IN MEMPHIS, TENN. — Mrs. Coretta King, widow of Dr. Martin Luther King Jr., and the Rev. A. D. King, her brother-in-law, talk with newsmen, last week at the 11th annual convention of the Southern Christian Leadership Conference. (UPI Telephoto)

Ray's lawyers tell court he can't get fair trial

MEMPHIS, Tenn. (UPI) — Attorneys for James Earl Ray, accused assassin of Dr. Martin Luther King Jr., asked today that murder charges against Ray be dropped because "pervasive and widespread" publicity on the case has ruined chances for a fair trial for Ray anywhere in the United States.

Arthur J. Hanes Jr. of Birmingham, Ala., filed motions with the Shelby County clerk of court to have Ray's innocent plea withdrawn and the first degree murder charge dropped.

The motion said the publicity in the case was "calculated to and is having the effect of creating widespread public excitement and animosity" toward Ray.

It also said radio and television network programs "so canonized and so depicted the victim of the crime (King)" that "widespread public outrage and hatred have been generated" toward Ray.

Hearings on the motion were tentatively scheduled for Sept. 6 before Judge Preston W. Battle. The judge has handled the case since Ray's arraignment last month.

* * *

HANEY, WHO with his father Arthur Hanes Sr., former Mayor of Birmingham, are Ray's defense attorneys, filed two other motions in the case.

One asked that criminal court Judge Preston W. Battle order the prosecution to produce all its physical evidence from fingerprint records to ballistic tests on the rifle slug that killed King for inspection by the defense.

The motion also asked that prosecution witnesses be made available for questioning by defense attorneys.

The third motion asked the court to drop the second charge against Ray, carrying a dangerous weapon. It said Ray was extradited from London without being charged with that crime and therefore could not be tried for it.

The motions included exhibits to back up their charges. Among them were a Sepia Magazine cover article describing Ray as "The Man Who Killed Martin Luther King."

Other articles attached to the motion depicted Ray's childhood in an unfavorable manner, according to the motion.

KING WAS killed by a single rifle bullet April 4 as he stood on the balcony of Ray was the object of an intensive manhunt and was arrested at a London Airport in early June.

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Judge gets tough as schools face mixing

MONTGOMERY, Ala. (UPI) — A federal court judge last week enjoined the Grenshaw County unit of the United Klans of America from interfering with school desegregation in the county.

U.S. District Judge Frank M. Johnson Jr. included eight men named in the order as defendants as well as 40 others he named as members of the klan unit.

The injunction prohibits the men from preventing non-whites in the county from exercising freedom of choice in selecting schools this fall.

The order prohibits "burning crosses, discharging firearms, or placing klan symbols in the vicinity of homes, or in the vicinity of places where students board school buses, or in any other place where the effect of such activities is likely to be the intimidation of persons for the purpose of interfering with school desegregation."

JOHNSON ORDERED court costs assessed to the defendants who were identified as C. D. McLeod, individually and as exalted cyclops; John William Moody, individually and as Kilgrapp and Klabee; F. Brown Franklin; H. E. Browder; Barney Furr; M. O. Bodiford; John M. Wilson and Grady Mount.

The suit was brought by the Justice Department.

* * *

IN RELATED school matters in Virginia U.S. District Judge Robert R. Merhige rejected the plans for racial integration of schools submitted by four Virginia counties.

Judge Merhige rejected plans for Goochland, Hanover, Mecklenburg and Amelia Counties in hearings here Wednesday.

The judge took under advisement the situation in Greensville county because he needed more information before rendering a judgment. "If I can find a way to desegregate the elementary schools now by 1968, I will," he said.

Mecklenburg and Amelia received the same orders. If a permanent plan of the counties, due in 60 days, is rejected by the court, the court will determine its own plan to desegregate the schools.

THE GOOCHLAND PLAN was rejected because it did not have a timelable. The judge said he would begin an investigation of his own, starting next week, of Goochland County schools. The plan proposed in Goochland County would have been effective sometime after this year. Merhige repeatedly asked county officials during Wednesday's hearing, "Why not now?"

