

BRANDEIS ADVISED DRUG STORE MERGER

Declared It Legal, Contrary to the Opinion of a Federal Attorney.

TESTIMONY IS ALL IN

WASHINGTON, May 12.—Evidence was produced today before a subcommittee of the Senate Committee on the Judiciary that Louis D. Brandeis had actually counseled the combination of the United Drug Stores Company with the Riker-Hegeman Company, giving the opinion that it would be perfectly legal.

It was to admit this evidence that the hearings were ordered resumed before the Judiciary Committee. Louis K. Liggett of Boston, who was interested in forming the combination of the two companies, each of which has a line of stores in various parts of the country, and his attorney, Frederick C. Stone, testified that after they had encountered the opposition of the District Attorney they consulted Mr. Brandeis, who approved of their plan and pronounced it perfectly lawful.

Mr. Stone told the subcommittee that he advised his client to consult Mr. Brandeis. He said he advised Mr. Liggett that as his own active had been largely on the corporate side he preferred to bring to bear on the case the judgment of an attorney experienced in opposition to trust and corporation plans.

Two Letters on Merger.

Two letters were written to the District Attorney outlining the plans for the combination of the two companies, each of which had been approved by Mr. Brandeis and each of which the District Attorney held to be in contravention of the Sherman law. The witnesses further testified that after the consultation with Mr. Brandeis took place since last October.

When Mr. Anderson was called he admitted that he had reported to the Department of Justice that the proposed combination was unlawful. He said he did not see anything improper in Mr. Brandeis' opinion.

"It was simply an honest difference of opinion," said Mr. Anderson, who appeared for Mr. Brandeis in the hearings before the Judiciary Committee.

In his testimony before the subcommittee Mr. Liggett, chief promoter of the merger, said:

"Mr. Brandeis advised that one proposed course was to get the proposed merger. The combination included 155 stores and 3,000 agents. While the Government apparently disapproved of it at the time, no suit has ever been filed."

Economy Not Monopoly.

The witness explained that no plan of monopoly was intended, but that it was believed a more economical method of carrying on business could be effected by the merger.

Mr. Stone testified:

"We thought if we could get by him [Brandeis] we could get by any one. When he finally told us that our proposed business venture was lawful we were so confident that we went ahead with it in spite of the opinion of the District Attorney that he might prosecute us."

James S. Harlan, a member of the Interstate Commerce Commission and a son of the late Justice Harlan, appeared before the subcommittee in support of Mr. Brandeis. He testified that he had the highest respect for Mr. Brandeis and his integrity.

It was Mr. Harlan who signed the letter sent to Mr. Brandeis employing him as an attorney in the advanced rate case to appear as the representative of the public. His eulogistic recommendation of Mr. Brandeis caused him to be very sharply cross-examined by Senator Borah and Senator Works.

The giving of testimony closed today and the case will be taken up by the full committee on the Judiciary on Monday. A resolution was introduced in the Senate by Senator Borah, providing for open sessions of the Senate, the object being to have the Brandeis case discussed in public session.

NEW PRESIDENT FOR WOOSTER.

Dr. J. Campbell White is now the college's head.

WOOSTER, Ohio, May 12.—Dr. J. Campbell White, for ten years head of the Lakeman Memorial Hospital, was inaugurated president of Wooster College this morning. More than 2,000 people, including presidents and delegates from more than 100 colleges and universities, were present.

Dr. White, who was graduated from Wooster in 1890, is the first alumnus of the college to become its head.

His inaugural address was on the "Neglected Elements in Comprehensive Education." Dr. W. O. Thompson, professor who addressed the college on the "Place of the Church in Our Educational System." Gov. Frank P. Willis of Ohio also delivered an address.

WESTCHESTER NOTES.

Through the efforts of Justice Morshauer a settlement on a basis of \$10,000 damages was effected in the case of the Westchester Telephone Company for \$60,000 damages for injuries received when a trolley car in the company's yard was struck by a trolley.

ADMINISTRATION SHIP BILL DECLARED A TRADE MENACE

Minority Report Says It Would Work Immediate and Lasting Injury and Discourage Private Investors—Only One Point Approved.

WASHINGTON, May 12.—A fight against the Administration shipping bill when it reached the floor of the House was foredoomed today in the report of the minority members of the Merchant Marine Committee.

The minority members, whose views were formulated by Representative Greene of Massachusetts, assert that the bill will have a detrimental rather than a salutary effect upon American shipping, that it will discourage private investment because of Government competition and that its regulatory provisions will handicap the shipping already in existence.

The only feature of the bill that received the unanimous approval of the committee is the provision for the creation of a shipping board.

