentine A. Kogler, Gilbert Kramer, Richard Louis Lelonek, Joseph John Lupinek, Edward Charles McAllister, James W. McAllister, Robert J. McKay.

Allen A. Meyer, Jr., William Donald Moran, Maxwell Herschel Mund, Arthur Grant Murphy, Bernard Joseph Ohlendorf, Clarence Edward Pusey, Jr., Clayton A. Reid, Rubin Sapperstein, Stanley J. Shapiro, Louis Steinberg and Fred E. Waldrop.

September Term Grand  
Jury Selected By  
Supreme Bench

The Grand Jury for the September Term was selected by the Supreme Bench of Baltimore City yesterday. The jury is called for Monday, September 9th, when the local courts will convene for the September Term.

Those selected to serve on the jury are:

Florence H. Ahern, 3515 N. Calvert St.

George B. Hallowell, 1103 Woodbourne Ave.

Walter I. Seif, 952 Brooks Lane.

Paul T. O'Malley, 115 St. Albans Way.

Dorothy K. Craig, 5630 Loch Raven Blvd.

John Jenkins, 101 Upland Road.

Addison D. Warren, 908 N. Washington St.

William W. Lushbaugh, 1159 Northern Parkway.

Edward J. McCall, 610 Alcazar Hotel.

C. Leonard Fardwell, 5400 Spring Lake Way.

Selma F. Fox, 2304 Mt. Royal Terrace.

Carnell B. Manuel, 607 Edgevale Road.

J. Clement Buser, 601 Wildwood Parkway.

John H. Eppler, 5504 Greenleaf Road.

Bradley T. McCoy, 406 Rossiter Avenue.

Elizabeth M. Lamdin, 4414 Roland Ave.

Harry Rosenberg, 3825 Copley Road.

Rosa Jaffein, Esplanade Apts.

Catherine M. Little, 607 Willow Avenue.

E. Lloyd Davis, 2020 Bryant Avenue.

Camilla W. Morrison, 1500 Pentridge Road.

Donald G. Little, 408 Old Orchard Road.

Furman L. Templeton, 1502 McCulloh St.

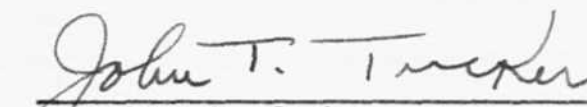
duly seconded and carried, the appointment of Mr. Jubb was approved subject to the usual check on police record. Note: The aforesaid letter bearing an endorsement by Mr. Pendleton that there is no police record is attached to these minutes.

The Chief Judge presented a letter from Mr. Kirby, Clerk of Circuit Court No. 2 of Baltimore City, requesting the Court's approval of his appointment of John Edward Zeller, as a Recorder in his office to fill the vacancy created by the death of Edward P. McDonough. Endorsed to this letter was a notation by Mr. Pendleton that there was no police record as to Mr. Zeller. Upon motion, duly seconded and carried, the appointment of Mr. Zeller was approved.

Judge Moylan, Chairman of the Budget Committee, reported on the proposed budget of the Supreme Bench to be submitted to the Board of Estimates. He reported specially as to the proposal to increase the salary of Mr. McDermott, Master in the Juvenile Division of the Circuit Court of Baltimore City, to \$10,500, which is the same as the salary of Mr. MacCarthy, who is the Master in the Domestic Relations Division of the Courts. On motion, duly seconded and carried, the entire proposals of the Budget Committee were approved.

The question as to whether a criminal case in which a new trial has been granted by the Supreme Bench should be tried before the same judge who presided at the first trial was discussed, and on motion, duly seconded and carried, this matter was referred to the Special Committee on Motion for New Trials in Criminal Cases for consideration.

Upon motion duly seconded and carried the meeting was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

Sept. 19, 1957.



**Motions For New Trials  
Are Decided By The  
Supreme Bench**

The Judges of the Supreme Bench of Baltimore City yesterday granted the motion for a new trial of Vincent Gus Lanza, who was found guilty of bets on races charges. The Bench also granted the new trial motion of Robert R. Kares, who was charged with burglary, as to the second count of the indictment, but denied Kares' motion as to the first count.

New trial motions which were denied by the Court were John A. Watson, murder; Lamont F. Dorsch, assault; Lester Harris, violation of automobile law; Joseph Leonard and James E. Fannon, Jr., manslaughter; Walter Debinski, perverted practice and Jesse Bondroff, Richard N. Gamby and Max Goldberg, lottery.

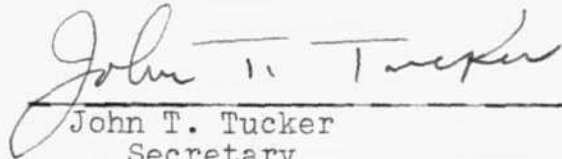
Albert L. Sklar was the attorney for Lanza, while Gordon H. Levy represented Kares. Appearing on behalf of the State in the other cases were Assistant State's Attorneys James W. Murphy, Julius A. Romano, James O'C. Gentry, Edward F. Borgerding, Paul Wartzman, John C. Weiss and Thomas C. Nugent.



July 9, 1957.

A special meeting of the Supreme Bench was called by Chief Judge Niles on the above date for the purpose of considering a letter from Mr. J. Harold Grady, State's Attorney of Baltimore City, in which he asked for the approval of the Supreme Bench of his appointment of Miss Lucy Ann Garvey, as an Assistant State's Attorney to fill the vacancy caused by the resignation of Mr. James O'C. Gentry, to become effective July 31, 1957. The Judges who were available and attended the meeting were Chief Judge Niles, Judges E. Paul Mason, Reuben Oppenheimer, Edwin Harlan, and John T. Tucker. Upon motion, duly seconded and unanimously carried, the aforesaid appointment of Miss Garvey was approved, subject to the usual check as to police record. The letter of Mr. Grady with endorsement of Mr. Pendleton thereon showing that there is no police record is attached to these minutes.

There being no further business to be brought before the meeting, it was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

Sept. 19, 1957.



## State's Attorney of Baltimore City

J. HAROLD GRADY

BALTIMORE 2

July 8, 1957

Honorable Emory H. Niles,  
Chief Judge, and  
Honorable Members of the  
Supreme Bench of Baltimore

Honorable Sirs:

It is with deep regret that I advise you that Mr. James O'C. Gentry has submitted his resignation from the position of Assistant State's Attorney, effective July 31, 1957, for the purpose of resuming the private practice of law.

To fill the vacancy created by his resignation, I respectfully submit the name of Miss Lucy Ann Garvey for appointment and confirmation as Assistant State's Attorney.

Miss Garvey, a life-long resident of Baltimore, was graduated from Western High School with honors in 1940. She continued her education at the University of Baltimore and was graduated from the Pre-Law Course in 1946 with the highest average in her class. In June, 1948, she received her Bachelor of Laws Degree from the same University.

As a law student, Miss Garvey attained the highest average in her class, was a participant in the Honor Case and was elected to the Heuisler Honor Society. After graduation from Law School, she passed the State of Maryland Bar Examination and was admitted to the Bar of the Court of Appeals of Maryland and the Supreme Bench of Baltimore City in 1948.

Since 1948, Miss Garvey has been engaged in the private practice of law. Miss Garvey has, in addition, been attending Loyola College Evening School with a view to obtaining the Degree of Bachelor of Science in Business Administration. She is 35 years of age, is unmarried, and resides at 4207 Connecticut Avenue, Baltimore 29, Maryland.

Miss Garvey has been highly recommended to me by many prominent members of the Bar for her integrity, industry and professional capacity.

Honorable Emory H. Niles  
and Honorable Members of  
the Supreme Bench of Baltimore.

-2-

July 8, 1957

I trust that this nomination will meet with the approval of the Supreme Bench. It is anticipated, subject to your confirmation, that Miss Garvey will be assigned to duties in conjunction with the Family Court and that Mr. George H. Rosedom will be assigned to general trial work.

Respectfully yours,

*Harold Grady*  
J. Harold Grady  
State's Attorney

JHG:bmd

*Approved July 19, 1957*  
*by the Supreme Bench of Baltimore City*  
*Emory H. Niles*  
*Paul Mason*  
*John T. Tucker*  
*Leuba Appelman*  
*Edwin Harlan*

July 10, 1957

No Police record.

*A. P. Bendleton*

September 19, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members were present.

Chief Judge Niles announced that ceremonies for the admission of new lawyers to the bar of the Supreme Bench would be held in courtroom number 400 on November 8, at 3:00 p.m.; and it was decided that Judge Niles would select the speaker for the ceremonies.

After discussion, it was decided to dispense with the regular monthly meeting of the Supreme Bench which would ordinarily be held on October 5, and that the motions for new trials that are now pending would be heard on the regular monthly meeting in November.

