

Attorney for Brandon Faces Court Inquiry

Gov. Edwards Orders Investigation by Chancellor of Certain Acts Attributed to I. F. Goldenhorn

Lawyer Enters Denial Asserts He Has Cast No Aspersions Upon Judges and Will Make No Apology

The first definite action to clear up the doubtful situation arising out of the execution of George Brandon, on August 23 last, for the murder three years before of Arthur L. Kupfer and Edith Janny, in Rahway, N. J., and the refusal of Governor Edward I. Edwards of New Jersey to grant a reprieve upon claims of alleged new evidence, was taken yesterday.

The nature of this action was set forth by Governor Edwards himself, who announced from the State House at Trenton that certain acts and statements attributed to I. Faerber Goldenhorn, of New York and Jersey City, Brandon's attorney, would be investigated by the Chancellor of New Jersey at the October term of court.

Governor Edwards, who has given two extensive interviews on the Brandon case to The Tribune, in which he reviewed the efforts made to save Brandon from the electric chair, discussed the evidence submitted at the trial and his own convictions of the man's guilt, would not make public yesterday what charges may be contained in specifications for an inquiry into the conduct of counsel. He said the matter would go before the court in October, but did not wish public discussion of any specific allegations in advance of their formal presentation.

Demands for Inquiry Ignored

This sudden and unexpected turn to the case comes three weeks after Brandon's execution. In that time demands have been made for an investigation, legislative or other, to find out why affidavits establishing a complete alibi for Brandon had not furnished sufficient reason for the granting of a month's reprieve. In these demands it has been said that the evidence produced against Brandon at his trial was flimsy. It was further said that scant attention was paid to the efforts, made in the last few weeks before the execution, to have a proper hearing of the alleged new evidence.

The net results of the developments of the last two days in the Brandon case are, first, that amendment of the existing New Jersey statute which probably will dispose of some of the most important points now in doubt.

Denies Attack on Courts

When the Governor's statement was communicated to him yesterday afternoon at his office in Jersey City Mr. Goldenhorn, who took up Brandon's case after the man had been convicted, a writ of error had been denied him and his attorney had been disbarred, said:

"You say in effect that the Governor states that I made remarks to him for which I am to be held accountable to the courts.

"I cannot for the life of me understand why the Governor should give out such an interview, and upon what grounds the Governor could base such

action, as I never reflected in any manner upon the courts of New Jersey for which I have always had and do have the highest respect and regard, and in which my confidence has never been shaken.

"I have said nothing in the Brandon case about any court or judge, and all the judges before whom I appeared have treated me with the utmost kindness, courtesy and consideration.

"Still I believe Brandon innocent. I was looking after the interests of my client, in whose innocence I have no doubt whatever.

"As a result of this case I have brought to the attention of the people of New Jersey a statute which Governor Edwards admits needs some amendment.

"I am endeavoring and have been endeavoring to prove conclusively that George Brandon was innocent of the crime for which he was executed. I have conducted my fight in a perfectly ethical way, and I have rigidly adhered to every rule of propriety and decorum. I have cast no aspersions upon any one, even though he differed from me about this case. I stated the facts as they occurred and I have nothing to apologize to any one for.

"I shall work to change the laws of New Jersey so that an innocent may always have an opportunity to prove his innocence, and I shall certainly do all in my power to do away with capital punishment."

Mr. Goldenhorn also said that he could produce Maier, who affirmed that Brandon worked in a garage on the night of the murder and Dorothy Brodell, who swore that she admitted Brandon to his Brooklyn home two hours before Kupfer and Miss Janny were killed in their automobile at 2 o'clock on the morning of August 22, 1918.

Immigrant Lad, Delayed By Illness, Is Barred Out

Parents and Brothers Admitted, But He Must Go Back Because Quota Is Filled

Lorence Hauman, eighteen years old, a Jugo-Slav, who has been denied admittance to this country by the immigration authorities, will be deported today on the Paris, of the French Line.

