JERSEY WINS PLEA IN PROHIBITION CASE

Permission to File Bill of Complaint Is Granted by U. S. Supreme Court.

MARCH 29 IS DATE SET

Nine Appeals Now Before Tribunal—No Decisions Expected Before May.

Special to THE SUN and NEW YORK HERALD.

WASHINGTON, March 15.—The Supreme Court granted permission to-day to the State of New Jersey to file an original bill of complaint attacking the prohibition amendment and the Volstead law enforcing it.

At the same time Chief Justice White gave notice that the court declined to reserve its final decision on the general question of the validity of the amendment and the constitutionality of the enforcement law, which was argued last week on cases brought by the States of Rhode Island and Massachusetts and Kentucky liquor dealers until New Jersey had presented its reasons why constitutional prohibition is not legal.

As soon as the court announced it had decided to entertain the New Jersey bill of complaint, Solicitor General King made a motion in behalf of the United States to dismiss the bill, and it is on this motion that the arguments will come. Later in the day the court fixed Monday, March 29, as the day for the argument. The probably means that its decision thereon will be announced early late in April or early in May.

New Jersey's suit, which is similar to that brought by Rhode Island, declares that the prohibition amendment is not valid, was not legally adopted and that the Volstead enforcement law is unconstitutional. The State seeks a permanent injunction restraining the Attorney General and the Commissioner of Internal Revenue of the United States from enforcing constitutional prohibition in New Jersey.

Nine Cases to Be Decided.

Nine more appeals from the lower federal courts seeking to knock out prohibition were submitted to the court today, making a total of nine cases now before the court. Two of these from Federal courts in New Jersey and Wisconsin will be argued at the same time the New Jersey State case is heard.

The New Jersey appeal case is brought by Cornelius Feigenspan, a brewery corporation represented by Kilmer, Root, Mr. Feigenspan is a leading figure in the United States Brewers' Association. A brief filed in his case that constitutional prohibition is valid, but directs a particular attack against the Volstead law in the face of paying the court dollars that 2 1/2 per cent. beer can be sold under it. In the wartime prohibition cases the court decided Congress had the war power to fix the maximum amount of alcohol that was a beverage intoxicating to be half of 1 per cent., but as a peace time power this has not been passed.

The Wisconsin case is an appeal by the Government from a decision rendered two weeks ago by Federal Judge Geiger at Milwaukee which declared the Volstead law unconstitutional and declared that 3½ per cent. beer could be sold.

The other cases filed to-day but not advanced were an appeal from the Federal court at San Francisco, which upheld constitutional prohibition, and one from the Federal District Court for the Southern District of New York. The former was brought by J. J. Ishon; the latter by William G. Street of New York against the Lincoln Safe Deposit, and challenges the right of the Government to prevent an individual from keeping intoxicating liquor for his personal use in any other dwelling than his residence.

Thomas F. McGran, Attorney General of New Jersey, who was in court to-day, declared that the bill of complaint of his State is much broader than that filed by Rhode Island. He pointed out that New Jersey would direct particular attention to the part of the amendment which reads "the Congress and the several States shall have concurrent power to enforce this article by appropriate legislation." The State will claim that Congress has ignored its concurrent power to provide for prohibition enforcement.

TORPEDO EXPLOSION MORTALLY HURTS 3

Women and Two Children Victims in Jersey Plant.

Special to THE SUN and NEW YORK HERALD.

NEWARK, N. J., March 15.—A woman and two children were mortally burned in an explosion which destroyed a torpedo house at a fireworks plant on Arlington avenue to-day.

The victims are Clara Demarchi, 23; Millie Scarpa, 18, and Rosa Lani, 4 years old. All three were horribly burned by the flash and their bodies were lacerated by flying splinters.

The children had run into the building to play just before the explosion occurred. The young woman was engaged in making "safety" torpedoes in a small frame building, which disappeared in a cloud of smoke. The three victims were removed to the Vineland Hospital.

SEPARATION SUIT BASED ON CANDY

Confectionery Made Her Ill, Wife Complains.

