

C. G. Sinesco. Tues, Feb. 19/35.

Relief - ~~Wash DC~~ - ~~Relax~~ - ~~Montague~~

Answer  
7/20/35

Of course it was certain that Hauptman would appeal and that the date ~~x~~ the court set for the execution of the death sentence would be postponed. But it hadn't been expected that the appeal would be put through today. Edward J. Reilly, chief lawyer for ~~the~~ Hauptman ~~defense~~ did not plan to file an appeal until Attorney-General Wilentz ~~had~~ returned <sup>S</sup> from his vacation in Florida. However, the issue has turned into an open scrap between the Hauptman lawyers.

~~It~~ It was well known during the trial that all was not harmony and agreement at the defense table, that there was contention between Reilly and Assistant Defense Counsel Lloyd Fisher. Now we have a bitter statement from Fisher denouncing Reilly. Lloyd Fisher publicly declares that the Chief Defense Attorney was wrong in not filing an immediate appeal. There is no point, he insists in waiting for the return of the Attorney-General from Florida. And the two other defense lawyers, Messrs. Pope and Rosencrans agree with him.

To these Reilly replies that his delay in filing was mere gentlemanly practice among lawyers, it being the

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gentlemanly thing not to <sup>make the move</sup> ~~do so~~ in the absence of the opposing attorney.

*And* The junior counsel <sup>goes on to</sup> ~~also~~ denounces his senior's conduct of the trial. ~~Lloyd Fisher~~ <sup>he</sup> declares that Reilly called defense witnesses that the other of the Hauptman lawyers had never heard about. And this points the finger at the rather grotesque list of witnesses that testified for Hauptman. To this Reilly responds with an equally bitter counter-statement declaring that he is tired of Lloyd Fisher's double-crossing.

"One of us has to get out of the case," he says.

And that point seems to be well taken, because Hauptman has promptly signed a written order appointing Lloyd Fisher as his Chief counsel hereafter. *And that puts Reilly out.*

So Lloyd Fisher, in ~~his~~ <sup>new</sup> capacity, lost no time in filing the appeal. He appeared before Justice Trenchard this morning and made the first move -- a successful move. <sup>The</sup> Justice ~~Trenchard~~ granted Hauptman's petition requiring the state to pay for the ~~XXXXX~~ cost of printing the trial record for the appeal. This follows on Hauptman's taking <sup>of</sup> the Pauper's Oath

a few days ago, swearing that he did not have the money to pay the cost.

After ~~that~~<sup>the</sup> first appeal move the second followed quickly. The New Jersey higher court took the appeal into consideration, and granted Hauptmann a stay of execution. The death day had been set for the night of March 22nd, but now it's put off at least until May. The court of Errors and Appeals is not scheduled to meet until early in May, and the Appeal may go over until Autumn.

PRISON

It seems ~~that~~ the notion that a woman should make a good prison warden is not getting much help. Even from the argument in defense of Mrs. George A. Waters, ~~xxxxxx~~ Warden of the Oklahoma State Reformatory. *They are trying to oust her. But she's fighting to keep the* ~~She has got to lose her job with the~~ *woman* distinction of being the only *prison warden* in the United States.

Of course it <sup>all</sup> follows that jail-break on Sunday, when thirty-one convicts, armed with smuggled pistols, killed a guard and made a wholesale escape. Thirteen have been recaptured; eighteen are still at liberty.

The State Board has been investigating the jail break and now hands out a report attacking Mrs. Waters' prison policy, of mistaken kindness. They say she coddled the convicts, who reciprocated by staging a murderous jailbreak.

~~xxxxxxxxxxxx~~  
In defense of Mrs. Waters before the Board, one State senator pointed out that the reformatory was intended to be a place for young offenders, but that veteran hardened criminals had been *put in the keeping of* ~~sent to the reformatory guarded by~~ the woman warden.

And of course the implication is that a real prison, where the toughest kind of malefactors are sent, is no place for ~~the~~ feminine kindness. ~~of a lady warden.~~

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SILVER

The song in Washington today was -- Silver Threads  
- Gold  
Among the Gold decision. The silver advocates, headed by Senator  
Thomas of Oklahoma, lost no time in trotting out the white metal.

How did they do it? Introduce <sup>a</sup> ~~the~~ Silver bill? Not at all.

The Silver activity took the form of an amendment. That's one of  
the favorite legislative devices, <sup>tacking</sup> ~~tacking on~~ an amendment concerning  
something to a bill concerning something else. An ingenious

law-maker is capable of proposing a tariff on horse-shoes as an  
amendment to a bill providing for the nurture of sea lions in Alaska.

