9 ALLIED UNITS OKAY JOINT COMMITTEE
Theaters Generally Pass Along New Fed’l Levy

No Move Made to Absorb Tax; Circuits Weighing “Even” Admission Policy

The public will carry the load of the new admission tax regulations which go into effect today. Major circuits, independent circuits and individual theater operators indicated yesterday that no attempt would be made to absorb the tax.

In brief, the tax law, which became effective at midnight, applies to all admissions starting with the first penny, except tickets selling for less than 10 cents to children under 12 years of age.

It is reported that Loew’s and RKO (Continued on Page 7)

Expected Film Probe
Will Be Set Back

While the film war propaganda probe is scheduled to be resumed by the Senate Interstate Commerce sub-committee Monday in Washington, Wendell L. Willkie, Industry counsel, said yesterday that it would be his “guess” that the hearings would be set back. In some quarters, there was continued doubt that they would be resumed at all.

The seven or eight pictures which (Continued on Page 7)

E. M. Loew to Construct
Four Open Air Theaters

Boston—Completion of plans for building four new open air theaters is announced by E. M. Loew’s Theaters, and Larry Lasky, associated (Continued on Page 4)

“Above Suspicion” Acquired by Metro

“Above Suspicion,” Helen Mac- Innes novel, currently fourth on the “best seller” list, has been acquired for screening by Metro, it was learned yesterday. It’s the first anti-Nazi purchase by Hollywood since the storm raised by charges of film war propaganda preferred by Senate isolationists.

EDITORS PRESS FIRE ON INQUIRY
Tide of Sharp Criticism Senate Sub-committee’s Industry

“Witch Hunt” Continues to Rise

The tide of editorial criticism of the Senate Interstate Commerce sub-committeee’s “witch hunt,” cloaked as an inquiry into charge of war propaganda in American motion pictures, continues to rise, a survey of the editorial columns of the daily press shows.

Further typical extracts from editorials, many of the “leader” variety, follows:

SYRACUSE HERALD JOURNAL: “It is true that a motion picture personalizes its story. It concentrates attention on the fortunes of a few individuals, revealing their emotions, hopes, fears and agonies. But it is capacious to single out this art because it uses material of the living present.”

“Of the quarrel of the complaining Senators should be with the facts themselves and not their depletion on the screen.”

ATLANTA CONSTITUTION: “One thing is sure. The movie producers are backed by a majority of the people of the nation in approval of the type of pictures they have been making.”

“Admitting their anti-Hitler viewpoint, it might be pertinent for the producers to ask the investigating committee, in turn, who they are against.”

DAYTON (O.) HERALD: “Among the pictures to which Senator Nye objects are those like ‘Ser- geant York,’ which depict the American troops.”

(Continued on Page 8)

Court Sets Kaufman
Trial for Oct. 27

Federal Judge John W. Holland yesterday ordered trial of the Government extortion case against Louis Kaufman and Nick Circello (Continued on Page 7)

Polio Outbreak Closes All Troy Theaters to Children

Troy—Theaters were closed to children in this city after a request to that effect had been received from (Continued on Page 3)

Schenck Heads Pioneers’ Entertainment Committee

Marvin Schenck has been named chairman of the Entertainment Committee for the Picture Pioneer (Continued on Page 3)

May Call Off Mexican Strike

Stipulation Indicates Stone Suit Settlement

Mexico City—Month old strike of the Motion Picture Workers Union against the distributors may be called off over the week-end, according to well informed sources here. Representatives of both sides and Government officials are scheduled to meet Friday with indications that

(Continued on Page 2)

AF of L Union Moves
To Sign Up Artists

Sign-Pictorial and Display Union, Local 230, an A F of L affiliate, is attempting to sign artists employed by the advertising and publicity de- partments of the major companies, it was learned yesterday.

A spokesman for Local 230 claimed it had jurisdiction over artists (Continued on Page 7)

Allied’s N. Y. State Unit
May Convene Next Week

Albany—A state-wide convention of the new New York State Unit of Allied is in prospect for next week, (Continued on Page 7)
ST. LOUIS THEATERS AND TRANSIT CO. TIE- IN
On 75c Weekly Shopper- Theater Ticket Plan

St. Louis — A committee to work with the St. Louis Public Service Co. on a co-operative plan to push sales of the company's 25 cent weekly theater tickets is announced by Fred Wehrenberg, president of the MPTO of St. Louis, Eastern Missouri and Southern Illinois. St. Louis members will plug the transit company's sale of its annual convention, in which they display and, in return, the company will urge purchasers to use the theater tickets for moving picture houses.

The committee consists of Lou Ansell, Assn. manager; Rex Williams, Lawe first-run manager; John Caporel, Wellston Theater and Wehrenberg.

Stipulations Indicate
Stone Suite Settled

(Continued from Page 1)


Stone had brought an action for a temporary injunction against Vitagraph due to the substitution of the Delaware, instead of the Balboa, another Warner theater, in the seven days clearance over the Eagle. The stipulation provides for the Delaware to be seven days ahead of the Eagle but henceforth no more than 21 days will elapse from the Colonial and Albany until availability for the Eagle.

The Madison, another Warner house, is currently the only secondhand and is seven days behind the Colonial and Albany.

Suits for damage accordingly are not expected to be pressed.

Not Enough Action. So
Fight Films Withheld

Films of the Louis-Newa championship fight will not be released as anticipated. Decision to withhold general release of the films was made on the opinion of attorneys and RKO Radio, distributors of the three previous championship films, that the Polo Grounds films did not contain sufficient pictorial ring action to measure up to the high standard of fight films heretofore released.

Alliance Circuit Fights
Ind. Move to Collect Tax

Chicago — The Alliance circuit, which operates in Indiana, will fight that state's attempt to collect a levy claimed due under an old state law. The circuit was recently billed by the State Auditor, for tax on its houses, due since 1937.

Indiana ATO Will Meet
Is Indianapolis Nov. 17

Indianapolis — The Associated Theater Owners of Indiana will hold its annual convention Nov. 17-18 in the Anderson Hotel here. The tradeshow held in conjunction with the meeting will be eliminated this year.

La.-Neb. ATO to Consider
Admitting Circuit Operators

Dee Moine — Allied Theater Owners of Iowa, Nebraska at its annual meeting, to be held within the next six weeks or two months, will consider the admission to membership of circuit operators. Plan was originally proposed some months back by Prexy Leo Wobolc of Eldora.

More than 200 operators at meeting reported its boycott against "unfair" film rentals standing up, with comparatively few deals claimed closed in the territory.

AGMA Moves to Examine
Petillo, AFM's Prexy

Examination before trial of James C. Petillo, president of AFM, was asked yesterday in an application filed in U.S. Supreme Court by AGMA. AGMA is seeking an injunction to prevent Petillo from ruling AGMA members off the air and the screen. Revival of the suit follows a decision of the Court Appeals on July 29 which reversed a lower court dismissal.

Install Chas. P. Skouras
As V. C. Barker in L. A.

West Coast Bureau of THE FILM DAILY

Los Angeles — Charles P. Skouras was installed as chief up of Skouras-Warner, Inc., here as president of Los Angeles tent of National Variety Clubs at the induction banquet here. John H. Harris, Jr., James G. Balmer, Rev. Donald Tippett, Duke Clark and Skouras were speakers. General William McEwans, Dallas attorney, acted as toastmaster.

Broad Theater Arbitration
Hearing Continues Oct. 8

Philadelphia — Hearing on the Broad Theater arbitration case which started Monday by the Pennsylvania Theater Circuit continued until Oct. 8. The Stamper case opened yesterday and adjourned until Friday. The Haltbrook case will be heard tomorrow.

20th-Fox to Name Momeh
Successor in Mexico

Gus Mohme, 20th-Fox manager for Mexico, has resigned because of ill health. A successor will be named shortly by Walter J. Hutchinson, head of the foreign department.
Nine Allied Units Ratify Joint Com.

(Continued from Page 1)

The Michigan association meets Monday and Tuesday in Detroit

Three sessions will be attended by Abram F. Myers, general counsel. These will be attended by Illinois, Indiana, and Martin Smith, Ohio president, who are slated to attend.

Following associations have approved the unity resolution: Allied of New Jersey (with reservations), PTO of Maryland, Allied of Illinois with special vote of confidence in the New York State Unit of National Allied and Allied Independent Theaters Owners of Eastern Pennsylvania as amended and with a resolution that the Board of directors here is invited to write other branches of the industry for a round-table conference.

Detroit Theaters Agree on Raising Admissions

Detroit—As a result of an agreement reached on price increases caused by the new taxes, theaters today are to tilt scales generally throughout the city, with the exception of first-runs, which are not yet in effect. It is probable that the 35 cents top and increase matinees from 30 to 40 cents.

All houses in town, including those organized independently and affiliated circuits, are agreeing on the new scale price tilt in a remarkable manner.

Houses now charging 15, 20, 25 and 30 cents go to the next higher multiple of five for a total charge including tax and eliminating older pit price classes. Second-runs, however, stay at 45 cents but increase week-day matinees from 30 to 35 cents.

While price change on first-runs is still undecided, manager David M. Fox of advocates a general price tilt in big houses, and subsequent runs generally concur, but the sentiment on this latter has not been expressed. First-runs will probably remain unchanged and absorb the tax for a few days as second-runs, with minor exception, are doing.

Plan adopted Tuesday was amended so that key and subsequent-runs are subject to a 15 cent increase; in other words, the tax will be absorbed by the second run and the 15 cent price, although second-runs will go to 17 cents for children as originally agreed.

■ ■ ■

YESDAY along local Fillm Row the celluloid cohorts switched their interest in sports from the Louis-Nova affair to today's Yankees-Dodgers battle......At the flatcula fiesta at the Polo Grounds we saw 'mong others, Ned E. Depinet, Herman Webber, James R. Granger, Grad Sears, Anne Shirley, Toots Shor, S. Barrett McCormick, Les Whalen, Malcolm Langserberg, Charles Moses, Leon Goldbergh, Jack Level, Bill Bohnel, Nat Levy, Sam Rinzler, John Forman, Ben Grimm, Lou Goudewa, Al Adams, and that jovial and ultraskilled legalist Hamilton C. Rickaby....To add further cinematic flavor, just before the championship "go" the ring announcer urged the crowd to buy Defense Bonds and said he was making the plea in behalf of Richard C. Patterson, Jr.

■ ■ ■

STREET NOISES:......RKO Radio's h.o. golfers are shedding tears of disappointment down the fairways of their courses 'cause they lost telegraphic match to the Coast studio divot diggers......Craig Wood played for the East, eligible on grounds that he made an RKO Radio short....He shot a 71......Low in studio scores was Roy Webb's 75......Other carded results were: West,—Scotty McKnight, 81; Pete Bernhard, 82; Al Newman, 82; Tom Clement, 87; Graham Baker, 91; Des Marquette, 91; Virginia Vale, 97......and for the East,—Jack Level, 85; Walter Seaton, 86; Chas. Horstman, 87; Robert Sherman, 90; Lou Miller, 91; Garrett Van Wagner, 91; and Leon Goldberg, 92......A memorial plaque in honor of the late Sam Harris, renowned legister, is to be unveiled at 1 p.m. today at the Actors Temple, 33 W. 47th St., and was subscribed to by Sam Forrest and Associated Theater Ticket Brokers of New York City.

■ ■ ■

HITHER AND YON:......Because the public is up on its homes an unhappy ending to fillums. Darryl Zanuck averse that very few stars will be "killed" this winter, in comparison with last winter......American premiere of "The Man Who Seeks The Truth," starring Raimu, will be held next Monday night in the World cinema, gate going to Federation of French Veterans of the Great War......John (Daily Noose) Chapman told in his Hollywood colyum yes-day why Gene Autry steered clear of attending the World Series as scheduled (talk about the Neutrality Act!)......A Wilkes-Barre member of Local 37 IA of Billposters, Billers and Distributors for 35 years, William Sharp, was elected for his third consecutive term of six years as second vice-president of the international at the Detroit convention......The Exhibitors Service Co., operator of a motor express service which delivers over 70 percent of motion picture films for theaters and exchanges in the Pittsburgh territory, was one of the award winners of the seventh national truck safety contest of the American Trucking Ass'n, Inc. in Washington, D. C.

■ ■ ■

COAST-ING: To inject increased adult appeal in his Columbia serials, Larry Darmour is setting precedent in production of "Holt of the Secret Service," which'll star Jack Holt and feature Evelyn Brent......Precedents include, a material increase in piz's budget; lengthening of shootin' time above that usually allowed for serials; and filming of each installment as an entity so that each will be entertaining and understandable to an audience that might not have seen pervious chapters......With these innovations plus adding comedy to the story while maintaining suspense hazards so peculiar to youngsters, Darmour believes experiment will result in much wider audience appeal for serials than they now enjoy.

DATE BOOK

Today: Monogram stockholders' meeting, Los Angeles.

Oct. 1-8: National Newspaper Week, the film industry co-operating.

Oct. 3-5: Columbia regional meeting, Chicago.

Oct. 3-5: Columbia regional meeting, Blackstone Hotel, Chicago.

Oct. 6-8: Allied Theaters of Michigan convention, Book Cadillac Hotel, Detroit.

Oct. 7: Joseph P. Reed testimonial luncheon, Orson Welles, Jerry York, New Haven.

Oct. 10-12: Columbia regional meeting, New York.


Oct. 18: Cinema Lodge banquet and ball, Hotel Astor.


Oct. 24-25: Columbia regional meeting, San Francisco.

Oct. 27: Phily Variety Club testimonial to James F. Clark.

Oct. 29: N. Y. Picture Pioneers Fall dinner, Toots Shor's.

Oct. 31: Variety Club of Texas Annual Hallo- ween Party.


Nov. 16: 91st IA of Indiana convention, Antlers Hotel, Indianapolis.


IA Asks Separate Detroit Pact for Janitors, Maids

(Continued from Page 1)

Initiating a contract for janitors, post- ers and maids separate from the previously agreed contract for door- men, ushers, and cashiers.

The union is asking $30 weekly minimum, an average raise of $5 to $7. Owners are now willing to give a $2 raise and ultimate agreement is believed in sight.

Polio Outbreak Closes All Troy Theaters to Children

(Continued from Page 1)

health authorities here. The voluntary ban will apply during the present infantile paralysis scare.

Co-operation was achieved from the request, according to official circles, all theaters applying to voluntary ban to kids under 12.

Schenck Heads Pioneers' Entertainment Committee

(Continued from Page 1)

Hallowe'en Harvest Moon dinner conference, Oct. 29, at Toots Shor's Restaurant.

Appointed by Jack Cohn, House Manager, to serve with Schenck are Leon Bamberger, G. B. Odlum, Law rence Beatus, Sam Dembow and Leon Nettler. A committee meeting will be held this week.

Bergman Named Commander

Cleveland—Edwin Bergman, 20th Century-Fox city salesman, has been elected commander of Variety Legion Post.
"Mr. Celebrity" with Buzzy Henry, James Sey, Doris Day, William Banner, and Betty Hutton. (HOLLYWOOD PREVIEW) 66 Mins.

MARTIN MOONEY’S FIRST PRODUCTION EFFORT PROVES NO OUTER CLASSIC; PACKS ACTION AND DRAMA.

Here is a challenge to the producers who spend a fortune making a mixture picture and are left with six reels of film lacking those essentials so necessary to the protection of their own investments.

Made at a cost below the budget usually allotted for extra people in the average "B" picture, this film is a standout in all departments. It is alive with action, drama, and first-rate performances. It never loses pace or gives the appearance of being made in a hurry. It is beautiful cast and expertly directed, and where they got all that production on such a limited budget is a mystery even to me. The box office should be done all the time. Martin Mooney, producer, and writer of the screenplay, has definitely carved a niche for himself. "Mr. Celebrity" can stand on its own feet as good solid entertainment.

In the cast, Buzzy Henry is tops. The boy is only blessed with a fine appearance, but displays ability rare in a youngster and that unusual spark which has stamped most of our successful moppets. James Sey, tall, handsome, talented and a natural for his role, should go far after the right people see him in this. The old pros, William Banner, Clara Kimball Young, Jim Jeffries and that really fine actor John E. Ince, do an excellent job. The performance of Ince, as the retired attorney, drafted back into harness, and Jack Bexley, as the Kentucky Judge are corking. Director William Beaudine can take a long, low bow for making all these things possible.

The story concerns the attempt of a pair of lonely grandparents to take their grandson (Buzzy Henry) away from his uncle, (William Sey) who because he is a vet at the race tracks is considered an irresponsible guardian. The boy and his uncle travel to a place called Celebrity Farm in Kentucky to escape. They become the guests of Buxman, Miss Young, and an assorted lot of former celebs who have been given the farm as a home. Seay trains a horse for them called "Mr. Celebrity," and saves his home and his yard by cleaning up a fortune on a big race.

"Mr. Celebrity" is as good a buy as any exhibitor can make—in any class house — and for any class audience.


CREDITS: George R. Batcheller in charge of production; Frank O. Mitchell, the Director; William Beaudine; Author, Martin Mooney and Charles Samuels; Screenplay, Charles Samuels; cameraman, Arthur Marionelli; Settings, Fred Frebble; Film Editor, Robert Crandell.

DIRECTION, Excellent. PHOTOGRAPHY, Excellent.

"Burma Convoy" with Charles Bickford, Evelyn Ankors, Frank Albertson. (HOLLYWOOD PREVIEW) 59 Mins.

SOLID ACTION-MELLER, WELL CAST AND DIRECTED; GOOD PROGRAMMER.

Convoy is one of those little program pictures, without claim to epic stature, but with plenty action, a good plausible yarn, and a cast as good as the script calls for.

It’s timely because of the locale. The Burma Road has been in print a good deal lately and is a good background for an adventure yarn.

Charles Bickford, Evelyn Ankors and Frank Albertson, playing the leading roles, do an excellent job. The direction by Noel M. Smith is smooth and accurate. Marshall Grant’s production is good—a bit better than in the average low-budgeter.

In Stanley Rubin and Roy Chanslor’s screenplay, Charles Bickford is the leader of a troupe of truck drivers who supplies to the interior of China via the Burma Road. He is about to leave his job of going to Korea City and open a garage where his brother, Frank Albertson, arrives on the scene and decides to go to work.

Bickford attempts to dissuade him, but both of them are suddenly thrown into the middle of a plot to sabotage the convoy and in an effort to expose the spy in the lot, Albertson is in.

Albertson decides to remain until he has avenged his brother’s death. He discovers that the leader of the company, (Truman Bradley) is the spy and before he can expose him, he is captured and the spy takes the trucks out to meet a party of para-chute pirates.

Bickford, Miss Ankors, and the rest of the town arrive just in the nick of time and save the day.

This good cast and excellent story make "Burma Convoy" a strong supportive material.


CREDITS: Associate Producer, Marshall Grant; Director, Noel Smith; Authors and Screenplay, Stanley Rubin and Roy Chanslor; cameraman, John Boyle; Art Director, Jack Otterson; Film Editor, Ted Kent.

DIRECTION. Good. PHOTOGRAPHY. Good.

"Dumbo" RKO Radio-Disney 64 Mins. TOP-RUNG FULL LENGTH CARTOON FEATURE WITH GREAT HUMOR, HUMAN INTEREST AND PATHOS. IT’S DISNEY AT HIS BEST.

With the story of a little elephant whose ears are incredibly big, Walt Disney rings forth entertainment bell thunderingly. "Dumbo" is designed for exhibitors and the public a feature film which in many respects equals his immortal "Snow White and the Seven Dwarfs," and on some counts surpasses it.

In "Dumbo," the amazing Disney and his aides have fashioned a screen property of irresistible charm for young and old alike. It flows with humor, heart-throbs, and original music compositions, at least four of which are destined for "hit class." -- "Look Out for Mr. Stork," "Song of the Roost-abouts," "Baby Mine," and "When I See An Elephant Fly." The other numbers, "Pink Elephants on Parade," "It’s a Great Day Again," "Spread Your Wings" and "The Clown Song" are lifting runners-up, fulfilling their functions admirably during the action.

"Dumbo" carries the following among other advantages, in this review’s opinion, of a quality and variety of animation, gained from greater production experience and the fact that, in technique, there is a happy merging of straight cartoon drawing with animals, with thrilling arrangements of that employed in "Fantasia"; (2) humor of a more modern sort, geared better to present day concepts and less primary than has been the custom at the Disney studios heretofore; (3) improved Technicolor which in this instance strikes the onlooker as representing close to the absolute potential; (4) use of extraordinary sound effects achieved via Sonovox.

Another strong asset is that "Dumbo" shows the world that Disney’s "Snow White" and consequently has greater pace, compactness, and ability to exact audience attention. At the finale, the film has had a feast of fun, yet with the desire to feast further. The story itself is delightful, and all along the line is a found a wealth of those gloriously tickling touches of grand showmanship, humanism, artistry and ingenuity for which Disney is renowned.

At the outset, all the animals in the Itan cirque, it appears, are expecting offsprings. Mr. Stork’s winged couriers course through the night to blessed events. One becomes a horse, another a cow. But not for long. The bundle, being naturally heavy, necessitates its being rested occasionally on a cloud by its feathered bearer. The younger is an infant elephant whose ears are grotesquely huge, making him the scandal of the other animals and the oddity.

So great, however, is Mrs. Jumbo’s love for the new arrival that when a boy annoys "Dumbo," his infuriated mother literally flats him to the ground and makes a mad animal. It is here that Disney introduces Thomas Q. Mouse, (whose role is much the same as that of the amusing creature in "Snow White") and lovable Jimmy Mouse, who befriends "Dumbo." The latter finally gets the assignment of standing triumphantly atop a pyramid of elephants in the big top, but fails miserably and becomes the fall-guy of the clowns who plan to make his participation in their house-on-fire routine a supernumerary by making the little fellow jump from a tremendous height.

But, after a night of accidental libelation, "Dumbo" and Timothy find themselves among a flock of crows. The black bird inspires "Dumbo" to fly and he becomes the sensation of the show world.

The film is tagged for sensational success in film theaters everywhere. If a little elephant will lead 'em.


DIRECTION. Tops. PHOTOGRAPHY. Superb.

"Half Shot At Sunrise" Columbia 16 min. Lukewarm Comedy

Filmmakers who take to comedy a stark simplicity will probably like this one which depends on two loosely-knit sequences for laughs as are forthcoming. First a practical joke provoking c's.

Rocco Kowars who uses trick gas to get an annoy people and handson-ly succeeds, and Karrs’ equally ma-

terious ability to annoy patrons who are not in on the gags. Then he is fed-up on the gadget stuff, an leaves him. Upon her return she is able to use the box alone on the Darron, Martin Martin and Bob Larson. All the players do the best they can with the material. Short lends itself to a con- test—to discover what the title has to do with any portion or all of the happenings.

REVIEWS OF THE NEW FILMS

Wednesday, October 1, 1944

SHORTS

"Half Shot At Sunrise" Columbia 16 min. Lukewarm Comedy
Never Before was the Motion Picture Industry more important to the Progress, welfare, future and Happiness of Millions of Americans Than To-day.

Never Before was The Film Daily YEAR BOOK of Motion Pictures, more important to the Executives of movieland than the coming volume of this Standard book of Reference.

The 1942 Year Book of Motion Pictures is now in intensive preparation.
Army Film Men Busy On New Productions

Fort Monmouth, N. J.—Newest activity at the Army's Film Lab. here includes the shooting of another Signal Corps training film with Benjamin S. Cohen, production chief, and Capt. Howard Olds as cameraman. George Reinhart, Jim Hadley and Joe Smalley are also tabbed for the detail, but no Officer in Charge has been assigned yet.

Lieut. Julian Blaustein and Pvt. Berk Anthony took another flying trip to Fort Monroe in Virginia for further fact-finding on their Coast Artillery project.

Sgt. Ed North and Private Bob Russell also left Fort Monmouth for Virginia, where they will work on the training film about gas attack defense. Capt. Gordon Rigby accompanied for a look-see.

Six men will leave shortly for duty with Lt. Gaskill's crew at Fort Belvoir, Va. They include Michael Rayhack, John Fitzgerald, John Jay, Berg, Charles Collier and Roger Higgins.

Lieut. Irving Hirschfeld also joins the outgoing men, proceeding to Aberdeen Proving Ground, headquarters of the Ordnance Department, where training films are in production.

Other changes at the Army's Holly-wood include the addition of Lieut. Matthew Mautz and Maj. Charles W. Sheedy to duty with the Lab, and the promotion of Maj. John H. Belovsky to Colonel. Lt. Mautz was formerly company commander of the Twentieth Signal Service Co. to which all Lab. workers were assigned before it became part of the Fifteenth Signal Service Regi-ment.

Sid Cohen Out of Uniform

Cleveland—Sid Cohen is the first of the Cleveland selectees in the over-age class to be discharged from the service. He was in the signal corps at Fort Riley, Kansas. He resumed his job as head booker for Co-operative Theaters of Ohio yester-day.

Reward for Heroism

St. Louis—Enter, the two-shows, for the price of one: if you can take the St. Louis Theater, 4,000-seater operated by the St. Louis Amusement Co., it offers free admission to the subsequent week's show to all pa-trons who could sit through its hor-rible dual bill, "The Face Behind the Invisible Ghost."

REVIEWES OF SHORT SUBJECTS

"Community Sing!" (Series 6, No. 2)

Columbia

Pleasing Reel

B. K. Blake again shows his flare for selecting pop tunes which are attrac-tive to the public and "sing-able." The producer's "catalog" this time is entitled "Amapola," "Walk-ing By the River," "How the Get From It All," "Dolores," and that institutional favorite, "My Blue Heaven." Lyric's of all the tunes are arranged on the screen for full audience vocalizing, and, at times, the gents alternating with the girls.

Lew White at the organ, and the Song Spinners handle the rendition of the melodies. In its category, this is a pleasing reel and should be well-received.

"Pampas Paddock"

RKO Pathé

Attractive Subject

Horse racing as handled by our Lat-ino-American neighbors in Argentina and Chile is the subject of an interest-ing and ably photographed reel. Main difference in the track is that the horses run on a turf track, instead of dirt. Also in Chile, the ponies race clock wise around the track instead of counter-clock wise. A glimpse at the modernistically designed race tracks should put our turf men to shame. It is a good reel for the sport fans.

"Buenos Aires Today" (Columbia Tour)

Columbia

Appealing and Timely

With public interest in hemisphere defense and Pan-American solidarity high, this short is bound to appeal. The thoroughfares, public buildings, monuments, sidewalk cafes, water-front, shopping section, and other vistas of Buenos Aires' free city and capital are shown. Modernity of Buenos Aires is stressed, especially in the show of a major city, where skyscrapers of more than 30 stories the tallest such structure in South America. A peep into the activities of the Gauchos is also given. Few travel-oures are as timely as "Buenos Aires Today."

"Old MacDonald Duck"

RKO

Surefire Reel

High and witty standards of the
Two More War Cycle Pix

"Coast Bureau of THE FILM DAILY

Hollywood—War story cycle will be increased by Republie's "Atlantic Patrol" and "Army Nurse."

"Arsenic" to Start Oct. 20

West Coast Bureau of THE FILM DAILY


Van Dyke on Dr. Kildare Pic

West Coast Bureau of THE FILM DAILY

Hollywood—W. S. Van Dyke will direct the next Dr. Kildare pic for Metro.

Walt Disney animated cartoons are maintaining their high popularity; this is due to the superior quality of Donald Duck. Donald tangles with a fly while milking a cow in the barn. For awhile he discards the fly with a squirt of milk carefully aimed. But the fly has his revenge and Donald loses out. It is all handled in a charming manner.

"From Nuts To Soup"

(Cinescope)

Columbia

12 mins.

Mildly Entertaining

Such comedy as "From Nuts to Soup" packs is based upon odd inventions of Prof. Russell E. Oakes, which that comedian demonstrates to the student body of his old alma mater, via a film. The crazy contraptions consist of such things as efficient doughnut-dunkers, machine for deco-ration, a flying machine, and another attachment which will permit the eating of peas with a knife, etc. Footage is up with a patented sleep in-ducer which has a dial recording the number of sheep counted by the insomnia victim. This short is mildly entertaining.

"Westward Ho-Hum"

RKO

Average Comedy

Edgar Kennedy, his wife, Sally Payne, and his brother-in-law set out for their town where Kennedy was swindled into buying a restaur-ant. Venture is not a complete flop since Kennedy's wife helps catch two bandits for which she collects a reward. Situations are not partic-ular bright and should produce a few chuckles. A word about Miss Payne whose ability as a comedienne sure-ly warrants better assignments.

"Man-I-Cured"

RKO

20 mins.

Snappy Slapstick

Leon Errol emerging as merchant for getting in jams because of other women. It is an infallible method for getting laughs and Errol man-ages to get a great many. Business has to do with Errol and his wife going to a hotel where the nephew is going to marry one of the manicurists. There Errol is kept busy ducking one of his former ac-quitances, also a manicurist, the house dick, who is the manicurist's boy friend, and his wife who is anx-ious to find out what is happening. It all adds up to a hilarious two-reeler.

Doughy Heads B & K Club

Chicago—Edward F. Doughy of the Gateway theater, was elected president of the Balaban & Katz Employes Club. Joe Stout, short subject booker, Will Schwartz, Chi-cago theater, and Warren Jones of the downtown who were re-elected vice presidents. Joe Rehak was re-elected treasurer and Joseph N. Miller, who was secretary previously, was re-elected. Donald J. Hofstetter, Jack DeWig-gins, O. D. Moats and Milton Of-fee were named to the Board of directors.

Coast Production Up As 13 More Get Gun

West Coast Bureau of THE FILM DAILY

Hollywood—Thirteen new productions are scheduled to go into production this week.

The checkup:

At RKO: Six shooting.

At M-G-M: Ten shooting, in-cluding "We Were Dancing," romantic comedy by Noel Coward, starring Norma Shearer, with Melvyn Dou-glas in the male lead, and Lee Bowman, Marjorie Main and Reginald Owen in important roles. Robert Z. Leonard directing.


At Universal: Seven shooting, including the Vitaphone cartoon, "The Son of Sing," with Recipee, "The Son's Kid?" with Dick Foran, Leo Carrillo and Andy Devine. Directing, William Wise Associate producer, Ben Fiver.


Samuel Goldwyn shooting "Ball of Fire" for RKO reissuing.

Howard Bernstein Will Re-open Detroit Temple

Detroit—Howard Bernstein, Saginaw exhibitor, has bought the 2,800-seat Temple Theater, closed about six years, and will reopen it.

Milan, Mich.—George Aley, for-merly with theaters at Eesenaba, has redesigned and remodeled the old Garrick as the Esquire.

Perfect Tie-up

San Francisco—Marquee on the Bridge Theater here reads "Man Made of Mud—Horror Island—Babies Free Ads Free."
New Federal Tax Mostly Passed On

(Continued from Page 1)
are contemplating a policy of “even” admissions in order to eliminate the odd pennies. Where the price now is cents with tax, the price would rise, with a 30-cent level if the plan is adopted. This policy has been in effect in 85 per cent of the theaters for some time and the plan will be extended to the entire circuit shortly.

Paramount theater partners will set their own policies, but it is un- derstood generally that the tax will be passed on to the public without trying to absorb it in any way.

The Internal Revenue Bureau is revising Form No. 729, employed by theaters to report admission taxes, and the new forms probably will be ready for use in making October returns, it is understood.

Exhibitors are advised by the Bu- reau that new tickets must be pro- vided or tickets on hand over-printed or over-stamped to show the establishment and the applicable thereto. The Bureau adds:

“What type of tickets will be used, the use of tickets now on hand which do not show the tax due under the Revenue Act of 1941, will be permitted. However, the man- ager or proprietor must keep con- secutively posted at the outer en- trance and near the box-office one or more signs accurately stating each of the established prices of admission, and in the case of each such price the tax and the sum total.

Rochester Exhibs. to Add
New Tax to Ticket Price

(Continued from Page 1)
Rochester—This probably a federal tax will be added to theater admission here beginning today, but there will be no price increases otherwise, local management reported yesterday.

In Herbert Holt Deced

Toronto—Sir Herbert Holt, 89, Canadian banker and financier, who died Sunday, was formerly a director of Famous Players Canadian Corp.

The sun had set on many years and was later succeeded by Major A. P. Holt, his son, the board when the company was started by N. L. Nathanson, Helt, and Lord Beaverbrook of London, England, was also interested in the film industry in the United Kingdom.

Ferried By Ferri

On Monday morning in London, film folks there were reading THE DAILY, a new daily’s “Magazine” column which described last Fri- day night’s world premiere perfor- mance of “A Yank at Oxford” at New York’s Roxy Theater. The column was reprinted in 200th-Fox’s house organ, “Dynamo,” and its ed- itor, Bud Ferri, who is in Canada immediately from whence they were ferried to Britain aboard a U. S. made bomber.

Whos Who In Hollywood


AF of L Union Moves To Sign Up Pix Artists

(Continued from Page 1)
in the theatrical field for the past 30 years.

Situation appears loaded with jur- isdictional fireworks since the Screen Publicists Guild of New York has now been certified by the NLRB as the sole bargaining agent for both the full-time and freelance artists employed by the major companies. There is much doubt, however, whether the NLRB will regard such a “juris- dictional invasion” with much favor.

Springboard for the organizing drive on part of Local 230 was the contract recently negotiated with National Screen Services Corp., artists working on original material for RKO and Paramount, the union spokesman stated. He further added contact had been made with the other companies.

New York, Coast Press

At “Heaven’s” Premiere

New York newspaper, magazine and trade writers will leave by special train tomorrow morning to attend the Washington world premiere of “One Foot in Heaven.” Hollywood press contingent will fly East for the event. The cast of the film will be represented by Martha Scott, who flew East from Hollywood yesterday, and Elisabeth Fraser.

The Washington premiere, which is attracting a gathering of civic and church leaders and prominent film figures from both coasts, is be- ing sponsored by the Advisory Com- mittee of Protestant Clergymen that was associated with the film produc- tion. Bishop James Edward Free- man of Washington is chairman.

Navv Calls Eugene Zukor

Hollywood—Eugene Zukor, Lieu- tenant Commander in the Naval Re- serve has been ordered to report for duty with the United States Navy, effective Oct. 31.

May Call Off Mexican Strike Against U. S. Exhibs.

(Continued from Page 1)
the union will concede a number of “nuisance” demands which precipi- tated the deadlock in turn for wage increases amounting to approximately 10 to 15 per cent.

Union has closed down already the offices of M-G-M, Columbia, Warner Bros., RKO and Paramount with the strike deadline against the other three companies extended until Oct- 14. Stagger system used by the Union against the distributors, has en- couraged many to believe the union is willing to call a halt if a suitable formula can be reached.

Allied’s N. Y. State Unit

May Convene Next Week

(Continued from Page 1)
Leonard Rosenthal, Troy counsel ac- tive in the group, said.

The New York members were to have held a separate convention dur- ing the National Allied meeting in Philadelphia last month, but a full agenda prevented any formal dis- cussions of the Empire State group.

Local members of the temporary committee of six in charge of allied affairs are Leonard Rosenthal and Abe Stone, indie exhib, who operates the Eagle Theater, Albany.

Kaufman Denies Guilt; Trial Set for Oct. 27

(Continued from Page 1)
(Dean) for Oct. 27, after Kaufman interposed a not guilty plea. Kaufman’s bail was set by the Court at $15,000, in face of a re- quest by U. S. Attorney Mathis F. Correa that $25,000 bail be fixed. The Court pointed out that Kaufman has doubtless been arrested for the first time. The Court pointed out that Kaufman has not been arrested for the first time. He is being sought by the Gov- ernment.

Expect Film Probe

Will Be Set Back

(Continued from Page 1)
the sub-committee agreed to go so that it might get a “proper per- spective of what the industry is doing” that had not yet been selected, Willkie said.

Clark, Lucas in Agreement

To End Probe Quickly?

Washington—There were rumors here yesterday that Chairman D. Worth Clark, D. Id. of the propa- ganda sub-committee had made an agreement with Chairman Scott W. Lucas, D. III. of the Audit and Control Committee whereby Lucas agreed not to publicly choke off the Clark sub-committee’s nailing of the studios if Clark agreed to draw the hearings to a very early close.

What was offered in explanation of the mysterious failure Monday of Lucas’ committee to meet, after an announcement was posted it would open, was that the Clark propaganda sub-committee.

The report, which lacked con- firmation, has it that the sub-committee next week will hear Will H. Hays, MPPDA presxy, and a repre- sentative of the March of Time and then fold up so far as the movie in- dustry is concerned. If this hap- pens, it means the committee will not go through with its subpoena against Charlie Chaplin and Anatole Litvak, both of whom have been subpoenaed to ap- pear next week.

Possibility that the sub-committee would have to pay Hays’ bill only from New York and that the expen- diture therefore would be very little as it would be in the case of a March of Time representative while the cost of bringing Chaplin and Lit- vak from the Coast agued in its favor.

Senator Clark was still out of the city, although his committee is due to be reached for comment. However, it was said at his office that he likely will have something to say about the plans tomorrow. In the mean- time the sub-committee as such is doing nothing this week.

John Mason Brown Heads

N. Y. Drama Critics’ Circle

Members of the New York Drama Critics’ Circle met yesterday afternoon at the Hotel Algonquin and elected the following officers:

John Mason Brown of the World Telegram, president; Howard Lock- ridge of the Evening Sun, vice-pres- ident; Louis Kronenberger, of PM, treasurer; and Stark Young, New Republic, foreign correponding sec- retary.

Ira Baldwin of the Post was elected secretary while he was George Freedley of the World Telegraph.

Rosamond Gilder of Theater Arts was named chairman of the newly established membership to full membership. Resignations of Oliver Claxton and Sidney Whipple were accepted.

The Film Daily
NATION'S EDITORS PRESS FIRE ON PROPAGANDA PROBE

W. H. FACETT, JR., ASSAILS FILM INQUIRY
AS A CHEAP SENATORIAL BID FOR PUBLICITY

In an unprecedented fan magazine editorial in Movie Story, out today, W. H. Facett, jr., president of Facett Publications, assails the Senate sub-committee's film inquiry.

The cheapest way of obtaining publicity is to attack the motion picture industry, and this fact is bread and butter to a certain type of headline-hungry politician, Senator Gerald P. Nye, the self-appointed North Dakota expert on international affairs is one of the most recent and most flagrant examples of a politician denouncing Hollywood in order to get his name in the papers.

"When Senator Nye's grandchildren ask him, 'What did you do in the great national emergency of '41? he will be able to answer: 'Why, I denounced the movies in a speech in St. Louis and got a basket full of press clippings.'"

KANSAS CITY (MO.) JOURNAL: "Missouri is ashamed that its senior Senator is not above such despicable business. It concludes reluctantly that Bennett Clark, who had a chance to be a distinguished Senator, prefers to be a harmless political pumpkin in the vestibules of democracy."

IDAHO FALLS (IDA.) POST REGISTER: "The isolationist-sponsored Senate investigation of the moving picture industry, championed by Idaho's D. Worth Clark bids fair to menace as many democratic processes as it defends."

DAYTON (O.) NEWS: "Why pick on the comparatively innocuous movie men when the American Legion, the American labor union, the American press, the American people and practically everything American is on the same side with the enemy?"

RICHMOND (CALIF) INDEPENDENT: "There is little excuse other than the grudging political axe by the few members of a single group for the present investigations of the motion picture industry. The movies shall be judged by the audiences and these audiences will be far more representative of American thought than the few Senators or Mr. Clark's committee."

OMAHA WORLD-HERALD: "Senator Nye is doubtful correct in the statement that a few Senators are afraid of the movies. The pot was as right when it called the kettle black."

SACRAMENTO (CALIF.) BEE: "Has Nye reached the point where he would lay down the rule that to be against Hitler is to be a war-monger; or in America must the screen be made to conform to a thing which would be distasteful to the fuehrer and his domestic and foreign stooges?"

The screen, what about the radio and the press? Must they too, refrain from expressing their contempt and detestation of Hitler's ilk?"

CLEVELAND PLAIN DEALER: "The Senators who form the bench and jury in this probe have already shown their contempt of the facts, the truth, that they oppose. "The movies have a job to do for the welfare of life in this country. If they failed to do that, they would not attract 80,000,000 spectators a week. "
ALLIED SEEN AS BEING "ON THE SPOT"

U. S. Production Activity in UK Worrying British

English Producers Point To Shortage of Studio Facilities and Manpower

London (By Air Mail)—Plans of American companies to either resume or step up production on this side are being met with mixed emotions on the part of the British trade.

While there is a general appreciation of the sound of the American attitude, from the standpoint of the active British producers there’s a sizeable fly in the ointment, so to speak.

With the war making decided (Continued on Page 11)

Odeon Policy Split Nathansons-Hanson

Toronto—Fruition said to have developed between N. L. and Paul Nathanson and Oscar R. Hanson over Odeon circuit matters led to the (Continued on Page 11)

Columbia Execs. Leaving for Chicago Sales Meet

Columbia will open the first of three regional meetings tomorrow with a three-day session at the hotel Blackstone, Chicago. These (Continued on Page 4)

Alta. Exhibs. Would Sub 10-20% Film Tax

Calgary—Pressing its fight on the 20 per cent admission tax, the Alberta Independent Theater Exhibitors’ Organization has presented another strongly-worded resolution with Minister of Finance J. L. Itsley. Resolution contends that the purpose of the tax is being defeated, declares “a radical and early change” must be effected, and suggests, as a substitute for the admission levy, a 10-20 per cent levy on the cost of film, the 10 per cent to apply to theaters doing an annual business up to $20,000 and the 20 per cent to those with a yearly business more than $20,000.

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Universal Shorts Deals Reported Ahead by 22%

Deals for Universal's short subjects are running 22 per cent ahead in the reprocessing period last year, according to Bernie Kreisler, short subjects sales manager.

Interest in Universal's forthcoming serial, "Don Winslow of the Navy," is indicated by the fact that the company has 2,164 contracts on the chapter play even though production has not started, Kreisler said yesterday.

"Don Winslow" was substituted for "Head Hunters of the Amazon" following a survey which revealed that exhibitors' interest in animal pictures had waned.

RKO Putting Stage Shows in Palace at Columbus

Columbus, O.—Change of policy at RKO's two Columbus theaters is announced by C. Harry Schreiber, manager for the circuit here. RKO's Capitals 1 downtown house, the Palace theater, will offer a stage show every week in addition to a film, while the Grand, which seats 1,150, will feature extended engagement of big pictures such as "Sergeant York," which is now playing.

Playing with "Parachute Battalion" beginning Friday at the Palace, when the new policy becomes effective, will be the stage show "Beachcombers of 1941.'

Sir Ralph Wedgewood

London (By Air Mail)—Sir Ralph Wedgewood is the new board chairman of Associated British Pictures Corp. With Dr. Eric G. M. Fletcher and Philip Worgan, Sir Ralph is a new director. Trio were named to succeed R. G. Simpson, Sir Clement Redman, and W. D. Simmgeour. Simpson was Sir Ralph's predecessor as chairman.

Board changes are incident to the recent Warner Bros. buy-in.

Giannini Sees Film Biz Unaffected by Sen. Probe

Chicago—Dr. A. H. Giannini, chairman of the executive committee of the Bank of America, here to attend the bankers' convention, stated that the Senate Interstate Commerce sub-committee's investigation of alleged war propaganda on the part of the industry would not affect theater business.

Dr. Giannini added that the film outlook was promising.

Sound and Camera Men's Pact Talks Resume Today

Sound men and cameramen locals will meet with Pat Casey, studio labor contact, and producers' representatives today in Casey's office over contract negotiations. Carl Cooper and Steve Newman, of the IATSE, will be present again in an advisory capacity.
"How do you like my new SLIDING STEP, honey?"

"We've been partners for 17 years, Leo, why should you step on my toes now!"

SIGNATURE TO AN M-G-M CONTRACT!

Great news! Clark Gable and Lana Turner in "Honky Tonk" in its first 8 engagements is doing a sensational 225% of normal business, topping the biggest of M-G-M hits. It follows "When Ladies Meet," "Dr. Jekyll & Mr. Hyde," "Lady Be Good" as Leo salutes the new season. The future is rosy. Other completed pictures and Big Ones under way forecast M-G-M's brightest year. Come on partners, let's dance!
Allied is Seen As Being "On the Spot"

(Continued from Page 1) may feel that a majority vote on any subject may be discarded at the will of the directors. On the other hand, a close vote by the minority on the issue may drive a wedge into what has always been a closely-knit organization and may even threaten the unity of the national organization as a whole, authorities declared. It is the consensus of most industry authorities that Allied will put into practice the proposed resolution and that it will be adopted. But a "hot potato," as one executive put it, is the paragraph of the resolution calling for the consideration of an all-industry organization, "more durable and enduring." The Eastern Pennsylvania unit already has rejected that paragraph, and yet reliable sources assent that this paragraph is the nucleus around which the entire unity plan must be built. Without it, they say, chances for all-around harmony and co-operation can not be achieved.

In other words, the industry appears to take this attitude: If Allied adopts the resolution through a plebiscite, the authority of all convention actions will be weakened; if it should reject the proposal, Allied will be accused of sabotaging a program for industry harmony. In summary, executives said yesterday, Allied is "on the spot."

Bob Locke Leaves KC For Post on Down Beat

Kansas City, Mo.—Bob Locke, music editor and motion picture critic of the Kansas City Journal, has resigned to become news editor of the music magazine, Down Beat, published in Chicago. Locke, formerly a correspondent for THE FILM DAILY, is succeeded as motion picture critic by Bill Kelliner, former radio editor. While associated with the Journal, Locke inaugurated such original features as the "Know Your Stars" column, the "Making the Rounds" column, and the "Town Parade" column.

Connecticut Allied Cold to Unity

(Continued from Page 1) in commenting on the organization's action, Dr. J. B. Fishman pointed out: "The disagreement is one of judgment. We believe that the interests of the independent exhibitor would be completely served with major help in an arrangement of this kind."

Allied's New England unit, Independent Exhibitors, Inc., meets today in Boston to act on the unity proposal. Reports indicate that the Boston meeting will take the same or similar steps as those adopted by the Connecticut association.

Meanwhile, nine other Allied units have voted in favor of the proposal some with certain reservations.

Columbia Execs. Leaving For Chicago Sales Meet

(Continued from Page 1) meeting will constitute the company's second national convention for the current season.

A. Montague will head the home office delegation leaving today on the Advance Commodore Vanderbilt at 4:20 p.m. for Chicago, arriving in the Windy City tomorrow morning.

Among the home office sales executives and delegates who will leave today for the convention headquarters are Lou Astor, Lou Weinberg and M. J. Weisfeld. Others from the home office to attend include Hank Kaufman, Bernard Zeeman, Maurice Grad, George Josephs, Joseph Freiberg, Seth Raizer, Vincent Borrelli, William Brennan, Irving Sherman and Louis Kelamed.

The delegates at the Chicago meeting include Midwestern Division Manager Phil Dunas, Central Division Manager Carl Shali, Southern Division Manager Sam Moscow, branch managers and the entire personnel of the following exchanges: Chicago, Milwaukee, Minneapolis, Omaha, Des Moines, Detroit, Indianapolis, Kansas City, St. Louis, Atlanta, Charlotte, Dallas, Memphis, New Orleans, Oklahoma City.

Could It Be Gentrty Had "Kane" in Mind?

Detroit—the Detroit Times film critic, Charles Gentry, penned a column-long story on the theme that "current films require fans to be on time" to catch the idea of the picture—then cited examples from the current screen.

Humorous sidelight on the story is that critics generally have concluded "Citizen Kane" is the one film that must be seen from the start—and the Times, like other Hearst papers, carries no mention of the current week's show at the Michigan Theater—"Czntizen Kane," even omitting the theater from the schedule of starting times referred to in the article.
RKO RADIO IS ON THE BEAM!

LOOK AT THE SECOND FIVE FOR 1941-42
Suspicion

The master director of mystery-romance . . . the beautiful star of "Rebecca" . . . a hitherto unrevealed Cary Grant . . . THESE THREE MAKE MOVIE HISTORY with this amazing drama of a bride's love and terror, done with a power of suspense thrillingly new to the screen!

CARY GRANT
JOAN FONTAINE
IN
"SUSPICION"

with
Sir Cedric Hardwicke • Nigel Bruce
Dame May Whitty

DIRECTED BY
ALFRED HITCHCOCK

Screen Play by Samson Raphaelson, Joan Harrison, Alma Reville
Liberty Magazine's sensational romantic serial zestfully brought to the screen...
The story of a love affair that raised a thousand eyebrows in the nation's most shockproof playground—Palm Beach...
A shop girl-millionaire romance with enough laughs and dreams-come-true for everybody.

Unexpected Uncle

"UNEXPECTED UNCLE"
WITH
ANNE SHIRLEY • JAMES CRAIG
CHARLES COBURN

Produced by Tay Garnett • Directed by Peter Godfrey
Screen Play by Delmer Daves and Noel Langley
Radio's "four-most" fun stars in a furious fiesta of frenzied folly—forty-four times funnier than they've ever been on the air... with Lucille Ball in there for the glamour as she bombards Bashful Bergen and kindles Charlie Cordwood... IT'S THE LAUGH LIFT OF THE YEAR!

EDGAR BERGEN AND CHARLIE McCARTHY
FIBBER McGEE AND MOLLY
LUCILLE BALL

IN
"LOOK WHO'S LAUGHING"

Produced and Directed by ALLAN DWAN

Story and Screen Play by James V. Kern
Lupe’s got Leon on the lam again—all because of his interest in a poor, helpless war orphan (that’s her in the photo up there, cuddling Leon) . . . Oh, baby, what fun! . . . It’s slightly scandalous—but completely screwy—and a riot for the customers.

LUPE VELEZ • LEON ERROL
IN
“THE MEXICAN SPITFIRE’S BABY”
WITH
Charles “Buddy” Rogers • ZaSu Pitts
Elisabeth Risdon • Fritz Feld
PRODUCED BY CLIFF REID
DIRECTED BY LESLIE GOODWIN
Original Screen Play by Jerry Cady and Charles E. Roberts
MICHAEL ARLEN's master crime-buster of fiction, brought to life on the screen by the star who played "The Saint."... THE FIRST OF A GREAT NEW SERIES presenting the high spots in the career of the most charming adventurer who ever talked his way into a woman's heart.

"THE GAY FALCON"

WITH

GEORGE SANDERS
WENDY BARRIE

Allen Jenkins • Anne Hunter
Gladys Cooper • Edward Brophy

Produced by Howard Benedict • Directed by Irving Reis
Screen Play by Lynn Root and Frank Fenton

THE SECOND FIVE FOR 1941-4
If I Were a Film Critic

(Continued from Page 1)

plays, about 15 times better than books and far, far ahead of songs or anything else. And it’s a stall out of the ring.

That doesn’t mean the producers are satisfied, just because they lead. They try constantly to do better. But there just isn’t enough story-writing genius in the world to turn out nothing but hits. The quality of literary output in general proves it.

So when film producers are told to “seek better story material” they are being handed a useless generality, much like a sports writer, admonishing Joe DiMaggio to hit more home runs.

(b) Make fewer and better pictures—More “A” and fewer “B” subjects. There are three main factors presenting difficulties here. First, as already noted, the scarcity of “A” stories. Second, “A” pictures cost a great deal more, so if every production were budgeted in the upper brackets it would be necessary to charge higher admissions—and this has been found extremely difficult with films of highest merit. Third, “A” pictures require more time as well as money, and it would be impossible to turn out enough to keep movie houses open week after week without interruption. Unlike legit. theaters, which go dark when they have no attractions, motion picture houses want to operate 365 days in the year, and it is plainly impossible to supply creative work of a high quality with assembly-line regularity.

On top of this, there are many different ideas of what is a “better” picture. “Outward Bound,” an outstanding film in the opinion of the critic, was practically a box-office failure. But Mae West’s pictures, though adversely criticized, made a fortune. And there are millions of moviegoers who enjoy westerns more than they enjoy a “GWTW.” So you can’t generalize on better films.

(c) Include less propaganda and more material and less flag waving; concentrate on lighter screen fare—comedies, musicals. Producers do not make pictures in terms of propaganda. They detect the very word. It is poison at the box-office. But in a world of so many conflicting trends of thought and action, the slightest hint of any is sure to make a producer nervous. Third, “A” pictures require more time as well as money, and it would be impossible to turn out enough to keep movie houses open week after week without interruption. Unlike legit. theaters, which go dark when they have no attractions, motion picture houses want to operate 365 days in the year, and it is plainly impossible to supply creative work of a high quality with assembly-line regularity.

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(d) Put more reliance on experienced directors and writers. I am quite sure that studios are only too glad to do so.

(e) Make surveys to determine the desires of patrons. This would be a mountainous labor to bring forth a molehill. I doubt that 10 per cent of movie fans could give an answer that would help. A fan might say he likes comedies. But there are over a dozen kinds of comedies. He might like only one or two—specifically comedies. I’m no filmgoer—wrong genre for a drama and musicals. Again, you can’t be guided by a popularity.

(f) When casting, diversify roles and stop changing characters to fit actors. Actions of this kind are always weighed carefully before anything is done. Final decisions are the result of what is considered most practical and most likely to meet with public approval.

(g) Adhere more closely to published works when filming. With a Production Code, a Legion of Decency, State Censors, City Censors, and countless other forms of officials and unofficial censorship standing as watchdogs over the films, how can a producer adhere closely to the kind of stuff that is published these days? I am surprised that the critics should make such a suggestion.

(h) Remake fewer old pictures. Not 2 per cent of annual productions are remade. I think this is a pretty small percentage, considering the great number of fine stories of the past that are as worthy of being remade with new stars as the revival of a classic play or opera.

(i) Shorten features when material does not call for length. Sounds good in theory, but presents difficulties to exhibitors in making up programs.

(j) Produce fewer musicals. This contradicts the critics’ earlier suggestion (c) asking for more musicals.

(k) Stop exaggerating stage possibilities in musical sets. Check.

(l) Make more better-type shorts—Again, what is “better?”

(Continued on Page 13)
HOLLYWOOD SPEAKING—

By RALPH WILE

THE

EXCEPTANT fathers will be instructed in preparing for the "blessed event" by Pete Smith in his newest Specialty for M-G-M. Tentatively titled "But What About Father?", the short will humorously picture the duties of an expectant father. Joe Ansen is completing the script for early production.

NEXT to sitting down to a whopping meal, quarter-ton Eugene Palette enjoys rolling up his sleeves to take command of the kitchen. He is nationally recognized as a cooking expert.

FOLLOWING press raves on the preview of "Ladies in Retirement," Eastern Columbia executives are conferring with Producer Lester Cowan regarding the release and distribution of Cowan's projected next three productions. M-G-M scenarist Bradbury Forrester's story, "The Star-Spangled Banner," which appeared originally in Collier's in 1936, will be brought to the screen if Cowan's plans go through. He is negotiating with the Chas. Feldman office for screen rights.

THE astounding history of the El Teatro Nacional of Mexico, will be the basis of a motion picture story if Director Edward H. Griffith's plans go through. El Teatro Nacional has survived two fires, five earthquakes, and has only one glass theater curtain in the world.

NORMA SHEARER, idle since her last starring role in "Escape," returned to the Metro studios yesterday to start work on "We Were Dancing" with Robert Z. Leonard directing, and sharing producing chores with O. P. Dull.

GLENN FORD draws the title part in the film version of Jack London's "Martin Eden," which will be produced for Columbia by B. F. Schulberg and Samuel Bronston.


LESLEY CHARTERIS will test Henry Wilcoxon for the title role in the series of films Charteris will produce independently from his own novels, the first of which will be "The Saint Overboard." John Carroll also is being considered for the part, pending his M-G-M commitments will allow him time off.

ALLAN JONES leaves here by plane today for Chicago where he will open the annual series of light opera programs over WGN on Oct. 4. Jones will sing in "The Merry Widow" on the Mutual Coastal-Coaster.

METRO will star Lana Turner in "They Live By Night," Jane Hall's screen story of a girl night club photographer.

N. W. Allied Not to Fight "Kane" Showing

(Continued from Page 1)

ment that "Citizen Kane" would be shown here at the Orpheum next week.

First reports were that the committee plans to discuss with the newspaper a voluntary "banning" without the question of whether the Minnesota anti-block-of-five law was being violated by the booking, but it was pointed out that under terms of the New York consent decree Paramount may sell product to theaters which it controls on any terms and conditions it desires. Because RKO has anyway got any theaters to close in Orpheum Theaters both here and in St. Paul it was decided by the committee the company might show "Citizen Kane" and other RKO pictures in these two houses without violating the anti-five law.

Minn. Amuse. Books Block

Minnesota Amusement Co., which owns both the Marquee and Astor in one of its key houses, but the committee decided it could take no action at present inasmuch as Paramount agreed, on a point of order, to refund to Minnesota Amusement Co. as to what sort of deal has been made and members of the Allied committee decided the sales referred to should be a matter for county attorneys in the two cities.

It was doubtful, however, if these officials would take any action in view of the fact. However, no action was taken in the court action by which the distributors seek to restrain enforcement of the anti-five law, is still pending.

While in session, the committee members discussed the product situation of their firm. No comment was available from district managers of either distributor or from heads of Minnesota Amusement Co. as to what is the future of the firm. It is safe to say that it may be sold to some other company. This would be a good time for the committee to consider the possibility of a merger with another company.

Odeon Circuit Policy

Splits Nathansons-Hanson

(Continued from Page 1)

resignation of the latter as president of four companies in which he was associated with the elder Nathanson and as general manager of Odeon Theaters, of which Paul Nathanson is president, it was reported yesterday.

The parting of the ways created a marked stir in Canadian film circles. Hanson was out of the city yesterday, but it was learned that he will make a statement shortly as to his future plans.

Companies which Hambros headed were Allied American Films, Universal Films, Societee Films, Sovereign Films and Associated Theaters, Ltd.

Mrs. John Niebes Dead

Detroit—Mrs. John Niebes, 71, wife of the veteran former owner of the Niebes Amusements, who retired five years ago, is dead from a heart ailment. Her husband and one daughter survive. Interment will be in Mount Olivet Cemetery.
If I Were a Film Critic

(Continued from Page 11)

If I Were a Film Critic

(m) Seek new personalities for supporting as well as star roles. More than 500 new faces are given a real chance on the screen every year. Few of them, however, have the requisite combination of personality, talent, etc., to get across to the public and win popular acceptance. It’s like good stories: the supply is definitely limited. But the producers keep trying, and trying harder.

(n) Produce more biographical films. Good suggestion. But not done more freely, because of difficulty in proving from heirs, descendants, etc., dangers of libel suits and other restraining factors. A good number of biographical pictures are being made. Warner Bros., alone have 8 or ten currently scheduled—enough to make critics yawn. "Lylee!"

(o) Arrange for sufficient footage at beginning and end of features to enable patrons to read cast credits; use less time for other production credits. Nearly all major releases already comply with first part of this suggestion. The other is a very minor detail.

(p) Be more original and not follow "cycles." There are only 36 basic plots, so originality is not as easy as it sounds. As for "cycles," they do not differ from styles in hats, shoes, suits, etc. If a new style catches on, other manufacturers join the parade. When folks tire of it, they stop making it. With industry, producers make them according to manifested public interest and availability of worthwhile fixtures.

(q) Use more color. Cost, time element and technical problems are impediments.

(r) Film features for definite population groups instead of trying to please all with each feature. Could be produced only at drastic increase in admission prices to each group. Otherwise, a good idea.

(s) Exercise more care with Latin-American films. Check.

(t) Be fairer with characterizations of newspapermen and men in other professions. Check—but these men shouldn’t take fictional characters to heart. They’re all in fun—for entertainment—not a smear meant.

And If I Were a Critic. So much for categorical comment. Now, inasmuch as the critics have expressed themselves frankly on what they would do if they were a producer, here are some of the things I would do if I were a film critic:

1. Bear in mind, in reviewing films, that a motion picture is the collaborative work of perhaps a thousand minds, whereas a review is just one person’s opinion.

2. Avoid wisecracking and make more effort to be informative.

3. Write a column every week before censorship and other undue restrictions imposed on film producers.

4. Organize a type of "class" pictures so that Hollywood will be encouraged to produce more of them.

5. Occasionally point out the big picture that a movie patron receives for his money; a best-seller, for instance, costing $3.00 in book form, can be seen reduced in living terms to 25 cents.

6. Urge authors to write material that is more adaptable to the screen.

7. Be less eager to magnify the trivial faults of Hollywood, or generalize and sensationalize the occasional diversions. I’m sure there’s much more that is "right" than "wrong" about Hollywood.

8. Report audience reaction (especially when they differ with the critic), as this is the best possible guide to what the public wants.

9. Bear in mind that every picture contains something that will be enjoyed by a lot of people.

10. Have a little more faith in the fact that the producers are trying to do the best they can under the conditions imposed upon them.

Philadelphia
Al Zimbalist Named Prexy of Philly’s Warner Club

Al Zimbalist, 31, has been named prexy of NBC’s Television Division, has assumed active supervision of all television programs.

Alfred H. Morton, vice-president of NBC’s Television Division, has assumed active supervision of all television programs.

Morton has named Warren Wade executive producer and Arthur Hungerford business manager.

Columbus Stamper Film
Second Arbitration Case

Columbus Stamper Film
Second Arbitration Case

The Army Corps of Engineers has issued a cease and desist order to the Army Corps of Engineers, which is engaged in the construction of a concrete dam on the west bank of the Ohio River at Columbus.

The order states that the Army Corps of Engineers is engaged in the construction of a concrete dam on the west bank of the Ohio River at Columbus.

The order states that the Army Corps of Engineers is engaged in the construction of a concrete dam on the west bank of the Ohio River at Columbus.
The "NEW WINE" LIST of Box-office Celebrations!