George E. Jamieson, stockbroker, was sued for separation yesterday in the Supreme Court by Frances E. Jamieson. She complains that he was cruel to her because some candy which he gave her and some coffee which he served her made her feel ill. A bottle of perfume also made her feel ill after she had smelled it.

Mrs. Jamieson, who lives at 216 West Ninety-fourth street, has been married to her husband twice. She was married to him ten years ago and divorced him in July, 1918. Then she was remarried to him the following September.

BOY ON TRIAL FOR MURDER

Charged With Being Implicated in Slaying of Wolcsock.

Jesse Walker, a mild mannered boy of 19, was placed on trial yesterday before Justice Fawcett in the Supreme Court, Brooklyn, charged with being implicated in the murder of aged Samuel Wolcsock in the latter's stationery store at 191 Wyckoff avenue, Williamsburg, March 11, 1919. Wolcsock was shot by several young men who entered his shop and took $19.

Walker was arrested recently at Macon, Ill., on a charge of assault and it is alleged that a diary found on him made reference to the Wolcsock holdup and implicated Guy Nichols, 22 years old, and Joseph F. Aust, 19. All three have been in the navy. They will receive separate trials.

GRAFT AND ASSAULT CHARGED TO POLICE

Detective Franklin Indicted on Woman's Testimony of $40 Vice Bribe.

DOLAN ALSO PRESENTED

Magistrate Stops Picketing of Political Clubs Which Were Raided by Cops.

The March Grand Jury, which has been delving into the wholesale charges recently made against persons connected with the Police Department, returned two indictments yesterday, and it is expected that more will be forthcoming when it resumes its activities to-day.

Charges of bribery and corruption were filed by the jurors against Detective Frederick B. Franklin of Inspector Underhill's staff and Detective Thomas A. Dolan of the strong arm squad at Police Headquarters was indicted for assault in the second degree, alleged to have been committed upon several citizens when he got into a fight in the Unique restaurant at 116th street and Lenox avenue.

The indictment of Franklin follows the investigation by Assistant District Attorney James E. Smith into a story told by a woman who gave her name as Sadie Goldberg, and who is said to have confessed that she conducted a disreputable house in East 115th street, not far from Fifth avenue.

This house is in the district where Franklin operated, and according to the woman's story, she avoided arrest for five months by paying $40 a month for police protection. Her statement to this effect is said to have been corroborated by her brother, who gave his name as Aaron Goldberg. These two Goldbergs visited Mr. Smith's office a few days ago, and called upon him again yesterday before the Grand Jury resumed its secret sessions.

Immediately upon the presentation of these two indictments in the Court of General Sessions, Judge James T. Malone directed that bench warrants be issued, and that Police Commissioner Enright be notified. It was stated that Franklin, who was not due to report for duty until evening, would be placed under arrest then and arraigned for pleading this morning.

Dolan was surrendered in court by Joseph Goldstein, his attorney, and was held in $1,000 bail. His indictment was a shock to him because the assault charge on which he was arrested a week ago had been dismissed in the Magistrate's Court after the witnesses had failed to identify the detective as their assailant. It was the suddenness and the unanimity of the forgetfulness of the witnesses that aroused the suspicions of Mr. Smith and caused him to reopen the matter before the Grand Jury.

A complete record of the raids made over Inspector Dominick Henry's head in the new Tenderloin in 1919 was delivered to Mr. Smith yesterday by Lieut. Cummings of Chief Inspector Daly's staff. It showed that the total for the year had been 448. This is said to include upward of 100 raids that Inspector McDonald's "roving squad" made in Henry's district, which that officer told of last week.

Magistrate Levine in the Tombs Court heard the complaints of members of the Independence League organization of 11 West Thirty-first street and the Mutual Democratic Club of 26 West Thirty-second street against Police Inspector James S. Bolan, who has been keeping a uniformed man in front of their places since spectacular gambling raids were made there a month ago.

BRIEFS FOR "REDS" FILED.

Closing Arguments Made for Ellis Island Prisoners.