The Hanover board was told to report on its progress in eliminating its freedom-of-choice plan within 30 days the freedom-of-choice plan meant a student could attend the signed to a school. However, the plan was contingent on the desegregation of facilities.

The four are part of 13 school systems in Virginia affected by a U.S. Supreme Court ruling in May that freedom-of-choice plans, particularly the one in New Kent County, Va., were not producing sufficient progress in desegregating schools.

* * *

IN LOUISA COUNTY, Va. the U.S. Department of Health, Education and Welfare has accepted a new plan of desegregation.

A threatened cutoff of federal funds to the county schools has thus been averted, according to School Supt. Harry S. Martin.

In addition to total desegregation slated to begin with the 1968-69 school year, the approved desegregation plan calls for a program of orientation and indoctrination during the 1969-70 school year that will prepare teachers and the community for total integration.

HEW personnel will be available for assistance with the indoctrination program, Martin said.

* * *

IN NORTH CAROLINA New Hanover County schools will open Sept. 3 under step one of a recently-approved desegregation plan.

The school board reaffirmed the opening date Wednesday night and completed plans to consolidate classes at New Hanover and Hoggard High Schools.

The new plan, which has been approved by U. S. Eastern District Court calls for closing all-colored Williston High School.

New Hanover High will handle grades 10-12 and Hoggard grades 11 and 12. The Roland-Grise school will handles grades 9 and 10.

The old freedom of choice plan will remain in effect for the elementary grades, but will be phased out in new plans next year.

* * *

STATE SEN. Robert Morgan said he will appeal court rejection of Hartnett County school desegregation plans to the U.S. 4th Circuit Court of Appeals.

Morgan, a candidate for attorney general, represents the county school board in its current court fight for approval of its integration plans. Judge Algenon Butler Monday rejected a proposal to close three colored high schools and send the students to white schools because the suggestion made no provision for integrating elementary grades.

Butler had ordered the board last month to come up with an acceptable desegregation plan by Aug. 5.

The board met Tuesday night and voted to resubmit its proposal with an additional provision to integrate grades 1-8 in the 1969-70 school year.

* * *

THE FORSYTH COUNTY School board will reconsider its school desegregation policies in view of the U.S. Supreme Court's ruling on "freedom of choice" pupil assignment plans.

The board adopted a motion offered by vice-chairman Richard Erwin Tuesday providing that a new plan for integrating classrooms be prepared next month. Erwin pointed out that the district has made some progress under its 1966 geographic zoning and freedom to transfer plans, but said the pace had been too slow.

The school system was sued by retired colored attorney J. Alston Atkins, and Erwin said the board can expect more suits if integration plans are not voluntarily revised. Atkins suit, filed in federal court, has delayed the sale of $24.8 million in bonds for new schools.

The school staff will present its recommendations to the board Aug. 28.

* * *

A SUIT seeking an injunction to require the state service for urban children to provide free school bus will be decided by a three-judge federal panel.

Judge Edwin M. Stanley of U.S. Middle District Court denied the injunction Tuesday but asked that the Appeals appoint a panel to U.S. 4th Circuit Court of Appeals appoint a panel to hear the case, which was Attorney W. Warren Sparrow on behalf of his oldest child.

"That's what we were seeking in the first place," said Renn Drum, an attorney representing Sparrow, after Stanley requested the federal panel.

MARTIN SOSTRE

MARTIN SOSTRE CASE

The truth will out—even in conservative Buffalo

By WILLIAM WORTHY

BUFFALO, N.Y. — In any community where the press is doing its job, the burning of $300 worth of books and pamphlets on a state university campus would be front page news — especially if the dean of the university promised prompt restitution of the $300 out of public funds.

In any community where editors are committed to the public's right to know, space would be found to report that members of a defense committee in a racial and political case had received threatening letters and that, for no discernibly valid reason, two detectives from the police intelligence unit had paid late-night visits to the defense committee secretary and to her elderly, a political mother who lives alone.

But in conservative Buffalo, New York over the past six weeks, these and other developments in the case of Martin Gonzalez Sostre were not regarded as news fit to print.