The minority members of the committee declare at the close of their report:

"The bill can afford no present relief to shippers. It can and we believe, if enacted in this present form, it will work immediate and lasting injury. It is experimental in its nature. No other maritime nation has hedged its merchant marine with restrictions such as are proposed in this bill, nor has any great foreign power undertaken the control of operation of ships with the single exception of Brazil and the line which she owns was taken over for a debt."

Shipping Board Approved.

Mr. Greene of Massachusetts in submitting the minority views on the bill said in part:

"In the proposal to create a board to be known as the United States Shipping Board all concern, but the limitations upon its powers occasioned irreconcilable views. The section is especially considered, however, as a basis for investigation and report by such board of the relative cost of building merchant vessels in the United States and in foreign manufacturing countries. The relative cost and advantages and disadvantages of operating in the foreign trade and for examination of the navigation laws of the United States."

"The inexactness of the comparative provisions of the bill," the report states, "will embarrass the board and the operators of vessels and cripple the usefulness of both. Two national laws are charged upon the sovereign. The minority also contends that it is inadvisable at a time when capital is considered, when the country is seeking investment in American industry, to extend the regulatory powers of the board to such a point as to cast doubt and uncertainty upon the scope and extent of legitimate transactions. It is proposed that an investigation be made to determine what restrictions may be necessary."

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'RAID ON TREASURY' IN MAYOR SIGNS WATER FARM LOANS DEFEATED METER BILL; VEToes 10

Provision for \$50,000,000 Investment Rejected by Rising Vote in House.

WASHINGTON, May 12.—Representative Henry of Texas, aided by a few members of his State delegation and several other Southern Democrats, aroused the ire of the Republicans and leaders of their own party in the House today by advocating an amendment to the land mortgage bank bill providing that the Government should invest up to \$50,000,000 in farm loan bonds a year.

The amendment was characterized by Representative Madden of Illinois as an "example of unmitigated gall." Other Republicans denounced the proposal as a raid on the Treasury.

Representative Gass of Virginia, chairman of the Banking and Currency Committee, denounced one of his party colleagues who advocated the amendment as "unfit to serve in a Legislature."

The bill in its present form provides for a \$10,000,000 endowment to an Ohio college in farm loans at 5 per cent. In this bill, he added, "you only stipulate that the Government shall supply the money without receiving any dividends on the stock in the proposed bank but you propose to take from the Treasury \$50,000,000 a year and give it to the farmers with little or no interest."

"If Texas is in such bad condition that help of that kind is needed the members from that State who advocate the 'raid on the Treasury' should look after its affairs and let others handle the national finances."

SHIP BLOWUP FROM A CANDLE.

One Killed When Light in Hold Sets Fire to Booth Liner.

Carrying a lighted candle among oil barrels in the ship's hold is said to have been the cause of an explosion and fire yesterday afternoon aboard the Booth Line steamship Stephen at the Bush cod at Forty-second street, South Brooklyn. One man was killed and three hurt.

The explosion took place in the forward hold, which was being filled with a miscellaneous cargo for Brazil, including oil barrels. There were no mangled bodies aboard the ship.

After the explosion the ship took fire and for a time spectacular flames drew a crowd to the waterfront. The firemen soon had the blaze subdued, however, with the exception of about \$2,000. The Stephen was to have sailed early next week, and probably will be delayed only a short time if at all.

The dead man was Ignazio Meriello, 57 years old, of 87 Elizabeth street, Manhattan, a longshoreman.

Forest Fire Damage Connecticut.

NEW HAVEN, Conn., May 12.—Forest fires of various sizes were reported today in different parts of this State. The largest was near Harkhamsted where a section of about ten square miles was burned over, the loss being set at \$100,000. The fire started near the sawmill of Owen Co. near Harkhamsted Centre, and spread through portions of Canton, Washington Hill, Hartland and Granville. Other fires were along the Rhode Island border and in Bolton, a few miles east of Hartford.

RAN OVER A WOMAN, GETS A LONG TERM

Chauffeur Is Sentenced by Judge Nott, Who Assails Lenient Magistrate.

TIME TO HALT, HE SAYS

"The time has come to call a halt," said Judge Nott in Special Sessions yesterday when he sentenced John Riordan, a public chauffeur, to the penitentiary for a term that may be from six months to three years. Riordan had run down Miss Lillian Carlson at 100th street and Central Park West last August and did not stop to see what injury he had done.

Riordan pleaded guilty after he had attacked the validity of the indictment, which charged him with "willfully" injuring his victim. He contended that it was an accident, but proof was presented which showed that Riordan had driven recklessly and did not have his lights burning at 10:30 at night, the hour of the accident.