Lawyers for the alleged revolutionists and other radicals held on Ellis Island appeared before the Commissioner of Immigration yesterday to file briefs and make their closing arguments for a final ruling by the Secretary of Labor. The briefs will be forwarded to Washington with recommendations by the board of special inquiry and the decision will be reached whether the prisoners shall be deported under the law of October, 1918, which gives the immigration authorities power to send out of the country all aliens who teach or believe in the overthrow of government.

There are seventy-five so-called "Reds" on Ellis Island whose trials are over and whose deportation will hang upon the decision of the heads of the department at Washington.

Two Hundred a Month!

You can't keep a Rolls Royce or a Steam Yacht on that amount, but it certainly will "keep the wolf from the door" and provide your family with some of the comforts to which they have been accustomed; it may help to complete the children's education—and you personally will live longer, breathe easier, work harder, eat and sleep better if you know positively that in the event of your death the family will receive a check for—

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"WORST" BLIZZARD IN DAKOTA.

Also Sixty Mile Gale and Lowest Barometer in 45 Years.

BISMARCK, N. D., March 15.—The worst blizzard of the season is howling through North Dakota to-night, according to C. W. Roberts, director of the Federal Weather Bureau here. He reported the lowest barometer known in the State in forty-five years. Wind velocity at six o'clock was sixty miles an hour.

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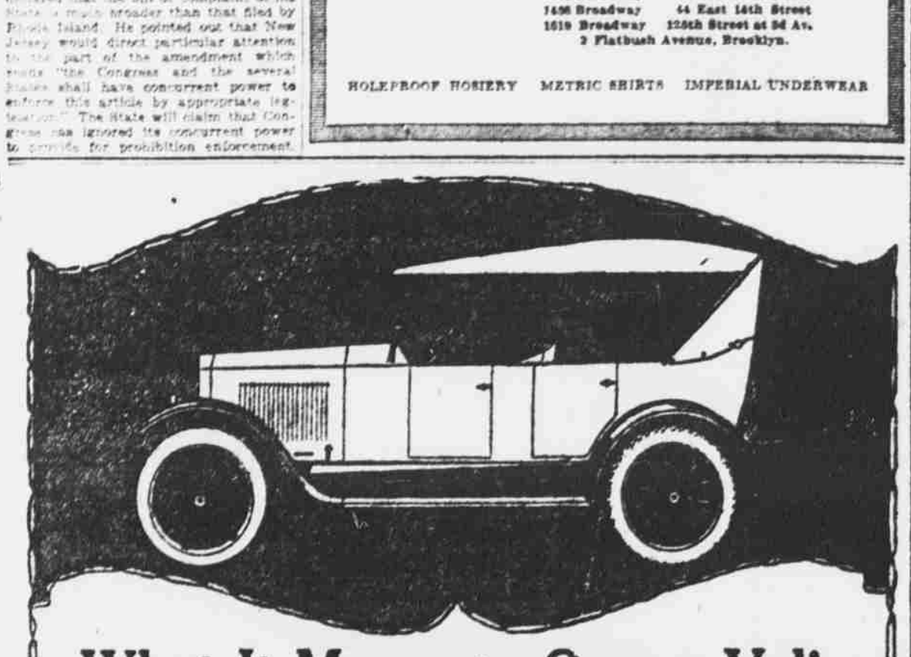

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The distinguished French pianist, appears as soloist with the Boston Symphony Orchestra, Pierre Monteux, conductor, Thursday evening, March 18th, at Carnegie Hall.

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Princess Thea., THIS AFTERNOON at 3
PEDRO G. GUETARY
SONG RECITAL. (Wissner Piano)

Aeolian Hall, THIS AFTERNOON at 3
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Aeolian Hall, Saturday Aft., Mar. 20th, at 3
3d & Last Piano Recital. (Chickering.)

