

BRIDE'S TRIAL STARTS ON \$5,000 EXTORTION CHARGE

Four Jurors Net Result of Legal Sparring by Opposing Counsel.

'CAZAR' NOT TO TESTIFY Undermyer Rejects Talesmen Who Lack Interest to Read Newspapers.

UNAWARE OF LOCKWOOD Attempts of Defence to Get Change of Venue Fail to Halt Court.

With John J. O'Connor, Democratic Assemblyman from Charles F. Murphy's district, seated at his side in the capacity of personal counsel, and with Martin W. Littleton acting as chief counsel, Robert P. Brindell, characterized as the "cazar" of the building trades unions, went to trial yesterday before Supreme Court Justice John V. McAvoy on one of several indictments filed against him charging graft in connection with the calling off of strikes.

When the court adjourned at 5:30 P. M. the only progress recorded was in the selection of four tentative jurors. Most of Mr. Undermyer's challenges were directed at talesmen who stated upon examination that they had not been reading the newspaper accounts of the Lockwood investigation. It was apparent that Mr. Undermyer's requests were directed at talesmen who stated upon examination that they had not been reading the newspaper accounts of the Lockwood investigation.

Not Blamed by Newspapers. Mr. Littleton's challenges were directed principally at talesmen who stated that they had been reading the newspaper articles about Brindell and other persons whose names have been connected with the Lockwood investigation and that they had obtained impressions unfavorable to the defendant.

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Henry Warren, a real estate operator of 219 West Eighty-third street, stated that he had "no desire to serve," because two building enterprises in which he was interested had failed as a result of strikes. He was excused because he assured the court that he had obtained an impression regarding Brindell "which it would be very hard to erase."

The four tentative jurors selected were Andrew C. Leonard, district wire chief for the New York Telephone Company, 78 West Ninety-second street; Philip H. Senior, secretary and manager of the Pliability Memorial Fund Committee, 790 Riverside Drive; George W. B. Fallon, secretary of the City and Suburban Homes Company, 326 Madison avenue, and Thomas H. McKerrow, a motion picture actor, Broadway and St. Nicholas avenue.

Trial to Last Two Weeks. Assisting Mr. Undermyer in the trial of the case are Samuel A. Berger and Stanley Richter, Special Deputy Attorneys General, and Albert Bling Berger and Robert S. Johnstone, Assistant District Attorneys. Counsel expect the trial to last two weeks.

The specific indictment on which Brindell is being tried alleges that on September 27, 1920, he extorted \$5,000 from Max Aronson, a building contractor, on threat to call a strike unless the money was forthcoming. Such an offense under the penal law is punishable upon conviction by a maximum term of fifteen years in State prison.

Several times in questioning talesmen yesterday Mr. Littleton intimated that Brindell did not intend to take the witness stand. He asked them if this fact would prejudice them against his client. Before the commencement of the selection of the jurors Mr. Littleton made a last fight for delay, objecting to the order transferring the case from General Sessions to the Supreme Court and also producing copies of papers upon a motion to be made before the Court of Appeals in Albany on Friday for leave to appeal the recent decision of the Appellate Division refusing a change of venue. Both Mr. Undermyer and Mr. Littleton are expected to go to Albany to argue this matter. Justice McAvoy overruled both of Mr. Littleton's objections.

\$500,000 HOSPITAL IS TO COST \$1,000,000 Bungling Contract for City Revealed in Hylan Inquiry.

Because of blunders and bunglings in connection with the contract, the Cumberland Street Hospital, Brooklyn, begun three years ago and not yet completed, will cost the city not less than \$1,000,000 instead of \$500,000, according to testimony adduced yesterday before the Board of Estimate at its inquiry into city contracts.

Another outstanding feature of the person was the revelation that the Contracting Dock Builders Association, which organization of the city's dock contractors was revealed last week, undertook to investigate the affairs of Ferry & Tench, non-member contractors for Staten Island piers, particularly to see that those contractors adhered to the scale of wages fixed by agreement between the dock builders' organization and Robert P. Brindell, indicted czar of the Building Trades Council.