Hauman arrived Saturday on the France, of the French Line, after the immigrant quota from his country for the month of September had been reached. His relatives, however, made every effort to prevent his deportation. Yesterday Hauman's three older brothers and his mother made their last appeal to the immigration authorities. After this had been denied they asked permission to board the Paris and bid goodby to the youth. The parents and brothers of the deportee have established a home in Cincinnati. They arrived here from Europe three weeks ago.

Lorence Hauman was forced to remain behind when his parents sailed because of illness. He was left in the care of relatives. His parents and brothers had eagerly awaited his arrival, and supposed they would be able to take him back with them to Cincinnati.

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Wife's Defamation Charge Is Denied by Clayburgh

Wealthy Broker Files Answer to Singer's Suit for \$388,969 Damages

Albert Clayburgh, wealthy broker, whose wife, Mrs. Alma Clayburgh, an opera singer is suing him for \$388,969 damages for alleged defamatory information which she alleges he circulated about her, which injured her socially and professionally, filed his answer in the Supreme Court yesterday.

Mr. Clayburgh denied the allegations of his wife. He admitted that they had been living apart since May 30, 1918, under a separation agreement, a copy of which Mr. Clayburgh filed. This agreement provides that Mrs. Clayburgh is to receive \$10,000 a year from her husband during his lifetime and that upon his death she is to receive \$10,000. She also was to receive \$5,000 to furnish a new home for herself. Provision is made in the agreement for the care of the couple's two children, Albert Jr. and Evelyn. The boy is with his father and the girl with her mother.

Father and mother are permitted to visit the child in the other's care. It was agreed by Mr. and Mrs. Clayburgh that neither parent shall speak about the other to other child except in such terms as to inculcate respect and love on the part of the children for the other parent.

Bill to End Ku Klux Klan Is Offered in Louisiana

Provides Six Months in Jail for Members of Societies Going About Disguised

BATON ROUGE, La., Sept. 13.—Representative Jules Dreyfous, of New Iberia, today introduced in the Louisiana Legislature the first of what is expected to be a flood of legislation against the Ku Klux Klan in this state. It is entitled, "An act to prohibit the organization of secret societies whose membership is unknown and to provide penalties therefor."

It provides that it shall be unlawful for any man, organization or association of men to parade the streets and highways in disguise and to regulate by threat and punishment the conduct of all those not members of that sacred organization, except for parades or celebrations duly authorized by legal, municipal and probal authorities. Punishment by a fine of not less than \$100 or thirty days in jail, and not more than \$500 or six months in jail, is provided.

Schoolboy, 7 Years Old, Killed by an Automobile

Books and Pencil Box Scattered Over Pavement; Victim Is Not Identified

An unidentified schoolboy, wearing a white blouse, dark trousers and black shoes and stockings, died yesterday at Mount Sinai Hospital soon after he had

been run over by an automobile driven by Frank Motta, twenty-seven years old, of 228 West 116th Street.

The dead boy was about seven years old. His copy books and pencil box were scattered in the street as he was knocked down. One of the books bore the name William Hunter, Class 28, Room 305. It was believed he was a pupil of Public School 184, which is in the neighborhood of the accident, but James B. Demarest, principal, said there was no such room in his school as that indicated.

The car is owned by Henry Kahn, of 802 Forest Avenue, the Bronx, was knocked down and killed yesterday by an automobile truck owned by the Globe Rye Bread Company, 508 East 119th Street. The truck was being operated by John Seitz, of 438 East 120th Street. Seitz was held in \$2,000 bail in Morrisania Court for examination September 27 on a charge of operating a motor vehicle without a license.

Erzberger Slayers Known

Authorities Name Two and Say They Killed Former Official

MUNICH, Bavaria, Sept. 13.—The Baden authorities announced today that they had ascertained the names of the murderers of Mathias Erzberger, former Vice-Chancellor, who was assassinated in the Black Forest. Heinrich Tillessen, a student, and Heinrich Schulz, a merchant, are accused.

Both were members of the brigade of General Erhardt, which was prominent in the Kapp insurrection. Neither has been arrested.