Judge Cullen, Chairman of the Probation Committee, stated that he had several matters to report, but because of the lack of time at this meeting, he was asked to make his report at the meeting to be held on Thursday of next week. Judge Niles requested Judge Manley, Chairman of the <sup>Assignment</sup> ~~Trusts~~ Committee, Judge Moylan, Chairman of the Budget Committee, and Judge Byrnes, Chairman of the Court House Committee, to make reports of their respective committees at the Thursday luncheon meeting week after next.

Upon motion, duly seconded and unanimously carried, Clarence R. Mahrer, was appointed as Bailiff to the Grand Jury.

Upon motions, each of which was duly seconded and unanimously carried, the following actions were taken, viz:

G. Joseph Sills, Jr., was appointed Bailiff to the Supreme Bench to fill the vacancy caused by the transfer of Clarence R. Mahrer to bailiff to the Grand Jury, such appointment to become effective October 7, 1957.

Mrs. Lois B. Smith, was appointed Bailiff to the Supreme Bench to fill the vacancy created by the resignation of Mrs. K. F. Mitchell, such appointment to become effective September 23, 1957.

Alva P. Weaver 3rd., was appointed Bailiff to the Supreme Bench to

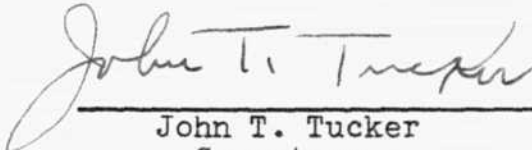


fill the vacancy created by the resignation of John L. Moring, Jr., such appointment to become effective as of date of resignation of Mr. Moring.

Paul E. Burke, Jr., was appointed Bailiff to the Supreme Bench to fill the vacancy caused by the resignation of C. H. Foreman, such appointment to become effective October 1, 1957.

Judge Manley, Chairman of the Assignment Committee, submitted a written report of the committee advising of the resignation of Mrs. Ida Galantino, senior clerk-typist in the Central Assignment Bureau, as of August 31, 1957, and recommending the appointment in her place of Miss Lois A. Fabiszak, effective as of September 2, 1957. The said report is attached to these minutes. Upon motion, duly seconded and unanimously carried, Miss Fabiszak's was appointed as senior clerk-typist in the Central Assignment Bureau effective as of September 2, 1957.

There being no further business to be brought before the meeting , it was, upon motion, adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and approved

September 26<sup>th</sup>, 1957.

Supreme Bench  
of  
Baltimore City

MICHAEL J. MANLEY  
JUDGE

BALTIMORE 2, MARYLAND

September 16, 1957

TO THE CHIEF JUDGE AND ASSOCIATE  
JUDGES OF THE SUPREME BENCH OF  
BALTIMORE CITY:

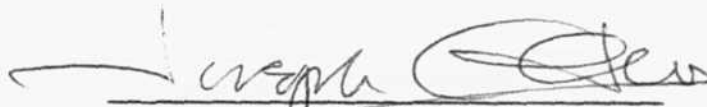
Mrs. Ida Galantino, who has been employed as a Senior Clerk-Typist in the Central Assignment Bureau, has terminated her employment as of August 31, 1957, because of pregnancy.


We recommend the appointment in her place of Miss Lois A. Fabiszak effective September 4, 1957. This young woman is 18 years of age and has been employed by the Commercial Credit Corporation as a typist for about 14 months. She attended St. Katherine's Catholic School for eight years, and graduated from the Catholic High School of Baltimore where she took the general business course. She resides at 3104 E. Biddle Street with her parents.

Respectfully submitted,

ASSIGNMENT COMMITTEE

  
S. Ralph Warnken

  
Joseph Allen

  
Michael J. Manley,  
Chairman

*SB*

Supreme Bench  
of  
Baltimore City

EDWIN HARLAN  
JUDGE

BALTIMORE 2, MARYLAND

September 9, 1957

Honorable Emory H. Niles  
Chief Judge  
Supreme Bench of Baltimore City  
231 Court House  
Baltimore 2, Maryland

Dear Judge Niles:

As you know, my bailiff, Mrs. James H. Mitchell, has tendered her resignation, to become effective September 20, 1957.

Mrs. Lois B. Smith, of 3808 Arbutus Avenue, Baltimore 7, Maryland, has made application and is acceptable to me. She has worked as legal secretary for the past two and a half years for Mr. Victor H. Laws, formerly a partner in the law firm of Miles and Stockbridge. Mr. Laws is leaving the firm and moving to Salisbury where he will practice. Mrs. Smith comes highly recommended from this firm. I am enclosing two letters, from Mr. Laws and Mr. Clyde Y. Morris. Approval of the Supreme Bench is requested for this appointment.

Very truly yours,

*Edwin Harlan*

EH:km

*September 19, 1957*

*No police record.*

*A.P. Rensdator*

September 17, 1957

Hon. James K. Cullen,  
Court House,  
Baltimore, Maryland.

Dear Jim:

I have a copy of Dr. Guttmacher's letter of July 11 to you recommending Dr. Roger Waterman as the successor to Dr. Lichtenberg. Dr. Waterman's qualifications sound good, and I think you should bring the matter up at the Bench Meeting on Thursday with the idea of having him appointed.

Sincerely yours,

EHN/jp



C  
O  
P  
Y

July 11, 1957

Honorable James K. Cullen,  
Court House,  
Baltimore, Maryland.

Dear Judge Cullen:

Dr. Joseph Lichtenberg, who has been serving as one of the psychiatrists of this office for the past year, has recently informed me of his desire to resign in order to accept an important appointment at the Sheppard Pratt Hospital. Of course, I felt that we had to accept Dr. Lichtenberg's resignation under these conditions.

We are, I believe, in a very fortunate position in that the staff and I have succeeded in persuading Dr. Roger Waterman, a psychiatrist who has been on the staff of the Psychiatric Institute at the University Hospital, to apply for the position vacated by Dr. Lichtenberg.

Dr. Waterman is thirty-five years of age, is married and has four children. He graduated from the University of Maryland Medical School in 1948. He was a resident for a year and a half at the Institute of Living at Hartford, Connecticut and completed his residency training for a year and a half at the University of Pittsburgh Hospital. He then spent twenty-one months as psychiatrist at the National Training School for Boys in Washington, D.C. He was then an officer in the U.S. Public Health Service. In November, 1954, he began part-time private psychiatric practice in Baltimore, at the same time teaching at the Johns Hopkins and University of Maryland, which he has continued up until the present time. In December, 1956 he passed the examinations for the American Board of Psychiatry.

I have canvassed the local field quite thoroughly and I feel confident that there is no one available whose qualifications approach those of Dr. Waterman for this position. As a consequence, I should like to recommend to the Committee that Dr. Waterman be interviewed and if he impresses them as favorably as he has impressed all of us, that he be selected for this position.

Dr. Lichtenberg is on his summer holiday in Europe. He will return in August to complete his service, which will be concluded on September 9th.

With best regards to you and wishing you a very good summer, I am

Very respectfully yours,

Manfred S. Guttmacher, M.D.  
Chief Medical Officer

MSG:W

SB

2523 Harlem Avenue  
Baltimore 16, Md.  
August 28, 1957

Honorable Emory H. Niles  
Chief Judge  
Supreme Bench of Baltimore City  
Court House  
Baltimore, 2, Maryland

Dear Judge Niles:

I respectfully apply for the position of Bailiff to the Grand Jury; the vacancy being caused by the death of Mr. F. Henry Maisch.

This application is made with the approval and favorable consideration of Judge Joseph R. Byrnes to whom I am now assigned.

I was appointed bailiff to the Supreme Bench on March 14, 1927 and at the present time I am the senior bailiff in point of service.

Very respectfully,

*Clarence R. Mahrer*

Clarence R. Mahrer

cc: All Judges of the Supreme Bench

September 26, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members were present except Judge Oppenheimer and Judge Allen.

The minutes of the meeting of September 19, 1957, were read and approved.

Chief Judge Niles announced that Mr. Norwood B. Orrick, a Vice President of the Bar Association of Baltimore City would move the admission of new lawyers to the bar of the Supreme Bench at the ceremony to be held on November 8, 1957.

The Chief Judge announced that Chief Judge Brune of the Court of Appeals had offered to have Judge George Henderson, Chief Judge of the Fourth Judicial Circuit, to serve in the Courts of the Supreme Bench of Baltimore City for one week, during October 1957. It was decided that this offer would be accepted and that the specific week for Judge Henderson to serve would be determined by Chief Judge Niles.

Chief Judge Niles presented a letter from Mr. Bernard Flynn, Chairman of the Board of Property Review, relating to the work of that Board up to this time.

Judges Manley and Carter reported on their recent activities which have resulted in the final disposition of a number of cases before they were placed in the assignment for trial and these reports were accepted with satisfaction and approval.

