U.S. OFFICIALS ROW OVER CORK MAYOR

Conflict Over Jurisdiction Between Labor and State Departments Now Open

MAB FORMER DE VALERA AID

By the Associated Press

Washington, Jan. 7.—Conflict between the state and labor departments over jurisdiction in the case of Lord Mayor O'Callaghan, of Cork, seeking admission to the country without passports, reached the open today.

Labor department officials denied an earlier statement by Assistant Secretary Merle Smith of the State Department that the case had been referred by Secretary Wilson to the State Department.

As the case stands now, it was said, the only recourse of the State Department, if it desired to bar Mr. O'Callaghan, would have been to ask that the Department of Justice institute legal proceedings against him for entering the country without proper credentials.

Secretary Wilson still has before him the appeal in behalf of the Irish official from the ruling of the special board of immigration officials at Newport News, excluding him. Mr. O'Callaghan is at liberty on parole granted by Secretary Wilson pending final decision on his case.

The records in the case were received today by Secretary Wilson from Newport News.

Officials of the State Department indicated again today that it was unlikely that the department would waive the passport restrictions, as it would be against all precedent.

The decision of the State Department may be made today or tomorrow. Officers of that department contend that this decision would be final, but officials of the Labor Department declared that the labor secretary might overrule it as the final question of the admissibility of an alien rested exclusively with him.

Regardless of what final action is taken on the admissibility to this country of Mayor O'Callaghan, developments of the last twenty-four hours appeared to have removed all obstacles to the achievement of the purpose for which he came here. Action of Secretary Wilson in paroling O'Callaghan on his own recognition, was believed to have insured free opportunity for his appearance before the unofficial commission investigating the Irish question, on January 17, the date of the next meeting.

Dublin, Jan. 7.—Eamonn de Valera has decided to defer his intended proclamation several days longer, presumably until he has further studied recent developments and the sentiment in various sections of the Republican parts.

Government officials continue to assert there is no desire to interfere with De Valera's movements. Sinn Feiners express distrust over such assurances, pointing to the continued raids and searches as proof they are trying to discover and arrest him. Patrick Sheehan, who was De Valera's secretary before De Valera went to America, was arrested here yesterday. No explanation was made.

Auxiliary police and "Black and Tans" appeared in the streets in large numbers yesterday, holding up and searching pedestrians. No reason for this was given.

It is reported that Father Michael O'Flannigan, vice president of the Sinn Fein, who has been in correspondence with Premier Lloyd George relative to a truce between England and Ireland, has gone to London for a conference with the prime minister.

Hamilton Edwards and Martin Fitzgerald, directors of the Freeman's Journal, and P. J. Hooper, editor, were released last night from Mount Joy Prison on medical grounds. They were sentenced a few weeks ago to twelve months' imprisonment for certain statements in the Freeman's Journal.

The Newspaper Proprietors' Association of Great Britain had been protesting against the imprisonment of the directors of the Freeman's Journal, urging clemency.

Condition of Highways Throughout State Today

Lincoln highway (Trenton to Chambersburg)—Mostly fair in Bucks and Lancaster counties, but good elsewhere. No appreciable change since yesterday morning in road conditions.

William Penn highway (Easton to Chambersburg) — Generallly good, but a short detour is necessary west of Allentown.

Baltimore pike (Philadelphia, Media, Kennett Square and Oxford) —In good condition.

Philadelphia and Reading pike—In good condition.

Lancaster and Harrisburg pike—Fair in Lancaster county; good in Dauphin.

ACTING PROVOST TO SPEAK

Dr. Penniman Addresses Students Today for First Time

Acting Provost Josiah H. Penniman will deliver his first formal address to the University of Pennsylvania students since the opening of college in September, at All-University Chapel in Weightman Hall today.

Dr. Penniman's subject will be the "Life and Work of Benjamin Franklin" and in the course of the talk he will refer to some of the moral problems facing college students in Franklin's time and now.

John R. Thompson, editor-in-chief of the Pennsylvanian, and John Telmosse, senior class president, will give brief talks.

Finegan to Discuss School Need

The cause of Pennsylvania's low record in education and the remedies needed to place the state and city high in the estimation of the country, will be discussed tonight by Dr. Thomas E. Finegan, state superintendent of public instruction, before the University Extension Society at Witherspoon Hall.

Judge Denies Pleas for Delay of Trials

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schedule. If Mr. Scott isn't here when his client's case comes up, we simply have to go along without him." Mr. Scott appeared in person, explained that a jury was waiting for him in the Federal Building and again pressed his plea for a continuance. It finally was granted. The case has been postponed six times in the past.

Judge McCullen evinced his displeasure at the failure of a jury, on which one woman served, to bring in a verdict of guilty in the case of John W. Foley yesterday by discharging one of the jurors at the bar of the court.

Shows Displeasure

Foley was accused of having driven a "bandit car" which figured in two hold-ups and two encounters with the police in a single night. The jury was dismissed finally and Foley placed under $15,000 bail.

Judge McCullen ordered Court Crier Levi C. Hart to bring Fred C. Murry, a Negro, and a member of the Foley jury, to the bar of the court. He was juror No. 7.

"What is your occupation?" the judge asked the juror.

"I am a waiter, your honor," Murry answered.