Plane Brings Governor Here From Philadelphia

Allen, Delighted With Fast Trip, Will Advocate Air Routes in Kansas

Governor Henry J. Allen of Kansas is now a greater advocate of aviation than ever before. A Fokker limousine machine yesterday afternoon deposited him at Mitchell Field, Mineola, after making the flight from Philadelphia in an hour.

The Governor came into the city and registered at the Hotel Belmont. He will depart today for Kansas. He was the guest yesterday at luncheon of the Philadelphia Chamber of Commerce, and at the suggestion of its members made the airplane trip to New York. He was accompanied by V. E. Scott, A. G. Paige, George Howard and Colonel John H. Jackson. Governor Allen was pleased with the speedy trip, and said that upon his return home he would urge the establishment of air routes between the large cities of Kansas.

Fireman Killed by Fall

Hero Hurlled From Truck on Way to Blaze

Fireman Thomas Behan, attached to Hook and Ladder Company 21, at 432 West Thirty-sixth Street, died in Bellevue Hospital yesterday of injuries he suffered on falling from a truck on its way to a fire at Madison Avenue and Thirty-eighth Street two weeks ago.

He dropped between the truck and a concrete mixer. His leg was amputated in an attempt to save his life. Behan, who lived at 12 Grove Street, had distinguished himself on several occasions by bravery at fires.

Three Convicts Shot in Attempting to Escape

Missouri Guards Check an Attempt to Dash to Freedom on a Switch Locomotive

JEFFERSON CITY, Mo., Sept. 13.—Three of four convicts who attempted to escape from the state penitentiary today were shot by guards. One is not expected to recover. All were brought back to the penitentiary.

The four were employed in an overall factory. They are Joe Kenny, Dick Kennedy, Sam Taylor and Dan M. Hogan. Kenny was shot through the body and wounded dangerously. Kennedy and Hogan were shot through the legs.

They surprised the guard on duty, took his revolver from him and beat him on the head with it. Leslie Gordon, the foreman, rushed to the guard's assistance, and was beaten until insensible. The convicts then ran from the shop and across the prison yard to an open gate, through which cars of coal were being switched.

Guards on top of the walls fired, wounding three. The men were making toward a switch engine when hurt and succeeded in climbing on to the engine, but reinforcements of guards arrived before it was possible to start it.

Kennedy escaped from the prison in December, 1918, and was recaptured six months later. Hogan escaped through a sewer six months ago, but was retaken soon afterward.

Body of Retired Merchant Is Found Hanging in Cellar

Is Found Hanging in Cellar

The body of Stephen Hirschberg, a retired merchant, was found hanging last Monday night in the cellar of his

home at 53 Merrall Road, Far Rockaway, according to the police. The discovery was made by Leon Salom, a friend, of 183 Beach 123d Street, Belle Harbor.

Several years ago Hirschberg was treated for a nervous breakdown. A month ago he applied to the police for a pistol permit. The application was sent to Police Headquarters, but one of the men who indorsed the application informed the police he believed Hirschberg would kill himself, and the application was denied.

Leisurely Looters Open Safe in Busy Section

Neighbors Hear Cracksmen Working, but Police Ignorant Till They See Gaping Door

Cracksmen broke open the safe in the service station of the Willard Storage Battery Company, at 214 East Fifty-fourth Street, last Sunday night and got \$500 in currency, it became known yesterday.

The burglars, judging from the wreckage they left behind, were a long time on the job. They departed via the main entrance. It was the open door of the garage that led to the discovery of the burglary by a patrolman of the Fifty-first Street Station, although residents of an apartment adjoining the service station say they heard unusual sounds of hammers for more than an hour.

Gaining entry to the second floor of the building by forcing a fire escape window on the Fifty-third Street side, the burglars, with a tinsmith's shears, cut a hole in a sheet iron ventilator, through which they dropped to the main floor. The door of the safe was ripped off with a crowbar. Footprints indicate two men operated.

Cook Burned Lighting Oven

Bertha Rose, twenty-five years old, of 342 Sixth Street, a cook employed in a restaurant at 81 Second Avenue, yesterday was taken to Bellevue Hospital suffering from burns received in an explosion resulting from applying an ignited match to a gas oven. The burners had been open for some time and considerable gas had collected.

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