WELLESLEY GIRLS TOLD HOW NOT TO DANCE Modern Movements of African Origin, They Learn.

Special Dispatch to THE NEW YORK HERALD. BOSTON, Jan. 11.—Not for many a day have Wellesley College girls heard an address that caused them to sit up and take notice. The address delivered today by Mrs. Augustus Trowbridge, wife of a Princeton professor.

Shimmering, toddling, balancing and cheek to cheek dancing are of African origin, she declared. Young persons have learned them unwittingly.

"Dresses with backs which allow no decent rest place for the man's hands were originated for those of the caste; they were copied by ladies," said Mrs. Trowbridge.

Mrs. Trowbridge advocated as remedial the elimination of the frenzied jazz rouds, the glissando, extreme dances among themselves while at college, that the programme dance with no cutting in be used, that girls return to their chaperones after each dance and that there be no dangerous between dance automobile rides.

HOST NOT LIABLE FOR FALL ON LOOSE RUG Must Watch Own Step Also on Polished Floor.

MADISON, Wis., Jan. 11.—After four years of litigation the Supreme Court of Wisconsin today decided that a host whose home contains loose rugs and polished floors is not liable for damages if a guest slips and falls.

The court affirmed a lower court decision denying a damage suit of Mrs. Mildred Greenfield of Chicago against Frank H. Miller of Racine, Wis.

Mrs. Greenfield asked damages for injuries received when she slipped on a small rug while a guest in the home of Mr. Miller on December 31, 1916. The court said there was no evidence to show it was customary to fasten rugs to the floor and that Miller was not negligent in not having done so.

LAWYER WILL TRUST IN GOD FOR HIS FEES Teachings of Christ to Rule Conduct of Cases.

YAKIMA, Wash., Jan. 11.—Harcourt M. Taylor, retiring judge of the Yakima Superior Court, announced today that he would resume practice of law "in accordance with the principles of advanced thought."

"As I shall apply the teachings of Jesus to legal service," he said, "I shall accept no employment to fight lawsuits or assist others to do so, nor attempt to collect debts, though if I can assist persons in keeping out of law suits or settling litigation in which they already are involved, I shall consider it a privilege and the highest legal service I shall trust in God, not those whom I serve, for my compensation, making no fixed charge."

DIVORCED FOR KICKING AT WIFE'S COLD FEET It's Cruelty to Resent Warming 'Em on One's Back.

SPECIAL DISPATCH TO THE NEW YORK HERALD. ELMWOOD CITY, Pa., Jan. 11.—Cold toes are no employment to fight lawsuits or assist others to do so, nor attempt to collect debts, though if I can assist persons in keeping out of law suits or settling litigation in which they already are involved, I shall consider it a privilege and the highest legal service I shall trust in God, not those whom I serve, for my compensation, making no fixed charge.

GOWNS BAR WOMEN AS EVENING BRIDES Pittsburg Rector Acts on Ground of 'Lack of Decorum.'

PITTSBURGH, Jan. 11.—Evening weddings in Calvary Protestant Episcopal Church here are banned, under an order of the Rev. E. Van Eiten, the rector, made public today.

This action conforms with Mr. Eiten's New Year's sermon, when, in a review of the times, he paid much attention to wedding customs worn by women.

He commented on the "lack of decorum often manifested," and said that some of the gowns did not conform with the sacred character of marriage.

SHOE SALESMEN YAWN AT FEMINE CHARMS They Object at Convention to Bathing Suits.

MILWAUKEE, Jan. 11.—A beach show, with two scores of bathing girls serving refreshments, was the feature of the convention of the National Shoe Retailers Association, was ordered discontinued today by District Attorney Zabel.