* * *

THE ONE exception has been the campus paper at the University of Buffalo. Over the past year it has kept on top of the Sostre case, and last week it reported that, on the night of Aug. 1, a university janitor had picked up two hundred-pound boxes of books from their usual overnight storage spot in the student union, dragged the boxes to campus incenerator, and burned them to cinders.

Among the books were the "Autobiography of Malcolm X" the classic biography of John Brown by W. E. B. DuBois, works on colored history and anti-war, anti-imperialist pamphlets from Hano and from the National Liberation Front of South Vietnam.

The books were the property of the Afro-Asian Bookstore-in-Exile, which was set up by students at the University of Buffalo in Tribute to Martin Sostre after his Afro-Asian Bookstore in the Buffalo ghetto closed down following his arrest and imprisonment in July, 1967.

* * *

SOSTRE'S NAACP staff attorney, Miss Joan Franklin, believes the case is about to break wide open after a year of prejudicial and inflammatory coverage in the Buffalo press and after practically no coverage in the national press.

To colored citizens, Martin Sostre can easily become a second Eldridge Cleaver — that is do say, a highly gifted hoodlum, dope peddler or even murderer who becomes personally and politically rehabilitated while serving a long term behind bars and who then emerges from prison to join and help lead the revolution going on outside.

Those who saw the prize-winning film "The Battle of Algiers" will recall the parallel moral and political transformation of a tough underworld figure in a French prison in Algeria. It's a familiar pattern in anti-colonial revolutions.

In this country, Eldridge Cleaver happens to be the best known example. On his release from a California prison two years ago he joined the staff of Ramparts magazine and became the mentor of the Black Panthers.

* * *

AT PRESENT, Martin Sostre is in Green Haven State Prison near Poughkeepsie, N.Y., trying to assist his attorney prepare an appeal from his conviction on charges of possession and sale of heroin. His defense committee and supporters, including several law professors at the University of Buffalo, point to a series of similar cases around the country.

They argue that the government has hit upon an easy way to get rid of colored revolutionaries who have criminal records by planting drugs on them and then imposing savagely long sentences as second offenders. White middle-class juries are only too ready to convict.

Sostre's attorney says that even a cursory reading of the trial record shows glaring holes and contradictions in the testimony of the Buffalo and state police.

* * *

SINCE JUNE 25, Sostre has been in solitary confinement. The reason given by the warden: practicing law without a law degree. Like countless other inmates of U.S. prisons, Sostre was preparing legal motions and papers for his appeal.

A month later, on July 23, his attorney, Miss Franklin, was denied permission to visit him a second time or even to continue to correspond with him. For this ruling, the warden's avowed reason was that she has not been admitted to the New York Bar.

On July 26, the warden, backed by the State Commissioner of Correction, refused to admit this reporter to the prison. And on Aug. 2, an ordained clergyman was kept from seeing Martin Sostre.

These administrative rulings are, of course, untenable of challenge. Attorney Franklin began preparing a petition for a writ of habeas corpus.

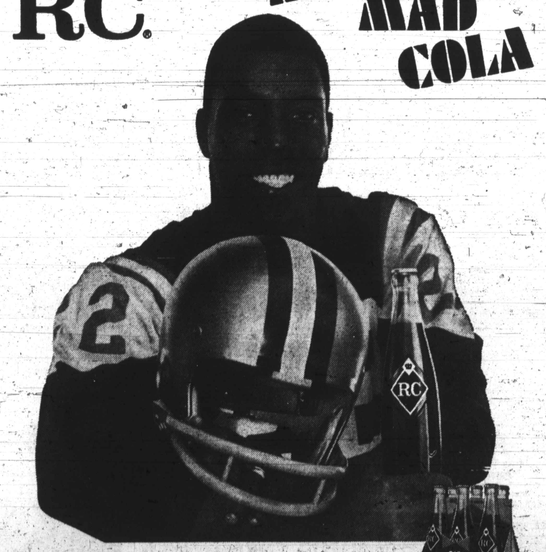
* * *

THE SOSTRE Defense Committee organized political agitation designed to embarrass Governor Rockefeller at the Republican convention in Miami.

