

Today in Detroit Dayton Dean faced the judge for the last ime -- the last time for a long while anyway. Of recent weeks he has appeared in court many a time, giving testimony. Day after day he told his story, while eleven other men, eleven other defendants -- stared at him in bitter hostility.

Dayton Dean related how he and those other eleven were members of the Black Legion. He described himself as the trigger man, the executioner for the hooded order. He confessed how he and those eleven others of the black brotherhood had killed Charles Poole, a W.P.A. worker, whom false gossip had accused of beating his wife. He gave copious details of how he and those eleven others of the dark fraternity planned a secret midnight lynching, a neck-tie party in traditional style. The rope they had sent for did not arrive. So they couldn't hang Poole. They shot him dead -- in the mad criminality of that Black Legion execution. So Dayton Dean, the trigger man gave state's evidence - which resulted in the conviction of himself and those other eleven black hoods.

Today Dayton Dean did not go on telling in his

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voluble, graphic way. He was there to listen -- listen to the judge. He, the State's witness, was the first of the Black Legiona<sup>is</sup>ifs to be called up for sentence. He was not talkative today. The judge asked him if he had anything to say. No, ~~he had~~ nothing ~~to say~~. <sup>Finally he did</sup> The judge pressed him to speak. ~~He~~ did, confining himself to few words. "I'm glad it's over," he said. "I am glad that the organization was broken up." Concerning his testimony against the other eleven he added, "My only motive was in seeing that the organization was broken up -- for the good of the people."

Then the sentence. With Dayton Dean convicted of murder in the First Degree, the judge gave him the maximum under ~~the~~ Michigan law -- life imprisonment.

Of the other eleven, seven will be ~~x~~ sentenced tomorrow. They were convicted of murder in the first degree and will also get life. The four remaining will face the court on Saturday. They will get shorter terms, for their degree of guilt was murder in the second.

So it's black curtains for the Black Legion.



RUSSIA

The diplomatic note that Russia handed out yesterday was enough to cause a commotion. But today Moscow sends another. And this second one has the statesmen of Europe in a near panic tonight.

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(Yesterday the Soviets sent word to the League of Nations saying <sup>that</sup> in spite of the agreement not to intervene in Spain, the Fascist governments are <sup>going right on</sup> sending war supplies to the rebels. If they don't stop <sup>Russia</sup> too will drop that policy of non-intervention.) Naming Germany, Italy and Portugal -- Moscow threatens to jump into the Spanish brawl and send war ~~xxx~~ planes and war munitions to the Left Wingers at Madrid.

(Today Russia's demands were still more specific and dangerous. Moscow <sup>insists upon</sup> demands an investigation of the help the rebels are said to be getting.) <sup>And Moscow</sup> singles out Portugal. The Soviets want an investigating committee to be ~~xx~~ sent into Portugal <sup>to</sup> and examine the state of affairs on the Spanish-Portuguese frontier <sup>where</sup> of the merchandise of war ~~that~~ is said to be pouring across to the ~~xx~~ rebels.

It's easy to see what might happen if the Moscow

Communists were to plunge into the Spanish situation and precipitate a contest of who could do the most helping -- Germany and Italy aiding the rebels, Red Russia supporting the Left Wingers-- and maybe the radical government of Paris might have to do likewise.

It's equally easy to see how Portugal might act up at the idea of a neutral non-intervention commission poking around on Portuguese soil, sticking their noses into affairs along the Portuguese-Spanish border.

So no wonder the statesmen of Europe are having a fit of nerves tonight.

Tomorrow there will be a meeting of the International Committee of non-intervention in Spain. The Soviet delegate will repeat those Russian demands. That is expected to lead to a head-on collision with the delegates of Germany, Italy and Portugal. If that collision should result in <sup>the</sup> drastic action <sup>that</sup> the Communist rulers of Moscow -- ~~we'd see the worst of all these~~ <sup>threaten-- then we would see</sup> ~~something far worse than any of those~~ international crises that have popped up during the last several years.

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SPAIN

In Spain itself it looks as though some sort of a decision might be at hand. Today the Rebel Junta, blazing with confidence, summoned Madrid to an immediate surrender. If not, they threaten to destroy the capital, bombarding it by land and air. Fascist planes flew over Madrid today, and dropped showers of leaflets - telling the population that further resistance is hopeless, and advising them to yield and avoid <sup>with</sup> ~~further~~ ruin.