Today the Silver question was injected into the  
consideration of President Roosevelt's four billion eighthundred  
million dollar work relief bill. Senator Thomas proposed an  
amendment to the giant work relief bill, an amendment giving the  
Treasury <sup>the</sup> power to buy fifty million ounces of silver each month.

This to continue until the metallic base of the nation's money  
~~will be seventy-five per cent silver and twenty-five per cent gold~~  
<sup>would be</sup> twenty-five per cent silver and seventy-five per cent gold.

And according to this proposal the Treasury would buy enough  
silver each month to push the value of the white metal to \$1.29  
an ounce.

Of course that would be a bit of inflation. The amendment is an attempt to inject a shot of inflation into the Work Relief bill. This, of course, is a natural sequence to the Supreme Court's gold decision. The inflationists hailed the upholding of the Government's gold policy as an encouragement to change the value of the dollar some more.

Meanwhile the European Governments seem likely to make the best of the verdict of the United States Supreme Court - or maybe not. England's protesting. But the French Government took the initiative today, with a decision not to try to collect in gold on American securities which are payable in gold. Acting under instructions from the Ministry, French banks, including the Bank of France, are refusing to handle the claims of clients who hold American securities and want to collect according to the value of gold. The French people own millions of dollars in American securities, but the French Government says "The United States Supreme Court has decided -- and that stands."

RELIEF

The White House today made a forty-five million dollar move to make sure that the needy will not go hungry. The President expects Congress to act promptly on the immense appropriation for work relief, but such a thing done properly takes ~~sometimes~~ some little time. So to fill in meanwhile, the President today ~~transfers~~ transferred forty-five million dollars of P.W.A. money to the Federal Emergency Relief Administration. This will tide over Administrator Harry Hopkins' Bureau with direct relief until March first. By that time the White House believes, Congress will have acted on the Public Works Program of billions. That will provide money to create work and will eliminate the necessity of direct hand-out relief.

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The subject of help for the needy has a musical angle this evening, with the big Metropolitan Opera House benefit for Mrs. William Randolph Hearst's Free Milk Fund for Babies. The opera will be Richard Strauss' merry masterpiece: "Der Rosenkavalier", with Maestro Bodanzky wielding the baton. The purpose, ~~is~~ to provide funds for Mrs. Hearst's free distribution of milk to five thousand children of the poor.

ARMY

Not in fifteen years has so much money been appropriated for the United States army - not since those World War days, when billions of dollars were spent to arm millions of men. Congress today was handed a program for bolstering up Uncle Sam's regiments to the tune of three hundred and eighteen million dollars. This military budget has already been approved by the Appropriations Committee of the House. It is designed to finance the army for the period ending ~~on~~ June thirtieth of next year. The Appropriations Committee also put its okay on the War Department's request for seven and a half million dollars' worth of new airplanes.

The entire expenditure is forty-nine million dollars more than last year, and is designed to make our military establishment one of the most efficient in the world.

CANADA

Today Canada's New Deal enters into the realm of facts.

One of its most prominent provisions is <sup>Now ~~not~~ a law --</sup> ~~a law~~ - Unemployment Insurance.

We heard some weeks ago that Conservative Prime Minister Bennett, confronted with ominous ~~sign~~ radical signs, had executed a drastic right-about-face and had come out with the most liberal sort of New Deal. The first test took the form of an unemployment insurance bill, and a most successful test it has turned out to be. Even the opposition did not oppose it. Of the Liberal members, only one was against it - and he was paired off with a Conservative member. So Canada's first New Deal bill passed unanimously.

TUNG

That story I told last night about tung oil certainly has oiled the tongue of Florida! I have a sheaf of telegrams protesting against my statement that Mississippi is the only place where the tung tree will grow in this country. T. J. Brooks, Assistant Commissioner of Agriculture, informs me that Florida has been growing tung trees for a quarter of a century and now has sixteen thousand acres producing that heaviest of all oils, which is the secret of Chinese laquer.

*I guess I'd need the Biblical gift of tongues to make a suitable apology.*

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LITVINOV

The talk of journalistic London these days is a newspaper interview with the brother of the powerful Soviet Commissar of Foreign Affairs, Maxim Litvinov. The story was dug up by one of Britain's brilliant reporters, Pat Murphy of the London Express. Pat found Litvinov's brother to be a Polish rabbi, Vallach by name. The real name of Maxim Litvinov is Meyer Vallach. The rabbi brother lives poor and hungry. The Commissar brother holds forth in state over the lords of the Kremlin. The poor rabbi told the English reporter that his deepest grief is because his brother abandoned the Jewish religion for the atheism of the Communists.