"The time has come to call a halt," said Judge Nott. "Drivers of automobiles who disregard human life must be punished. Hundreds of men, women and children are either killed or maimed in our city streets by careless automobile drivers. A pedestrian has rights in our streets which must be respected by automobile operators."

The 1914 edition of twenty City Magistrate never imposed a prison sentence on a reckless driver. Of 6,000 convictions of speeders all with the exception of five, not of with those. This is the sad commentary on efforts being made to protect human life from members of the community who have no regard for safety.

Judge Nott told Riordan "that it was only by the mercy of God that Miss Carlson was not killed." She suffered a broken arm and fractures of the jaw, ribs and vertebrae and was in the hospital for two months and seventeen days. Riordan was fined once for speeding, another time for disorderly conduct, and a third time for operating an automobile without a license. Another time he was indicted for attempting extortion in threatening to destroy tires of motorists who did not pay him money.

HOW TO TREAT DRUNKARDS.

Charities Conference Discusses Methods at Indianapolis.

INDIANAPOLIS, May 12.—The topics under discussion at the National Conference of Charities and Correction today ranged all the way from treatment of the drunkard to outdoor relief measures.

Frederick Almy of Buffalo, who is to be the next president of the conference, declared that direct relief must seldom go to the drunkard, because, for the most part, the drunkard usually gets hold of it. Short prison sentences are absolutely ineffective, said Mr. Almy. He favored scientific treatment at farm colonies.

Edward S. Clogher, P. D., northern secretary of the National Child Labor Committee, New York city, said that in twenty-eight States there are no regulations governing the employment of children in street trades.

Judge J. Wilmer Latimer of the Juvenile Court of the District of Columbia said that children should never be removed from their homes, but that the law should be amended to give the State power to remove them from their homes.

Other speakers were Matthew P. Adams, superintendent of schools of the New York City Board of Education; Dr. E. H. Hasbrouck, director of industrial hygiene, State Board of Health, Ohio; Margaret E. Bevington, assistant secretary of the National Child Labor Committee, New York city, said that in twenty-eight States there are no regulations governing the employment of children in street trades.

Medals for 10 Police Heroes. A bronze medal and \$25 in gold were presented by Police Commissioner Woods yesterday to each of two sergeants and eight policemen. The medals and gold were awarded by the Life Saving Benevolent Association for rescue made in the waters around the city.

Cornelius Elbert, Charles Dennis and Dr. Henry H. Chapin represented the association in the presentation. Dr. Woods' office. Those decorated by the Commissioner were Sergeant Alexander C. Anderson, Sergeant Joseph Hamilton, Patrolman Peter J. Thomas, Patrolman Adolph Drescher, Thomas C. Crowley, Henry Maloney, Edmund L. Cross, Joseph G. Thompson and John A. W. Anderson. Sergeant Anderson also received a congressional medal for bravery. Last Saturday at the police parade he was awarded the Isaac Bell medal for bravery. Tracer also was presented with a medal at the parade.

Sergeant Patrick P. Gunn received commendation yesterday for rescuing a man and woman at a fire in West Thirty-sixth street in April by leaning out of a window in a building adjoining the one that was ablaze and dragging them from their rooms to safety.

Jersey Congressman Announces Candidates for Re-election. ELIZABETH, N. J., May 12.—Representative John H. Caspary of the Fifth New Jersey district, composed of Union and Morris counties, announced today that he would be a candidate for re-election.

Mr. Caspary said he was quite aware that there had been criticism of his vote against tabling the McLenore resolution. He said he also knew about the unfavorable comment caused by the resolution of the local German American Alliance in endorsing his official acts as a Congressman. Inasmuch as opposition to his re-nomination has developed in the Republican party, Mr. Caspary said, he would be glad to leave the matter to the people to decide at the next primary election.

TWO WOMEN ESCAPE RAIDERS.

One Is Caught With Stuff Believed to Be Heroin.

Miss Florence Stoddard of 149 West Pleasant street was arraigned in the West Side court yesterday charged with having narcotics in her possession. Detectives Judge, Hackett and Erb arrested her, while two other women, each with a bundle of clothes, ran through the apartment, threw open a front window and jumped over an area into the street as the raiders entered.

Miss Stoddard was locked in a bedroom into which the police broke. They found a paper puff containing a flaky substance resembling heroin. Magistrate Ten Eyck held Miss Stoddard in \$500 bail for examination on Monday.