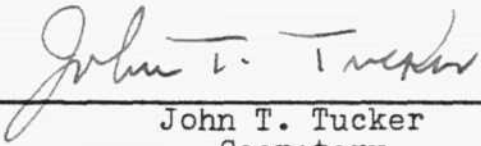
Judge Cullen, Chairman of the Probation Committee, made a comprehensive and encouraging report regarding the work of the Probation Department.

Upon motion, duly seconded and unanimously carried, Doctor Roger Waterman was appointed as a psychiatrist in the office of the Medical

Examiner of the Supreme Bench, such appointment to be effective as of

After hearing recommendations of Judge Cullen and other members of the Probation Committee, it was, upon motion, duly seconded and unanimously carried, decided that the collection fees to be paid to the Probation Department would be at the rate of two percent beginning January 1, 1958. Also, upon motion, duly seconded and unanimously carried, it was decided that the Probation Department would make no charge for collections of money payable to the City Hospitals and the Public Welfare Department of Baltimore.

There being no further business, <sup>the meeting</sup> it was adjourned.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

October 3, 1957.



MEMORANDUM

TO: The Honorable James K. Cullen  
FROM: John A. Wallace, Director of Probation  
SUBJECT: Probation Department Report

September 25, 1957

The following is a summary of the major activities and changes that have taken place in the Probation Department since April 22, 1957 when I assumed the position as Director of Probation.

Administrative

A weekly meeting of the administrative officials is held in the office every Tuesday at which time problems and plans for the Department can be discussed. Also a weekly meeting is held every Thursday noon with all administrative and supervisory staff in the Department. Minutes in this latter meeting are taken and serve as a way of informing the staff of changes in the policy and procedure. These minutes also form the basis for a monthly staff bulletin which is issued to all personnel in the Department. The first issue of this bulletin was in August.

For budget control purposes, five classes have been listed for which money is spent for Department needs other than salaries. Money is tentatively allocated to each of these classes so that the Department may control its spending program within the fiscal year. The Department no longer carries its own employees liability bond as, by action of the Probation Committee, the Department has been included in a city wide bond. The liability of that bond is greater than the liability under the bond previously held by the Department.

The Department previously had been receiving money on a number of non-support cases in which there had been originally a Court Order or

-2-

State's Attorney's Agreement but that had expired. By action of the Probation Committee, we will no longer accept money in those cases where the legal jurisdiction has expired. Procedure has been developed to notify all parties of their rights in advance of the expiration date.

#### Personnel

The only vacancy to date is that caused by the military service obligation of Mr. Arnold L. Rudo. He enlisted in the armed services and will be required to serve six months of active duty and then return to civilian status. Mr. Rudo started this military service in September, 1957 and expects to return to the office about March, 1958. Three Probation Officers were added to the staff during the summer months to fill vacancies caused by resignations. The new Probation Officers are Mr. Edward F. Patz, Mr. Joseph C. Howard and Mr. Alan Eckhart. Two former Probation Officers were hired in the summer months on a temporary basis until permanent replacements could be secured.

A request was made and approved by the Board of Estimates for the creation of two temporary clerical positions for forty-five work days for each position. They were extremely helpful to the Department during the summer months.

The Department is carrying on a continuous recruiting program as far as Probation Officers are concerned. A new written examination has been developed. Applicants meeting the minimum educational requirements will be given the examination any day requested and if successful will be given an oral interview by a committee of at least three from the administrative and supervisory staff of the Department. The purpose of this is to develop a waiting list of applicants for the positions here so that when a vacancy occurs suitable candidates can be immediately

-3-

presented to the Probation Committee.

#### Equipment Needs

The Department vitally needs certain office equipment so as to make our operations more effective. For example, all Probation Officers write out all reports in long hand. A survey of one week with a portion of the staff indicated that a number of the personnel were spending from eleven hours upward per week in just writing out reports which were then copied by the clerical staff. At present various dictating equipment is being used in the office so that some determination can be made of the quantity needed and the type to be secured. Also under consideration is the purchase of a duplicating machine. All mimeograph work done for the Department must be purchased commercially or else done through the courtesy of a social agency in the community.

The Department is also studying and considering the purchase of a photocopy machine and replacement of certain furniture which is obsolete, out-moded and broken. A major improvement was made through the Court House Committee when acoustic tile was installed in the Collection Office.

#### Public Relations

A quarterly report from this Department has been started and will be continued. This will be distributed to key officials and departments, and to selected civic leaders and agencies who are interested in the problems of the Department. The response to the first report was very gratifying.

One of the basic needs of the Department has been a positive public relations program. To further develop such a program a committee from the staff has been named to give suggestions to the Director on this topic.

#### General Remarks

One of the basic needs within the Department has been to develop better communications within the Department and to develop a manual for use in the

-4-

Department. The weekly administrative and supervisory meetings have helped. It is hoped that the staff bulletin will be of further assistance. It should be noted that this bulletin will be used as a basis toward the development of a manual for the Department, after which the focus of the bulletin will be changed. As communication gradually increases within the Department so that all staff members understand their individual function and the overall operation of the Department the effectiveness of the Probation services should be increased.



MEDICAL SERVICE  
OF THE  
SUPREME BENCH OF BALTIMORE  
COURT HOUSE  
BALTIMORE 2, MD.

MANFRED S. GUTTMACHER, M. D.  
CHIEF MEDICAL OFFICER

GLADYS D. WEIS  
ADMINISTRATIVE ASSISTANT

October 2, 1957

Honorable James K. Cullen,  
Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Dear Judge Cullen:

Thank you very much for your  
letter informing me that Dr. Waterman has been  
officially appointed to our staff. He began  
his service on September 9, 1957.

Respectfully yours,

*Manfred S. Guttmacher*  
Manfred S. Guttmacher, M.D.  
Chief Medical Officer

MSG:W

10

October 3, 1957.

A luncheon meeting of the Supreme Bench was held on the above date and all members were present.

The minutes of the meeting of September 26, 1957, were read and approved.

Chief Judge Niles presented a circular advertising an article called "~~A~~ McIntosh Traffic Board" for use in the trial of cases arising out of motor vehicle accidents. The price of each article containing a board and small models of automobiles is \$~~150.00~~<sup>169.00</sup>. The Judges were asked to consider the matter as to whether such articles should be purchased for use in the Law Courts and report at the next meeting.

The Chief Judge announced that Honorable Neil C. Fraley would serve in the Courts of the Supreme Bench during the week of November 4, 1957, and December 2, 1957, and that Judge George Henderson would serve in such courts for the weeks beginning November 18, 1957, and December 9, 1957, respectively. Judge Manley stated that these Judges preferred to serve in Civil jury cases.

Chief Judge Niles reported that he had informed the Committee on Continuing Legal Education that in view of the meeting planned by that committee for November 1, 1957, at the Lord Baltimore Hotel, lawyers who wish to attend this meeting would be excused from the trial of cases.

The Chief Judge announced that in the disbarment proceedings <sup>against</sup> of Sidney I. Kellam, attorney, an order had been signed by the Court on August 27, 1957, allowing the respondent, Kellam, to show cause on or before October 3, 1957, why the prayer of the petition of the Bar Association should not be granted. He stated that up to the hour of the meeting no answer had been filed by the respondent, and it was

decided that Judge Niles would confer with the Bar Association's counsel in the case and the members of the Bench would decide at their next meeting what further procedure to follow.

Judge Manley, Chairman of the Assignment Committee, reported that Miss Anna F. Doyle, who has worked in the Office of the Assignment Commissioner and has been ill, would be retired and off the pay roll on October 2nd or 3rd. At the meeting of the Bench on May 16, 1957, Miss Joan Laura Toy, was appointed as a Senior Clerk-Typist in the Central Assignment Bureau on a temporary basis. Upon motion, duly seconded and unanimously carried, Miss Toy was appointed to the said position on a permanent basis.

Judge Manley's report included information as to increases and reductions in the number of untried cases in the various Civil Courts.

Interesting reports were made by Judge Moylan, Chairman of the Budget Committee, and Judge Byrnes, Chairman of the Court House Committee. Judge Byrnes mentioned the construction work being done in the court house to provide additional space for the staff of Doctor Guttmacher, Chief Medical Officer, and Mr. MacCarthy, Master in the Domestic Relations Division, and rearrangement of quarters for Mr. Shaughnessy, the Register of Wills. The success of this committee is shown by the fact that all of the aforesaid gentlemen are satisfied.

The Chief Judge requested Judge Warnken, Chairman of the Committee on Masters, et al and Judge Tucker, Chairman of the Rules Committee, to make reports at the next meeting.

There being no further business, the meeting was adjourned.

*John T. Tucker*  
John T. Tucker  
Secretary

Read and Approved  
October / 8 , 1957

Circuit Court No. 2 of Baltimore City  
Baltimore, Maryland

G. GORDON KIRBY  
CLERK

October 9th, 1957

Honorable Emory H. Niles, Chief Judge,  
Supreme Bench of Baltimore City,  
Court House,  
Baltimore 2, Maryland.