WHITMAN POLICE GRANTS BANK BOOKS AND ACCOUNTS OF Tenderloin Resorts in 3 Precincts Subpoenaed

MAYOR SNUBS SWANN Enright Also Invisible to Prosecutor, Who Wants a Rule Suspended.

GRAND JURY ACTION SOON Ex-Governor Observes Secrecy After Talking With Business Men.

It was indicated last night that Charles S. Whitman has struck what he regards as a hot trail in his search for graft in the Police Department, and has come into the possession of evidence of serious note, which he expects to lay before the Grand Jury before the end of this week.

His manner last night, when he finished hearing the stories of a group of business men who visited him in the Criminal Courts Building at his request, was quite different from that of Monday evening. On Monday he said he had found no indication of wrongdoing, had nothing as yet to offer to the Grand Jury and hoped he would have nothing.

Last night he admitted that he was working on several cases relating to the Police Department, that the witnesses he had seen were "important" and that a basis for Grand Jury action seemed to exist.

He said he did not intend to go before the jury today, and further said little except that he had the identity of his staff learned it would not be published, as that might interfere with his investigation.

Last night process servers under Mr. Whitman's direction went through three police precincts, including the upper and lower Tenderloins, serving Grand Jury subpoenas on business men requesting them to appear for examination at the District Attorney's office at 10:30 o'clock this morning.

Mrs. Baylies obtained a divorce in Kings county in 1889 and an award of alimony. She declared that but a small amount of alimony had been paid. She claimed that Baylies has an income now of \$5,000 a year and commissions, a yacht and a handsome home. She obtained the money judgment in December last.

Baylies declared he had never been served with the decree of divorce, although he had been living in this State for years.

CITY WINS \$2,000 VERDICT. The city of New York won a verdict yesterday in the Supreme Court for \$2,000 against William Horne and Charles Schlesinger, contractors, who undertook to repair a skylight on the roof of the City Hall in 1917.

The city contended that the roof and tower on the City Hall caught fire as a result of the negligence on the part of an employee of the contractors in leaving a charcoal fire pot on the roof unguarded during the lunch hour. The contractors denied liability.

Enright Always "Out" to Swann. Later, after expressing surprise at the Mayor's sentiments, Mr. Swann said that he had vainly tried four times to reach Commissioner Enright on the telephone. Each time, beginning on Monday, he was told at the District Attorney's office that the Commissioner was "not in."

Each time the District Attorney left word for the Commissioner to telephone him when he returned, but to last night Mr. Enright was still reported "out."

In view of the fact that on Friday last the Mayor wrote a letter to Mr. Swann promising the Grand Jury the assistance of any six detectives it might choose and had also offered to give to the investigation any reasonable help within his power, Mr. Swann was naturally shocked at being left incommunicado by both His Honor and the Police Commissioner.

His predicament is all the more peculiar because he and the Mayor and the Police Commissioner in politics are brethren of the happy family of Tammany or Tammany's blood cousins in Brooklyn.

"But this much is sure," said Mr. Swann, as he felt firm ground under his feet once more, "the investigation will go right on and nothing can stop it or interfere with it."

ALDERMEN REFUSE TO DEMAND CITY INQUIRY Attack Falconer Resolution for Legislative Action.

The Board of Aldermen rejected yesterday a resolution offered by Alderman Bruce M. Falconer, Republican, calling on the Legislature to appoint a committee to investigate conditions in the administration of this city and the counties in the city limits. The vote was 41 to 22.

Alderman Falconer bitterly criticized the Hylan administration and as proof of the need of an investigation pointed to the fact that David Hirschfeld, Commissioner of Accounts, though indicted, might retain his office and enjoy the confidence of the Mayor. The alleged relations of certain Aldermen with Robert P. Brindell, indicted czar of the labor council, ought to be investigated also, he said.

Alderman Charles H. Haubert, Democrat, defended the Mayor's administration and characterized Alderman Falconer's charges as "wild statements." In the opinion of Alderman Haubert, the investigation of Edward Swann, District Attorney, and ex-Gov. Charles S. Whitman will be sufficient to reveal any unsavory conditions in municipal affairs.