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LONGENECKER & SANDERS INC. 9 Central Park West TELEPHONE 4993 COLUMBUS

Abbott-Detroit

COMING!—The Great Preparedness Play—

THOMAS DIXON Author of THE BIRTH OF A NATION and VICTOR HERBERT America's Foremost Composer

THE BIRTH OF A NATION

Keynote of MACK construction is "Simplicity." Design intended to reduce repair cost to a minimum and keep truck on the road when you want it. Don't buy until you see these new

Mack TRUCKS

International Motor Company 64th St. & West End Ave., New York

MAN IN MASK LEADS RAID IN CHINATOWN

Many Doors Smashed, but the Wealthy Mongolian Sought Is Not Found.

Chinatown was unusually quiet early yesterday morning when an automobile drew up before the door of 45 Moit street. In the car were Inspector Dwyer, Detective Sergeants Mitchell and Keller and a man whose face was covered with a black silk mask. Leaping from the machine, the policemen demanded admittance. According to them, a sleepy voice on the other side of the door responded with the Chinese equivalent of "Go to hell."

The inspector blew a police whistle. In a moment seven plain clothes men and fifteen reserves from the Elizabeth street station who had been awaiting the signal two blocks away came running in the front little town. He attacked the door with a rush. It was of the type known to the police as an "icebox door" and was protected with a rickety, tottering flight of wooden stairs. The police rushed in, but found their progress barred by a heavy iron gate.

The man in the mask, who seemed to be perfectly at home in the place, led the inspector and detectives to another trapdoor in the floor. Lifting this he beckoned to them to follow. Down a rickety, tottering flight of wooden stairs he led them into a sub-basement.

There, with the aid of pocket flashlights, the party found and confiscated 115 packs of two gambling tables, five decks of American cards and ten decks of Chinese playing cards. Sixty-five Chinamen displayed in the place were lined up while the inspector and the police left without making any arrests.

The premises are said by the police to be owned in part by Mack Dixon, leader of the Hip Sing tong, who has been arrested time and again by the police but discharged for lack of evidence.

CAPSTICK STANDS ON RECORD.

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Advertisement for 'The Birth of a Nation' play, featuring Thomas Dixon and Victor Herbert. Includes text: 'COMING!—The Great Preparedness Play—', 'THOMAS DIXON Author of THE BIRTH OF A NATION and VICTOR HERBERT America's Foremost Composer', 'THE BIRTH OF A NATION', 'A BUGLE CALL TO ARMS FOR NATIONAL DEFENSE WATCH FOR THE DATE'.

EMPIRE THEATRE: RIO GRANDE LAST 10 TIMES. LYCEUM THEATRE: The Heart of Wetona. CANTLER THEATRE: Justice. GAIETY THEATRE: MRS. FISKE. FULTON THEATRE: ANGLIN-BLINN A WOMAN OF IMPORTANCE. LONGACRE THEATRE: DITRICHSTEIN THE GREAT LOVER. CENTURY THEATRE: THE Melody of Youth. ELTING THEATRE: FAIR AND WARMER.

NEW AMSTERDAM THEATRE: Merchant of Venice. ZIEGFELD THEATRE: MIDNIGHT FROLIC. COHAN'S THEATRE: MITZI in 'POM-POM'. LIBERTY THEATRE: SYBIL. ASTOR THEATRE: COHAN REVUE 1916. BELASCO THEATRE: THE BOOMERANG. HUDSON THEATRE: The Cinderella Man. HARRIS THEATRE: THE STRAIGHT HOLIDAY. REPUBLIC THEATRE: COMMON CLAY.

Next Sunday Night at the Hippodrome. Gala Benefit for Newsboys' Summer Camp Under Auspices of N. Y. News-papers and Theatrical Managers. BIGGEST BILL EVER.

WINTER GARDEN THEATRE: ROBINSON CRUSOE. MAXINE ELLIOTT'S THEATRE: COME TO BOHEMIA. MAY 15 MARIE TEMPEST. 39TH ST. THEATRE: LOU-TELLEGEN. CASINO THEATRE: BLUE PARADISE.

SHUBERT THEATRE: TWO MORE WEEKS SOTHERN IF WERE KERING. NEXT WEEK WEEK OF MAY 15. 48th ST. THEATRE: JUST A WOMAN. LYRIC THEATRE: KATINKA. PRINCESS THEATRE: VERY GOOD DEED.

AMERICAN SAFETY MUSEUM OF SAFETY. COLUMBIA THEATRE: THE MERRY ROUNDERS. COLUMBIA-EXTRA! LEW KELLY HELLO NEW YORK. CORT ARNOLD DALY. BROADWAY THEATRE: PALACE. PALACE THEATRE: PALACE.

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