ORPHEUM, MONTREAL
...third smash week as the whole town rushes to hear Ilona Massey's gorgeous voice!

MAJESTIC, BRIDGEPORT
...hits top figure as the picture's stars christen new Station WNAB in front page radio stunt!

HIPPODROME, BUFFALO
...great exploitation gets great box-office results building top figures every day of big engagement!

The Celebrations Continue
as the Uptown, Toronto — the Parkway, Madison, Wis. — the U. A., Portland and scores of other spots book immediate playing time!

Ilona Massey
NEW WINE

with
ALAN CURTIS • BINNIE BARNES • ALBERT BASSERMAN
JOHN QUALEN • BILLY GILBERT • STERLING HOLLOWAY
Produced by WILLIAM SEKELY • Directed by REINHOLD SCHUNZEL
RELEASED THRU UNITED ARTISTS
The Daily Newspaper Of Motion Pictures
Twenty-Two Years Old

THE DAILY

New England Allied Approves Unity Resolution

MONOPOLY UP AGAIN WHEN PROBE RESUMES?

No Hearing Next Week. Clark Says: Indefinite as To Date of Resumption

By OSCAR HUME
Washington Bureau of THE FILM DAILY
Washington — Senator D. Worth Clark, D. Ids., chairman of the In-
terstate Commerce sub-committee investigating alleged war propagan-
da by the film industry, told THE FILM DAILY yesterday that he has changed his mind and won’t hold any hearings next week.

He was rather indefinite about what the hearings would resume, but.

Clark said there would be more.

Public’s Interest
In Tele Lagging

Despite the fact that television passed its third month of active commercial operation on Oct. 1, the industry, while reporting excellent results from advertising agencies, has shown a marked decline in pub-
lic interest survey of the listen-
ers revealed yesterday. Lack of a concerted publicity campaign on

France is Resuming
Production of Pictures

By ROBERT DELAVAL
FILM DAILY Staff Correspondent
Vichy (By Air Mail)—French film production which slowed up almost to zero during the first year of the armistice with Germany, from June

Chi. Operators Get 5% Increase

Chicago — Operators’ union here yesterday accepted a new wage contract calling for an increase of five per cent, retroactive to Sept.

1. Operators, during previous nego-
tiations, had asked for a 10 per cent boost plus two-week vaca-
tions with pay.
Absence of Quorum Defers Hays Meet

Scheduled discussion of current industry affairs by the MPDA board of directors was held at the evening film office yesterday, but no action was taken on any issue because a quorum was not present. Meeting was adjourned until next week.

Expect Ticket Sellout For “Fun to Be Free”

Patriotic pageant, “Fun to Be Free,” staged by the Stage, Screen, Radio and Arts Division of the Fight for Freedom, looms as a sellout for its sole New York performance Sunday night at Madison Square Garden. Program will open with a half-hour concert, then an epic tribute to America written by Ben Hecht and Charles MacArthur, a variety show featuring an array of stars of the amusement world, and a speaking program including Will Rogers, Mayor Fiorello LaGuardia and others. Helen Hayes is co-chairman with Burgess Meredith.

Five Circuit Deals Are Closed by Monogram

Deals with five circuits have been announced by Monogram for its 1941-42 program. Albany office has closed a contract with the Fabulous circuit, comprising 37 theaters, while the Black Diamond circuit has signed for the program in the Cincinnati exchange. Monogram’s New Orleans branch has completed negotiations with the Theaters Service Co. and the Paramount-Richards group, the latter having 64 theaters in Alabama, Arkansas, Florida, Louisiana, Mississippi and Texas. John Anderson’s circuit of 10 theaters in Illinois has signed with Monogram’s Chicago office.

Hays Organization Plugs “One Foot in Heaven”

For the first time, the Hays organization goes on record with a letter calling the industry’s attention to a motion picture. Mrs. Thomas Winter, director of studio and public service for the MPDA, has sent out 5,000 letters in behalf of Warners’ “One Foot in Heaven,” which, she claims, brings “our industry one step closer in the esteem of a religion that is representative of a very large portion of our potential audience.”

Benny in “Are You a Mason?”

Hollywood—Paramount is considering “Are You a Mason?” for Jack Benny’s next picture. Paramount filmed the German play in 1915 with a cast headed by a young actress named Raich Spence is writing the scenario for production by Monta Bell.

Chi. Jule Tax to Yield $100,000

Chicago—New Federal taxes on juke boxes and film machines will exceed $100,000 in the Chicago territory, it is reported.

Rodeo Will be Opened on Wednesday

Opening of the annual Rodeo at Madison Square Garden will be televised Wednesday night over Station WBN'T. The NBC television schedule for next week also includes amateur boxing, a racing card at Belmont, the Radio City Matinee, and the “Coca Revue,” featuring Imogene Coca and Ripley, with his “Believe It or Not” program, makes his first television appearance Thursday night, following another evening’s offering of “Miniatures in Music” telecasts with Jerry Sears as the headline, Samuel Chotzinoff, music critic and music director of NBC, will appear on the Radio City Matinee, which will be on the air next week on Tuesday afternoon, in the first of an unusual series of visual interpretations of great music.

Martin Friedman Honored By Cleveland Warnerites

Cleveland—Martin Friedman, Vitagraph booker, has been elected president of the local Warner Organization for the coming year. He succeeds Charles Albert. Also elected are: chairman, Charles Friedman; vice-president, Sam Adler, manager, Don Theater; welfare chairman, Edna Charns, theater department; membership chairman, Irving Ribbee, theater department; secretary, Jane Meisel, theater department; treasurer, David Bachner, finance department; the popular Sam Friedl, secretary to Zone Manager Nat Wolf, chairman in charge of loans and contributions.

The Board of Governors for the year consists of the officers with the addition of Zone Manager Nat Wolf, Ira T. Charns, vice-chairman, James Friedl, secretary, and Ed Miller, manager of the Hippodrome.

Big Celebration Marks Wilmington Aldine Bow

Wilmington, Del.—Loew’s recently opened here Wednesday night in one of the biggest premieres of its kind in history. Twenty thousand persons lined the streets to see the parade and ceremonies. A capacity crowd saw the initial picture, “Honky Tonk.”

Carter Barron, Loew’s Eastern division manager, said the opening was the biggest he ever saw with the exception of the “Come With The Wind” premiere in Atlanta.

“Honky Tonk” Held Over In First Eight Dates

M-G-M’s “Honky Tonk” has been held over in all of its initial key city engagement, with business ranging more than 200 per cent of normal. “Honky Tonk” will also play in Cincinnati and in Houston, Columbus, St. Louis, Cleveland, Providence, San Francisco, and the State and Orpheum, day-and-date, Boston.

FINANCIAL

(Thursday, Oct. 2)

NEW YORK STOCK MARKET

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NEW YORK BOND MARKET

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| Technicolor | 9 3/8 | 9 3/8 | 9 3/8 |
| Universal Corp. | 242 242 | 242 242 | 242 242 |
IN TWO DAYS
IN OSWEGO, N. Y.,
"SERGEANT YORK" GROSSED
MORE THAN "ROCKNE"
DID IN A WEEK!

(Ask Meyer Schine about it
——as if you haven't already!)

This is the third of a series of advertisements designed by WARNER BROS. to acquaint the industry with the amazing success of "SERGEANT YORK"
Hanson is Reported Starling Own Biz

(Continued from Page 1)

Hanson is believed reliably that he will be independent of both Famous Players Canadian and the Odeon circuit.

Arthur Lee currently is in Hollywood and his New York office asserted that it knew nothing of any negotiations between Lee and Hanson. Lee recently organized a company to distribute American pictures in England.

Columbus Theater Asks Clearance Elimination

(Continued from Page 1)

Loew's, RKO, 20th Century-Fox and Warner Bros.

Plaintiff declares that up to May 31, 1938, the Olentangy played day and date with the Hudson Theater, which in turn played 82 days after first-run. Since then, the Olentangy has been forced to play 14 days behind the Hudson on 88 days after first-run, the complaint charges. Elimination of the clearance between the Hudson and the plaintiff's theater is asked.

Semi-Newsreel Theater Planned in Des Moines

(Continued from Page 1)

would be to show newsreels and shorts 11 a.m. to 1 p.m. and 4 to 6 p.m., with full length the rest of the day.

Nancy Kelly Opposite Pat O'Brien

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth-Century-Fox has assigned Nancy Kelly to play Maureen in "Highway to Hell," Pat O'Brien's first stellar picture for the company. Carole Landis and Cesar Romero also have important roles. Production starts Oct. 13 under the direction of John Brahm. Robert Kane and Robert Bassler are associate producers.

Happy Birthday to You

James R. Grainger
Leo McCarry
Lou Guimond

Buster Keaton
Carroll Nye
Marcel Silver

Arthur M. Loew
David M. H. Wallace
Kathryn Crawford
Louie Dresser

THE "Warner Special" which left New York's Penn Station shortly before noon carried H. M. Warner, WB president, and Mrs. Warner; Charles Einfeld, Mort Blumenstock and Mitchell Rouse of the home office, along with several cargoes of scribes and cameramen. . . . The train provided Miss Scott with an official dress as part of a gigantic program signalizing the premiere of "One Foot in Heaven," which opened at the Warner theater.
MPTOA Com. Meeting With Distribs. Postponed

(Continued from Page 1)

by Ed Kuykendall, MPTOA president, the committee, which is to discuss protests over sales policies, is composed of Herman Levy, New Haven; Lewen Piao, Philadelphia, and Max A. Cohen, New York.

Fabian Personnel Shifts Made on Staten Island

Harry G. Black, general manager of Fabian Theaters on Staten Island, announces changes in theater personnel. George Kemp is promoted from a publicity post under Edgar Gott to manager of Liberty Theater, replacing Harry Satell, resigned. Kurt Unsky goes in as assistant manager to Gott. Duncan Scheidt, assistant manager of Paramount Theater, moves to similar post at St. George. Francis Hicks transferred from Ritz to assistant at Paramount. Henry Jakubowski, promoted from chief of staff at Ritz to assistant manager of that theater.

Iowa Notes Increase In Theater Grosses

(Continued from Page 1)

money and high farm prices. Des Moines theaters were beginning to feel added payrolls from the $30,000,000 Government munition plan under construction. At last report the payroll was $50,000 weekly, but is expected to increase to $350,000 shortly.

Higher farm prices definitely aided the operators in smaller communities where there has been a general exodus to larger cities.

The latest Government report showed farm income was 53 per cent above a year ago. Iowa farmers received $71,537,000 from the sale of their products and Government payments during June this year as compared with only $46,732,000 in June 1940.

For the first half of this year cash income for Iowa farmers was listed at $393,652,000 or 13 per cent above that for the first six months of 1940. The increase was attributed mainly to the demand for foods necessary for defense workers and for shipments to Britain under the lease-lend act.

Sondra Karyl to Hollywood

Sondra Karyl of Pie Magazine has been transferred to the Hollywood staff. She leaves today for the Coast.

Comerford Manages Shift in Wilkes-Barre

Wilkes-Barre, Pa.—Several changes and transfers were announced in the personnel of the bermerea Theaters here. John Galvin, manager of the Penn Theater, has transferred to the Irving Theater, filling the vacancy left by the death of Fred Hermann. Paul Tighe, assistant manager at the Penn, was elevated to manage. James Riley will remain as assistant manager at the Irving.

Frank Alexander, assistant manager of the Orpheum Theater, was transferred to the Penn while Jackson T. Eckrode, assistant manager at the Strand Theater, will fill Alexander's post. John Greany has been promoted to assistant manager at the Orpheum.

The resignation of Tom Broderick, assistant-manager at the Irving, also was announced.

B & K Announces Changes In Theater Personnel

Chicago—Changes in B & K's theater staffs have been announced. Joe Anderson, assistant manager of the Belmont, has been promoted to manage the Luna. He is succeeded at the Belmont by M. Mandy of the Riviera. Robert Brewer goes from the Covert to the Riviera to replace Mandy.

Ray Thomson has been named manager of the Belpark. M. H. Hork has been assigned to manage the Garrick, while Jim Thompson becomes manager of the Terminal. Earl Turelick has resigned from the State Lake staff to enter another business.

To Lead School Film Work

New Haven—Donald A. Eldridge, director of audio-visual education in the New Haven schools, has appointed 14 faculty advisors to lead motion picture council work in the various schools for the coming year. Councils attend local theaters regularly in groups with a teacher, and some houses offer special admissions.

M-G-M Buys "Born Bad" Wes Coast Bureau of THE FILM DAILY

Hollywood—M-G-M has acquired a screen story, "Born Bad," by Jack Furman which Fred Wilcox will direct. Wilcox has been directing short subjects.

Para. Signs Anton Bundman Wes Coast Bureau of THE FILM DAILY

Hollywood—Paramount has signed Anton Bundman to direct, with "Doctor Broadway" by Borden Chase as his first assignment. Bundman will be redoubled Mann by Para.
“Death Valley Outlaws” with Don “Red” Barry, Lynn Merrick, Milburn Stone

“Bowery Blitzkrieg” with Leo Gorcey, Warren Hull and Charlotte Henry

“Sailors on Leave” with Shirley Ross, William Lundigan, Chick Chandler

REPUBLIC

IMENT HANDLING OF FARCE RE- EFFECTED IN PRODUCTION WHICH STACKS UP AS MEANING ENTERTAINMENT.

Republic has assembled a good cast headed by Shirley Ross and William Lundigan for this farce which is about a sailor whose shipmates want to see him married. Reason for their special interest is that they believe Lundigan will inherit a legacy if he marries before a specified date and consequently they will be able to get paid off since Lundigan is heavily indebted to them.

Ross Shirley is pleasing as the romantic attraction, and sings much better. Chick Chandler, Cliff Nazarro, Ruth Donnelly and Tom Kennedy are all equipped to handle comedic roles. What looked at first as one of Republic’s better lineups is due more to spectacular direction and a much weaker script.


CREDITS: Associate Producer, Albert J. Cohen; Director, Albert S. Rogell; Screenplay, Art and Malcolm Stuart Boylan; Original, Herbert Dalmas; Songs and Lyrics, Julie Styne and Frank Loesser.

DIRECTION, Fair. PHOTOGRAPHY, Good.

RCA Introduces Magicote: Assures Sharper Pictures

CAMDEN, N.J.—Formal announce- ments were made yesterday by Edward C. Callen, RCA Photoflux chief engineer, that the company has developed a new technique for improving efficiency of motion picture projector lenses by coating glass surfaces with a durable transparent film that produces clearer, more con- trasting pictures on the screen without necessity of otherwise adjusting the projector.

The process, known as RCA Magicote, is also being employed in Holly- wood to increase efficiency of cam- era lenses, Cahill said, and added that when such pictures are projected using similarly coated lenses, spectators are impressed with im- provement of the photography.

Metro Sold in Cleveland

Cleveland—First two blocks of M-G-M pictures have been sold to every Cleveland circuit. Frank Drey, branch manager, announces. Deals include Associated, Community, Grandview, Park, New and Bell and Gusdanovic circuits.

Harry Joe Brown to Columbus

West Coast Bureau of THE FILM DAILY

Hollywood—Harry Joe Brown joins Columbus as a producer.

"Picture People"

Standard Real

Subject is devoted to Hollywood contrivances which should be readily this short, depicting as it does a flock of luminaries at play— the play being a Gary Newmann love affair at the home of Milton Berle who does a bit of clarinet playing as s accompaniment to the warbling of the Andrews Sisters. Reel is made amusing style with camera catching Brenda Joyce, Simone Simon, Joan Davis, Ella Raines, Kaye and Keaton, Kay Harris and Eth Logan. Latter sings "My Blue Heaven" in torrid style. Action is built around Ken Murray, resurrecting the Brewster Twins to the shindig.

Tuskegee Theater Adds Matinees to Cash In

Tuskegee, Ala.—The Macon The- atre is inaugurating matinee show to cash in on frree spending here. Believed to be an architectural pheno- menon in theaters, with one side for Nordeas, one for Negros, sepa- rated by a ceiling to floor wall, yeax the same entrance and ticket office and the same films, the theater has to have two times of opening, 3 minutes apart. Each side is equipped with its own projector, and films are shown first to Negros with Nordeas showing trailing one-half hour be- hind.

UA Closes Midwest Circuits

Cleveland—Bert Stearn, UA dis- trict manager, announces all out 1941-42 product deals have been closed with the Theatrical Managers and Gregory circuits of Indianapolis, the Rowland and Miller circuit of Columbus and the Semelrooth circuit of Dayton.
Editorials: Pillory Inquiry
Leading Dailies Continue Witch Hunt Attack
(Continued from Page 1)

N. E. Allied Okays Unity Resolution
(Continued from Page 1)

SHREVEPORT (LA.) TIMES: "Our own belief is that public opinion has not been adequately mobilized against any propaganda Hollywood may offer.

As for Senator Clark's proposal to break up the present structure of the film industry, that is just another pernicious attempt to revive the nation's economic machinery in the middle of a crisis..."

JACKSON (MISS.) NEWS: "Senator 'Blooper' Nye, isolationist, says that the purpose of his investigation is to expose 'the one-sided portrayals in pictures designed to make the leading industries of America look weak.'"

"If that should be absolutely true— which it isn't—the motion picture industry would be serving a real, patriotic purpose!"

MIAMI NEWS: "An inquiry into this group of appeasers. Senator Nye has long led a 'broad front' as if the inquiry they have launched against the movie men would now lead, under the guidance of the resources."

TALLAHASSEE (FLA.) DEMOCRAT: "The press regards an attack on the freedom of the moving picture industry as an indirect, potential menace to the freedom of the press, and, generally, to newspapers, in particular."

PORTLAND (ORE.) OREGONIAN: "... Presumably if Clark of Idaho has gone, the North Dakotan had their way, our American motion pictures would henceforth be completely innocuous, without any opinion whatever on the state of international morals outside our borders. And we mention merely in past, because we don't take their investigation very seriously, that this would be delightful news for the German corrupters of the screen."

"The broad front would act in the field to themselves. Our senators who have brought it about would be the beneficiaries."

FORT WORTH STAR—TELEGRAM: "The Senate sub-committee delving into alleged war propaganda activities of the film and radio industries is primarily a prosecuting, rather than an investigating body, under that respect runs true to form in conducting a Congressional inquiry. The reason for this custom is a political one—that the American public enjoys badgering 'big shots' and large enterprises rather than the less melodramatic facts of the reform. Members of Congress, in the gladiatorial role in which they regard the industry from prosecution, back in the limelight as a vote-getting trick..."

MANSFIELD (O.) NEWS—JOURNAL: "It is the Senate's view that the great and his little group of isolationist associates will probably be construed as a higher compliment than the Camera and the industry is accustomed to receive."

resolution down because of the attack on it by Nathan Yamin, president, at the Philadelphia convention.

Spokesmen, however, declared that Yamin was not opposed to the unity proposal at the convention except for that portion of the resolution which might bring all branches of the industry into one central organization.

That plan was embroiled in the third paragraph, the other paragraphs recommending a national joint conference and the appointment of a committee of five to make it up.

The New England unit yesterday also gave the national officers and board a vote of confidence and recommended that if the unity proposal would make a convention vote binding on an issue instead of merely approving an action by the board of directors.

With New England approving the resolution and having the backing of Nathan Yamin, indications are that the other units will take a similar action and pave the way for an early industry conference.

IT0 of Ohio Approves The Unity Resolution
Columbus, 0.—At the meeting of the IOU of Ohio here yesterday the unity resolution defeated at the national conclave in Philly was approved in its entirety, including paragraph three to which some units have objected.

The Ohio unit also expressed confidence in the officers of national Allied who sponsored the resolution.

Abraham Myers, chairman of the general counsel of the national board, is the chairman of the board of the union.

Two weeks at which time it is believed the other unit will take action yet will have met and approved or disapproved the resolution. Place of the board meeting has not been determined as yet.

"Angel Face" Joanne Carroll
West Coast Bureau of THE FILM DAILY
Hollywood—RKO has bought "Angel Face," a magazine story by Jean Becket as its second vehicle for the child star, Joanne Carroll, who recently completed "Obliging Young Lady."

Buys McNutt Story, Signs Him
West Coast Bureau of THE FILM DAILY
Hollywood—RKO has bought "Ghostface," a magazine story by John O. McNutt, for actor Richard Hale, who has been "Happy Ending," by Patterson McNutt and signed him to write the scenario.

Dianey Shorts on So. America
West Coast Bureau of THE FILM DAILY
Hollywood—RKO has disposed of the five RKO shorts that it had been releasing in foreign market.

RKO has sold "Happy Ending," by Patterson McNutt and signed him to write the scenario.
France Resuming Film Production

(Continued from Page 7)

1940 to 1944, was now off to a fresh start. Lack of raw material, dispersal of screen actors and directors, many of whom were held in German prisoner camps, and the censorship by German military authorities were the principal obstacles of the past. With the second year of the armistice, Germany has released a number of France's top actors and directors, the censorship, while severe, is not as strict as producers are getting ready for a revival of production.

Among the important pictures now in work or in preparation are: "La Pause in 7 Nuits" which Marc Allegret is completing from a scenario by Marcel Achar; Yves Mirande is making "Robin and Junie Ashby," "Les Petits Riens" with Fernandel, Simone Berriou and Suzy Prim as stars, and the producing "La Venus Aveugle" with Viviane Romance and Georges Flamant; Pierre-Jean Ducis is at work on "L'Etrange Susie" featuring Alber Haffner and Claude Dauphin, who have just been released from a prison camp in Germany, Gaby Andreu and Suzy Prim in starring "Les Hommes sans Peur" with Jean Murat, Claude Dauphin and Jeanne Darco, who has been permitted to crossed the occupied line, is at work on "Une Vie de Chien" with Fernandel and Tramel; Christian Jaque is producing "Les Pres Anges," with Jean Claudius and Louise Caletti (which was started before the armistice and then abandoned). Robert Billol will produce "Mr. Hector" with Fernandel, "La Belle Vie" from a scenario by Pierre Novi, with Jeanine驾驶员 and Claude Dauphin is also in preparation.

Edmond Greville will produce "Une Fille en Armee," "Une Fille en Roumaine," Claude Dauphin and Tramel; Georges Flamant and Pierre Billon have begun "Le Soleil a Toujours Raison" from a scenario by Jacques Prevart. Tho Rossi, who escaped to London after the armistice, has returned to Nice and will be starred in a picture with Micheline Presle; Leo Mathot, released from a German prison camp, will produce "Fromont Jeune et Risley Aine" from Alphonse Daudet's novel, with Laura Goux, Bernard Lanceret, Mireille Dacost. Mireille Chevalier has received permission to appear in a picture which is to be made in Paris by Bernard Luc and Jean Delannoy entitled "L'Enfant Tombé du Ciel," with dialogue by Charles Vidrac.

Pictures already finished and now being prepared for distribution by the production companies in the occupied zone are: "Le Chapeau de Plaisir" from "La Chapeau de Plaisir" by Sacha Guitry, "Le Chapeau de Plaisir" with Fernandel and Raïmu and produced by Marcel Pagnol. L'Alliance Cinematographique Européenne, which has not succeeded in making pictures in the unoccupied zone under German auspices, will distribute the following productions in the unoccupied zone: "Le Premier rendez-vous" produced by Henri Decoin, starring his wife, Danielle Darrieus; "Caprices" produced by Leo Jouannou with Edwige Feuillere: "Peches de Jeunesse" with Henry Baur and produced by Maurice Tourneur; "Les Club des Sourrira" with Fernandel; "l'Homme sans Mariage," produced by Henri Decoin; "Le Dernier de Six," directed by Georges Lacombe with Pierre Fresnay; and "Les Inconnus dans le Maison," also produced by Henri Decoin.

Among German pictures to be distributed by the same organization are: "Le Maitre de Poste" from a novel by the Russian composer, Pushkin, directed by Gustav Ucicky, with Helnrich George and Cora Terry and produced by George Jacoby. "Im Selbstpflicht," biographical film of the Russian composer, Tchaikovsky with Hans Stuewe and Marina Rokk, and "Une Une Vive," produced by Gustav Ucicky.

Atlanta Church's Follow Sunday Evening
Service with "British at War" Screenings

Toronto—Although religious leaders of Toronto, as a body, are strongly opposed to any form of film presentation on Sundays—at last instaor as the theatres are free—they have been shown a second-reel feature, is now being screened in local churches on Sunday evenings after the regular service. Audience are asked for a silver collection. Pic is being released through the National Film Board. The picture is not available to theatres, as yet.

Metro Switches Salesmen Working from Buffalo

Buffalo—RALPH W. Maw, M-G-M's District Sales manager, has announced transfers, effective Oct 1, of three salesmen working under the Buffalo office. Emmanuel M. Worner goes from Buffalo to Syracuse, A. T. Harris from Syracuse to Rochester and Alex Weisman from Rochester to Buffalo.

Elmer F. Lux, RKO's branch manager here, announces that two salesmen, W. H. McCarthy, have switched places, Sper going to the Rochester territory and McCarthy to Syracuse.

Sam Rheiner Gets New Post with Boris Morros

West Coast Bureau of THE DAILY
Hollywood—Samuel Rheiner has been made vice-president of Boris Morros Co. and executive assistant to Boris Morros. The company will make "Tales of Manhattan" for release by 20th Century-Fox. Rheiner is also vice-president of Boris Morros Producers, Inc., which made "Flying Deuces."

Mono. Closes More Circuit Deals

West Coast Bureau of THE DAILY
Hollywood—Monogram has closed 1941-42 product deals with Fabian, Paramount-Richardson, Block Diamond and Anderson Theaters circuit.

Cleveland—Mrs. Frank R. Anderson has been elected president of the local chapter of the National Federation of Women's Clubs of Cleveland. Dr. David Wiens was elected vice-president; Mrs. Edna McCarthy, treasurer, and Mrs. Lowell Riley, secretary.

Organize "U" Exchange Club

Cleveland Local Universal exchange has just formed a social and welfare club. Directors are Joe Krenitz, Mrs. Lora Ziebell, Frank de Franco, Helen Westlock and George Flynn. Organization meeting will be held Sept. 27.

Wins Bank Night Judgment

Springfield, Mass. — A Superior Court jury here has awarded Roy Haffner of Belmont a judgment of $1,686.50 against the Town of Belmont for his failure to re-energizer the Bijou Theater in Holyoke and the Majestic Theater, in violation of a contract in operation of Bank Night.

Belmont Holds "Vatican" 3rd Wk.

March of Time's "The Story of the Vatican" being held over for a third week at the Belmont.

Film Men in Signal Corps Form Club; Doyle Is Prexy

Fort Monmouth, N. J.—With impending deficiencies due to them within the next few weeks, 60 members of the Training Production Film Lab here have formed the Twentieth Signal Club in order to perpetuate the contacts and friendships made while in the Service.

Many of the key men at the Army's Film Lab will be relieved from active duty under the provisions of the recent amendment to the Selective Service Act. The Signal Club includes Austin Doyle, from Technicolor as president, John Logan, cutter at M-G-M. The Film Lab Signal Club includes Austin Doyle, from Technicolor as president, John Logan, cutter at M-G-M. The Film Lab Signal Club includes Austin Doyle, from Technicolor as president, John Logan, cutter at M-G-M and executive assistant to Boris Morros, is vice-president.

Hold Back the Dawn
Hit at N. Y. Paramount

Topping the recent record-holder, "Causing a Draft," by approximately $100, "Hold Back the Dawn," which opened at the New York Paramount, ties for the third biggest opening day's business in the history of the theater under its present management, for it topped "The Diet" and "Road to Zanibar.""Leavitt Drops New RKO Post Factory Bureau of THE DAILY
Hollywood—Harvey C. Leavitt has been appointed head of the trans-formation department, with Monarch Pictures, is taking his position.

Harry Black Acquires Two

Grand Coulee, Wash. — Harry Black, former exchange manager, has taken over the two theaters here. Black has the Empress Theater in Spokane.

"Vatican" Film Held Over

"The Story of the Vatican," the first complete motion picture ever made inside the tiny independent range, is being held over a third week at the Belmont Theater on W. 48th St.
SELZNICK CLOSES DEALS FOR U A STOCK

Warner Theaters Test Higher Sat.-Sun. Prices

THE WEEK IN REVIEW
Lull in Probe

By L. H. MITCHELL

PROPAGANDA INQUIRY: Early last week the inquiry into alleged ex-propaganda for war was said to be heading for curtain, but at the week-end Senator D. Worth Campbell, D. Ind., chairman of the subcommittee, stated that hearings would be resumed but not this week. It would not name a definite date. F. Seidell was chief industry witness. He denied all the charges and introduced the FILM ALM. A poll of film critics of the country attacking the probe. Editorial comment throughout the nation continued to pillory the probe. At a meeting of various groups in New York, 40 of them organized a Stop Film Censorship Committee and lodged a drive for membership throughout the country. Senate audit Committee curb on the hearing did not materialize, and by report it is added that and Senator Scott W. Lucas, D. Ill., chairman of the Audit Committee, had reached an agreement to wind up the investigation. It was foreshadowed that monopoly would be to the fore again if the probe is continued.

UNITY PLAN: Plebiscite of Allied units on the convention-defeated unity resolution was declared legal by Nathan Yamin. Early in the week nine units had okayed the proposal, one or two with exceptions. Later Connecticut Allied nixed the plan. The New England unit, expected to oppose it, approved it, with the exception of the third paragraph advocating an all-industry organization. Michigan Allied is expected to ratify the plan today. Allied was seen “on the spot” whichever way the plebiscite turns out.

MISCELLANEOUS: Theaters generally will pass along the new federal administration tax. Tax on gross receipts here was advocated in St. Louis. Intermediary price tickets will be subject to the tax. Johnnie Mann, R. W. Johnston, president at board meeting at Coast, and reported sales $400,000 ahead of the similar period last year.

Minn. Anti-5 Law Valid: Minneapolis—Minnesota’s anti-five block law was held valid and constitutional by Judge Hugo Hanf Saturday in a 29-page decision filed in Ramsey District Court in St. Paul. Five dis- obs. which joined as plaintiffs are expected to appeal to the state Supreme Court. Decision held that the law might have been uncon- stitutional 20 or 30 years ago, but cited changed economic conditions.

"U" Closes Product Deal With FWC

Universal negotiated one of its most important circuit deals in years when it patched up its differences with Fox West Coast and reached an agreement for the other National Theaters’ divisions, it was learned at the week-end. Agreement was reached last week on the Coast during conferences in which William A. Scully, Universal’s general sales manager, and Bill Heineman, Western sales manager, participated with the circuit executives.

WARNERS ELIMINATING 8 LOW-BUDGET PIX

West Coast Bureau of THE FILM DAILY

Hollywood—Elimination of eight low-budgeted films from the Warner Bros. schedule as a means of establishing an "A" picture production policy was announced over the week-end by Jack L. Warner at a meeting of studio executives. The scripts to be early cut out are, "Kickoff," "Night Warning," (Continued on Page 5)

Planning January Release For "Green is My Valley"

Although 20th-Fox will stage the world premiere of "How Green Is My Valley" at the Rivoli here on Oct. 25, the company does not intend to release the picture before (Continued on Page 4)

End Five-Week Polio Ban In Nine Penn. Counties

Harrisburg, Pa.—The ban against children attending theaters and public gatherings in the Central Pennsylvania area which had been under an infantile paralysis quarantine (Continued on Page 5)

Inquiry Will Continue--Clark Says Evidence of Monopoly Already Adduced

French Nazified Films Invading South America

"Regardless of criticism and regard- less of threats" the Senate Interstate Commerce subcommittee will press its inquiry into charges of war propaganda on the part of the film industry, Chairman D. Worth Clark, D., Idaho, declared in radio address over CBS Saturday night. Senator Clark, whose address was (Continued on Page 4)

$1,250,000 Said Price: Will Assume No Office; Name Proxy in Two Weeks

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—David Selznick has become a member-own- er of United Artists through pur- chase of the Douglas Fairbanks estate stock, the former Sam Goldwyn holdings in the corporation and some shares each from the holding of Mary Pickford, Alexander Kor- da and Charles Chaplin, it was announced yesterday.

Although no official figure was disclosed, the member owners de- ciding to keep it a corporation se- cret, it is understood that Selznick invested $1,250,000 in closing the (Continued on Page 5)
FRIDAY, OCTOBER 3

NEW YORK STOCK MARKET

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FINANCIAL

Walt Disney Productions—This week

Fantasia (1) (Walt Disney Productions—This week) Broadway

"The Broadway Parade"

L S A

Picture and Distributor

Soron (a) (Warner Bros. Universal Pictures-14th week) Theater

Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures—8th week) Auteur

Interstate Court (Universal Pictures) (a) (26th week) Warners

Tank 17 (26th Century-Fox—2nd week) Warners

Hollywood-striped (Metro-Goldwyn-Mayer Pictures) — Capitol

It Started With Eve (Universal Pictures) — RKO

Holliday (MGM) (MGM) — Capitol

Strange Harbinger of Harmony from Michigan (Columbia Pictures) — Columbia

Green Goddess (20th Century-Fox) (a) (14th week) Universal

Boy Wonder Blitzkrieg (Monogram Pictures) — RKO

River's Edge (RKO) — RKO

San Yego Selene (20th Century-Fox—2nd week) Paramount

The Story of the Vatican (March of Time—2nd week) Warner

Desperate Cargo (Producers Releasing Corporation) — RKO

Last of the Buscys (20th Century-Fox—2nd week) —

TWO-A-DAY RUNS

Broadway

Bunyama Cony (Universal Pictures)—Oct. 7—Biltmore

Tank 17 (Universal Artists-Real) —Dec. 2—Cragside

This Woman Is Mine (Universal Pictures)—Oct. 11—Rivoli

Seraph of Empire (Path. Fm.) —Oct. 15 (a) (屉)—Street

Flying Cadets (Universal Pictures)—Oct. 15—Savoy

Nothing Too Good (Road Shows)—Paramount

Smiles Through (Metro-Goldwyn-Mayer Pictures) — Emmanuelle

All That Money Can Buy (RKO Radio Pictures) —Music Hall

Bells of St. Mary (20th Century-Fox—2nd week) —Belmont

The Little Foxes (RKO Radio-Samuel Goldwyn) —Oct. 9 (b) —Palace

Jungle Jax Man (Producers Releasing Corp.)—Oct. 7 (a) —New York

Bad Man of Deadwood (Republic Pictures)—Oct. 7 —New York

(d) Dual bill, (b) Subsequent run, (c) Follows current bill.

Call for Certified Survey of Tele Sets Now in Use

That future success of commercial television tests on the urgent need of a certified survey revealing the true number of sets was an important conclusion reached at the American Television Society's second public meeting held on Thursday night in the Jam Handy Little Theater, 1775 Broadway.

While the television industry of the business has made impressive strides, there are currently no statistics providing an adequate audience to satisfaction of prospective sponsors, it was declared by Myron Zobel, prez of Telecast Productions, Inc.

"Honky Tonk" Best 1941 Money-Maker, Says Metro

"Honky Tonk" has definitely established itself as the biggest money-maker of the year for M-G-M. With sensational business in 26 representative cities, including large and small situations, it is topping everything since "Boom Town" in attendance. In some instances the Clark Gable-Lana Turner film, which is playing at popular prices, is even ahead in the coast of the advance-price "Boom Town" runs.

Set Hearing Dates for Mich. Arbitration Cases

Detroit—Edmund Brady, experienced arbitration attorney, has been named arbitrator in the Falesburg case which is scheduled for hearing on Oct. 22. The Booth Theater hearing has been postponed from tomorrow to Oct. 21. The Watervliet and Parkside cases will be arbitrated during the week of Oct. 27.


Edward L. McEvoy, former RKO district manager and recently with Select Attractions as general sales manager and vice-president, has joined Universal as a special representative. Temporarily he will be assigned to the home office.

COMING AND GOING

HARRY M. WARNER and MRS. WARNER return to the Coast early this week.

JACK L. WARNER was scheduled to leave New York for the week-end for White Sulphur Springs.

CHARLES EINFELD remains in New York this week.

BENNY MILLER, FILM DAILY correspondent in Pittsburgh, sailed for Panama over the weekend.

JIMMY STARR, and his wife, are sailing at the Gotham Hotel via a stopover in Washington.

SPYROS SKOURAS, EDDIE ZABEL, AUBREY SCHENCK, of National Theatres, and Universal general sales manager, WALTER A. SCULLY arrived at Statlerfield on Saturday after a day's delay due to inclement weather.

WALTER GOULD, UA's foreign sales manager, has temporarily postponed his trip to Brazil because of the pressure of business.

RUSSEL BIRDWELL arrived in London yesterday.

MRS. MORRIS EPESTEIN, wife of the Republican manager in New York, flew to the Coast at the week-end to attend the funeral of her mother.

OSCAR MORGAN, Paramount's short subject sales manager, is visiting Kansas City, Cleveland and Toronto. MONROE GOODMAN, assistant, joined him in Cleveland over the week-end.

MANNY REINER, Paramount's short subject publicity director, leaves for Toronto today for the Canadian premier of the "Supershow" and...
“Hey, Daddy

Ever since you've seen those 'Hold Back the Dawn' figures, you haven't given me any time!"

“Dawn” at New York Paramount tops any opening day in past three years! Held for four weeks!

Neck and neck with “Draft” at Los Angeles Paramount! Held for three weeks!

Head to head with "Draft" at Salt Lake City, Center Theatre! Held over!

They can’t hold back the business on “Hold Back the Dawn” at Malco, Memphis as it tops every picture of year but “Caught in the Draft”!

Held over!
WB Testing Higher Sat.-Sun. Prices

Continued from Page 1

prices throughout the Warner circuit.

Rise in operating costs, including rentals, equipment, and labor, plus the fact that the public apparently has more money to spend is given as the reason for the upping in the price scales.

Warner's selection of week-end dates for the price tilt is said to have been influenced by the fact that the houses have been booked on Saturdays and Sundays by crowds too large to accommodate.

While other circuits have not adopted a general price hike, it is reported that the major circuits are considering the lifting of their scales a few cents to eliminate the odd price tags and make an even admission price.

Fox Milwaukee First-Runs Absorb Tax, Nabs Add It

Milwaukee—Fox first-runs have absorbed the new Federal tax on adult admissions and retain the same prices as before, while independent nabe houses are passing the added cost on to the public and in some instances boosting the price several cents to keep the figure in round numbers.

Fox recently raised the admission top at its Strand from 55 to 65 cents and discontinued its 35 cent early admission. The Warner for its current showing of "Sergeant York" hiked its admission from 30c-40c-55c to 40c-50c-65c.

Fox's Palace and Wisconsin remain at 35c-45c-55c.

Generally there has been no reported decline in business at the box-office as a result of the tax.

Planning January Release For "Green is My Valley"

Continued from Page 1

January, Company, which admits "Valley" is its costliest production to date will determine sales policy for the pic only after the New York and other pre-release test engagements.

French Nazified Films Invading South America

Continued from Page 1

Nazi League. Many of these films contain pro-Nazi propaganda and most of them have been produced with the aid of heavy governmental subsidies from the puppet-regime at Vichy.

A number of the films en route to South America, the Anti-Nazi League stated, have leading French stars in as much as production, in some cases, was begun before the establishment of French "collaboration" with Adolf Hitler under the Petain government.

Inquiry Will Continue, Asserts Chancellor Clark

Continued from Page 1

regarded here as both a reply to the radio attack upon the investigation made recently over WMCA by Rep. Emanuel Celler, D., N. Y., and an answer to reports the inquiry was due for a quick fade-out, said the subcommittee's probe would "not be halted by any person or combination of persons," and that the subcommittee intended to proceed "with the slender resources at our command."

Clark conceded that "possibly" the extent of propaganda for war on the screen has been "overemphasized," but maintained that the hearings already held have netted evidence tending to show that the motion picture industry was "a tightly held monopoly."

New Mort Thalheimer Firm

Richmond, Va.—Hull Street Theater Corp. has been chartered with maximum capital stock of $50,000 to conduct a general amusement business. Morton G. Thalheimer is president.

Judge Sulzberger Enters Firm

Judge Myron Sulzberger has joined his son in the new firm of Schechter & Sulzberger, prominent film industry attorneys.
Washington Post Assigns Church Editor to Cover the Opening of "One Foot in Heaven"

Add distinctions of Warners' "One Foot in Heaven," which had its world premiere in Washington Thursday night: It's probably the first film opening to be headed by the church editor of a metropolitan daily.

Washington Post assigned Robert T. Allen, its church editor, to report the premiere, who in Friday's Post declared that while there was the usual movie fanfare at the opening, "there was an added something—a certain spirit that was described by a woman who, leaving the theater, was overheard to tell her escort: "The film and those inspiring talks afterward made you feel that it was a good thing to go to church, that such a thing is truly American."

Unions Will Submit Counter-Proposals

(Continued from Page 1)

Delusional to shape which they will offer the Hollywood locals.

The parent body, IATSE, is stilling acting in an advisory capacity with Steve Newman and Carl Cooper from the West Coast sitting in on recent meetings. Proposants are that the meetings will be drawn out since the delegates will have to submit the proposals to their respective unions for approval.

On the other hand, the locals are reported to have asked the international for direct assistance in negotiations but it is not clear whether the locals are ready to surfer the contract if the parent body in order to obtain a contract.

STATEMENT OF THE OWNERSHIP, MANAGEMENT, CIRCULATION, ETC., OF "THE FILM DAILY"

Printed at Minneapolis, Minn.

Published by The Film Daily Company, Minneapolis, Minn.

Entered at the post office at Minneapolis, Minn., as second-class matter by the official owner.

No. 162.

First matted issue, August 24, 1912; and March 3, 1933.

Of "THE FILM DAILY," published daily at 1501 Market St., New York, N. Y., for October 1, 1941.

State of New York.

Filing office, County of New York.

Before this date, the publication has been sold or otherwise distributed in the form of a newspaper, and the State and County officers, persons actually or constructively in charge of the publication, and the persons in charge of mailing, if any, have been duly sworn according to law, deposits of $100.00, and the following statements are true:

The name and addresses of the publisher, editor, Managing editor, and business manager are:

Publisher, John W. Allsop, 1501 Market St., Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.

2. That the owners are: "Wide Film Sales, Inc," 1501 Market St., Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.; Minneapolis, Minn. New York, N. Y.

3. That the managing editor is John W. Allsop, and other security holders owning or holding one percent or more of total amount of stock, mortgages, or other securities are: None.

4. That the two paragraphs next above, giving the names of the owners, stockholders, security holders, if any, contain only the list of stockholders and security holders as they appear upon the books of the company, but also in cases where the stockholders or security holder appears upon the books of the company as trustee or in any other fiduciary relation, the name of the person or corporation for whom such trustee is acting, is given, also that the said two paragraphs contain statements embracing every fact of the ownership and possession of the stock and evidence as to the circumstances and conditions under which stockholders and security holders who do not appear upon the books of the company as trustees, hold stock and securities, and all facts necesary to fully inform the members of the newspaper association who may be required to give the detail as to the statements as to which he is so asked by him.

5. The average number of copies of each issue of this publication sold or distributed, through the mails or otherwise, is: 3,000.

6. That the value of this publication as defined in the act, for the period covered by this statement, is: $3,000.

7. That in the preparation of the above statement, we adhere to the best of our knowledge and belief as to the circumstances and conditions under which stockholders and security holders who do not appear upon the books of the company as trustees, hold stock and securities, and all facts necessary to fully inform the members of the newspaper association who may be required to give the details as to which he is so asked by him.

8. That the average number of copies of each issue of this publication sold or distributed, through the mails or otherwise, is: 3,000.

September 17, 1941.

John W. Allsop, Manager.

Allied Board Parley

In Pittsburgh Oct. 22

(Continued from Page 1)

End Five-Week Polio Ban

In Nine Penn. Counties

(Continued from Page 1)

vote; all are expected to ratify the board's resolution, thus nullifying the convention's rejection of the proposal.

N. W. Allied Approves Unity Plan Proposal

Minneapolis—Executive committee of Northwest Allied, at a special meeting here late Friday, approved a resolution pledging its support to national Allied in its efforts to bring about more unity between motion picture exhibitors and distributors.

Harold Field, chairman of Northwest Allied's legislative committee, said the resolution favored appointment of an inter-industry committee which would defend the industry against such attacks as the current congressional investigation in Washington.

Warner Bros. Eliminating

Eight Low-Budget Films

(Continued from Page 1)


Warner said a survey of recent box-office reports confirms his belief that production can no longer follow the quota principle. At the meeting plans were completed for the production of 19 features during the last quarter of 1941 under the supervision of Warner and Hal B. Wallis, executive producer.

And You'll Note Ad.

Workers Didn't Win

Arthur Kelly, UA vice-president, contributed four pairs of World Series tickets to the employees of the organization, with a special drawing held on Friday afternoon at the offices of Monroe Greenhal, advertising and publicity director. Lucky winners were Albert Becker and Harold Beck in the sales depart-

Roxy Theater May Hold "Yank" for 5-Week Run

On basis of opening week's performance, "A Yank in E A" may go five weeks at the Roxy, it was indicated over the week-end. According to the theater's manager, figures were $40,884 and chalked up an attendance of 171,115 for the first week.

Solley New NB Salesman

Chicago — John Solley, Warner exchange head booker, has been upped to salesman.

Greenboro, N. C., Okays

Sunday Pix For Soldiers

Greensboro, N. C.—The city council passed an ordinance legalizing Sunday movies and athletic contests during the "emergency period" in which the city will enter, 5,000 to 10,000 soldiers each week-end during the Army maneuvers.

(Continued from Page 1)

1933.

All pending deals to which signa-

He is expected the new presi-

It is expected the new presi-

that certain the 1933.

TKI

Belzcknick-UA Stock

Deals Are Finalized

(Continued from Page 1)

Stanley Day Named Acting

20th-Fox Mexican Manager

Stanley Day is temporarily fill-

Jack Cunningham Dies

(Continued from Page 1)

Korda and Miss Pickford last left New York. They will be in Hollywood to-morrow or Wednesday, and by Chaplin, who plans to leave in 10 days.

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Korda and Miss Pickford will last leave New York. They will be in Hollywood to-morrow or Wednesday, and by Chaplin, who plans to leave in 10 days.
Everything was "heave".

Two hours before opening and the constabulary has its hands full — of crowds!

Covered by Pathe, Paramount, News Of The Day, Universal and Fox Movietone — that's all!

Martha Scott got a great welcome as she arrived escorted by Senator Arthur Capper.

Director Irving Rapper arrives with Mrs. Fredric March, proud of hubby's greatest performance!

The Biggest Premiere in Washington's Hist...
"LY IN WASHINGTON!

Harry M. Warner welcomes Major General H. H. Arnold, Chief of the Army Aviation Corps.

And here comes Undersecretary of War Robert Patterson. Yep! Everyone was there!

Among distinguished guests were (l. to r.) Mrs. W. H. Spence, portrayed by Martha Scott in the film; Dr. D. A. Poling of Christian Herald; Miss Scott; Senator Capper; Bishop A. W. Leonard.

"Acclaim at the finale indicates unusually strong box-office success in all stands from top-flight first runs to the small nabes."

Film Daily was there, too!

"LY FOR THE BIGGEST HIT IN
REALLY your best friend and severest critic!

The human ear is a critical judge of sound—it won’t put up with poor sound in pictures. Good sound, added to good pictures, has made millions of friends as well as millions of dollars for the motion picture industry.

Through making available many basic contributions that assured finer sound recording and higher quality reproduction, ERPI has been privileged for fifteen years to help you in pleasing the ears of theatre audiences throughout the world.

Electrical Research Products Inc.
195 Broadway, New York, N.Y.
Subsidiary of
Western Electric Company

First of a series of advertisements covering basic developments in the art of talking pictures.
Republic Announces Heavy Expansion Program

(See Columns 2 and 3 Below)

The Daily Newspaper Of Motion Pictures
Twenty-Two Years Old

ALL-INDUSTRY GROUP UP TO ALLIED BOARD

Selznick Now Owns 25 Per Cent of United Artists

JA Ownership Split Four Ways; Board Meets This Week To Consider Proxy

David O. Selznick's interest in United Artists is 25 per cent, Mary Selznick's 20 per cent, and Mary's son, Orion, 10 per cent. The other owners of equal interest are Joseph Pickford, Charlie Chaplin and Alexander Korda.

With Selznick now an owner-member and a new president to be announced shortly, United Artists is

(Continued on Page 6)

ax Bringing Higher B. O. Scales in Ohio

Cleveland—Loew theaters in this district are passing the new Federal admission tax on to the public and upping the admission scale so that the total admission adds up to 28c and 29c in Akron, Canton

(Continued on Page 6)

Schenck-Moskowitz Appeal Up Nov. 10

Appeals of Joseph M. Schenck and Joseph Moskowitz from their conviction of alleged violation of the income tax statutes will be heard Nov. 10. Hearing was ordered yesterday by Presiding Judge

(Continued on Page 8)

Capital Parleys to Map Army-Navy Entertainment

Y. Frank Freeman, chairman of the Production Division of the Motion Picture Committee Co-operating for National Defense, Lawrence Phillips and Eddie Dowling go to

(Continued on Page 6)

Republic in Expansion Moves

Realigns Manpower, Ups Budget $1,500,000

Canton, Alliance Operators Unions Win Wage Boosts

Alliance, O.—A straight 10 per cent wage increase for all operators in the four theaters, controlled by Tri-Theaters Inc. here, has been granted, retroactive to Sept. 1, Ray

(Continued on Page 7)

MPTOA REACTS TO UNITY PROPOSAL

"Figure Out What You Are Going to Do, Then Decide Who Can Do It"—Kuykendall

MPTOA's reaction to Allied's pending "unity" proposal is at least hinted at in a bulletin released last night by Presy Ed Kuykendall.

Kuykendall, pointing out that the MPTOA "has no trouble co-operating with other exhibitor organizations on important matters," goes on to say:

"It seems to us, however, that before any new elaborate organizations are set up to issue decrees and run the business, some consideration should be given to working out a program of what ought to be done and what it is possible to do. In other words figure out what you are going to do, then decide who can do it.

"A constructive, practical plan or program to improve our business and to solve any of our vital problems and difficulties will get a lot more sincere support among responsible theater owners throughout the country than sit-downs and edicts from Federal judges or supreme courts.

"In the line of constructive cooperation, the MPTOA is ready to work for the benefit of the motion picture business, and to that extent we are ready to help in the endeavor to set up a new organization to run the business that is not just an edict to shut down a theater and sweep all difficulties under the rug."

Senator May Take Up Probe's Continuance

Washington—Whether there's to be a full-dress Senatorial investigation of the film industry may be up to the Senate by the Inter-State Commerce Committee before

(Continued on Page 7)

Lester Cowan Considering Producing Films in East

Lester Cowan is considering seri-

ously the production of one or more pictures in the East. Cowan, whose

(Continued on Page 2)

Allied Directors May Kill Paragraph 3 in Shaping Industry Harmony Program

Whether Paragraph 3 in Allied's unity resolution will remain as an important factor in the organization's program is expected to be an issue to be decided by the board of directors at its meeting tentatively set for Pittsburgh Oct. 22 in conjunction with the annual convention of the AMPTO of Western Pa.

The paragraph calling for the consideration of an all-industry organization has been rejected by the Eastern Pennsylvania and New England units, although the rest of the

(Continued on Page 8)

Treasury Checking On Browne-Bioff?

Chicago—It is reported that sev-

eral Treasury Department agents are here checking various aspects of the Browne-Bioff case in this territory.

Trial of George E. Browne, IAFFE president, and William Bioff on charges of extorting $250,000 from the industry was postponed yesterday by Federal Judge John C. Knox until tomorrow because the October panel of jurors was incomplete.
Para. Earnings Reported At Highest Rate Since ‘30

The Wall Street Journal yesterday reported that Paramount’s earnings were running at the highest rate since 1930 and that the net profit for the quarter ended Sept. 30 probably would be in excess of $50 million as a share on the first half.

This would compare with 66 cents a share earned in the June quarter, 80 cents in the March quarter and $1.10 earned in the September 1940 quarter.

On this basis, the Journal contended that earnings for the first nine months of this year should be in excess of $2.50 a share which is nearly as much as the $2.64 a share which the company reported for the full year 1940.

Paramount executives yesterday would make no comment on the Wall Street Journal report.

Columbia Outlook Bright As Peak Biz is Maintained

Chicago—Columbia’s business during the last year has been the best in the history of the company and the outlook for the new year is just as bright, according to Abe Montague, general sales manager, who attended the regional week-end sales meeting.

Montague told The Film Daily that the studio was so geared that it keeps four or five months ahead of the originally scheduled program calling for 48 pictures this season. With few exceptions, Columbia has sold every major circuit and independent exhibitor. November and December releases are ready now, he added.

The regional meeting was held over until yesterday when district representatives held individual sessions.

New York—The Columbia showings are: Oct. 10 and the Western session will be held Oct. 24 in San Francisco.

Kramer Business Up 50% In 3 Mos., Says Receiver

Detroit—The first report was filed yesterday in Federal Court by Edgar E. Kirchner as receiver in the Kramer Theater case in which former studio president Ben Cohen and Samuel Shevin sought to reduce rentals and the Kramer family to regain possession.

Kirchner shows 50 per cent increase in business for past three months over same months of last year, with very little increase in payment for pictures.

UTD Buys First Three 20th Century-Fox Blocks

Detroit—First deals for 1941-42 product reported for United Detroit Theaters were closed here by Lester Sturm, 20th-Fox branch manager, for all of the first three blocks sold under the consent decree. Sturm also closed with Butternfly Circuit for second and third blocks of pictures, following an earlier deal for the first block.

Producer-Craft Locals Meeting Called Off

First rumble of discontent against alleged “stalling tactics” employed by the producers was heard yesterday among the delegates of the IA Hollywood craft locals which are in negotiations with the various studio labor contacts.

Producers were supposed to submit counter proposals of their own to the union leaders yesterday, but the meeting was called off without explanation. It was said, but not with much assurance, that there was a meeting scheduled for today. The union delegates were hoping to get an idea of what the producers are doing in the negotiations with the producers on the new contract.

COMING AND GOING

DAVID D. SELZNICK is due in New York today or tomorrow.

ALEXANDER KORDA and MARY PICKFORD arrived from the Coast yesterday.

JAMES R. GAINER flew to Toronto yesterday and is scheduled to return tomorrow.

NORMAN ELSOM of Trans-Lux leaves today for Philadelphia and Washington, returning next week.

GENE AUTRY flies into town yesterday to star at the rodeo.

Y. FRANK FREEMAN is here from the Coast.

HARRY ASHER, PRC franchise holder from Boston, was a visitor here yesterday.

DEANNA DURBIN was in town over the week-end.

FRANK GILLMORE, president of the Associated Actors and Actresses of America, is in Seattle for the A.F.L. convention.

ROBERT BENCHELEY, who just completed a role in “Bedtime Story,” arrived here yesterday from the Coast. He will do a new series of shorts while in New York.

ALICE FAYE and her husband, PHIL HARRIS are stopping at the Waldorf-Astoria Hotel.

WILLIAM GOETZ and SOL WURKEL returned to the Coast yesterday.

VICTOR SAVILLE is in town for a month’s location.

Lester Cowan Considering Producing Films in East

Lester Cowan, who has been busy with his own production company, is considering producing films in the East. His present dilemma is the manner in which to sell “Ladies in Retirement” to the public. In a screening room presentation, Cowan said, there were pleasant listener response, but Cowan failed to make any offers except to the audience that he would discuss a number of picture properties with Gilbert Miller. One property, “Brighton Rock,” may be produced, as a play here and then made into a picture. Miller, who has held himself aloof from the picture industry until his “Ladies in Retirement” was made, plans to take a greater interest in films, Cowan said.

Cowan’s present dilemma is the manner in which to sell “Ladies in Retirement” to the public. In a screening room presentation, Cowan said, there were pleasant listener response, but Cowan failed to make any offers except to the audience that he would discuss a number of picture properties with Gilbert Miller. One property, “Brighton Rock,” may be produced, as a play here and then made into a picture It’s the comedy angle that he will strive for in the selling. Pictures has been booked at the Earlie and Ambassador, Washington; Lafayette, Buffalo; Warner’s, Hollywood, and the Hippodrome, Baltimore.
DASHIELL HAMMETT's
famous story of a guy with a gat...and a gal!

HUMPHREY BOGART
MARY ASTOR

Two-fisted... as in "HIGH SIERRA"
Two-timing... as in "GREAT LIE"

in "THE Maltese Falcon"

GLADYS GEORGE • PETER LORRE
Barton MacLane • Lee Patrick • Sydney Greenstreet
Directed by JOHN HUSTON
Screen Play by John Huston • A Warner Bros.-First Nat'l Picture

"The best mystery thriller of the year!"
— N. Y. Times
is from WARNERS!
NEW YORK—BEST THREE DAYS OF A 2ND WEEK THE ROXY EVER HAD! A PHENOMENAL FRIDAY, SATURDAY AND SUNDAY FOLLOWS THE FIRST TREMENDOUS WEEK IN WHICH 171,115 PERSONS JAMMED THE HOUSE FOR AN ALL-TIME RECORD!

LOS ANGELES—THREE GREAT DAY-AND-DATE RUNS: SMASH! SMASH! SMASH!

TORONTO—2ND WEEK ACTUALLY BEATS THE FIRST—AND FIRST BEAT EVERYTHING!

And Watch For More Reports Like These . .
MILWAUKEE—OUT-GROSSING THE DAY-BY-DAY RECORD OF "SUN VALLEY SERENADE" WHICH WAS BIGGEST IN 3 YEARS!

PHILADELPHIA—THE BIGGEST SUNDAY'S BUSINESS PHILADELPHIA EVER HAD!

PHILADELPHIA—THE BIGGEST SUNDAY'S BUSINESS PHILADELPHIA EVER HAD!

CINCINNATI—FIRST THREE DAYS $2,600 BIGGER THAN "CHARLEY'S AUNT"!

SALT LAKE CITY—SMASHES THE "ALEXANDER'S RAGTIME BAND" ALL-TIME HIGH!

As The Nation's Boxoffices "Keep 'em Flying!"
Selznick Owns 25% Of United Artists

(Continued from Page 1) in a strong position to make its greatest progress, Miss Pickford said, adding that UA was unusually fortunate in having Selznick join the company inasmuch as he could have "written his own ticket" with several other organizations. Selznick arrives in New York today.

United Artists' board probably will meet late this week to act on the selection of a new president. Chaplin, himself, will attend the session. Miss Pickford said the directors had an Eastern man under consideration for the presidency but that active negotiations had not been started.

Miss Pickford said she would not be active in Murray Silverstone's production organization but that she was putting up some of her own money for financing. She arrived here yesterday with Alexander Korda. Korda may go to London after the board meeting.

Capital Parleys to Map Army-Navy Entertainment

(Continued from Page 1) Washington from New York tomorrow to participate in a conference called by Brig. Gen. Frederick C. Osborne, chief of the Morale Branch of the War Dept. to map out a long-range program for Army and Navy entertainment.

Representatives of screen, stage and radio will meet with Army and Navy officers both tomorrow and Thursday on the program. Problems to be discussed include financing, scheduling actors and accommodating entertainments to the adequacy of theaters. Size of the program is indicated by the fact that both Hollywood and the Eastern Division spent more than $20,000 each in one month transporting actors, and incidental expenses for entertainments in camps before maneuvers cancelled the "test show" program.

Cort, Somerville, Fights Award Cutting Clearance

(Continued from Page 1) the Cort's 21-day clearance over the Playhouse, Raritan, to seven days.

The Raritan Amusement Co. had charged that the 21-day clearance was excessive and the arbitrator, Paul Fitzpatrick, upheld the complaint's contentions.

Fred Routland Loses Plea For Columbus Clearance Cut

An award in favor of the defendants has been rendered in the complaint filed by Fred Routland in behalf of the Parsons Theater, Columbus, Ohio. The arbitrator found that the clearance complaint was not unreasonable and that the submitted evidence was not sustained.

Routland, in his complaint, named the five negotiating companies and Neth's Markham Theater as the interested parties and sought to have the 21-day clearance between the two theaters reduced. Arbitrator dismissed the case and assessed the costs against the complainant.

SPG May Vote Thursday On CIO Affiliation

Question of CIO affiliation by the Screen Publicists Guild of New York will again be one of the main topics of discussion at a general membership meeting Thursday night. Debate on recommendation of Screen Guild Council for national trade union affiliation may be climaxd by a vote.

Other affiliates of the Screen Guild Council, the Columbia Office Workers Guild, the Loew-Metro Office Employees and the Screen Readers Guild, have become chapters in the new industry local set by the United Office and Professional Workers of America, CIO, known as the Screen Office and Professional Employees Guild.

Thomas J. Carrigan Dead

Detroit—Thomas J. Carrigan, 55, former silent film star, died suddenly at his home in Lapeer, from a cerebral hemorrhage.

Republic in Large Scale Expansion

(Continued from Page 1) president of Republic production two new stages, six features in til $750,000 bracket, and separate heat for feature film and western production are included in the move. Budgets for feature production will be increased $1,500,000. cigaret and six will cost in excess of $750,000. First of these will be "Be A Star," now scheduled at better than $900,000. High budgets are justified by sales 1941-42 product, he said.

Manpower changes include appointment of Al Wilson as executive producer of all feature. Wilson has been studio production manager. Hiram Brown, Jr., who has been producing serials, takes over the job of executive producer in the consolidation of the western and serial departments. Personnel rearrangement is designed to relieve Siegel who has been in charge of all Republic production in addition to supervising plant improvement costing $75,000,000.

Max Schoenberg becomes production manager with Herbert Mendson assisting.

Siegel said that $1,000,000 has been appropriated for two new sound stages, buildings for the art and research departments, and no character streets. Supervision of this work will be by C. L. Looten.