The Boston Globe queried one of Rockefeller's press secretaries on the novel rationale for Sostre's solitary confinement and for his total isolation.

Last Wednesday (Aug. 7), shortly before the balloting for the presidential nomination was about to begin, Jackie Robinson, a Rockefeller adviser, telephoned Attorney Franklin to say that she now could see her client again. Two days later she did.

R.C. THE MAD MAD COLA



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New program at U. of M.

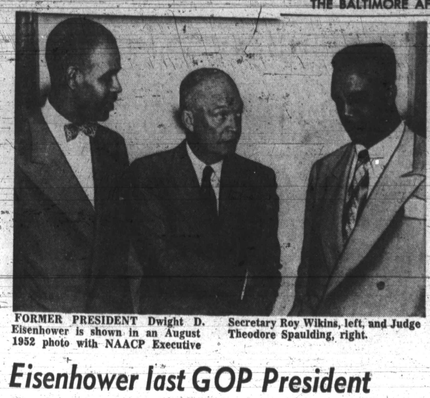
The University of Maryland Honors Program will inaugurate an experimental program this fall for incoming freshman, which is already over-subscribed.

Consisting of two informally-structured courses, limited to 15 freshmen each, the sections will reply principally on readings, writing and discussion rather than lectures.

Among the contemporary subjects to be taught in one section are: "White Values in a Racist Society" and "The Student and the University." Dr. Andrew G. De Rocco, associate professor of molecular physics, and Dr. John Portz, director of the Honors Program and associate professor of English, will teach this section.

The other section will deal with case studies on civil disobedience, and will be taught by Mrs. Nancy Detrick of the English Department, and Dr. N. Sanders Wall, professor of physics and astronomy.

Said Dr. Portz about the new offerings, "We hope in this semester to discover those of our students who are willing to entertain diverse and divergent points of view and ways of thinking, we hope, occurs in our upper - level General Honors seminars."



FORMER PRESIDENT Dwight D. Eisenhower is shown in an August 1952 photo with NAACP Executive Secretary Roy Wikins, left, and Judge Theodore Spaulding, right.

Eisenhower last GOP President

WASHINGTON — Former President Dwight D. Eisenhower, the last Republican President to serve the United States, was critically ill at Walter Reed Hospital here at AFRO presstime Sunday.

General Eisenhower, who commanded the Allied Forces in Europe during World War II, is 77. He suffered seven heart attacks, four within recent weeks.

Dwight D. Eisenhower, even though he came to the presidency with massive popularity as the result of his generalship of U.S. and allied forces in Europe during World War II, was never regarded by colored people as a friend.

"The Associated Negro Press noted that his inauguration speech was unique in that if carried no direct mention of a domestic program and more particularly of any program to forward justice and freedom for colored Americans.

In 1954, whilel he was still a general he said in Paris that colored soldiers had done well the job they were given (in supply mainly).

"In late November," he said on that occasion, "when we were getting short of reinforcements, some 2,600 colored soldiers volunteered for frontline service and they did good work. All my commanders reported that these volunteers did excellent work."

But in 1948, before a Senate Committee considering integration of the armed forces, he said, "The human race may grow up some day to the point where there will be no race prejudice, but when you try to pass laws to enforce someone to like someone else, you're going to get into trouble. In general colored men are less educated tha thwit men," and therefore, Ike boneluded, they would not measure up with whites as soldiers.

After his election, Ike met with then NAACP Secretary Walter White, NAACP President Arthur Spingarn, Theodore Spaulding, now a Philadelphia judge, and Channing H. Tobias, then director of the Phelps Stokes Fund.

In a 50-minute interview conducted in Ike's headquarters at the Commodore Hotel, he told these men that he felt it a "spiritual and moral" necessity to a olish all racial segregation and discrimination, and that as President he would "make known his feelings to the Senate that he wants an end to filibustering on matters of civil rights."

But Ike's actions as President proved to be lackluster in the field of civil rights."

He did issue an executive order banning discrimination in public places in the District of Columbia.

And when a federal court's school desegregation order was challenged by state authorities in Little Rock, Ark., he sent federal troops there to enforce the authority of the court.