Alderman William T. Collins, Democratic floor leader, took the following view: "I honestly believe that the Republican Legislature is afraid to appoint a committee to investigate conditions in this city because they are afraid that they will be accused of a boomerang in the municipal elections next fall. The Democrats have nothing to conceal. If there is crime in the city departments clear it up, but investigate every department."

SWORN CANE'S OWNER ACQUITTED IN COURT No Violation of Sullivan Law Established.

William M. V. Hoffman, Jr., 22 years old of 35 West Fifty-first street, was acquitted yesterday in the Court of Special Sessions of a charge of violating the Sullivan law by having a sword cane in his possession. Hoffman was arrested during the Thanksgiving Day riot in front of the Union Club on Fifth avenue.

Hoffman, who is a graduate of Harvard and a son of a member of the Union Club, told the court the sword had become unscrewed from the cane accidentally when a detective arrested him. The detective testified Hoffman did not try to use the sword. Although Hoffman lost his cane which the police refused to return to him.

MUST PAY \$21,603 IN BACK ALIMONY

Supreme Court Justice Benedict in Brooklyn yesterday denied the application of Gustavus Baylies, Jr., of 115 West Ninetieth street, Manhattan, to set aside a judgment for \$21,603 obtained against him by his former wife, Mrs. Edith Baylies. The judgment represents alimony declared to be due for more than thirty years.

Mrs. Baylies obtained a divorce in Kings county in 1889 and an award of alimony. She declared that but a small amount of alimony had been paid. She claimed that Baylies has an income now of \$5,000 a year and commissions, a yacht and a handsome home. She obtained the money judgment in December last.

Baylies declared he had never been served with the decree of divorce, although he had been living in this State for years.

EASTMAN'S SLAYER INDICTED. Jeremiah W. Bohan, formerly a prohibition enforcement agent, was indicted yesterday for murder in the first degree in connection with the killing of Monk Eastman, the gangster, at Fourth avenue and Fourteenth street. John R. Honnig, assistant District Attorney, presented the case to the Grand Jury. The witnesses included the six "friends" of the dead gangster who were members of the automobile party that preceded the shooting. Bohan will be arraigned for pleading to-day before Judge Thomas C. T. Crain in General Sessions.

SURETY COMPANIES' METHODS ATTACKED

Some Delegate Important Powers to Ignorant Agents, Says Witness.

Morris M. Becher Testifies at Bail Bond Inquiry Before Magistrate Simpson.

Morris M. Becher, a lawyer of 369 Broadway, who has the agency in this city for the Fidelity and Deposit Company of Maryland, testified yesterday before Magistrate Simpson in the bail bond inquiry that a number of objectionable practices had crept into the work of bondsmen during the last two or three years. Before that, he said, the surety companies and their methods were above reproach.

"A surety company, which is a corporate body with certain powers," said Mr. Becher, "should not delegate those powers to irresponsible individuals. But there are cases, I am told, where surety companies have given these very important powers to the so-called professional bondsmen who have sprung up during the last few years. Some of the work of bondsmen during the last two or three years, before that, he said, the surety companies and their methods were above reproach.

Mr. Becher said in answer to a question by Ferdinand Pecora, Assistant District Attorney, that he knew of no objection to a legal requirement under which all respondents at liberty on the possession of surety companies concerning persons against whom there are criminal charges would be open to the District Attorney's office. He said that so far as he was concerned he could have no reasonable objection to revealing all his records and all the collateral which ever has been put up as security for any bond required in civil proceedings. The premium charged, he said, was regulated largely by the risk involved. He insisted that he exercised every reasonable precaution in approving bonds.