Siegel also announced a sale to the Union Thalitone which will hold four regional meetings each year in Hollywood, New York, Chicago, and New York. James R. Grainger, general sales manager, and Herbert J. Yates, chairman of the board, complete this board. Initial meeting takes place Oct. 20 in Hollywood with extensions following in the other cities.

Assign Madeleine White To Mono. New York Office

Madeleine White, secretary to W. Ray Johnston, president of Monogram, has been assigned to the New York office as a liaison office between the studio and the East. Miss White moved to the Coast when the home office was shifted West but in recent months has been recuperating from an illness in New York. She took over her new duties yesterday.

WEDDING BELLS

Ruth Rien, secretary to Gus & Eyassell of the Radio City Music Hall, eloped on Saturday with Edward Deutsch, manufacturer. The marriage was performed in New Jersey, and the couple is now on a wedding trip, following which Mrs. Deutsch will return to the Hall.
Bringing Higher O. Scales in Ohio

(Continued from Page 1)

and Toledo, have gone to 30c. The picture business has not yet reached because the state tax.

Charles Raymond, Low district manager, states that the public prefers to pay an additional 12 for two rather than twenty-five good the odd cents change.

Nat Wolf, Warner zone manager, states that he has raised prices in Youngstown, Mass., Mansfield, Sandusky, Mason, Portsmouth and Sidney. In his spots it is a nickel boost. In others, it is just pennies. In all cases, the tax is passed on.

RKO theaters are also upping even prices to round numbers. In some spots this gives the theater an extra penny.

Cooperative Theaters of Ohio, looking for 54 houses in the northwestern Ohio territory, reports that its members are passing the tax on the public.

W. N. Skiver, operating an in circuit circuit of theaters, reports that prices have been boosted only in spots that it feels it is not, and most of the theaters in his circuit are maintaining prices and just adding on the tax.

Cleveland subsequent-run exhibitors have passed on the tax without eating prices.

In Lorain, Mrs. Nezerna Ziegob, up and down the admission price, and eventually to even money. Not a whole kick resulted.

Union Admissions Jump; Dull Average is Five Cents

Alliance, O.—Admission prices at four Alliance theaters have been raised 1c to 20c, with a resulting federal admission tax hike.

Maryville average five cents for adults, plus the tax, according to W. N. Skiver, managing director of Tri-Theaters Inc., operating the group.

In Lorain, Mrs. Nezerna Ziegob, up and down the admission price, and eventually to even money. Not a whole kick resulted.

Canton, Alliance Operators Win Wage Boosts

(Continued from Page 1)

S. Wallace, manager, who is a member of the group of movie houses has announced. New agreements are for one year.

Wage boost was the first in several years for operators here.

Stagehands also benefited by the new agreement, but amount of wage increases was not disclosed.

Canton, O.—New three-year contract, retroactive to Sept. 1, giving projectionists wage boosts has been signed with the members of all nine theaters here. The new pact affects about 45 men. Exten of the wage increases was not made known by theater and union representatives.

Milwaukee Theater Janitors Receive Hourly Wage Increase

Milwaukee Under terms of a three-year contract with Local 134 Building Service Employees' union, now entering its second year, janitors in local houses automatically receive a wage increase of about 9½ cents per hour.

Nick-Weston Lose Plea For Rehearing in Appeal

(Continued from Page 1)

one-time business manager of Local 134, Operators, for a rehearing in their appeal from the conviction on a charge of violating the Federal anti-racketeering act. They each face prison terms of five years and must also pay fines of $10,000 each. The Court of Appeals affirmed the convictions before Federal District Judge John Caskie Collet on Aug. 31.

Counsel for Nick and Weston have announced that they will appeal. The U.S. Supreme Court for a writ of certiorari, to review the action of the Court of Appeals in affirming the convictions of Aug. 31 and now refusing to grant rehearings.

600 "Bomber" Prints Ready for Theaters

(Continued from Page 1)

The latter's sub-committee tackles the radio angle of the war propaganda inquiry, it was indicated here yesterday by Sen. D. Worth Clark, D. Idaho, chairman of the sub-committee.

Clark told the Film Daily that he had not as yet discussed the matter with Sen. Alben Barkley, D. Ky., majority leader.

The sub-committee will seek the answer to the question, "Where do we go from here" later in the week. Clark indicated that he wanted to take no action without first consulting Senators C. Wayand Brooks, E. Ill., and Charles T. W. Obey, R. N. H.

Plans for resuming the hearings still are indefinite, Clark revealed. He said the hearings may or may not resume next Monday, depending on whether Tobey and Brooks will be back in Washington by that time.

They definitely will resume sometime next week, however, he said.

The Senator was equally vague about who will be called when the hearings do resume.

In the meantime, it was learned in authoritative sources the industry plans to ignore Clark's radio broadcast last Saturday. A spokes-

man pointed out that he said nothing new, made no charges that have not already been answered, and that it would be pointless to go on the air to re-answer the attack.

ITO of Ohio Denounces Inquiry as "Un-American"

Columbus—The Senate Interstate Commerce sub-committee's probe of the film industry is denounced as unfair, biased and un-American in resolutions adopted by the ITO of Ohio board, meeting here.

Resolutions say it has become obvious that this is a shameful attempt to smear a patriotic industry with accusations which are unjust and unfounded and intended viciously to inflame and arouse prejudices—racial, religious and political—and to defame and discredit motion pictures and all those engaged in the business."

San Francisco—State Federation of Labor, meeting here in convention, unanimously adopted a resolution offered by Pat Somerset, of the SAG, condemning the Senate's movie quiz as "an invasion of the right of free speech."

Pathe Liquidation Date Set

Final record date on limitation of Pathe Film Corp., has been set for today. Indications are that the company will be liquidated with about one share of du Pont stock for each share of Pathe. District Court is to be made on the date of liquidation.

ANOTHER REPUBLIC FAN MAGAZINE AD

WAVES OF ACCLAIM for a BIG PICTURE

EVEN one of the thousands UPON thousands who HOWLED and chuckled AND cheered Republic's "ROOKIES ON PARADE" IS waiting anxiously for the NEW "service" comedy SMASH from the Republic STUDIOS... Well, it's here — AND advance reports SAY that it tops "ROOKEIES" by A boat-full of LAUGHS, song HITS and ROMANTIC escapades!... THOSE "rookies" are sailing THE seven seas now in "SAILORS ON LEAVE" AND the star— SPANGLED CREW includes SUCH hearts AS lovely SHIRLEY ROSS—who sings THOSE ballads as nobody ELSE can—WILLIAM LUNDIGAN (his

LAUGHS

CINEMA star is rising fast OVER the horizon), and FOR a broadside of roars— THERE'S CHICK CHANDLER and double-talking CLIFF NAZARRO... plus RUTH DONNELLY, MAE CLARKE, TOM KENNEDY, MARY AISNEL, BILL SHIRLEY, JANE KEAN and A flock of handsome. TARS and their sweethearts IN every port!

A REPUBLIC PICTURE

7
All-Industry Group
Up to Allied Board

(Continued from Page 1)
resolution received their endorsements. It appears almost certain that the remaining units yet to vote on unity proposal will give approval, although Connecticut Allied rejected the resolution as a whole. It was rumored yesterday that Connecticut might reconsider its vote and go along with the others.

As much as the third paragraph appears to be a controversial subject, it is reported that the national Allied board will null its possible ramifications when Abram F. Myers, general counsel and chairman of the board, calls the meeting. It is possible that the provisions of the paragraph will be eliminated when the general unity proposal is put into operation.

Other industry sources look upon the debate of the resolution in Philadelphia as a "tempest in a teacup," inasmuch as A. Neal Yamin, who proposed the plan, is now reported to have been misunderstood as to his objections to the program. Myers, in a bulletin issued over the week-end, expressed the gratification of the national officers at the progress thus far and declared that the plebiscite request and termed it a performance "unparalleled in exhibitor history."

With Texas Allied voting by mail, national headquarters expects to have full returns by tomorrow or Thursday.

Myers in concluding the bulletin wrote: "The splendid co-operation of the units in conducting the referendum, the pledge of steadfast loyalty received from all over the country—especially from those who opposed the resolution in convention—and the friendly letters that have passed between the participants in the debate, eloquently attest the fine spirit that prevails in Allied. "Allied's industrious rivals, who are searching for permanent wounds will find not a single scar. Allied emerges from Philadelphia stronger and more confident than at any time in its history."

"The anonymous, but costly identified, 'disloyalty authority,' whose wish is failure to his prediction that 'Allied is on the spot,' will be answerable to his constituents for misleading them and to the heads of the producing and distributing companies (whose agent he is) for attempting to sabotage all constructive endeavors."

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Schenck-Moskowitz
Appeal Up Nov. 10

(Continued from Page 1)

Learned Hand of the U. S. Circuit Court of Appeals. Originally scheduled to be heard this week, the appeals were postponed on the motion of U. S. Attorney Mathias F. Correa who said he was unable to prepare for the hearing because of the pressure of other litigation.

Former Judge Joseph M. Proskauer, chief counsel for Schenck and Moskowitz, gave his consent for an adjournment to the court. Proskauer brought smiles to the three judges of the circuit court when he tartly added, "The Government needs all the time it can get to prepare for this case."

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Rosenberg Will Produce Three Russian Musicals

I. Rosenberg plans to produce six musical features based on Russian peasant life at the Palisades studios in New Jersey. B. Perlov will direct the first of the series which gets under way early next month.

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Revert Canton Case
Awards on Technicility

(Continued from Page 1)

ever, has been given 10 days to file a corrected brief and substitute the proper name of the American Theater's operator. The case will then be considered again on its merits.

Situation is an unusual one, inasmuch as the St. Lawrence Investors, Inc., the real owner and operator of the theater, was not listed. Alec Papayanakos, the complainant, has placed his own name as the operator.

On Aug. 81, RKO appealed from a decision abolishing the 14-day clearance granted to Ogdenburg over the American in Canton.

Metro Shows Two Oct. 21

Trade showings of M-G-M's "Shadow of the Thin Man" and "Two-Faced Woman" will be held Oct. 21. Except in Philadelphia, the pictures will be double-screened in all exchanges on that date.

Metro's "Thin Man" will be screened in the morning and afternoon of Oct. 21, with the same procedure next day for "Two-Faced Woman."

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MP TOA's Reaction
To Unity Proposal

(Continued from Page 1)
out the country than any scheme a new high command that is likely to create issues rather than solve them. Such an examination of the problems and the devising of a practical solution of our difficulties would be freed from exhibitor organization jealousies and traditional prejudices, not plunged into handcaps at its inception, and merely used for stirring up exhibitor interest in any organization spokesmen.

"Nevertheless, MP TOA will continue to work for rights principles and a better standing throughout the industry, to alleviate and prevent injustices, for joint effort to improve our business and protect the exhibition against unfair attacks, and to give the dignity and standing it deserves. We are prepared to co-operate fully with any group sincerely interested in advancing the industry."

"The probable end of the content disposal issue, the important trade problem largely involved by the decree that will plague the business, the war emergency, the huge tax burden which are certain to drastically affect our business in the immediate future, the urgent need for co-operation on national defense activities, the conflict of Government regulation by legislation, taxation, and litigation, all cry out for a unification movement and a real effort to find a peaceful way to improve the business from within.

RKO Signs Circuit Deals

The R. E. Martin circuit of theaters in Idaho and Utah signed for RKO's first two gross of five pictures. The Joe Lawren circuit with 11 theaters in Montana, Idaho and Utah also has signed the first two packages.
**Wbast Corp.**

The Corp. had serious

**WB WON'T SELL IN MINNESOTA—SEARS**

Branch Warns on Tax Threats and Senate Probe

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**Neely Divorce Bill “Possibilities” Held Attention of Senate Witch Hunt’s Chairman**

Washington—Sen. D. Worth Clark, D. Idaho, chairman of the Senate Interstate Commerce sub-committee conducting an industry witch hunt, is “looking into the possibilities” of the Neely divorce bill, now buried in Senate Judiciary sub-committee headed by Sen. Harley M. Kilgore, D., W. Va., it was learned authoritatively last night.

The Neely divorce measure was referred to the Judiciary committee because its sponsor, now West Virginia’s Governor, then was a member. It was pointed out last night, however, that the measure more logically might have been referred to the Interstate Commerce committee of which Sen. Burton K. Wheeler, D., Mont., and other proponents of the present witch hunt are members.

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**Selznick Appoints Lawrence as Rep.**

Laudy Lawrence, for many years M-G-M’s general manager in Europe, has been appointed David O. Selznick’s special representative in the distribution of his United Artists releases. Lawrence, who is a recognized authority on film distribution, starts his new duties immediately and will make an extensive survey of the American market and the available world markets.

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**India Will “Freeze” 50% of Remittances**

Foreign managers were advised here that the Government of India is planning to freeze 50 per cent of the remittances to distributors, while information was lacking, it is expected the aid of the State Department will be enlisted.

According to estimates, annual revenue of major companies from India is approximately $2,000,000.

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**Seek Settlement Approval In Fox Theas.-W. Fox Case**

Approval of a final settlement of the dispute between the trustees of Fox Theaters Corp. and William Fox was sought yesterday in an application filed by Leopold Porrino.

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**Indian Lodge Can Have Serious repercussions, Declares Michigan Allied’s Prexy**

Detroit—A dual warning that the industry faces the prospect of oppressive Federal taxation and that a present Senate Interstate Commerce sub-committee war film propaganda and monopoly inquiry “can involve very serious repercussions on the entire industry” was voiced here yesterday by Prexy Ray Branch in dressing Michigan Allied’s convention.

Branch, commenting on th. heavy

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**Ill But Two Toledo Theaters Up Prices**

Toledo—While only the Esquire, downtown house, and Savoy, a nabe, continuing with unchanged admission, Toledo exhibs. generally have raised ticket prices as a result of the federal tax. The Paramount’s prices are 29 cents to 1 p.m., 35 cents to 6 p.m., 47 cents after 6 p.m. This (Continued on Page 3)

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**Dumbo” Will Premiere at Broadway on Oct. 23**

Walt Disney’s “Dumbo” will premiere Oct. 23, at the Broadway Thea., where his “Fantasia” is now its eleventh month, it was jointed (Continued on Page 4)

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**Spanish Distrib. to Seek U. S. Product**

Francisco Hidalgo Pena, managing director of Procinas, Spanish producing and distributing company, arrives here this week from Havana to negotiate for American product for distribution in Spain. Pena has just closed a deal with Selectiones Capitolio in Havana by which Procinas productions will get Cuban distribution. It marks the initial Latin-American move by the Spanish company.
RCA's Zworykin to Get Rumford Award Tonight

Dr. Vladimir K. Zworykin, associate director of the RCA Laboratories and inventor of the iconoscope and kinescope which made electronic television possible, will receive the Rumford Award from the American Academy of Arts and Sciences at its annual meeting tonight in Boston.

Consisting of two medals, one gold and one silver (which was awarded posthumously), Dr. Zworykin in recognition of his work in developing the RCA electron microscope.

 Expect Paul Nathanson To Head Empire-Universal

Toronto—Subsequent to the resignation of Oscar Hanson as president of Empire-Universal Films, Ltd., J. R. Grainger, president of Republic, has been named by him as successor of the company which has the Republic franchise for the Dominion. Grainger left last night for New York.

No change has been announced in the personnel of Empire-Universal but it is anticipated that Paul Na-
thanson, vice-president, will move up to the presidency while Alfred W. Perry, general manager, is in line for promotion to vice-president. Perry is expected to return immediately from an inspection trip to branches in Eastern Canada to the Atlantic Coast.

Hear Holt Estate to Pay $10,000,000 In Death Tax

Toronto—Estate of the late Sir Henry Holt, who left New York for Paris last week, is to be FPC and associated with Lord Beaverbrook in film industry investments in Great Britain will yield approximately $10,000,000 to the Canadian government in death du-
three-year MEXICO the post-office Par.

"U" Deal With FWC To Run Three Years

West Coast Bureau of THE FILM DAILY

Hollywood—It is reported that Re-

p, a film made for $900,000, has sold to Shubart for $150,000 in Hollywood.

Having played to 227,629 paid ad-

missions in its first 10 days at the Roxy. "A Yankee in the R.A.F." starts third week Friday.

Welles Signs Dolores Costello

West Coast Bureau of THE FILM DAILY

Hollywood — Orson Welles has signed Dolores Costello Barrymore for the role of Isabel Amberson Min-
fair in Booth Tarkington’s "The Magnificent Ambersons." Filming starts Oct. 20 after two weeks of rehearsal.

Ritchey Sets Monogram Venezuelan Distribution

Monogram product will be di-

tributed in Venezuela by Carcel & Muro under an exclusive contract closed with Norman V. Ritchey, vice-

president in charge of foreign di-

tribution, who currently is touring the Latin-American countries, Carcel & Muro also represent Para-

mount and United Artists in the ter-

ritory.

Ritchey also reported that he had appointed Marchena, Moron & CIA to act as Monogram distributors in Venezuela. Ritchey leaves for Caracas today for Rio de Janeiro and Buenos Aires.

"Hamilton Woman" Setting Records in Many Countries

New records are being set by "That Hamilton Woman," in many widely separated countries, accord-
ing to Walter Gould, U.A.'s foreign manager.

Film has registered in an unprece-
dented manner in Sydney, Austra-

lia, Johannesburg and Durban, South Africa; Rio de Janeiro and Sao Paulo, Brazil; and Buenos Aires, Argentina.

Thien Clearance Hearing Continued to Tomorrow

St. Louis — Arbitration of the clearance complaint filed by Victor Thien, owner of the Palm Theater here has been continued until to-
morrow. Thien complains that the Palm must follow the Union The-

ater by 25 days, while the Aubert, a third-run house with a lower ad-

mission price, has seven days clear-

ance over the Palm.

Screen 'They Must Be Told' For Regents Tomorrow

Albany, N. Y.—Committee of the Board of Regents voted "They Must Be Told," in New York tomor-
row on appeal from its rejection by the state censorship board.

Appeal is by Cinema Service Corp., through Joseph Seiden of New York City. Final determination is ex-
pected in Albany next week when the board convenes.

Mayor Suggests 50% Cut In N. Y. City's Sales Tax

Reduction of the New York City sales tax to a flat one cent per $1 was advocated yesterday by Mayor LaGuardia in an emergency session to the City Council. Present levy is two per cent.

Ratoff to Make "Trinidad"

West Coast Bureau of THE FILM DAILY

Hollywood — Gregory Ratoff will direct "Trinidad" for Columbia.

John F. Morrissey Dies

John F. Morrissey, 59, stage character actor, died yesterday at the Hospital for Joint Diseases.

COMING AND GOING

LOUIS B. MAYER and HOWARD STRICKLIN are at the Hotel Fours.

DAVID O. SELZNICK, LAUDY LAWRENCE and VAL LEWTON arrive tomorrow from Hollywood.

ROBERT SCHLESS, foreign department execu-
tive at Warner Bros., has returned to hics-

ce home.

ANN CORIO has returned from Hollywood where she recently completed her role in PRC's "Brotherly Love."

TERRY TURNER, head of RKO's exploitative staff, has returned after a three-week tour.

WALT DISNEY arrives in Panama City Oc-

tober 14 for the opening of "Fantasia."

A. A. SCHURBART, RKO manager of exchange operations, has returned from the South.

BEN SHLEYN, trade paper publisher, is in town.

HUTTON RITCHIE leaves Caracas today for Rio de Janeiro.

RALPH BRANTON returns to Omaha today.

JUDY CANOVA, KEN MURRAY and his wife and MRS. JACK KIRKLAND arrived on the Coast yesterday by TWA strato-liner.

LOUIS DE ROCHEMONT and WESTBROOK VAN VOORHEES, March of Time commentaries have returned from Toronto.

FRANCISCO HIDALGO PENA, Spanish film director of this week via Caba in quest of U. S. product.

MORRIS JACOBS of Strand Amusement Bridgeport, is back from a vacation in the Catskills.

PRESIDENT JAMES C. GRAINGER of Republic returns from Toronto today.

ROBERT BUCKNER, Warner Bros., associate producer, is here from the Coast to look at all the shows and hold final conference with George M. Swall on the cast of "Hamlet's." MAURICE "RED" SILVERSTEIN and MRS. SILVERSTEIN, the former Betty Bryan, lean for Syracuse Friday.

Showdown Brewing Over Craft Locals New Pact

Studio representatives conferred yesterday at their respective home offices over the counter-proposals that will be made to the Hollywood craft locals.

The union delegates, here to nego-
tiate a new contract, are being asked over the delay on the part of the producers. A showdown is brew-
ing over the producers' demands over the willingness to deal with the in-
dividual unions rather than with the International, it was said.

Blackout in Wilkes-Barre

Wilkes-Barre, Pa.—A trial black-
out will be held in this area Friday

Happy Birthday To You

Koben Mamoulian

Daniel P. O'shea

Edythe Chapman
Warners Won't Sell in Minnesota—Sears

(Continued from Page 1)

Detroit — Opposition to such legislation as the Minnesota anti-block law was expressed here yesterday by Ray Branch, Michigan Allied president, addressing the unit's convention. Branch expressed the view that some Minnesota houses as a result could not sell product more than a month ahead.

The distributors' application for a restraining order was thus defined by Gradwell L. Sears, counsel chief. It was the first distributor pronouncement of policy.

Sears disclosed the Warner attitude in reply to a telegram from E. Mortenson, publisher of Greater Amusements, Minneapolis, Inc., a paper, in which Mortenson pointed out that trial of the case by the merits may be a long-drawn affair, that already many "A" and subsequent-run houses in the larger Minnesota cities face early closing due to product shortage and that "disaster and possibly bankruptcy threaten many exhibitors who were and are opposed to the Minnesota law."

Mortenson's Telegram

The Minneapolis publisher wired: You must not permit one theater, the state to close due to lack of product, and that Warner counsel and company executives meeting to decide upon a course of action.

In his reply, Sears denied that such a meeting was held and said that he does not propose to attend, asserting "Whatever course of action decided upon by this company as to its future course of business in Minnesota will be done independently and without meeting anyone.

Sears continued: "We are disappointed in this ruling by the court but this has not changed the advice of our counsel that such legislation is unconstitutional and since this ruling is merely a preliminary ruling we feel we must be guided by such advice until a final ruling is made by the highest court and pending such ruling we feel we must conform to our national methods of distribution as approved and laid down by the Federal Government in the consent decree."

"We sympathize with all exhibitors in Minnesota who are confronted with the drastic situation caused by your wire. However, as a national institution doing business in 48 states and territories we cannot survive if we do not do business in 48 different methods and at the same time conform to those principles laid out by our Federal Government controlling interstate commerce."

"Vitagraph, Inc., deplores its loss of revenue and more particularly its loss of public response to its great new season's attractions, but the responsibility is not Vitagraph's but lies at the door of that exhibitor group who sponsored this legislation."

Similar telegrams were received by other distributors here, it was learned yesterday.

Rogers, Agnew Out of Town

At Metro, it was said that the wire had been referred to W. E. Rogers, now in San Francisco, for attention. Neal Agnew, Paramount sales chief, also was out of the city yesterday. At 20th-Fox, it was said that, while no telegram had been received, exes, and counsel were conferring and the company's course of action probably would be determined by Friday.

N. W. Allied Holding Back On Anti-S Enforcement

 Minneapolis—Legislative Committee of Allied Theater Owners of Northwest meeting here yesterday decided to take no action toward seeking immediate enforcement of Minnesota's new anti-block-of-five law, constitutionality of which was sustained by Judge Hugo Hanft in St. Paul District Court on Saturday. Owing to the length of the decision and the many cases cited in it, members of the committee agree it would be best to give distributor plaintiffs in the action, which seeks to nullify the new law, time to study it thoroughly before making any move.

Distributors who sought to knock out the law have called David Shearer, Minneapolis attorney who handled their case here, to New York to discuss further steps, which may take the form of an appeal to the State Supreme Court. Moe Levy, district manager for 20th Century-Fox and L. E. Goldhammer, district manager for RKO, also have been called to the home offices of their respective companies, indicating the plan of action is to be dictated from New York.

Northwest Allied's legislative committee will meet again probably in a week to determine what steps are to be taken by the organization in case the distributors have made no move by that time. Harold Field, committee chairman, was out of the city Monday and yesterday and unable to attend the preliminary discussion session.

One for the Gals

Cleveland — Here's one for the girls: "Man Hunt!" was dappled with "Here Comes Happiness," at the Knickerbocker Theater.

William LUNDIGAN • Shirley ROSS

CHICK CHANDLER • RUTH DONNELLY • MAE CLARKE
CLIFF NAZARRO • TOM KENNEDY • MARY AINSLEE
BILL SHIRLEY • JANE KEAN • DIRECTED BY ALBERT S. ROGELL

Buck N. S. Defense Bonds
Loew's Franchise
With M & P Valid

(Continued from Page 1)

cial assistant to the Attorney General.

The court's ruling upset an opinion
of the Department of Justice which
held that the franchise was not made
prior to June 6, 1940, and was there-fore
barred by the decree. Loew's succeed-
ning next week. A committee
contended under Sec-
 tion 15 of the decree, which
provides that the provisions of the decree
are not applicable to franchises signed
prior to June 6, that the franchise
pre-dated the decree.

On argument no question
was raised as to the legal construction
of Section 15. The sole issue was
a question of fact as to whether the
franchise had actually been entered
into prior to the June 6 date.

AFL Decides Next Week
On George Browne Course

(Continued from Page 1)

Executive Council, probably will be
decided next week. A committee
report on the recommendation is
expected to be made to the Federa-
tion at that time. If the number
was cut, Browne could be ousted,
gracefully, by merely failing to re-
nominate.

However, Browne is not without
his staward defenders, and that the
Federation will give him the boot
by no means certain.

"Dumbo" Will Premiere
At Broadway on Oct. 23

(Continued from Page 1)

ly announced yesterday by Ned E.
Duffy, manager of the Loew's
Theaters.

Following the premiere, a society
benefit affair, "Dumbo" will be
presented at a continuous run policy.
"Fantasia" is scheduled for early
national release.

WEDDING BELLS

Pittsburgh, Pa.—Harry Feinsten,
buyer for the Warner Theaters in
the Pittsburgh zone, has just an-
ounced his engagement to Sylvia
Fuerest, radio's Jeanne Abby.

Chicago—Marriage of Irene Par-
cell and Howard Johnson, Jr.,
manufacturer and sportsman, is an-
nounced.

Mr. and Mrs. Joseph F. Reed, of
the Bantam and Washington, Conn.,
thweaters, attended the wedding of
their son, Joseph Reed, Jr., who
assisted at the theaters during the
Summer at the Hollywood Studios of
Loew's, Mass., at the Harvard Church,
Coolidge Corners, Brookline. The
copue are honeymooning at Booth
Bay Harbor, Me.

Miami — Elizabeth Rosenkranz,
Capitol cashier married Harry Rosen-
emberg in Lexington, Ky.

· · · BEFORE "A Yank in the R.A.F.," began flying around the
· · · country—a process which might be called currently "turning the keys" to
· · · open the cash tills of houses for real profit—this corner averred that
· · · the said "Yank in the R.A.F." would be a "Pull in the Theaters.
· · · Well, just as predicted. it is...... Turnstiles in the big stands are click-
· · · ing away with virtually the frequency of aerial machine gun fire.......
· · · Already it has proved itself an immensely powerful pop pic whose ap-
· · · pearal is as intersectional as the pigskin pastime.... Along the Atlantic
· · · Seashore, in such situations as New York, Boston and Philadelphia, the
· · · pull of the "Yank" has been terrific..... On the West Coast, it's a similar
· · · story.—for witness the Los Angeles and San Francisco returns....
· · · Yes, and as they say in the realm of mathematics, "the product of the
· · · means equals the product of the extremes"..... The "Yank" has been
· · · just as spectacular a magnet in the "means" sectors, such as Toronto,
· · · Cincinnati, Milwaukee, Dallas, Denver, and Salt Lake City..... It all
· · · adds up to one inescapable conclusion, namely, that what the R.A.F. is
· · · doing to blast their adversaries, "A Yank in the R.A.F." is doing domesti-
· · · cally to blast b.o. adversity.

· · · ACKNOWLEDGING that he and the trade press
· · · scribes had "a little unfinished business," Gregory La Cava and
· · · the boys did a bit of glass-tilting yesterday afternoon at the 21 Club.
· · · Among those who flipped the chillier exteriors of the beverage
· · · containers, and quaffed the chilli interiors, were Nate J. Blumberg and
· · · Mrs. Blumberg, Grantland Rice, John O'Connor, Pegion Gib-
· · · son, Lucita Beebe, Sam Machnovitch, Joseph H. Seidelman.....
· · · Morris Alin, C. D. Prutzman, Jack Alicote, Randolph Scott, Dan
· · · Kelley, Fred Meyers, Jules Lapidus, Dave Garber and Mrs. Garber
· · · John Joseph, F. T. Murray, J. J. Jordan, B. K. Kreisier,
· · · Lou Pollock, William J. Heineman, E. T. Comerwall.....
· · · Lorney Goodkind, Adolph Schimel, James Dunn, Lloyd Seidelman, Andy
· · · Sharick, Hank Linet, Marion Orford..... Ruth Morrow, Jules
· · · Levey, Mitchell May, Jr., Whitney Bolton and other members of
· · · the trade and metropolitan newspapers, syndicates reps, etc.....
· · · It was a brilliant cocktail occasion.

· · · STUFF:..... Patrick S. McMahon, operator of the State
· · · in New Britain, Conn., was guest of honor at a bachelor dinner at the Red
· · · Quill Inn, with several Meadow Street film men and exhibs. attending.
· · · An M-G-M short, "Collins On Wheels," will receive the David
· · · S Beyer Memorial Award at the annual dinner of the National Safety
· · · Congress in the Stevens Hotel, Chicago, toalse, as the pic most effective-
· · · ly encouraging safety on the nation's streets and highways.....
· · · Darn handy those key-rings Leon (RKO Radio) Bamberger sent theatremen
· · · along with the promotional on "All That Money Can Buy," new Askayo
· · · opus..... Winfield R. Sheekan, who is in town, will furnish most of
· · · the sugar to back "Friend for a Nickel," it's said....

· · · HORNE OF PLENTY:.... Hal Horne Organization
· · · is building rapidly to a permanent promotional field force, of 40
· · · men from the present 33, which'll top all such forces in industry
· · · annals, at least since sound's advent.

· · · LAKE VIEW:.... Paramount capped the cover of the
· · · current issue of Cosmopolitan with a nutty painting of Veronica Lake.
· · · star of "Sullivan's Travels".... There SHOULD be more Lakes like
· · · that for all travelers.

Cites State's Rights
In "Anti-S" Decision

(Continued from Page 1)

t the text of the full 29-page finding
and

"Until Congress acts, and they not done so to date, to regulate a motion
picture industry, Minnesota has a wide range of power to do
although interstate commerce may be affected," Judge Hanft held.
"The act does not unduly burden interstate commerce."

The court points out that the a
not originate from conditions
peculiar to Minnesota but grew out
of a long-standing nation-wide
as a

"died in,
and then goes on
say:

"In a position now to dominate the business by virtue of their in-

dividual powerful organizations at

vested holdings, it would tax the
credibility of this court to the break-
ing point to assume that the eight
major producers, of whom six or

plaintiffs in these actions, would

use their complicated structure,
but would lay aside profit consid-

erations and distribute their war

singly in the interest of the pub-

lic and impartially as between in-

dependent exhibitors and those theat-

ers owned or controlled by the produce

distributors. The mainspring mo-

tivating the independent exhibitors
is also the profit angle but he in

pigny compared with the eight major producers."

"We have held that freedom of

copyright is a qualified and not

absolute right. There is no au-

thority to do as one wills to con-

tract as one chooses," the di-

cision also asserts. "Whether en-

actment of a law is wise or unwise

whether it is based on sound eco-

nomic theory, whether is it the be-

means to achieve the desired re-

sult, are matters for the J udge of

the legislature."

"The legislature is primarily the

dejudge of the necessity of the law.

The constitution does not secure

any one liberty to conduct his busi-

ness in such fashion as to inflict

injury upon the public at large and

upon any substantial group of peo-

le."

"It is not a denial of due process

to adjust legislation to meet a la-

cal situation resulting from busi-

ness practices and superior econ-

power, even though the advantage

and power are largely due to the

facts persons affected to business

other states."

STORKS!

Appomattox, Va. — John Curti

Calwell, manager of the Lee The-

er passed around cigars on the bir-

of a baby boy.
**Lee Calls on Exhibs. to Interpret Trade’s Ideals as Answer to Senatorial Witch Hunt**

Dorothy—C. F. Lee, Para.’s director of public relations, addressing the Michigan Allied convention here yesterday, called on U. S. exhibitors to interpret the character, ideals and motives of the industry as an answer to the Senate Interstate Commerce sub-committee’s propaganda-monopoly witch hunt.

“We must continue to believe in and express ourselves in favor of Americanism with the same fervor and energy as does the fanatical propagandist of anti-Americanism,” Lee declared. “Equally with industry leadership the exhibitors must shoulder the responsibility of interpreting to the world the motives and conduct of the institution of the motion picture. Together they give to this business its personality and its very good character.”

**Seek Settlement Approval In Fox Theas.—W. Fox Case**

(Continued from Page 1)

and Kenneth P. Steinrich in the N. Y. Supreme Court.

Under its terms Fox would pay the trustees $25,000 and would drop his claims totaling $7,000,000 against the company. The trustee on their part would agree to discontinue all proceedings against Fox in which they would seek to obtain substantial judgment against him running the millions.

In support of their application for judicial sanction of the settlements, it is alleged that the result of the lawsuits is money to Fox. What is the result of the agreements would throw $85,000, now held as a reserve against Fox’s claims, into the general funds available to creditors.

**Johns Fidzall Office**

Ruth Scherwin has joined the Tom Fidzall office.

company to announce program of 36 pictures and be able to complete every picture in its first production new in motion picture business.”

G. W. Erdmann, general counsel of the Cleveland MPEA spoke briefly favoring unity.

But 1 of 13 Allied Units Rejects Unity Plan Entirely

With 13 Allied regional associations having voted on the resolution for a national joint committee, nine have approved the proposal in its entirety, one has okayed it with reservations, two have approved it with the elimination of one paragraph and one has rejected the entire resolution.

Units that have approved the plan in its entirety include those in Illinois, Maryland, Western Pennsylvania, District of Columbia, Ohio, Wisconsin and Upper Michigan, the Northwest, Indiana and the Western States.

New Jersey Allied gave its approval with certain reservations that would protect Allied as a whole, while Eastern Pennsylvania and New England regions asked for the elimination of the paragraph calling for the consideration of protection for the permanent national organization. Allied of Connecticut voted against the proposal. Texas is voting by mail.

**Arthur W. Kelly Elected A Director of the MPPDA**

(Continued from Page 1)

the board held yesterday at the Fox Office. Kelly replaces Murray Silverstone as the company’s rep.

While there was no confirmation, it is understood that the board discussed the British remittance negotiations. In progress for some weeks; considered various phases of the Fox tax problem.

Y. Frank Freeman, president of the AMPP, attended the meeting. Others present included: Will H. Hays, MPPDA president; Barney Balaban, Nate Blumberg, J. Cheever Cowdin, Jack Cohn, Gorge Bertweck, Ben Bermuda, George Hatrick, W. C. Michel, and Joseph Hazen.

**Branton Cold to Ia. Unit Move to Include Circuits**

(Continued from Page 1)

braska as has been proposed, Branton said in New York yesterday the plan whereby the independent association of exhibitors advantages might be completed this winter if one large national organization could be created.

In the United States was opposed to having two national associations, indicating that harmony in the industry cannot be achieved until all exhibitors are brought in under one banner.

**Film Alliance Pix Will Be Released by Astor**

Completion of a deal whereby Astor Pictures Corp. will take over for national distribution all features handled by Film Alliance of the United States is announced by Bob Savini, Astor producer.

Deal includes 25 feature pictures, some of which have been released. Next of the former Film Alliance properties to be released by Astor will be “Death at the Broadcast,” which opens at the New York Theater, Broadway, on Monday.

It is understood that Film Alliance will be dissolved.

“Texas” Into Loew’s State

Columbia’s “Texas,” will open at Loew’s State on Oct. 16.
“Never Give a Sucker An Even Break”
with W. C. Fields, Gloria Jean, Leon Errol
(HOLLYWOOD PREVIEW)
Universal 70½ Mins.

GREAT COMEDY FULL OF HOKE
ANDFeatured BY RIOTOUS CHASE
SEQUENCE GIVES FILMS CORKING ROLE.

For those picture-goers who like W. C. Fields—and this reviewer most assuredly does—“Never Give a Sucker an Even Break” is going to prove a highly entertaining adventure. But to audiences who buy tickets to this, expecting to see something orthodox in movie-making, it is apt to be a disappointment. Technically, it is too long, badly cut, and the characters—with the exception of Fields and Gloria Jean—are not sustainable enough through the running time to give any of them a chance to show to good advantage.

For Fango fans, W. C. is there in all his mumbling glory. Pure hoke fantasy, the script does nothing but offer the star a chance to go through his well-known and immutable—but well-worn—stock routines. The belly laughs, particularly in those auto driving scenes where Fields is rushing what he believes is an expectant mother to a hospital, are long and so solid that any dialogue among these sequences would be wasted. Under the fast and fawky character scenes have never before been filmed even in the heyday of slapstick.

Gloria Jean is not permitted to sing a great deal, which is probably a mistake. Second comedy honors go to Franklin Pangborn and a dour comic of no mean ability named Dave Willock, who has been recruited from radio for this. Their turn as director and his “yes-man” assistant, is classic and cruel satire on the megging trade.

Director Edward Cline has milked just about all the laughs possible out of this script and if it was laughs he was after—he got 'em. A decided asset to this weird yarn is the set, which in thorough keeping with the story, is a credit to Art Director Jack Otterson.

The plot is a bit too involved to synopsise here. It has to do with a picture star (Fields) attempting to sell a story to Director Franklin Pangborn. It proves so out of the ordinary that the director turns it down and forbids the actor-writer to return to the lot. The major portion of the picture shows the story as Pangborn reads it. Most of the characters play themselves.

If your audiences like Fields—they'll go for this in a big way. If you book it anyway—they'll get their money's worth of laughs even if they hate him.


CREDS: Director, Edward Cline; Screenplay, John T. Neville and Prescott Chaplin; Author, W. C. Fields; Cameraman, Charles Van Veck; Art Director, Jack Otterson; Film Editor, Arthur Hilton.

DIRECTION, Good. PHOTOGRAPHY, Good.

“Texas”

CREDS: Producer, Samuel Bischoff; Director, Howard Hawks; Cameraman, Leon Shamroy; Editors, Richard Halsey, Vincent Lawrence.

“Moonlight In Hawaii”
with Johnny Downs, Jane Frazee, Leon Errol, Mischa Auer, Richard Carle.

CREDS: Director, Rene Clair; Cameraman, William Daniels; Editors, Thomas Clark and George Krenz; Sound, Charles C réussantes. (HOLLYWOOD PREVIEW)
Universal 61 Mins.

LIGHT, DIVERTING ROMANTIC MUSIC COMEDY WITH APPEAL TO YOUTH BLOOD MUSCLE.

Accent of this romantic musical comedy is on those three ingredients, with the added asset of youth. It is to the younger blood that the footstep will call the most appeal because of its jitterbug flavor gained from rug-cutting, cappers and boogey-woogie tunes mingling with the more plaintive melodies indigenous to Hawaii.

Yarn relates how Johnny Downs has grabbed a job as tour guide to widow Marjorie Gateson who is accompanied to the Paradise pacific by a bevy of nieces, Mary Lou Cook, Elaine Moyer, and Edith Russell. When some of these are seized by the won’t stay away baddies with whom he sings in a quartet. Comedy, for the most part, springs from Leon Errol, a pineapple canny, and his crony Richard Carle, pineapple planter.

Their friendly enmity breaks up a golden opportunity for the quartet to shine under Errol sponsorship on the radio. When the croons scrap, there is much intrigue, in a typical musical comedy fashion, to get one or the other to put the quartet under contract. Channel to effect this is to get one or the other to miss the moves of Marjorie Gateson, so she can finance them. At finale, Mischa Auer weds the quartet, and the other is reconciled after a plethora of minor love affairs are required; and the quartet gets its booking; and Johnny Downs wins the easy-to-look-at Jane Frazee.

Romance in the proceedings is spread so wide it is thin, but, withal, satisfactory. The music score is a highlight. This embraces several numbers in which the Merry Macs turn on the rhythm heat, such as “Moonlight In Hawaii,” “All For One,” “Aloha Low Down,” and “Hawaiian War Chant.” The last is a principal in the cast of features. It’s performed by the Downs-Frazee combo, which is earmarked for popularity.

The story is light, lifting, but scarcely rousing entertainment. Charles La- mom’s direction is neat, and the photography by Stanley Cortez is solid. Diverting is the word for “Moonlight In Hawaii.”


CREDS: Associate Producer, Ken Goldsmith; Director, Charles Lamont; Cameraman, Stanley Cortez; Music by Gene De Paul; Lyrics, Don Raye; Art Director, Jack Otterson; Film Editor, Arthur Hilton; Sound Supervisor, Bernard B. Brown; Sound Recorder, Joseph Lapin; Dance Director, Larry Caballos; Assistant Director, George Thom- as, Jr.

DIRECTION, NEAT. PHOTOGRAPHY, Solid.

“Bomber”
Motion Picture Committee Co-operating for National Defense
8 mins.

Corking Reel.
A swell reel produced by the Office for Emergency Management Film Unit in its series of “defense shorts” on film. The reel boasts an eloquent commentary written by Carl Sandburg and ably delivered by Thomas C. Clark, the tenor simple one, showing the constructs of the B-26, one of the Army’s craziest gadgets, flown by Glenn L. Martin in Baltimore.

Reel is handled in best documentary manner with commentary abounding, musical score giving dramatic depth to the scenes.

Sandburg sums up the construction of the sleek shiny giant of the future with “Humanity with all its fears, all its hopes of future, hanging breathless on thy fate!”

“A Letter From Home”
United Artists 16 mins.

Excellent Short.
Of all the short product which has come out of Britain during the current conflict, and dealing with the country’s resolute resistance, “A Letter From Home” is certainly one of the most impressive as well as informative of civilian conditions at morale there. This film is convincing for the reason that it is so convincingly made. Here is a short which shows life as it seemed endearing. A short which made in America a letter written them. It is from their mother in England. She tells in a matter of fact way how she spends the day. But there is much between the lines.

The scene then shifts to Britain and the action corresponding to the letter’s sentences shown. The audience sees civilian behavior under all rigid transportation and food short ages; what mealtime is like; the leveling of class consciousness in the common effort; to endure until victory; and the role of women in fighting fire. Celia Johnson has the role, and the photography is by John. Cox. Carol Reid’s direction is skillful.

Production derived from a distribution to the British Government for dis- bursements among various war effort organizations.

Young, Organist, Dead
Milwaukee—Elbert Young, 85, former organist at the Wisconsin Riverside and Uptown theaters, dead.
CONSTANT VIGILANCE

RIGID laboratory control, with critical tests all along the way, sees to it that every foot of Eastman negative film contributes its full quota of high quality and unvarying uniformity. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors
Fort Lee  Chicago  Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
I am sure the four-lane road which leads to the densely populated kingdom known as Broadway is paved in after-dinner speeches. LOUIS NIZER, an outstanding exception. He is a genius but the kind of brilliant interpretation that is exemplified over and over again in THINKING ON YOUR FEET.

Fannie Hurst

THINKING ON YOUR FEET is an extraordinary, exciting book which by its vast spiritual horizon transcends the author's chair to embrace the significant problems of our time. The hours which I spent reading this book were stimulating. . . , and I do not doubt the American public will give it a most comprehensive and gratified reception. . . .

Thomas Mann

As Goethe said, the poems of "circumstance" are the best because they are the only ones taken directly from life. Each one of Louis Nizer's addresses is a "poem of circumstance": a real poem in prose which unites the passing moment to something which does not pass, which binds the fugitive incident to eternity. This is a great book, it is an enchantment.

Maurice Maeterlinck

From its silent pages rises a fascinating eloquence retaining an amazingly human and vibrant quality that may well inaugurate a new school of expression! It is one of those exciting adventures in thinking that one meets all too rarely these days; an adventure that you may never experience if you miss THINKING ON YOUR FEET. It will conquer you. . . .

Pierre van Paasen

Would you like to meet some interesting folks? Say Albert Einstein, Walter Winchell, Fiorello LaGuardia, Eddie Cantor, Jim Farley, then let LOUIS NIZER present them to you. He is one of America's distinguished legal scholars, and also one of America's distinguished toastmasters. His is a good book. Almost every one will like it. . . .

Marquis James

LOUIS NIZER is my candidate for any All-American-Team made up of men who know how to think standing up or sitting down or on a sofa, and he can say what he thinks with a brilliance which is breath-taking. I have seen and heard him do it. THINKING ON YOUR FEET reflects this quality on the printed page. . . . Gabriel Heather

NO BOOK in many years has been greeted with such enthusiastic applause — by two Nobel Prize winners (Thomas Mann and Maurice Maeterlinck), by a double winner of the Pulitzer Prize (Marquis James), by the author of a best seller for two years (Pierre Van Paasen), by one of the world's greatest publicists (Bruce Barton), by one of the world's most widely-read writers (Fannie Hurst), by a leading exponent of the art of speaking (Gabriel Heather), and by the Book of the Month Club, which has recommended it. As publishers, we could not fashion higher praise.

Note: An autographed copy of THINKING ON YOUR FEET will be mailed postpaid upon receipt of your check for $2.50. Address: Dept. B Liveright Publishing Corp., 386 4th Av., N. Y. C.
CLEAR MAJORS IN BROWNE-BIOFF CASE
Michigan Allied Votes Approval of Unity Plan

Hudson Presents Plan For Institutional Publicity for Pictures

Detroit—Michigan Allied's board of directors strongly approved the unity action of the national Allied board in the only resolution passed at its meeting here yesterday. Every speaker on the program stressed the unity idea with varied emphasis.

Abram F. Myers, general counsel
(Continued on Page 4)

AID to Survey Sales Policies Under Decree

Detroit—Allied Information Department met here yesterday with only Pete J. Wood absent on account of illness. Action was taken to start monthly national surveys of selling policies under blocks-offive and also of the selling policies
(Continued on Page 7)

Ross Finds Southwestern And Western Glosses Up

Steadiest climbing grosses and extreme activity everywhere is the impression recorded by Harry A. Ross, president of Ross Federal Ser-
(Continued on Page 3)

Para. to Start 15 Before Thanksgiving

West Coast Bar., THE FILM DAILY

Hollywood—Buddy De Sylva, Paramount production chief, expects to have 15 pictures before the cameras between now and Thanksgiving, setting the year's record of activity for the company.

Des Moines Takes Higher B. O. Prices InStride

West Coast Bureau of THE FILM DAILY

West Coast Bureau of THE FILM DAILY will be held in two sessions with the first part being held at 10 a.m. and the second part at 1:30 p.m. The sessions will be held at the Los Angeles Beacon Hotel, 1501 Hollywood Boulevard, Los Angeles 21.

MADISON, Wis., Oct. 9 (AP) — Dr. Louis F. B. Holm, chairman of the execution committee of the 15th annual convention of the American Federation of Musicians, said today that the annual convention will be held here Oct. 11-15.

Columbia Releasing First Indian English Dialog Pic

Bomkoya, India (By Cable)—First picture made in India with English and Hindi dialogue, "Court Dancer," had its premiere at New Delhi's Metro. Columbia is handling the distribution. Print is on its way to the United States for consideration by Columbia executives to decide whether film is suitable for distribution other than in Far East.

WB Chi. Theater Meet Tuesday

Chicago—Warner district theater meeting here has been postponed to Tuesday. Joseph Bornhard and Harry Goldberg will come from New York for it.

Baptism of Christ' to be Next Foundation Film

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Alleged to be in the hospital, Sen. Charles A. Tobey, R. N. H., is in New Hampshire and C. Wayland Brooks, Ill., is in Illinois. However, it is expected back in Wash-

The announcement by Senator Tobey that he was on Washington of so many mem-

The Clark has been vague about who will appear when and if the hearses are reported, but indicated that he will be at Lou De Rochomont of the Arch of Time, and Will H. Hays, F.D.A. proxy, likely will be called.

Ross Finds Southwestern and Western Grosses Up

(Continued from Page 1)

... the indicator of this week's superlative, as if it were to be

*HEARD ON THE HOOF..... Capt. A. T. Kaplan, U.S.A., of the Fifth Ave. Playhouse, who is

Black and White... a list of B records with which the

OUT OF THE STREET..... Frank Capra wants Josephine

Kirk's Bath, the new feature of this week, is a

**JOTTINGS..... First of Hal Roach's streamlined fea-
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No date for the hearing has been set.

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**
In the Jury Box for Browne-Bioff Trial

Jury seated yesterday for the trial of George E. Browne, IATSE proxy, and William Bioff, his West Coast rep., on a Federal indictment charging extortion from four majors are:

Paul D. ihorn, foreman, of 425 W. 23rd St., cashier for Western Union; Frances L. Corcoran, 16 Henderson Pl., real estate; John McKown Stebbins, 444 E. 58th St., production man for The New Yorker; James D. Banks, Winfield Ave., Harrison, life insurance broker; Murray J. Dunn, 1590 Ellis Ave., New York Telephone Co., tester; Ezra Kosterwick, 9 E. 96th St., executive for the Commonwealth Fund; Paul Fisher, 246 Bronxville Ave., mortgage broker; Arthur Orten, 148 Beach Av., Larchmont, Texas Oil Co. clerk; Frank James Hamilton, 931 Balmoral Ave., theatrical ink clerk; Robert H. Colander, 22 Park Drive, Tuckahoe, Consolidated Edison buyer; Warner L. Overton, 465 W. 23rd St., telephone engineer; and Otto Detmar Sutor, 308 E. 79th St., sales manager.

Alternates are: William McKnight Bowman, 320 E. 57th St., architect, and Philip S. Barrington, 225 Central Park West, advertising executive.

"Sundown’s" Print Order Increased by 35 Per Cent

Print order for Walter Wagner’s "Sundown" has been increased 35 per cent above the usual number, due to the increase in the number of day and date bookings. Picture opens on Oct. 31 and United Artists reports it will be done before the home is shown in Hollywood. During his previous studio writing assignments he was on leaves of absence from the paper.

$2,000,000. The payments, it was alleged, were made to the total of $400,000 in cash and in installments from $10,000 to $50,000.

Payments Entered, Unexplained

Although the companies recorded the payments in their books, they did not show what they were made for. These payments continued up to the time of the filing of the indictment, the Government claimed.

When the second payment was due, Correa said, executives of Loew’s concerned about paying in currency obtained a change in the manner of paying. The new method was through the increased purchase of $40,000 worth of raw stock of DuPont through its agency Smith & Allan, with Bioff’s brother-in-law as salesman receiving the commission.

The plan also called for increased payments so that Bioff’s representatives could meet income tax payments for his increased earnings. Subsequently, an intimate of Bioff’s was substituted for his brother-in-law, Correa concluded.

He continues today to keep in touch with attorneys for defendants making their opening statements. Judge Knox announced there would be no hearing tomorrow or Monday.

Al Santell Buys Rights To Chi. Broker’s Play

Director Al Santell, vacationing in the Midwest and East, has purchased the screen rights to "Allie Mac," play written by Leo McNaney, a Chicago brokerage official who penned the production in his spare time. Santell was attracted after seeing the play presented by the Webster Groves stock company in Oak Park, III.

Playwright stipulated in the contract that "Allie’s Man" could not hit the screen for one year, or until it’s Broadway production.

Albert Roberval Expies

Montreal — Albert Roberval, 72, prominent as musician, orchestra director and stage manager, died in St. Luke’s Hospital.

Mich. Allied Votes Unity Plan Approval

Chairman of the board of the Michigan Retailers Association, given to Hollywood salaries, and the disunity of representation through several executive organizations, it is sure that agreement on a common program will be facing national issues, as the content decreed. Myers modified his long-standing definition of independent exhibitor to “any one whose interest in the theater is greater than in any other branch of the industry,” thus including many houses formerly classed as affiliated.

Myers maintained there was no pre-arrangement for any production group to meet with the proposals of the all-industry committee, but supplemented that such a group would be a preferable way to adjust grievances rather than to meet separately and have resolutions to be made public.

Institutional Publicity for Pix

J. R. Singleton, president of United Detroit Theaters, read plans for a strong campaign, which may become national in scope, for institutional publicity for pictures used by presenting testimonials of respect to Americans from the President down giving many different views of picture titles. The window displays would be used and changed weekly and special space in newspapers would be used.

Speakers on the program stressed unity included Abe Montague, Columbia sales manager; Ruby Jackter, his assistant; Arthur W. Kelly, UA vice-president; and Claude Lee, Paramount director of public relations.

The convention re-elected President Herring, Vice-President W. James Olson o Clare; Secretary-Treasurer Edgar E. Kirchner of Detroit; and Board of Directors, F. M. Sprott of Detroit.

New Directors

New directors are Cass R. Beecher of Charlotte; H. G. Carley of Holland; William A. Cassidy of Midland; Glenn A. Cross of Battle Creek; Allen Johnson of Grand Rapids; Fred Pennell of Deckerville; P. C. Schram of Kalamazoo; William Schulte of Detroit; William Schuttenhelm of Detroit; J. Stocker of Detroit; W. G. Thuck of Marshall; and Fred Witters of Saginaw.

Sam Barton Dies

Sam Barton, 46, tricycle rider in "It Happened on Ice" at the Cotton Club, died yesterday after a fall in a public exhibition at the Motor Club.

Olson Eving Milwaukee Field

Milwaukee—Charlie Olsen, operating the Lyric, Indianapolis, might invade the local field, taking over dark houses.

TO THE COLORS!

New Britain, Conn.—J. Wallack, assistant manager of the Strand here, leaves Oct. 10 for Army service.

New Orleans—Billy Brant, booker of the 20th Century-Fox exchange here, has been called into the Army. He is the son of Clarence Brant, M-G-M exchange manager.

Richmond, Va.—Harry Kelly, assistant manager of the Grand Theaters, has been inducted into the Army as has Hollie Burruss, Colonial doorman.

New Orleans—John Parson, Film Daily correspondent in the Gulf States, has been called up for Army service. He’s the second F. D. staffer here to go; Bill Specht preceded. Clarence Daige of The Item now takes over.

Chicago—Mike Serabo of the Warner Exchange leaves in two weeks for Army service.

Kingsport, Tenn.—Charles Burns manager of the Rialto, has been inducted into the Army.
CLARK GABLE KISSES LANA TURNER AND...
IT'S SCREEN HISTORY!

STARTS TODAY
CAPITOL
BROADWAY and 51st STREET

FRANK WITH CLAIRE
MORGAN · TREVOR
MARJORIE · ALBERT
MAIN · DEKKER · HENRY O'NEILL · CHILL WILLS

To be specific—it's terrific!
"HONKY TONK"

Sizzling ads! No punches pulled—just crowds!

229%

As we go to press "Honky Tonk" has captured America to the box-office tune of 229% of normal business! When you watch "Honky Tonk" blazing new records across the nation, another great success following "When Ladies Meet," "Dr. Jekyll and Mr. Hyde," "Lady Be Good" you'll agree that the Friendly Company is setting a pace beyond anything this industry has ever seen. The best is yet to come. Be there when it happens.
The film industry, which often plays a role in shaping public opinion, is expected to give full support to the Army and Navy. This is expressed here yesterday at a meeting between representatives of the entertainment groups and officials of the Army and Navy.

The meeting, scheduled for two days, was concluded in one. The motion picture industry was represented by Y. Frank Freeman and Jack Lawrence of the Hollywood branch of the Motion Picture Committee Co-operating for National Defense; Lawrence Beilenson, of the Screen Actors Guild; and Alfred Harding, of Actors Equity.

Other present included Eddie Dowling, chairman of the entertainment committee; Citizens’ Committee, and Lawrence Phillips, executive director of that group; Neville Miller, president National Association of Broadcasters; George Hollar, American Federation of Radio Artists; Erwin D. Tuthill, executive director of United Service Organizations, and a group of Army and Navy officials headed by Brigadier General T. H. Osborn, and Commander John Reynolds.

Complete plans for the tremendous circuit, and for accommodating the shows to camp facilities, will be worked out in further meetings, and by sub-committees.

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Industry to Give Full Support to Army Shows

(Continued from Page 1)

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Army Planning to Use Hiller’s ‘Terror’ Films

(Continued from Page 1)

to show the pictures in draft camps throughout the country. “Movies showing panzers, dive bombers and tanks in action, intended as fear propaganda, actually can give selectees and enlisted men a first hand opportunity to analyze and discuss with their instructors Nazi operations in the field,” Col. M. F. Gillette, Commanding Officer, U. S. Signal Corps at Fort Monmouth, N. J., told an audience of officers and photographers at the Westinghouse Lamp Division here last night.

In military classrooms, rookie soldiers and officers alike would watch the German armies rolling across the fields of Poland, France and the Low Countries. Lectures would point out significant details of attack with students making notes and discussing the films. At some points the films would be stopped and re-run for closer study, Col. Gillette explained.

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WEDDING BELLS

Chicago — Harry Kurnitz, film writer, and Muriel Salmonds, English actress, were married here.

West Coast Bureau of THE FILM DAILY

Hollywood — Lucia Carroll, Warner starlet, was engaged to George A. Schroeder, West Coast executive for Annenberg magazines, in Carson City, Nev.

Chicago — Alice Aleott of the Warner bunch will be married this week to A. Pischke.
**REVIEWS OF THE NEW FILMS**

**“Mercy Island”**

With Ray Middleton, Gloria Dickson, Otto Kruger

Republic

72 Mins.

COMPETENT CAST HELPS MAKE THIS SECOND feature a handsome if not wholly SUBSTANTIAL DRAMATIC OFFERING.

Dramatic content of this yarn about a lawyer obsessed with his own ego is not well served by a capable but somewhat cast-anchored direction that manages to breathe a little fire into the proceedings. Script, based on the novel of the same name by Theodore Pratt, is a weak one.

The film is directed toward the audience’s interest although at times it lags. Although Director William Morgan is able to inject some suspense as the film approaches the climax, the story ebbs away at the finish.

Action is centered on one of the uncharted islands off Key West. There, because of Ray Middleton’s obstinacy, the fishing boat is rammed on a reef and its propeller torn loose. Lifeboat is kept afloat as it drifts on.

It is Sunday, Dec. 21, when a fugitive from justice, at First Majestic is anxious to bring him back to vindicate him and gain some measure of personal revenge.

After awhile, he runs amuck and promises to convict the doctor. Middleton also accuses his wife, Gloria Dickson, and his friend, Don Douglas, of improper relations. All problems are solved when an alligator kills Middleton who disregards the advice of his friend to stay out of the swamp for the distributor to the boat which was hidden by Ferry Kilburn, young assistant to Forester Survey, the boat captain.

CAST: Ray Middleton, Gloria Dickson, Otto Kruger, Don Douglas, Forrester Harvey, Terry Kilburn.

CREDITS: Associate Producer, Armand Schacter; Director, William Morgan; Screenplay, Malcolm Stuart Boylan; Original, Theodore Scott; Cameraman, Reggie Lanning; Film Editor, Ernest Nims.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

Wilson Talks Opens Films’ Community Chest Activity

West Coast Bureau of THE FILM DAILY

Hollywood—Active participation by the major picture industry in the city-wide Community Chest campaign began yesterday when Casey Wilson addressed 2,000 high school student leaders and faculty members on the subject at John Adams Junior High School. Because of his outstanding contribution in campaign work to last year’s drive, Wilson was selected to represent the industry in revealing the campaign is already formulated to assure the success of the current campaign.

Wilson, who heads the Publicity Committee of the industry and is the well-known Santa Claus of the city, says he will be on hand to visit the schools.

George Becker Transferred

Detroit—George Becker, formerly PRC rep. in Western Michigan, has been transferred to the Cleveland branch and will cover the Toledo territory for Lee Goldberg, franchise holder in Cleveland, Cincinnati and Detroit.

Becker has been appointed banker of the Detroit exchange by William Flemion, Detroit branch manager, replacing Carl Zipper, resigned. Ives formerly was head banker for RKO.

Blake Completes Short

B. K. Blake, producer and director of Columbia’s shorts section, has completed a two-reel musical featuring Bette Vinel, Condos Bros., the Three Petter Sisters, 10 Powers, singing models, Pancho and Marquita and Gracie Barrio. Charles Harten did the camera work.

“Spooks Run Wild” with Bela Lugosi, Huntz Hall, Leo Gorcey, Bobby Jordan

Monogram

64 Mins.

(HOLLYWOOD PREVIEW)

HORROR AND COMEDY NEATLY MIXED IN PIC THAT SHOULD FIND FAVOR AS SUPPORTING FILM FARE.

Coming in for a godly share of laughs is the teaming up of “horror master” Bela Lugosi and the tough “East Side Kids,” (Huntz Hall, Leo Gorcey, and Bobby Jordan). Lugosi apes foretells the picture pattern, that should find favor as supporting film fare for followers of Lugosi, the East Side Kids, Gorcey and Jordan.

Based on a well-mixed original story and screenplay of horror and comedy situations by Carl Foreman and Charles R. Marion, Director Phil Rosen paces the pic at a clip beyond what is expected in a low-budgeted horror film. With the exception of but few scenes showing to fine advantage the Lugosi glarings and “Kid’s” comedy.

On their way to summer camp the Kids are near to radio broadcast of the fact that a killer has escaped into the section where they are to encamp. Once arrived no time is wasted and the boys trail Lugosi, his midget aide, a mysterious Dr. Von Grosch, the “Kids” midnight visit to the haunted house where constant hapless visitors keep the doors, final capture of the fiend, and the escape of the picture’s feminine love interest.