But aside from these two actions, Ike refrained from assuming a leadership role in matters that affected colored Americans.

He did have ample opportunity. The first Civil Rights Act since Reconstruction was passed by a Democratic dominated Congress in 1957, but Ike never gave any verbal show of support for the legislation.

In an article by James Hicks in the AFRO magazine of September 20, 1952, his lasting characteristics on race matters were put thusly: "Ike ducks like Buddy Young, slides like Jackie Robinson, hesitates like Satchel Paige."

IKE IN '52 — This 1952 photo of the then Gen. and Mrs. Dwight Eisenhower was taken in front of his Columbia University residence. Left to right are the late Dr. Willard Allen, L.S. Reinhardt, former AFRO editor Cliff Mackay, the then Gov. Theodore R. McKeldin, Miss Mae Thompson Arnold, Mrs. Emmett Bowles and Charles Cornish, Cambridge, Md., city councilman.

IKE EARLIER — This June 1957 photo shows the then President Dwight D. Eisenhower at the White House with one of his visitors, the Rev. E. V. Foster, pastor of the Deshields and McGee Methodist Churches, Eastern Shore, Md. The Rev. Mr. Foster, on this occasion, was one of 32 persons who visited the President and Mrs. Eisenhower upon invitation of John Moaney, the President's valet.

Dr. Ira Reid, 57, noted sociologist

PHILADELPHIA — Dr. Ira De A. Reid, 67, a noted sociologist died here on Friday.

A former professor of sociology and chairman of parment of Sociology, Dr. Reid was a man of many years of teaching experience.

Prior to entering the teaching profession, the deceased served as Industrial Secretary for the New York Urban League. Later, he was director of research for the National Urban League.

He retired in 1966 after many rewarding years in the field of education.

* * *

A NATIVE of Clifton Forge, Va., Dr. Reid attended public schools in Germantown, Pa.

He graduated Phi Beta Kappa from Morehouse College in 1922, with an A.B. degree. He took summer courses at the University of Chicago in 1923.

Two years later, (1925) he received the A.M. degree from the University of Pittsburgh. He received the doctorate degree from Columbia University in 1939. studies at the London School of Economics.

* * *

AMONG THE position he has held during his lifetime include: Professorship at New York University; chairman, Department of Sociology, Atlanta University; director, Federal Survey of the White Collar and Skilled Workers, Washington and New York; consultant social scientist, Social Security Board; consultant of minorities, War Manpower Commission; director People's College, Atlanta University, and managing editor of Phylon, Atlanta University Review of Race and Culture.

He was a member of American Sociological Society, Academy of Political and Social Science, Southern Sociological Society (Executive Committee), Southern Regional Council (Board of Directors), Southern Conference for Human Welfare (Executive Board) Committee on Mass Education in Race Relations (Executive Committee) and National Sharecroppers Fund (Executive Board).

He was listed in the dictionary of American Scholars, Who's Who in Education and Who's Who in America.

* * *

AMONG FOREIGN countries he visited include continental Europe and Russia, the West Indies, Central and South America, England, Japan and West Africa. He was a visiting professor in the latter two countries.

A Quaker, Dr. Reid was a participant in the White House Conference on Children and Youth in 1960.

He was an author. Among the books he has written are "Negro Immigrant," In a Minor Key," Adult Education Among Negroes," "The Negro Community of Baltimore," "The Negro in New Jersey," and other books.

Survivors are his wife and a daughter.

DEAD —Dr. Ira D. Reid, veteran educator and sociologist, died in Philadelphia Friday.

HAD WON SCHOLARSHIP

Victoria Lee, 17, was honor student; funeral is Tuesday

"She had won a four-year scholarship to Morgan State College to major in political science. She wanted to be a lawyer. She had an outgoing personality that drew people to her."

Mrs. Victoria Watts Lee, was speaking of her daughter, Victoria, 17, of 411 Mt. Wood Rd., who died Saturday at University Hospital. She had been hospitalized for six weeks.

Mrs. Evelyn McClarry, Victoria's teacher for two years added: "My life has become enriched just by knowing her."