Hylan Albert, the bouncer employed at the Grand Street Motion Picture Theatre at 258 Grand street, was recalled and asked to reveal the names of the three respondents at liberty on bail from the Fidelity and Casualty Company of New York. He had refused to give the names at the hearings Monday. It was agreed that he should give the names to William A. McQuade, Assistant District Attorney, in writing, as the men "might resent publicity and flee if they saw their names in print."

Louis Kassman, who runs a cafe at 138 Norfolk street, Brooklyn, and who lived on the East side for many years, testified that during the last three years he had arranged for perhaps as many as twenty-five bail bonds. They were negotiated with the Fidelity and Casualty Company, he said, either through their agents, Bates & Hughes, or through Espresso & O'Leary.

He charged the defendants "as much as he could get," he said, which was usually a 5 or 6 per cent. of the total amount of bail. Kassman knew only three of the defendants for whom he had arranged bail, he said, but mutual friends had vouched for them.

\$10,000 FOR BIG TIM JERSEY RACE TRACK

Small Bid Gets 228 Acre Farm Where Sullivan and McCarren Tried Out Horses.

AUCTION TOTAL \$97,040 \$550,000 Par of Metropolitan Jockey Club Stock Is Sold for \$30.50.

A few men and women were all that appeared yesterday at the Real Estate Exchange Salerooms, 16 Vesey street, to bid for the realty holdings of the late "Big Tim" Sullivan and a miscellaneous collection of stocks and bonds that the politician had acquired. With little or no bidding, almost half the lots were withdrawn from sale. While Mrs. Hannah Sullivan, widow of the politician and receiver of his estate, expected to realize about \$250,000 through the auction, the total received was only \$97,040.50.

Thomas H. Mettler of East Millstone, N. J., purchased for \$10,000 the 228 acre "Sullivan Farm and Race Track" at Millstone. Mr. Mettler owns the property adjoining the farm land. Gustavus A. Rogers, a lawyer for the receiver, averred that Mr. Mettler had received a gift. It was expected that the estate would bring twice if not three times that figure. "Big Tim" and "Pat" McCarren used to try out their horses on the course.

David Mints bought for \$3,800 a building plot at Home and Fox streets, The Bronx, and Mrs. Sullivan bid \$5,400 for the property at Fletcher avenue and Chester street, Mount Vernon, N. Y., rather than see it go for a song. The politician's widow also bid \$2,000 for 100 shares of the stock of the Metropolitan Jockey Club, bought for \$40,290.102 shares of the club's first mortgage bonds. Mrs. Sullivan, however, for \$30.50 bought in 535 shares of the club's capital stock, supposed to have a par value of \$550,000.

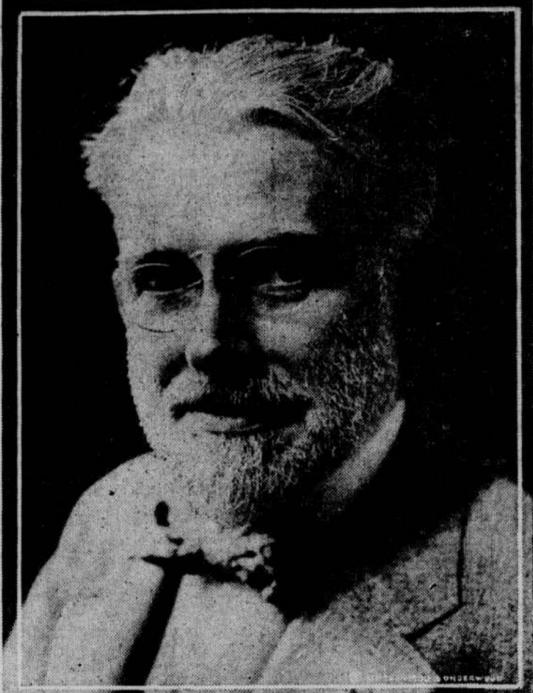
Mrs. Sullivan explained after the auction that the proceeds would enable her to pay the creditors of the estate a total of \$31.2 per cent. of their claims. The claims amount to \$500,000, of which 10 per cent. has been paid back. Mrs. Sullivan was accompanied to the sale by "Paddy" Sullivan, her brother-in-law.