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He told how their father, in the old Czarist days, was sent to jail for being a Socialist. In an effort to understand why his father was imprisoned, little Meyer Vallach read books on Socialism. That was the first step of the revolutionary career of Maxim Litvinov. But he still went to the synagogue every day, until he himself was sent to prison for being a Socialist. There he broke with his family and forsook his religion. And Meyer Vallach, the pious Jew, became Maxim Litvinov, the Bolshevik revolutionist.

The rabbi told the reporter that a year ago he was ill and wrote to his brother at the Kremlin, asking for a little money. He received a letter from the Commissar's secretary, saying: "According to paragraph so-and-so of the Soviet Constitution, money may not be sent out of Russia. Commissar Litvinov will not break the law."

"And so," sighed the rabbi, "I live badly. I am sometimes hungry. But I know I am happier than my brother. Because I am not afraid to die."

There you have the dramatic situation of two brothers. One poor and religious, the other ~~flourishing~~ flourishing mightily in the atheistic realm of the Soviets.

Colonel Senken.

Feb. 19, 1935.

CIRCUS

It is always a scholarly pleasure to learn something about a celebrated person, such as Napoleon, Caesar -- or, shall we say -- the Man on the Flying Trapeze? Who was it that flew ~~the~~ through the air with the greatest of ease? It appears that we have some expert scientific testimony on that point. I heard about it while talking a moment ago with General Kincaid, President of the American Hotels Corporation. Appropos of the Supreme Court gold decision, I suppose, the conversation drifted to flying trapeses and daring young men. And the General said:-

Benham.  
"Ask Freddy ~~Benham~~ And that sounded logical enough.

F. Darius Benham is one of the successors to Ivy Lee as a public relations counsel.)

But it is not as a public relations expert that Colonel Benham is here. He's an enthusiast on the subject of the circus. In fact he founded that hilarious club, the "Circus Saints and Sinners," which is building a home down in Richmond for old circus performers -- boys who missed the flying trapeze.

I believe, Freddy, the song was written back in the Eighties, wasn't it? But who do you suppose was the original hero of that

ballad about "love that was stolen away?"

FREDDY:- It was either Siegrist or Silbaum.

L.T.:- Or Blitzendorfer?

FREDDY:- Well, they were star aerialists with the circus, back in the Eighties. And when their act came on, the circus band always played "The Man on the Flying Trapeze." Of the <sup>two,</sup> ~~wax~~ I think Tote Siegrist must have been the real original.

L.T.:- "All his movements were graceful, all the girls he did please"-- I suppose.

FREDDY:- Yes, and he had a magnificent head of black hair.

L.T.:- Like yours!

FREDDY:- ~~only~~ Always combed perfectly. He was a favorite of the ladies, except one day when a terrible thing happened. Tote was flying through the air, when his toupe fell off. That beautiful black hair of his was just a wig. He was really as bald as an egg. When the black toupe came off, there was Tote flying through the air, with a shiny bald pate. And his wig went sailing down into the <sup>net.</sup> ~~the~~

(Freddy cont.)

The crowd under the big tent nearly died laughing!

L.T.:- And he was the fellow the famous song was written for. And -- the chorus that day was:- "my love he has not stolen away."

MONTAGU

It is always a sad thing when a glamorous romance hits a snag. Take the case of Lord Edward Montagu, who has been in the news with various escapades. We were told not so long ago how he was running a hot dog stand in London. Then we heard that His Lordship had enlisted in the French Foreign Legion, urged by his sister. She is a devoted sister and was sure that young Lord Edward would greatly enjoy the adventurous life - also maybe that it would be a comfort to the family if he were campaigning in the middle of the Sahara Desert or in the interior of Siam.

Anyway, all was set for the thrilling debut of the titled young man as one of those daredevils of the Legion of the Damned, of which Freddy Benham here was once one of the darndest. You were a Legionaire. Lord Montagu signed for five years' service with the Foreign Legion. But now his glamorous adventure is on the rocks temporarily, or at least on a hospital cot. Because just as Lord Edward was about to sail to join the legionnaires in Africa, he fell down a flight of stairs in the barracks and knocked a rib out of place. Just a misstep, and he took a header down the stairs - and the adventurous career of

Lord Edward Montagu in the wilds of Africa is postponed.

But here's something that can't be postponed -

SO LONG UNTIL TOMORROW.