



Texas Position In Sweatt Case Attacked As NAACP Files Brief

WASHINGTON, D. C. (NNPA). The position of the State of Texas on the question of the admission of Herman Marion Sweatt to the University of Texas Law School is attacked in a reply brief filed in the United States Supreme Court last Tuesday.

Under the theory advanced by the State in its brief in opposition to a review of the decision of Texas courts dismissing Sweatt's petition for a writ of mandamus to compel his admission, Texas can use race alone for classification for governmental purposes and such classifications cannot be challenged.

The State also advanced the theory that the effect of the enforced racial segregation of one group of law students is not a factor to be considered in deciding whether equal facilities are offered to colored applicants for legal education.

In their reply brief, counsel for Sweatt maintain that the right to be free from racial discrimination is one of the most important guaranties of personal freedom which the Constitution secures.

That right cannot be protected by the use of a formula which seeks to evade rather than enforce equal protection, they argue.

CLAIM OVERRULING

Sweatt's lawyers also maintain that the petition for a review of the case and the supporting brief show that decisions of the Supreme Court, "all but expressly overruled the 'separate but equal' doctrine of Plessy vs. Ferguson.

"Access to public education is vital to our democratic way of life," the reply brief declares, adding:

"Legal education is training for service to the State. Implicit in the meaning of democracy is that its rights and obligations apply to all citizens without regard to race, color, creed or national origin.

Since the Sweatt case has been pending a colored student, Herman Barnett, 23, of Austin, Texas has been admitted to the medical branch of the University of Texas at Galveston.

He is there on a temporary basis but is attending classes with other students on an unsegregated basis.

Barnett is an honor graduate from Samuel Huston College and was an Air Corps officer during the war. He was one of thirty-five colored students who applied for admission to the University of Texas graduate school, the dental school at Houston, and the Galveston medical branch. At the time, they were denied admission.

PRECIPITATED LAW SCHOOL

As a result of Sweatt's suit to compel his admission to the University of Texas Law School, the Texas law school for colored students was set up. It first was located at Austin and then later removed to Houston.

The record, filed in the Supreme Court, does not disclose that there have actually been any students in it, either in Austin or Houston.

The National Association for the Advancement of Colored People is supporting Sweatt in his petition for a review of the decisions of the Texas courts.

Briefs as friends of the court have been filed in the case by the Federal Council of the Churches of Christ in America, the Committee of Law Teachers Against Segregation in Legal Education, the American Jewish Committee, B'nai B'rith (Anti-Defamation League), the National Citizens' Council on Civil

Winner



MOZELLA J. JACKSON, Oklahoma City, Okla., a graduate of the College of Liberal Arts and Science, Wilberforce university, Ohio, was awarded the National Urban League's Adam Hat Fellowship for a year's study at the New York School of Social Work, Columbia university, it was announced this week by the fellowship committee of the nation social work interracial organization. Miss Jackson plans to enter the field of medical social work upon her graduation next June. She was selected from among a large group at an un-assembled competitive examination open to college graduates.

The fellowship, established three years ago, with an annual gift of \$1,200, provided by the Adam Hat Welfare Fund, facilitates graduate studies for Negro students preparing for leadership roles in professional social work.

She is the 115th winner of Urban League fellowships since the League began these awards in 1910.

Your Chest Dollar Helps Support The Urban League

The Community Chest drive which began last Saturday with a goal of \$270,203, will be in full swing when this reaches your door. The annual drive, the 28th for Lincoln, is really 26 campaigns rolled into one and enables you to contribute to welfare and social service agencies according to their needs.

Louis W. Horne, executive secretary for the Lincoln chest told a Voice reporter that this year the Lincoln Urban League, one of the Chest's agencies, will receive \$11,000 (or about 4.1 mills of your community chest dollar) of its \$13,800 budget through the chest, the remainder coming from memberships and rents. Of this, the league's quota is \$350. The Urban League maintains five employees to actuate its program of recreation and services. So when you give this year, remember—give enough!

Rights, the American Jewish Congress, and the American Veterans' Committee.

Nationwide Protest Of Army Policy Called For By ACHR

Defense Secretary Johnson Asked to Cancel Approval of Army Plans For Abolishing Segregation in its Ranks

WASHINGTON.—The American Council on Human Rights Thursday called for a nation-wide protest against the so-called new Army policy on the utilization of Negroes announced by Secretary Gordon Gray last Friday.

Citing the new policy as a backward rather than a forward step, Elmer W. Henderson, the Council's director, asked the 1200 local chapters of the seven affiliated organizations that compose ACHR to send in an avalanche of

letters and telegrams to President Truman urging him to institute a policy of non-segregation in the army that would be more in accord with the policies set by the navy and air force and more in accord with his own executive order on equality of training and opportunity in the armed services.

The council also asked Secretary of Defense Louis Johnson to cancel his approval of the new army policy declaring it incredible that he would approve a policy so out of line with the navy and air force especially after he had rejected a similar one last spring.