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PERSONAL But Not Confidential This is Letter Number Eleven of a Series Written to All of You About a Matter Which is Vital to Your Success. If You Missed Any of the Previous Letters and Would Like to Have Copies I Will Mail Them to You.



The above is a very good likeness of MR. HENRY L. DOHERTY, Head of Henry L. Doherty & Company, 60 Wall Street.

When I told Mr. Doherty I intended to print his picture with this letter he protested vigorously, but when I reminded him of our agreement that my judgment was to prevail as to how to present this Thrift and Investment campaign to the public, he said: "Yes, I know I told you you were to have your own way, but I don't get the idea of using my picture. I don't like this kind of publicity. I know some men do, but I don't."

I answered him that I don't know of any man in New York City who is more in the public mind at the moment than himself and that I wanted to use his picture to get him in the PUBLIC EYE.

My theory is that a photograph mirrors a man's character pretty accurately. The reader will notice the almost snow-white hair and beard of Mr. Doherty, which indicates pretty clearly the strenuous work-day life he has led, considering that he is only in his 51st year. But if you think his vigor is impaired, you ought to live with him as I have during the past eight weeks. I have seen a lot of him during this period—night and day—and I want to tell you that I have never met a man in my whole life who works harder or more hours every day, or who is so willing at all times to give his time and ability so freely and unselfishly for the public's good.

Perhaps there are some who think he is inspired by selfish motives in this Thrift and Investment campaign, but if any do, they are wrong about it. I know that he is heart and soul for the National Thrift Movement and is taking time out of a very busy life to help the cause, even though his friends and business associates know that he is taxing his strength to the limit. But nobody can stop him from going through with anything he undertakes.

Now let me tell you about the strenuous day he put in on Monday of this week: He was up bright and early—ate his customary light breakfast, a roll and cup of coffee—transacted some important business over the telephone from his home—then visited his offices, where he took part in numerous conferences which lasted until 1:35 P. M.

At this time he was reminded by his secretary, Thomas Hardy Fair, that he and Dr. F. L. Fuld (who has charge of the Doherty School for Security Salesmen) had accepted an invitation from Joseph F. Griffin, Principal of Public School 114, at Oak and Oliver Sts., on the East Side, to talk to 1,200 of the 3,000 boys who attend this school, on the subject of "HONESTY AND THRIFT."

His one and only ambition is to build up during his lifetime an organization that will live through all time as a strong contributing force to the prosperity of America and that will bring happiness and independence to his army of associate workers, which is rapidly increasing in number, because the Doherty activities in business interests are continually increasing.

He has already taught thousands of his fellow-workers how much Thrift means to their country and to them, and they are so enthusiastic in supporting their leader that they are joining him in teaching other workers that the surest road to comfortable and useful existence in the world of work is to continuously practice Thrift.

Letter No. 12 will appear in morning and evening newspapers from tomorrow. Sincerely yours, WILLIAM C. FREEMAN, 117 West 46th St., New York City.

WILLEM MENGELBERG Celebrated Dutch Conductor, last evening gave his initial performance as guest-conductor of the NATIONAL SYMPHONY ORCHESTRA at CARNEGIE HALL. MR. WILLEM MENGELBERG, musical head of the Amsterdam Concertgebouw Orchestra, is one of the world's very greatest conductors. His appearance here as guest-conductor of the National Symphony Orchestra, covering the period from January 11th to March 23rd, inclusive, will be one of the most interesting phases of a brilliant musical season. Willem Mengelberg will make Record-rolls for the Duo-Art Reproducing Piano the marvelous instrument that records and repeats in complete and beautiful detail, the actual performance of great pianists and distinguished musicians. THE AEOLIAN COMPANY AEOLIAN HALL, NEW YORK