Dear Judge Niles:

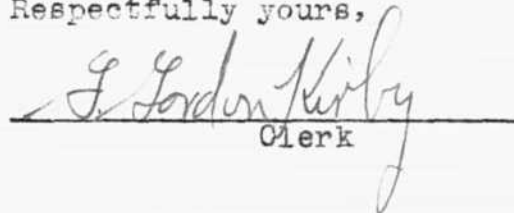
Subject to the confirmation of the Supreme Bench of Baltimore City, I would like to appoint Miss Rita Ann Kohlhepp, 508 Glen Allen Drive., Baltimore 29, Maryland., as a Utility Clerk in my office.

My reason for requesting this appointment was occasioned by the resignation in our office of Mrs. Ann M. Pugh.

I personally interviewed Miss Kohlhepp and feel she will prove to be a capable and efficient employee.

It is my desire that this appointment become effective as of Monday, November 4th, 1957.

Respectfully yours,

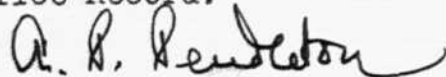
  
Clerk

GGK:JTM

cc. Hon. John T. Tucker, Judge

October 10, 1957

No Police Record.





October 10, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members were present except Judge Allen.

The minutes of the meeting on October 3, 1957, were read and approved.

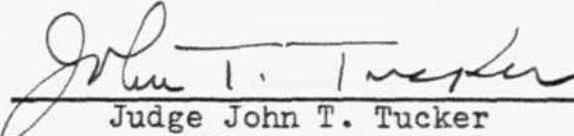
Judge Tucker reported that on the day before, he had convicted in the Criminal Court, Ernest J. Bauer, who is a member of the Bar <sup>and</sup> in the real estate business, on a charge of forgery of endorsement on a check. It was the sense of the meeting that disbarment action in the matter should await expiration of the time for an appeal from the judgment on said conviction.

Chief Judge Niles reported that Mr. Roger B. Williams, of the Baltimore Bar, would move the admission of new lawyers to the Bar of the Courts of the Supreme Bench at the ceremony to be held on November 8, 1957.

The Chief Judge read a letter to him from Mr. G. Gordon Kirby, Clerk of the Circuit Court #2 of Baltimore City, and upon motion, duly seconded and unanimously carried, Mr. Kirby's appointment of Miss Rita Ann Kohlhepp, as a Utility Clerk in his office in the place of Mrs. Ann M. Pugh, resigned, was approved, subject to the usual check as to police record. Note - The aforesaid letter to Judge Niles is attached to these minutes and Mr. Pendleton's statement that Miss Kohlhepp has no police record is endorsed thereon.

The reports of Judges Warnken, Oppenheimer, and Tucker, respectively, and action on a letter written by Mr. Henry H. Waters to Judge Cullen were postponed to the next meeting because of lack of time.

The meeting was adjourned.

  
 Judge John T. Tucker  
 Secretary

Read and Approved

October 17<sup>th</sup>, 1957.

COPY

## FIDELITY-BALTIMORE NATIONAL BANK

Baltimore 3, Maryland

September 26, 1957

Trust Department

The Honorable James K. Cullen,  
 Baltimore City Court,  
 226 Court House,  
 Baltimore-2, Maryland.

Dear Judge Cullen:

Yesterday I met with Dr. Harry Bard who, at the request of Dr. John H. Fisher, is looking after the program of addresses being made to the high school students. There were present several of the administrative officers of the Public School System and together we reviewed "Suggested Topics for Presentation" listed in the memorandum which I left with you last week. It was generally agreed that the following topics be submitted to the Members of the Supreme Bench:

1. Historical background of common law in England and this country, and the growth of statutory law
2. Organization and jurisdiction of our courts:
  - a. State Courts:
    - Peoples' Courts
    - Circuit Courts
    - Supreme Bench
    - Court of Appeals
  - b. Federal Courts:
    - U. S. District Courts
    - Circuit Courts of Appeal
    - Supreme Court
3. Contractual Obligations and Torts:
  - a. Purchases and sales, landlord and tenant agreements, etc.
  - b. Negligence cases, responsibility for the care of children on trips to museums, etc.
4. Trial of cases:
  - a. Jury system in Maryland compared with other States
  - b. Authority of the judge
  - c. Determination of questions of law and fact
  - d. Equity procedures relating to mortgage foreclosures, divorce, etc.
5. Insurance, Taxes, Testamentary Law and Trusts

6. Constitutional Law, Criminal Law, Military Law, Court Martial - trial by Court Martial of young men in military service
7. Obligations of teachers and citizens in the making, upholding and changing of laws

Dr. Bard has in mind inviting to the meetings in April and May not only the teachers who would be working for credits, as explained in the memorandum which I left with you, but also leaders of community organizations which might bring the number present up from 100 to between 200 and 300, provided there is no objection by the Members of the Supreme Bench.

In addition to the addresses to the teachers next April and May, you will recall that there are also the two following talks:

Baltimore City College - December 11, 1957, 9 A.M. -  
Bill of Rights Day

Eastern High School - February 12, 1958, 9 A.M. -  
Lincoln's Birthday and Brotherhood Week

I have also been asked whether the Supreme Bench would be willing to provide, as well, a speaker for the following date:

December 15, 1957, 9:15 A. M. - Paul Lawrence Dunbar Senior High School, McElderry and Caroline Streets - subject Civil Rights

At this School where the students are mainly negroes, there would be approximately 1000 present, as that is the capacity of the auditorium.

The Administration of the Public Schools expressed much satisfaction in the interest of the Supreme Bench in making these addresses, and believe they will be most helpful.

Sincerely yours,

Henry H. Waters

HHW: jmp

October 17, 1957.

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present except Judge Allen.

The minutes of the meeting on October 10, 1957, were read and approved.

Chief Judge Niles announced that Judge Fraley would serve in the Courts of the Supreme Bench during the week beginning November 4th., and the week beginning December 2nd., and Judge George Henderson would serve in those courts during the week beginning November 18th., and the week beginning December 9th.

It was the unanimous opinion of the members of the Bench that the Assignment Committee should decide whether an additional panel of jurors should be selected to serve during the time or any part thereof that Judge Fraley and Judge Henderson will be serving in the Courts.

Judge Moylan, Chairman of the Probation Committee, made a report and thereafter, upon motions duly seconded and unanimously carried, the following resolutions were adopted, viz:

RESOLVED, that the psychiatrists and psychologists who serve in the Circuit Court of Baltimore City, Division for Juvenile Causes, shall be henceforth a part of and employees of the Medical Department of the Supreme Bench and subject to its supervision, and that such professional staff in said Division for Juvenile Causes shall henceforth be assigned to that Division by the said Medical Department, subject to the approval of the Supreme Bench.

RESOLVED, that the Supreme Bench employ Doctor William H. Fitzpatrick for the Medical Department, to be assigned to the Circuit Court of Baltimore City, Division for Juvenile Causes, as part-time psychiatrist at a salary of \$6000.00 per annum, his duties to start as of November 1, 1957.



Judge Oppenheimer made a report, and suggested that the members of the Supreme Bench consider use of the Lawyers Referral Service when they are called upon to make appointments of counsel in civil or criminal cases, especially when any list that they may be using has become exhausted.

Judge Cullen made a report regarding the appearance of Mr. Wallace, Director of Probation, before the Grand Jury in the place of Mrs. Samler, who had been summoned or requested to appear as a witness before that body. Judge Cullen also reported as to a proposed taking of pictures in the court house for use in connection with a television program sponsored by a committee of the Bar Association of Baltimore City. It was stated

that if any picture was taken in a court room, <sup>it would be while the court is not in session.</sup> ~~the room would be vacant.~~

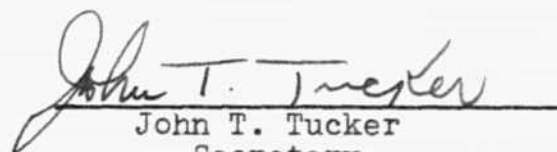
As to the State's Attorney's office it was contemplated that a picture thereof would include members of the State's Attorney's staff. It was unanimously decided that the taking of pictures as aforesaid would be permitted.

In relation to a letter dated September 26, 1957, from Mr. Henry H. Waters, attorney and member of the Bar Association, to Judge Cullen, the following resolution, upon motion, duly seconded and unanimously carried, was adopted, viz:

RESOLVED, that it is the sense of the Supreme Bench ~~that~~ it should not, as a Bench, take official action with respect to participation in a Bar Association publicity program, on the understanding, however, that each judge, individually, shall be free to accept or decline any invitation to speak at an appropriate public meeting.

A copy of the aforesaid letter from Mr. Waters to Judge Cullen is attached to these minutes.

The meeting was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

October 24, 1957.

October 24, 1957


A luncheon meeting of the Supreme Bench was held on the above date and all members were present. The minutes of the meeting of October 17, 1957, were read and approved.