COMMITTEE WIRED

The council also wired each member of the Fahy committee on equality of training and opportunity in the armed services to resign in protest if the new policy is not changed and improved. The Fahy committee was set up by President Truman to effectuate his executive order on equality in the armed services.

The council declared the new army policy would have a retarding effect on the navy and air force as the army is the largest and dominant branch of the defense establishment.

"This new policy raises a serious question about who runs the army," said Henderson. "Is it run by the president and secretary of defense, or by prejudiced subordinates? Can an order of the commander-in-chief be vetoed by lower echelon officers blinded by their own bigotry?"

LEADERS URGE REJECTION

NEW YORK.—President Truman was urged this week to overrule Secretary of Defense Johnson and disapprove the "new" army program for treatment of Negro enlisted men "because of its failure to spell out the elimination of segregation."

In a letter to the chief executive, Grant Reynolds and A. Phillip Randolph, co-chairmen of the committee against Jim Crow in military service training, 112 East 19th street, New York City, accused army brass hats of "brazen insubordination to the stated goal of the commander-in-chief" by their obstinate retention of all-Negro units and of racial quotas on enlistments.

Reynolds and Randolph declared: "This latest paper program is another example of army flim-flam. It is a blood brother of the discredited and deceitful Gillen board report. Though appearing to introduce the principle of integration into army schools and into the system of promotions these concessions are decidedly minor. At best they will make army life a bit easier for a few obsequious careerists who never challenge the degrading Jim Crow customs in order to advance personally."

Local NAACP Calls Special Membership Roundup Set For Oct. 31

The Lincoln branch of the National Association for the Advancement of Colored People is readying for increased activity this fall.

A special meeting has been called for tonight, Thursday, at 8 p. m. in the Urban League rooms at 2030 T Street.

Rev. Robert Moody, president of the local group said the purpose of the meeting is for the appointment of a nominating committee for 1950 officers. Also at the meeting, plans for "NAACP Day" in Lincoln churches will be completed. The special day, scheduled for October 30, will feature special sermons and talks emphasizing the local and national aspects and activities of the association.

On the following day, Monday, October 31, a Halloween dinner and membership roundup will take place. The dinner will be served at 6 p. m. with a program under the direction of Mrs. Basilia Bell, membership chairman. The October 31st meeting will be held in the Urban League auditorium and reservations may be made by calling 2-4673.

Jordan Returns To 8th and Towne

LOS ANGELES. (ANP). The Rev. Frederick D. Jordan was reappointed to the popular First AME church here by Bishop Ormonde D. Walker, at the recent session of the Southern California Annual conference.

There has been some dissatisfaction among some of the ministers in the area and some of the members are reported to have been restless, but the Rev. Jordan is widely recognized for his service to the community.

Among the community projects led by the popular pastor are the establishing of a foundation for the poor and distressed of the church and community, the establishment of a Federal Credit union in the church, and a debt-free \$100,000 Community Youth center.

Youngest Editor To Omaha Paper

OMAHA, Neb. (ANP). Clyde O. Jackson, 21, becomes editor of the Omaha Guide Nov. 1, and will have the distinction of being the youngest editor of a Negro newspaper.

Mr. Jackson, who has worked with the Chicago Defender and the Houston Informer, is a graduate of Tuskegee institute.

Bishop A. P. Shaw to Speak

Bishop A. P. Shaw of Baltimore, Md., presiding bishop of the Methodist church, will be in Lincoln, Sunday, Oct. 23rd, to speak at Newman Methodist church at 7:30 p. m.

A special program is being arranged. Bishop Shaw is regarded as a very eloquent speaker.

IS IT FOR ME?



It might be a big, red apple—or a sailboat—or a candle-light birthday cake that brings such joy and sparkle to this little boy's happy face. Or it might be faith—faith in the people in his little world, and the security and care they so lovingly give him. Red Feather services bring to such little fellows and their families health, recreation and family counseling. You help support many Red Feather services through your Community Chest. When you make your pledge this year, give enough for all Red Feather services.

Everybody benefits . . . Everybody gives

COMMUNITY CHEST

When you give . . . give enough

24 CAMPAIGNS IN 1

Tri-State YWCA Holds Conference

One hundred and sixty young women from Kansas, Nebraska and Missouri were in Lincoln for the annual conference of employed girls who are participants in Y.W.C.A. activities. Each fall, a similar conference is held in one of the three states and all over the United States.

The conference is held to help girls learn to build leadership in their own communities, to teach new program techniques and to help the girls see their relationship to the total work of the Y.W.C.A.

Chef Killed in Wreck

MEADE, Kas. (ANP). Among the five persons killed when a Chicago bound Rock Island passenger train piled up in a washed out road bed last week, was a Negro chef, Joe Robinson, 62.

Four cars and a diesel unit of the California to Chicago train left the rails. Two of the cars overturned and partly submerged in a water filled ditch.