Victoria was graduated from Eastern High School in June. She was an "outstanding" student, a member of the National Honor Society, distinguished honor roll, and had won awards in math, English, Germany, Science and Home Ecoher of the National Honor Society, distinguished honor roll, and had won awards in Math, English, Germany, Science and Home Economics. She was also a member of the Modern Dance group.

Victoria did volunteer work in her community and belonged to the Teen Democratic Club.

A MEMBER of St. James Episcopal Church, she was active in the Youth Fellowship and Young People's Choir.

She is survived by her parents, Mrs. Grace Watts Lee and Hugo Lee; two brothers, Robert and Charles Watts; a sister, Bonda Lee, a grandmother Mrs. Lucrieta Davis of East Orange, N.J.

The Herbert Nutter Funeral Home is handling arrangements.

Requiem mass will be said at St. James Wednesday at 11 a.m. Burial will be in Arbutus Memorial Park.

JOBS

Baltimore's Civil Service Commission has announced applications are being received for the following positions at the 10 South St. office, up until Aug. 30:

Building construction coordinator — $15,000

Principal management analyst — $12,586-$16,064

Assistant commissioner of traffic — $11,906-$15,299

Senior management analyst — $10,872-$13,876

Senior job locator; Neighborhood Youth Corps — $7,800-$9,862

Assistant to building construction coordinator — $7,000

Job Locater, Neighborhood Youth Crops — $6,176-$7,800

Collections officer — $5,606-$076

Weights and measures inspector — $4,851 - $6,176.

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Jesse W. Redden funeral Thursday

Jesse W. Redden, 3430 Auchentoroly Terr., longtime funeral director, died Monday at Provident Hospital.

For over 30 years, he was associated with the Hemsley Funeral Home.

Funeral services are set for 11 a.m. Thursday at Metropolitan United Methodist Church, where he was a lifetime member.

His impediate survivors are his wife, Mrs. Alma, Francis Redden, longtime Baltimore city teacher; and his sister, Mrs. J. Clarence Young (Meta, of Washington.

Also, a godson, Maurice H. Woodson, Baltimore.

Truck driver leaves $19,000 cash in bank

A quiet, unassuming 66-years-old man, noted for his thrift, died, here recently leaving a cash estate of over $19,000.

He was Charles N. Isaac, formerly of the 1600 block W. Mulberry St., who began working at the Baltimore and Ohio Locust Point grain elevator terminal as a trucker Jan. 4, 1946. He retired on disability Feb. 1, 1965 and died July 5, this year.

W. Emerson Brown, attorney, named by the Orphans Court as administrator of the estate, states that the $19,000 was left in various bank accounts in the city.

The deposits have been transferred to an account at the Advance Federal and Loan Association.

Sharing in the legacy will be Mr. Isaac's brothers and sisters all whom reside in New York.

Deaths

William C. Keene, 1214 Mosher St.
William Jackson, 2204 W. Saratoga St.
George Jackson, 1018 Poplar Grove.
Charles Cannon, 1407 W. Fayette St.
Harriet Daizell, 3319 N. Eden St.
Landora Washington, 5016 Belmont Ave.
Clementing Jones, 212 N. Spring
Lawrence H. Middleton, 2419 Madison Ave.
Joyce M. Bowery, 1314 Braddish Ave.
William T. Rideout, Sr., 1501 Dukeland St.
Mozell C. Price, 2605 W. Fairmount Ave.
Lillian Avery, 4717 Falls Rd.
Howard Wilson, 1923 E. North Ave.
Prezie Hampton, 1309 Druid Hill Ave.
Eleanor B. Dance, 2007 E. Lafayette Ave.
Herbert C. McCoy, 1699 S. Sharp St.
Sarah W. Clayton, 2409 Eutaw Place.
Youngblood Moore, 3214 W. Balto. St.
Jason B. Boyd, 1927 Payson St.
Rabb Guy Richardson, 2409 Elsinor Ave.
Benjamin Briscoe, 309 Lemon Ave.
Guy Boy Lee, 1060 Booth St.
Florence Brooks, 2108 Westwood Ave.
Helen Holland, 1624 E. 25th St.
Charles Ferguson, 2 Beryl Ave.
Baron Traviers, 1114 Brentwood Ave.