Judge Byrnes kindly complied with a request that he make the minutes of the meeting after the Secretary was required to leave the meeting in order to answer questions of a jury who were considering a case in Criminal Court. Those minutes are as follows:

"Chief Judge Niles brought to the attention of the Bench a petition of Mr. Joseph H. Colvin, requesting authorization to destroy books, records and papers in two receivership cases. One, the American Radio Public Address Service, was closed on July 9, 1957; the other, the Maidrite Uniforms, Inc., closed during January 1957. Judge Harlan refused to sign the petition presented by Mr. Colvin.

"After discussion, the question was referred to <sup>the trust</sup> a committee, consisting of Judges Manley, Harlan and Warnken, for study and a possible rule stating when Trustees and Receivers may destroy such records."

The meeting was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

November 1, 1957.  
J. T. T.

November 2, 1957

A regular monthly meeting of the Supreme Bench was held on the above date and all members were present except Judge Mason.

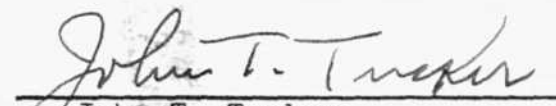
Motions for new trials were argued before the Bench with the following results, viz:

In the case of State vs Roy Kirk Fritz, the motion was denied.

In State vs Vernon Marshall Hall, the motion was denied.

In State vs Pauline M. Pezza, the motion was denied on the first count of the indictment and granted as to the fifth count.

The minutes of the luncheon meeting on October 24, 1957, were read and after corrections were approved.

  
\_\_\_\_\_  
John T. Tucker  
Secretary

Read and Approved

November 7, 1957.

...of as being ...

### Motions For New Trials Are Heard By Supreme Bench

The Supreme Bench of Baltimore City denied the motions for new trials of Roy Kirk Fritz, who was convicted of assault and Vernon Marshall Hall, found guilty of lottery. The Judges also denied the new trial motion of Pauline M. Pezza, who was convicted of lottery, as to the first count of the indictment, but granted the motion as to the 5th count.

Representing the State at the hearings were: Assistant State's Attorneys James W. Murphy, Joseph G. Koutz and John C. Weiss.

WWW.WO



November 7, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members and Judge Neil C. Fraley were present.

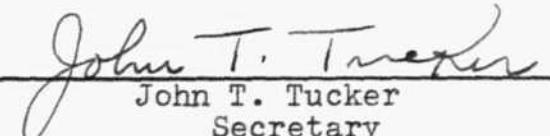
The members of the Bench extended their welcome to Judge Fraley and ~~presented~~<sup>expressed</sup> their appreciation of his willingness to serve with us in the Courts of the Supreme Bench.

The minutes of the meeting of November 2, 1957, were read and approved.

Chief Judge Niles reported relative to a petition of the Bar Association of Baltimore City for disbarment of Ernest J. Bauer, an attorney. Judge Niles will sign an order requiring the respondent, Bauer, to show cause why he should not be disbarred.

Judge Manley, Chairman of the Trust Committee, reported that two matters were under consideration and would be reported upon at a later date. Judge Byrnes, Chairman of the Building Committee, reported relative to office space for Mr. MacCarthy and relative to luncheons. Judge Harlan reported as to a letter he had received from Charles S. Jackson, Insurance Commissioner, relative to the merger of three companies viz: Atlas Insurance Company of Philadelphia, Eureka Casualty Company, and Fire Association of Philadelphia, each of which had previously qualified to write, among other things, fidelity bonds, in Maryland. Judge Tucker reported relative to the status of proposed new rules of the Supreme Bench.

There being no further business to be brought before the meeting, it was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

November 14, 1957.

**Disciplinary Action Is  
Filed With Bench By  
Bar Association**

Chief Judge Emory H. Niles, of the Supreme Bench of Baltimore City, signed an order yesterday requiring Ernest J. Bauer, Jr., to show cause by December 7th next why he should not be disbarred or otherwise disciplined by the Supreme Bench.

The order was signed upon a petition filed by the Bar Association of Baltimore, which claimed that Bauer, who was admitted to practice by the Court of Appeals of Maryland on June 28, 1951, had been guilty of conduct unbecoming and unworthy of a member of the Bar. It was pointed out in the petition that Bauer had been found guilty of forgery of endorsement last month by Judge John T. Tucker in the Criminal Court Part 2 of Baltimore City, and that sentence had been suspended for 1 year upon condition of good behavior and upon payment of costs.

Townsend Parks, Jr. and M. Peter Moser were the attorneys for the Bar Association.

November 14, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members were present except Judge Moylan. The minutes of the meeting on November 7, 1957, were read and approved.

There was a discussion as to form of proceedings during which recently admitted lawyers to the Bar of the Court of Appeals of Maryland were admitted to the Bar of the Supreme Bench of Baltimore City on November 8, 1957. It was the sense of the meeting that when similar ceremonies are held again, each candidate should step forward about one pace when his name is called. It is believed that this procedure will identify each candidate and add to the dignity of the proceedings.

Chief Judge Niles announced that Judge George Henderson of the Fourth Judicial Circuit would be here on Monday, November 18, 1957, to assist in trials in the courts of the Supreme Bench.

Judge Oppenheimer made an interesting report relative to the Domestic Relations Division of the Courts, and there is filed with these minutes a memorandum to Judge Oppenheimer from the Master, Thomas P. MacCarthy.

Judge Niles, who had examined the annual report of Mr. Invernizzi, Director of Administrative Office of the Courts, informed the other members of the Bench of matters of special interest contained in the report.

There being no further business to be brought before the meeting, it was, upon motion seconded and carried, adjourned.

---

John T. Tucker  
Secretary.

Read and Approved

November , 1957/

## Supreme Bench Admits Bar Candidates To Practice

One hundred candidates were admitted to practice as members of the Baltimore Bar by the Supreme Bench on Friday at a ceremony held in the Court House. The candidates are those who passed the Bar Examinations given in July by the State Board of Law Examiners.

Roger B. Williams, prominent member of the local Bar, moved for the admission of the candidates and the oath of office was administered by A. Patterson Pendleton, Deputy Clerk of the Supreme Bench. Chief Judge Emory H. Niles responded on behalf of the Court.

Following is a complete list of the candidates:

James E. Armstrong III, Harold H. Balser, Nathan Beitsch, Robert L. Berger, Leonard Bloom, Jerome Blum, Lowell R. Bowen, John T. Brooks, Charles W. Broomfield, David M. Buffington, J. Raymond Buffington, Jr., Don Porter Bush, Richard F. Cadigan, John N. Campbell, Philip A. Camponeschi, Jack B. Candler, Jesse R. Cannon, Henry Lee Conway, Jr., Vernon B. Corbin, M. Jenkins Cromwell, Jr., Richard F. Damesyn, Bernard Danker, Henry F. Davis, Jr., Michael Demyan, Bernard A. Dowgiello, David J. Downey, Carl A. Durkee.

Richard J. Flanigan, Christopher H. Foreman, Marvin L. Frankel, Franklin I. Freeman, Irwin A. Friedenber, Sheldon E. Friedman, Raymond L. Galle, Robert J. Gestung, Alvin N. Geser, Robert L. Gilland, Harold I. Glaser, Edward J. Gutman, Loring E. Hawes, William Hoffman, John D. Hunter, Robert Hyman, Bernard M. Imber, Leonard S. Jacobson, Charles J. Josey, Stanley Kantor, Samuel F. Kenney, Elaine W. Kerr, Edward J. Klima, O'Neal W. Koger, Robert E. Kuczynski.

John S. Lalley, Harry W. League, Jr., Donald C. Lee, Albert Leibowitz, Raymond S. Lippens, Archibald E. Mackey, Samuel H. McCoy II, Clifford Martin, Edward T. Maxwell, Jr., Robert L. Morris, Joan N. Morrison, Francis Key Murray, Jr., Michael J. Muth, Herbert B. Mutter, Paul I. Narkin, Thomas J. Naulty, Joseph John O'Keefe, Jr., Robert U. Patterson, Jr., James D. Peacock, Hill Dawson Penniman, Edward J. Petrick, Kenneth D. Pezzulla, Morton C. Pollack, John W. Powell, Jr., Calvin W. Reese.

Russell R. Reno, Jr., Bernard J. Sachs, Donald M. Sandler, Edwin H. Schein, Joseph F. Smith, Jr., Roy A. Sommerhof, David R. Stambaugh, Melvin A. Steinberg, Frederick Steinmann, Shale D. Stiller, Robert F. Sweeney, Robert C. Thompson, George E. Thomsen, John R. Toston, A. Vernon von Tundenberg, Charles S. Waesche, Jr., Bernard A. Wald, Lawrence E. Wedikind, Arnold M. Weiner, Russell J. White, J. Martin Whitman, Gerard W. Wittstadt, Alan M. Wolf.