Marcel Le Picard’s photography of the Sam Katzman production is of high caliber.那么土地上do.


CREDITS: Producer, Sam Katzman; Associate Producer, Peter Mayer; Director, Carl Foreman and Charles R. Marion; Editor, Miklos Legrady; Art Director, Arthur Hornblow, Jr.; Assistant Art Director, Robert J. O’Brien; Photographic, Marcel Le Picard; Recordings, Glen Glenn; Musical Directors, John Lange and Lew Porter.

DIRECTION, Fine. PHOTOGRAPHY, Fine.

“Man From Montana” with Johnny Mack Brown, Fuzzy Knight

Universal

59 Mins.

GOOD WESTERN WITH RUN-OF-MINE STORY WHICH, HOWEVER, GIVES TOO MUCH OF SEX-SWAMP SCENES.

It’s the ranchers versus the homesteaders when the latter move into Montana by Government decree, while the ensuing bloodshed is naturally precipitated by a small gang, headed by James Blythe, which wants to profit as a result of the two principal interests in an oil lode but it affords Johnny Mack Brown, as the sheriff, to do his stuff, and what he does please his considerable following of adventure-loving fans.

In his impressive trappings and astride a superb piece of horseflesh, Brown dashes aither and thither trying to put out the fires of feudng before they consume the cattle community. At times the redoubtable two have to use the six-shooters to win his points, and, toward the finale, even his skin, for he’s trapped by Blaine’s men in the gang’s ranch house.

Brown, in his usual role, is the stuff of which real-life heroes are made. James Blythe and his henchmen to salvage the day—and the Brown ride. Nell O’Day and Jeanie Kelly are in the feminine interest. Former’s pop is popped-off, and is so the latter’s dad, but not fatally. Thrill scenes are at the wind-up and midsection of the footage where Brown saves Sally when the quartet of wagon horses run away as the townies frighten them in a demonstration where her being hooked-up with the homesteaders.

Fuzzy Knight, as usual, handles his comedy role okay. There’s a sprinkling of prairie music as action relief. Star and cast do well and the direction and photography are tight up to snuff.


CREDITS: Director, Ray Taylor; Associate Producer, Will Cowan; Original Screenplay, Bennett Cohen; Cameraman, Charles O’Dea; Editor, Edgar G. Ulmer.

DIRECTION, Good. PHOTOGRAPHY, Ditto.

“Girl Must Live” with Margaret Lockwood, Hugh Sinclair

Lill Palmer

Universal

70 Mins.

BRITISH MADE COMEDY ABOUT GALS HAVING TOO MUCH GAGEING IN A SLEazy HOTEL STRICTLY FOR ADULTS WHERE UNAVAILABLE.

Main item of interest in this comedy will be the British treatment of the golden age, going sights of a couple of chorus girl Carol Reed, who is one of the better directors in England, has added nothing to his laurels. However, he has managed to present a fair amount of amusing and spicy situations.

Margaret Lockwood is miscast as the demure student who leaves school to Switzerland to attain a career on the stage. She retreats on how the story develops and is an attractive addition to the cast. Best moments are supplied by the two chorus girls, Palmer and Renee Houston. The girl stage a real feline crap that is a home Miss Palmer, incidentally, is a comic blonde who obviously can act and appear- nce, Welles, Hugh Sinclair.

Hugh Sinclair as the young man with a rifle is responsible for the fracas among the chorus girls who are out to win his attention. Producer of the night club show is David Burns, well-known on Broadway for his comic impersonations of Bob Hope’s “Who Came to Dinner” and “Pal Joey.” He gives the backstage scenes a whiff of authenticity with his capable delivery. Neal Hay, his co-author, is looking to make a film when he wants to blackmail Sinclair. Quite expect- ably, Sinclair survives all the obvious ad- vances of the other chorines for Miss Lock- wood.

CAST: Margaret Lockwood, Renee Hous- ton, Lill Palmer, George Robey, Hugh Sin- clair, Naomi Turner, David Burns, Mary Clare, Kathleen Harrison, Moore Marriott, Drusilla Wills.

CREDITS: Director, Carol Reed; Camera- man, Hal Mohr; Cinematography, Frank Lauder; Original, Emery Bonet.

DIRECTION, Adequate. PHOTOGRAPHY, Fair.

Ross Named HUT Proxy

Montreal—Following dissolution of the operating arrangement with Famous Players Canadian and consummation of a new agreement with Odeon Theaters, officers and directors of Hamilton United Theater Ltd., Hamilton, have named as follows: W. D. Ross, president; G. C. Williams, Joseph Honsen, F. C. Schwab and H. Borden, directors, with T. J. Bragg as secretary.

“Sergeant York” Stays On

Syracuse—Warner’s “Sergeant York,” after two weeks at the RKO-Schine Eckel moves to the pool’s Em- pire today at advanced price. Pic originally was at Keith’s.

Dr. Smith Again NFS Proxy

Ottawa—Dr. Sydney Smith, presi- dent of the University of Manitoba, was re-elected president of the Na- tional Film Society of Canada at the annual meeting here.
**Warners to Plug Shorts So. American Market**

At Gent Review of THE FILM DAILY, 11-19-41, there is here to confer with Jack Warner of Warners, to announce the Southern American market returns from his vacation at St. Louis, where conferences will start in the morning. With unprecedented bookings for Technicolor shorts made by the Baltic Bros. de Monte Carlo, "Spanish esta" and "The Gay Parisienne," written and directed by Warner for opening of the Southern market advantage in that they have no dialogue as language difficulty hurdle. In addition to South American short series, shorts are booked heavily in Australia, Egypt, India, East Asia, and Africa.

Two more ballet shorts have been billed to be made on return of company from tour in East. They are "Prince Igor" and 'Blue Dragon.'

Gordon Hollingshead is associate producer on the shorts.

**8C In Circuit Deals**

Producers Releasing Corp. has announced the closing of deals for the 41-42 program with the following studios: Warner Bros., RKO, Paramount, Universal, and Warner Bros. RKO. PRC's "Reg'lar Fellers" has been booked into 16 Texas theaters.

**Unity's Need Vital, Richey Tells Allied**

Detroit—The dangers of disorganization of any industry are more apparent today than ever before, H. M. Richey, M-G-M's director of exhibitor relations, told the Michigan Allied convention yesterday in an address which stressed the necessity of unity.

Richey said, "that if a movement for unity is contaminating, if sitting down with the other fellow to discuss and solve common problems is infectious, that we are in for the type of epidemic that will quarantine us from the outside world when we come to problems arising from within the industry. "But," he continued, "the quarantine will serve us as a smallpox sign on the door for those from without who have for years been offering quack remedies to cure what they said were the ills of the industry."

Richey said he believed always will be those who will question the motives of anyone who suggests a round table conference of the various elements of this business, but that they are in the vast majority.

"I see nothing strange that a question of unity should be Number One in the minds of so many people at this time," Richey said, "because I believe that the industry is being driven closer and closer together by the emergency."

Richey asserted that attacks from the outset, efforts at unreasonable taxation, outside competition, etc., have "brought us to the realization that the other fellow's problem is sometimes our problem and certainly our problem is many times his problem."

The trend toward unity is tak- ing place, Richey said, adding that he can't see any small group could stop it.

"Frankly," he continued, "I don't believe such a conference or organization will over-night solve every problem in the industry. But I know this— you have proven it here in Michigan—that the closer the various elements in this business get together, the more they understand each other's problems, the nearer will they come to solution."

Tony Di Lorenzo Dies

Hartford—Tony Di Lorenzo, one of the state's pioneer exhibitors, is dead at home on a winter day. His widow, sister of Michael Daly, with whom Di Lorenzo operated the Daly Theatre in Hartford, and his daughter, 16 years of age, who last saw him when the exhibition activity started 2 years ago at the Crown, Hartford.

"Meet the Champs" (Spotlight)

Paramount 10 mins.
Archery Thriller California's Wilhelm Brothers, archery experts, are featured here. Opening with the more than 100 of the strenuous, the real bulls up to a fine thriller sequence in which one of the brothers not only shoots an apple from his partner's head, but follows through by removing a ping-pong ball, dice and then a collar button. Audiences should like it.
TO THE EXHIBITORS WHO ARE WAITING TO TURN IN THEIR U. S. O. THEATRE DRIVE COLLECTIONS

The exhibitors who joined the U.S.O. Theatre Drive had two jobs.

First—to collect the biggest fund in movie history. That job was done.

Second—to promptly turn this money over to their Distributor Co-Chairmen. This job is unfinished.

I am making this a personal appeal to every exhibitor who has been slow in remitting his collections to his Distributor Co-Chairman.

The Committee desires to turn this money over to the U.S.O. in one check—to dramatize in a draft of seven figures what the exhibitors of the country have helped to do for the boys in uniform. I need your immediate cooperation. Don’t spoil a terrific start by a slow finish.

Please send in your collections at once.

JOSEPH BERNHARD
CHAIRMAN
MOTION PICTURE THEATRES DRIVE
NATIONAL U.S.O. CAMPAIGN
TESTIFIES BIOFF CALLED SELF IA'S BOSS
Para. and Loew's to Back Institutional Campaign

Other Circuits Expected To Support Plan Proposed by Earl J. Hudson of UDT

Paramount and Loew's have pledged their theaters to the institutional and trailer campaign proposed by Earl J. Hudson, president of United Detroit. The proposal was endorsed by a number of major company executives who attended the Michigan Allied convention and the plan is scheduled to become national in scope immediately.

George Dembow, sales manager of

Withdrawal of Minn. Branches Is Mull ed

Possibility that the five decree-signing companies and United Artists will fold up their branches in Minneapolis due to the upholding of the anti-blocks-of-five law was reported yesterday. While the next move on the part of the distributors is as yet undecided, future

85 to Attend Columbia Sales Convention Here

Columbia starts the second of its three sales meetings today at the Warwick Hotel, with more than 85 delegates, including New York home office executives and members of the

Varied Columbus Day Observance in N. Y.

Home office observance of Columbus Day, which will be marked on Monday due to the fact that the 12th falls on Sunday, will be varied. Twentieth-Fox will be closed all day; RKO Radio, Universal, Warners and Metro have determined to close at 1 p.m. Paramount will remain open all day; UA, Columbia and Republic yesterday had not reached a decision.

The FILM DAILY will be published as usual Monday.

"U" IN LONG-TERM CIRCUIT DEALS
Contracts with Warners, RKO and Paramount Partners Augment Tabi That Negotiated with Fox West Coast

Universal has entered into a record number of big circuit deals in the last few weeks, according to William A. Scully, vice-president and general sales manager, who returned this week from an extended national tour in company with William J. Heineman, assistant sales manager.

Uptrend in general business conditions coupled with recognition of Universal quality have resulted in the greatest business impulse the company has felt in many years, Scully said.

Among the more important circuit deals are the already announced three-year contract negotiated with all the Fox West Coast theaters, set under the new decentralized buying plan; a three-year deal with the Warner circuit; a long-term deal

Amusement Receipts In '41 to Set Mark

Washington Bureau of THE FILM DAILY—Washington—Pointing out that the motion picture industry is the biggest money recipient in the amusement and entertainment field, the Department of Commerce yesterday predicted that 1941 might yet establish a new record in amusement receipts.

The Department said that cash in

Ohio Film Censor Board Will Be Reorganized

Columbus—The Ohio Censor Board is to be reorganized with the resignation, effective Oct. 15, of Roy Reich.

Strike Settlement Formula in Mexico

Motion Picture Workers' Union and the distributors in Mexico have arrived at a formula for the settlement of the five-week-old strike, foreign managers were advised here yesterday. Shipments of films to Mexico City will be resumed in a few days, it was said.

Distrib. feel agreement reached

Agree Upon Settlement In Great Northern Case

Philadelphia — An agreement has been reached in the arbitration case filed by the Great Northern Theater against Paramount, M-G-M and 20th

Para. Will Swap Debentures

Offers $20,000,000 in 4s56 for 3¼s47, Notes

Atacks Constitutionality Of N. Y. State Censorship

Albany—Article 43 of the New York State Education law is attacked as unconstitutional in a petition filed yesterday by Morris Ernst, counsel for Arthur Mayer and Joseph Burstyn, distributors of "The Forgotten Village," with the Board of Re-

West Coast Labor Exec. at First Demanded $2,000,000 Pay-off, Schenck Swears

William Bioff, West Coast representative of the IATSE, identified himself as "the boss of the union," who had obtained election of George E. Browne as the international president, Nicholas M. Schenck, president of Loew's, was in court yesterday while testifying as the first Government witness in the extortion trial of the two labor leaders.

Schenck, in detailing the negotiations stemming from Bioff's original

Seven Coast Locals Stage IATSE Revolt

Revolt against the International authority of IATSE has broken out among seven of the IA Hollywood craft locals here for negotiations with Pat Casey, studio labor contact, and the producers, it was learned yesterday.

Decision was reached when the

UA Owners, Directors Will Meet Informally

Meeting of United Artists board of directors and owners scheduled for today will be an informal one

Selsnick to Start First by December

Chicago—David O. Selsnick will have one production under way by December and two more by January, the new UA owner-producer declared here yesterday on his arrival en route to New York.

Selsnick confirmed THE FILM DAILY's exclusive story that GWTV would be sent out again by Metro next year with no cut in footage or prices. He added the pic probably would be a February or March release.
**FINANCIAL**

(Thursday, Oct. 9)

**NEW YORK STOCK MARKET**

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| **NEW YORK BOND MARKET**
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| Par. 6 1/2's | 99 3/4 | 99 3/4 | 99 3/4 | - 1/4 |
| Warner Bros. deb. 6 1/2's | 98 5/8 | 98 5/8 | 98 5/8 | - 1/4 |

**GRAINS**

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**85 to Attend Columbia Sales Convention Here**

(Continued from Page 1)

s staffs of 10 branch offices from the Mid-East and Eastern divisions, and Canada, attending. Sessions run through Sunday. A montagae precedes.

Among the home office execs, attending will be Jack Coh, A. Schen- 

der, N. B. Spindog, Rube Jacketer, Louis Astor, Louis Weinfeld, Leo Jaff- 

man, Maurice Grad, Mort Wormser, George Josephs, Billy Brennan, Ber-

nie Zeeman, David Lippton, Hortense Schrmp, Louis Wolf, Eliseo Frei-

berg, Seth Raisler, Irving Sherman, Lou Melamed, Al Seligman, Jack 

and John Brand.

Present from the Mid-East, Eastern 

and Canadian offices are the following division managers, branch managers and salesmen:

WASHINGTON—Mid-East Division through Monday: Solomon, G. D. Wernim, J. B. Walsh, C. A. Wingfield, R. Caplon, J.

PITTSBURGH—Branch Mgr. A. H. Levy; Salesmen: A. A. Gold, 

G. Tice, R. Kingman, E. G. Biggs.

CINCINNATI—Branch Mgr. A. S. 


CLEVELAND—Branch Mgr. L. Zucker, 

N. J. Kirwan, M. Glick, J. Shaire, O. Bloom, C. Vojack.

ANCHORAGE—Branch Mgr. M. 


BUFFALO—Branch Mgr. F. J. Fox: Salesmen: R. Sprague, M. Farkas, J. Bencic, 

C. Tarver, E. Conlan, E. S. Lockett.

PHILADELPHIA—Branch Mgr. H. E. 

Weinig; Salesmen: J. Schaeffer, D. Korson, A. Berg, E. Hills, R. Wolf.

COLUMBIA—General Mgr. of Columbia I. 

Rosenfeld; General Sales Mgr. D. Coplan; 

Richmond A. C. Madrid, West Coast; 

C. of Toronto, W. Elman, Montreal.

**GRAINGER LEAVES FOR COAST To Attend Regional Meet**

James R. Grainger, president of Republic, planned to be in Los Angeles to attend the Coast 4th stops at Detroit, Chicago and Dallas. He will arrive at Republic’s North Hollywood studios in time to preside at the first of the four regional meetings to be held within the next month. Coast meet-

**PARA. GIVES LEVANT Term Pact**

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has bought J. P. Marquand's 1925 novel, "Lord Time- 

tables, Dextor," as vehicle for Charles Laughton. Charles Bennett will prepare the scenario. David Hemp-

shall will produce.

**ON THE SCHEDULE**

"Tarzan for Tonight" will be trad- 

duced by Warners at the New York 

home office Tuesday. No further tradeshow dates set as yet.

**CLEARANCE ELIMINATION ASKED BY I. L. SHULMAN**

Asking for the elimination of clearances between the Plaza and 

Windsor Theaters, Windsor, Conn., Joseph L. Shulman, operator of the 

Plaza, has filed a demand for arbi-

tration with the New Haven tri-

bunal against the five decree-signing 

companies. The Windsor now has 

90 days' clearance over the Plaza.

**23 PIX SLOT MACHINES OPERATING IN MILWAUKEE**

Milwaukee—Milwaukee has just 

23 coin in the slot moving picture 

machines, according to a survey 

completed by the police department.

The Common Council’s license com-

mittee has before it an ordinance 

proposing to permit fees for almost 

every type of coin operated device, 

which would raise between $150,000 

and $200,000 annually, it is esti-

mated.

**COLUMBIA TO DISTRIBUTE FOUR ARGENTINE FEATURES**

Buenos Aires (By Air Mail)—Deal 

whereby Columbia will distribute four pictures made at Lumiton, a loca-

lized outfit, is expected to be consummated when J. A. Mc-

Convole, Columbia foreign manager, arrives next week. Columbia will 

take an active interest in the pro-

duction.

**Helen Morgan Dead in Chi.**

Chicago—Helen Morgan, 41, is 

dead here following a recent 

emergency operation for liver and kidney ailments.

Interment will take place in La 

Grange tomorrow.

**HALFRED SANTELL LEAVES FOR THE COAST**

Hollywood—Halfred Santell will join with the General Sales Mgr. Rube 

Levinger; has left for a three-month visit in California as soon as he 

returns from shooting on "The Man Who Comes to Dinner."

**JOSEPHINE HULL AND JEAN ADAIR, OF THE BROADWAY cast of "Arsenic and Old Lace," have for the Coast around Oct. 20 to appear in the picturesque of the play.**

**PARA. AND LOW TO BACK INSTITUTIONAL CAMPAIGN**

National Screen Service, has pledged his company to handle the service of trailers and other accessories on a strictly cost basis as its gift to the campaign.

While other circuits yesterday had not received full details of the plan, it is believed in trade circles that they will give their support, Harry Brandt said, "I’m all for it and my theaters will go for it."

Michigan Allied leaders expressed the opinion that the national organi-

zation may adopt it subsequently.

Campaign is expected to follow along the lines of testimonials of prominent Americans who will give their opinions of picture value. Trailers and special space in newspapers will be used.

**HUB’S MASTIGIOUS LEGIT.**

Boston—Majestic is reverting to legit.
Expect AFL to Move For Arnold’s Ouster

Seattle—American Federation of Labor convention is expected to act upon a resolution next week aimed at the ouster of Thurman W. Arnold, new General and chief of the Department of Justice’s anti-trust division. Drafting of the resolution, now in progress, follows severe criticism of Mr. Arnold by the Federation’s Executive Council.

In its report the council charged that Arnold, “frustrated by the courts,” had given up “all pretense of being a law-enforcement public servant” and had assumed “the role of a full-blown anti-labor lobbyist.”

“Of course,” the report continued, “he is greatly encouraged by the reactionary press, which has made the beginning has hailed Arnold’s exploits against labor, for they have proved a convenient and inexpensive means for anti-labor employers to attack organized labor and to further their anti-labor aims.

“We dare not minimize the danger of this new threat to labor’s basic rights. Notwithstanding the many defeats in the courts, Arnold still has effective access to many Congressmen and Senators who share his anti-labor views.”

The Federation resolution, it was reported, would ask Attorney General Frank Biddle to inquire into, among other things, what the Council termed “Mr. Arnold’s publicity campaign,” including the latest articles and his use of “the public press and the public forum in a most deplorable and most unconscionable manner.”

“Common decency and a sense of justice,” the Council report declared, “would have restrained a public servant from applying, as he recently did in an article published in a magazine with national circulation, the libelous title and epithet of ‘labor’s hidden hold-up men’ to the officials of labor organizations who have already been victimized by indictments declared unfounded by the Supreme Court of the United States. Indictments unnecessarily issued by that very public servant.”

**Triple Bills Creep Back In Chi. Area**

Chicago—Tripe feature programs, now slowly cropping back in the Chicago residential section. Five houses in the city and the Stadium Theater in Evanston are advertising triple programs.

**“U” in Long-Term Deals with Circuits**

(Continued from Page 1)

with the RKO circuit and contracts with the Paramount theater partners.

Included in the last named deals are the Great States circuit, B & K, M, M & T Amusement Co., Intermountain, Wilby & Kineyey, Texas Consolidated and Interstate circuits, M & P and Buttefield.

In Canada, F. J. R. McCarthy reported contracts closed with Famous Players Canadian Corp. and the Odeon circuit.

Product viewed at the studio is tops, Scully said.

Toronto—F. J. A. McCarthy, Universal’s Canadian and Southers sales manager, conferred here yesterday with J. J. Fitzgibbon, president of Famous Players Canadian, and R. W. Bolstad, vice-president of the Paramount affiliate.

The two FPC execs, left immediatetly after the meeting for a tour of Western Canada theaters without making any announcement. McCarthy remains over.

**UA Owners, Directors Will Meet Informally**

(Continued from Page 1)

and not a session with a definite purpose. David O. Selznick, the new over-master, will attend. Selection and announcement of a new president may be delayed several weeks.

M & P Adds ‘Flesh’ to Duels

Boston—M & P’s Egyptian Theater in Boston’s suburban area has added stage shows to duels.
20th Century-Fox Success Story!

While "A Yank in the R.A.F." continues on its record-smashing way throughout the nation... "Week-end in Havana" (Technicolor) begins its first engagement at the Denver Theatre, Denver, with the biggest opening day's business in 10 years!

Topping even "Yank" and "Alexander's Ragtime Band"!
Show The Way!
A "Week-End in Havana" For Miss Inter-America!
Para. in 20 Million Deb. Exchange Offer

(Continued from Page 1)
matured coupons and (b) an equal aggregate principal amount of its corporate notes totalling $17,385,782. Outstanding 3 1/4 per cent debentures aggregate $12,081,000—principal amount.

Acceptance of the exchange offer must be made on or before Nov. 10, to the Manufacturers Trust Co., the company's agent; Paramount, however, reserves the right to extend the offer to a later date.

Para. Outlines Terms

In its notification to debenture holders, Paramount outlined the terms of the exchange offers as follows:

For each 3 1/4 per cent Convertible Debenture, with the March 1, 1942, coupon attached, presented for exchange on or before Nov. 10, the Company will deliver in exchange therefor a 4 per cent Debenture due 1968 of like principal amount with that 1, 1942, coupon attached, in each such case without any interest adjustment. For each corporate note presented for exchange on or before Nov. 10, the Company will deliver in exchange therefor 4 per cent Debentures due 1968 of like principal amount with that March 1, 1942, coupon attached, in each such case with an interest adjustment as follows: The company will pay the interest accrued on each corporate note so presented, at the rate therein provided, to and including the date of such presentation, and the holder of such corporate note will be required, simultaneously with the presentation thereof, to pay to the Company an amount equal to the interest on the principal amount of such 4 per cent Debentures due 1968 of like principal amount with that March 1, 1942, coupon attached, to and including the date of such presentation.

Any extension beyond Nov. 10, may be made with or without interest adjustment, at the option of the Company with respect to the 3 1/4 per cent Convertible Debentures, as the company may then determine.

The 3 1/4 per cent Convertible Debentures, which are unsecured, are convertible at any time on or before March 1, 1942, into three shares of common for each $100 principal amount of debentures at the basic conversion price of $33 1/3-1/4 and thereafter and on or before Feb. 23, 1947, into 21/8 shares of common for each $100 principal amount of debentures at the basic conversion price per share of common of $40, the conversion price being adjusted as hereinafter provided.

Discussing the offer, the letter says:

"There and one quarter per cent Convertible Debentures exchanged in accordance with the terms of the offer may be either exchanged or tendered for immediate receipt of the noted amount of Convertible Debentures due 1945, but will be either cancelled or tendered for remaining thereunder until they were issued for retirement through the sinking fund, if any, or by indenture for the Indenture. The Convertible Debentures in the treasury of the company, and any 31/4 Convertible Debentures which may be cancelled in response to the offer, will not be exchanged or tendered for cancellation or payment therefor. No Convertible Debenture will be exchanged or tendered for cancellation or payment therefor, except at the option of the company, unless and until they are issued for retirement through the sinking fund, if any, or by indenture for the Indenture. The Convertible Debentures in the treasury of the company, and any 31/4 Convertible Debentures which may be cancelled in response to the offer, will not be exchanged or tendered for cancellation or payment therefor. No Convertible Debenture will be exchanged or tendered for cancellation or payment therefor, except at the option of the company, unless and until they are issued for retirement through the sinking fund, if any, or by indenture for the Indenture."
TO THE COLORS!

Samuel Kreisler, member of UA's publicity department, leaves his post today to join the Army.

 Attacks Constitutionality Of N. Y. State Censorship

(Continued from Page 1) gentlemen appealing for a review of the censor's refusal to license the picture for exhibition in this state.

Petition further contends that the decision under which the censor issued his order for eliminations in the picture, has been unconstitutionally applied in any event.

Appeal is based on the following additional grounds:

(a) That "The Forgotten Village" is the best documentation and devices with an important theme in a truthful, restrained and dignified manner.

(b) That the scenes ordered to be deleted are not "indecent" or "inhuman" within the meaning of Section 301 of the Code by any definition; nor is the picture objectionable on any other grounds specified in Section 108.

(c) That the order of the Motion Picture Division herein contravenes the current moves and is in direct conflict with public opinion as expressed in the press and crystallized in the statements of representatives of the community.

"Roxie Hart" Cast

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has assigned George Montgomery for the lead opposite Ginger Rogers in "Roxie Hart." Others in the cast include Charles Coburn, Marilyn Reynolds, Thomas Mitchell, Walter Catlett and Lynne Overman.

Browne-Bioff Trial Will Resume Tuesday

(Continued on Page 7)

mand of $2,000,000 and leading up to the allegations, according to the petition, disclosed that Bioff's salary was annual payments of $750 by Loew's, Paramount, Warner, MGM and $25,000 annually from four majors.

Tandem to Forestall Local 366 Strike

Schenck also disclosed how Loew's was forced to pay $100,000 to Browne to obtain the settlement of a threatened strike here by Local 366, Motion Picture children's Officers, in the fall of 1935. The Loew's president faced cross-examination for part of the morning and the entire afternoon. He will resume his testimony on Tuesday afternoon, the next day.

The Government attorneys state that David Bernstein, Loew's treasurer, will testify on the stand, with J. Robert Rubin or Leo Old Friedman next.

Neither Martin Conboy, attorney for Browne, nor Henry A. Uterhart, Bioff's counsel, made an opening statement yesterday.

Schenck narrated how Browne was outed in Chicago and elsewhere in 1935 in retaliation for being dropped as a signatory to the collective agreement of the Wobblies and to other AF of L labor leaders, who finally agreed to the reinstatement of the IATSE as a party to the agreement. It was then, he said, that he learned how powerless both he and the other labor leaders were to conduct a strike in that city. The scene then shifted to New York where Schenck met Browne and Bioff several days before a scheduled conference on the basis pact. It was in Schenck's office that Bioff demanded $2,000,000,000 from the industry after announcing that he was the boss, he was told was the court was told.

Says Bioff Decreased Demands

Protestations of both Schenck and Sidney R. Kent, president of 20th-Fox, made at the meeting, were in vain, the witness declared, although Bioff successively came down from $25,000,000 to $1,000,000 and then to his final demand of annual tribute. Schenck stated that he had informed only Kent, David Bernstein and J. Robert Rubin of the tribute demanded by Bioff.

In the latter part of April, 1936, Schenck and Bioff were in a hot-milk meeting, and Schenck personally delivered $50,000 in cash to Bioff in the presence of Louise Byers and the Vice President of the Astoria Hotel, the jury was informed.

At this point Schenck interjected in observation that Browne, although present, never uttered a word or expressed an opinion during any of the negotiations. It was in late April of the following year when Bioff demanded next year's installment that Schenck, disgusted with the necessity of making cash payments, suggested the new method of having Bioff's nominee collect commissions as an agent of DuPont instead.

On several occasions Schenck in face of objections raised by defense attorneys, succeeded in explaining his fear that refusal to meet demands would lead to wrecking of Loew's. Mediation of the dispute was under the banner of the AF of L and could not be replaced.

Schenck's Testimony Unshaken

George Breslin, attorney for Bioff, took Schenck over his testimony step by step in an attempt to shake him. He closely questioned the witness on his failure to inform Government authorities of the demands. His attempt to implicate Mr. E. Breslin with John Ford and an intimate of Browne came to

Ohio Film Censor Board Will Be Reorganized

(Continued from Page 1) elderler of Circleville as supervisor of films. No successor will be named.

Kenneth Ray, State Director of Education, assuming active supervision of the Board as provided by law. Sue Warfield remains as assistant censor and another assistant censor to be appointed.

Two paid inspectors, first in the history of Ohio, will be selected to stop showing of unneeded film in the state's 2,000 exhibitor's offices.

The ITO of Ohio has campaigned for inspector for years.

Withdrawal of Branches

In Minnesota Mulled

(Continued from Page 1) selling in the state looms improbably.

Arthur Kelly, vice-president of UA, said yesterday that it was quite likely that his company's branch in Minneapolis would be withdrawn, the other companies indicating similar moves.

N.S.S. to Install Chicago Rep.

Accompanied by Herb Levinger, Eastern advertising man, Duke Hikey, NSS home office publicist, departed for Chicago yesterday afternoon where he will install Levinger as special service representative in Chicago's office of National Screen.

Levinger replaces Phil Rouda who resigned recently, caught in the face of Schenck's positive denials.

After tire, Breslin sought to pin down Schenck to an admission that he had discussed the demands with his brother, Joseph, the director of Loew's, labor leaders and other film men. In discussing the purported payment by Loew's of $2,000,000 to Browne for his intercession in the local 306 matter, Schenck said that Major Leslie E. Thompson, of RKO, had suggested Mort Singer, partner with RKO in operation of Midwestern theaters, as an intermediary to make the payment to Browne. RKO was also involved in the union dispute but the $100,000 payment was Loew's payment solely, he added.

Schenck will be cross-examined by Conboy on Tuesday. The Browne attorney had questioned the witness for a half hour when court recessed.

Schenck scolded Conboy several times when the latter insisted on "yes" and "no" answers to his questions.

Seven Coast Locals Stage IATSE Revolt

(Continued from Page 1) producers submitted counter proposals which amounted to an approximate 25% cut in per cent wages. It also established the minimum six-hour call and a general adjustment of working conditions.

If it was understood, demanded increases of 15 to 25 per cent and stipulations that the increases would not be diminished by working conditions.

Locals which plan to go through with the negotiations for separate pact on their autonomy are the Photographers, Local 650; Sound Men, Local 655; Electricians, Local 728; Makeup Artists, Local 706; Props, Local 44; Costumers Local 705, and Laborers and Utility Workers, Local 727. Projectionists, Local 105, and Gripes, Local 80, have delayed the International to bargain for them. Laboratory Technicians, Local 606, successfully broke away on the Coast recently and negotiated its own contract.

When delegates came East to negotiate separate pacts about two weeks ago with the producers, it was felt in some quarters the move for individual contracts would fail without the assistance of the International.

As far as could be determined, every effort was made by the delegates to make an issue of negotiating separate pacts stemmed from the request of the International to have the delegates wait until the Browne-Bioff trial was over.

International subsequently did provide assistance at the request of the locals and delegated Steve Newman and Carl Cooper, IA Coast representatives, to sit in on the discussions. Newman and Cooper, however, admitted they were told there was no power, it was said.

A seven of the remaining locals then agreed they would not accept any brushoff from the International. Delegates are ready to stay on the job, if the dispute is handled through with the producers, it was emphasized.

Producers have signified their intention of meeting with these locals and the conferences continue tomorrow.

Col. to Pay Quarterly Div.

Columbia's board has declared a quarterly dividend of 88% cents per share on the company's Preferred Stock, payable Nov. 15 to stockholders of record Nov. 1.

STORKS!

Detroit — William Robinson, of Film Truck Service, is the father of a son, William, born Dec. 17. Youngster is grandson of Harold C. Robinson, manager of Film Truck Service and president of Variety Club in 1940.
WHAT A SHOW! WHAT A NIGHT!

The Time of Your Life at the Biggest Industry Banquet and Ball of the 1941 Season!

ALL FOR SIX BUCKS A HEAD!

CINEMA LODGE
No. 1366 B’nai B’rith

2nd ANNUAL BANQUET AND BALL

HOTEL ASTOR
SAT. NITE
OCT. 18, 1941

STARS OF STAGE! SCREEN! RADIO!

VINCENT LOPEZ AND HIS ORCHESTRA
XAVIER CUGAT AND HIS ORCHESTRA
PHIL. SPITALNY AND HIS ALL-GIRL SHOW AND MUSIC
RALPH ROTGERS AND HIS RHUMBA BAND

Dance TO THESE GREAT BANDS!

SEND YOUR CHECK IN RIGHT AWAY TO DAVE WEINSTOCK
Chairman, Ticket and Arrangements Committee • 1560 B’way, N. Y. C.
Company In Good Shape
On Tungsten; Supply of Lamps Not Imparadized

While General Electric continues to achieve economies aimed at the
leasing of lamp costs to film thea-
ters and the industry generally, the
new excise tax, levied by the Gov-
ernment on that company in common
with other manufacturers, may ar-
rest the downward trend of retail
lamp prices, it is learned by THE
FILM DAILY Equipment News, al-
though there is no official confirma-
(Continued on Page 4)

SMPE Ready for Its
Silver Jubilee Meet

Society of Motion Picture Engi-
neers’ 1941 Fall Convention, which
will mark the organization’s Silver
Anniversary, holds every promise of
being the outstanding conclave yet
held by it, with attendance at the
sessions from Oct. 20-23, inclusive.
In the Hotel Pennsylvania, indicated
as virtually certain to reach an all-
time high.

President Emery Huse, shortly
after 10 a.m. on the opening day,
(Continued on Page 3)

Has New Lampholder
For Fluorescent Use

Bridgeport, Conn. — General
Electric’s appliance and mechan-
dise department here announces a
weatherproof lamp holder for
fluorescent use.

Device is mounted on a flexible
(Continued on Page 6)

But No Rock-ettes
Kingston, Jamaica (By Air Mail)
—The Government has built a new
movie theater here for English sub-
jects of Spanish origin evacuation of
whom has been made from Gi-
braltar. Stand is situated in a camp
some six miles from this city, and
the evacuees are enjoying American
features and war newsreels. House
is named the Gibraltar and seats
1,000.

RCA, Republic "in New Pact
Revise License Agreement To End In 1951

Approval of Schlanger
Given by the NC of ARB

Ben Schlanger, theater architect
and consultant on theater design,
announces that he has been ap-
proved by the National Council of
Architectural Registration Boards.
(Continued on Page 6)

E. S. SEELEY
AIDS U. S. GOV’T.
Is Given Leave of Absence By
Altec Service Corp.

E. S. Seeley, development engineer
of Altec Service, has been granted
a leave of absence to take up scientific
research activities in submarine de-
tection with the National Defense
Laboratories, in association with the
U. S. Navy scientists at Fort
Trumbull, New London, Conn.
Seeley invented and developed
many of the electrical devices by
which sound engineers detect the
presence of enemy dislocations in
(Continued on Page 6)

Shearer Effects Sales
Of Miotograph Equip.

West Coast Bureau of THE FILM DAILY
Los Angeles—B. F. Shearer Co.’s
office here report the installation of
Miotograph De Luxe sound and
Miotograph Model K projectors in
the local Piefair Theater, and also
that they have sold Miotograph
Model K projectors to the Vogue in
Glenhale.

Additionally, the Shearer organi-
zation has made installation of Mi-
tograph projection equipment and
Miotograph De Luxe sound system in
the McNary Theater, Mcnary Azt.

But Filmland’s Important
Place in Defense Setup
May Bring it “Immunity”

By OSCAR HUME
Washington Bureau of THE FILM DAILY
Washington — The mili-
tary industry is going to ex-
perience increasing difficulty in
providing certain materials for the
production of pictures, and, as far
as construction of new theaters is con-
cerned, building will depend upon
how well substitute materials can be
utilized in lieu of the Government’s
own need for steel, etc., in the pres-
ent national emergency.

This was made plain here yester-
(Continued on Page 7)

Wininer’s Org. Sells
Three Big Drive-Ins

Cleveland — Elaborate plans have
have been made for the construction of
three mammoth Drive-In Thea-
ters, according to an announcement
issued by Paul Wintner, president of
the National Drive-In Theaters, Inc.,
with headquarters here.

This company now controls and
operates the Buffalo Drive-In Thea-
ter in the Town of Cheektowaga.
(Continued on Page 6)

Rio’s New Nabe Opening:
Another Near Completion

Rio de Janeiro (By Air Mail)—
The new 1,800-seat Metro Tijuca, a
luxurious neighborhood theater here
opens today with a M-G-M Hardy
(Continued on Page 5)

The Lux With Them
Panama City (By Air Mail)—Prem-
ieres of the new Lux Theater, 1-
200-seater under construction here,
will be held on Oct. 16 with the
President of Panama and other pub-
lic officials attending. This is the
first air-conditioned theater to be
constructed in Central America.
Opening attraction will be United
Artists “New Wine,” starring Ilona
Mastery.
A Second Section of THE DAILY FILM LADIES DAILY comprehensively covering the equipment and published every second Friday, except holidays, at 16 Broadway, New York City. John W. Allcock, Publisher; Donald M. Mervine, General Manager; Chester R. Bain, Editor; George H. Morris, Equipment Editor, West Coast Bureau, 443 E. Broadway, Hollywood, Cal., Ralph Wilk, Bureau Chief.

**PLAIN TALK**

... about equipment

(Continued from Page 1)

civilian morale.—for morale is the MAN. His high spirit and efficiency is maintained by just a little manufactured product, and all those mechanisms and accessories essential to their presentation and consumption. Film entertainment is just as much a part of the defense setup as a tank or bomber. Nothing in the nature of an obstacle should be put in the path of film equipment manufacture.

Currently, representatives of equip.

firms dash to Washington on frequent jaunts, urging the government to increase orders, even for the Government. One company was able to supply lighting equipment to Uncs Sam only because the company, in haste, had built a lot of the materi
al which had been used at the World’s Fair. Another company, making reels, is justifiably in a dither because aluminum can’t be had.

What the industry should do is to present a united front in order to achieve priority rating. The big companies should throw into the scales their weighty influence, both on their own behalf and that of their little brethren. The little equipment-makers should take steps to organize among themselves, and graft their interests to the big trees. Without this, there is going to be indefinite scatteration with indefinite results, because Washington is a very busy spot.

It will be to the nation’s advantage if the priorities problem is settled now in blanket fashion. Which is to say, the Government should give the green light to film equipment manufacturers, for on the latter, and films themselves, rests the great responsibility of keeping the men in the service and the civilian population in a state of morale which will assure perpetua
on of the American Way.

WE Creates New Post
And Installs Bracken

We are pleased to announce the appointment of Stan

ley E. Bracken as general manager of manufacture. This is a new office in the company made necessary by the great increase in its manufacturing activities.

Bracken has a record of 20 years’ service with Western Electric, having started after graduation from the University of Nebraska in 1912 as a student engineer in the Haw
thorne Works. He has held many responsible positions in the business and is at present its engineer of manufacture. His home is in Maple

wood, N. J.

Harvey To Construct
$150,000 Calif. Stand

San Francisco—Rotus Harvey

announces plans set for new $150,000 house in Stockton, Theater, unnamed as yet, will seat 950. The Harvey circuit also has a house building in San Mateo and deals are being talked for several more new locations. Local construction men say steel shortage will not seriously hamper building new theaters seating under 1,000 and more houses going up in Northern California than any time since 1928.

York Ice Machinery
To Redeem Debentures

The York Ice Machinery Corp., has announced that it will redeem on Dec. 1, 1941, all its outstanding 6% debentures which otherwise would mature according to their present terms in December, 1943.

The issue was originally in the amount of $2,500,000 but has been reduced by sinking fund and other payments to approximately $800,000 at the present time. The redemption is being effected with the proceeds of a term bank loan.

Equip. Bought by Bird

Detroit—NTS has equipped Her

man Bird’s Evart Theater at Evart, Mich., with the following equipment: Simplex Four-Star sound, Simplex projectors, Simplex High lamps, National rectifiers, B & L lenses, Walker screen, Irwin chairs and Na
tional Crestwood carpet.

Ruby Camera Exchange
In New Quarters Today

Ruby Camera Exchange moves
today into its new quarters at the old address, 729 Seventh Ave. Or

ganization has rented 5,900 square feet on the first floor and will have complete facilities to handle any-
thing required for production and projection of professional motion pictures. A fully-equipped repair shop will be available for every type of repair, work for still as well as movie equipment.

A complete line of 16 and 8 mm.

equipment and accessories will be available in the retail department of the new layout.

Kodak Park Wins Golf Title for Fifth Year

Rochester—The inter-plant golf

competition of Eastman Kodak Co.

has gone to Kodak Park for the fifth straight year. The Kaypees retained the H. D. Hatfield trophy when their 10-man team piled up 77½ points. Camera Works finished second with 47½. Hawk-Eye garnered 33 and Kodak Office, 24.

Five Kodak Park players bettered 80, and Carl Gath, Carl Christ and Jack Johnston shaved low gross honors with 76.

Benz Engineering Corp.
Get Job from Schine

Schine Realty Corp. has awarded contract for erection of new fire

proof theater, seating 1,142 persons, in Salamanca, N. Y., to the Benz Engineering Corp. of that city. Work has already begun. John and Drew Eberson are the architects for the house.

WTS Installs Equip.

Western Theater Supply of Omaha, has just received Motio

graph projectors and Mirophonie De Luxe sound system for J. J. Klina at his new theater in Milli
gan, Neb.

Lee Is To Supervise
Improvements-Queen

Wilmington, Del.—Queen Theater

WB operation, is to undergo in

provements under supervision of William H. Lee, Philadelphia archi
tect. Alterations will include new marqueses, box-office, seats, carpet fixtures, and the building inside and out will be redecorated. The res rooms will be modernized.

Queen is to have the alterations but this has not been definitely decided.

Wagner House Ready

Grangeville, Ida.—Al Wagner

well-known theater executive, an

ounces the completion of his new theater in Grangeville. Wagner is also the Mayor of Grangeville.

Lee Theater In Debut

Ruaneke, Va.—Dan Weinberg

has opened his new Lee Theater here. House, seating 800, will use first-run pictures. Ashton Rudd is manager.

**COMING AND GOING**

LES ABBOTT, vice-president of Molligraph, Inc., arrived in New York this week from Chicago on business.

*GARRY HINES, International Projector Corp., Presta, is en route to the Coast from New York.*

JOHN EBERSON, film theater architect in Washington today on business contacts.

A. MORK, of Mork-Greene Co., Detroit, these days "on the road" in New York on Monday from headquarters.

OSCAR NEU, president of Neuclam Product acquired by Kranz this week in Washington.

Where yesterday he entertained Government officials via a dinner in the Hotel Sheraton and arrives today in Virginia Beach.

H. J. MCKINNEY, Boston branch manager of National Theater Supply, came down to New York this week for hollidays at the home office.

DREW EBERSON, junior partner of John A. Drew brothers, left New York on Wednesday for Florida.

R. SEIDMAN, Boston film theater decorator arrived in town today.

JACK SERVIS, of the home office sales group made a call Monday on the National Theater Supply Co. New York this week for Clev.and.

Lee is to supervise improvements at the Queen.

**STRAW’S SHOW WHICH WAY THE WIND BLOWS**

Twenty of the large circuits have installed

KROEHLER Push-Back SEATS

Write today for complete data on this revolutionary theater seat that ends standing to let others pass.

KROEHLER MFG. CO., Public Seating Division

1248 S. Wabash Ave., Chicago, Ill.,

266 Lexington Ave., New York, N. Y.

24 Golden Gate Ave., San Francisco, Calif.

Standard Theater Sup

New York City.

Eliot Film Co., 77

Brookline, Mass.

78 Boston Ave., Minneapolis, Minn.

55th Ave., New York, N. Y.
The most satisfactory projection of modern films requires a white light of daylight quality. This means high intensity projection. Color that is really natural — snappy black and white — comfortable vision at all times assure audience satisfaction which spells success for any theatre.

The modern "One Kilowatt" arcs bring High Intensity projection within the reach of any small theatre. If you are still using Low Intensity projection ask your dealer to demonstrate this new light. The difference is marvelous. Step into High — It pays dividends.

The words "National", "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.
RCA, Republic Sign New License Pact

(Continued From Page 1)

10-year license, running until 1951.

Two additional custom-built mobile film recording units and a custom-built accurate playback channel will be provided by RCA for handling Republic's steadily increasing production schedule. The film recording machines will utilize RCA's most advanced type of variable area track, known technically as Class B push-pull, with ultra violet light. These tracks, claimed to possess marked advantages in freedom from distortion and background noise, will be re-recorded to standard variable area records for release purposes.

Maximum utility and flexibility are achieved by incorporating the film recording machines into completely built-in air-conditioned units which can be used either on location or at the studio. At the latter, they can be utilized in connection with other studio apparatus by connection to suitable outlets. Built-in air conditioning will contribute towards improved recordings especially under severe temperatures which affect film factors.

Paramount Picks Motograph

Joe Hornstein, president of Joe Hornstein, Inc., reports that he just sold six Mirrophonic De Luxe sound systems to Paramount Pictures, Inc., for their screening rooms in Indianapolis, Minneapolis, Dallas, New Haven, Denver and Cleveland.

Theater Fires

England, Ark.—This community's New Theater, recently destroyed by fire, will be rebuilt, according to an announcement by Terry Axley, owner. The building which housed the theater was owned by the G. W. Morris estate. Axley estimated that loss of building, theater equipment, and impairment of business amounted to some $50,000. Approximately $2,500 had been spent on the theater recently.

Mt. Vernon, Ill.—The Royal, a 450-seat operated by Fox Midwest Agency Corp., a unit of the local Clinton Theater and damaged the interior upward of $1,000. Insurance covered the damage.

Excise Tax Hobbes GE Lamp Reductions

(Continued From Page 1)

tion of this step from company lamp headquarters at Nela Park. However, well-informed of arrangements, a further reduction is to come in the form of a reiteration of prevailing policy which is that untaxed lamp, for which there will be no charge in GE's lamp prices.

Further, it is indicated, that the excise tax not be levied, reduction of prices might have materialized. As matters now stand they appear to be fixed, as result of the tax dictum.

Encouraging to exhibitors an other wings of the trade is that a shortage of lamps seems at the time. As any plants, the company having purchased some few years ago its entirely held tungsten mines in China and set up a backlog of that metal, sufficient, it has been reported, last for three years, and this reservoir is held to be untouched as far as known. Thus, anticipation of G. of commercial contingencies is no working in favor of its customers.

On Aug. 1, GE continued its policy of price-dropping by lowering list prices of lamps. Further reductions in this item or any other lamps are possible in light of the excise tax now imposed, trade observers are reportedly confident that the will be made.

Altec's E. S. Seeley Requisitioned by U. S.

(Continued From Page 1)

motion picture sound mechanism Most recent of Seeley's inventions the direct - reading reverberation meter, introduced to the scientific of the motion picture industry at the Rochester meeting of the Society Motion Picture Engineers. The six-cylinder see engine who has been requisitioned for search activities in connection with National Defense.

Imperial Remodeling

Jacksonville, Fla.—The Imperial Theater is to be closed for a considerable while while an extensive remodeling program gets under way. Air conditioning is being installed and new seating will replace the present model. RCA air conditioned equipment is being added, W. A. Krause, manager. This is one of the Florida State Theaters group.

New Catalogs

A new 16-page illustrated catalog showing their full line of 8 and 16 mm. silent and sound motion picture projectors has been released by the Ampco Corp. General fundamentals features and all accessories pertaining to the varied are pictorially described. Copies may be secured by addressing the company at 283 North Western Ave., Chicago.
SMPE Ready for Its Silver Jubilee Meet

(Continued from Page 2) Family picture as the initial attraction. It is a balcony-orchestra type theater; is modern and up-to-date in every respect; and has air conditioning and every other device and convenience for its patrons.

Another modern house in Rio de Janeiro, the Cine Metro Copacabana, is also nearing completion, and will open shortly.

B & L’s House Organ Debut in Rochester

Rochester—Balco News, published by and for employee of the Bausch & Lomb Optical Co., made its appearance here this week with an opening message from M. Herbert Eisenhart, president and general manager.

Brightened with illustrations and breezy notes, the format of the organ is patterned after that of PM.

Lighting Equipment

A S Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by—MOLE-RICHARDSON CO. Hollywood, California

Incomparable Lighting Equipment Estimates Cheerfully Given

Let Us Enliven You on Your Lighting Problems

CHARLES ROSS Inc. 535 W. 52nd St., New York City Telegraphs: Circle 5-5470-5471

ALEXANDER SMITH CARPET

"LADY BE GOOD"

Speaking of "good"—good pictures+good furnishings=good attendance. One reason why you find Alexander Smith Carpet in most of the country’s successful theatres.

New Coating Process Disclosed by Cahill

A new technique for improving the efficiency of motion picture projector lenses by coating the glass surfaces with a durable transparent film that produces clearer, more contrasting pictures on the screen without the necessity of otherwise adjusting the projector, has been developed for commercial use by the RCA Research Laboratories, has been announced by Edward C. Cahill, RCA Photophone division manager.

The process, known as RCA Magicoat, is also being employed in Hollywood to increase the efficiency of camera lenses, Cahill said. When such pictures are projected using similarly coated lenses, the spectators are impressed with the improvement of the photography, he added. Finer detail, sharper contrast, and improved color values, all result from the application of this development.

Simplex for Drive-In

Cleveland—National Drive-In, Inc., has purchased three complete sets of equipment for its Drive-In Theaters in Rochester, Chicago and Detroit. NTs of Cleveland installed the equipment consisting of Simplex Four-star sound, Simplex projectors, Hertner generators, Simplex High lamps and Bausch & Lomb lenses.
Annex on Warner Lot Is Now In Plan Stage

Burbank—Warner Bros., will build a new Annex in next few months next to current Publicity wing, under plans now being drawn up by Bert Titelbaum, head of the art department.

The entire East wing of new building will be devoted to Publicity department, giving it direct access to lot. Building will also have associate producers and directors, with old offices of Publicity department turned over to additional associates and moggers.

Building will be stories high and U-shaped, following architectural design of rest of Warner buildings. It will be of stucco construction. Newest type of air conditioning will be installed and all modern improvements for offices will be employed in its construction. Unique feature will be a connecting ramp from present publicity building to new annex.

Grand Chooses Hertners

Cleveland—National Theater Supply Co., has installed Hertner generators and Simplex High lamps in the Grand Theater here.

Marion Theater, Costing Some $100,000, Is Pride of FST Chain Because of Its Equipment

Galla, Fla.—A well-lighted free parking space for patrons is one of interesting features of the new Marion Theater here. Newest type of RCA High Fidelity sound has been installed, and an unusual color scheme of rose and blue are dominant tones used throughout. American Seating Co.'s Boudoir chairs with foam rubber cushions have been placed so as to seat more than 900 patrons. The Marion, one of Florida State Theaters, Inc., chain, was completed at cost of some $100,000. C. T. Chapin is the new manager.

Shea's Modernization Cost Set at $60,000

Toronto—The announced cost of the modernization of Shea's Theater to be the key Toronto theater of Famous Players Canadian Corp. was given as $60,000. The outlay for reconstruction was kept to a limit prescribed by the Canadian Priorities Controller because of the demand for steel and other materials for war purposes, but around $45,000 was expended for furnishings, drapes, seats, sound and projection installation, carpets and the painting job.

The manager is Fred. Trebileck, who was in charge of the Uptown until the latter was taken over Sept. 1 by Marcus Lowe's Theaters, Ltd., on the expiration of the 15-year lease held by Famous Players.

Approval of Schlanger Given by the NC of ABB

Approval of this board enables Schlanger to legally practice the profession of architecture throughout the United States. The various State architectural boards of licensing recognize the results of the examining board of the National Council of Architectural Registration Boards.

This recognition received by Schlanger is consistent with the widespread practice he has been carrying on throughout the United States and foreign countries.

Thanksgiving Opening For New Knoxville Stand

Knoxville, Tenn.—W. E. Drum- bar, manager reports that opening of the new Lonsdale Theater on Tennessee Ave., between Bragg and Burnside Sts., now under construction, is planned for Thanksgiving.

Construction of a 1,000-seat theater also on Tennessee Ave. by W. W. Wilson has also begun. The building will include space for a small restaurant.

New Miotograph Dealer

Louisiana Motion Picture Equipment Co. of New Orleans, headed by W. Castay, has become a dealer for Miotograph, Inc. Castay has just installed new Mirrophonie De Luxe sound system in the Roxy Theater at Lafayette, La.

Winther's Org. Sets Three Big Drive-Ins

(Continued from Page 1) near the Buffalo Airport, and the theater in Maumee, O., in the outskirts of Toledo.

The three new Drive-In Theaters will complete a circuit of five theaters for this company and they will be located in Rochester, N. Y.; Dayton, and Columbus, O.

More than 30 acres have been purchased in each of these cities which will be covered by ramps and parking facilities to accommodate more than 1,200 cars.

Originated by President Paul Winther, these theaters, together with the ones now in operation at Buffalo and Maumee, will feature a "bleacher" section at the rear of the last ramp to accommodate 1,000 patrons on bikes, motorcycles and on foot.

As an added innovation, President Winther anticipates the plans also have been made for the first Drive-In night club in this country, which will enable patrons of the theater as well as others to motor directly into the night club, park as they do in the theater; be served drinks and refreshments on-the-curb style; and when the band strikes up, the occupants of the cars partake of dancing on the specially built patented Carl Haag dance floor, on which, between dances, will be presented a floor show.

Has New Lampholder For Fluorescent Use

(Continued from Page 3) bronze bracket which makes lamp insertion easy and holds the lamp rigidly in place. It is designed for use on theater marquees and with other outdoor lighting equipment.

The lampholder is waterproof and is approved by Underwriters for outdoor application. It has 12 leads of No. 14 weatherproof fixture wire, and is available on order but not stocked.

New Vending Machine Is Announced by SEC

Chicago—Scientific Engineering Co., Prigomatic division, has completed a new vending machine, using dry ice for vending beverages and ice cream bars, which can be used by theaters and other amusement spots.

The machine has no compressor and is entirely mechanical in operation, requiring no electricity. It has no moving parts, positive sanitation and economical operation.

E-7's for Virginia Theater

Cincinnati—The Virginia Amuse- ment Co., has purchased from New Simplex E-7 projectors, Simplex High lamps, National reflectors and Irwin chairs for their Virginia Theater at Hazard, Ky.
**Two New Exchanges Of RKO to Open Soon**

A. A. Schubart, manager of exchange operations for RKO Radio, expects to see opening of two new exchanges within the next few weeks.

The Philadelphia exchange at 250 S. 15th St. will likely open with appropriate ceremonies late in October, to be followed by Chicago, at 135 S. Wabash Ave.

These are new, modern buildings, newly equipped, each exchange has its own RKO Radio playhouse which will comfortably seat 50 persons.

**Ebersons Deliver Plans For Transportation Co.**

The firm of John and Drew Ebers, architects, have completed and tendered plans for the erection of Transportation Building, for the New England Transportation Co., to be located at Bridgeport, Conn.

This departure into the commercial field of architecture is in keeping with the experience and general practice of the firm of John and Drew Ebers—so well known in theatrical circles.

**Sells Six Sound Systems**

Henry Sorensen, president of Modern Theatre Equipment Co., Dallas, reports that he just sold six Mirrophonic De Luxe sound systems, Model M-11, to Jefferson Amusement Co. of Beaumont, Texas, which represents the second large order he has had from Jefferson Amusement Co. for sound and projection equipment in the last ninety days.

**SPAB Tightens Building Grip However, Filmland May Get Concessions**

(Continued from Page 1)

day at the Supply Priorities and Allocations Board following announce ment placing a ban on all construction projects which use critical materials such as steel, unless they are either necessary for direct national defense or are essential to the safety and health of the people.

During the last war, the film industry was placed on an “essential” basis. During the present emergency, industries are not classified on that basis, but each case is considered on its own merits. If, in a studio wants and needs steel for construction of a set, it makes application to the Priorities Division, and after due consideration, the application will be either accepted or rejected.

Recognize Filmland’s Place

Actually, while the steel situation is not as bad as indicated that officials are inclined to look with an indulgent attitude on requests from the film industry, due to the important part it is playing in defense programs, in furnishing entertainment to keep up public morale.

In addition, the contribution which the industry is making directly toward entertaining the men in the armed forces has made a good impression on defense chieftains. The result is that although the industry will be pressured to conserve as much of the critical materials as necessary, and to make substitutions, in every instance where possible, it is not likely there will be a prolonged pinch on the value of exhibition house properties.

However, what is being accomplished without use of steel, and film architects feel this can really be done.

With wages and the number of wage-earners increasing, with possible reflection in box-office receipts, officials here could not estimate whether this unavailability of new houses should have any effect on the value of exhibition house properties. There are two many improbable factors involved, which the industry members themselves are better able to consider, it was pointed out.

**New Atlantic Theat. Has Staggered Seats**

Atlantic, Ia.—Pioneer Theater Corp.’s newest theater, the New Atlantic, is a modern, streamlined house from marquee to the new silver screen and will be managed by Art Farrell, formerly of Rock Rapids, La.

Latest word in the theater equipment used is the staggered seats installed by the Air-Loc Seat Industries of Minneapolis, Minn. The seats are a startling innovation in theater chair comfort hereabouts.

The 400-seat house has a marquee with three large rows of display letters backed with opalite glass and neon lighting.
Chicago, different this American D., J. 19x627 Simplex L. on spending all that booth Riddell and two completed to the job, $20,000 Walker the J. Columbus the 638-seat chief for the new 700-seat Corp.'s expansion capacity—pushing. The new type theaters specialize in the individual speaker system with the wiring and ramps of a more permanent construction than in the past. Several new features have been added to the durability and construction of the motion picture screen house and the landscaping of the grounds. Other added features are the toll-type box-office, with four lane entrance, and the increased car capacity from the usual average of 600 to 1,000. Refreshment stands and special new type lighting features, together with recreation centers and bowling alleys. Millford, Conn.; Alexandria, Va.; Glen Burnie, Md.; and Miami, Fla.

**Date for Reopening Of Ritz Not Determined**

Wilmingtom, Del.—Reopening date for the Ritzy, WB house acquired last week from Loew's, has not been decided. Improvements will include new seats, carpets, draperies, stage sets and installation of modern RCA sound and projection equipment. A new stage will be installed. The entire building will be redecorated and improvements made to the heating and cooling system. There also will be changes made in the marquee.

**ESC Fills Order**

Exhibitors Supply Co. of St. Louis announces the installation of Mipograph projectors at the Ritzy Theaters in Pontiac, Mich., and Microphone De Luxe sound at Harrisburg, III., at the Grand Theatre.

**Four Outdoor Stands Planned by E. M. Loew**

Boston, E. M. Loew's Theaters has announced the completion of plans for several new open air theaters, construction on which is to begin within the next few weeks in Hartford, Conn.; two in Philadelphia; one in the northeast section and another in West Philadelphia; and a second open air theater in Washington, D. C., as they now have the Mt. Vernon Open Air Theater, which is located in Alexandria, Va., only a few miles from the Capitol City.

**New Color Pictures Are Shown in France**

Vichy (By Air Mail)—A revolutionary new way to make color motion pictures has been shown in this country of unprogress. Prof. Lucien Henri Roux, of the Paris Institute of Optics. The films are black-and-white, developed and printed in black-and-white. The ordinary means. Difference comes from two lenses, one fitted on the camera which takes the photographs, the other fitted on the projector.

The colors are supplied in the printing of the film, and are mixed in the beam of light casting the pictures on the screen. The lens which takes the pictures is divided into four equal sections. It takes four pictures superimposing them on the photographic film with a slight offset of each image. Each section is in a different color,—red, green, blue and yellow forming the quartz. Each to the four pictures is taken through a different color filter.

Although all the pictures are black-and-white, the effect of the filters is to give each section a different depth of black-and-whites. All four are visible, being slightly superimposed, making a single image.

Prof. Roux keeps the nature of his process secret and refuses to say that he is using the principle of parallax,—the displacement of an object when seen from two different angles. His two lenses are hand-made.

**New Field Notes**

**VARIETY CLUB of Buffalo, Tent No. 7, has launched reconstruction and redeco- rating program for its quarters. Job is under direction of Michael De Angelis, theater architect, who is a club member.

Vic J. Hayes has leased the Lorne, O. Theater from the city, and, after re-equipping it throughout, has opened it as Hayes-Fox Theater. All equipment was furnished by the Cleveland National office and includes Simplex sound, Simplex projectors, lamps, boxes, screen and chairs. House is 350-seater and R. L. White seat former lease.

The old Kiddell Theater, Clarksville, Ark., has been shuttered for extensive remodeling. According to Manager Jack Thomas, it will reopen shortly as the Elberta Theater in honor of that sector's chief crop,—Elberta peaches.