Wisconsin governor, others greet Prince Hall Shriners

MILWAUKEE — Wisconsin's Governor Warren P. Knowles told Prince Hall Shriners here Sunday that the basic concept for a successful government is citizen involvement.

Governor Knowles made the statement as the principal speaker at a public meeting held in the Milwaukee Auditorium.

He said "As governor of Wisconsin I have found countless occasions on which to get people from "all walks of life active in Governmental problem solving.

"I have always recognized the difficulties that can exist between men of good will and strong but divergent convictions. While observing that in our democratic system of government public officials are contantly faced with the task of transferring philosophical conflicts into sound legislative programs and social welfare policies."

* * *

ACCORDING TO Knaves he has been able to get citizen leadership and support for sound legislation to improve Wisconsin's medical education program, implement federal social security programs, and effectuate a massive state government reorganization.

He praised the order for its belief in full citizenship responsibilities and the 14 temples where Shriner communities are located ranging from Alaska to the Bahamas and wherever Prince Hall Masons are found.

Among the array of speakers to greet the Shriners were Thelbert L. Alexander and Thelbert L. Alexander Grand Master of the N.W. Grand Hall Grant Lodge of Wisconsin; Orville E. Pitts, Alderman First ward city of M[illegible] Calvin Beckett, executive secretary Commission on Community Relations, City of Milwaukee; Mrs. Willa Jean Moore, Illinois commandress Zembo Court Number 130; Henry Moore, Illinois potentate Zembo Temple Number 70; and Lloyd A. Barbee, state assemblyman. William E. Reed, Boston, Mass., imperial convention program director presided over the ceremonie.

* * *

THE OFFICIAL opening of the convention took place on Monday, in Plankinton Hall, Milwaukee auditorium. Doctor John Henry Hester; Atlantic City, N.J. the imperial potentate, delivered the opening address.

Other imperial officers Charles Dargan, New York, slated to report were: Charles Dargan New York City, Deputy Imperial Potentate; Booker T. Alexander, Detroit Imperial recorder; M. C. Martin of Danville Va., imperial treasurer; Wiliam Howe, Philadelphia rabbi; Afred A. Dixon, Baltimore, imperial assistant; Marshall Johnson, high priest and prophet, Pittsburgh; L. L. Melton, Beaumont, Texas, Imperial oriental guide.

Also Eugene Dickerson, Washington, D.C.; imperial first ceremonial master; Harry E. Smith, Toledo, Ohio second imperial master; Roswell Taylor, Alexandria Va. imperial captain of the guard; Carl Wilson, Dayton, Ohio imperial outer guard and the imperial auditors; Arthur T. Amis, Washington, D.C; Alvin Reno, Indianapolis, Ind. and Melvin Anderson Akron, Ohio.

Bail ordered for Cleveland Sellers

Supreme Court Justice Hugo L. Black has ruled that Cleveland L. Sellers Jr., a Bamberg, S.C., civil rights worker who is challenging the racial composition of draft boards, cannot be held without bond.

Black, in a brief opinion issued Saturday, rejected contention that Sellers is unreliable and contemptuous of court processes.

He directed bail be set at not more than $5,000 for the 23-year-old Sellers, who is program secretary for the Student Nonviolent Coordi- f ?ptibf etao tao shr-brif- nating Committee.

The exact amount will be up o the U. S. District Court in Atlanta, where Sellers was convicted of refusing to submit to induction and sentenced to a five-year jail term. Conspiracy and other charges are also pending against him in South Carolina.

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AT HIS sentencing in Atlanta, Sellers declared in court that he could be sentenced only by "black people" and added that the court's decision "has nothing to do with how I move."

Black said this assertion "is not one calculated to persuade him any court or judge," but it is not enough to keep him in jail.

The Bail Reform Act of 1966 provides for bail pending appeal unless the court has reason to believe the individual will flee or pose a danger to the community or that his appeal is frivolous.

The applications was made to Black on Sellers' behalf by Attorney Howard Moore Jr. of Atlanta.