DOMESTIC RELATIONS DIVISION  
SUPREME BENCH OF BALTIMORE CITY

Room 303 Court House

Baltimore 2, Md.

November 12, 1957

THOMAS P. MACCARTHY  
MASTER

MEMORANDUM TO: JUDGE REUBEN OPPENHEIMER

FROM: THOMAS P. MACCARTHY, MASTER

SUBJECT: 1957 STATISTICS FOR DOMESTIC RELATIONS DIVISION

Three objectives were had in mind when the Domestic Relations Division was established:

1. The primary purpose of the plan was to eliminate, as far as possible, the number of bastardy and non-support trials in Criminal Court, by using the procedures of conciliation and agreement. It was also planned that the Judge would be relieved of the tedious task of hearing complaints regarding unpaid support orders and petitions for increase or decrease in such orders. A further objective was to provide a plan whereby matters concerning temporary alimony and attachments for contempt in alimony and support matters would be kept out of Court unless no settlement could be effected.
2. To accomplish the above objective, the Bench appointed a full-time Master to hear and settle, as far as possible, these minor disputes and default cases. It also provided, under the Master's direction, a group of Domestic Relation Analysts who would attempt to help people solve their domestic disputes out of Court when complaints of non-support or bastardy are made.
3. The program will soon have been in complete operation for one year, and the Domestic Relations Committee has requested the Liason Committee of the Bar Association to study the program's effectiveness and make any recommendations for changes it may consider desirable.

Records for 1957 to date indicate that the volume of Domestic Relations complaints is increasing almost every month. In January, 1957, 862 complaints were received, but by May the monthly intake was up to 1,125. It dropped somewhat during the summer, but the complaints for the month of September were again over 1,000.

Page 2

Subject: 1957 Statistics for Domestic Relations Division

It is not intended in this memorandum to discuss the Division's accomplishments in providing a better way of dealing with those people in distress who must look to the Court for help - generally without funds to employ Counsel.

The figures cited below are intended only to show that the Division is proving successful in carrying out the objectives mentioned above.

Starting with the work of the Analysts, records for January through September, 1957, show that a total of 8,865 complaints have been received, an average of 985 complaints per month. (Each bastardy case is treated as a single complaint, but one complaint in a family case may cover the wife and numerous children. New complaints do not necessarily mean the family is coming to the Court for the first time, as some family cases are opened and closed several times within a year.) Of the 8,865 complaints taken, 2,628 were disposed of in the Intake Unit because of withdrawal or rejection for technical reasons. The Analysts and the Assistant State's Attorney's office settled 3,932 of these complaints and many are still in the process of settlement.

7,272 of the 8,865 cases have now been disposed of, but the important point is that only 712 of these cases had to be sent to the Court for disposition. This means that for the current year, only 9.8% of the disposed of cases were tried in open Court.

Though the number of complaints in 1957 is greater than the number taken in 1956, 134 less cases have been tried in Criminal Court through September of this year than in the similar period of 1956. Of the 712 complaints tried in open Court, only 117 were sentenced after study by the Master or the Analysts indicated such action as appearing necessary. During this year, the Master has reviewed all cases of men arrested on Bench Warrants for violation of probation in domestic cases, and he has recommended sentence in 93 additional cases. Thus, a total of 210 men have been sentenced in domestic cases through September, 1957, which is 108 less than the number sentenced through September, 1956. Pursuant to the Division's program of "follow-up" on men sentenced in domestic cases, 23 of those sentenced this year have already been restored to Probation. An additional 56 men sentenced in prior years have also been released through September making a total of 79.

In April, 1955, a study made by the Criminal Justice Commission disclosed that there were 467 Baltimore men in the House of Correction serving sentences in domestic cases. This number dropped to 388 by January, 1957, and to 328 in September, 1957.

Through October, 1957, there were submitted to the Master a total of 198 matters involving Temporary Alimony, petitions for Modification of Order and Attachments. They were disposed of as follows:

Agreement reached between Counsel	50
Referred to Court	42
Settled by Master	<u>106</u>
Total	198

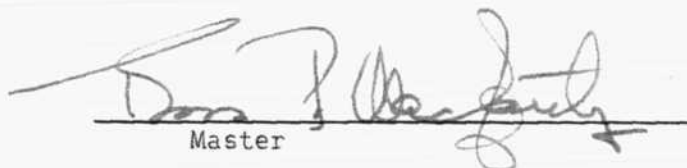
Page 3

Subject: 1957 Statistics for Domestic Relations Division

Thus, 156 or 78.8% of these cases referred to the Master were disposed of without the necessity of hearing in open Court.

In addition to the 198 cases referred from Central Assignment Bureau, the Master has heard through October, 1957, 1,959 cases of default in support orders referred by the Probation Department; matters heretofore heard by Criminal and Circuit Court Judges. Also, he has reviewed without hearing, an additional 361 cases in which the Probation Department suggested the issuance of a warrant.

The Master has conducted preliminary hearings in the cases of all men apprehended on Bench Warrants in domestic cases. Settlements have been effected in 142 of 261 such cases, which means that 54.4% of these matters previously heard in open Court were disposed of without the necessity of such hearings.

  
Master

TPMacC:jh

November 21, 1957

A luncheon meeting of the Supreme Bench was held on the above date. All members were present except Judges Tucker and Moylan. Judge George Henderson, who is presiding in one of the courts this week, was also present. The minutes of the meeting of November 14, 1957, were read and approved.

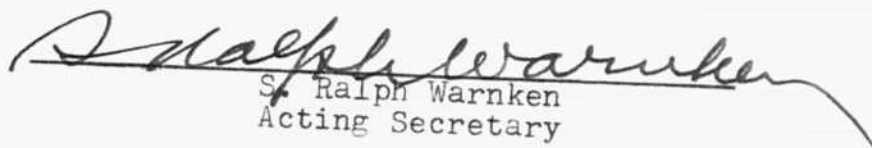
Prior to the beginning of the January Term, 1957, Judge Oppenheimer consented to preside in the Circuit Court No. 2 during the present calendar year in order to supervise and put into full effect the changes initiated by the Bench with respect to domestic relations matters. By the rule governing rotation Judge Oppenheimer would have been assigned to the Superior Court, Part I. Judge Allen has been presiding in the latter court during this year. Judges Oppenheimer and Allen have agreed to preside during the next fiscal year in the courts to which they would respectively have been assigned pursuant to the rotation rule if the changes above mentioned with respect to the present year had not been made. Upon motion duly made, seconded and adopted, said arrangement between Judges Oppenheimer and Allen was approved.

A letter of resignation as bailiff from Leonard S. Jacobson to the Chief Judge was duly presented, and after consideration his resignation was accepted, effective January 2, 1958. Mr. Jacobson has been serving as bailiff to Judge Allen.

It was decided not to hold the regular meeting of the Bench to hear motions for new trials in criminal cases on December 7th but to hear such motions as are ready to be heard on Friday, December 20, 1957, which was designated as the term meeting of the Supreme Bench. The meeting will be held as usual at 10 A.M. in the quarters of the Supreme Bench.



There being no further business to be brought before the meeting, it was, upon motion duly made, seconded and carried, adjourned.

  
S. Ralph Warnken  
Acting Secretary

Approved:

Dec. 5, 1957.

LEONARD JACOBSON  
3303 DORITHAN ROAD  
BALTIMORE 15, MARYLAND

November 21, 1957

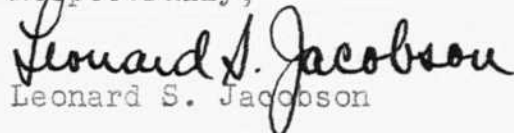
Dear Judge Niles:

I herewith respectfully submit my resignation as bailiff to the Supreme Bench, effective January 2, 1958.

I have served as bailiff to Judge Joseph Allen since April 1, 1957. However, I have been admitted to the practice of law in this State before the Court of Appeals on October 25, 1957, and before your Honor and the Associate Judges of the Supreme Bench of Baltimore City on November 8, 1957, and I am anxious to begin my practice of the law.

Judge Allen has shown me every courtesy, and I consider it a high honor to have served him these past months. I take this opportunity to express my deep appreciation, as well, to your Honor and the other Associate Judges for the many kindnesses extended to me.

Respectfully,

  
Leonard S. Jacobson

Honorable Emory H. Niles  
and  
Associate Judges of the Supreme  
Bench of Baltimore City.

December 5, 1957.

A luncheon meeting of the Supreme Bench was held on the above date, and all members were present except Judge Cullen who was having automobile trouble.

Minutes of the meeting on November 21, 1957, ~~taken by Judge S. Ralph Warnken~~, were read and approved.

Chief Judge Niles reminded the members that there would be a term meeting of the Bench on December 20th., at which arguments on motions for new trials would be heard, a Grand Jury for the January, 1958, term of Court would be selected, and any other business to be brought before the meeting would be transacted. The regular Thursday luncheon meetings will be held in the meantime.