**Having completed expansion pro- gram to triple seating capacity of its Princess, Jacksonville, Ala., J. L. Twayne negotiated purchase of 204 chairs from Ideal-Seating Co. of Grand Rapids, chairs to have Juillard Co.'s corduroy and Catan Corp.'s Co-Hyde covers.

**National Theater Supply will install Simplex projection in the 700-seat Wethers- field Theater, under construction in New Haven.

**Tom Scott, theater owner formerly operating in Columbus Grove, will open a new 300-seater in Wayne, Ohio, on Oct. 16, to be known as the Wayne Theater. L. H. Walters, manager of the Cleveland branch of NTS, supplied all new equipment including Simplex sound, Simplex projectors, lamps, projector screen and Alexander Smith carpet.

Peter Parakos and Joseph Quittner will open their new 1,000-seat Eastwood Thea- ter, East Hartford, on Nov. 1. American Seating chairs are being installed. NTS is furnishing booth equipment, sound and carpet.

The Van Nominos circuit in Chi., in co-operation with Miller and Swann- son, joint owners of the Orpheum and Webb Theaters in Savannah, III., are spending $20,000 for improvements to the Orpheum, enlarging the house to 750 seats, using Kroeber Push-Back chairs for the job, new front, and modernizing the stand in all departments. E. W. Wanger is the job's architect.

Daly Theater, 638-seat house in Plain- field, Conn., will be renovated by Owner Michael Brenkert, who will be doubling it by American Seating Co., and a new mar- quee is among items in project.

The J. & J. Realty Co., operators of several theaters in Sheboygan, have purchased two of their properties, and are reported considering erection of a theater, bowling alleys and several stores on the property.
PARA. DRAFTS PLAN FOR MINN. SELLING
Columbia Re-Gearing Its Distribution Methods

THE WEEK IN REVIEW
Browne-Bioff Trial

Exortion Trial: Government's suit against George E. Browne, IATSE proxy, and William Bioff, his Coast rep, got under way before Federal Judge John C. Knox in Wednesday. U. S. District Attorney, Matthias F. Correa, in his opening address to the Court, cleared the four majors—Loew's, Paramount, Warner Bros., and 20th Century-Fox—of any suggestion of collusion with the defendants who are charged with extorting $550,000 from the four majors to prevent the calling of a studio strike. Nicholas M. Scheneck, Loew proxy, was first witness for the Government. He testified that Bioff called himself "the boss" of the IATSE, and at first demanded $2,000,000 to hold off a strike, later decreasing his demand to $500,000 and then to $250,000 annually from each of the four companies.

Allied: Allied board will hold a parley in Pittsburgh on Oct. 22 at which some action on the all-industry committee is anticipated. Michigan Allied voted approval of the unity proposal in its entirety. H. M. Richey addressed Mich. Allied, calling unity vital to the industry. Allied held a meeting in connection with Mich. Allied parley and decided to make a survey of sales policies of the distributors, under the consent decree. Earl J. Hudson, UDPT proxy, outlined a plan for institutional advertising for the industry. Later Paramount and Loew's announced they would back such a campaign.

NEWS IN BRIEF: D. Worth Clark, chairman of Senate sub-committee probing alleged war propagandas on the part of jox, stated the inquiry would be continued, but gave no date for next hearing. Minnesota's anti-five law was held valid. Warner Bros. was first distr. to announce it would not sell in Minn. David O. Selznick.

Montague Says Company Is Prepared to Meet Rapid Flow of Columbia Product

Columbia is re-gearing its distribution setup to meet the rapid flow of product now scheduled, according to Abe Montague, general sales manager. Montague told the trade press, following the first session of the company's three-day regional convention at the Hotel Warwick, that Columbia's releasing program (Continued on Page 6)

Consent Award Ends Cornwall Complaint

Case filed by the Cornwall Amusement Co., operator of the Storm King Theater, Cornwall-on-the-Hudson.

Propaganda Hearings Are Postponed Further

Washington Bureau of THE FILM DAILY Washington—The hearings being conducted by the Senate Interstate (Continued on Page 7)

Talent Loans Show Advance

51 in Third Quarter; Nine Months Total, 142

AFL Amends Constitution: Means of Ousting Browne

Seattle—The AFL in session here Friday amended its constitution, reducing the membership in the executive council from 15 to 13. This is regarded as a means of getting George E. Browne, IATSE proxy, off (Continued on Page 5)

UA WILL FOLD MINN. BRANCH

Minneapolis Exchange Ends Operations Oct. 25

United Artists will close its Minneapolis exchange on Oct. 25 as a result of the upholding of the Minnesota anti-block-of-five law. Decision to suspend operations in Minneapolis was reached by UA executive Friday afternoon. Servicing of product in North and South Dakota and throughout Wisconsin will be handed out of other points, possibly Milwaukee, Denver and Des Moines.

Haskell Masters, Western division manager, said that the Minneapolis branch staff would be dismissed but that the company would try to take care of as many of the personnel as possible by moving them to other spots. Ralph Cranblett is the manager.

Ask Receiver for Kaufman's Local

Six members of Local 244, Moving Picture Machine Operators' Union, filed a petition in the Newark Chancery Court asking for the appointment of a receiver for the union and an accounting of the money as of July 15.
**THE BROADWAY PARADE**

Picture and Distributor  
Serengeti York (Warner Bros.-Jesse L. Lasky)—15th week  
**THEATRE**  
Hollywood  
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—9th week  
**AFTER**  
Loew’s  
Lasky Bros.—Mr. Hyde (Universal Pictures)—8th week  
**THEATRE**  
19th Century-Fox  
Dumbo (Metro-Goldwyn-Mayer)—2nd week  
**FOOTLIGHTS**  
Music Hall  
Man in the Moon (Warner Bros.)—2nd week  
**THEATRE**  
Central  
Kukun (Adventure Spies, Inc.)—3rd week  
5th Ave. Playhouse  

**FUTURE OPENINGS**  
Sergeant York (Warner Bros.—Jesse L. Lasky)—Oct. 17  
**THEATRE**  
Strand  
Flying Cadets (Universal Pictures)—Oct. 15  
**FOOTLIGHTS**  
Radio  
Nothing But the Truth (Paramount Pictures)—Oct. 29  
**THEATRE**  
Paramount  
Smiling Through (Universal—Goldwyn)—Feb. 21  
**FOOTLIGHTS**  
Rosy  
Battle Starr (Twentieth Century—Fox)—Feb. 23  
**THEATRE**  
Century-Fox  
Dumbo—RKO Radio—Walt Disney—Oct. 23  
**FOOTLIGHTS**  
Texas  
Mark of the Mummy (Metro—Goldwyn—Mayer)—Oct. 16  
**THEATRE**  
Lasky Bros.—New York  
How Green My Valley (Twentieth Century—Fox)—Feb. 23  
**FOOTLIGHTS**  
Rival  
You’ll Never Get Rich (Columbia)—Oct. 16  
**THEATRE**  
Music Hall  
Wild Goose Calling (Twentieth Century—Fox)—Oct. 23  
**FOOTLIGHTS**  
New York  
Week-End For Three (RKO Radio Pictures)—Oct. 23  
**THEATRE**  
Palace  
Apache Kid (Republic Pictures)—Oct. 24  
**THEATRE**  
Cleveland  
Death at a Broadcast (Film Alliance)—Oct. 17  
**THEATRE**  
New York  
A Sailor on Horseback (Scandia Films)—Oct. 25  
**THEATRE**  
New York  
The King ( Trio Films) (c)  
48th St. Theater  
5th Ave. Playhouse

(October 10)

NY NEW YORK STOCK MARKET

Nev. High Low Close

Am. Scot... 97% 97% 96%
Col. Picts... 97% 97% 96%
Columbia Picts... 95% 95% 92%
Col. Picts... 96% 96% 93%
Con. Fm. Ind. pfd... 13 12 12
East. Road... 13 12 12
Gen. Th. Eq... 12 12 12
Guth. Picts... 10 9 9
Hist. Ind. pfd... 10 9 9
Paramount... 10 9 9
Rem. Ind. pfd... 10 9 9
RKO... 10 9 9
RKO... 10 9 9

(October 10)

NY NEW YORK BOND MARKET

Lehman's... 13 12 12
Par. B. 3215 3215
Par. B. 3215 3215
Parr. Eq... 13 12 12
Warner Bros... 13 12 12
Warner Bros... 5 4 4

(October 10)

NY NEW YORK CURB MARKET

Monogram... 5 4 4
Radio-Keith-Eye... 13 13 13
Sexton Corp... 13 13 13
Technicolor... 13 13 13
Universal Picts... 13 13 13
Universal Picts... 13 13 13

Fete J. F. Reed Tomorrow  
On His 30th Anniversary

New Haven—Joseph F. Reed, oper-  
ator of Bryan Memorial, Washing-  
ton, and the Bantam Theatres, who  
celebrates his 30th anniversary in  
the business this month, will be feted  
at a testimonial luncheon at the  
Cerian plumber, who will be emcee.  
Reservations and arrangements are  
in the hands of Dr. J. F. Fishman,  
President of Allied Theatre Owners  
of Connecticut, who sponsors the  
event, Sam Selovsky, Republican  
Manager, and Daniel Pouzner, of  
the Middletown Theaters.

Reed started showing pictures in  
this territory with portable equip-  
ment 30 years ago. Later he switched  
to cameraman and was at various  
times associated with Mutual,  
Selznick, News, Kinograms, and  
Pathé. In 1934 he returned to  
exhibition in Connecticut. He is at  
present chairman of the executive  
board of Allied and has served as  
president and vice-president.

UA Names Percy Taylor  
As SIC Branch Manager

DENVER—Percy Taylor, United  
Artists salesman here, has been  
appointed UA branch manager in  
Salt Lake City, according to Howard  
Hartford, resigned. Taylor’s place  
in Denver will be taken by Alex  
Singelow.
"Somewhere in Europe"—each night—the R.A.F. raids the enemy. Here—in a full-length feature—is the authentic, thrilling story!

No actors these. From Commander-in-Chief to Ground Crew—they're just men doing a job—a great job!

You'll fly with them over the enemy's lines! Unbelievable? We thought so too 'till we saw it. Thrilling? Man, this is tops!

It's from WARNERS—naturally!
Para. Drafts Plan For Minn. Selling

(Continued from Page 1)

that it would "relieve the situation." They would not say whether selling would be resumed on a new basis, but that is the understanding.

In a telegram to T. E. Mortensen, publisher of Greater Amusements, Minneapolis, Neil Agnew, Peekmount general sales manager, declared that "you may be sure we are fully cognizant of the gravity of the Minnesota situation and doing everything possible to alleviate it. Austin Keough (general counsel) assures me nothing being left undone to bring about necessary relief within shortest possible time. It is our hope entire situation will be cleared up before end of week." He added, the other four companies are considering various ways to meet the crisis which may force many theaters to close because of a product shortage in Minnesota. United Artists plans to close up its office in Minneapolis on Oct. 25.

Metro Will Consider Its Minnesota Course Today

Chicago — William F. Rodgers, Metro sales chief, stopping here on his return from San Francisco, said that no decision had been reached on what action Metro will take in Minnesota following court's decision that the state's anti-trust law is valid. The matter will be taken up, he said, on his arrival in New York today.

Regarding the unity plan, Rodgers stated that he had talked with many exhibitors on his Western trip and that they all favored the proposal advanced by Allied's board. The sales chief said that more than 3,700 contracts had been sold on Metro's second block.

"Hollywood," Rodgers stated, is doing great business, breaking many records in the spots where it has been shown. He further asserted that the company's Mickey Rooney-Judy Garland musical, "Babes on Broadway," will be the greatest film of the new season. A close second to it, he added, will be Katharine Hepburn's "Woman of the Year."

Ask Receiver for Kaufman's Local

(Continued from Page 1)

funds from the beginning of 1929. Vice President Bigelow said that he would decide tomorrow whether order Louis Kaufman, businees agent, and other accused union officials to show cause why they should not be granted.

Kaufman, who was indicted with Nick Cirello (Dean) Sept. 29 f- alleged extortion, the true bill naming George E. Browne and William Bioff as co-conspirators, is accused by the six plaintiffs as pocketing half the $29,000 annual dues. Besides, they asked that Kaufman and other defendants in the 186: 36 case be ordered to pay to the union $13,000 for costs and other costs arising out of the earlier suit.

The 93-page complaint explains how Kaufman divided Essex theaters into four classes. Operators in the first class receive $110 weekly, and $95.87 for work in second class houses. The pay scale runs down to $25 to $40 in fourth class.

Two of the plaintiffs, Edward - McCruden and William Primme, said they received only $55 weekly in a house in the second class when the rate is above $90. This arrangement by Kaufman was for revenge or for personal benefit, they said. Other affidavits said operators were moved like pawns from good paying to poor paying jobs if they opposed him.

Defendants in addition to Kauf- man are, Harold Shadbolt, presi dent; Daniel Oliner, vice-president; William C. Ussler, treasurer; Har ry S. Oppenheimer, secretary; An drew Gehring, assistant business agent; McElroy, Tony Cocito, Vincent Shauer, George Rolly, Ivan Hoag and John Torton, mem bers of the executive board, and Harry Schoelcher, Herman Hutte and Albert Schults, trustees.

Vaude In Rochester's Temple

Rochester—"Fats" Waller and his orchestra will launch the vaudeville season at the RKO Temple for four days starting Oct. 23, according to Manager Lou Mayer.

[Image and text not legible]

Happy Birthday to You

Irene Rich Laraine Day
Harry Hershfield

[Image and text not legible]
**REVIEWS OF THE NEW FILMS**

- **All-American Co-Ed**
  with Frances Langford, Marjorie Woodworth, Johnny Downs
  (Hollywood Preview)

- **Dangerous Lady**
  with Neil Hamilton, June Storey, Douglas Fowley
  64 Mins.
  PRC

- **Fast-Moving Comedy Melemorama for Its Class; Should Do a Supporting Feature.**
  Within its budgetary confines, this is a nautical melodrama that nicely handled all the way, although yarn is on the weak side. Bernard B. Ray, who produced and directed, aimed for a combination of suspense and laughs, and made the grade.
  Film features a married couple with the husband, a private detective, and the wife, a brainy lawyer. Both have a yen for adventure in the manner reminiscent of the pair made famous in "The Thin Man." Couple is concerned over girl who has been framed for murdering a judge. Before finding the proper ones, however, looks like suspects, know the answer, are killed.
  Neil Hamilton does a good job as the carefree detective. As the wife, June Storey is very much in evidence.
  CREDITS: In Charge of Production, George R. Batcheller; Producer and Director, Bernard B. Ray; Original, Leslie White; Screenplay, Jack Natterford; cameraman, Jack Greenhalph; Film Editor, Carl Hini.
  DIRECTION, Good. PHOTOGRAPHY, Good.

- **Louisiana Purchase” Ad Contraband Called for Coast**
  West Coast Bureau of The Film Daily
  Hollywood—Paramount will hold a three-day conference on "Louisiana Purchase” advertising, publicity and exploitation here Oct. 17-19, with Neil Agnew, Robert Gillham, Al Willig, Aleo Moss and field exploitation men coming on for the sessions at the Ambassador Hotel. Conference was suggested by Y. Frank Freeman. Gillham and Moss will preside.
  Field reps. coming will include Sid Mesibov, Guy Evans of New York; Fred Hartman, Chicago; William Brooker, Philadelphia; Arnold Van Leer, Boston; Jack Dailey, Dallas; J. Maxwell Joice, Cleveland; William Lansburg, Kansas City; James Lundy, Denver; Norman Sproll, Cincinnati; E. J. Wall, Al. John, Lewis Hewlett, Santa Ana, and Ralph Ravenscroft, Los Angeles.
  C. L. Matthews
  Atkins, Ark.—C. L. Matthews, 59, manager of the New Royal theater, died at his home here.

- **Jungle Man**
  with Buster Crabbe, Sheila Darcy, Weldon Hayburn
  63 Mins.
  PRC

- **Hokey Melemorama and Never Convincing; Stacks up Weak Supporting Material.**
  Somebody must have had a lot of jungle on hand. It is available because it appears a jungle yarn was written around it for no other reason. Almost half the film deals with stock shots and while edited fairly effectively, tale never sheds its implausibility.
  Bored with the sight of an heiress, Sheila Darcy sets off to the jungle with her fiancé, Weldon Hayburn, a friend, Robert Carson, and her father, Paul Scott. The explorers are off to photograph a lost city. In the jungle, is Buster Crabbe, young doctor, and a priest, Charles Middleton, who is a brother of the girl's father. Head hunters, jungle miner, Joe, died at grim through shaft-infested waters for a serum, are all tossed in for good measure.
  Buster Crabbe plays his role in a competent fashion. Others suffer from the script and the direction.
  CREDITS: In Charge of Production, George R. Batcheller; Director, Henry Fraser; Producer, T. H. Richardson; Original Screenplay, Rita Douglas; Cameraman, Mervyn Freeman; Film Editor, Holbrook Todd.
  DIRECTION, Fair. PHOTOGRAPHY, Adequate.

**SHORTS**

- **“Popular Science” (J-1)**
  11 mins.
  Paramount
  Good Reel

- **Unique Band Presentation**
  Against the vastness of Long Island's Jones Beach, Paramount presents an unusual band subject. Featured are Johnny Long and his team playing several good selections as the camera roves along the water front, through the recreation area with stops at the show for a shot of pretty faces and crowds. Music is good and the backgrounds pleasing so that audiences should be well entertained.

- **“Northern Neighbors”**
  Universal
  9 mins.
  Average Travelogue

- **Boogie Woogie Bugle Boy of Co. B.**
  Universal
  71/2 mins.
  Lively Cartoon

**AFI Amends Constitution: Means of Ousting Browne**

(Continued from Page 1) the AFI executive council without asking for his resignation.

Brown is now on trial in New York City with his West Coast rep. William Bluff, on a charge of exporting $500,000 to Hollywood producing companies to prevent the selling of a studio strike.

**ASSIGNMENTS REDUCED ASKED BY WARNERS, RKO**

Petitions for reduction of assignments were filed Friday in the N. Y. Supreme Court against the Tax Commission of the City of New York by kao Bros., Pictures, Inc., Stanley-Mark-Strand Corp., Intransat Theater Corp., RKO Radio Pictures, Inc., and Warrott.

warner Bros. seeks a cut in the assignment in the 1041-42 for the Hollywood Theater from $1,125,000 to $525,000 and a reduction on its 94th St. warehouse from $276,000 to $641,000. Its subsidiary, Intransat, asks for reduction on the home office building at 44th St. from $1,385,000 to $1,034,000. Stanley-Mark-Strand seeks a reduction on the Strand theater from $3,420,000 to $2,128,000.

RKO asks that its building at 35 W. 45th St. be reduced from $415,000 to $250,000. A reduction from $340,000 to $155,000 is demanded for the Biltmore theater from Warrott.

**Charles V. Brown Dead**

Iowa City, Ia.—Charles V. Brown, 43, owner of the Strand theater at Iowa City, died at Mercy hospital at Iowa City from a cerebral hemorrhage.
Consent Award Ends Cornwall Complaint

(Continued from Page 1)

son, N. Y., has ended in a consent award, following an agreement reached by the parties involved. Paramount and RKO, named with 20th Century-Fox, Loew's and Warner Bros., were dismissed from the complaint.

Plaintiffs asked that the clearance granted to the Fritz and Broadway Theaters, Newburgh, be reduced from 30 days to seven. Under the agreement between the complainant and the three distributors, the clearance was reduced to 20 days. Terms of the settlement were submitted to the arbitrator who rendered a consent award.

Selznick Staying Until UA Presidency is Filled

(Continued from Page 1)

Century Limited Friday that he will remain here until the task of selecting a UA president is completed. He had that should take a week or 10 days.

When told the names of Joseph Bernhard and George J. Schaefer were mentioned most frequently for the post, Selznick laughed and said, "You fellows probably know more than we do."

Selznick denied that the appointment of Landy Lawrence as special representative was a preliminary move to the naming of Lawrence as general sales manager. "Nothing to it," he commented.

Inland Theater Circuit Houses In Option Deal

Wall Walla, Wash.—An operating option on theaters owned by Inland Theater Co. in Walla Walla, Ellensburg, Toppenish, Sunnyside, Kennedy and Pasco—but not those in Yakima—has been taken by a Middle Western group of operators, represented by Fred S. Jorgo, and, expiring Feb. 10 next.

This announcement has been made by Frederick Mercy, Sr., of Yakima, Wash., president and founder of the chain of theaters.

The Yakima (Wash.) Theaters will continue under Mercy's personal supervision, while the others will be supervised by his son, Frederick Mercy, Jr., general manager.

Walla Walla will be the operating headquarters of the option circuit during the term of the option.

"Dumbo" Premiere a Benefit

Premiere of "Dumbo" Oct. 23, at the Broadway Theater will be under the sponsorship of the Vocational Service for Juniors, it is announced by RKO Radio and Walt Disney Productions. Following the formal opening of "Dumbo" will be presented on a popular continuous-run policy.

Ross Sees Bright Biz Future

Field and Supervisory Staffs Up Sharply

Rapidly improving theater business has fully justified manpower increases of the U. S. Circuit Service which now has a field force larger by 30 per cent than a year ago. The number of national supervisors has increased 150 per cent in the last 12 months, was said at the week-end by Pres. H. H. Ross.

Home from a trip to the West Coast and Southwest made for the purpose of studying general business conditions and their relation to the film industry, Ross sketched an encouraging picture.

"One year ago," Ross commented, "we detected the first signs that the motion picture industry was coming out of the doldrums. Immediately our problem was to read the signs, to confirm our judgment, and to do everything to meet improvements.

"For a service organization, it is imperative that we keep a couple of steps ahead of the parade, in this case the one toward improving theater business. The only way we can do that is by improvements in our national coverage, in our direction of the manpower that makes up that coverage. That means expansion all along the line.

"It's easy to see that any move toward expansion must be preceded by assurance that expansion is warranted. Otherwise, if we guess wrong, we stand to hurt ourselves and to hurt those of our clients who have faith and knowledge of what is going on.

"That is why it is particularly pleasing to know that our expansion—which we undertook during the early months of this year—is definitely justified. Business is today as active as ever. Theatre grosses reflect this activity. Not only is this present situation a profitable one, but it gives as well, every indication of being a healthy situation on which futures can be built.

"You can hardly move, nowadays, without seeing the tremendous economic dislocations brought on by the National Defense Program. Factories are working time and double time. New communities are springing up where none were before; demands for new employment and new habits—all are being changed rapidly and ever more rapidly. Men who are employed are working now at work, and many who were at work are now receiving wages greatly higher than those they received a year ago."

"The word 'optimism' is often overworked. Moreover, casual expression of optimism can be dangerous, in that it never pays to throw your hat over the goal post before you reach it. But it doesn't seem fair to say that there is every justification for optimism for the coming months."

U. S. Will Nolle Prose

David, Kaufman True Bills

Washington Bureau of THE FILM DAILY

Washington—The D of J will move to nolle prose the indictments pending against J. Warren Davis, former supervisor of the 9th Circuit Court of Appeals, and Morgan S. Kaufman, former bankruptcy referee. Both have been foreclosed and arrested the U. S. Decision, announced by Attorney Gen. J. W. H. Whitman, has been foreclosed and arrested the U. S. Decision, announced by Attorney Gen. H. E. B. Whitman, and is now waiting for the proper party to move for the release of the Government's funds which are to be paid to the Government of the United States for work done.

The retired jurist, a resident of Merchandise, N. J., was accused of accepting $25,000 in two unsecured loans from William Fox, one-time movie magnate, in connection with Fox's bankruptcy litigation in the Circuit Court.

Judge Davis denied the accusations. Fox, indicted on similar charges, pleaded guilty and was the Government's chief witness against Davis. The prosecution contended that Kaufman, whose house is at Scran ton, Pa., acted as "go-between" in arranging the alleged loans.

To Play Jewish, Italian Pix

Rochester—M. Fogel has taken over the Embassy and will show Jewish and Italian films, he announced, to redecorate and renovate the house, long dark.

Canadian Army Film Unit

Subject of Grierson Talks

Toronto — John Grierson, representing the National Film Board of Canada, is now in England for conferences with the British Ministry of Information, the purpose being the creation of a moving picture section which will form an enlisted department of Canada's armed forces across the Atlantic. This unit would shoot action pictures under the direction of the General Staff Headquarters and the prints are to be available to companies in the United States, Africa, New Zealand and Australia.

Details of the new organization had been worked out before Grierson proceeded to England. The new material will be released as part of the Canadian Carries On series.

W. G. Murray, general manager of the Canadian Broadcasting Corp., made an official visit in England where he discussed plans for the organization of an educational broadcasting network which would be allied with the making of the official war films.

Aid Chi. Fund Campaign

Chicago—John Fralaban and Clyde Ekehardt have been named as chairmen with Jack Kirsch of the amusement division of the Chicago Community Fund drive. John Smith, of the Operators union heads the labor division.

THE WEEK IN REVIEW

Broun-Biott Trial

(Continued from Page 1)

closed deals for UA stock. He no longer has assets in the stock. Warner Bros. announced elimination of eight low-budget pix on its current strip of remaining materials, which may cause an eventual partial shut-down on new theatre building... Republic will expand its production. Coast reported $5,000,000 increase in production budget to $15,000,000. A million was also located for two new stages. Universal is signing term contracts with circuses—three years for FW and Warnert, and term pact with Paramount partners and RK circuit. Department of Commerce predicted admission receipts in 1941 would set a mark... East Coast craft locals, but for producer parcel on new contract, broke away from IATSE and will negotiate with UA.

U. S. admission tax bring higher b.o. prices in Ohio... Circus shows for Army and Navy meet with approval at industry-Fox official parade in Washington... Metro will keep 50-50 terms for "Gone With the Wind" when it is released... Paramount is swapping $29,000,000 for s66e47 notes for 3% 447 notes.

Frisco Singles Experiment

Clicks With "A" Pix Only

San Francisco—S. H. Levin, head of a San Francisco neighborhood theater circuit, six weeks decided to see if the public was just talking when they stated they preferred single bills—or if they would back up that talk at the box-office. The Vogue, a small house in a class district, was selected for the experiment—and the result has publicized the many plays in the local papers. Here's the results to date:

Business has been smash when the house has booked exceptionally good "A" product—and business falls away to a trickle when the house is forced to book run-of-the-mill films. Ups and downs are much more sharply marked than in the circuit's own shows. If one is to believe the people who want single bills know in advance exactly what they want to see, while the double bill's customers just drop in to see a movie. The Vogue's experiment will be continued.

Gerber Quits A. D. Post

Chicago—Martin Gerber, assistant to H. S. Port, well known to the film trade, has resigned from the staff of U. S. District Attorney Albert Woll.

Norman V. Norman Dead

London (By Cable)—Norman V. Norman, 70, former European manager for the Shuberts, died Friday.
Drought Expected to Bring Second Acute Power Shortage in Southeastern States

Nashville, Tenn.—A second electric power shortage for 1941 is predicted for many of the Southeastern states due to a drought which began in the early Spring. Electric power agencies in Alabama, Georgia by Nov. 1 and in Tennessee and other adjoining states by Dec. 1. Leland Olds, chairman of the Federal Power Commission, calls the situation "very serious" and believes that theaters and other current users will be called upon to conserve electrical energy.

Montgomery, Ala.—Sixteen Southern Public Service commissioners and utility executives agreed yesterday at a critical power shortage would develop in the Southeast by Nov. 1 unless heavy rains came quickly.

Imposition of a curtailment program by the Federal Power Commission was forecast, but the group adopted a resolution asking that all power resources of the region be pooled before that step was taken.

Talent Loans Show Advance

51 in Third Quarter; Nine Months Total, 142

(Continued from Page 1)

We recorded, making the nine months total 142.

As in the first quarter of the year deals for men topped those for women. This is also shown by the figures. For actors showed 32 loans of actors and 19 of actresses, compared with 38 of men and 20 of women during January-March. Totals were about even in "April-June with 16 of men and 17 of women, with the three-quarter totals at 86 loans of men and 56 of women.

Paramount loaned the most players during the last quarter and so far this year. Company's July-September loans totaled 17 making 31 for nine months, M-G-M was second with nine for the last quarter and 29 for the year and was followed by 20th-Century-Fox with eight for the quarter and 19 since January. Warners has loaned 18 players since January, four in the July-September quarter.

Player loans reported between July and September were as follows:

COLUMBIA
Chloe Trevor to M-G-M.

Rosalind Russell to Paramount; Robert Lowery to M-G-M; Vivien Leigh to Harry Seidler; Louis Calhern to 20th-Century-Fox; George Murphy to 20th-Columbia.

Film Alliance of U. S. Is Not Dissolving

Film Alliance of the United States is not dissolving as was reported erroneously in a recent issue of THE FILM DAILY. P. N. Furber, president, said that a deal had been made with Astor Pictures Corp. for the distribution of some of Film Alliance product, but otherwise the company will continue to operate as before.

Astor will handle the sales and physical distribution of 25 pictures owned by Film Alliance.

"Yank" Seis Pittsburgh Record

Pittsburgh—"Yank in the R.A.F." broke all opening day records at the Senator Theater.

Vude in Chi. Oriental

Chicago—The Oriental will install vaude next month, it is reported.
ATTENTION SHOWMEN!

NEIL AGNEW=
DELIVER PARAMOUNT PICT INC PARA BLDG TIMES SQUARE=

WE HAVE JUST SEEN "LOUISIANA PURCHASE" ONE OF FINEST
MOST ENTERTAINING PICTURES IN YEARS. BOB HOPE VICTOR
MOORE ZORINA AND IRENE BORDONI SUPERB WITH TECHNICOLOR
BRILLIANTLY HIGHLIGHTING BEAUTY OF HUNDREDS OF GIRLS
MAGNIFICENT SETTINGS AND LAVISH COSTUMES WHICH SERVE
AS SPECTACULAR BACKGROUND FOR HILARIOUS COMEDY AND
DELIGHTFUL STORY OF THIS BROADWAY STAGE HIT. ALL HERE
SO ENTHUSIASTICALLY EXCITED AND IM SO PROUD OF THIS
PICTURE THAT I WOULD LIKE YOU BOB GILLHAM AND ENTIRE
PARAMOUNT STAFF OF FIELD EXPLOITATION MEN TO FLY OUT
HERE NEXT WEEK AS OUR GUESTS AND SEE "LOUISIANA
PURCHASE."

IM CERTAIN THEY WILL SHARE OUR PRIDE AND
ENTHUSIASM IN THIS GREAT PARAMOUNT PRODUCTION AND WILL
WANT TO RUSH BACK TO TELL EXHIBITORS EVERYWHERE
FIRST-HAND ALL ABOUT IT FOR FIRST TIME IN MY CAREER
I STAKE MY REPUTATION AS EXHIBITOR AND SHOWMAN ON
"LOUISIANA PURCHASE" AS ONE OF BIGGEST BOXOFFICE
ATTRACTIONS IN MANY YEARS. REGARDS=

FRANK FREEMAN.
**Rule Theaters Essential, MPTOA Urges**

Metro Exclusive Run Policy is Nixed on Appeal

**5 IA Coast Locals AcceptTerms**

Action Subject to Membership Ratification—Sound Workers, Cameramen Still Negotiating

Delegates of five IA Hollywood craft locals have accepted tentatively the counter proposals offered to them by the producers and have returned to the Coast to submit the contracts to the membership for approval, it was learned yesterday.

Locals, which have reached an agreement, are the Costumers, Studio Laborers, Makeup Artists, Projectionists and the Electricians. While delegates left over the week-end, electricians' local only completed its negotiations with the producers yesterday.

Wage Increases 10-15 Per Cent

Wage increases granted to these locals ranged from 10 to 15 per cent, it was said. Important too, accord-

(Continued on Page 10)

**SwG Amendments Would Limit Active Members**

West Coast Bureau of THE FILM DAILY

Hollywood—The Executive Board of the Screen Writers' Guild has proposed two amendments covering eligibility for membership to be

(Continued on Page 7)

**Texas Allied Okays Unity Resolution**

Allied Theaters of Texas members have voted unanimously to uphold the national board's action on the resolution for industry unity, Col. H. A. Cole, president, informed THE FILM DAILY yesterday by wire. Approval of the unity plan by Texas practically completes the plebiscite

(Continued on Page 7)

**Broadway Holiday Business is Brisk**

Consensus of managerial reports from the big picture stands in the Great White Way sector disclosed very brisk business yesterday afternoon and evening as amusement-seekers took full advantage of an "Indian Summer" Columbus Day with weather bright and balmy.

The Music Hall, with "It Started"

(Continued on Page 7)

**SWG**

**N. Y. Unit of Nat'l Allied Elects Board of Directors**

Albany—New York State Unit of National Allied, Inc., completed its organization at the Ten Eyck Hotel last night, after a long meeting.

(Continued on Page 7)

**Films Buying More Air Time**

Para., UA, RKO Contracting for Pix Plugs

Add Three Dallas Lawyers To Tex. Arbitration Panel

Three prominent Dallas attorneys have been appointed to the Texas arbitration panel. They are Robert H. Hinck; Dallas; G. Biggers and James L. Lipscomb.

Hinck is a member of the law firm of Burford, Ryman, Hinck & Charlton and for many years has

(Continued on Page 11)

**Walker is Slightly Injured in Wreck**

Chillicothe, O.—Postmaster General Frank Walker was slightly injured when the National Limited, Baltimore & Ohio streamlined, hit a freight locomotive on a siding near here yesterday.

The former film executive was treated for a head abrasion.

Mrs. Walker was not injured in the accident in which eight others were hurt.

(Continued on Page 7)

**Metro is Undecided On Action in Minn.**

M-G-M's move in the Minnesota anti-block-of-five situation is still undecided, W. F. Rodgers, general sales manager, said yesterday upon his arrival from the Coast.

Rodgers said he had not talked with other company executives as to the next step, but indicated some decision would be made this week.

Discussions of the problem by other companies were halted yesterday because of the Columbus Day holiday.
Ala. Theaters Fix Juve Base Price at 9.8 Cents

Montgomery, Ala.—Theaters in Montgomery and adjoining counties have fixed their juvenile base price at 9.8 cents, which, plus the 2 per cent State luxury tax makes a total of 10 cents for all children under 12 years. Since the base price is less than 10 cents, the tax will not come under the new Federal tax.

On tickets above 10 cents, Federal tax is being assessed along with the patrons. No decline in attendance is noted because of the extra tax.

Birmingham, Ala.—Theaters here have largely jumpped prices to even figures in meeting the new Federal defense tax on adult admissions.

Strand, a second run, with former admis of 25 cents, is now 28 cents, including three cents Federal tax and 3 mills the tax cut has new price of 22 cents, including 19.6 cents admis, four mills state tax and 2 cents defense tax.

Indiana Exhibs. Reluctant To Increase B. O. Scales

Indianapolis—First-runs in the downtown area as well as non-theaters have added the new Federal tax on admissions and retain the same price schedule as before. This action is aimed to out-state theaters as well. While the odd pennies make more for the cashier and slows up the movement of patrons into the theater, exhibits are not inclined to increase admission prices at this time. There is little complaint so far about the Federal tax on admissions.

Gregory Ratoff to Film Nathan Lyden’s Novel

First of five independent productions to be made by the new Gregory Ratoff-Harry Goetz combination will be Nathan Lyden’s new novel which will be published serially in Liberty Magazine shortly. Story was purchased on the strength of the first two chapters, which Ratoff read in galley proof form.

Company, to be known as Gregory Ratoff Productions, Inc., is also dicker- ing for rights on a current Broadway stage success, release of the first group of pictures will be through RKO, with a possibility that United Artists may distribute some additional productions.

Shirley Temple Signed For Watch Radio Show

Shirley Temple yesterday was signed by Richard Marvin, radio director of WJZ, to appear for the Elgin National Watch Co. in the first radio series of her career. Her Elgin programs will fill the four-week layoff of Louella Parsons’ Hollywood program for Lifebuoy and will run from Dec. 5-26, inclusive. Program will be of a Christmas theme.

Schene, Fabian Pledge Variety Club Support

Albany—Variety’s Albany tent was formally reorganized at a luncheon which was held yesterday by the Ten Eyck Hotel here yesterday. Announcement was made that the club would occupy a suite in that hotel, with formal possession to be taken Nov. 12.

M. A. Silver, Warner Theaters zone president here, presided as temporary chairman. Speakers were James H. Balmer, national treasurer of Variety, and the late John Harris, and Si Fabian of New York and J. Myer Schine, Giov-

crsville.

Fabian and Schine, both active in the reorganization, pledged their co-
operation, seeing it not only as a vehicle for charitable good but also as a united front by the industry and a force for co-operation in the coun-
try’s defense effort. Establish-
ments, keynoting the movement’s success as the good that has been accomplished for others.

For the coming season, Fabian will be at the next meeting, will be installed at a late November banquet.

Sam Coslow Will Head “Soundies” Production

West Coast Bureau of THE FILM DAILY

Hollywood—In a new re-arrangement of the Hollywood organization for “Soundies,” a musical director, Sam Coslow becomes president and in charge of all production of the re-
cently incorporated firm. The new outfit will be called RCM Productions, Inc., the title formed from the owners’ names, James Roosevelt, Coslow and Miltie.

Josef Berne and Dudley Murphy have been signed to direct the sub-
jects under association’s musical direc-
tor and Ben Chapman as casting director. The first group of “Soundies” under the new set-up goes into production Oct. 23 at Fine Art Studios.

Charles A. Hoxie, Inventor Of Sound Film Is Dead

Schenectady, N. Y.—Charles A. Hoxie, retired General Electric engineer who invented sound film, died here yesterday.

Hoxie, who was 72, retired in 1932 in SEACON. He joined that company in 1912 after having been with various telephone companies.

It was in connection with his work on wireless that he began experimenting in his idea on a light beam focused on a small vibrating mirror which recorded the zigzag move-
ments. It was from these experi-
ments that he developed the machine for the first talking movie in 1927. His sound-on-film idea soon superseded the use of discs syn-
chronized with film.

Chi. “York” Showing Tomorrow

Chicago—Warner Bros. will show “Sergeant York” to the trade here tomorrow afternoon.

DOUGLAS FAIRBAIRNS, JR. will arrive in New York tomorrow accompanied by Miss FA- BAN Kr. He has completed his role in- ward Small’s “The Corinian Brothers.”

ONa MUNSON plained in from the Coast.

JACK SEGAL, Columbia assistant foreign manager, leaves by plane today to join the new studio in Mexico City, where the Columbia Latin-American committee was formally opened Oct. 23 to 25.

SIMONE SIMON came in from the Coast over the week-end.

DAMON RUNTSON has arrived at the studio to production of his own picture, “Little Finks.”

ARTHUR WILDE, of the Warner studio publicity department and NORMA LINDROD of the J. Walter Thompson Agency, eloped at Varna over the week-end and were married.

HOWARD SHOUP, Warner designer, f. in from the Coast over the week-end. JOHN GALEFIELD is due in from the Coast this week to confer with Max Gordon on a 9-7121 style vehicle. He recently completed a role in Warner’s “Dangrously They Live.”

FRANK N. HEPB, in charge of labor n-

tions for Warner Bros., is back in New England and Ohio.

CHARLIE CHAPLIN arrives late this week f. the Coast.

MAY PICKFORD has returned from a trip to Hollywood.

Panoram Distributors Organize Association

Cleveland—Urban Anderson, presi-
dent of Midwest Specialties C., northern Ohio distributors of Panoram machine, has been named repre-
sentative of Panoram Distributors of America, an association of all Paton distril-
ators in the United States, Canada, and South America of whom there are said to be 150.

Names are: president, 1: Matthew Eusterman, Rochester; Minn.; vice-president, Vic Manhar, Milwaukee; Minn.; vice-president, E. Hough, Detroit, Mich. Cleveland the national organization headquar-
ters, Anderson states.

“Target for Tonight” Opens at Globe Friday

“Target For Tonight” will have its U. S. premiere Friday at the Globe Theatere. It was announced yesterday by Warners which is handling t distribution of the film in this city. Fox has released it for previewing the Globe Thursday night.
Office Workers Get CIO Charter Friday

(Continued from Page 1)

Workers of America, will present a CIO charter to Local 109, Screen Office and Professional Employees Guild.

The CIO embraces chapters in Columbia, Loew's, the Screen Readers Guild and RKO. Latter chapter was the latest to be formed and has acquired a leadership, a union spokesman said.

Granting of the CIO charter will symbolize the drive by the UOPWA to enroll all the white collar workers under the union banner. Union chapters stated that there are approximately 3,500 eligible among the major companies alone and probably 10,000 for the entire industry.

Meeting Friday night will serve also as an industry-wide rally among the white collar workers. Among the speakers will be Joseph Arran, CIO vice-president. Names of other labor leaders will be announced later in the week as will certain screen celebrities who have promised to attend.

Little Foxes" Topping Records for Two Years

RKO reported yesterday that "The Little Foxes," starring Bette Davis and Errol Flynn, had earned $700,000 in a large first-run in Australia. The film also was released to the trade yesterday.

Taylor as Alexander Hamilton

At Court Bereave of THE FILM DAILY

Hollywood—Metro will co-star Robert Taylor and Hedy Lamarr in "The Dawn's Early Light," the Dorothy Thompson-Fitzs Kortner story of Alexander Hamilton and his, Le Croix. Screen title will be "Gentleman From the West Indies."

Power and the Glory

Aampa's luncheon meeting on Thursday will have both... As for power, there will be a drawing card and honor guest the Mayor of New York... and a wheel of a turnover is expected to hear Mister La Guardia... The glory will be Aampa's as well as Presy Trotta's, for this corner understands that Vincent cerned the attraction and Hizzoner gave assurance of his presence at the feedback session... When formal introductions are in order, you will doubtless find Louis Nizer as the toastmaster... So don't miss this colossal otorical event...

PLUCKED FROM MAIN STEM: There is a Santa Claus even on Columbus Day as witness the Paramount boys and gals all set to work a full day when the phones rang at high noon and they were told they could bite home... Mary Jo Peterson, University of Wisconsin senior who appeared on Fred Allen's program last Wednesday night, attracted the 'tention of alert 20th-Fox scouts who signed her to a contract... Jane (San Fernando Valley) Russell is de clared by Russell Birdwell's gentry of the press hereabouts to be the girl we'd most like to have watching us for every part,—the 'we' being the Navy gobs.

ASK U. S. Film Coin For Australian Leg

A move to compel American distributors in Australia to hold out 100,000 pounds, or the estimated 700,000 pounds they are allowed to remit annually to the United States is being canvassed by Film Council of Actors' Equity of Australia, according to The Film Weekly, Sydney trade paper.

The retained money would be used for legitimate stage productions, importation of new play scripts and to pay royalties on plays already in Australia. Equity, according to the report, will make a bid for public sympathy by staging a campaign for signatures to a petition to be presented to the Federal government. Co-operation of the Musicians' Union and the Theatrical Employees Association is also being sought, The Film Weekly announced.

In New York yesterday, foreign department heads said they had not been informed of the proposal but indicated such a move would be unlawful confiscation.

Pittsburgh Hotel Strike

Without Effect on B. O.

Pittsburgh—In spite of the hotel strike which has completely closed all of the Pittsburgh hotels for the past 10 days, and has affected other businesses, the downtown theaters have been reaping excellent business for the past week.

However, in the event that the strike is not settled it may be necessary to cancel the annual convention of the AFTD of the Pennsylvania, scheduled to be held at the Roosevelt Hotel, Oct. 21-22.

"Iceland" Next for Sonja Henie

West Coast Bureau of THE FILM DAILY

Hollywood—Sonja Henie's next screen test at 20th Century-Fox will be "Iceland," a yarn about a night club in Iceland catering to soldiers there, an original by Robert Ellis and Helen Logan. William LeBaron will be producer.

Frank W. Hawley Dead

Ludington, Mich.—Frank W. Haw ley, 71, co-owner with Butterfield Theaters, Inc. of the Lyric Theater and owner of the Cozy Theater here, died. Surviving besides the widow is a daughter, two sisters and five brothers.

M & P Surrenders Allston

Boston—M & P announced the Allston, suburban house, back to the realtors who control the property.

Holy Christopher!

The Disney office swears to the truth of this amazing coincidence. Matinee of "Fantasia" yesterday at the Broadway Theater, Columbus Day, was $1492.
WARNERS!

You've seen the figures! You've heard the talk! You can't possibly have any doubt! The picture of the year is Sergeant York! The company of the year is Warner Bros. From Memphis to New York! The Year of the Year!
Film Financing Bank
Nearing in Mexico!

Mexico City—Plan for the establishment of a bank to finance the Mexican motion picture industry, a proposal which has been considered for the last three years, again is taking shape here and may become a reality.

It is reported that 10 influential Congressmen have endorsed the venture, and shortly will present a concrete plan to President Manuel Camacho. The bank, when established, would be designed to assure steady production and distribution of Mexican pictures.

Sponsors are of the opinion that it is possible for the bank to start with a capital supply in some counties (about $400,000) which could be amortized within 10 years from profits.

Weisfeld Returns to Milwaukee's Riverside

Milwaukee — The Riverside, dark for nearly the past three months, is slated for unshuttering Oct. 24 by Standard Theaters Co., with E. J. Weisfeld, former operator, resuming his job as managing director. Standard is currently operating 13 houses in Wisconsin, including two theater seats. As in the past, the theater will feature a combination vaudeville and flicker policy with Henry Busse's organ as the opening attraction.

Santell Acquires Rights To "Riverside Drive"

Director Al Santell has personaliy bought the rights to the Broadway hit, "Riverside Drive," the play based on Beth Brown's novel of the same name and which will be produced on Broadway this season. "Riverside Drive" revolves around New York society folk of the famous days at the turn of the century.

Muncy Pollo Ban Stays

Harrisburg, Pa.—Although the State Board of Health had lifted the infantile paralysis quarantine banning children from attending motion picture theaters a week ago in the nine Central Pennsylvania counties affected by the disease, local health authorities have made their own rulings. The Muncy Board of Health is prohibiting attendance at any theater by those under 18.

Blumenfeld Opens Another

San Francisco—Fast expanding Blumenfeld circuit opened another house over-weekend. Times, 506 seats in Sacramento will play second features to the circuit regulars which is right across the street.

Drop Duals for Singles

Ocala, Fla.—Florida State Theaters, Inc., is dropping duals for singles at the Ritz.

Spain Freezes Coin Of Argentinie Cos.

Buenos Aires (By Air Mail) — Argentine film producers, who hope that the recent devaluation of the Argentine peso in Spain might prove a blessing to them, are sadly disappointed. They know there was good opportunity to replace their currency in Spain, but the Spanish Government apparently showing no partiality has frozen the funds of the Argentine film companies also.

Tele Said in for Impetus In Sales and Programming

Television is in for an impetus in both the sales and programming fields, it was indicated yesterday. Tele has been holding back since its commercial introduction on July 1, but now news from two fronts indicates a speedup. Both developments are tied to a new exchange agreement, and the decision in Washington to release certain materials which would tend to aid in the morale-building program. Exchanges are expected to enable manufacturers and televisions alike to prepare a heavy campaign to break shortly before Christmas.

The entire tele industry has been impatient for the go-ahead signal especially since national advertisers have displayed a definite interest in the medium, but they have been dissatisfied to date with the efforts of program-producing agencies to build television shows, and the circulation, which, while reaching many thousands of persons, has not "hit" the public with the same enthusiasm that marked the advent of radio. Reason for the lethargy was said to be the lack of concentrated sales drive by the tele industry to acquaint the public with its advantages.

Technically the tele transmissions, it was reported, have advanced strongly since the regular schedules were put into effect July 1. Advertisers, it was pointed out, have already recognized the technical advancements, but the programming achievements have lagged far behind. Recent withdrawal of two New York department store advertisers from tele was blamed on the inability to present an adequate show.

Tele Up at SMPE's 25th Annual Convention

The SMPE at its 25th annual meeting at the Hotel Pennsylvania, Oct. 20 to 25, will give a prominent place to television.

Lawes Autoblog, to Warners

West Coast Bureau of THE FILM DAILY

Hollywood—"My Life In Sing Sing," the biography by the late Lewis Lawes, former warden of Sing Sing, will be made into a motion picture by Warner Bros. early in the Spring.

REVIEWS OF NEW FILMS

"Mob Town"

Universal 60 Mins.


CREDITS: Associate Producer, Ken Goldsmith; Director, William Nigh; Original Screenplay, Brenda Weinberg, Walter Donigan; Musical Director, H. J. Salter; Camera, Elwood Broddel.

PHOTOGRAPHY, Good.

SCL's Paramount Added To Joe Lawrence String

Salt Lake City — The Paramount Theater, long one of Salt Lake City's first-run houses but which has been closed for nearly a year except for roadshows, will be reopened this month by Joseph N. Lawrence, the manager. Lawrence, who was formerly with Intermountain Theatres, Inc., the opening picture will be Orson Welles' "Citizen Kane."

With acquisition of the Paramount, Lawrence will have six theaters in his independent chain—three in Salt Lake proper, one in Murray, one in Sugarhouse and one in Holladay, all suburbs.

Special Screening of "Celebrity"

To accommodate circuit buyers and first-run theaters in the metropolitan area, Sidney S. Kulick, sales manager of the New York exchange of PRC will hold a special screening of "Mr. Celebrity" today at the 20th-Century-Fox film projection room, 345 West 44th Street at 12:30 p.m.

"What Price Passion" and "Arms and Legs"

Both Rejected by Police Censor in Chicago

Chicago—The police censor reports for September a total of 516,000 feet of film inspected, representing 94 pictures. Total of 26 cuts were made, none was winked. There were two rejections, "What Price Passion" and "Arms and Legs," both submitted by the Dezel Exchange.

"The Hermit of Oklahoma"

Universal 9 mins.

Another in the series of bizarre characters and objects that dot the landscape. An Oklahoman, who went hermit, sculptures in cement. A woman of 80 makes costumes. There is a girl with a pet lamb. A doctor who has a fine collection of glass cup plates. A girl with a Great Dane for a pony in her dog cart. And last but not least a gentleman who lives aboard a Chinese Junk in New York waters.

"George Washington, Country Gentleman"

Universal Fair Subject

A visit to a place that already has been photographed to everyone's satisfaction, the home of George Washington in Mount Vernon. All precious relics are shown and the buildings which have been reproduced with historic fidelity. Camera emphasizes the various phases of the estate as a key to the character of the Father of Our Country.

"Shampoo Springs"

Universal 9 mins.

Oddities in the News.

There is a gentleman of Shilo Springs, Cal., who has piped mineral water to his home which later becomes without soap. That opens the reel which has the following: a baker who makes animal crackers; a grocery store museum; a college professor who collects rare odors as a hobby; a woman who raises a cat in a bottle; and a Buffalo citizen who has taught his horse some unusual tricks.

"In the Groove"

Universal 17 mins.

Lively Musical.

Two-reeler features the orchestra of Freddie Slack. Then there are: the dance team of Mercer Bros.; the Tanner Sisters, a vocal trio; an all-girl team billed as the Knight Sisters; a pretty good roller skating performance by the Lightning Trio; Martha Mears; and Sunny O'Dea, of the Broadway musical stage.

"U" Closes J. L. & S Deal

Chicago—Universal has closed a seasonal product deal with the J. L. and S circuit.
URGES ONE-LEVEL PRICE SCALES

D. M. Idzal of Detroit's Fox Theater Would Eliminate Matinee Admission Reductions Entirely

By H. E. REYES
FILM DAILY Staff Correspondent

Detroit—A proposal to establish one-level prices for theaters by eliminating matinee reductions entirely, was made here yesterday by David M. Idzal, managing director of the Fox Theater, Detroit's largest house, as part of a proposal to raise prices generally, Idzal said:

"There is need for a general price boost, if common sense is used, but it is senseless to raise prices, for instance, to absorb the defense tax as we are trying to do right now, and then evade it by any kind of subterfuge.

"Matinee and early hour prices should be the same as at night. If you buy a suit of clothes in the morning, you will pay the same in the afternoon, and it should be the same with our merchandise—pictures.

"We have already eliminated matinee reductions on Sunday, and have come close to it on Saturdays. The whole idea can be eliminated, by proper public education, gradually. "Extending matinee prices later in the season, another way of avoiding the price boosts we have tried to work out. If matinee prices run, as some exhibitors want, to 7 or 8 p.m., it might well be 10 p.m., and we could forget the new scales.

"Other types of price reductions are wrong, too. Some exhibitors are working on chauffeurs' matinee prices, at two admissions for the price of one. Others have reduced rates, up to 50 per cent, for national defense workers—who are earning more. The defense service, for instance, are a grand thing, but not for the defense workers. Another kind of evasion of the established scale is, we believe, the special, or students' price, adopted in some houses.

"Let's do away with all these ways of increasing the price we say we want to establish."

L. J. Finiske Joins Para. Theater Department Here

Mc Gee, recently with the Schine circuit in Ohio, will succeed Finiske in the Para. department.

Finiske has been associated with Paramount and Publix since 1927 when he attended the managers training school. For many years he was manager of Publix enterprises in Kansas City and the Middle West.

McGee has been active in theater operation in Oklahoma and New England. He has been assistant manager of Ohio for Schine since early in 1940.

Cleveland—Pat Magee has re signed as Schine district manager here to join the J. H. Cooper Enterprises in Denver. He is succeeded here by Frank Nolan, former manager of the Athena Theater, Athens, Ohio.

Ask ICC Modify Findings

New Orleans—A brief asking the Interstate Commerce Commission to modify a finding by one of its examiners on an application by Motion Picture Delivery, Inc., for authority to operate in Louisiana, Mississippi, and Florida, so that "the New Orleans film exchange area may benefit by adequate competition," has been filed by Robert A. Ainsworth, Jr.

WABY Adds Film Reviewer

Many Louisiana may see recent WABY acquisition by way of Skidmore College dramatic stage, will do three 15-minute periods of the Hollywood Sound Stage for Millen Pus, Miss Benay will do highlights of Hollywood and word sketches of names of in the film news.

Texas Allied Okays Unity Resolution

by regular unit, this resolution voted down at the recent national convention in Philadelphia. Every unit, with the exception of Conce- nted, has voted this the resolution, either in its entirety or with limited reservations. The Texas association polled its members by mail. Other units called meetings and voted on the proposal. The proposal in an all-all committee to act on mutual problems.

National board meets Oct. 22 in Pittsburgh to lay the groundwork for putting the unity plan into operation.

Seven Start Shooting On Coast This Week

(Continued from Page 1)


At Paramount: Three shooting.

At Republic: Five shooting, including "Marines On Parade," with Al Pearce and his Gang, directed by Joseph Stanzly; "Mr. District Attorney and the Carrier Case" mystery drama, with Bernard Vorhaus directing. At RKO Radio: Five shooting, including Sam Goldwyn's "Ball of Fire," and "Mexican Spitler At Sea," comedy, with Lupe Velez and Leon Errol. Cliff Reid producing and Leslie Goodwins directing.

At 20th-Century-Fox: Five shooting.

At Universal: Six shooting.

At Warners: Seven shooting.


The Captain of the Omega is "The Captain of the Omega," directed by Robert Bar son, Mary Brian, Eric Blore, George Chandler and Louis Alberni. Director, Richard Oswald.

WEDDING BELLS

Atlanta—Isabel Jewell, film actress, and Pvt. Paul Marion, former Broadway actor now stationed at Camp Croft, S. C., were married here.

West Coast Branch of THE FILM DAILY

Hollywood—Arthur Wilde, member of Warners' publicity department, was married in the company's offices to Martha Burt, Thompson Agency, eloped to Las Vegas, Nev., where they were married.

Rochester—Miss Eleanor Eisen hart, daughter of Herbert Eisen hart, president of Bausch & Lomb Optical Co., and Mrs. Eisenhart, has married William H. Morris.

Chicago—Eugene Ling, of the Illinois-Indiana theater circuit and Bette Coston, daughter of Jimmie Coston, Warner zone manager, were married at South Bend, Ind.

TO THE COLORS!

West Coast Bureau of THE FILM DAILY

Hollywood—Herbert Anderson, Warner player, will be inducted into the Army Oct. 23. Anderson recently completed a role in "The Male Animal."

Ray Thomas, assistant to T. C. Wright, head of Warner Bros. production division, left the Burbank lot over the week-end for immediate Army induction.

Rochester—David Frome, formerly active in theaters here, has been appointed a director of entertainment at Fort Bragg, N. C.

Broadway Holiday Business is brisk

(Continued from Page 1)

With Eve," enjoyed a very good "take" on the day, while the Paramount and Strand respectively were with the second weeks of "Hold Me," and "The Maltese Falcon." The Roxy, presenting "A Tank in the R.A.F." for the third consecutive week, clocked the same satisfactory grosses as has been the rule since the attraction opened. The Capitol, where "Honky Tonk" in its second week, found his strong, and the Rivoli, which was the only top-flight situation with a new film, did well with "This Woman Is Mine."

Trade statisticans runnagged through Main Stem statistics to find holiday away from the houses along Broadway were offering holders, and discovered that this Columbus Day was unique in recent years in that respect, from which the conclusion was drawn that current product has sustained power. Columbus Day last year fell on Saturday, hence managers said that no true business comparison was possible as between yesterday and a year ago. It was pointed out that the large "takes" over the week-end naturally cut into yesterday's potential.

MP Associates Luncheon To be Held on Thursday

Managers of the leading first-run theaters have been invited to attend the luncheon of Motion Picture Associates at the Hotel Lincoln on Thursday. Plans for the annual dinner and dance will be discussed at the luncheon-meeting. Annual affair will be held at Hotel Astor on Nov. 19.

Detroit's UFD Discontinues

Detroit—United Film Distributors is discontinuing service "for the duration," C. E. Skinner, head of the company, is now engaged in tool work here.
Great
Box Office

A YANK
IN THE
R·A·F·
3rd WEEK AT NEW YORK'S ROXY!
3rd WEEK IN LOS ANGELES!
3rd WEEK IN TORONTO!
2nd WEEK IN PHILADELPHIA!
2nd WEEK IN BALTIMORE!
2nd WEEK IN CINCINNATI!
2nd WEEK IN KANSAS CITY!
2nd WEEK IN DALLAS!
2nd WEEK IN SAN FRANCISCO!
2nd WEEK IN SALT LAKE CITY!
2nd WEEK IN MEMPHIS!
2nd WEEK IN MILWAUKEE!
2nd WEEK IN BOSTON!
2nd WEEK IN BUFFALO!

And while "A Yank in the R.A.F." makes holdover history in every key city... Week-end in Havana" begins its first engagement at the Denver Theatre, Denver, by breaking every opening day record of a decade! Another spectacular showmanship smash from the great smash-makers of 20th!
Metro Exclusive Run
Nixed on Appeal

(Continued from Page 1)

tion VI of the consent decree, the distributor will have 'little' leeway, when its pictures to the complainant, M-G-M was directed to offer its product to the Earle.

For approximately 10 years, M-G-M has adopted a policy not to license in the Wilmington competitive result was to be the effect of excluding any pictures shown actually in Loew's Parkway Theater, Wilmington.

Case Based on Section VI

Complainants based their case on Section VI which denies the right of distributors to refuse product to an exhibitor if his theater have certain requirements and if the deal would have the effect of reducing the distributor's total film revenue in the community area.

The board ruled that Section XVII dealing with distribution in producer-owned theaters, does not pertain to the policy claimed by the defendant. Declaring that "to enable independent exhibitors to obtain pictures for exhibition in their theaters is a basic object of the decree," the board continued with the assertion that if each of the five competing companies had the right to grant exclusive runs to its own theaters, the results might be disastrous to many independents who would be unable to obtain few, if any, pictures for their theaters.

Awards Amended

An arbitrator's award was by correcting the name of the Land from Metro-Goldwyn-Loew's, Inc., and adding of the complainant from David Silver (original owner) to John and Grace Koczak, who are now the house after the case was filed.

While decision of the appeals board is considered important, it probably will not have much effect on the Wilmington situation, inasmuch as Loew's recently traded the Parkway for Warners' Aldine.

Former Michigan Governor
To Arbitrate Detroit Case

Detroit—Wilber M. Brucker, former governor of Michigan, will be the arbitrator in the Parkside Theater case which is scheduled for hearing on Oct. 28. Case is considered to be the most important yet filed here because of the major circuits involved.

Digap Arbitration Hearing
Resumes in Buffalo Tomorrow

Buffalo — Presentation of evidence for the petitioner is expected to be completed tomorrow, when the arbitration hearing on the complaint of Dipson Theaters, Inc., against Paramount, Loew's, Vitagraph, KKO Radio and 29th-Fox is

“Humoresque” to Be
Remade by Warners

Hollywood — "Humoresque," the M-G-M disaster story that was made into one of the biggest hits in history of the industry, has been purchased by M-G-M from Producer-Distributors by Warners. Picture will go into work early in the Spring. "Humoresque" was originally made into a motion picture in 1929. It starred Vera Gordon, Alan Rubens and Gaston Glass and was directed by Frank Borzage.

85% of "Arsenic" to be
Shot on Single Stage

Hollywood—"Arsenic and Old Lace," which has been set to go before the cameras at Warners on Oct. 20 with Frank Capra at the directorial helm, will have one of the biggest budgets ever allocated to any Warner production and the melee, which is budgeted to be one of the biggest in the company's history. An unusual production feature is an ingenious set-up created on Stage 7 by art director Max Parker that will allow Capra to shoot 85 per cent of the picture on the one stage.

resumed before Arbitrator Michael Catalano.

First three days of the hearing have been devoted to the testimony of Nikitas Dipson, president of the petitioning company, which seeks restoration of previous films available to its Bailey Theater, Buffalo nabe house, and Robert T. Murphy, Dipson theaters' booker. Dipson contends that since it took over the Bailey in 1939 availability has been changed to favor the Shea-operated Kensington Theater, Buffalo Theaters, Inc., the operating company, is an intervenor in the case.