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General Franco seems to have the Left Wing armies by the throat. From all sides of Madrid come reports of the Rebels driving on. They've smashed their way <sup>almost</sup> ~~right~~ to that vital railroad, Madrid's only rail communication with the outside world.

FRANCE

France is clamping down on the French Fascists. The police have made a series of raids, including one on the home of Colonel de la Rocque, chief of the Cross of Fire. There they say they found a collection of secret documents and miscellaneous weapons, including sword-canes, black-jacks, a pistol and a dagger made in Germany - on which was inscribed a Swastika.

*TR* That doesn't seem like the kind of giant armament needed to carry on war. But just the same the Cross of Fire seems to have ambitious plans. ~~to~~ Premier Blum's Left Wing Government ~~claims~~ claims the Fascists have been carrying on propaganda in the army and also in the mobile guard, which preserves the peace. They are said to have tried recently to persuade the mobile guard to turn its allegiance from the government to the Cross of Fire, *the Croix de Feu.*



## DUEL

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There's one thing in tonight's news that's most unexciting. In fact, it takes all the dramatic thrills out of one of the splashy headlines of the day. What was to have been a duel now turns into a law suit. Could any come-down be ~~any~~ more anti-climactic?

We've been treated to the vision of an encounter with sword ~~and~~ pistol on the field of honor. The two prospective duelists themselves were flashing and dramatic, as flashing as a naked blade, as dramatic as a loaded pistol. Prince Ruediger von Starhemberg, the aristocrat with a hundred castles, who was once mentioned as the Austrian Mussolini. The other, Major Fey - the fire-eating, swaggering soldier of Austrian imperial tradition. They are enemies. Prince Starhemberg made a cutting remark about Major Fey - an insult. The Major challenged the Prince to a duel.

If we look at the enmity between the two, we will find there's more to the affair than a mere clash of melodramatic personalities. It all concerns the Heimwehr, Austria's private Fascist army. Prince Starhemberg founded it, and Major Fey was his chief lieutenant. The two men split. Recently, Prince

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Starhemberg ordered Major Fey expelled from the Heimwehr. The  
Major answered - that he would seize command of ~~the Heimwehr~~ <sup>that Home Guard.</sup>

So the row between the two men is a struggle to control those  
armed battalions <sup>in turn</sup> that can control the destiny of Austria.

Now let's look at the insult that was passed. It was  
phrased in commonplace words - yet it had a poison bar<sup>b.</sup> Prince  
Starhemberg, in a public declaration, stated that Major Fey had  
never satisfactorily explained his conduct during the Nazi putsch  
in Nineteen Thirty-Four. That made Fey foam with <sup>Fury.</sup> ~~rage.~~ <sup>TP</sup> It all  
takes us back to those feverish days in the news, summer before  
last - when the cables flashed a prolonged suspense of wild  
happenings in Vienna. The Austrian Nazis revolted. They seized  
government buildings, ~~they~~ captured the ministers of the government,  
killing Chancellor Dollfuss and holding the others as hostages.  
They were besieged by government troops, and they threatened that,  
unless they were allowed to go free, they would kill their  
hostages, those captive ministers of state.

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We heard then how Major Fey, one of the Ministers,  
one of the hostages, had appeared on a balcony and negotiated with



the besieging forces.

Some say he was a little too ardent in pleading for the Nazis. You could hardly blame him, with his own life at stake. But the insinuation is made that he was not too brave, and there's mention of the ugly word, "cowardice". That's the poison barb in Prince von Starhemberg's statement, that Major Fey's conduct has never been satisfactorily explained.

So the Major challenged him to a duel to the death. All of which evoked a gaudy prospect of field-of-honor thrills, dignitaries of state at dawn, flashing swords, or crashing pistols.

Today's news tells us that nothing so interesting as all that is going to happen. There are severe laws against dueling in Austria, and the two rivals have consented to a more peaceful solution. The case will be decided by a court of honor. A jury of military officers has already been selected. Major Fey claims that if the court of honor does not do him justice, he'll go to the civil courts and sue. "I'll have the law on you!" says Major Fey to the Prince von Starhemberg.

ELLIOTT ROOSEVELT

Today in Dallas, Texas, a young man was talking things over with his lawyer - the preliminaries for a law suit. This young man is exceedingly angry and threatens to have his day in court. He is Elliott Roosevelt, son of President Roosevelt.

Months ago, the Senate Munitions Committee was investigating the armament trade, and one of the witnesses called was Anthony Fokker. That's a well known name in aviation. It flashed to fame in the World War, when those Fokker planes went winging over the western front, German aces at the controls.