The Chief Judge announced that he had been advised by counsel for Sidney I. Kellam, an attorney, that he expected to present immediately to the Supreme Bench Kellam's consent to an order of disbarment.

Judge Niles announced the tentative assignment of judges for the summer, 1958. Judge Warnken was asked to review these assignments and make any recommendations that he may deem proper.

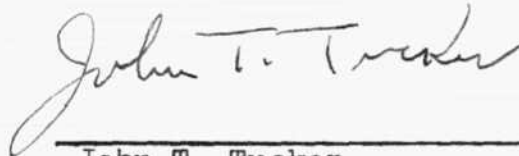
Judge Tucker submitted a report of the special committee which was appointed to consider the advisability of changing the method of hearing motions for new trials in criminal cases; and upon motion, duly seconded and carried, the report was approved. Judge Warnken expressed his opposition to recommendations of the report and expressed his reasons therefor.

Judge Manley, Chairman of the Trust Committee, reported that in the opinion of the committee fidelity bonds of each of the trust clerk and deputy trust clerk should be increased from \$5,000.00 to \$10,000.00. Upon motion, duly seconded and unanimously carried, the recommendation of the committee was approved.

Judge Niles suggested that the reports of the Juvenile Division of the Circuit Court of Baltimore City, the Domestic Relations Division of the Courts, and the Youth Court, for 1957, be consolidated under the same binding instead of being published separately. It was the sense of the meeting that if such a report of the Youth Court was to be made, it, along with the other two reports, should be published under one binding as aforesaid.

In behalf of all members of the Bench, Chief Judge Niles expressed to Judge Fraley, who attended the meeting, of our appreciation of his willingness to assist in the trial of cases in the courts of the Supreme Bench.

There being no further to be brought before the meeting, it was adjourned.



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John T. Tucker  
Secretary

Read and Approved

December 12, 1957.



November 25, 1957.

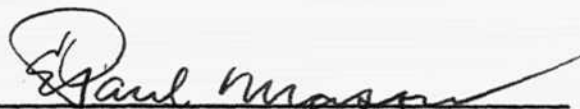
To the Chief Judge and Associate Judges of the Supreme Bench of  
Baltimore City.

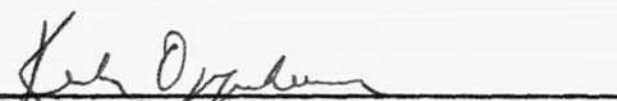
Pursuant to a resolution of the Supreme Bench, the  
Chief Judge appointed the undersigned committee to consider the  
desirability of changing the method of hearing motions for new  
trials in criminal cases and any changes that might be otherwise  
deemed desirable.

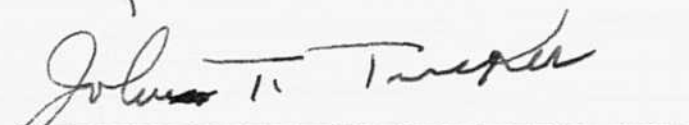
The committee recommends, as follows, viz:

1. That the present method of hearing motions  
for new trials be continued; and,
2. That, when a motion for new trial is granted,  
a memorandum opinion be filed stating the reasons for  
the ruling.

Respectfully submitted,

  
E. Paul Mason

  
Reuben Oppenheimer

  
John T. Tucker, Chairman,  
Committee

Supreme Bench  
of  
Baltimore City

CLERK'S OFFICE  
1958  
Tentative Schedule

OIL

- Judge Edwin Harlan.....Superior Court *EA*
- Judge Reuben Oppenheimer.....Criminal II *RO*
- Judge John T. Tucker.....Superior Court III *J.T.T.*
- Judge E. Paul Mason.....Superior Court II *EM*
- Judge Joseph R. Byrnes.....Judge at Large II *J.R.B.*
- Judge Michael J. Manley.....Criminal Court III *M.J.M.*
- Chief Judge Emory H. Niles.....Baltimore City Court *EM*
- Judge James K. Cullen.....Circuit Court No. 2 - Domestic Relations *J.K.C.*
- Judge Joseph Allen.....Judge at Large I *JA*
- Judge Anselm Sodaro.....Criminal Court *AS*
- Judge S. Ralph Warnken.....Court of Common Pleas *SRW*
- Judge Joseph L. Carter.....Circuit Court *JL.C.*
- Judge ~~Charles~~ E. Moylan.....Juvenile Court *CEM*

December 12, 1957

A luncheon meeting of the Supreme Bench was held on the above date and all members were present. The meeting was also attended by Judge George Henderson, who was serving temporarily in the trial of cases in the courts of the Supreme Bench.

Judge Manley, Chairman of the Trust Committee, reported that he was advised by Mr. Benson, Budget Director of the City, that the City carried a blanket bond of \$50,000.00 covering all city employees. He stated that Mr. Pendleton had sent to Mr. Benson the bonds issued on the trust clerk and deputy trust clerk of the Circuit Court and Circuit Court No. 2 of Baltimore City for cancellation. In order to avoid any misunderstanding in connection with the matter it was suggested that Judge Manley confirm the entire transaction by letter to Mr. Benson.

Judge Byrnes, in behalf of the members of the Supreme Bench, gracefully presented to Mrs. McCormick in behalf of the ladies who have cooperated throughout the year in their services at the luncheon meetings of the Supreme Bench a purse of \$65.00 as a Christmas present to these ladies, and it was very graciously accepted by Mrs. McCormick.

In connection with the moving of furniture in the offices of the various judges for the coming year, it was decided that each judge would deliver to Mr. Pendleton \$5.00 to be distributed by him among the janitors who will do the moving. This procedure is to take the place of the former procedure under which each judge made a payment directly to the janitors.

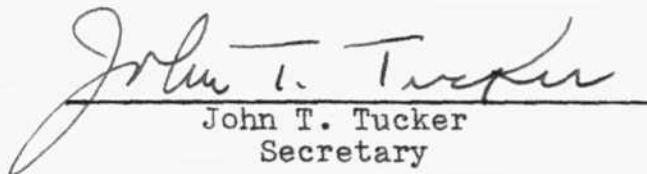
The Chief Judge announced that there would be a luncheon meeting on December 19th., and a general term meeting on December 20th. He also announced that he would authorize Mr. Pendleton to tell the clerks of the courts that it would be allright for them to close their offices at noon on December 24th. and December 31st.

Judge Moylan called to the attention of the meeting that formal action on the question as to whether reports for 1957 of the Division for Juvenile Causes, Domestic Relation Division, and the Youth Court, should be published under one cover had not been taken, and he suggested that the matter be given further consideration, and that final determination should be deferred to a later date. This suggestion was adopted.

Upon motion, by Judge Cullen, which was duly seconded and unanimously carried, F. Hooper Bond was appointed as a bailiff to the Supreme Bench to take the place of Samuel A. Hearn, resigned, such appointment to become effected December 23, 1957. Upon motion, by Judge Allen, which was duly seconded and unanimously carried, Bayard C. Hochberg was appointed as a bailiff to the Supreme Bench to take the place of Leonard Jacobson, resigned, such appointment becomes effective February 15, 1958.

Chief Judge Niles informed the members that counsel for Sidney I. Kellum had not yet filed Kellam's consent to an order for his disbarment.

There being no further business to be brought before the meeting, it was adjourned.

  
John T. Tucker  
Secretary

Read and Approved

December 19 , 1957.



267 Stanmore Road  
Baltimore 12, Maryland  
December 19, 1957

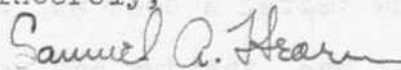
To the Honorable,  
The Supreme Bench of Baltimore City  
Court House  
Baltimore 2, Maryland

Gentlemen:

I wish to submit my resignation as Bailiff of the Supreme Bench of Baltimore City. I have already given Judge Cullen a letter of resignation, but I present this letter for formal action by the entire Bench. I would therefore respectfully request that Your Honors accept my resignation, effective December 31, 1957.

I would like to thank the entire Bench for the kindnesses and consideration shown me over the past three years. I am looking forward to a long and pleasant association as an attorney with the friends I have made in the Court House.

Sincerely,



Samuel A. Hearn

December 19, 1957.

A regular luncheon meeting of the Supreme Bench was held on the above date; and the following members were present, viz: Chief Judge Niles, and Judges Moylan, Mason, Warnken, Byrnes, Oppenheimer, Allen, and Tucker.

The minutes of the luncheon meeting of December 12th. were read by the secretary. In the minutes it was stated that Chief Judge Niles announced that he would authorize Mr. Pendleton to tell the clerks of the courts that it would be all right for them to close their offices at noon on December 24th. Judge Niles stated that he had also included December 31st. in his announcement. The secretary supplemented the minutes accordingly.

It was decided that there would be no luncheon meeting on Thursday, December 26th. or Thursday, January 9th. and that the next regular monthly meeting would be held on the first Saturday in February.