The arbitrator ordered the adjournment to tomorrow upon the request of all parties. The petitioner's request for the privilege of recalling Murphy for further testimony if it is deemed advisable was granted.

The defense is expected to present its first witness tomorrow.

Varballow Intervention
Defers Parkside Hearing

Philadelphia—Intervention on behalf of his Victoria Theater by Joseph G. Varballow has resulted in the adjournment until next Friday of the arbitration case filed by the Parkside Theater, Camden, N.J. Preliminary hearings started last week. Named in the complaint are M-G-M, RKO, Paramount, Warner Bros. and the Warner circuit.

The Liberty Theater case, also scheduled for Friday hearing, will be started immediately after the completion of the Parkside case.

5 IA Coast Locals
Agree on Contracts

(Continued from Page 1)

...ing to one spokesman, was the correction of a number of abuses in working conditions. The key local are remaining to continue their negotiations. They are the Sound Workers and the Cameraemen. Some concern is being made by the M-G-M producers at the inability to reach an early agreement with these two unions. Indica-tions are the discussions may be lengthy.

Another sign the present labor negotiations are winding up was the departure last night for Hollywood by Dave Garber, of Universal studios, and Sid Rogell, RKO studio. Most important development resulting from the negotiations was the principle of local autonomy which will be a local contract into practice. With the exception of the Grips and Propa Workers, who will let the national bargains. The three, the seven unions are negotiating separate pacts with the producers.

First Breakaway from IATSE

Although all parties concerned are members of the basic pact negotiated by the IATSE in 1939, this is the first time the locals have taken it upon themselves to bargain for wage increases and conditions with- out aid from the International. All contracts expire this year with the basic agreement expiring in 1944. Ability of the locals to obtain individual contracts with the producers is regarded in some quarters as a setback to the International's prestige. However, it is extremely possible that the pressure of the Browne-Blof test has caused the Interna-tional to consider a hands-off policy for the present.

Aldeermanic Exhibitor
Fights Sunday Closing

Asheboro, N. C.—City Alderman Francis White, operator of two film theaters here, recently convicted of violation of the "blue law" prohibiting showing of movies on Sunday, announced that he would appeal the case to Randolph Superior Court.

New Chicago Morning Daily

Chicago—Marshall Field and Silliman Evans yesterday signed a contract with the Chicago Daily News to publish the Loop News Building and using its presses, a new Chicago morning daily newspaper.

Bannell Joins AAA

M. F. Bannell, experienced public relations executive, has been named publicity director of the American Arbitration Association.

Para. Rental Case Up Friday

INDIANAPOLIS—Another hearing on the case of an amount against Podina Theaters for film rentals has been set for Municipal Court hearing Friday, Spitz & Adcock represent Podina.

Hollywood
Speaking—

by RALPH WILK

LIFE of Giacchino Rossini, Italian composer who lived in Paris during the reign of Napoleon III, has been dramatized in the new M-G-M Metro studio plans to make it into a musical version of the "Great Waltz." Original production is planned.

WARNERS have revised plans for "Night at Tony Pastor's," this time for Ann Sheridan. Jack Moffitt will do it screen play.

CAPTAIN FLAGG and Sergeant Quit introduced to the screen 15 years ago in "What Price Glory," are to be seen in a new series of pictures by 20th Century, Fox which owns the rights to the Maxwell Anderson-Laurence Stallings play.

ANNE BAXTER has been signed for Ors Welles for the ingeneous lead in "Magnificent Ambersons," Booth Tarkington story, which starts production last month.

CHARLES "BUDDY" ROGERS will re- port to RKO tomorrow to go before the cameras as the co-star of the new Frank and Ronald Howard film, in the "Mexican Night" story, which is now being shot with Jinx Falkenburg in "Sing For Your Supper," a Columbia musical.

DIRECTOR Edward H. Griffith is seek- ing to get Mercedes Hughes, current appearing in the New York stage show "All Men Are Alike," for one of the roles in "Out of the Frying Pan," which Griffith will make next for Paramount. Re- grettably intends to introduce a number of new screen personalities in the picture.

DIRECTOR Irving Cummings has returns from New York, where he spent a six week vacation following completion of "More Than a Woman," for PARAMOUNT. While in the East he conferred with William Goetz 20th Century-Fox executive.

PARAMOUNT wants Zorina to sign the dotted line of a long-term contract on the basis of her job in "Louisiana Purchase." The studio has a similar yen for character actress Victor Moore, who appears in the film.

JIMMY ROGERS, youngest son of the late Will Rogers, has been signed to a con- tract by Hal Roach to co-star with Noel Bersey, Jr., in the second of the current group of Roach's Streamlined Features. The picture—will have a modern cowboy-back ground and is based on the recent Collier's Magazine story entitled "Dudes Are Pretty People" by Donald Hoag.

MARLENE DIETRICH, Heddy Lamarr, Rita Hayworth, Gary Cooper, Tyrone Power, and many others are the vanguard of more than 60 of Hollywood's personalities who will attend the world premiere of Walter Wanger's "Sundaytown" at the Four Star Theater in Hollywood Thursday night.

Tuesday, October 14, 1944
Films Buying More Air Time
Para., UA, RKO Contracting for Pix Plugs

(Continued from Page 1)

brilliant era, RKO in combination with local exhibitors. Other picture companies are said to be considering the buying of air time.

Biggest network buy is by Paramount which has bought a special package of programs at 6:00 stations for Nov. 1 from 9 to 9:30 p.m., E.S.T., on Mutual to exploit "The Birth of the Blues." The show will originate from studios of KHI, Hollywood, and feature Bing Crosby, Mary Martin, Brian Donlevy, Caroline Lee and Dave Ross's orchestra. Tunes to be plugged are all Aesop numbers.

Add Three Dallas Lawyers To Tex. Arbitration Panel

(Continued from Page 1)

been active in Dallas civic affairs. Biggers is the senior partner of the law firm of Biggers, Baker and Loyd, director of the Commercial Credit Plan Industrial Bank. Lipscomb is chairman of the executive committee of the Dallas Bar Association and a member of the firm of Hamilton, Lipscomb, Wood & Swift.

New Chi. BFC Executives
Chicago—Mrs. Francis J. Waindle has resigned as executive of the Better Films Council and is succeeded by Mrs. L. S. VanSchoyck of Elmhurst. Mrs. Frank Buttsback has been named secretary.

Tom Gillham Back In Chi.
Chicago—Tom Gillham, for several years manager of Warners Exchange here, and recently manager of Warners' Atlanta Exchange, has returned to his old territory here, as a member of the Paramount sales staff.

Peter Lorre for "Arsenic"
West Coast Bureau of THE FILM DAILY
Hollywood—Frank Capra has engaged Peter Lorre for the role of Dr. Einstein in "Arsenic and Old Lace," the stage play, now produced on Broadway by Edgar Stehli.

Bill Lewis Promoted
Pittsburgh, Pa.—William A. Lewis, "U" exchange booker, has been transferred to the Atlanta Branch as office manager.

All Out of Step But—
Phenix City, Ala.—Page the soldier whose parents thought everybody in the company was out of step but him! With all the rest of Alabama returning to Central Standard Time, Phenix is remaining on daylight saving time. Move was necessary to keep pace with its twin city. Columbus, Ohio, crosses the state line of Georgia, where a governor and a legislature lifted Georgia out of her natural bed and set her down in the Eastern time belt.

Institutional Plan To Get Quick Start

(Continued from Page 1)

all groups that wanted to take it up.

Meanwhile, various Allied units are mulling the possibilities of adopting it in their respective territories.

Under the plan, endorsements of motion picture entertainment by prominent persons will be reproduced in trailers and shown in UDT theaters. It is reported that many letters of endorsement already have been received.

Bob Hope to Play Auto Show
San Francisco—After a series of "It's on—It's Off" announcements, Frisco Auto Show is definitely set for Oct. 18-26. Bob Hope, last year's headliner, has been booked in again. Peddian said to be collecting $12,000 for the week.

Red Cross Roll Call Nov. 11-30
Every single item in the Standard and Specialty Accessory lines put out by the Prize Baby has a place in your theatre campaign. Every single item will help sell seats.

- You can't use them all on every picture . . . but you can select from the complete list those items which fit your locality and your problem best.

- Dress your theatre and your advertising campaign so that every possible seat will be sold.

- That's the way to make money. Cover every angle and play for the percentages.

- It's simple as that when you use National Screen Standard Accessories . . . Specialty Accessories and Trailers.
DENIES MISTRIAL IN BROWNE-BIOFF CASE
N. J. Exhib. Wins Clearance Cut, But Files Appeal

Browne Paid $150,000 to Avert Local 306 Strike in 1935, N. M. Schenck Testifies

Amount of money handed over to George E. Browne to call off the threatened strike of Local 306 against Loew's New York theaters in 1935 was swollen to $150,000, according to the testimony of Nicholas M. Schenck in the Federal Court yesterday. RKO, which was also involved, was taxed $50,000 for its share, it was said, in addition to the $100,000 paid by Loew's.

An added $50,000 was paid to Mort Singer, Midwest circuit operator, to meet his increased income tax because of his role as an intermediary, Schenck related. Loew's turned the check for the payment to Browne over to Singer who then relayed it to the IATSE president, the witness stated.

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The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

10 CENTS

NEW YORK, WEDNESDAY, OCTOBER 15, 1941

The Film Daily
80, NO. 75

Intimate in Character
International in Scope
Independent in Thought

Siccardi of Plainfield's Liberty Demands Relief He Originally Requested

Despite the fact that the Liberty Theater, Plainfield, N. J., won a seven-day reduction in clearance as result of its arbitration proceedings, Joseph Siccardi, operator of the house, has filed an appeal and will seek a rehearing in the original complaint. It is the first time since the beginning of the sub-committee, under the signed committee's direction, that a rehearing was not granted.

Erpi to be Merged With WE on Nov. 1

Simplifying its corporate setup, Western Electric will merge Erpi, its wholly owned subsidiary, into the parent company about Nov. 1, it was announced yesterday by Prexy C. G. Stoll of WE.

Domestic activities of Erpi thereafter will be carried on as the Electric Research Products Division of Western Electric. T. Kennedy Stevenson, Erpi president, became chairman of the research board. (Continued on Page 7)

20th-Fox Won't Sell "Gasoline" Circuits

Des Moines, Ia.—Forest Judd of Monogram, chairman of a special committee set up to investigate and seek control of portable circuits and 10 mm. competition, will call a meeting of his group in about two weeks to set up preliminary plans. Other members of the committee are E. J. Tilton of Warner and Joe Manfre of Paramount. (Continued on Page 4)

Petit Jean, Memphis, Loses Loew's Squawk

Arbitration of the complaint filed by the Petit Jean Theater, Memphis, against Loew's, Inc., has been dismissed by the arbitrator on the grounds that the plaintiff's arguments were not sustained. Complainant charged that Loew's (Continued on Page 7)

Announce Warner Theater Drive Winners at Chi. Meet

Chicago—Sixty Warner theater managers from the Chicago and Wisconsin territories attended a luncheon sponsored by the National Publicity Department of Warner Bros. (Continued on Page 8)

Say ICC Will Reject

Regular Film Probe

The Senate Interstate Commerce Committee will reject a recommendation that there be a regular Senate investigation of the film industry by a vote of about 13 to 8 should the committee's sub-committee, headed by Sen. D. Worth Clark, D. Ida., place that issue before the full committee, the New York Evening Post declared yesterday. The Post via a by-line column by Edward P. Flynn and Charles Van Devander declared that the remaining hearings of the sub-committee, if held, will be designed to attract as little attention as possible. It was said that Charles Chaplin will not be called although under subpoena.

RKO's Shorts Billings For Year Run 15% Ahead

From present indications, billings on RKO's short subjects in 1941 will exceed those of other years by 15 per cent, according to (Continued on Page 7)

File Crescent Findings Today

"Little 3" to Follow in Month With Brief

"Tubby" Long Appointed Odeon General Manager

Toronto—Announcement is made of the appointment of H. T. "Tubby" Long as general manager of Odeon Theaters of Canada, Ltd. Long has been general manager of Associated Theaters, Ltd, co-operative exhibitors' body formerly headed by O. R. Hanson, for many years. He will continue to have charge of both offices.

The "Little Three"—UA, Columbia and Universal—will file their findings of fact in the Crescent anti-trust suit in Federal Court, Nashville, Tenn., today. The Crescent Amusement Co. will also file its findings early this morning, George E. Armistead, Jr., chief of counsel, informed THE FILM DAILY in Nashville last night.

The "Little Three" will file their briefs reviewing the facts in about (Continued on Page 8)

Buckley to Detroit

On UA Theater Deal

Harry Buckley, vice-president of United Artists, flew to Detroit last night in connection with the acquisition of a first-run house there by UA. That UA would invade Detroit in its theater expansion program was first revealed exclusively by THE FILM DAILY on Sept. 10.

Producers Huddle Again

With Sound, Cameramen

Producers will continue huddling today with the Sound Workers and Cameramen, the two remaining IA Hollywood craft locals. Indications are the producers will reach an (Continued on Page 8)
Comerford Managers Meet to Plan Drive

Wilkes-Barre, Pa.—A meeting of District Managers John Comerford, Samuel Friedman and Tom Killen with managers of Wilkes-Barre, Kingston, Forty Fort, Pittston, Plymouth, Hazleton, Mauch Chunk, Shenandoah and Pottsville is scheduled to be held at the Fort Durkee Hotel here today.

Plans for the coming annual Comerford Theaters managers’ drive will be discussed. Other sectional meetings are scheduled for this week in Scranton, Pa., Sunbury, Pa., and Binghamton, N. Y. Byron Lynn and Gerard Adams will be in charge of the Scranton session; Ed Simonis at Sunbury and Tom Carey and Tom Walsh at Binghamton.

"York's" 5 Weeks In Two Coast Houses Sets Record

West Coast Bureau of THE FILM DAILY

Hollywood—"Sergeant York" has been held over for a fifth week at the Warner Hollywood and Downey Theatres to become the first picture in history that has ever played either house more than four weeks. Gross for the first four weeks will be around $145,000. President also will be smashed when the picture opens at the Beverly Hills Theatre simultaneously with the start of the fifth week in the other two houses.

Lab. Technicians to Vote On Rival States Saturday

Local 702, Motion Picture Lab. Technicians, will hold its annual state conference Saturday at Midtown Center. Present administration slate consisting of John Rugge, president, John Francavilla, first vice-president, Ernest Reardon, second vice-president, and William Vermon, secretary-treasurer, will be opposed by John Galindo, Richard Grannaglia, George Waugh and Mike Marotta respectively.

U. S.-Argentina Trade Pact Finally Signed

Washington Bureau of THE FILM DAILY

Washington—Secretary of State Cordell Hull informed his press conference here yesterday that the U. S.-Argentina trade pact, long pending, had been concluded. No details of the agreement were disclosed. The U. S. delegation had urged its claims while negotiations were in progress.

"York" First to Go Three In Strand at Hartford

Hartford—"Sergeant York" will be held over for a third week at the Strand, first picture to make the run. Holdovers are at the Regal, Warner "B" house ordinarily.

New Mexican Color Short Will Be Made for Gov't

Kenneth Magowan, director of production for the Office of the Co-ordinator of Inter-American Affairs, has authorized Gordon Knox, producer associated with the American Film Center, to start immediate filming of a color picture in New Mexico. Knox is now in Santa Fe.

Film, dealing with the Spanish-Americans comprising more than 50 per cent of New Mexico’s population, will be a two-reeler in Kodachrome, with Senator Dennis Chavez and Governor John E. Miles appearing, along with other notables, in the production.

No title has yet been decided upon, it was said yesterday sources close to Magowan.

MPPDA Votes $15,000 for War Emergency Welfare

Executive committee of the MPPDA board of directors yesterday appropriated $15,000 for war emergency welfare from the proceeds derived from the showings of "The Land of Liberty."

Donations of $5,000 each were made to the Chaplain’s Aid Association for Military Ordinariate of the Catholic Church, the General Commission on Army and Navy Chaplains of the Federated Council of Churches of Christ in America and the Jewish Welfare Board for War Emergency Welfare Work.

Examine Stanton Griffs In Blumenthal's Action

Stanton Griffs, chairman of Paramount’s executive committee, was examined by Frank Soto, Friday night, in the action filed by Ben Soto who is seeking $1,000,000 in commissions allegedly due him in the sale of Paramount in Texas.

Depositions were taken in the office of Saul Rogers, attorney for Blumenthal. Examination of Griffs was continued until Oct. 21. Others to be examined include Barney Balaban, president, and Austin Keogh, general counsel.

Court Issues Show Cause Order to Kaufman’s Local

Vice Chancellor John O. Bigelow in the Newark Chancery Court yesterday ordered Local 244, Moving Picture Machine Operators’ Union, to show cause, Nov. 4, why a receiver should not be appointed.

The order also required the union to show cause why Louis Kaufman, business agent, and other officers should not be enjoined from exercising their functions.

Six union members brought the suit in which they charged Kaufman with pocketing half the $20,000 annual dues.
Story of a modern Lorelei of the South Seas...
A White Savage temptress . . . captivating hardy seafarers!
20th-Fox Won't Sell "Gasoline" Circuits

(Continued from Page 1)

mount and exhibitors Warner Grossman of Nevada, Bill Edey of Indiana, A. B. Pettit of Winter-
set and Mrs. C. P. Hoffman of Knox-
ville.

First distrib. reaction to the move
came from Stanley Mayer, 20th City-Fox branch manager, who
issued a statement announcing that
his company would refuse to serve any "gasoline" circuit.

Leo Wolcott of Eldora, president
of the Allied-Independent theater
owners of Iowa-Nebraska, has re-
quested exhibitors notify the com-
mittee of any and all 16 mm., free,
five cents, 10 cents or cut-rate
shows and portable circuits and give
full details of location, pictures and
prices so that the committee will
have full information for its work.

Wolcott pointed out that rigid
control of rentals of 16 mm. by the
distributors is needed and that the
"jack rabbit" operators should re-
ceive the same treatment as ex-
hibitors.

"They should pay the same pro-
portioned share of the receipts for
films as the legitimate theater
owner," Wolcott declared.

The Iowa president claimed that
it was unfair for the portable cir-
cuits to be able to choose their own
pictures at prices of $5 and $7.50 for
pictures and shorts, while the mini-
num for regular theaters is $10 for
features and $1 and $2 for shorts and
ranging up to 40 per cent or about
$25 for the features alone.

Form 5,000,000 Peso Film
Theater Pool in Argentina

Buenos Aires (By Air Mail)—A
new pool of Argentine film the-
aters, with a capital of five million
pesos, is to be effected by amalga-
mation of the Lautaret & Carvalla
circuit's Rex and several other
stands with the Poretti & Vala
chain which controls, among other
outlets, the Cine Once, Florida, and
Pellegrini.

Denies Mistrial in
Browne-Biott Case

(Continued from Page 1)

after instructing the jury to pay
attention to this testimony because
Schenck had not made the payment
personally.

Loew's Treasurer on Stand

David Bernstein, Loew's treasurer
for five years, testified that Schenck
had described how he allegedly turned
$50,000 in cash to Schenck in or-
der to settle a lawsuit. According to
Bernstein, he re-
tained the money from his person
vertical in the National City Bank. A
sum was recouped by Bernstein from
Loew's by padding his own vouche
and those of other executives un
the entire amount had been rep.

Schenck stubbornly adhered to
the points of his original story the
fate of persistent and many tim
repetitious questioning by Conbo.
He refused to be swayed from h
story of how he gave Schenck
Schenck had not been present at one
of the labor meetings which occur
in 1936 when the basic pact was dis-
cussed. Conboy vainly sought an
mission from Schenck of his absent
by producing minutes of the meetin Schenck asserted that he had be
present at every meeting.

Failure to Express to U. S. Attorn

Following in the footsteps of Geo-
George B. Schenck, counsel for Bi-
Conboy demanded the reason for
Schenck's failure to appeal to U.
Attorney May 10 (Biott vs.
Loew's president exclaimed: "I was
afraid of what would happen to our
business, was afraid it would be
destroyed.

It was at this point that Conbo
over the objections of U. S. Attorn
Mathias F. Correa, embarked on
series of questions which had as i
object a deep between the prosecu
of Joseph Schenck and the wit
ness's testimony. The Court allows
Conboy to go into the matter af
a ruling that it was admissible
the question of the witness' mot
Direct examination of Bernstein
will open this morning's session. Po
sible witnesses to be called follow:-
Bernstein are Charles Moskowitz J.
Rubin and Leopold Frie

WEDDING BELLS

West Coast Bureau of THE FILM DAIL
Hollywood — Engagement is an
ounced by Ruby Keeler and Joe
Lowy, Pasadena broker.

Montrose, Pa.—Miss Betty Shan
nessier of the Montrose The-
ter, will wed James J. Dill in No-
vember.

Wilkes-Barre, Pa.—Announcement
is made of the marriage of Rebecc
Laura Herbel. Miss Herbel was mana
the President Theater. Weddin
took place July 5, 1941 in Jerse
City, N. J.

ALONG THE RIALTO
Phil M. Daly

• • • LION-IZING...Comments from pic editors and critic
the new style press books recently initiated by Leo the Lion prove
when a cinema accessory of merit comes along, the Fourth Estat
will have something good to say about it, just as they will about a pic
of merit......In fact what the noise folks say of the press books is
more's good—it's fine—and the theatremen are equally as enthusiastic
...But it's the press commentary with which we're here concerned...

• • • THE WHY OF IT...At the 1941-42 season's outset,
the promotional legs of Leo decided on a press book which would
comprise in new format, content-arrangement, and material those things
which would make the film editor or critic feel smooth when he or
she was called upon by duty to appraise a film or give it space other-
wise, written or pictorial......Plainly the objective has been richly
achieved, and the Fourth Estatrs are appreciative......For example,
Herb Kenney, Jr., of the Indianapolis News, says: "It's a d—— good
idea. A guy doesn't have to wear his fingers to the bone looking for
the material he wants"......Ralph E. Wallis, of The Harrisburg
Patrol, cries "excellent,—a real improvement for us column writers'
......Emery Wister, Charlotte (N. C.) News states: "These mats are
really getting down our alley"......C. Gayle Warnock, of the Chronic-
tle Tribune, Marion, Ind., clarions: "Picture page desk likes layout ideas.
Best art I've ever seen"......Among the many other praise-panners are
Stanley Gynn, Austin (Tex.) Daily Tribune; Estella H. Hilleges, Syra-
cuse Post-Standard; Elinor Hughes, Boston Herald; Renaeke Cary,
San Antonio Light; B. F. Henry, Jr., Sunday Editor of The Knoxville
News-Sentinel,—just to mention a few...Leo has scored another
roaring success......

• • • BROADWAY THIS AUTUMN......Bob Christenberry,
Broadway Association pressy, paints a bright picture of amusement biz
on the Main Stem this Fall season......Here are some materialized
figures plus some conservative expecmencies—......Hotels got a belter
"take" from the out-of-towners and localities as result of the recent World
Series, to view which a total of 235,773 fans paid $1,007,762......
Prophecy is that the Great White Way sector will be a big beneficiary
of the best gridiron series in years......The legit, before December
will have seen some 30 productions bow,—an increase over a year age
......And on the cinema side, 60 first-run pix, costing $30,000,000 to
produce, are expected to flash forth 'twixt Oct. 1 and the year's end......

• • • HERE AND THERE......Little Sniffer, Phil M.'s un-
canny canine with a snoot for noise, reports wandering into the press
room of a local sheet which now and then delights in yarns on the
scandal side......On the wall, some fervent patriot had scribbled in chalk a big "I" for Victory......But some wag had drawn a line
through the word "Victory"......When Sniffer saw it, this is how it
read: "I" for Femor......Ail Schuman, operator of the Black
Rock Theater, Bridgeport, goes into a hospital there next week for a
tonsilecply......Our famous Order of Applause (with two palms)
goes to J. A. Tannary of S.O.S. Cinema Supply Corp. for having
donated 100 film cans to the American Foundation For The Blind, Inc.,
of which President Roosevelt is honorary presy......Lo Schaefer,
manager of the Paramount Theater in New Haven, has been appointed
chairman of the Theater Committee for Fire Prevention Week......
A Good Nickel Cigar

Once upon a time a certain salty gentleman from Indiana, Thomas Riley Marshall, vice president, looking upon the hectic American scene summed up his findings: "What this country needs is a good five cent cigar.

The crack made him famous.

Without carping or controversy, Mr. Marshall threw a dash of cooling sanity into the thought of a day burdened with fevered strivings and perplexities. Everybody knew what he meant—that the business of living was being complexed by both tangibles and intangibles, things and thoughts and vanities which cost more, sold for more, than they were worth.

Six years ago Republic Pictures Corporation was born of the opinion that the motion picture theatre, serving the people, could do with a dependable line of production—entertainment worth what it cost, worth what it sold for, delivered on schedule Opportunity seemed to beckon.

The six years since have been a period of continuously developing success. Republic has risen and grown because it has contributed to the success of the theatre with box office profits and the satisfaction of the customers. Republic's 1941-42 program is a bigger broader product of that experience, that basic policy.

REPUBLIC PICTURES CORPORATION

BUY U. S. DEFENSE BONDS
"The Chocolate Soldier" with Nelson Eddy, Rise Stevens

"Unholy Partners" with Edward G. Robinson, Robert Alden

"Flying Cadets" with Edmund Lowe, William Gargan, Peggy Moran, Frank Albertson

"Down Mexican Way" with Gene Autry, Smiley Burnette, Fay McKenzie

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**THE FILM DAILY**

**Wednesday, October 15, 1936**

**REVIEWS OF THE NEW FILMS**

**The Chocolate Soldier**

with Nelson Eddy, Rise Stevens

M-G-M

102 Mins.

BRIGHT AND RACIALLY MUSICAL, "The Chocolate Soldier" is a romantic entertainment which is a sure-fire success at the boxoffice. The production is so well done that it is practically certain to be a boxoffice hit. The lighting and photography are excellent, and the music is by no means less appealing.

**Unholy Partners**

with Edward G. Robinson, Robert Alden

Paramount

54 Mins.

STONG MELLER WHOSE STORY, ACTING AND INCITING SITUATIONS TAG IT AS AN AUDIENCE "NATURAL." This film is one of the most exciting newspaper-gangland dramas in "Unholy Partners," with Edward G. Robinson playing the central role of a tabloid publisher whose professional creed couples both yellow and white journalism. This film not only has a solid and swiftly-moving story, but is acted convincingly by the principal players and those in support. Hence on these counts and its general quality, it will appeal widely to fans in search of dynamic entertainment. The screenplay recounts Robinson's return from the World War, having succeeded in publishing an underground newspaper in France, and his inability to convince his former editor of a standard-size metropolis sheet that a change of format to tabloid size, and spiked with scandal and trumped-up yarns to assure "scoops," would be a lucrative enterprise. To get a bank loan to carry out his designs, Robinson gets the requisite dough from Edward Arnold, a king of gangland, the latter being forced to be content with 49 per cent interest. In the Robinson code there are no favorites. A story is a story, he publicly makes his own newspaper successful, is forced to turn on the heat by kidnapping William T. Orr, Robinson's Young journalist, to worry off his debts. Robinson in a hair-raising sequence, Robinson succeeds in "springing" Orr, but in doing so kills Arnold. To keep the name of his newspaper clean, Robinson himself takes on the assignment of covering an attempted trans-Atlantic flight which his sheet is promotionally sponsoring. The plane is forced down en route, and Robinson is lost, leaving behind him his pretty assistant, a magic-wielding woman. In the end, he runs the newspaper with Orr. Mervyn Le Roy's direction is deft, and the photography is splendid. "Unholy Partners" as a thrilling melter, considerably above standard of pix in this category.

**Flying Cadets**

with Edmund Lowe, William Gargan, Peggy Moran, Frank Albertson

Universe

60 Mins.

SUBSTANTIAL EXCITING AERIAL DRAMA WHOSE STORY AND ACTING GIVE IT STRONG FAN APPEAL. "Flying Cadets" is a first-class spectacular, as high as in aviation as the airplanes which course the sky, Associate Producer Paul Malvern comes along with this punchy, exciting air drama for Universal, the names of the air-minded, thrill-consuming public. It is not a big picture by the triumphant yardstick of the "A"-makers, nor, on the other hand, is it any ordinary programmer. Rather it hovers in that altitude between those classifications, which is to say that it is certain to please a whole of a lot of fans, particularly those attuned to timeliness of production. This story has pop and general appeal; is well-knit and thoroughly enacted. Edmund Lowe gives a convincing performance of the aerial ace of World War No. 1. Those services which are sought by his aeronautical-designer brother, Frank Albertson, and the latter's partner, William Gargan, to induce Cadets in flying under the hope-for-salary of Uncle Sam. The devil-may-care Lowe, squares his gambling debts in the East and wins enough to boot for the purchase of a plane in which he wings to the Pacific Coast to assume the designation of ace. In the Lowe closet is a pathetic "skeloton," the fact that he hasn't seen his wife that he doesn't know he has a fine, now-flying-age son from the marriage. The boy, Frank Thomas, Jr., seeing ads of the flying school in the newspapers, matriculates for the course, knowing that his dad is to be his instructor. The relationship comes to light, as far as Lowe is concerned, when he flunks the youth, who takes up a risky plane which his father has just test-flown and pronounced a hollownecked piece of junk in a spin. The drama of Lowe going up after his son is intense. At the finale the family is reconciled. In between there is a love triangle "twist," Lowe, Albertson and Peggy Moran.

**Flying Cadets** is a solid hour's entertainment, both in point of time and diversion. John W. Boyle's photography is okay, and Erle Kenton's direction fine.

CAST:

EDMUND LOWE, WILLIAM GARGAN, PEGGY Moran, FRANK THOMAS, JR., ROY Harris, CHARLES Williams.

CREDITS:

Director, Erle Kenton; Associate Producer, Paul Malvern; Photography, John W. Boyle; Art Director, Jack Otterson; Film Editor, Otto Ludwig; Sound Supervision, Bernard B. Brown; Sound Recorder, Robert Pritchard; Assistant Director, Seward Webb.

DIRECTION, Fine. PHOTOGRAPHY, Okay.

Walt Disney to Arrive in New York Next Week

Walt Disney and his crew of 11 staff artists are due in New York next week for the screening of "Steamboat Willie," Walt Disney's latest cartoon short, in 279 theaters throughout the country. A party arranged for the occasion is planned for Tuesday, November 7th. The premiere will be in New York to attend the premiere of "Dumbo" at the Broadway Theater on Oct. 25.

**Down Mexican Way**

with Gene Autry, Smiley Burnette, Fay McKenzie

Republic

78 Mins.

GENE AUTRY IN ELABORATE OUT-DOOR MUSICAL SHOULD PLEASE EVERYONE.

Interesting is the development of the George Arliss film. While this production still retains the semblance of a western the synthesis with the musical comedy technique has resulted in a hybrid form all its own. Productions generate a pleasant glow instead of pulsating action. Nevertheless, it is good entertainment.

Film is generously endowed with music renditions by Gene Autry. Among the num bers he sings are the popular "Down Mexican Way" and "Maria Elena." Two girls known as Herrera Sisters contribute three tuneful Mexican renditions.

On the action side, Autry, accompanied by Smiley Burnette and Harold Huber, set out to track down a pair of bogo producers who have swindled citizens of the community. Their trail takes them to this city in Mexico where the two crooks, Sid new Blackmer and Arthur Lori, are attempting to mulct a wealthy Mexican planter.

The trio persuade the daughter of the planter, Fay McKenzie, that the two men are crooks. After the fiesta, which is the big production number of the picture, Autry and his friends are able to expose the crooks.

Huber, as the Mexican guide, turns in a capable supporting role. Smiley Burnette, Miss McKenzie, Blackmer and Lori round out a good cast. Joseph Santley has handled skillfully the diverse features of the production.


CREDITS: Associate Producer, Harry Grey; Director, Joseph Santley; Cameraman, Jack Marta; Screenplay, Oliver Cooper-Albert Duff; Original, Dorrell and Stuart McNutt-Charles D. Kahn; Music; Dorrell and Stuart McNutt; Art Director, Howard teams; Editor, Howard O'Neill.

DIRECTION. Good. PHOTOGRAPHY. Good.

Reward for Missing Manager

Petros, Tex.—Sheriff Irby Dyer is offering $100 reward for information regarding the whereabouts of Bob Morley, Manager of R. E. Griffith Theatres in that area, who went missing since Sept. 29. Morley was last seen leaving a Griffith theater managers meeting held in Monahans on that day. When his car was found on a Monahans street with its wallet containing identification cards, but no money, the search for the missing manager was also missing.

"Fantasia" Closing In Rhode Island

Walter de Janerio (By Air Mail)—Walt Disney's "Fantasia" will wind up an excellent eight weeks' run at the Palace here on Friday. Same as in Oklahoma City, the Rio in St. Paulo had five weeks of big biz and prior commitments alone forced it to bow out.
These Theater Employes Are Exceptional;
They Don't Work by Degrees, But for Them

Albuquerque, N. M.—Out of 30 doormen and ushers at Albuquerque Theaters' seven houses here, 22 are working their way through college at the Uni-
diversity of New Mexico on the strength of their jobs. Tuition fees are advanced
at opening of the term and deducted each month from pay
checks. Seven out of 12 cashiers are also attending the University. More than
100 boys have now secured college training through theater jobs in these houses.

New RCA Process Reduces Excessive Reflections

Research in television in RCA Laboratories has led to a new chemical
process to reduce excessive reflections from glass. It now be-
comes possible virtually to eliminate
the streaks that glare across
show windows, framed pictures,
ground-glass screens on cameras,
and other glass surfaces or panels.
Success in the conquest of re-
fections, which have bothered
man ever since he first used glass,
has been achieved by scientists in RCA Labora-
tories, who have been striving to im-
prove contrast on television cath-
dode-ray tubes.

"Louisiana Purchase"
To Be Sold as Special

Paramount plans to sell "Louisiana Purchase" as a special and apart
from any block-of-five. Field staff
and home office advertising and pub-
licity heads open huddles in con-
nection with the picture's release
in Hollywood.

Offer Defense Stamps
As Change at the B. O.

Albuquerque, N. M.—Albuquerque Theaters, Inc., operating
seven houses, find that a good many pat-
trons will take defense stamps in change when they buy tickets. A
small notice is posted at ticket win-
dows, and ticket sellers suggest de-
fense stamps for change to all who
look fairly prosperous.

Distinguished Audience
Will Hear La Guardia

Executives of all companies, trade
people who publish, motion picture
critics and newspaper executives are
scheduled to attend the Ama luncheon
tomorrow when Mayor F. H. La-
guardia is the guest of honor.

Korda Signs Carole Lombard

West Coast Bureau of THIS FILM DAILY

Hollywood—Alexander Korda has signed Carole Lombard for a starring
role opposite Jack Benny in Ernst
Lubitsch's melodicromantic comedy, "To Be or Not to Be.'
Erpi to be Merged With WE on Nov. 1

(Continued from Page 1)
vice-president of Western Electric, continuing in charge of this activity. In addition Stevenson will have direction of general administration, treasurer’s and secretary’s departments of WE. Stevenson yesterday was also elected a WE director.

Other Division Officers
In addition to Stevenson, present officers of Erpi will continue their responsibilities in the new division of Western Electric with these titles: D. C. Collins, Eastern manager; Clifford W. Smith, Western manager; T. E. Shea, chief engineer; F. B. Foster, Jr., comptroller; P. L. Palmetson, sales manager. For the last several years he had held the position of Government service.

Ownership of the foreign subsidiaries of Erpi on Oct. 31 will be transferred to a company to be known as the Western Electric Export Corp. of which Stevenson will be president. E. S. Greig, location of foreign trade and import restrictions in several countries, the company’s foreign business has shown a marked expansion, theater owners cut off from European sources of supply having turned to American manufacturers for equipment.

Erpi’s export department, located at 20 Vandam St., will constitute the New York headquarters of the new WE organization, continuing its normal operations as in the past. Operating head of the new company will be E. S. Greig whose title will be vice-president and general foreign manager. Greig, for the last several years has held the latter title. He is at present in Johannesburg, South Africa, supervising the opening of a new office and warehouse, and is not expected to take up his new duties until his return to New York some time in November.

Since 1938 Erpi’s foreign department has been engaged in the distribution of general theater equipment as well as the sale and service of WE motion picture sound systems. Thus, as the problems involved in the company’s foreign business have come to differ more and more widely from the problems of domestic operation, the need for separate export corporation has become increasingly apparent.

Other officers of WE Export Corp. will be as follows: R. H. Goldrick, assistant general foreign manager; H. B. Allsmith, assistant general foreign manager; C. C. Coleman, vice-president; F. B. Foster, Jr., comptroller; C. Olajos, treasurer; H. B. Gilmore, secretary; Walter Goldrick, assistant manager.

With the exception of Greig, Goldrick and Allsmith, all of the above will, in addition, continue in their present responsibilities with WE’s Erpi division.

File Crescent Findings Today

"Little 3" to Follow in Month With Brief

(Continued from Page 1)
a month, it was learned here yesterday.

Arguments on the findings is scheduled before Federal Judge El- neur D. Davies in Nashville on Mon- day, Dec. 1. Judge Davies has re- turned to Nashville from a month’s vacation on a Wyoming ranch.

Gov’t to File Reviewing Brief Today, Findings Later Wk.

Washington Bureau of THE FILM DAILY

Winston—The Department of Justice will present to Federal Judge El- neur D. Davies in Nashville today its brief reviewing facts presented in the Crescent anti-trust suit and will present its findings of fact before the end of the week.

The brief, which simply reviews testimony brought out at the trial, will be made available only to the Court and to defense counsel. The findings of fact when it is con- cluded, however, will be made avail- able generally, officials indicated.

Producers Huddle Again

With Sound, Cameramen

(Continued from Page 1)
agreement with the cameramen to- day with Herbert Allen, union dele- gate, that they will not strike fol- low to submit the terms to the mem- bership for approval.

Negotiations in New York are now in the hands of I. M. Carroll Sax, Warner Bros. and Charles Boren, Paramount, departed last night for Los Angeles, to meet with Jack Myers, 20th-Fox, leaving today.

Pat Casey, studio labor contact, and his assistant, Fred Pelton, will remain to wind up with Harold W. Smith, business representatives of the Sound Workers. Negotiations over the Sound Workers’ contracts are expected to last until Monday.

Ontario Cut In School Holidays Will Hit B. O.

Toronto—The Department of Edu- cation in the Provincial Govern- ment has ordered a reduction in the number of school holidays throughout Ontario which will have a considerable effect upon the business of theaters in many localities. On penalty of cancellation of fin- ances of the Teachers’ salaries, the Department has ordered lower and high schools to discontinue the observance of St. Patrick’s Day and St. Jean Baptist Day (June 24), the latter being the holiday occasion for French-Canadians. The holiday list will be further reduced, it is said.

Cast Macdonald Carey

West Coast Bureau of THE FILM DAILY

Hollywood—Para, has cast Max- donald Carey from M-G-M’s “Lady in the Dark,” for a role in “Dr. Broadway.” He will also play his original stage role in the film version of “Lady in the Dark” and has been cast for “Take a Letter, Darling.”

Cohan Approves Bleg. Film

West Coast Bureau of THE FILM DAILY

Hollywood—George M. Cohan has approved Blag. Film of his story “White House Girl” by Rudi芬ney as a vehicle for Dan Dailey, Jr., and Kathryn Grayson. Joseph Pasternak will produce it.

Find Sports Films’ Greatest Competitor

Sports today constitute the film industry’s major opposition, according to Gilbert Seldes, writing in the November issue of Esquire published today. Always a wave with the men, recently sports has been sweeping even in women’s houses away from the movies.

Seldes declares in his analysis of why film attendance has dipped over a period of time.

Seldes argues that Hollywood loses its hold by producing too many different pictures just when radio and sports were crashing the entertainment field. He, however, offers six suggestions for correcting the industry:

First (and most important, he believes) Seldes gives the people in the industry to realize that the radio stations give them much the same kind of entertainment. Instead of producing some entertainment different in style and material from the great commercial programs—menequivalent of sustaining programs, “Just what these may be,” says Seldes, “I am willing to discuss with any producer who will think before advancing in advance that I am referring to the grade B pictures.”

Second, let a few more people discover what makes the movie move—and let those people produce and direct pictures.

Third, let not one-third of the writers in Hollywood, or falling, that shoot only two-thirds of the dialogue written.

Fourth, discover what people really want in the movies and satisfy these wann intelligently as possible.

Fifth, widen the area of interest, get away from the formulas which limit and get into the formulas which have unlimited appeal to the imagination.

Sixth, get new people—which means letting the studio heads as spectators and can adapt their technical knowledge of the theater or radio to the movies.

Metro, Warners Continuing “Harvests” Distribution

Department of Agriculture’s 28- minute documentary, “Harvests for Tomorrow,” has been retained for another month for distribution by M-G-M and Warner Bros. Because of popular demand, which took with efforts of rural New Englanders to restore fertility of their overworked soil, the two distributors will hold the towel-run until Nov. 15.

Metro Buys “White House Girl”

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has acquired the rights to “White House Girl” by Rudi芬ney as a vehicle for Dan Dailey, Jr., and Kathryn Grayson. Joseph Pasternak will produce it.
Metro Production Chief Tells of Studio Switch in Raw Film Purchases

How M-G-M changed its policy of buying raw film stock in order to allow a brother-in-law of William Bioff to collect commissions for the annual payments of $50,000 demanded by Bioff and George E. Browne, IATSE president, was told by Louis B. Mayer, M-G-M's brother-in-law, in the Federal Court today. Appearing as the third witness called in the prosecution, Mayer (Continued on Page 7)

Eight Musical Shorts For NBC Television

A. H. Morton, NBC vice-president in charge of television, announced yesterday that station WNET has acquired the rights for New York City to a series of eight musical shorts, produced by Artkino.

Artkino Gets First Five Soviet Pix Since June 22

Artkino has just received a shipment of five films, the first since the outbreak of hostilities on June 22. Tentative titles are "Front Line" (Continued on Page 7)

German Films Fade From Screens in Md.

Baltimore—State Board of Motion Picture Censors' report on foreign pictures shows in Maryland during the past year shows that German films have dropped from first place, with 62 films last year (Oct. 1, 1939, to Sept. 30, 1940), to zero during the current year ending this month. In the same time British films have climbed from 52 to 29. Six Russian pictures also have been exhibited here during the current year the report showed.

Steel for Uncompleted Houses

SPAB Alert to "Boom" Town Theater Needs

Mono. Liquidates Loan From Pathe Laboratories

West Coast Bureau of THE FILM DAILY

Hollywood — President W. Ray Johnson announced yesterday that Monogram Liquidated its $110,000 obligation to Pathe Laboratories. Although the loan does not (Continued on Page 6)

United Artists Pursuer

UA Buys Out Wanger and Will Produce

Mayer, Bernstein Testify at Browne-Bioff Trial

Distributing Co. to Form Producing Subsidiary; UA Board Will Pick Its Stories; Production Chief Will Be Named Shortly; Wanger Plans New Producing Unit

Retirement of Walter Wanger as a producer for United Artists release and plans whereby UA will become a producing organization were announced yesterday. United Artists has purchased Wanger's interest in Walter Wanger Productions, Inc., and now owns 100 per cent of the stock. Dissolution of the company eventually is anticipated.

Wanger is scheduled to fly to England Saturday to work on "The Eagle Squadron," which will be the first picture of a new production unit he is organizing. Wanger told The FILM DAILY last night that his plans were unsettled, and he was unable to say how long he would remain (Continued on Page 7)

AFL Ousts Browne, Bans Rackeefeering

Seattle—American Federation of Labor in convention here yesterday removed George E. Browne, IATSE president, as a member of its executive council. It voted by roll-call to oust Browne from the council post and ordered all central labor (Continued on Page 6)

To Iron Out Details Of Service Show Plan

Representatives of USO and the Citizens Committee of the Army and Navy met yesterday at the headquarters of the former body in the Empire State Building to iron out remaining details of presenting (Continued on Page 7)

Moscow Cables for Film Perforators

Russia may be battling for her life on the Eastern front but in Moscow they are still concerned about film production. Yesterday a cable was received here by Gregor Iskry, head of Russian film trade commission, ordering him to purchase a large number of film perforators.
Reed Gives Testimonial Purse to Pioneer Exhib.

New Haven—Joseph F. Reed, operator of theaters in Washington and Bantam, Conn., feted at a 30th anniversary testimonial dinner here by 75 film men and local notables, turned over the proceeds of the event, intended as a gift to him by a film men’s purse for John Gentle, pioneer exhib. now out of the business because of ill health to Undercliff Sanatorium, Meriden. The dinner was sponsored by Allied Theater Owners of Connecticut, of which Reed is past president and chairman of the executive board.

Actors Equity Mails Out ‘Isn’ Referendum Ballots

Actors Equity yesterday mailed ballots to its members on the referendum to determine whether Communists, Nazis and Fascists or their sympathizers may hold office or be employed by the actors’ union. Deadline on the votes is Nov. 18.

Albany Variety Club Will Elect Officers Oct. 27

Albany—The reorganized Variety Club will elect permanent officers at a meeting at the Ten Eyck Hotel here Oct. 27. It was announced yesterday. M. A. Silver is temporary chairman.

They’ll Hear LaGuardia

Among the industry executives who have accepted invitations to attend the Amas luncheon today that Mayor LaGuardia will be the guest of honor are Astin Keough, Francis Harmon, Louis de Rochemont, Jack Cohn, Stanton Griffis, John Golden and W. G. Van Schmus.

“Sundown” to Premiere Before Gala Audience

For East Bureau of THE FILM DAILY

Hollywood — World premiere of Walter Wanger’s “Sundown” at the Four Star theater here tonight will attract a gala audience. Guest list embr.aces:

Gary Cooper, Tyrene Power, Anabella, Hedy Lamarr, Rita Hayworth, Ann Sothern, Marlene Dietrich, Dorothy Lamour, Patricia Morison, Cesar Romero, Betty Grable, George Raft, Loretta Young, Olivia de Havilland, Gene Tierney, Bruce Cabot, Gloria Vanderbilt, Virginia Mr., and Mrs. John R. McLean, John Galliher, Lady Castleross, Sir Cedric and Lady Hardwicke and Carl Esmond, also —


Basil Rathbone, Dr. Miklos Rossa, Jean Hersholt, Edward Arnold, Sheridan Gibney, Robert Stack, Joseph Calleia, Rosalind Russell, Leila Hyams, Josephine Hutchinson, Nigel Bruce, Oscar Homolka, Harry Cohn, John Parry, Sam Wood, Sid Lesser, Hal Roach, Murray Silverstone, John McClain, John Balderston, Richard Rand, and Vice-president Herrera of Peru.

William H. Manss Dead

Chicago—William H. Manss, 70, of international theater is dead after an extended illness. His wife, three brothers and sister survive.

CORRECTION

Notice of 20TH CENTURY-FOX TRADE SHOWING for the benefit of exhibitors generally

NEW YORK, N. Y.

Monday, Oct. 27 at 2:30 P. M. (instead of date originally announced)

"HOW GREEN WAS MY VALLEY" at 20th Century-Fox Exchange
345 W. 44th St., New York, N. Y.

WHEN SPEED'S YOUR NEED

PHONE TELEGRAMS TO

Postal Telegraph

CHARGES FOR TELEGRAMS PREDICED IN APPEAR ON YOUR TELEPHONE BILL.

FINANCIAL

(Wednesday, Oct. 15)

NEW YORK STOCK MARKET

Am. Seat.

T. L. C. Net

High

Low

Close Chg.

Col. Picts. etc. (23½%) 6% 6% 6% — —

Columbia Picts. pfd.

6

6

6

6

6

6

C. F. Ind.

6

6

6

6

6

6

C. F. Ind. pfd.

6

6

6

6

6

6

East Kodak

135 135 135

135

135

135

135

135

135

Gra, Th., Eq.

12 12 12

12

12

12

12

12

12

Loew’s, New York

37

37

37

37

37

37

37

Para.

14

14

14

14

14

14

14

Para. 1st pfd.

105 105 105

105

105

105

105

105

105

Para. 2nd pfd.

125 125 125

125

125

125

125

125

125

Pathe Film

13 13 13 13

13

13

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13

13

RKO pfd.

35

35

35

35

35

35

35

20th Century-Fox

35

35

35

35

35

35

35

Columbia Picts.

35

35

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35

35

35

35

Uni. Pict. pfd.

35

35

35

35

35

35

35

Warner Bros.

43

43

43

43

43

43

43

NEW YORK BOND MARKET

Loew’s deb. 11½ 11½ 11½

11½

11½

11½

11½

11½

11½

Para. B’way Deb.

525

525

525

525

525

525

525

Para. Picts. cv. 3½ 3½

3½

3½

3½

3½

3½

3½

3½

Warner Bros.’s deb. 9½ 9½ 9½

9½

9½

9½

9½

9½

9½

9½

NEW YORK CURB MARKET

Monogram Picts.

3½

3½

3½

3½

3½

3½

3½

Radio-Keith-Orpheum

3½

3½

3½

3½

3½

3½

3½

Saville Corp.

2½

2½

2½

2½

2½

2½

2½

Technicolor

2½

2½

2½

2½

2½

2½

2½

Trans-Lux

3½

3½

3½

3½

3½

3½

3½

Universal Corp. etc.

9½

9½

9½

9½

9½

9½

9½

Universal Picts.

9½

9½

9½

9½

9½

9½

9½

WALTER WANGER leaves in time to sail for London Saturday.

LARRY KENT, FWC film buyer, has returned to the Coast after conferences with Selznick.

DICK POWELL arrives here by plane to begin rehearsals in the stage play, "Bedlam."

W. STEWART MCDONALD, assistant treasurer of Warner Bros., is visiting Milwaukee, Cleveland.

MARIAN BALDWIN is in Cleveland handling exploitation for "Major Barbara."

GEORGE WELTNER, assistant to John Hitch, Paramount’s vice-president in charge of foreign sales, leaves for South America Nov. 10.

HARRY BUCKLEY returns today from Detroit.

ROY DISNEY is here from the Coast and is again at the Warner Hotel.

G. MACNARD, Arkoff’s South American representative, arrives today by plane for business conferences.

LYNN WEISS, Macmack Publications’ editorial consultant, is in Atlantic City for the Joint session of the American Public Health Association and a convention.


Walt Disney’s “Fantasia” will placed in general release by RKO on Jan. 1, 1942.
HOLD OVER

"DYNAMITE!"
—Sun

"ACTION!"
—Journal
—American

"CROWD CATCHING!"
—N.Y. Times

"TORRID LOVE-MAKING!"
—World-Telegram

"WHAT FUN!"
—Mirror

"SOCKO!"
—Post

"RIP-ROARING!"
—Herald Tribune

GABLE Kisses LANA TURNER
to be specific... it's terrific!

M-G-M Hit with Frank Morgan, Claire Trevor, Marjorie Main, Albert Dekker, Henry O'Neill, Chill Wills

Third week at Capitol as we go to press! Held over everywhere!
It's doing over 200% of normal business nationwide.

M-G-M's
HONKY TONK
2nd Week!
CAPITOL
Broadway at 51st Street

(Get every dime with extended time!)
Coast Publicity Men To Survey U. S. Press

Hollywood—A nation-wide survey of all publications serviced by studio publicity departments will be undertaken immediately by publicity directors of the Association of Motion Picture Producers. The survey is for improvement of service to the press and elimination of waste expenditures by publicity departments.

Mailing lists of all companies will be pooled and a questionnaire sent to every editor, writer and correspondent now being serviced.

Publications not replying to the questionnaire will be dropped from the mailing lists, and still and story material to other outlets will be cut to conform with the replies. It is believed the survey will cause a saving of thousands of dollars monthly in addition to improving public service by restricting all materials for each outlet to types specifically requested.

 Mono. Liquidates Loan From Pathe Laboratories

(Continued from Page 1) fall due until Dec. 19, 1941, the notes were liquidated last week.

Johnston also stated that his company's new season's crop of features has been meeting with fine response from circuits as well as independent exhibitors and that "Spooks Run Wild" and "Bovery Blitzkrieg" have already established week-end box office record at the State Lake, Chicago.

Monogram has signed Tom Keene for an additional series of four pictures for 1941-42 program.

Harry E. Reed, Booth's Mgr., Dies

Salem, Mass.—Harry E. Reed, 84, former manager of Edwin Booth, Mary Anderson and other theatrical stars, died yesterday at the Salem Hospital. Funeral will be held Friday at the Bertram Home at 2 p.m. with burial at the city of his birth, Lowell, Mass.

Raise $100,000 for USO

Chicago-USO theater collections in the Illinois and Northern Indiana districts, will reach about $100,000.

AFL Outs Browne, Bans Racketeering

(Continued from Page 1) other central bodies of delegates deny seats to convicted racketeers and criminals.

Convention ballot to drop Browne was 37,944 to 421. Aside from old preferences in favor of his own union, Browne received his single vote, that of the Colorado State Federation of Labor which is represented by a former member of Browne's union, George W. Brall.

He was replaced as eleventh vice president of the AFL by Edward Flure of Buffalo, president of Hotel and Restaurant Employees International Alliance and Bartenders Alliance who had been twelfth vice.

William Green was re-elected president for his eighteenth term.

The resolution against union racketeering read in part:

"In order to further the progrn of wiping out racketeering where it may exist, the American Federation of Labor directs all central bodies to refuse the seating of a delegate from a union who has been convicted of serious wrongdoing which reflects dishonor on the trade union movement; and such delegations being seated, shall be under the control of such central labor body."

Astor Acquires Two More Edward Small Pictures

Edward Small Productions 1 arranged with Astor Pictures Co. to release two more Small pictures that way under the "Man's Go-Round," starring Jack Ben and "The Melody Lingers On," w Josephine Hutchinson. New deal was made on the basis of the success scored on the first group of four Edward Small pictures held by Astor.

Initial group included "Her Elisted Man," with Barbara Stanwyck and Robert Young; "Palooka" with Stuart Erwin and Jimmie Walker, both of which are now playing; "Let 'Em Have It," to be released Nov. 10 and Nov. 15, respectively.

WEDDING BELLS

Edith Friedman, secretary to L. Blumberg, will be married the last part of November to Maury Heli of Philadelphia.

Wilkes-Barre, Pa.—Frank Brokoff, proprietor of W. D. and Dolores Horan today in St. Patrick's Church.

Hazelton, Pa.—Announcement was made of the engagement of George Prokop, manager of the Feel Theater, to Mary S. Castrina.
SAILORS ON LEAVE

WILLIAM LUNDIGAN
SHIRLEY ROSS

CHICK CHANDLER
RUTH DONNELLY
MAE CLARKE
CLIFF NAZARRO
TOM KENNEDY
MARY AINSLEE
BILL SHIRLEY
JANE KEAN

DIRECTED BY
ALBERT S. ROGELL

SCREEN PLAY BY
ART ARTHUR & MALCOLM STUART BOYLAN

ORIGINAL STORY BY
HERBERT DALMAS

A REPUBLIC PICTURE

Buy U. S. Defense Bonds
Exhibs. Arbitrate Without Attorneys

(Continued from Page 1)

Del. The problem was pretty in- involved, and they couldn't work it out, even with the friendly assist- ance of the distributor, whose repre- sentatives tried to adjust a com- promise, which the exhibitors rejected. So they came up for arbi- tration.

Each man presented his own case, and neither was represented by counsel. It is the first case to be tried in the Washington area with- out benefit of counsel.

And to make things just a bit more interesting, one representative of Loew's testified in favor of Mellits, while another Loew's employee testified in favor of Harrington. 

Phil Boby, who described himself as a sort of "good-will ambassador" for Loew's, testified for Mellits, ap- pearing under subpoena. 

J. S. Al- len of Loew's Washington office ap- peared against the petition on the ground it involved run rather than clearance.

Both the Loew's men had tried to work out the problem and they disagreed just as did Mellits and Harrington over the proper solu- tion.

Mellits claims that his theater is in competition with Harr-ington's, that Harrington insist s on the clearance purely because of prejudice; that the clearance not benefiting Harrington, but is ruining Mellits' business. He claims that the clearance granted favors the interests of the customers to the nearby Schine cir- cuit theater in Federalsburg, which gets films much quicker than either of them.

Harrington, on the other hand, claims that he has a much larger operation expense than does Mel- lits, that he is entitled to clearance for a number of years on the idea of drawing from a considerable ter- ritory and that he has to continue to do this in order to continue in business.

Mellits claims that Harrington's theater wasn't drawing from his area, that the patrons in that area went to Federalsburg when they wanted to see the picture before it gets old—and that Harrington is being harmed by the circuit theaters in his own less remote area. Harrington concurred in this, but indi- cated that Mellits' clearance wouldn't help him any.

The arbitrator took the case un- der advisement.

Charles Bonn Faces Knife

L. A. (Charles) Bonn, film tech- nician for J. E. Brulatour of Port Lee, N. J., is in the Mount St. Joseph Hospital here, recovering from an abdominal operation. He will be in- validated about six weeks, it is ex- pected.

REVIEWS OF NEW FILMS

 Internacional Lady"

with George Brent, Ilona Massey, Basil Rathbone

UA

102 mins.

SPY MELODRAMA WITH WAR BACK

GROUND IS SOLID ENTERTAINMENT

AND SHOULD PILE UP IMPRESSIVE

GROSSES.

Edward Small's latest production is the type that will please audiences because of its sincere ingredients that spin melodrama whose moods- ways are the background of the war is placed the in- trigues of a group of Nazi saboteurs.

While the tale is a fanciful one, it pro- vides much of the suspense of the war, with the key figure in a spy web of international dimensions. With George Brent, as the American agent, and Basil Rathbone, as the German sea-lieutenant from Scotland Yard, forming the triangle in their search for the spies, romance is nicely blended with action.

Chief complaint against Thymeliez's direction is the obvious manner in which most situations are handled. The melodrama and action are present but they scarcely send off sparks of nerve-lifting suspense. Picture, however, is carried to logical con- clusion.

Performances by the principals are uni- formly well-handled. Tate Brent and Rathbone crossing paths in London on the day that World War II breaks out in the girl in America he has better chance of getting to the heads of the spy ring. 

Raymond Hatton and Estabrook, the canary to the United States and joins Brent on the case. Scene shifts to home of wealthy candy manufac- turers and the figures are the up-to-date for the spies. Miss Massey, who is also a concert star, appears on a radio program and the songs she sings contain the coded messages which help Brent and Rathbone break up the gang of saboteurs. Miss Massey saves Brent from getting killed and in their case is the love-interest.

Sound supporting roles as the menaces are turned in by Gene Lockhart, George Zucco and Martin Kosleck.


CREDITS: Producer, Edward Small; Direc- tor, Tim Whelan; Associate Producer, Stan- ley Logan; Cameraman, Hal Mohr; Screen- play, Howard Estabrook; Original, E. Lloyd Sheldon and Jack DeWitt; Film Editor, Grant Whyteck; Musical Director, Led Guskin.

DIRECTION, Good. PHOTOGRAPHY, Very Good.

American, Canton, N. Y., Re- files Appeal Brief

(Continued from Page 1)

over the American. The American was given 10 days to file a corrected brief and substitute the pro- name of the American owner, St. Lawrence Investors, Inc. Case will again be reviewed by the appeals court on its merits.

"Gunman From Bodie"

with Buck Jones, Tim McCoy, Raymond Hatton

Monogram

(HOLLYWOOD PREVIEW)

FINE WESTERN FARE, WELL CAST

AND HAS ASSURES DEFINITE

BOX-OFFICE APPEAL.

Right in the "groove" is this second "Rough Riders" picture featuring Buck Jones, Tim McCoy and Raymond Hatton, each of whom contributes in his own right to box-office appeal and assures this well- produced, well-directed and excellently photographed film beyond average recep- tion from fans.

The fine work of Buck Jones, Tim Mc- Coy and Raymond Hatton, ably aided by newcomer, Christine McIntyre, who scores solidly in her love-interest sequences with able David O'Brien, collectively add to the film that takes it out of the class of the average western.

Coupled with the fine direction of Speck- er Bennett, from the original screenplay by Jess Bewors, exceptional photography by Ed Hansen and the good musical score pro- duced by Edward Kean, though the cast, all sum up to the credit of Pro- ducer Scott R. Dunlap.

Called to duty in the "Rough Riders" face the task of uncovering a gang of murderous rustlers, working under the pro- tection of a crooked sheriff who are trying to run up the ranch lands. After many fine cattle rustling scenes, the concluding sequence of O'Brien, which is laid at Jones feet, the denouement takes place satisfactorily.


CREDITS: Producer, Scott R. Dunlap; Di- rector, Scott R. Dunlap; Associate Pro- ducer, Harry Neumann; Production Manager, G. J. Bigo- low; Sound, Glen Glenn; Editor, Carl Pier- lot; Art Director, Earl J. Kaylor.

DIRECTION, Fine. PHOTOGRAPHY, Exceptional.

8 Musical Shorts

For NBC television

(Continued from Page 1)

ists Films, Inc., of Los Ange- les, presenting the world's lead- ing instrumental and vocal ar- tists, these reels, made some 12 months ago, will be boosted to 35 mm. for television. 

Artists in the tele shorts include: Jose Iturbi, pianist; Mildred Dill- ing, harpist; Emanuel Feuermann, cellist; Igor Gorin, baritone; Vron- sky and Babin, duo-pianists; and the Foulkidge Quartette, string en- semble.

Acquisition by NBC tele inter- ests is a unique deal in that the move is the first to involve as many films en bloc, and that it of- fers a parallel "twixt the currently growing of television and the "good" pictures; a sort of pig War- ner Bros., when talking pictures were in their early stages, made a similar move to bring together noted stars of the operatic world for audience consumption in live theaters.