LITTLE Theatre W. 44th St. FRI. AFT. Mar. 19 at 3:45.
HELEN ZAGAT DANCER
Bach, Chopin and Schubert
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Tickets dated Mar. 14 will be honored Friday

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WED. at 8:15 L'ELISIR d'AMORE. Barrientos, Sparaco; Caruso, Scotti, Didur. Cond. Papi.
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FRI. at 7:30 sharp, PARSIFAL. Matzenauer, Harrold, Whitehill, Rothier, Didur, Bodansky.
SAT. Mat. at 2, FORZA DEL DESTINO. Ponselle, Gordon; Caruso, Amato, Chalmers, Mardones. Cond. Papi.
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LOUIS DE FOE, WORLD:—"A dazzling new spectacle. Please all the rest."

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MR. LEO Ditrichstein in "THE PURPLE MASK."

39th ST. Theatre, nr. B'way. Evs. 8:40. Mats. To-m'w & Sat. 2:40.
Charles Cherry and Frances Lorraine in the famous comedy SCANDAL

HARRIS, West 42d St. Evs. 8:30.
Wedding Bells
Margaret Lawrence & Wallace Eddinger. Mats. Wed. & Sat., 2:30.

SELWYN, 42d St. nr. 8:30. Mts. Wed. & Sat.
DONALD BRIAN | PEGGY WOOD | RALPH MORGAN
in the Musical Hit "BUDDIES"

MAXINE ELLIOTT'S Thea., 39th St. E. of B'way. Beginning TO-MORROW NIGHT at 8:30.
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Eve. Performance Starts at 8:30. Ends at 11:30.

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"A French Pug o' My Heart."

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A SENSATION LIKE A CYCLONE
THEDA BARA in "THE BLUE FLAME"
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Leap Year Mat. Tomorrow, St. Patrick's Day. Orch. $1.50. 300 Good Seats $1.
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Company of 300 People—8 Scenes.

Garrick 45th St., near B'way. Mats. Thurs. Greeley 1522. Evs. 8:30 & Sat. 2:30.
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A SENSATIONAL TRIUMPH!
ELSIE Ferguson in Arnold Bennett's New Play. SACRED and PROFANE LOVE

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"The best show I ever saw in my life."—Alexander Woollcott of the Times.

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With VIVIENNE SEGAL

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Following his extraordinary achievement of sixty performances on Broadway last season, when the critics said:
"Best of a generation."—Eve. Post.
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"Best since Forbes-Robertson."—Tribune.
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"An exceptional feat."—World.
"Scintillates like a diamond."—The Dial.
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"GREATEST LIVING HAMLET"
Clayton Hamilton, in Theatre Magazine.

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CECIL LEAN in "LOOK WHO'S HERE" with CLEO MAYFIELD
Musical Comedy Triumph!

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MARJORIE RAMBEAU IN THE SIGN OF THE DOOR

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FLORENCE MOORE IN BREAKFAST IN BED

BIJOU West 45th St. Evs. 8:30. Mats. Wed. (Pop.) & Sat. 2:30.
BARNEY BERNARD His Honor Abe Potash

BROADHURST, W. 44th St. Evs. 8:30.
Jane COWL in "SMILIN' THROUGH."
Mats. Thurs. & Sat. 2:30.

PRINCESS 39th, E. of B'way. Evs. 8:30. Mats. To-m'w & Sat. 2:30.
Tick-Tack-Toe Book, Music & Lyrics by Herman Timberg

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TORM With HELEN MacKELLAR

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Criterion B'way, 44 St. Evs. 8:30. Mats. Wed. & Sat. 2:30.
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"More admirable than his Benedick or Neri is The Jest."—Times
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Lenore Ulric in "The Son-Daughter"
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Booth Tarkington's Comedy Classic
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"Best Light Comedy Ever Written by an American."—Heywood Broun, Tribune.

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To-morrow Matinee Entire Orchestra at $1.50. 1st Balcony $1.00. 2d Balcony 50c.
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"Like Going on a Summer Vacation"—World.
Best Seats at Box Office. Regular Prices.

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SAM H. HARRIS presents WILLIAM COLLIER in "The Hottentot." "A Laughing Riot." "Funniest Farce Ever Written."

LYCEUM Thea., West 45th St. Evs. 8:30. Mats. Thurs. & Sat., 2:30.
DAVID BELASCO presents Ina Claire in "THE GOLD DIGGERS" By Avery Hopwood

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MONSIEUR BEAUCAIRE
The Messager-Tarkington Melodic Gem.