There was a discussion as to the activities of Doctor Guttmacher, Chief Medical Officer of the Supreme Bench, in testifying as an expert witness. This discussion was due to Doctor Guttmacher testifying as an expert witness for the defendant in the Van Horn case tried in the Circuit Court for Baltimore County. Judge Niles read a letter which had been ~~recently~~ sent to Doctor Guttmacher on the subject, and it was shown that Doctor Guttmacher's action in testifying in Baltimore County was not contrary to his permissible activities as set forth in the letter. Upon motion of Judge Allen, seconded by Judge Byrnes, it was unanimously decided that there should be a review of the question as to whether the Chief Medical Officer should testify as an expert witness in courts other than the Criminal Court of Baltimore, City, and that the Chief Judge should appoint a special committee to consider and report on the matter.

Judge Tucker reported that the proposed rules of the Supreme Bench were in the hands of the Daily Record Company for the purpose of making galley proofs thereof, and that when they are completed they will be placed in the hands of the members of the Bench so that final action thereon can be taken. He also reported that Mr. Watkins of the Daily Record Company would inform him before starting the work as to whether it would be necessary for the Supreme Bench to pay anything in connection with the transaction. Mr. Watkins stated that the company would endeavor to do the work without cost to the Mayor and City Council of Baltimore acting through the Supreme Bench by looking to sales of the rules to members of the Bar and others after they are published in book form to pay the Company reasonable compensation for its work. When the rules that became effective January 1, 1947, were published the Daily Record Company charged 50¢ for each book. Mr. Watkins thought it might be necessary for them to charge as much as \$1.00 or even a little more, but he promised that the charge would be as low as they could reasonable make it. Upon motion, duly seconded and carried, Judge Tucker was authorized to proceed with the work including arrangement for payments through the Supreme Bench if that becomes necessary.

Judge Warnken proposed the following as a rule of the Supreme Bench, viz:

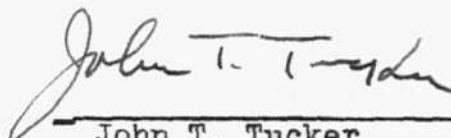
Rule 484. Disposition of Books, Records and Papers in Matters Handled By Fiduciaries.

In receivership cases, proceedings in which the Court assumes jurisdiction over a deed of trust for the benefit of creditors, and in all other matters handled by a fiduciary (as defined in Maryland Rule 1371) after the ratification of a final auditor's account, the Court may order the destruction or other disposition of the books, records and papers of the estate. If the Court should be of the opinion that the fiduciary should

retain such books and records, on application by the fiduciary, the Court may allow in said auditor's account an appropriate amount for the payment of the cost of storing said books and records, the place and duration of said storage to be fixed by the Court.

Upon motion, duly seconded and unanimously carried, the aforesaid proposed rule was adopted as a rule of the Supreme Bench.

The meeting was adjourned.



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John T. Tucker  
Secretary

Read and Approved

1/16/58.



December 20, 1957

A general term meeting of the Supreme Bench was held on the above date, and all members were present.

A grand Jury for the January, 1958 Term of the Criminal Court was selected, and the nominations started with Judge Cullen. The jurors that were selected are as follows:

Frank R. Elsnic, 5416 Todd Avenue.  
Harry C. Konow, 2510 Roslyn Avenue.  
Andrew W. McNamara, 5111 Harford Road.  
Frank Cuccia, 312 Taplow Road.  
Irene D. Corwin, 2903 Overland Avenue.  
Frank J. Ellis, 1929 West Lanvale Street.  
Clement J. Wagner, 2732 East Biddle Street.  
James F. Creelman, 108 West University Parkway.  
Miriam A. Prather, 3210 Saint Paul Street.  
Edgar R. Koogle, 4008 Deepwood Road.  
Elizabeth M. Whitaker, 4208 North Charles Street.  
Joseph H. Dowling, 3331 Ravenwood Avenue.  
Edwin E. Hooper, 2226 Garrison Boulevard.  
Arthur P. Bond, 4411 Underwood Road.  
Ruth L. Sondheim, 6414 Park Heights Avenue.  
Rena E. Preston, Wyman Park Apartments.  
Anna E. Filmore, 4405 Walther Boulevard.  
Irving Rogers, 3607 Labyrinth Road.  
Emma E. Michael, 2323 Braddish Avenue.  
Harriett E. Fisher, 4423 Harcourt Road.  
Frances M. Mrozinski, 2618 Hudson Street.  
Frances M. Enoch, 3704 Echodale Avenue.

## January Term Grand Jury Selected By Supreme Bench

The Supreme Bench of Baltimore yesterday selected the Grand Jury for the January Term. The jurors are called for Monday, January 13, 1958, when the local Courts will convene for the January Term.

Those selected to serve as members of the Grand Jury are:

Frank R. Elsnic, 5416 Todd avenue.

Harry C. Konow, 2510 Roslyn avenue.

Andrew W. McNamara, 5111 Harford road.

Frank Cuccia, 312 Taplow road.

John D. Corwin, 2903 Overland avenue.

Frank J. Ellis, 1929 West Lanevale street.

Clement J. Wagner, 2732 East Biddle street.

James T. Creelman, 108 West University parkway.

Miriam A. Prather, 3210 St. Paul street.

Edgar R. Koogle, 4008 Deepwood road.

Elizabeth M. Whitaker, 4208 North Charles street.

Joseph H. Dowling, 3331 Ravenwood avenue.

Edwin E. Hooper, 2226 Garrison boulevard.

Arthur P. Bond, 4411 Underwood road.

Ruth L. Sondheim, 6414 Park Heights avenue.

Rena E. Preston, Wyman Park Apartments.

Anna E. Filmore, 4405 Walther boulevard.

Irving Rogers, 3607 Labyrinth road.

Emma E. Michael, 2323 Braddish avenue.

Harriett E. Fisher, 4423 Harcourt road.

Frances M. Mrozinski, 2618 Hudson street.

Frances M. Enoch, 3704 Echo-dale avenue.

Edna R. Reinicker, 4110 West-view road.

## Motions For New Trials Are Heard By The Supreme Bench

The Supreme Bench of Baltimore denied the motions for new trials of John Albert Brown and Willie Watkins who were found guilty on lottery charges. The Bench reserved its decision in the case of Preston Bennett, who was convicted of assault.

Norman Hochberg, Paul Wartzman and James W. Murphy, Assistant State's Attorneys, appeared on behalf of the State at the hearing, while Robert S. Body was the attorney for Bennett.

## Three New Attorneys Are Admitted To Practice By Supreme Bench

Charles E. Moylan, Jr., Benson J. Offit and Leo C. Eckert were admitted to practice as members of the Baltimore Bar by the Supreme Bench yesterday upon the respective motions of H. Emslie Parks, James W. Murphy and Max H. Flom.

Edna R. Reinicker, 4110 Westview Road.

Ten alternates for the Grand Jury were selected, and they are as follows:

Mae R. Murphy, Broadview Apartments.

Mary L. Miller, 504 Lyndhurst Street.

James E. Thompson, 117 Upnor Road.

Earl M. McDonald, 3611 South Hanover Street.

Maree G. Farring, 410 Patapsco Street.

Joseph J. Philbin, 300 East University Parkway.

Mary S. Morgan, 4119 Westview Road.

Thomas Lipnick, 5803 Narcissus Avenue.

Philip Wainer, Arlington Park Apartments.

August F. Gassinger, 1201 Argonne Drive.

The motion of the Bar Association of Baltimore City for disbarment action against Sidney I. Kellum came on to be heard, and in pursuance of written consent by the respondent for disbarment, an order of the Supreme Bench disbaring him was signed.

The matter of the Bar Association of Baltimore City vs Ernest J. Bauer Jr. for disbarment action came on to be heard, and an order for the respondent's disbarment was signed by the Supreme Bench.

The Court heard motions for new trials in the following criminal cases, viz: State vs Preston Bennett, State vs John Albert Brown, and State vs Willie Watkins. After consideration of the motions they were denied in the ~~Bennett~~<sup>Watkins</sup> and Brown cases and granted in the ~~Watkins~~<sup>Bennett</sup> cases. The order in the ~~Watkins~~<sup>Bennett</sup> case was withheld by the Secretary to be filed later with ~~by~~ the memorandum opinion stating reasons for the granting of the motion to be prepared by Judge Allen.

Relative to the closing of the offices of the clerks of the courts at noon on December 31, 1957, it was decided that Mr. Pendleton would be

instructed to inform the clerks that such action this year was not to be considered in any manner as establishing a precedent for future years.

Upon motion, duly seconded and unanimously carried, the assignment of judges for the year 1958, as set forth in an order that has been signed was approved.

The meeting was adjourned.

*John T. Tucker*  
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John T. Tucker  
Secretary

Read and Approved

*1/16/58*