E. A. Hungerford, Jr., of NBC expressed the belief that WNBT would televise eight pictures as spec- tacular interlocus on forthcoming pro- grams, to give balance and variety to them.

West Coast sources reported last night that when the shorts were originally made in 1940, the partici- pating artists objected to their release in film houses on the ground that their screen appearance might interfere with their "flesh" draw on concert tours, but have no objection to the television medium.

Launch Musical Comedy "Tele Series on Friday

Patricia Ellis will play the lead on NBC's "Mandolin" on its tele- vision for music feature, the first epi- sode of which will be on the air over NBC's Station WNBT at 8:30 p.m. Friday.

Under the general title of "Sol- dier Town," half-hour musicals will follow the fortunes of a group of small town people whose lives are disrupted by the sudden influx of thousands of soldiers and fac- tory defense workers. Scripts will be written by Paul R. Milton, writer for radio and screen. Original- istic music will be composed by Eddie Pola, each episode using three numbers. In addition to Miss Ellis, the cast for the first performance will include Howard Brooks, Tom Holer, Patricia Bright and Perry Martin, but only Miss Ellis, Tom Holer and Perry Mar- tin will appear in each performance of the serial.

Russell Egry Flies Flu

Pittsburgh, Pa.—Russell Egry of the Altec Service Corp., has been confined to his home with influenza.
Thursday, October 16, 1941

Mayer and Bernstein Testify for Gov't

(Continued from Page 1)

tified that in June or July, 1937, she received a call from Nicholas M. Schenk, Loew's president, instructing him to purchase raw film from the rival company. Prior to 1937, Loew's had experimented with all films from Eastman Kodak, although du Pont's local agents, Smith and Aller, had offered a 7 cent commission to any agent nominated by Mayer who could sell their product to M-G-M.

Had No Knowledge of Deal Mayer stated during his testimony that he did not recall the instructions from Schenk whom he termed his "superior." When he was cross-examined by petitioner bioff's friend as sub-agent Schenk said "because Bioff could give us plenty of trouble. Please don't and that he had no knowledge of the deal with Bioff and Brown while an indictment was actually handed down by a Federal Grand Jury.

Mayer's story was lacking that his assistant, Nicholas Nayfack, who was later able to prove in which he had with Bioff regarding a change of sub-agents when the defendant stated that he "had a great difficulty with his brother-in-law and didn't want him to know too much of his business." It was at this time Nayfack said that Norman Nelson, Bioff's brother-in-law, was dropped from the agency and Harry Beatty substituted for him.

Mayer was further corroborated in his testimony by John Westley Smith, the Smith & Aller agency, who told of Nelson's appointment on the ground of Mr. Nelson's sole function was to collect a check once a week from the agency. Smith disputed the story that Nelson received $77,448 while Beatty received $159, 049.

Smith indignantly denied suggestions of defense attorneys that his original offer to Metro carried with it a rebate to that company or an understanding that Loew's executives would not receive personal profit.

Bioff's Kin on Stand As the last witness for the day, the Government called upon Norman Nelson, Bioff's brother-in-law, to carry further the story told by the other witnesses. In a voice scarcely audible to the courtroom, and obviously ill sustained, Nelson recalled how Bioff summoned him to California in 1937.

"Bioff said at the time that M-G-M owed him some money and owing to his position he couldn't collect it personally. It was therefore up to me," Nelson explained.

After his appointment, Nelson said he deposited the checks from the agency in his own personal account. He was allowed a weekly salary of $125, with the understanding that the balance was to be paid to Bioff, Nelson related.

On August 5, 1937, Bioff transferred the bank book and on one occasion Browne was present when this was done and was witness to it. Both the bank book and a personal record by Nelson, which disclosed total payments of $55,820 to Bioff, were introduced into evidence.

David Bernstein, Loew's treasurer, on cross-examination early in the day, insisted that the padding of his and other executives' expense vouchers was legitimate and not an undercover operation. The witness flatly denied that Henry A. Uterhart, Bioff's counsel, and Martin Cowboy, attorney for Browne, on the uses the ready cash was put to, which Bernstein said he had admitted he had stored in his personal vault. At one time in 1937, this amount was as high as $260,000, he said.

Tells of $25,000 Advance Although the money was used mainly for personal expenses, Bernstein conceded on occasion it had been devoted to emergency requirements of Loew's. His statement in October, 1937, he had advanced $25,000 to Charles Moskowitz in order to make a payment to Browne caused a furor among the defense attorneys who insisted the testimony be stricken out. He was allowed to say that he had given the money to Moskowitz but was barred from explaining the reason why Moskowitz was handed such a sum.

None of the executives, whose vouchers had been used as a means of repaying Bernstein, had demanded the purpose for the increased vouchers. Bernstein said.

"I told them it was necessary to get the amount for purposes which I was not in a position to explain and that was sufficient for them," the witness stated firmly.

Court continues today with further testimony by Nelson. Judge Knox has announced that no trial session will be held tomorrow.

Today's Short Story

Richmond—Local theaters do not have double features, but what was the answer to two adjoining theaters, the Colonial and State?

"Hold Back the Dawn" "Unfinished Business"

"Never Get Rich" Follows "All That Money" in N. H.

Columbia's musical, "You'll Never Get Rich," co-starring Fred Astaire and Rita Hayworth, will open at Radio City Music Hall, following "All That Money Can Buy."

Testing Single Features

Wilton, Ill.—Teatro del Lago theater, under Sam Myers' direction, is trying out single features.

UA Buys Out Wanger And Will Produce Abroad

(Continued from Page 1)

abroad, there is no indication of his future releasing arrangements, although it was learned they will not be handled by UA.

First Production Move by UA

United Artists' production move will be the first in the history of the company. The new company will be known as United Artists Productions, Inc., which will produce for release through the UA distributing organization. The UA board will decide on product to be made by the production company. Important stars and directors will work under this new venture.

Plans for the production venture are still in a formative stage, Alex. S. Korda, president of Schenck's Mark of Zorro, prior to his departure for the Coast, Task of planning a program of picture production head and organizing the new studio company are details yet to be encountered by the owner-members of the UA. Selection of a production head, however, will be made when company owners return to Hollywood after current meetings in New York.

Means to Acquire Stories

According to the announcement, UA以后 will utilize the new production organization as the means to encourage worthwhile producers, but it is further understood that the company will use the new setup to acquire important story properties which, under the former system, often were lost because of the inability to include them in the producers' programs.

The agency is not a few instances, it was said yesterday, in which other producing companies snapped up valuable story properties in which UA early were interested. While UA producers were being canvassed as to whether the stories appearing in the UA were, similarly UA has said UA had missed out when approached by directors who desired to make specific stories to which they held rights.

Korda Will Return in 10 Days

The new UA production setup, enabling quick action, will make such occurrences virtually impossible in the future.

Korda plans to return to New York in about 10 days. He will supervise the completion of "The Jungle Book" during his current Hollywood stay. Korda's departure and the presence of Charlie Chaplin on the Coast, indicates the UA presidency will not be filled for at least a fortnight.

Arkino Gets First Five

Soviet Pix Since June 22

(Continued from Page 1)

Friends "Greyhound and Horsemen," a musical, "Film Concert," and "Yacob Sverdlov," a biography of the first president of the U.S.S.R.

BOOK REVIEWS

THE WRITERS' RADIO THEATER 1940-1941—N. S. WISER. Outstanding Plays of the Year. Hastings & Bros., publ.

In this 213 page book there is contained an eight-page discussion by the author-editor of the new Art of Radio Drama. Chiedy, this little volume presents the 10 radio dramas selected from thousands of radio scripts as representative of the best that radio has achieved so far in this field. It points to the possibilities for further developing the radio drama now being exploited in hundreds of schools and colleges throughout the country and to the co-operation of the broadcasting industry along these lines. With composition can be an inevitable "merger" in television, the volume must interest Hol-

To Iron Out Details

Of Service Show Plan

(Continued from Page 1)

..enlighten the units for service men in camps.

According to Eddie Dowling, the objective is to have some 16 entertainment radio units mentioned in the "American School of the Air," "Advances in Science," "Adven-

tures in Reading." "Nation's School of the Air" and "Americans at Work," the latter two being MBS. This volume should and will find a deserved place in writers, directors and producers' libraries. —A. D.
Gov't Files Brief In Crescent Suit

(Continued from Page 1)

cent Amusement Co., its affiliated exhibitors, and the distributors, Universal, United Artists, and the two distributors, Universal Film Exchange and Columbia Pictures Corp., already dismissed as defendants. The Government's "findings of facts" according to Assistant District Attorney O. W. Hughes, will be filed "in a few days." Crescent Amusement Company's "findings of facts" had not reached the clearance office at closing time.

Government's Charges

The "plaintiff's brief," which was signed by Thurman W. Arnold, Robert L. Stratton, and other members of the Department of Justice legal staff, sets out its charges against the defendants in the case as follows:

"That competition was eliminated by organization of defendant exhibitors and division of territory between them. That defendant exhibitors have eliminated competition in areas occupied by them and their affiliates by securing non-competitive agreements in area theaters. That in licensing films the defendant exhibitors have combined the theaters respectively operated by them. That the defendant exhibitors cooperated as distributors, engaged in activities clearly understood by defendants, that is, to discriminate against competing independent theaters by exerting their circuit buying power."

Government Arguments

The brief presents the arguments as follows:

(1) That defendant exhibitors as well as distributors, are engaged in activities preventing competition.

(2) That defendant exhibitors exercised their circuit buying power in a manner that violates the Sherman Anti-Trust Act.

(3) That United Artists, as distributors, combined with defendant exhibitors in a manner that violates the Sherman Anti-Trust Act.

(4) That Universal Pictures Corporation, as distributors, violated the Sherman Anti-Trust Act by combining with Crescent Amusement Co. and Rockwood Amusement to prevent John D. Henry, Union City, from competing with Crescent Amusement.

Super-Salesmanship

Detroit—Eddie Murphy, Price Premium representative, used some super-salesmanship the other day. He sold Clarence Barnett Clometics deal to the Granada and Belle Theaters. Payoff is that the two houses will be rehabbed, added to the Robinson, who, besides the two houses, has the oldest-established premium business in town as well.

Steel for Uncompleted Houses

SPAD Alert to "Boom" Town Theater Needs

(Continued from Page 1)

in some towns which have boomed far beyond their normal proportions because of defense industries or Army camps. In these cases, the contractors will be urged to use just as little steel and other essential materials as possible.

Board officials said they do not expect to make any blanket ruling with regards to the film industry but to study each case that is brought to their attention on its individual merits.

No Desire to Curtail Films

So far as the production end is concerned, officials emphasized they certainly have no desire to curtail the production of films, that the studios will be urged to conserve as much as possible, but that wherever priorities are essential they likely will be granted.

For a time there might be some temporary delay in obtaining materials until the agency has dug out of the flood of priority requests that is even now pouring in, but officials will make a determined effort to judge every case presented just as quickly as possible, it was said.

Argentine Pact Grants

U. S. Film Concessions

Washington Bureau of THE FILM DAILY

Washington—Additional concessions for U. S. films are provided in the new reciprocal trade agreement with Argentina. Under the agreement, the duty on motion picture positives is bound at its present level, and the rate on negatives is reduced by one-third in stage 2. Duty on raw stock is reduced by one-third, effective immediately.

U. S. exports of all three kinds of films totaled $421,000 in 1940. In 1939, the U. S. supplied 90 percent of all motion picture film imported into Argentina.

Paramount to Produce

24-Reel Training Film

"East Coast Bureau of THE FILM DAILY"

Hollywood — Darryl F. Zanuck, chairman of the Research Council of the Academy of Motion Picture Arts and Sciences announces the start of another War Department training film to be made for the Research Council by Paramount.

Film, entitled "The Motor Vehicle Driver" has the most extensive production schedule undertaken to date, with 49 shooting day scheduled at the Paramount Ranch in San Fernando Valley and will comprise, when finished, six "chapbooks" each of approximately four reels in length.

Film, made for the Research Council by Paramount, is being directed by B. F. McEntire, assisted by Harry Caplan, with Charlie Schonbaums as director of photography; William Flannery, art director; and Chandler House, film editor.

Troops and equipment have been sent to Hollywood from Fort Ord to work under the direction of Maj. Charles S. Stotter, War Department Liaison Officer, assisted by Maj. Frank Hicherlitz, Army Motor Vehicles Expert. In Hollywood, the temporary duty from his station a Fort Sill, Okla.

RKO Radio Board

In Special Meeting

(Continued from Page 1)

when the directorate of United Fruit Co. met in Boston.

How many of the RKO directors would be on hand could not be determined last night, as it is known that several, including Prexy George J. Schaefer, are or have been on the move this week. Schaefer, it was understood, was on route back to New York. To studios on the Coast from Mexico yesterday and might not be able to attend.
LA GUARDIA FLAYS PROBE, LAUDS INDUSTRY
Testifies 20th Cent.-Fox Paid $90,000 to Bioff

In "Sundown," Charles Beatty, Wanger's so-called Arabian princess, is excellent. George Sanders, a British major, is very much the Army man throughout, and his work is strong and authentic. Ruth Cabot plays straight and does a fine job. In character roles, Carl Esmond, Marc Lawrence and Joseph Calleia give standout performances. "Sundown" is nicely directed, beautifully staged and a credit to Henry Hathaway and Producer Wanger.

Bernhard-UA Reports Like Twain's 'Death'

Like Mark Twain's reaction to the report of his death, those persistent rumors which have identified Joseph Bernhard, Warner theater chief, as the next president of United Artists are "greatly exaggerated." That's the way Bernhard described them for the record yesterday.

Allied Paragraph 3 Doomed?

Directors Expected to Drop or Modify It

Strike's End Clears Way For Allied Board Meet

Elimination of the third paragraph in Allied's unity resolution looks as a strong possibility when the national directors convene in Pittsburgh on Wednesday. It is believed by reliable sources that the paragraph calling for an all-industry organization
Sees Latin-America Big Market for Soviet Films

Forecast that South America will prove a better market than this country for Russian films was made by Gustavo Machado, Artikno's Latin-American representative with headquarters in Bogota, Colombia, who arrived yesterday by plane.

Machado is here to set up distribution plans with Nicholas Napoli, president of the RKO circuit, who is currently on a current trip coming from Moscow. Company recently received a shipment of five pictures.

Demands for Soviet films in Latin America have been increasing, Machado stated. He reported that the American newspapers which contain clips of the Russo-German war are very popular. Sentiment, Machado said, has shifted strongly toward Soviet Russia. He pointed to countries like Brazil and Ecuador, which have not played films of this nature for years but are now exhibiting them in the capital cities.

He reported that there were 20 films stored in Chile but Moscow liquidated them by taking back all the negatives and now sole prints are available only in New York.

He said the greatest success among the Russian pictures is "Professor Maxim," which ran for three weeks in Buenos Aires.

New Haven Warner Club Names C. G. Barrett Prexy

New Haven — The Warner Club has elected C. B. Barrett of the theater department president for 1941-42.

Others elected to office include Russell Clark, vice-president in charge of entertainment, P. Zimmerman, vice-president in charge of welfare work, and Leona T. Warner, secretary treasurer. The new members of the Board of Governors are Angelo Lombardi and Victoria Cananel, Warner exchange bookers.

11 Newark Theaters Ask Assessment Cuts

Newark, N. J.—Petitions for reduction of assessments on 11 Newark theaters are being considered by the Essex County Tax Board and the State Board of Tax Appeals. The Adams Theater has been granted a reduction of $25,600 in its $252,500 assessment. The other cases, mostly involving downtown houses, are still under consideration.

Shea Memorial Mass to be Solemnized on Tuesday

A memorial mass for the late Maurice A. Shea has been arranged for Tuesday morning at 9:30 at the Holy Cross Church on West 42nd St. by the New York office of the Shea circuit. Many prominent film people will attend.

Olympic, Cicero, Ill. Asks Clearance Cut

Chicago—Charging unfair clearances over the Olympic Theater, Cicero, the R-C Theater Corp. yesterday filed a demand for arbitration, naming the five drive-in-signing companies. Complaint declares that the distributors are giving excessive clearance to the Olympic's competition houses and asks that it be stopped by arbitration. A Goldstein signed the complaint for the R-C company.

Chicago—The Oriental Theater arbitration hearing has been postponed again, this time to Oct. 22.

Three Circuits Give $1,000 Each to MP Associates

Announcement of donations of $1,000 each from the Rand-force and Skouras circuits highlighted the regular luncheon meeting held yesterday at the Hotel Lincoln yesterday. Plans for the 22nd annual Thanksgiving dinner and dance were also outlined.

Joseph Lee, president, stressed the need for raising funds so that the organization can continue to carry out its charitable work among the industry needy.

Cracks Down on Supplier of "Outlaw" Aluminum

W rashington Bureau of THE FILM DAILY—Washington—Charging violations of priorities regulations, the OPM yesterday cracked down on the Central Pattern and Foundry Co. of Chicago. Windy City company had its supply of aluminum shut off. It was the first action of its kind taken by the OPM.

Manufacturers of coin machines, juke boxes and cameras were said to have used unethical methods to obtain "outlaw" aluminum from the Chicago company. The OPM indicated no action would be taken against the recipients of the aluminum.

Twin City Variety Club Establishes Blood Bank

Minneapolis—Twin City Variety Club plans to establish a serum bank at the Minneapolis General Hospital. The blood bank will be intended chiefly for use in treatment of children's ailments and will be in operation within two weeks, with the total cost to be paid by the club.

Minneapolis Milk Fund, which supplies milk to families unable to secure it otherwise, was the first philanthropic endeavor of Twin City tent. It has answered the fund for two years. The club also has installed radios in General Hospital and Children's Hospital at Minneapolis Children's Hospital and Clinic.

Glats at Fox-Intemountain

Denver—Melvin Glats, recently with Midwest Theatres has been named purchasing agent for Fox Intemountain Theaters.
Inquiry to Resume, in a Week—Clark (Continued from Page 1)

At a hearing, it was said in New York yesterday by Sen. D. W. Clark, D. Idaho, its chairman.

Clark said that while he hopes to have some hearings next week, that some may be impossible, but that the latest, hearings would get underway again by Oct. 27.

The chairman indicated that he would definitely summon Louis de Menne, M of T, producer, to testify that the inquiry might be round-

out on the newsread. Others, he said, would include Will Hays, MPP, New York, and "possibly" W. Arnold, Assistant At-

orney General and chief of the D of anti-trust division.

Upon the termination of the hear-

ings, Clark said he would report to a full Interstate Commerce Com-

mittee which then would determine whether to call for a full-dress Sen-

atorial investigation of the indu-

sry.

Clark said that he expected two-

members of the sub-committee, Sen-

ators C. Wayman, Brooks, Rep., Ill., and Charles W. Tobey, Rep., N. H., to have been away from the capi-

tal for some time, to return next

week.

erald-Trib. Would Have Dubs View "Target"

Isolationist Senators responsible

the Interstate Commerce sub-com-

mittee's inquiry into alleged film war

propaganda should see "Target for

night," British R.A.F. document

which Warners is distributing this side, a New York Herald-

Tribune declared editorially yester-

day.

Editorial in part follows:

"Here, without embellishment of

sum, is full justification for our loan-lend program, for our national commit-

ment to the defeat of Hitler,

pressed not in terms of what Hit-

ler's victims are suffering but, for

first time on the screen, in terms of the efficient offensive against him.

Since this is not the place for a

two-picture review, we shall not

patiate on the extraordinary dra-

matic quality of the film beyond urg-

ing that every one who can do so

go to it, it will be released to public

view tomorrow, and especially the

star-pick members of Senator

heeler's sub-committee. No doubt

they will consider it to be powerful

propaganda, which it is. But for all

propaganda it is a factual presen-

tion.

"Will they say, then, that its show-

ing should be forbidden, that Warner

Brothers, its distributors, have no

right thus to incite the belligerency

Americans by letting them into a

secret of what goes on? Not at

all. On the other hand, they might

suggest that for every picture of a

British air raid on Germany there

one of a German air raid on Brit-

ain. Imagine the public recept-

ion of the latter? What would the

public do with the picture?"
**Mich. First to Start Institutional Drive**

(Continued from Page 1)

**Ties In Spanish Classes With Latin-American Pix**

San Francisco—C. A. B. Emanuel, who has been producing and distributing Latin-American pictures, became an exhibitor, taking over the Sutter Theater here. House has been renamed Teatro Sutter and will book pictures from all the Latin-American countries. Emanuel says he has product for three months set.

In addition to Spanish-speaking trade, house will make a strong campaign to capitalize on present interest here in learning Spanish. Tie-ups will be made with schools and plans are being made to hold regular class at certain hours in the theater.

**DATE BOOK**

Oct. 15: Cinema Lodge banquet and banal Hotel Astor.
Oct. 23-24: Columbia regional meetings, Hotel Francis.
Oct. 27: Philly Variety Club testimonial dinner.
Oct. 29: N. Y. Picture Producers' Fall dinner Toots Shor's.
Oct. 31: Variety Club of Texas Annual Hall we're Party.

Washington Variety Club British W. Relief benefit, Constitution Hall.
Nov. 4-5: Allied of Texas convention, Dallas.
Nov. 4-5: ITPA of Wisconsin convention, Schroeder Hotel, Milwaukee.
Nov. 9: Lambs installation gambol.
Nov. 15: Washington Variety Club bangs Willard Hotel.
Nov. 17-18: DTO of Indiana convention, Anlars Hotel, Indianapolis.
Nov. 2: Pittsburgh Variety Club annual banquet, William Penn Hotel.
Nov. 24: Variety Club of Texas Thanksgiving Party.
Dec. 6: Lambs diversion, Waldorf-Astoria.
Dec. 7: Theater Owners of North and South Carolina convention, Charlotte.
Dec. 15: Variety Club of Texas Induction 1942 officers.
Dec. 20: Variety Club of Texas Christm Carnival.
Dec. 31: Variety Club of Texas New Year Celebration.
Jan. 30: Chicago Reel Fellows Club dance, Congress Hotel.

**Deep Harlem's** Two Versions

"Deep Harlem," legit. musical play in New York a few years ago, has been purchased for pictures by John Doran and Associates fro Joseph Jordan and Homer Tut. Musical feature will be produced. New York with two casts, one at Columbia, and the other with Spanish speaking actors.

**Runs for Sheriff On Bingo Platform**

Newark, N. J.—Return of Bingo to Essex County has been adopted as an important plank in his platform by William J. Patterson, Democratic candidate for sheriff. The aspirant claimed a survey shows 70 per cent of the attendance at nearby Union and Hudson County Bingo games comes from this city and its county suburbs. He added that 330 bus loads take Essex players to neighboring counties each week.

The game was banned about a year ago by Prosecutor Wachenfeld.
Hot Spot
20th-Fox; 82 Mins.

TOP-NOTCH MELODRAMA CHUCK FULL OF SUSPENSE; IT'S SOCK ENTERTAINED SLATED FOR STRONG GROSSES.

It has been a long time since a melo-drama has come on which way the suspense that this production does. 20th-Fox has taken the wraps off Director H. Bruce Humberstone and he breezes in with a film audience will enjoy immensely.

Laird Cregar steals the picture with his performance of the menace, so sinister, it will immediately bring comparisons with Peter Lorre's memorable portrayal in "M." The role of the detective is heavily shaded with psychological overtones and convincingly handled.

Director Humberstone skillfully employs the flash-back technique in the film which deals with the efforts of the police to discover the murderer of a beautiful model. Investigating, monitored by a glowing brilliance, and a columnist, who are responsible for taking the murdered girl from her obscure position as a waitress and transforming her into a "glamour girl."

The detective singles out the young promoter as the guilty one despite his protest of innocence. Picture grabs audience's interest at start, when the sister attempts to furnish the police with clues, a fat man who always watched her sister at work in the restaurant. The man, she has described, walks into the room and he is the detective!

The motive later revealed for the detective's unremitting desire to pin the murder on the promoter is because the detective, although hardly knowing her, loved the murdered girl and held the promoter responsible for losing her when she became a celebrity. But the promoter finds the real murderer. The reason for the detective's action is then revealed.

The suspect is masterfully sustained by Humberstone. Successive surprise is that of Victor Mature, as the promoter, who is bashy to the right degree. There is a slight tendency by Mature to overact through facial expressions but on the whole he turns in a likable job. Betty Grable is satisfactory as the sister who loves Mature and Carole Landis is effectively attractive as the murdered girl. Alan Mowbray, the actor, and Allyn Joslyn, the columnist, are fine in supporting roles.

Milton Sperling, the producer, and Dwight Taylor, who did the script, based on Steve Fisher's novel, "I Wake Up Screaming" a book by Humberstone, share the credit for this worthwhile job.


CREDITS: Producer, Milton Sperling; Director, H. Bruce Humberstone; Screenplay, Dwight Taylor; Original, Steve Fisher; Music, Ferde Grofe; Art Directors, Albert Guard anxious, Film Editor, Robert Simpson.

DIRECTION, Splendid, PHOTOGRAPHY, Very Good.

Moon Over Her Shoulder
with Lynn Bari, John Sutton, San Dailey, Jr., 20th-Fox; 68 Mins.

ENTERTAINING DOMESTIC COMEDY ALLOWS CONCISELY BOUND CHARM TO BUSY TO SET HIS OWN HOUSE IN ORDER.

Pleasant little comedy which is strong on feminine appeal. Based on the familiar theme of the neglected wife who innocently stumbles on an outside romance, the film proves diverting and entertaining program material.

Principal is the affair are Lynn Bari, the wife, who is developing into a finished light comedy actress, and John Sutton, the doctor, who is always busy giving advice to other women. San Dailey, Jr., is the male romantic interest who is responsible for the character's sense of obligation.

It all begins when hubby advises his wife to take up painting as a hobby so she can keep busy while the children are at camp. While watching a program on a boat at the time, the young man passes along and grabs her because he thinks she is going to commit suicide. He takes her to his boat where her presence proves a lucky one for a wealthy fisherman, Alan Mowbray.

The wife does not reveal her marital status to the young sailor, but accompanies him out on the fishing trip every day. Idle diversion becomes serious when the young couple realize that the woman is in love with them. Then the young man appeals to the doctor on his radio program, the events pile up to a comic conclusion.

Alfred Worker has directed deftly and the situations are handled nicely for comedy. The principals all turn in good performances. Miss Bari makes an attractive wife while Sutton should register strongly with the women.


CREDITS: Producer, Walter Morosco; Director, Alfred Worker; Screenplay, Walter Ballock; Original, Helen Vreeland Smith and Eve Golden; Cameraman, Lucien Anderson; Film Editor, J. H. Wasser; Casting, GOOD. PHOTOGRAPHY, GOOD.

500 to Attend Ball of Cinema Lodge Tomorrow

More than 500 members and guests including leading executives of the film industry, will attend the second annual banquet and ball of P'nat B'nai Cinema Lodge tomorrow night at the Hotel Astor.

Stellar array of stage, screen and radio talent will highlight the entertainment, with these celebs definitely scheduled to appear: Dinah Shore, Larry Adler, Eddie Duchin, Xavier Cugat, and his band, Morton Downey Jr., and his orchestra, Leon and Eva Royes, Lina Ronay and Miruelito Valdes, also Jay and Lou Selig, Phil Spitalny and his choir and orchestra, Lanny Wolfe, among others as well as Ralph Rogers and his rhythm artists.

"Jesse James at Bay" with Roy Rogers, George "Gabby" Hayes, Sally Payne. Republic.

A GOOD WESTERN WHICH PORTRAYS JESSE JAMES AS A SAINTED ROBIN HOOD.

Another chapter in the saga of the famous outlaw of the old West. Republic has solved all sorts of problems by presenting their own version of Jesse James. He is portrayed as a sainted Robin Hood who battles the railroad for his friend. Roy Rogers makes a personable hero out of the outlaw. The script by James R. Webb takes considerable liberty with the legend and ends up following the studio's formula for batting westerns. With Director Joseph Kane in the batter's box, film scores out from a program standpoint.

In this, Rogers plays a dual role which does not suit: John Antrim, John Aspinwall. His talents do not coincide. He is Jesse James, the outlaw, called back by the friendly sheriff, Outlawed by Gabby Hayes, to save the settlers from being swindled out of their land by the railroad. Other character is a Sainted Robin Hood, who fails to discredit James. But James wins out and exposes the railroad's nefarious scheme.

CAST: Roy Rogers, George "Gabby" Hayes, Sally Payne, has appeared, Jean Miller, Hal Taliaferro, Gale Storm, Roy Barcroft, Jack Kirk.

CREDITS: Associate Producer-Director, Joseph Kane; Cameraman, William Nobles; Screenplay, James R. Webb; Original, Marion Jacobs; Film Editor, Tony Martinelli.

DIRECTION, Good. PHOTOGRAPHY, Good.

Research Council Names New 16 mm. Committee
(West Coast Bureau of the Film Daily Hollywood—The Research Council of the Academy of Motion Picture Arts and Sciences has appointed a committee on 16 mm. film and equipment.

The committee will co-ordinate the activities of the producing companies in the use of 16 mm. for location and wardrobe tests, and to consider and develop other possibilities for studio use of the medium. The Committee will keep the Research Council informed of current and new uses for 16 mm. film and equipment, and will handle on behalf of the Council all other matters pertaining to this subject.


Set More Mono, Circuit Deals
Recent Monogram circuit deals for the 1941-42 program include the Florida Theaters Circuit of 65 houses, Morse & Rothenberg in New England, Pinson's 26 houses in the Buffalo territory and the R. E. Griffin theaters in New Mexico.
State Film Institute Formed in Argentina

Buenos Aires (By Air Mail)—The former Argentine Film Institute (Instituto Cinematografico Argentino) has been reorganized and rechristened the State Film Institute (Instituto Cinematografico del Estado), with ex-Sen. Mathias G. Sanchez Sorondo, chairman, at the helm. Latter is president of the Bank of the Province of B. A. From its inception, the Argentinian Film Institute has been boldly received by the native industry, although it offered cheap credits against the promise of acceptance to fiscalization of production by the Institute.

The State Film Institute will now become subordinated to the Ministry of Justice and will produce those films which the various Government departments sponsor in one way or another. But it is also expected to “encourage” Argentine production “pumping” up epiphanies, by assisting in the industry in solving technical problems.

“Song of Islands” Cast

is Coast Bureau of THE FILM DAILY

Hollywood—Leading players in 20th Century-Fox’s “Song of the Islands” are Betty Grable, Valerie Mature, Jack Oakie and Thomas Mitchell. Hilo Hattie (Clara Enter) has been engaged for the role of Paloma.

Story for Thomas Mitchell

West Coast Bureau of THE FILM DAILY

Hollywood—The Newmire Players in 20th Century-Fox’s “Song of the Islands” is a vehicle for Thomas Mitchell. Warner Bros. at one time intended to do the story with Mitchell, but later abandoned the idea.

Para Buys “Lady Bodyguard”

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has bought “Lady Bodyguard,” screen story by Edward Haldeman and signed the author to prepare the scenario. Soi C. Siegel will produce.

Start “China Caravan”

West Coast Bureau of THE FILM DAILY

Hollywood—“China Caravan,” which goes before the cameras today at Metro will have Barry Nelson and Laraine Day in the leads. George Seitz will direct.

Ah, Loyalty Pays!

Walt Disney’s office staff talks in New York are more than super-enthusiastic about their boss’s latest production, “Pamper.” In the defense of the film, a baby circus elephant triumphantly flies at the finale. They’re psychic. Yesterday a baby elephant who was baby circus elephant triumphantly flew at the finale. In his case, he did so a neat profit to the waggers.

Detroit Operators Waive Wage Increases

As Lower-Paid Theater Workers Get Jumps

Detroit—Negotiations for operators’ contracts are practically set here, with the unions agreeing to ask for no increase, due to higher living costs. The contention in view of the fact that exhibitors generally have agreed to raise wages for the lowest-paid theater employees—cashiers, ushers, doormen, etc., and janitors, who have just been taken into the agreement—will likely be for only one day, dated back to Sept. 1, instead of for two years as customary in the past.

Distributors’ “Crescent ‘Findings’” Hold First-Run Chief Source of Revenue

(Continued from Page 1)

and by agreements on clearance is the contention of film distributor defendants who late Wednesday filed “findings of fact and conclusions of law” in the anti-trust suit filed by the U. S. Government against Crescent Amusement Co. and others.

The “findings of fact” of both the defendants and the U. S. Government, although due Wednesday, were not filed yesterday. Assistant District Attorney W. W. Hughes stated that the Government’s document would be filed “in the next two or three days.” Yesterday Counsel George H. Armistead, Jr., admitted that he was exercising the privilege of withholding its “findings of fact” until the Government had come in.

Nu-Strand Corp. Dismissed

An official order by Judge Elmer D. Davies was filed yesterday officially dismissing as an exhibitor the Nu-Strand Corp. motion for which was entered at the close of plaintiff’s testimony. This corporation is headed by J. L. Hoynes, of Dyersburg, and operates a small group of theaters in West Tennessee, Arkansas and Mississippi. Application of the motion to dismiss was based on the admitted fact that plaintiff’s testimony did not in any way involve this defendant.

“Finding of fact and conclusions of law” were filed late Wednesday for United Artists Corp., Universal Pictures Corp., both of which Judge Davies announced on August 29 he would dismiss as defendants on action not yet entered on the official records of the district court.

“Findings” Similar in Outline

The “findings” submitted by all of these distributor defendants are very similar in outline, defining in detail such terms as “first-run,” “second-run,” “clearance” etc. The making of contracts and franchises for a season or seasons for a distributor’s product is defended with the assertion that “the first-run on films is the chief source of income” and that “in any competitive area the distributor endeavors to select such a customer as ultimately will yield the greatest income, having due regard to his past business relations with the customer, his financial responsibility, skill and character of management of the theater and the size, location and character of the theater itself.”

Stating that 75 per cent of the film product bought in the Crescent territory is sold by the eight major distributors, the documents continue to explain in detail the procedure of receiving and considering applications for film bookings, stating that such applications may be rejected by a film exchange or district manager but that the ultimate acceptance rests with the general office.

Franchises Defended

In defense of contracts and franchises with Crescent and affiliates the distributor defendants say: “It eliminates the necessity of incurring expenses connected with the canvassing and solicitation of many small situations where the showing of picture distributed may not have a great audience appeal, where the exhibitor is not the best to exhibit such pictures and for a percentage basis on Saturday and Sunday, as the distributor demands, and where the flat rentals procured might not warrant the time, energy, and effort involved in such solicitation.”

As to any violation of the Sherman Anti-Trust law, the defendant distributors say: “Such contracts have not in the past suppressed or repressed interstate commerce or created a monopoly in the exhibition of motion pictures in the territory covered by the bills.”

Cornelius, McKinney & Gilbert are the local legal representatives of the four distributor defendants and the “findings of fact” were filed by them.

Charles Furnas, Exhib. Dies

Dayton, Ohio—Charles Furnas, 61, former West Milton exhibitor, died recently in Dayton. Furnas was an assistant to the Wright Brothers in their aviation experiments at Kitty Hawk, N. C., and is believed to have been the first passenger ever taken aloft in a plane.

After Strike’s End Allied Board Meets

(Continued from Page 1)

doctor’s meeting at the Hotel Roosevelt next Wednesday. Session was threatened by the prolonging of the walkout. Board meeting will precede the Western Pennsylvania annual conclude Wednesday and Thursday.

Every Allied unit has voted on the unity resolution proposed by the national board and all have approved it in part in its entirety with the exception of Allied Theaters of Connecticut. Next step toward putting the plan into operation will be decided by the board.

New Jersey Allied yesterday reported that four of its members would attend the Pennsylvania sessions. They are Harry Lowenstein, Lee Newbury, Dave Snaper and E. Thornton Kelly.

The New Jersey unit will hold a round table discussion on film buying at its New York headquarters on Monday.

Ordynski Back on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Richard Ordynski has returned to Hollywood after an absence of 20 years to become technical advisor to Ernst Lubitsch on the Polish sequences in “To Be Or Not To Be,” the Carole Lombard-Jack Benny co-starring film.

Pascal Engages Stewart

West Coast Bureau of THE FILM DAILY

Hollywood—Gabriel Pascal has engaged Donald Ogden Stewart to prepare the script of “Arms and the Man” from George Bernard Shaw’s play. This will be Pascal’s first production for RKO release.
Allied Paragraph 3 Doomed?

(Continued from Page 1)

either will be abandoned or modified to limit Allied participation.

It is reported that the plan for Allied to enter an all-industry organization was based on the recommendations from Al Steffes who favored an "all-out" unity drive.

Yamins Still Dubious

Correspondence between Nathan Yamins, who attacked the resolution at the Philadelphia National convention, and Abram F. Myers, general counsel, reveals that (a) Yamins still believes that the resolution was ill-advised and (b) Myers contends that the calling of a special board meeting at the close of the convention (a procedure branded by Yamins as illegal) was justifiable.

(Pull text of the correspondence between the two Allied leaders, made public by Mo Wax, will appear in tomorrow's Film Bulletin.)

In a letter to Myers, Yamins declared that he did not intend to question the faith of Myers or Allied leaders when he attacked the unity plan on the convention floor.

"I tried to make it clear," Yamins wrote, "that not the intent but the effect of the resolution would be to consolidate the independence of one and result in making Allied into another MPTOA as was done in Toronto. I tried to make the point clear that the liaison committee was the entering wedge and the rest would follow."

Browne since 1915, Olson stated on the stand. Beatty acted as a representative of the IA from August 1936, to February 1939, the date of his appointment as sub-agent, Miss Rose.

Hotel Auditors on Stand

The two hotel auditors testified as to dates that Bioff, Browne, and Beatty checked into the respective hotels. The Government's purpose as explained by Correa was to corroborate testimony of witnesses who claimed to have visited the defendants.

Norman Nelson wound up his testimony early in the day by relating how Bioff, his brother-in-law, told him that he was "through" in 1939 and ordered him to stay away. Nelson also said that Bioff gave his mother-in-law $20,000 to pay for the defendant's bail.

Major Warner had hardly identified himself and explained his duties when Judge Knox adjourned court until Monday morning.

Browne-Bioff Defense Will Call Herb Aller to Stand

Herbert Aller, business delegate for the Cameramen, Local 641, will return from Hollywood next week on a subpoena from the defense in the Browne-Bioff trial. Aller arrived in Hollywood yesterday with the proposals submitted by the producers on the pact now in negotiation.

Yamins said that when Myers first issued a bulletin urging a unity plan, he thought it was a publicity stunt to build attendance for the convention, not realizing that it was to be taken seriously. Yamins said that he regretted the controversy came up because "if I wasn't so loyal to Allied, I wouldn't have done what I did."

Myers Explains Board Action

Myers said that even Yamins did not mean to reflect on the integrity of the board and officers, but that "I dangled the facts of how the resolution had been handled before you in hope that you would recede from the furiously implicative of your speech."

Continuing, Myers wrote: "It seemed to me the national officers should have been placed in an intolerable position, so I called the special meeting in order to find the way."

Defending the legal right to call the meeting and contending that it was justifiable. Myers added: "By this action, Allied was extricated from a predicament which I believe would have proved fatal." Referring back to the resolution, if, Myers said that it was "possibly not as restricted as it should have been; but the third paragraph should have not been included at all."

Myers insisted, however, that not a man who sat in the meeting would have written the loss of "one jot of Allied independence."

Mid-west Exhibs. Entering Skating, Bowling Fields

Indianapolis — Cantor Brothers, operators of a chain of local neighborhood theatres in this city, have entered the roller skating rink field. Officers elected for the new enterprise are Joseph Cantor, president; Leonard Cantor, vice-president and Morris Cantor, secretary-treasurer. A long term lease has been taken on the property at 920-28 North Pennsylvania Street, and the new rink will be known as "Rollerland."

Mansfield, O.—It is understood that Sam Stecker and Meyer Fine have operated Associated Circuit, one of the largest independent theatre circuits in this territory, will erect a 24-alley bowling alley in this city.

"York" In Cuban Bow Nov. 6

Havana (By Air Mail) — "Seaman's York" will have its Cuban premiere Nov. 6 at the American Theater as a benefit for the Cuban-American Allied Relief Fund. Admission will be $1.

New Wilmington Critic

Wilmington, Del., Frances McKusick has been appointed motion picture critic for the local Sunday Morning Star, succeeding Mary Magee Wright, resigned.

Single Exhib. Ass'n Proposed for Cuba

Havana (By Cable)—Ama- lization of the Association of Exhibitors of Cuba with the Union National chamber of owners organization comparable to MPTOA and Allied in the U.S.

Should the plan find favor, a new national organization, Olimpia Na- cional of Exhibitors, would be founded to replace the existing groups.

Dedicate Week to Better Films for Young People

New York Public Library, the Schools Motion Picture Committee and National Board of Review will dedicate the week of Oct. 27 to better films for young people. It was announced yesterday. One of the features of the week will be the special showing at the Beacon of "The Thief of Bagdad" Saturday morning, Nov. 1.

Stories have indicated their interest in project by sending drawings, sketches and scale models used in production, which will be exhibited at the Nathan Straus branch of the New York Public Library.

Philby Showmen's Club Benefit Show on Nov. 16

Philadelphia—A benefit show will be held at Fay's Theater here Nov. 16 by the Welfare Fund Committee of the Showmen's Club. Plans for the affair were laid at a committee meeting held at Fay's Theater on Wednesday. Committee is headed by Meyer Adelman, Sidney Stanley, manager of Fay's, was appointed chairman of arrangements for the benefit.

STORKS!

David Robbins, Columbia Pictures' chief projectionist, headquar- tering at the home office, became a grandfather on the week-end when a baby boy was born in Bronx Hos- pital to the Morton Robbines. The new arrival weighed six pounds, nine ounces, and has been named Richard Frederick Robbins.

Paula Greenwald Fisher, former secretary to Al Dean at Paramount, gave birth to a five-pound baby boy on Tuesday.
Films 'Rendering a Great Service', LaGuardia

"Has Nothing to be Ashamed of in its Pictures," Ampa Audience is Assured

(Continued from Page 1)

een meeting in the grand ballroom of the Hotel Edison.

The city's chief magistrate, and National Director of Civilian Defense branded the current inquisition as "a sad spectacle in the United States Senate"; a "great abuse of legislative power"; and an attempt "at censorship through intimidation."

"The picture business has nothing to be ashamed of in the pictures it has made in recent years, and no apology is needed, either, on the part of the newsreels," the Mayor assured his audience. "Capacity attendance. Far from being open to criticism, LaGuardia emphasized that the industry is "rendering a great service.

Before launching into his withering denunciation of the Senatorial witch hunt, the Mayor cited the fact that the inquiry was never authorized by the U. S. Senate, but rather was brought about by those who do not agree with American foreign policy. He also pointed out the circumstance under which the inquiry has apparently come into being, citing that in the United States today are two schools of thought. These comprise (1) an overwhelming majority which cleaves to the conviction that the peace of the entire world is vitally menaced by Hitler and his associates, which menace must be destroyed, and (2) a small yet militant minority which embraces those who like the Hitler type of government and seek appeasement of the Axis.

Links Appeasers and Bigotry

As a result of this latter group's appeasement views, he declared that bigotry and hatred have developed in what should be a solid American front in the fight to preserve freedom. The Mayor branded pro-Hitler, appeasers "the Hitler cowards," and defined a Nazi as "one whom it is impossible to make into a gentleman."

In his staunch defense of the industry, LaGuardia asserted that as imaginative as the industry is, and despite its flights into fiction in the course of turning out pictures, it is incapable of reaching the point where it could depict Hitler or his whole machine in a good light.

The Mayor said that he has seen some of the films tagged by the Senate sub-committee as propagandistic, and personally sees no connection between the content of the films being shown on in Europe, such as "the cruel, irascible, murderous" occupation of Belgium and other lands under the Nazi heel.

Demands Particulars Bill

What pictures and parts of pictures are considered to be objectionable to the Senate sub-committee, the American people, he stated, "have a right to know" and should be granted a "bill of particulars."

He said that he had seen Warner Bros., "Sergeant York," a production depicting the greatest American hero of the World War. Sergeant Alvin York, he added, was shown as a man who did not believe in war, but who, like ourselves today, would not let mankind's freedom be bullied. Naturally, nobody wants war for war's sake, the Mayor interjected.

Would the objectors to the film, "Sergeant York," want to see in it a fictional character who would betray his country?, LaGuardia demanded.

Turning to Paramount's, "I Want Ed Winger," he said that there was nothing remotely objectionable about the footage, and added humorously that the only thing about the production which struck him as somewhat incredible was the ease with which flying cadets go through the training today, as compared to World War No. 1, and that there should be such an alluring blonde around the flying field,—that never happened, he commented, when he was learning to fly.

The Mayor flatly asserted that there is nothing wrong with the material disseminated in March of Time subjects, and that no committee of the Congress would try to censor an editorial, "We have passed those days," the Mayor said. The same freedom which is enjoyed by the nation's press "must be granted to the screen," he added.

"I concur with the industry," LaGuardia declared, "for standing up to-toe and fighting," referring to the Washington hearings.

The Mayor drew enthusiastic support for the idea of William Wilkie as "a symbol of loyalty" who has "pulled as every American should for the President and the nation."

Vincent Trots, Ampa president introduced Louis Nizer, master ceremonies, who in turn introduced the guest of honor as "your prior, current and future Mayor, F. H. LaGuardia.

LaGuardia Will Speak At Campaign Luncheon

Theatrical, Motion Picture and Radio Division of the Citizens Committee for the re-election of LaGuardia, McGoldrick and Morris will hold their luncheon in the grand ballroom of the Hotel Astor Monday, Oct. 27, at 12:30 p.m. Affair will be open to the public, it is announced by John Golden, honorary chairman of the committee.

Louis Niner, committee chairman, will introduce Mayor LaGuardia, who will speak. Others on the main date—there will be three—with the Mayor and Niner, besides candidates who are LaGuardia's running mates, will be Helen Hayes, Min. Edward Bowes, Stanton Griffis, vice-chairman of the committee, J. Robert Robin, secretary, and W. G. Van Schmus, treasurer.

Notables of the amusement world who will join the committee and who will occupy places on the triple date are:


U.S. May Set Detroit Theater in 10 Days

Deal whereby United Artists take over a first-run theater in Detroit may be announced in a week or 10 days, Harry Buckley, U. S. vice president, said yesterday upon his return from Detroit. Buckley flew the Auto City Tuesday to negotiate a first-run outlet but he declined to reveal the theater involved.

Speculation as to U. S.'s show window in Detroit was narrowed down by some industry sources to the Broadway Capitol, Adams an Madison theaters, some mention the Shubert and Wilson as possibilities. The United Artists Theatre in Detroit is a Paramount house.

"Anti-5" Tangle Keeps Minn. Theater Closed

(Continued from Page 1)

Fall when colleges at Northfield resume classes. This Autumn, owing to a "vowel" of pictures, he has not opened the theater and says he will not reopen until the majors decide to sell in the State.

WB Tradeshowing Two Oct. 29

"Target For Tonight" and "Blue In The Night" will be tradeshown nationally by Warners Oct. 29.


Attendance But Not Gross Drops in B.A.

Buenos Aires (By Air Mail)—Film attendance locally for the first six months of 1941 was 12,200,000, representing an aggregate gross of $39,000,000, figures for the comparable period a year ago show that attendance this year was off 500,000, rather than the no drop in gross. This is believed accounted for by a gain in patronage by the modern houses with higher admissions.
ANTI-5' MOVES LOOM IN IOWA AND NEB.

Allied Board to Determine What Are 'Problems'

**THE WEEK IN REVIEW**

*Browne-Bioff Trial*

By L. H. MITCHELL

**EXCEPTION:** Federal Judge John Knox denied move by George E.

owen's counsel for a mistrial in the emended exception by Browne, JATSE,

exy, and Willis Bioff, his Coast

consent. Will the

bulletin

film

union.

acter's producer to prevent a studio

rike being called. Louis B. Mayer

Metro and David Bernstein, Loew

pany, and New York's movie

my by Loew's proxy, Nicholas M.

cco, as to payments made by

. William C. Michel, exec-

sp. of 26th-Fox, testified that his

paid $90,000 to Willis Browne

between 1934 and 1940. . Amer-

an Federation of Labor at its

nt convention, dropped Browne

his executive council by a vote

42 to 421-420 of the voting

roy Browne being cast by him.

**NEW THEATERS:** Industry's arm at SPAB's ruling against use

steel in new building, caused the

ning that the the-

ors be declared essential. Alarm

eased somewhat by SPAB's later

ement that steel could be avail-

for new theaters already

ed.

**UA TO PRODUCE:** Much dis-

ed news item of the week

ited Artists' announcement that

would form United Artists Pro-

tions to produce films for its dis-

ution setup. Incidentally, UA

d that it had bought out Walter

's interest in Walter Wanger

uctions, with Intimation that

company would be liquidated.

Harry Buckley made trip to

ontrol to deal with a theater

here for UA's circuit.

**MISCtim:** UA will close its

neapolis exchange due to decision

legality as to Minnesota's anti-

law. Paramount was reported

iting a plan to sell in that state.

oyer Lorena H. LeGuards of

ew York City flew the war pix

propaganda inquiry by Senate ICC

ommittee at Annapolitan.

**Pittsburgh Meeting to Set Unity Platform And Fix Course of Action**

Meeting of Allied's board of di-

tors in Pittsburgh this week is

arded in trade circles as being

of greater importance than the na-

onal convention in Philadelphia in-

s much as the extent to which Al-

will go for national industry

ity will be outlined. It is reported

that the subjects on the agenda are

of far-reaching importance.

One of the major subjects which will

(Continued on Page 4)

**Consent Award Ends Monroe Theater Case**

In a consent award, the Colonial

theater, Monroe, N. Y., has been

granted a new clearance arrange-

ment following hearings at which

all parties agreed. The Colonial, op-

erated by the Gleason Amusement

Co., complained against the 30-day

decision enjoyed by the Ritz and

Broadway Theaters, Newburgh,

(Continued on Page 4)

**"Jack Rabbit" Meeting In Des Moines Oct. 27**

Des Moines Committee of Iowa

film men set up to investigate the

6 mm. and portable circuit situ-

ation in the state will hold its first

meeting at the Paramount screen-

(Continued on Page 4)

**SMPE OPENS MEET TODAY**

Successor Will Be Named at Seven Officers at Session

With an attendance of more than

000 indicated, the SMPE 25th anniversary convention today at the Hotel

sylvania. Sessions, eight in

umber, will span four days. While

program will be devoted large-

ly to technical dis-

usions of film

advances during recent months, re-

ated subjects such as television,

tics and laboratory procedure

also will be con-

sidered.

First order of business today, fol-

owing a welcome by the President,

(Continued on Page 10)

**Warner Execs. to Testify At Browne and Bioff Trial**

The Government will call a num-

ber of important Warner Bros. of-

icials to follow Maj. Albert War-

ner as witnesses in the extortion

trial of Willie Bioff and George E.

Brown which resumes today, it was

earned over the week-end.

Among those executives who will

(Continued on Page 4)

**Sound Men Demand New Pact**

Local 695 Negotiations Prove Difficult

Iowa-Neb. ATO President

Backs Unity Movement

Eldora, Ia.—A joint industry com-

mittee or a federation of all branches

of the industry offer "the only pos-

ible safeguard against the many

friendly outside interests who

apparently seek the industry's dis-

truction, Proxy Leo Wolcott of

Allied Theater Owners, Inc., indie

(Continued on Page 9)

**Put on Legislative Agenda Of Allied Theater Owners By President Leo Wolcott**

Des Moines—With the prob-

lems presented by the Minis-

ota "anti-five" statute still a

major industry head a che, the

threat of enactment of similar leg-

islation in both Iowa and Nebraska at the next legislative session

looms at the week-end when Presi-

Leo Wolcott of Allied Theater Owners, Inc., indie exhibit, organiza-

active in the two states, called for

such action.

In a bulletin to his twin-state

ship membership, Wolcott, Eldora exhibit, cit ing the Minnesota statute's pro-

(Continued on Page 9)

**Conn. Allied Will Reconsider Unity**

New Haven—Allied Theater Ow-

ers of Connecticut will reconsider its

vote against the unity proposal pre-

ented at the Allied national con-

vention in Philadelphia.

Dr. J. B. Fishman, president, has

called a special luncheon meeting for tomorrow when the unit may

change its former position on the

(Continued on Page 4)

**SPG Defers Referendum On Affiliation With CIO**

The New York SPG announced

over the week-end that, as a result of a joint and unanimous action of its

Executive Council and Negoti-

Committee, the Guild's referen-

(Continued on Page 9)

**Court Sees January Schine Trial Start**

Buffalo—Because of a heavy cal-

endar in Federal District Court here, Judge John Knight said at the week-

end he sees little possibility that

trial of the Government's Schine anti-

state suit will get under way before

January.
Barney Balnam, Neil F. Agnew, and Leonard Goldenson, Paramount executives on the Coast for conferences with V. F. Fossey.

Harry Cohn is here for home office conferences.

W. J. Kupper, 20th-Fox Western division manager where he will hold a meeting with General Sales Manager Herman Webber on his trip through the territory.

Ering Crosby, who was on a South America vacation, arrives this morning aboard the S.S. Brazil.

James Cagney heads East today for a three-week vacation on his New England farm.

Bill Morgan, 20th-Fox manager for Texas, leaves for Porto-Formigine on Friday.

Todd Beaman, executive secretary to Carl F. Zuck, leaves today for a New York vacation.

RKO's board of directors at its meeting Friday decided to take an action on the declaration of a quarterly dividend on the 6 per cent preferred stock for the quarter ending Oct. 31, although consideration was given. RKO has paid a single quarterly dividend on the 6 per cent preferred, the board voting to pay another on April 4 last. All previous or subsequent quarterly dividends were paid.

Financial and current operating matters were discussed at the special meeting.

Won't Appeal Gary Suit To U. S. Supreme Court

Chicago—The Gary theater and trust suit will not be carried to the U. S. Supreme Court as had been reported, according to V. U. Yule, president of the theater company. The Gary case involved clearance and was filed against B. K. & E. in the major companies, the plaintiff losing in both the Federal district and circuit courts.

Congress and Going On

Monday, October 20, 1941

Barney Balnam, Neil F. Agnew, and Leonard Goldenson, Paramount executives on the Coast for conferences with V. F. Fossey.

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CROAD SHOWINGS

The Broadway Parade

Picture and Distributor: Theatre
Dr. F. E. and Mrs. E. H. (Metro-Goldwyn-Mayer Pictures)—10th week
RKO
A Yank in the R.A.F. (Twesteent Century-Fox)—4th week
RKO
Honk the Horn (Metro-Goldwyn-Mayer Pictures)—2nd week
Paramount
Hold Back the Dawn (Paramount Pictures)—2nd week
Paramount
The Showman (MGM)—2nd week
Sargent York (Warner Bros.-First National)—(a) (b)
Strand
Mabel and Bachelor (MGM)—1st week
Columbus
Target for Tonight (Warner Bros. Pictures)—1st week
Globe
Elliott Lewis and the Great Mystery (MGM)—1st week
Radio City Music Hall
All That Money Can Buy (RKO Radio Pictures)—1st week
Allied Artists
The Story of the Vatican (March of Time)—1st week
Bolmont
The Little Foxes (RKO Radio—Universal Pictures)—2nd week (a) Palace
Moonlight in Hawaii (Universal Pictures)—2nd week (a) New York
Death at a Broadcast (Film Alliance) (a)
New York
Texas (Columbia Pictures) (a)
Low's State

Two Daily Runs

Fantasia (Milt Disney Prod.—RKO Radio)—49th week
Broadway

Foreign Language Features

The Man Who Sucked the Truth (Dumont Films, Inc.)—3rd week
Musical Story (Artikino Pictures)—2nd week
Stanley

Future Openings

Dumbo (RKO Radio—White Films)—Oct. 23
Broadway
How Green Was My Valley (Twentieth Century—Fox)—Oct. 28
RKO
Swamp Water (White Films)—Oct. 23
Paramount
Nothing But the Truth (Paramount Pictures)—Oct. 29
Paramount
Belle Starr (Twentieth Century—Fox)—Oct. 22
Fox
Buy Me That Town (Paramount Pictures)—Oct. 22
Columbia
You Never Get Rich (Columbia Pictures) (c) (e)
Mandalay
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)—Oct. 23
Ashe
Blondie and the Night (Warner Bros)—Oct. 22
RKO
Never Give a Sucker an Even Break (Universal Pictures) (c)
RKO
Wild World of Henry Fonda (Metro)—Oct. 23
(a) Palace
Three Week-End for Three (RKO Radio Pictures) —Oct. 23 (a)
with A Sailor on Horseback (Scandia Films)—Oct. 26
Fox
The King and the King (Trio Films)—Oct. 27
The King (Trio Films)—Oct. 27
5th Ave. Playhouse
Sawant in Wyoming (Wyoming Pictures) —Oct. 27 (a)
New York
Dangerous Lady (Producers Releasing Corp.)—Oct. 21 (a) New York
(a) Dual bill.
(b) Subsequent run.
(c) Follows current bill.

Para. to Spleurge on Air Expansion for "Blues"

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will spice up its radio expansion campaign for "Birth of the Blues," using in addition to coast-to-coast broadcasts, special radio recordings with theaters cooperating locally as a result of the local conference of field executives assembled from all areas of the United States. Gilman is presiding at the sessions.

Conference, originally set to close yesterday, is being extended through today when attention will be given to "Louisiana Purchase." Barney Balnam, Neil Agnew and Leonard Goldenson, here for conferences with Y. Frank Freeman, will see "Purchase," which is to be screened today. Radio plans were outlined by Alec Moss and Al Wilkie, Cecil B. De Mille, who also spoke, told the executives he regards "Reap the Wild Wind" as his best picture. "Skyhawk" was also discussed, and the conference heard talks by George Brown and George Veirce. The field men have seen "The Remarkable Andrew," "Henry and Dixey" and "Malaya."

Harley, Kane Due In December

London (By Cable) — Francis L. Harley, British managing director of 20th-Fox, and President Louis T. Kane, expect to arrive in the U. S. in ample time for the Christmas holidays. The 20th-Fox executives have booked passage on the Clipper leaving Lisbon Dec. 3.

Expect Ascap Music Will Return to Ascap This Week

Return of Ascap music to the major networks this week, bringing to an end the final few months of dispute, appeared certain at the week-end, following clearing up Friday of all differences of opinion over provisions of the contracts between Ascap officials and independent radio station operators who had been taking the day off since Ascap went into effect.

Ascap officials and the copyright committee of the Independent Board of Broadcasters, Inc. recently formed group of independent regional station men, thrashed out all points at issue during an all-day session at Ascap headquarters, with memoranda listing the modifications agreed on being distributed to all radio stations over the week-end.

As a result of the agreement it was generally understood that NBC and CBS would sign network contracts with the Society today or by the week's end at the latest, Ascap music returning to their schedules almost immediately.

20th-Fox Will Bring On Critics for "Valley" Bow

Motion picture editors and critics from newspapers in cities as far West as Kansas City will be brought here for the opening of "How Green Was My Valley," under the super-
THE GREATEST HOLIDAY BUY IN SHOW BUSINESS IS Paramount's "LOUISIANA PURCHASE" IN TECHNICOLOR! . . . starring BOB HOPE VERA ZORINA VICTOR MOORE with Irene Bordoni · Dona Drake featuring 100 Louisiana Belles · Directed by Irving Cummings · Screen Play by Jerome Chodorov & Joseph Fields · Based on the Musical Comedy by Morrie Ryskind · From a story by B. G. DeSylva Music and Lyrics by Irving Berlin
Consent Award Ends
Monroe Theater Case

(Continued from Page 1)
N. Y. and asked that it be allowed to follow immediately after the run in the two houses.
Named in the complaint, filed last June, were RKO, 20th Century-Fox, Warner Brothers, and Fox Film, the last named company eventually being dismissed.
Under the agreement of all parties, the Ritz and Broadway were given seven days clearance over the Colonial. Charles Ballon, arbitrator, signed the consent award.
A similar consent award affecting the Newburgh houses was effected two weeks ago with the Storm King Theater, Cornwall-on-the-Hudson.

"Jack Rabbit" Meeting
In Des Moines Oct. 27

(Continued from Page 1)
ing room here at 3 p.m., next Monday.
All interested distributors and exhibitors having facts to present to the committee are invited to attend the meeting.
Members of the committee are: P. E. Judl, Monogram, chairman; E. J. Tilton, Warners; Joe Manfre, Paramount; Mrs. C. S. Hoffman of Knoxville; W. H. Eddy of Indiana; W. P. Grossman of Nevada; and A. B. Pettit of Wintersterr.

Connecticut Allied
Will Reconsider Unity

(Continued from Page 1)
unity resolution and decide to give the plan its support.
Joseph F. Reed, chairman of the executive board, will be sent as a delegate to the national board meeting in Pittsburgh Wednesday. He will be instructed to vote according to the result of tomorrow's session.

To Settle "Blues" Premiere
in East 

Hollywood — Whether Memphis or New Orleans gets the world premiere of Pana's "Birth of the Blues," will be finally decided here tomorrow.
Y. Frank Freeman has put it up to Buddy De Sylva, Irving Berlin and Paul Whiteman to decide, following N'Orleans squawks on the selection of Memphis.