NEW AMSTERDAM ROOF at 8:30
You can Dance—you can Dine—you can Smoke and Enjoy the Best Musical Show in Town!
ZIEGFELD GIRLS of 1920
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DINNER SERVED at 7 - SUPPER at 11

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The ABSOLUTE DRAMATIC TRIUMPH
The Acquittal
A MASTERPIECE IN PLAY CONSTRUCTION
(By RITA WEIMAN)

GLOBE "Apple Blossoms" Kreisler—Jacobi—LeBaron Operetta with John Charles Thomas
Wilda Bennett, Star Cast. POP. MAT. TO-M'W

LIBERTY THEATRE, W. 42 St. Evs. 8:30. CHARLES DILLINGHAM'S Latest Musical Comedy Joy Ride
"THE NIGHT BOAT"
By Anne Caldwell, Jerome Kern's Best Tunes. Mats. T-MOR'W & SAT., 2:30.

Greenwich Village 7th St. & 7th Av. Evs. 8:30. Mats. Thurs. & Sat., 2:30.
EMILY STEVENS in Philip Moeller's "SOPHIE" with O. P. HEGGIE.
"Like an improper story whispered behind a Valenciennes fan."—Times.

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HENRY MILLER & BLANCHE BATES in "THE FAMOUS MRS. FAIR" by James Forbes
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This is MARY ROBERTS RINEHART'S very best story. It has a heart absorbing theme of realism; also HAROLD LLOYD in his newest and best COMEDY.
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EVA TANGUAY. BESSIE CLAYTON & The Cansinos & Extra Strong Supporting Bill.

81 B. F. Keith's St. & B'way. Popular Prices.
Blossom Seeley & Co. Morton & Glass. Harry Hines, Beatrice Morgan & Co., odds. & The Pictures "Back to God's Country."

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"Every Day is a Holiday at the Hip."—Mail.
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TOM MOORE in "DUDS"

Loew's American Roof 42 St. W. of B'way. Every Evg. at 8:15.
Swarts & Clifford, Vera Burt & Syncopated Steppers, 7 others. In Theatre, "The Beloved Cheater." All Seats Reserved

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BLANCHE SWEET in "THE WEST"
Powder-Puff Follies

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GEORGE BARRERE RUDOLPH GANZ SAM FRANKO GEORGE HAMLIN assisted by GUSTAVE TINLOT, RENE POLLAIN, JULIA GRIFFITH, FRED PATTON and others. N. Y. SYMPHONY and SCHOLA CANTORUM.
SAM FRANKO Conducting.
Tickets $1 to $3. Steinway Piano.

Aeolian Hall, Friday Aft., Mar. 19, at 3.
DENTON
in SECOND PIANO RECITAL
Mgt. Loudon Charlton. Steff Piano.

WALDORF-ASTORIA BALL ROOM.
To-day at 3:30.
Concert of Music for the Violin
KREISLER
Benefit the Babies Dairies' Association. Parquet Chairs, $5; Boxes, $10 and $100. On sale at the Waldorf and Plaza Hotels. Mail orders to MRS. C. S. MITCHELL, Treas., 515 Fifth Avenue, will receive prompt attention.

CARUSO OPERA TICKETS PHONE GREELEY 4189
AND ALL OPERAS Seats All Parts of House. Subscriptions bought, sold or exchanged for season
Jacob's Ticket Office Normandie Hotel, B'y 35 St.

Carnegie Hall, To-m'w (Wed.) Evg., at 8:15
Bolm Ballet Little Symphony
GEORGE BARRERE, Conductor.
Seats 50c to $2. Direc. of Catharine A. Bamman.

COLUMBIA, B'way & 47. Twice Daily. Eves. 8:15. HASTINGS' BIG SHOW.

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AT LAST!
The Mysterious Masked Hostess
AND
Sherbo's Dance-Compelling Orchestra
HAVE ARRIVED AT
THE BAL TABARIN NIGHTLY AT 11 O'CLOCK
Ask to Be Introduced