"Where do you live?"

"At 302 North Twelfth street."

"What ward is that?"

"The Fourteenth, your honor."

"You are excused from further service as a juror in this court," said Judge McCullen. He made no allusion to the failure of the jury last night to reach a verdict. It was apparent, however, from his demeanor that he was upset over the mistrial. The charge made yesterday left little room for an acquittal, although the judge was careful to instruct he jurors to give the prisoner the benefit of any doubt that might arise in their minds.

Drunkenness No Excuse

"The defense offered here has been that of drunkenness," said Judge McCullen in his charge yesterday. "It has been said that this defendant was the man who drove the automobile and who was with Healey and the others who have admitted their guilt; that he was drunk and did not know what he was doing. Voluntary drunkenness is no excuse for crime, excepting in two instances, one where there is the actual existence of delirium tremens, and the other, where the man is so bereft of reason that he is practically insane and does not know what he is doing.

"If the defendant was in this automobile and drove up this party of bandits, and was the man present at the time Cromwell T. Gabell was robbed, it is no defense for him to offer here that he was drunk, unless his drunkenness was so great that he was suffering from delirium tremens or was so bereft of reason that he did not know what he was doing.

"Foley had charge of the automobile and he had sufficient wit to know how, in that battle of bullets, to drive off the machine and escape the officers of the law. Do you or do you not think that if he had sufficient ability and sufficient wit about him to know how, in that battle of bullets, to escape the police, that he had sufficient intelligence about him, notwithstanding the liquor he had taken, to know that he was engaged in the commission of a crime that night?"

Adequate Chemical Tariff Is Urged

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"the United States was the dumping ground of foreign manufacturers."

William J. Merwin, president of the National Wood Chemical Association, Bradford, Pa., manufacturers of crude alcohol, acetic acid and charcoal, said the industry now is nearly in a state of collapse, due to overproduction. He complained of competition from Canada in production of acetic acid that undersells the product made in the United States.

SEEK QUICK ACTION ON FORDNEY MEASURE

Washington, Jan. 7.—(By A. P.)—Plans of Senate supporters of the House emergency tariff bill to press for early action were manifest again today when the Senate finance committee resumed hearings on the farmers' relief program.

Senator Smoot asked George D. Briggs, representing the National Sheep and Wool Bureau, to confine his testimony to subjects not already covered. Later Acting Chairman McCumber interrupted arguments with the witness to insist that the hearing be not delayed by committee members.

Senator Smoot then declared there were many witnesses who wanted to be heard. "We do no want to get caught here next Tuesday," he added, "with a house full of witnesses which would give a further excuse for these hearings. This is an emergency tariff and we must have action on it."

Mr. Briggs said the wool industry was dying out, adding to the number of farmers and farm workers deserting the land for life in the city.

"What about manufacturing interests?" Senator Thomas inquired. "Hundreds of industrial plants have been closed and thousands of men are out of work. Won't those people eventually be compelled to return to the farms? They have got to make a living."

The witness said he could not agree that there ever would be a return to the farms. Manufacturers should be given some sort of protection, he said, but offered no suggestion. He said he was not a practical sheep man, but felt competent to discuss the questions involved.

Close Hammonton Schools

The board of health of Hammonton, N. J., has ordered the closing of the schools of that place on account of the prevalence of scarlet fever. There have been more than twenty cases officially reported in the community. In addition to closing the schools the board of health issued an order forbidding all persons under eighteen years to attend moving pictures, church gatherings and all public gatherings.

AMBASSADOR MORRIS WON TO AFFECTION FOR JAPAN

Fullerton Waldo Tells of Feeling of Envoy for Far East Island

To Japanese are a warm spot in their hearts for Ambassador Roland Morris, of this city, the Modern Club was told at its meeting today at 1618 Walnut street.

Fullerton L. Waldo, the speaker, quoted a Japanese official as saying that Mr. Morris had introduced "the diplomacy of the open heart and open hand in Japan."

Mr. Waldo describes his experiences "Round and about the Black sea." The work of the Red Cross, Salvation Army and many heroic men and women in that region was highly commended.

"Bolshevism," Mr. Waldo said, "listens well, but it works out into terrorism, starvation and atheism."

Mrs. Harold Delancy Downs, the president, presided at the meeting, and the hostesses were Mrs. Louis F. J. Hepburn, Mrs. Walter Wilhelm and Mrs. J. W. Hallowell.

The Hathaway Shakespeare Club, of which Mrs. Joseph R. C. McAllister is president, held a stated meeting this afternoon at the Philomusian clubhouse. The program was arranged by Mrs. David Whitelaw, Jr.; Miss Margaret Adams, vocalist; Miss Pearl Bedard, pianist; Miss Jean Whitelaw, reader, and Miss Isabel Adams, violinist. Mrs. David Whitelaw, Jr., told the story of "The Toy Shop."

Lady Anne Azgapetian, an Armenian noblewoman, will deliver an address tonight following a conference supper of the Women's Organized Bible Classes, at 919 Market street. Lady Azgapetian returned to America a short time ago after several harrowing years spent in Red Cross work in Russia, Armenia and Persia. Since her return Lady Azgapetian has worked untiringly for the Near East relief, and has lectured in many cities.

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