Their designer was the Dutch engineer, <sup>Tony</sup>~~Anthony~~ Fokker, who since then has kept to the forefront as an airplane builder, <sup>both</sup>~~he had~~ ~~been operating~~ in the United States, <sup>and Europe. Fokker</sup>~~for the past few years,~~ <sup>was asked</sup>~~and was called upon~~ to tell the Senate Committee about his sales of aviation materials to <sup>various</sup>~~foreign~~ nations. <sup>And</sup> His testimony spoke of negotiations to sell aircraft to Soviet Russia. <sup>In this</sup>~~and it~~ <sup>out came</sup>~~mentioned~~ the name of Elliott Roosevelt. None of this was made public, however. Those proceedings of the Munitions Committee were <sup>in camera -</sup>~~incommunicado~~ secret.



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Now comes publication - an article in Frank Tichenor's  
AERO DIGEST, which makes statements about ~~Anthony~~<sup>Tony</sup> Fokker, Elliott  
Roosevelt and the ~~deal~~<sup>proposed</sup> deal to sell planes to Moscow. As soon as this  
broke, Senator Nye of the Munitions Committee made public ~~this~~<sup>that</sup>  
testimony which Fokker gave. The gist of the AERO DIGEST article  
and the Fokker testimony is, that ~~Anthony Fokker~~<sup>Tony</sup> and Elliott  
~~Roosevelt~~<sup>to swing</sup> made a contract ~~for~~<sup>for</sup> an aircraft deal with the Soviets,  
which would earn for them a profit of half a million dollars each.  
A company was to be formed, called "Elliott Roosevelt, Incorporated."  
And this Company, acting in behalf of an American airplane manu-  
facturing concern, was to get a retainer of twenty-five thousand  
dollars.

To this (Elliott Roosevelt replies with admissions and  
denials. He admits that he drew up a contract with Fokker,  
who was trying to sell American airplanes to foreign nations.  
The plan was to sell to the Soviets, but Elliott Roosevelt  
maintains that these were to be civilian planes for the Russian  
airlines - not military.) ~~And -~~<sup>And -</sup> He denies forming any company. He

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denies being paid any money - ~~XXXXXXXXXX~~ says that a five thousand dollar check was sent to him, but he never cashed it.

He declares that his contract with Fokker was cancelled.

( Elliott Roosevelt asks bitterly why this aircraft and Russian affair should be published just now - as the presidential campaign comes to a climax. <sup>He continues to</sup> ~~He~~ denounces it as a political move - something intended to smear his father, the President.) So he threatens to go to law, and have it out in the courts, with Frank Tichenor, publisher of AERO DIGEST, and <sup>with</sup> Anthony Fokker.

But that is met by a counter-blast today. (Herbert Reed, formerly associated with Fokker, makes a public statement that Elliott Roosevelt's proposed Russian deal concerned military planes, not civilian - and that President Roosevelt himself knew and approved of the project.) ~~to sell~~

Such tonight is the status of the great to-do about trying to sell planes to <sup>Moscow</sup> ~~the Soviets~~.



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Talking about questions of armament, <sup>sales,</sup> here's one that will bear a bit of investigation, romantic investigation too. The Munitions Control Board of the State Department has made public a list of nations that <sup>have</sup> ~~has~~ been buying war supplies from the United States. China heads the list, with the purchase of three-quarters of a million dollar's worth of military aircraft material. Nothing surprising about that. China needs war equipment and doesn't make much. <sup>TP</sup> But let's go down the list of countries, and look at ~~is~~ the one at the bottom. Here we find an armament item to the amount of fifty-four dollars:-- forty-six dollar's worth of rifles and eight dollars worth of ammunition. And who bought all that war machinery? The answer is the oddest you can think of -- Pitcairn Island. <sup>TP</sup> That's the isle of the Mutiny of the Bounty, where the revolting British sailors took refuge way back in the last century -- as we've had plenty of chance to know from books and movies. Today the descendents of the mutineers of the Bounty live a quiet, primitive life on that ~~is~~ tropical isle. They are under the British flag, but conduct their affairs pretty much as they please. Why should

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they be buying armament -- fifty-four dollar's worth? Probably

just for hunting, shooting ~~the~~ wild goats or something like that.

Or maybe looking for authors Nordhoff and Hall.

~~But there it is on the State Department list as war materials~~

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And as Captain Blygh said to  
Fletcher Christain — so long!  
So long until tomorrow.