Allied to Determine
What Are "Problems"

(Continued from Page 1)

have to be tackled by the directors will be to set forth exactly what the problems of the industry are and suggestions as to how they are to be met and overcome. Clearances, filing of short subjects and other complaints included in the New York equity suit cannot be touched. It is cause for remedies for those issues as supposed to be embodied in the New York consent decree.
Therefore, the board in preparing its unity platform will be called upon to decide just what ought to be solved. Task of putting the plan into operation is expected to be handled by a committee of five which will meet with a similar committee of distributors. To date, the distributors have not named a committee to represent them at a joint hearing but it is understood that a group will be appointed when Allied is ready to present its proposals for a roundtable discussion.
The Pittsburgh meeting of directors, which will be held in conjunction with the Western Pennsylvania unit, and the convention, will take up a number of subjects which were not reached at the national conclusive in Philadelphia, so that, in effect, the sessions will be an adjourned national convention.

Warner Execs, to Testify
At Browne and Blof Trial

(Continued from Page 1)
be called are Harry M. and Jack L. Warner, Joseph Bernhard, theater chief, Sam Carlisle, secretary and treasurer, and Thomas J. Martin, assistant treasurer. The Government will seek further substantiation of its proof with the probable testimony of Austin C. Keough, general counsel for Paramount, and John Balaban, of Balaban & Katz.
U. S. Attorney Mathias F. Correa has not decided whether to call Barney Balaban, Paramount president, or Joseph M. Schenck, executive producer of 20th-Fox and former chairman of the board. It is understood that Louis Krouse, secretary and treasurer of the IATSE, will be one of the labor leaders who will be asked to testify.
Major Warner, whose testimony was cut short by Thursday's recess, will appear again this morning as the first witness.

Sign o' the Times
Portland, Me.—Signs o' the times on theater row here:
"Navy Blues," at the M & P State.
"Great Guns," at the Strand.
"Swing It Soldier," at the Civic.
"Yank in The RAF," at the Empire.

Happy Birthday to You

Russell Holman
James M. MacDuff
Evelyn Brunt
Parnell Pratt

THE FILM DAILY
WALT DISNEY'S

BIGGEST LITTLEST SHOW ON EARTH
MORE FUN THAN THE MOST FUN

Sure-Fire Song Hits

OPENING EXTENDED RUN ENGAGEMENT AT BROADWAY THEATRE, NEW YORK, OCTOBER 23.

Presenting nine top tunes, including the soon-to-be-famous:
"Baby Mine" - "When I See An Elephant Fly" - "Casey, Junior"
"Look Out For Mr. Stork" and "Song of the Roustabouts"
WALT DISNEY EVER GAVE YOU...

Peak Adult Appeal!

IN
TECHNICOLOR

THE BIGGEST LITTLEST SHOW ON EARTH
More STORY than in any previous Disney Show! ... More THRILLS and NOVELTIES, HEART-THROBS and HILARITY! ... More of EVERYTHING to make you say—

"The best Disney I've ever seen!"

WALT DISNEY'S
3-Ring FEATURE-LENGTH Production

DUMBO

in

TECHNICOLOR

IT'S THE SCREEN'S GREATEST ADVENTURE IN ENCHANTMENT!

Distributed by RKO RADIO Pictures Inc.

(REPRODUCTION OF ONE OF THE NEWSPAPER ADS FROM A PRESS BOOK PACKED WITH IDEAS AND MATERIAL FOR THE BEST CAMPAIGN FOR YOUR THEATRE).
This Bank Night News Was Hard to Bear,  
—For the Little Man Who Wasn't There!  

Des Moines, la.—Stanley Mayer, Iowa manager of 20th Century-Fox  
court, said last week what was wrong with Charles Parish of the shipping  
department when he showed up for work. Parish, who is also an amateur aviator,  
looked like he had lost his last friend.  

Mayer said to the shipper: "What's the matter Chuck, did you lose your  

Parish then explained it was almost that bad. His name had been called  
at Tri-State Theater Bank Night and he wasn't there, losing out on $1,000.

Iowa-Nebr. ATO President  
Backs Unity Movement  

Iowa-Nebraska unit, declared in a current bulletin to its members,  
that the ATO-Wolcott is one of the first heads of non-affiliated exhib. organizations  
and that the Wolcott attaches the first one to the unity movement.  

As threats demand a united industry front, Wolcott cites the possibility of still  
and new and higher Federal taxation, the Senate's propaganda witch hunt  
and the move for national daylight saving.  

"Unless we have a unified front against all adverse interests, we are  
the victims," was the Wolcott in the bulletin released at his local headquarters.

"Comrade X" Off English  
Screens Despite Foreword  

Despite a placing foreword added to the film, British bookings for  
M-G-M's "Comrade X" have stopped after protest against its "unintelligible  
ridicule of Russia," according to a London report received here.  

Australians with a labor government, and  
New Zealand are expected to act  
likewise.

Apparently anticipating reaction of customers throughout British  
Empire, M-G-M inserted a foreword which pointed out film was all in  
fun and intended as good natured entertainment and no way reflected on  
the gallant and heroic struggle the Russians are now waging  
against the Nazis.  

Regarded now as an ally, in Eng-  
land, exhibitors there are not taking any chances on playing the film in  
face of public sentiment.

Showing of the film in Mexico City aroused the trade unions there  
so the film was shelved after a brief  
opening. Because of the film, Mexican film workers singled out the  
M-G-M office as the target during the recent strike.

"Chocolate Soldier" Will  
Open at Astor on Oct. 28  

Metro's "The Chocolate Soldier"  
will follow "Dr. Jekyll and Mr. Hyde"  
at the Astor theater, with its world  
premiere there set for a week from  
tomorrow. "Soldier" will have the  
same pop price, continuous showing  
policy in vogue for "Dr. Jekyll."  

Defer "Valley" Screening  

Trade screening of "How Green  
Was My Valley," originally sched-  
uled for this afternoon will be held  
Monday at the 20th Century- 
Fox exchange at 2:30 p.m.

**Gene Autry**      **Smiley Burnette**  
FAY MCKENZIE • HAROLD HUBER  
SIBLEY BLACKMER  
Joseph Santley—Doreen  
Screen Play by Olive Cooper • Albert Duffy  
Based on a story by Darrell & Stuart McGowan  

[Image of Republic Pictures logo]  

**A Republic Picture**  

**DOWN MEXICO WAY**  

[Image of Defense Bonds]  

**Buy U. S. Defense Bonds**  

**Studio Sound Men Demand New Pact**  

[Continued from Page 1]  

run on the question of affiliation with Local 109, Screen Office and  
Professional Employees Guild, CIO, has been delayed. Ballots were to  
have been mailed to SPG members last Friday.  

There will be a special member-  
ship meeting of the Guild on Thurs-  

day night, with affiliation and prog-  
ress of negotiations principal items  
on the agenda.
“Swamp Water” with Walter Brennan, Walter Huston, Jane Darwell, Dana Andrews
20th-Fox
90 Mins.

ABSORBING AND WELL-PERFORMED DRAMA PROJECTED AGAINST THE COLORFUL BACKGROUND OF THE GEORGIA SWAMP LANDS.

Such simple qualities among folks as courage, faith and honesty take on a new meaning as we follow the adventures of the elderly Irishman, George Sanders, and the young, naive American Negro, Terrence Gray, played by Dana Andrews. The story, based on an actual event, is set in the Okefenokee swamp region in Georgia. While the tempo of the film is as slow as the draws of the swamp, there is the same tension foreboding that preserves the engulfing power of human experience.

Jean Renoir, French film director, in his initial Hollywood film assignment, is presented with a chunky slice of America as he came out of the dust bowl. The story of irving Pichel, a sound script by Dudley Nichols and abetted by some splendid photography by Russell MacKinnon has weathered the vicissitudes of strange surroundings and steers the film through an even keel.

Tale, which is based on Verson Bell’s story which appeared in the Saturday Evening Post, a potent point for exploitation purposes, concerns a Georgia trapper known as Tom Keefer who flies to the Okefenokee swamps to avoid imprisonment on a false murder charge.

To the swamp comes young Ben Ragan in search of his dog, Ben is a strong-willed lad who rescues the domination of his old mother. Meanwhile, Thursday, Tom is wise in the ways of the swamp, having lived on a small piece of land for five years. One scene where he survives the bite of a poisonous copperhead has a powerful impact. Tom and Young Ben become friends and trap together.

Ben’s activities in the swamp arouses the suspicions of the two men responsible for the crime for which Tom is blamed. A girl, with whom Ben was friendly, confesses it when Tom takes Tom’s daughter to the local dance. The two guilty ones try to waylay Tom to the swamp, but Tom cleverly evades the swamp so Tom can be freed but fail as Tom’s cunning stands him good stead.

As Ben, Dana Andrews proves a fine young actor destined to go places. Walter Brennan makes the part of Tom Keefer a believable and effective one. The heroine is Anne Baxter, appropriately shy and proud who displays considerable acting ability. Virginia Gilmore is good as the jealous wife, Wintor Huston as Thursday has a small role but he handles it with composure.


CREDITS: Producer, Irving Pichel; Director, Jean Renoir; Associate Producer, Len Hammond; Screenplay, Dudley Nichols; Original Music, Jerome Kern; Production Manager, Albert Marley; Film Editor, Walter Thompson; Music, David Buttolph.

DIRECTION, Good. PHOTOGRAPHY, Splendid.

“A New, Adolescent Jane Withers Makes a Happy Appearance in This Film.”

Any doubt of what would happen to Jane Withers in her growing up process can be dispelled at once. She proves a charming and adolescent actress who can successfully cope with an average script by virtue of her ability, make the entire proceedings pleasant entertainment.

Her comic and versatile talents are so much in evidence in a role that calls for her to aid her sister’s romance and save her Dada from being on the warpath for taxes. Jane Darwell, as the mother housekeeper, Cobina Wright, Jr., the sister, Bruce Edwards, the boy friend, Janis Carter, the brother, all register well in the roles. Cecile kellaway and Katherine Alexanders are suitable parents.

Miss Withers is cast as the kid sister who is just tolerated by older brother and sister. When a young, handsome doctor with the town’s sister’s unreasonableness almost loses him but Jane keeps him in tow by suggesting he take a rest at the cotta on her father’s line.

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Subject: "WILL DEMOCRACY SURVIVE?"

Produced and directed by William Rowland • Editorial Supervisor, Burnett Hershey
A COLUMBIA SHORT-SUBJECT PRESENTATION
THE EYES AND EARS OF THE NATION ARE TURNED WEST TO "SUNDOWN"!

WORLD PREMIERE AT THE FOUR STAR THEATRE, LOS ANGELES, is blazing news! Millions heard the sensational coast to coast broadcast over Mutual...dramatized by the radio tributes from Gary Cooper, Ginger Rogers, Jack Benny, Tyrone Power, Annabella, Ernst Lubitsch, Laraine Day, Louella Parsons, Dorothy Lamour, Edward Arnold, Loretta Young, Marlene Dietrich, Linda Darnell and the appearance of members of the "Sundown" cast including Gene Tierney, Bruce Cabot and Director Henry Hathaway!

AND WHAT BUSINESS! Opening day brings standees for two blocks a half an hour before the box-office opened...with crowds still piling in for the last show at 10 p.m....proving that adventure romance is what the public wants!

PRESS FLASH!

"A swell piece of entertainment that should run up healthy grosses!"  — Hollywood Reporter

"Sure to find favor among fans! A lavish quantity of sturdy adventuring with an exceptionally well done surprise ending!"  — Daily Variety

"Wide appeal for those who relish exciting screen fare. Gene Tierney ravishing!"  — Box-office

"Adventurous melodrama will carry through key runs for successful biz!"  — Variety

WALTER WANGER'S
Great Adventure Romance of Today!

SUNDOWN

starring GENE TIERNEY

BRUCE CABOT • GEORGE SANDERS • HARRY CAREY • JOSEPH CALLEIA
Reginald Gardiner • Carl Esmond • Marc Lawrence • SIR CEDRIC HARDWICKE

Directed by Henry Hathaway • From the Saturday Evening Post story "Sundown" and screenplay by Barre Lyndon

A HENRY HATHAWAY Production

released thru United Artists
MINN. ISSUES THREE ANTI-5 LAW COMPLAINTS

Industry Asks Priorities on Production’s Needs

Harmon to Present List of Studio’s Necessities for Next Year to OPM Today

Office of Production Management in Washington will be ceremonially requested today by Francis S. Harmon, executive assistant to President Will H. Hays of MPDA and the film industry’s co-ordinator for National Defense, to take available to Hollywood and studio a list of materials essential for their maintenance and the building of sets during 1942.

Harmon, speaking at the SMPE’s (Continued on Page 9)

Stockholder’s Suit
Bioff Trial Result

A stockholder’s suit against 20th Century-Fox Film Corp., and the entire roster of its board of directors, the first repercussion of testimony in the Browne-Bioff trial, was served yesterday in the N. Y. Supreme Court.

The plaintiff, Helen Solomon, holder of 200 shares of common stock, demanded an accounting by the directors and the executive committee of the company (Continued on Page 6)

St. Louis Gross Tax Bill
Meets Pigeon-Hole Death

St. Louis—The Legislative Committee of the Board of Aldermen has failed to heed a pending bill that would have imposed a tax of 1 cent per on the gross receipts of motion picture theaters and other amusement establishments (Continued on Page 6)

Wanger Cancels His Flight to England

Walter Wanger has cancelled his plans to go to England in connection with the shooting of background material for “Eagle Squadron.” He was to have left by clipper Sunday, but now plans to return to the Coast late this week.

SMPE SPEAKERS RAISE FILM PROBE

“First Munich Putsch in U. S.”—Rosenblatt; Industry Merits Praise, Not Condemnation—Newbold Morris

By GEORGE H. MORRIS
FILM DAILY Staff Writer

The Senate Interstate Commerce sub-committee’s industry “witch hunt” was raked over the past Monday, as “the first Munich putsch against the freedom of expression in the U. S.,” and demanded that the investigation itself be investigated so that it’s behind it might be exposed.

Rosenblatt, who assailed Sen. Ger- ald P. Nye, B. N. D., co-author of the inquiry measure, as “gaukelet of the America last movement,” de-clared that an activity of the rummages who took to the storm cellar as soon as the important ele-

Crescent Circuit
Files Its Findings

Nashville, Tenn.—“We have pro-diced evidence to show that one picture shown in Music Hall, New York, may gross more than Crescent Amusement Co. and affiliated exhibitor forwards a transcript of... (Continued on Page 9)

W. Pa. Allied to Open Pittsburgh Hotel Today

Pittsburgh—Annual convention of Allied MTPA of Western Pennsylvania opens two days of sessions this morning at the Roosevelt Hotel, Presided over by Fred Beidle, all... (Continued on Page 2)

Exec. Salaries Not Pegged in Dominion

Toronto—Salaries of those in the category of executives of theater or film exchange companies do not come under the scope of the pegged pay provision in new Government regulation effective Nov. 17, but... (Continued on Page 5)

Kuykendall and Williams Address Ohio ITO Forum

Little Rock—Open forum on industry problems at the concluding business session of the ITO of Ohio convention in the Hotel Marion here yesterday was highlighted by ad-

Split in Browne-Bioff Coin?
Hint Others Shared in Their Collections

Nick-Weston Ask Hearing
By U. S. Supreme Court

St. Louis—Counsel for John P. Nick, former IATSE vice president, and Clyde A. Weston, former Local 143, business manager, on Saturday forwarded a transcript of... (Continued on Page 6)

Paramount, 20th-Fox, RKO Accused of Making Deals Without 20% Cancellation

By GEORGE E. GUSE
FILM DAILY Staff Correspondent

Mankato—First complaints to be drawn under the Minnesota anti-blocks-of-five law, passed by the last Legislature and sustained recently in Ramsey County District Court, were issued yesterday by James F. Lynch, Ramse-y County Attorney.

Three complaints were issued by Lynch, one each against Paramount, RKO Radio Pictures and Twentieth Century-Fox. They were signed by... (Continued on Page 6)

Calif., N. H. Awards
Reversed on Appeals

Awards of arbitrators in two cases have been reversed on appeal. The first, a picture appeals board in opinions made public yesterday. Reversed decisions involved cases filed by the Mission Playhouse, Los Angeles, and Lucien Descoteaux, Manchester, N. H.

In the Los Angeles ease, the ar-

Disney Brings Material
For 12 Shorts from S. A.

Material for approximately 12 shorts subjects was obtained by Walt Disney and his staff during their two-month survey of South America and its culture. Disney said yes-

Windsors at Movies:
It’s Private Party

Duke and Duchess of Windsor spent last night in New York like plain folks by seeing a movie. Only they watched it from their suite at the Waldorf-Astoria Towers. Program consisted of “Sun Valley Sere-nade” and Movietone News clips of their rise to fame and British society.

80. NO. 79
NEW YORK, TUESDAY, OCTOBER 21, 1941
TEN CENTS

Silver Bombed For Albany Variety Club Presidency

Albany — Reorganized Variety Club, which will meet in the Hotel Ten Eyck Oct. 29 to elect permanent officers will take permanent rooms in the Ten Eyck Nov. 12, with a banquet in celebration of the group's rejuvenation planned for the same hotel Nov. 20.

Mentioned as the likely chief barker is M. A. Silver. New York state zone manager of Warner Theaters, who is serving as temporary chairman of the committee in charge of reorganization.

Joe Shea at 20th-Fox H. O.

Joe Shea, who has been handling 20th-Fox exploitation in the New England territory, has been transferred to the home office as newspaper contact under Earl Wingart, publicity manager, it was announced by A. M. Botsford, advertising and publicity chief. Ralph Stitt replaces Shea in the field.

Lester Pollock III

Rochester—Lester Pollock, manager of Loew's Rochester hero, is confined to his home by an illness. Substituting for him is Joseph Boyle, assistant at Loew's State in Syracuse.

Kuykendall and Williams Address Ohio ITO Forum

(Continued from Page 1)

addresses by Percy Ed Kuykendall of the MPTOA and Bob Williams, president of the Tri-State MPTO. Two-day convention closed last night with the annual banquet at which Attorney General Jack Holt of Arkansas discussed legislation affecting the industry. A floor show and dance were other banquet features.

Mayer and Burstyn Will Turn to Legit. Producing

Arthur Mayer and Joseph Burstyn, for the last seven years engaged in the production and importation of European films, and presently battling the New York censors on the controversy of the John Steinbeck film, "The Forgotten Village," announced yesterday they will henceforth transfer most of their activities to legit.

As their first venture, they have just obtained the rights to "H. S. Kraft's" new play, "Cafe Crown." The author, Kraft has arrived from Hollywood, and Mayer and Burstyn expect to get the play into rehearsal within the next 10 days.

W. Pa. Allied to Open Pittsburgh Meet Today

(Continued from Page 1)

sessions will be open to industry members except that for the electric of officers.

Allied's national directors will convene tomorrow morning to discuss the unity proposal. Board members also will attend the unit sessions.

UA Sells Midwest Circuits


Add Robinson to AAA Panel

Hamilton A. Robinson, prominent Pittsburgh attorney, was added to the panel of arbitrators for Western Pennsylvania and Northwestern West Virginia.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST 'PHONE

POSTAL TELEGRAPH

CHARGES FOR TELEGRAMS 'PHONED ON YOUR TELEPHONE BILL.

COMING AND GOING

L. J ACK SCHLAFFER, Edward Small's rep- sentative, is in Chicago on circuit deals.

ARCHIE MAYO leaves today for a two-week visit at the home.

HERBERT MARSHALL arrives via American Airlines today for a brief visit here.

NATE D. GOLDEN, of the Department Commerce, arrived yesterday to attend Shubert Convention.

CLE O OLSEN and CHIC JOHNSON return to Hollywood tomorrow for some last-minute make on "Hellzapoppin."

CLAUDE F. LEE, Paramount's director public relations, left last night for Pittsburgh where he will address the members of AMPTO at Western Pennsylvania at the Roosvelt Hotel.

HENRY S. WHITE, Paramount's radio rep sent last night for Chicago to con on a special broadcast for "Birth of the Blue.

ILONA MASSEY and ALAN CURTIS return to Chicago yesterday after a personal appearance tour.

BING CROSBY, who docked in a 500 American voyage yesterday, returns to the City Friday with a stepover in Chicago Saturday to attend a football game.

RUBE JACOET, Columbia's assistant city manager, left for the Coast last night to attend the Western Regional Friday, ABE TAGU, general sales manager, leave out one weekend.

OSCAR A. MORGAN, Paramount's short time sales manager, left for Chicago last night.

JOE GOLZT, general manager for United Artists Canada, arrived in New York yesterday for important Home Office conferences.

W. S. Forster, is at the head of the Rev. Day activities.

Tuesday, October 21, 150
Six Weeks Ago, Warner Bros. and Vitaphone Announced The Industry’s First Trade Showing of Short Subjects . . .

**THE TRADE WENT OVERBOARD:**

"The short subjects I saw are just what I need for my theater."
—Geo. Chadwick, Fox Theater, Carthage, Miss.

"The type of shorts previewed should certainly influence additional money at the boxoffice."
—Fred L. Knill, Gibraltar Enterprises, Denver

"All the shorts screened were, in my estimation, tops!"
—W. H. Castor, Jeff Theatre, New Orleans

**AND SO DID THE PRESS:**

"MINSTREL DAYS"—"Surefire B.O. Something the exhib should not overlook."
—Variety

"Socko. Can stand on its own feet in any house and replace a 2nd feature in lots of them."
—Boxoffice

"THE TANKS ARE COMING"—"Two reels of action and production excellence. Deserving of every support showmen can give it. Excellent!"
—The Exhibitor

Were these Shorts Hand-Picked? Of Course!

Every Warner Short is Hand-Picked, Specially Tailored for Your Box-Office. You’ll Prove This To Yourself When You Attend…

**WARNER BROS’. 2ND NATIONAL SHORT SUBJECT TRADE SHOW . . .WEEK OF OCTOBER 27th!**

During the week of October 27th, in every Warner exchange center there will be held a two-hour showing of Warner-Vitaphone short subjects. Your local Warner exchange will inform you of the exact time and place.
And they’ll GO for Boyer till they’re
RY—"LET'S GLOW, GIRLS!"

acked to the foyer!

It's a thrill-sweeping romance!

**SHE** wanted the marriage to last!

**HE** wanted it to begin!

*Nationally Released*

**OCTOBER 31**
SMPE Hears Attacks on Probe
Rosenblatt and Morris Raise Senate Inquiry

(Continued from Page 1)

ments of the press exposed the absurdity of their pretensions were but the opinions of those who manipulated behind the scenes," and continued:

Would Probe the Pix Inquiry

"I say that what we really need is not the continuance of the preposterous investigation launched by a packed committee, but an investigation of this expedition to expose once and for all the instigators of the movement to attack the very principles of freedom and liberty upon which our nation has been built."

asserting that the "industry is to be praised and not condemned for its portrayal of national and international events," Morris stated, "If the industry gives pleasure and education to the great American public becomes fearful of film pictures, it may be that, or may do, the result is certain to be disastrous. It would mean in the industry no more and the results of your product to the public would reflect this."

Others to address the luncheon at which President Emery Huse presided were Francis S. Hammon, the industry's co-ordinator for national defense, and Claude Lee, Paramount's public relations director. Herbert Griffin, executive vice-president, presented the industry's four officers whose terms expire Dec. 31, were re-elected. They are D. F. Heydmann, president; A. S. Dickinson, financial vice-president; P. J. Larson, secretary, and Charles E. Goldsmith, former president and a member of the board of governors of the society, was the chairman of the Atlantic Coast section.

Increase Range of Cameras

Dr. Claude Lee, at the noon-luncheon's convention session, told of his novel range of television cameras, movie picture photography which permits actors to play their roles on a set without fear of moving out of camera focus. System automatically compensates for the fixed foci of the camera lens by lighting first the foreground, then the middle distance, and then the background of each scene each time a single exposure of the motion picture film is made. At the same time, the camera focus is kept in step with the lighting by means of a series of compensating plates revolving behind the lens. Thus whichever part of the set is being photographed is in perfect focus.

A new type of reflector which, when in use, should assist in motion picture sound recording, permits more accurate monitoring of the sound picture, any existing camera conceivably to substantially improved sound reproduction in the theatre, was described by E. J. Beckman, RCA lab. sound research engineering expert. "Dynamic Screen" of Future

A glimpse into the future was afforded by Jonathan Nason of the Training Film Production Laboratory, Fort Monmouth, in a paper which was entitled, "Some of the trends and the current and associated developments which may be characterized as being the latest unexplored horizon of the industry. "Dynamic screen" may be made to cover the entire screen, or it may be divided into regional areas confined to a given area, as at present. Thus, an actor may see himself as a flashed film as a spot-light or as a vast panorama. The industry is faced with daily lengthy discussion periods yesterday to mobile television; by the use of lightweight 16mm equipment. Lieut. Col. M. F. Gillig, Signal Corps, and Lt. Col. J. W. Dear, discussed the Army training film program.

Disney Brings Material For 12 Shorts From S. A.

(Continued from Page 1)

liday South America talent, including artists, musicians and "voicel" probably would be brought to the U. S. for work on the compilation of such material which might produce a few shorts in Spanish.

Disney and his staff studied folk music of Brazil and Argentina for possible material. He said they were particularly interested in native music and dances, and that Disney was studying a rhythmical dance which is catching on in the U. S. A feature with a South American background also is being considered.

Plan whereby Disney and Samuel Goldwyn would combine their efforts in picture dealing with the fairy tales of Hans Christian Andersen will be abandoned, Disney said, as cost of production is so high that it is not a world market not available today.

A cocktail party in honor of Disney was given last night at the Waldorf-Astoria. He plans to return to the Coast this week.

Savett, Curry Add Houses

Albany—Harry Savett, indie exhib who has several small town locations in this territory, has taken the new Buell, Port Huron, and Port Leyden.

Amos Curry is now operating theatres at Alhambra and led in San Gabriel, Calif., under a lease arrangement from Larry Carkey, Family Theater, Utica.

3 Anti-5 Actions

(Continued from Page 5)

Harold St. Martin, a Ramsey Depot Sheriff, on information while in New York for a vacation, later in the day, the complaints were served on Louis Levey, of 220 Broad St., Ben Bloetzky, district manager, Paramount, and J. M. Podolet, 20th-Fox district manager here. Those three are to appear in St. Paul Municipal Court tomorrow for arraignment.

Lynch said RKO and Paramount are accused in the complaints of making deals with a theater in White Bear Lake, a St. Paul suburb, and 20th-Fox with having signed a contract with the Gem Theater, St. Paul, all three in violation of the anti-block law.

Paramount and 20th-Fox, according to Lynch, have agreed to sell five pictures each to the White Bear Lake theater with no provision for cancellation of 20 per cent, as required under the new Minnesota law. RKO made a contract, Lynch said, for pictures with no cancellation privilege.

In all three cases, Lynch said, deals were completed by local exchange officials and then sent to home offices in New York for approval.

Lynch said the investigation was carried on by Thomas J. Gibbons, Ramsey County sheriff, and 40 to 50 district attorneys and soliciting companies prosecutors would follow up any violations of the new law which were found.

Action a Surprise to N. W. Allied

The state law nullifies the New York court decree, so far as Minnesota is concerned and is expected to sell only in full season blocks, with 20 percent can sell-in privilege to the exhibitors.

News of issuance of the complaints was a surprise to officials of Allied Theater Owners of the Northwest, sponsors of the law, as they had no prior knowledge the case were to be filed. Fred Stelm, executive secretary of Northwest Allied, said the order by the court in this state was the first state court opinion on order of attorney for the complaint, who will be tied up in court matters to this date.

Stockholder Suit Follows Browne-Bioff Trial

(Continued from Page 1)

rectors charging that the defendants wasted the company's funds by "unlawfully paying sums to Brown and his associates for illegal and improper purposes."

The complaint states that the payment of the amount is unknown to the plaintiff at this time were made between April 15, 1936, and April 15, 1938.

WEDDING BELLS

Phil LaFleur, publicity director for the Criterion, will become a beneficed Nov. 9, marrying Miss Isabel Shore of Chicago. Later in the month, they will honeymoon in Florida.

3 Anti-5 Actions Started by Minn.

(Continued from Page 6)

housed. Chairman Claude Bakewell of the 25th Ward said that the vote to kill the measure was unanimous.

The tax, estimated to yield $50,000, $100,000 would have been in addition to the current assessed property tax and the new tax was led by Prexy Fred Wehrenberg of the MPTO of St. Louis, Eastern Missouri and Southern Illinois.

Nick-Weston Ask Hearing

By U. S. Supreme Court

(Continued from Page 1)

the lower court record and application for a writ of certiorari to the U. S. Supreme Court in an effort to have the highest court review their convictions on charges of violating the Federal anti-racketeering act.

The Supreme Court, if it accepts jurisdiction, would hear the case on record made in the District Court and presented to the Circuit Court of Appeals. In the event the writ for certiorari is rejected then the convictions will stand and neither defendant would be taken to prison immediately.

Upstate Films Chartered

Buffalo—Upstate Films, Inc., new local distributor, has secured a state charter.
"PARDON ME FOR POINTING!"

FOLLOW THIS LINE FOR THE YEAR'S OUTSTANDING ROMANTIC COMEDY!
THE BRIDE WHO WOULDN'T STAY FOR BREAKFAST

A joyous reunion of the stars of "THE LADY EVE"

BARBARA STANWYCK
HENRY FONDA

in Wesley Ruggles'
You belong to Me

with EDGAR BUCHANAN
ROGER CLARK • RUTH DONNELLY • MELVILLE COOPER

Screen play by Claude Binyon • Directed by WESLEY RUGGLES
A COLUMBIA PICTURE

PRE-SOLD TO MILLIONS
who read LIFE • LOOK • Hollywood
Motion Picture • Movie Story
Screen Life • Screen Guide
Movie-Radio Guide • Movie Life
Movies • Movie Stars' Parade
Modern Screen • Photoplay • Movie
Mirror • Screenland • Silver Screen
Screen Romances • Your Charm

RELEASED
OCT. 30th
Prescott Circuit loses its Findings

(Continued from Page 1)

"It is the contention of the prior defendants in their protestations of fact, filed by Chief counsel George H. Armistead, Jr., for the Government, that Prescott and its affiliates are not in the business of selling "gag" tickets, and that the defendants' charges of defendant's use of "circuit buying" to the effect that Prescott and its affiliates have conspired to fix prices and control the market in tickets, is unfounded.

The statement in the document at the 83 towns in which Prescott emu, and eight other exchange groups operate, a total of only 379,269 tickets is offered further evidence that defendant Prescott is not in the position to control any distributor.

Existing Franchises

Said to be the basic issues in the government's charges of monopoly.

Finding 1: There exist existing franchises between Prescott and radio distributors as follows:


"Fox Film Corporation, first three years for 1936-37, 1937-38, and 1938-39, negotiated by Sudekum and for Prescott, Lyric, Rockwood, and Tracy City, second 3 years 1939-40, 1940-41, 1941-42, negotiated for Prescott by Sudekum and Stengel and by K. C. Stengel separately for Rockwood and Allied.

"Warner Bros., first in 1930; latest Gilmer, Jan. 1, 1940, through April 31, 1942.

"All of these franchises contain one or more or both of the following a clause which the defendant contend is for the benefit and protection of coming the theaters instead of giving any advantage to the plaintiff.

Stagger System Necessary

Stating that the distributor, because of their cost, can furnish the Chicago exchange, covering Alba, Tennessee, and Georgia, only 1 print of an important feature 8 of a less important, the defendant contend that the "stagger system" is the only method of distribution that is "physically and economically" practical, as opposed to the Government's proposed system of local bargaining for film.

The defendants maintain their right to independent theatrical agents involved, a man, by their own testimony, on the stand, admitted that "they could get plenty pictures" and were never hampered in operation for a lack of pictures.

Irons Uphold Censor's Ban

New York State Board of Regents upheld the censor's ban on "They Must Be Told," distributed by Cinema Service Corp.

National Rep. Meet Planned for Spring

West Coast Bar, THE FILM DAILY

Hollywood—Republic will hold its second national convention at the studio in April or May, it was learned yesterday. The first was held here in May, 1938.

Hunt Others Shared Browne-Bioff Coin

(Continued from Page 1)

M. Warner in the Federal Court yesterday.

Both brothers testified that Bioff was at a total of $100,000 by Warner Bros. Pictures before Harry M. Warner put his foot down on further testing of Bioff. Cross examination of Harry Warner Bros. president, will continue this morning.

Says Bioff Asked $50,000

Member Warner, who was the first Government witness, stated that he had a conversation with Nicholas M. Schein in April, 1936, in which the latter negotiated him with the defendants. Several weeks later, he said, Bioff personally offered him the amount of a tribute for that year.

When the witness offered him a first payment of $10,000 Bioff reportedly replied: "By the time I got through splitting it up with the boys, it would be peanuts.

Harry M. Warner in his testimony later told how Bioff on another occasion characterized a payment of $7,500 in tribute as "chicken feed" after he had protested that "he had to give up the greater part of the money to some people in Chicago."

After Bioff's demand on Major Warner was made, he said, he consulted with Samuel Carlisle, comptroller, who arranged to accumulate $10,000 by means of vouchers.

The witness then detailed how on a number of occasions Bioff came to his office and was handed envelopes by Major Warner's secretary containing sums varying between $10, $50, and $250,000 in cash. This money was left with the secretary by Major Warner who in turn obtained it from Carlisle, according to the testimony.

"Pretty Powerful People"

It was only after several months that Major Warner informed his brother of the payments, it was said. When U. S. Attorney Mathias F. Cortes asked the witness: he had the defendant Bioff, Major Warner replied: "I was afraid of what they would do. You see they are pretty powerful people. They would have pulled their men from the theaters and suffered our business and we were in very bad financial condition at that time. We had just gone through four years of depression and we had lost $130,000,000.

In reply to a similar question, Harry M. Warner stated he was afraid for the business and concerned about bodily harm. Both statements were made in spite of vehement objections by counsel.

The Warner Bros. president testified to the payment of $15,000 and $12,500 which he stated, were made on the Coast to Bioff in 1937 and early 1938. These payments were made, he said, through issuance of executory

Ask Priorities On Production's Needs

opening of the last month in the Hotel Pennsylvania, yesterday, just prior to leaving for the capital, outlined the long-awaited estimate of purchases, which he Governor, that if they are in the order of the desired, it will be obtained if production is to remain on an even keel.

Full schedule of items on which the industry asks priority follows: 21,000,000 feet of lumber and panels; 5,750,000 feet of composition board; 22,500 logs of nails; 100,000 gallons of paint; 250,000 pounds of pigments, bronze powders and pastes; 1,800 doz. paint brushes; 350 groes of tools; 2,000,000 feet of electric wire and cable; 100,000 pounds of foundry metal; miscellaneous quantities (small) of iron, steel, aluminum, gears, bearings, motors, batteries, hose, and rubber goods; 300,000 pounds of rope and fiber; 600,000 yards of canvas, burlap, muslin and tape; 8,250 doz. pairs of cotton gloves; 150,000 reams of writing paper (mimeograph and bond); 18,000 boxes of carbon paper; 26,000 quires of stencils; $250,000 worth of photo supplies for stills; $300,000 worth of laboratory chemicals; 277 tons of helium; 7,500 pounds of green gas, and $25,000 worth of ammunition, fireworks, and liquid smoke.

Executives' Salaries Not Pegged in Dominion

(Continued from Page 1)

salaries or wages of all others, whether union labor or not, remain stationary with provision for a standardized living cost bonus which all employers in industry and commerce must pay on percentage basis stipulated by the Government.

This bonus percentage may be adjusted every three months to meet economic conditions. Although it was announced that all merchandising and service establishments come under the order fixing maximum prices to the public, it is learned theater admission prices are not pegged because the Government already derives 20 per cent of theater grosses and higher "takes" mean a larger amusement tax share for the Government.

Wages will remain fixed at the scale prevailing in the four weeks ending Oct. 11. Overtime pay will be permitted and employee will be allowed to make a change in jobs to obtain better wage. A company can raise pay in the promotion of an employee to higher position.

Al Bondy Incorporates

A. O. Bondy, Inc., has been chartered at Albany to engage in a general theatrical business.

"Mercy Island"... Coming! Has a BIG PICTURE
PHILADELPHIA,
ON FRIDAY, SATURDAY,
SUNDAY, DOES A FULL
WEEKS BUSINESS
OF "CHARLEY'S
AUNT"!

SAN FRANCISCO
BEATS "A
YANK IN THE
R.A.F."

Week-End
in Havana
—and what a Week-End!

CINCINNATI!
BUSINESS 137%
Which is right up
there with "Charley's
Aunt" and "Sun
Valley Serenade"
and "Yank"!

ST. LOUIS
TOPS THE
TOP-MONEY
OF "SUN
VALLEY
SERENADE"!

CHICAGO
BIGGEST FRIDAY!!
BIGGEST SATURDAY!!!
BIGGEST SUNDAY!!!
(at B&K's Roosevelt)

It's in Technicolor! It's From 20th! IT'S TERRIFIC!
JA TALKS PRESIDENCY DEAL WITH SEARS

Bernhard Urges Defense Priorities for Theaters

Wire Coat Hangers
As "Cash" at B. O.

Agreement on Basic Principles Reported as Reached; Proposed Contract Would be for Long Term and Would Assure New Exec. Full Operating Control of Company

Citing the important role played by the movies in maintaining national morale, Joseph Bernhard, vice-president and general counsel of Warner Bros. Circuit Head, yesterday from his second trip to Washington here he dressed a speech to the state of Production Management, urging that the theaters of the country be kept supplied with
(Continued on Page 6)

first Metro Exhibit and Meet on Nov. 25

Pittsburgh—M-G-M will hold its exhibit conference on advertising and showmanship in Columbus, O., on Nov. 25. H. M. Richey announced yesterday at the annual meeting of the National Debs (Continued on Page 6)

10,000,000 of New Para. Debentures Already Issued

Approximately $10,000,000 of the 20,000,000 issue of 4% debentures in 1966 of Paramount Pictures have been retailed at $1000.

Youngman Appointed RKO General Counsel

Gordon Youngman has been named general counsel of RKO Corp. and all subsidiaries. J. Henry Walters has been appointed general solicitor of the same groups. Youngman said yesterday the appointments were made three weeks ago. He formerly was counsel only for RKO and Pathé.

Bioff Prosecution Near End
Gov't to Call John Balaban, Keough Today

Prosecution's case against George E. Browne and William Bioff, on trial on extortion charges, will be completed either today or tomorrow. Government attorneys indicated yesterday. Austin C. Keough, vice-president and general counsel for Paramount, and John Balaban, B & K executive, are slated to be among the final witnesses called to substantiate the charges.

(Continued on Page 6)

Drop Probe Hearing Set for Next Week

Washington—A further postponement in the resumption of hearings by the Senate Interstate Commerce sub-committee investigating charges of film war propaganda was announced yesterday by Sen. D. Worth Clark, D., Idaho, chairman. Due to continued absence of Washington of committee members, Clark said he would be unable to reconvene the inquiry next week as scheduled. Clark added that some of those committeemen here probably will view some of those pictures which, it has been charged, have contained war propaganda.

Whether the committee will tackle
(Continued on Page 3)

Botsford Picks Moneyhun As Executive Assistant

Frank Moneyhun was appointed to the post of executive assistant to A. M. Botsford, 20th-Fox's advertising and publicity director, it was announced yesterday. Moneyhun, who has been with the company since
(Continued on Page 4)

UA Defers Closing of Minn. Exchange

United Artists yesterday decided to postpone the closing of its Minneapolis branch because of the anti-trust lawsuit. UA attorney, William Cramblet, UA manager in Minneapolis, said in New York yesterday that the ex-
(Continued on Page 5)

UA Seeks Downtown Theater in Detroit

The former RKO Downtown Theater is the house for which United Artists is negotiating as a first-run outlet in Detroit, it was learned yesterday. Theater was last operated as a night club, seats in the auditorium having been removed. Extensive remodeling job will be required if UA closes for the theater.

(Continued on Page 5)
FINANCIAL

(Tuesday, Oct. 21)

NEW YORK STOCK MARKET

High Low Close Chg.

Am. Scot. 162 73/4 73 73/4 1/4
Col. Picc. pts. (2¾% 7¾% 7½% 7 1/4
Columbia Picc. pts. 7 9 7 9 ½
Con. Fm. Ind. 15 15 15 15 0
East Kodak 15 15 15 15 0
Geo 11 11 11 11 0
Gen. Th. Eq. 17 17 17 17 0
Lg. 7 7 7 7 0
Mg. 3 3 3 3 0
Patho Film 15 15 15 15 0
RKO 28 28 28 28 0
RKO S&F 56 56 56 56 0
20th Century-Fox 11 1/2 11 1/2 11 1/2 1/2
Univ. Picc. pts. 9 9 9 9 0
Warner Bros. 13 13 13 13 0

Total 73 73 73 73 0

NEW YORK BOND MARKET

Loeb's dec. 3¾% 3¾% 3¾% 3¾% 3¾%
Paya. Eq. 3 3 3 3 0
Pars. Eq. pts. 11 1/2 11 1/2 11 1/2 1/2
Pars. Eq. pts. 11 1/2 11 1/2 11 1/2 1/2
Universal Corp. 3% 3% 3% 3% 0
Universal Fm. 9% 9% 9% 9% 0
Union Trust 7% 7% 7% 7% 0

Friends of Democracy

Hold Luncheon Oct. 30

Invitations to various industry figures to attend a luncheon at Toots Shor's Restaurant at one o'clock Thursday, Oct. 30, were issued last night by Gradwell L. Sears, chairman of the Motion Picture Division of Friends of Democracy. Starting revolutions in connection with a matter vital to all true Americanism, and with the support of leaders promised. Novelist Louis Bromfield will be another speaker.

UA Criterion Move Blocked
By Local 306 Wage Terms

Deal whereby UA would figure actively in the operating setup of Loew's Criterion is not jelling because of the wage demands of Local 306, it was learned yesterday.

Under new arrangement house would raise price scale and play an exclusive program. First of the pictures was supposed to have been "International Lady," but these have been called off for time being.

Projectionists' union figures as long as house would raise its admission price and obtain bigger attractions, the management should increase wage scale to same level as the other Broadway first-run houses.

Policy of Local 306 in determining wage scale of projectionists is based on the number of seats in a house. The company is using two attorneys in the seizure of a "French Girls Club." While showing at Birmingham's Galax last Spring.

Chief Justice Gardner held, and his associates concurred, that the officials had not been guilty of violating the specific laws under which the seizure was made. The connection purporting to prohibit seizure of the film and its proper nature had not been given by the court in issuance of the writ.

The city commissioner, Eugene Connor, then up for re-election, serves a nine-year term but the others opposed.

Rigeria Ginger, Cary Grant Co-star in "Arms and Man"

West Coast Bureau of "THE FILM DAILY"

Hollywood — Ginger Rogers, expanding her commitment with RKO Radio whereby she will star in two films for this company the coming year, will co-star with Cary Grant in Shaw's "Arms and the Man" which will be directed and produced by Gabriel Pascal.

Just as "Arms and the Man" will be the last film of Miss Rogers' contract with RKO Radio calling for her to make two pictures this year, it will also augment Grant's agreement with this company for one picture this season.

Frisch Acquiring Two

Hubbard, O. — J. Frisch, of the Harbor Theater, Astabula, announces that effective Dec. 1, he will take over operations of the Palace and the Palace, Hubbard, both now operated by F. H. Hathaway.

Voice of "Snow White" Suit Ordered to Trial

Appellate Division of the N. Y. Supreme Court yesterday reversed a dismissal of a $200,000 damage suit brought by Adriana Caselotti against Walt Disney Productions, Local 31 to 32, in a Manhattan court, and ordered a trial of the action.

Plaintiff had claimed the defendant unauthorizedly used her voice from the sound track of the film of "Snow White and the Seven Dwarfs" to make records. Miss Caselotti sang the role of "Snow White" in the animated feature.
BIOFF PROSECUTION NEAR END
GOV'T TO CALL JOHN BALANAN, KEOUGH TODAY

(Continued from Page 1)

Itiate the Government's contention that the indicted labor leaders also extracted sums of money from Paramount.

Sam Carlisle, comptroller for Warner Bros., testified yesterday in the Federal Court that Bioff told him he needed money from Warner Bros. "to dish out to some labor leaders." The witness said it was on May 15, 1936, that Bioff was in the presence of the comptroller and Major Warner demanded $15,000 as a fund to be distributed at a labor convention.

H. M. WARNER CROSS-EXAMINED

Harry M. Warner, who was the opening witness of the day's hearing was cross-examined by George Einfeld, attorney for Bioff, on the personal relations of Warner and the West Coast labor leader. Warner admitted suggesting to Bioff the purchase of stock of the Hollywood Theater club but denied a number of other incidents which the defense claimed indicated a friendly relationship.

Over the strenuous objections of counsel for the defendants, Warner permitted to state why he had been friendly to Bioff. "I considered Mr. Bioff as the man that shook our company down for $100,000 but I was aware of the power which he had and considered it a good policy to preserve a surface friendliness rather than to make an enemy," Warner declared.

ASKED FOR PROTECTION

Objections were again raised when the witness continued with a statement he had asked for protection from Blaney Mathews, head of the Warner Bros. studio police, because he was aware of bodily harm he had turned down Bioff's demand for $20,000. Mathews had assigned two men to "follow" Warner's car for a period of several weeks it was said.

The means necessary to raise cash to meet the defendant's demands were described by Thomas A. Martin, auditor of Warner Bros., who followed the company president on the witness stand. Martin stated that he had obtained money from the company cashier by the use of expense vouchers which were prepared by Carlisle.

He also testified to being present in Carlisle's room in March, 1937, when Bioff was handed an envelope by Carlisle containing $20,000, and "handed through it without counting." Carlisle's Testimony

Carlisle, who will continue under cross-examination this morning, related how Major Warner gave him instructions to raise the necessary funds. The witness said that Charles Einfeld, director of advertising and publicity, A. W. Smith, Eastern sales manager at the time, and Gradwell L. Sears, then Western sales manager, were directed by Major Warner to put through expense slips as a means of raising the cash required.

When Bioff appeared for money, Carlisle said he would in each instance either cash a check or obtain the currency from the company vault and turn it over to Major Warner. The sum would then be returned to the bank or vault through the increased expense vouchers.

FLYER FILMS INCORPORATED
BY BENI, GLAZER AND OTHERS

West Coast Bureau of THE F I L M D A I L Y

Hollywood—Articles of incorporation were filed in Sacramento for Flyer Films with Benjamin F. Glazer, Joseph Levine and Noel Singer as incorporators.

Plans of the new company are in the embryo stage and no productions or distribution plans have been made as yet.
Stanley Co. Appeals Arbitrator's Award

Stanley Co. of America has filed an appeal from an arbitration decision which reduced the 14-day clearance of Stanley's Ritz Theater, now the West End Theater, Newark, N. J., to seven days.

In the same decision, the arbitrator further ruled that the clearance now enjoyed by Stanley's Savoy be eliminated in the event the Ritz does not play a particular picture.

Allenade, Buffalo Asks Reduction in Clearance

Claiming that unreasonable clearance is being granted to the Marlow Theater, Buffalo, a demand for arbitration has been filed by the AL State Com., arrived in the same manner. Named in the complaint are the Century-Fox, Warner Bros., Paramount and Loew's.

Complaint also charges that the Marlow has reduced admission prices and engaged in "unfair practices."

Esquire Files Intervention In Oriental Theater Case

Chicago—Esquire Theater Corp., of which Harry Balaban is president, filed statement of interest yesterday in the Oriental theater arbitration case, which gets under way today. Statement claimed the Esquire theater would be affected by any change in the present clearance situation.

Will Hear Star, Lebanon Some Run Case Oct. 28

St. Louis—Arbitrator Stead yesterday said Oct. 28 for hearing the same suit complaint of Floyd L. Lowe and W. A. Steele against the Star Theater, Lebanon, Mo., against the "Big Five," with the Gasconade Amusement Co., owners of the Lyric, named as interested parties.

"The Bomber" via Metro

Metro exchanges are handling the distribution of prints of "The Bomber," the new government defense short.

Wedding Bells

St. John, N. B.—Two sons of former theater partners married the same day in church weddings here. F. G. Spencer Jr. of the Spencer Theater, St. John, was married Sunday to Dr. F. G. Spencer, Jr., circuit president.

Ronald A. Fielding, manager of the Capital, Bridgewater, and son of A. A. Fielding, was married to Mabel Bartlett, of Renforth.

Jean Fishman, daughter of Harry Fishman of the Community, Fairfiled, was married Saturday to Dr. A. Roffman of Fairfield, at the Hotel Barnum, Bridgeport. Dr. J. B. Fishman, Zelig Fishman, and Phil Sassu of the Fishman circuit were present.

- - - BING CROSBY scored a bang-up impression in Argentina, and that statement ain't hay-hay of any press-agent publicist. ...It's the straight dope from hard-shelled deposters in Buenos Aires who had a chance to lamp at first hand the tremendous amount of good-will which Bing created for the U. S. and filmland...Among various interesting exhibits, we have on our desk-top an airmail letter from Argentina's capital which asserts that Mister Crosby 'is certainly the only star who refused to repeat the often misused phrases about Argentina's beauty and the nation's wonderful...' Instead, it seems, he had a grand time fishing and horse-riding, and reflected via action rather than hollow words how much he enjoyed himself....During some of his best-known songs, donating the resulting dough to a fund for poor Argentine children, which charitable deed he performed without any fanfare whatever....We quote again from our A.B. dispatch: "His visit will be remembered among film people here as one of the most enjoyable ever made by a world-renowned star..." Bing arrived in New York on Monday aboard the S.S. Brazil....Interviewed by the local press boys, he showed his frank and genuine self by admitting he had never heard of Sao Paulo, Brazil, until he got down that way, albeit the city is as big as Philadelphia.....Ol Buenos Aires he remarked: "Looks like Paris used to look..." - - -

- - - EDWARD SMALL should feel particularly large about the chest sector as a result of the huge success registered by the p.a. tour of Ilona Massey and Alan Curtis in behalf of Ed's "International Lady" now being released via UA....The UA-ites had very considerable to do with the tour's garnered laurels, particularly the same 67,000 lines of noise space and flagging millions of listeners through the channel of broadcasting on Coast-to-Coast look-ups....Lowe's managers in many situations can take a deep bow, too, for their interest in the jaunt, itinerary of which included Memphis, New Orleans, Atlanta, Washington, Baltimore, Richmond, Harrisburg and Bridgeport.

- - - A HOWL IS ANSWERED:.....Recently this colym suggested that Paramount put an end to the New-Orleans-Memphis feud for the world premiere of "Birth of the Blues" by giving the event to both cities.....Such is now the verdict of Buddy De Sylva, Irving Berlin and a proxy for Paul Whitman.....Hence the venues will be the Malco in Memphis, and the Scanger in New Orleans.....As Father Divine saith: "Peace......It's Wonderful"....

- - - WARRIOR'S RETURN:......Captains Barney Oldfield, film editor of the Lincoln (Neb) Journal, who has been in active service with Lt. Gen. Ben (Yoo Hoo) Lean's Second Army for many months, is about to go on leave.....During his year in uniform, Barny has held down no less than eight big assignments, including radio public relations.....Work has taken him more than 4,000 miles around the U.S., which would even be a helluva lot of mileage for his auto-racer nameake.....

- - - WESTWARD, HO!....Five B & K managers in Chi, and their wives, will be guests of the Paramount Hollywood studios for a week, early in January, as winners in their district of the annual Y. Frank Freeman Drive which starts Oct. 31 and ends Jan. 3....

Sealing Preference Under SMPE Study

Theater Engineering Commi. of the SMPE is making a series of surveys in houses of varying size and shapes to determine the pattern of seating for seats in the average film theater as an aid to improving the entertainment value and comfort, it was disclosed at a SMPE's annual Fall convention yesterday at the Hotel Pennsylvania.

The 200 delegates heard Dr. A. N. Goldsmith, committee chairman, tell them something they already knew—that early birds prefer center theater seats. But they also graphed which revealed in what order each seat was occupied, and they saw how walls of sections of theaters, for seating on the right, and seating on the left, are occupied only after the more desirable were taken.

The committee stated that 11 checks were used in the survey of the film theater, the survey in the Bro Theaters revealed that the most popular area of the theater was that section not less than four times wider (the first row) than or more than eight times the width of the screen from the first row. The front seats were taken by those occupied only after the seats located at a sharp angle from the screen.

The committee is preparing make recommendations to the SMPE for the ideal theater layout, taking into consideration the location of aisles and the auditorium entrance as well.

Program yesterday also included a report on safety devices by Scanlon, of Larry Strong, Inc., Cagney, holder of a new safety plan by H. D. Behr, of New York. A device for assuring smooth film projection in the projector was described by W. H., of the Rotovex Co. of Newark; E. L. Boekling and L. Davé, of the Century Project Corp. of New York, field of new developments in projection mechanism and design. Color quality on the screen was the subject of a technical paper by M. R. Nall, W. W. Lozier and D. B. Joy, of the National Car Co., of Fostoria, Ohio. Reports on Studio Lighting Committee and Standards Committee concluded day's session.

Tonight the 50th Semi-Annu Banquet and Dance of the Seci will highlight the social side of convention. The program features the winners of the SMPE Progress Medal and the Journal Award will announce the name of the convention is holding a session on labor procedure. The convention concludes tomorrow.

STORKS!

Cleveland—Ray Essick, manager of the Highland Theater, Akron, son of P. E. Essick of the local Village, Essick and Reif circuit, has married his new daughter.
TO THE COLORS!

Scranton, Pa.—Joe Phillips, assistant manager of the Strand Theater, has been drafted.

Chicago—Jack Kerz of the B. K. department has joined the Army.

Rochester—Ann Laurence is acting chief of service at Loew's Rochester, succeeding Gladys McGowan who left to go with the Army Ordnance office.

Chicago—John Sharp of the B. & K. Roosevelt Theater staff has joined the Navy.

RKO Sets Screenings For Third Group of 5

Screenings of RKO's third group of five pictures was announced yesterday by Andy Smith, sales manager.

With the exception of the New York and Detroit exchange showings, "Change of Scene," will be screened in the company's 32 exchanges on Monday, Nov. 5, at 10:30 a.m. with "Obliging Young Lady" to follow at 11:45 a.m. "Week-End for Three" will be shown at the New York exchange at 1:30 p.m. and 2:30 p.m. and "Obliging Young Lady" will be repeated at that branch on Nov. 3 at 2:30 p.m. The Detroit screening for "Week-End for Three" is at 1:30 p.m. on Nov. 3.

"A Date With a Falcon" will be shown on Wednesday, Nov. 5, at 10:30 a.m. except for St. Louis and will be repeated at the New York exchange at 2:30 p.m. The St. Louis showing is at 1 p.m. "Four Jacks and a Jill" will be shown at New York exchange at 11:45 a.m. on Nov. 5, with a repeat showing at the New York exchange at 3:45 p.m. The St. Louis showing is at 2:15 p.m.

On Thursday, Nov. 6, "Playmates" will be shown at 10:30 a.m. in all exchanges except for St. Louis and will be repeated at the New York exchange at 2:30 p.m. The St. Louis screening is at 1 p.m. in violation of Sections 1 and 2 of the Sherman Act.

(2) "Defendant exhibitors have not collectively contracted with dis- tributors for feature pictures with the purpose and effect of constituting a monopoly or attempting to monopolize the supply of feature pictures.

(3) "Defendant exhibitors have not remained in competition with each other in acquiring or operating of theaters pursuant to express or implied agreement to allocate terri- tory between them."

Armistead stated yesterday that "defendants' brief" which will present the Crescent side of the issue was based on the "brief" and "findings of fact" of the Government, is now being prepared and will be filed on Nov. 15. The Government then has until Dec. 1 to file a brief in the case.

UA Defers Closing of Minn. Exchange

(Continued from Page 1)

change would operate on a week-to-week basis and that the staff would be retained in full.

Decision was made in view of the anti-film complaints filed by the Ramsey County Attorney, James F. Lynch, against RKO, Paramount and 20th Century-Fox for the alleged violation of the law prohibiting the sale of pictures in blocks of five. Cabret indicated the UA branch would continue to func- tion until the outcome of the compla- ints was determined.

Asks Tele Recognition As an Emergency Aid

A telegram addressed to Presi- dent Roosevelt by Norman D. Wat- ers, president of Norman D. Wat- ers & Associates, Inc., advertising agency, urges the appointment of a "fact-finding committee" to investi- gate aspects of a plan developed by Waters for utilization of existing television facilities in the service of national defense.

Waters states television as "the most vital, most elastic and poten- tially effective means of aiding the Government during this national emergency."

GENE AUTRY
SMILEY BURNETTE
FAY MCKENZIE • HAROLD HUBER
SYDNEY BLACKMER
Joseph Santley—Director

Screen Play by Olive Cooper • Albert Duffy
Based on a story by Dorrell & Stuart McGewon
Defense Priorities For Theaters Urged

(Continued from Page 1)

the necessary materials and equipment for maintenance, repair and replacement, unless they can continue to fulfill their vital public function in these times of stress.

Bernhard B. Harmon, chairman of the Motion Picture Committee Co-operating for National Defense, said last week that requirements of the exhibition field include projection equipment, screens, carbon, carbon dioxide, toilet fixtures, metal toilet partitions, hardware, electric motors, electric cables and wire, manila rope, denatured alcohol for paints, and a few other items.

"Speaking for the 12,000 enrolled theaters, as well as for the rest of the theaters throughout the country, I want to say that, not only is it important that the Hollywood studios be granted the materials they need for the production of pictures, but unless those theaters are supplied to keep in shape our exhibitors won't have suitable houses in which to show the pictures," Bernhard commented.

"The requirements of the exhibition field are comparatively small, as far as priorities in general are concerned, but the amount of public good that is done through properly constructed theaters is tremendous. In fact, there are few ways in which so much good can be achieved with so few requirements.

"Nobody is trying harder or doing more to co-operate in national defense than the theater operators of the country, and their efforts will be severely hampered if they are denied the small amount of material and equipment to enable them to remain in business."

Harmon, SPAB Head Conf.

On Films' Material Needs

Washington—Francis Harmon, defense co-ordinator for the motion picture industry, conferred here yesterday with Donald M. Wilson, director of Priorities and executive director of the Supply Priorities and Allocations Board, over the problem of obtaining critical production materials for the industry.

(Full list of the industry's priority needs for 1942, as outlined to Wilson by Harmon, was published exclusively in THE FILM DAILY yesterday.)

Although nothing official was given

Metro Exhib. Ad Meet Nov. 25

ANPA Expert to Speak at Columbus Confab

(Continued from Page 1)

convention of Western Pennsylvania Allied. The director of exhibitor relations explained that the one-day meetings in Columbus and other cities will not be called for the purpose of advertising or seeking M-G-M pictures but to discuss ways and means of getting better box office returns.

At the first meeting, Richey said, William Greene of the Bureau of Advertising of the American Newspaper Publishers' Association will discuss the best and most successful methods of small town newspaper advertising on motion pictures.

"It will be a one-day meeting," Richey said, "with one subject under discussion, better business for that community."

Richey asserted that even the combination of good pictures and an attractive theater in today's market is still insufficient because the public has more money in its pockets and is obtaining more competitive, the plan, so that it becomes necessary for us to fight just that much harder that we can continue to attract 75% of the amusement dollar for motion pictures, I feel, I even improve that figure."

"Therefore," he continued, "the big subject of the day in addition to industry unity, the wisdom of which there isn't a man in the industry can demonstrate, continues to be better merchandising of motion pictures in that a great deal of improvement is needed."

Attendance Sets Record

At the AMPTO convention, held in the Roosevelt Hotel, was the largest in the history of the organization, approximately 190 being present, including guests and representatives of film distribution companies. Registration was followed by a luncheon.

The business meeting opened at two o'clock with President Fred A. Beede presiding. Routine matters such as yearly reports, etc., were presented by M. A. Rosenberg, general chairman.

Aram S. Myers, Allied's general counsel and board chairman, addressed the meeting. He stated there was general dissension among exhibitors throughout the United States regarding the consent decree.

Another vote on the unity plan was held and it is reported 14 Allied units were for and one against the plan, although Connecticut is reconsidering and was to hold another meeting late last evening.

A social get-together was scheduled for last night followed by buffet supper. Election of new officers will take place today.

September Admission Tax Collections Double

(Continued from Page 1)

substantial drop from the $7,380, 283.72 collected in August, but compared favorably with the $5,632, 655.13 collected in September 1940.

In the New York City district, collections of taxes on admissions, including season tickets, amounted to $693,585.61 in September as against $1,259,084.56 in August.

Officials said they have no ready explanation for this fluctuation in collections. The figures for September, however, do not reflect returns under the new admissions taxes just enacted by Congress as these did not go into effect until the month.

Benefit for Navy Relief

Proceeds of "How Green Was My Valley," at the Rivoli Oct. 28, will go to the Navy Relief Society. Since the plans for "How Green Was My Valley" were put in store, the reader for the Navy has ceased to return to it and is now available for service as a lieutenant commander in the U.S. Navy. Recently, two major Navy Relief officials are expected to attend.

UA Talks Presidency Deal With Grad Sear

(Continued from Page 1)

a long term, with the exact period of years still to be initiated, in the negotiations, it is indicated that the new president will have full operating control.

Sears and Pickerills are said to date back several months with Sears rejecting the first proposals. Negotiations were resumed in the case of the挑选and and M. Pickford came East with the all-mighty purpose of filling the corporate presidency, long vacant. Mary Silverstone, while in charge of world-wide operations until his resignation some time ago, did not have the presidential title.

Principals Stress Speed

It is understood that Mr. Selznick told newspapermen last night that he was unable to confirm reports that the selection of Sears a new president of UA's new presidency was due to the fact that there was "nothing else. It was intended that Selznick hoped to see the deal consummated by the end of the week, although he was prepared to remain here until next week necessarily.

Sears' present Warner commitment extends to March, 1942. His association with the company dates back to 1929 when he joined First National as a salesman in Chicago. Five years later, he became Cleveland branch manager, and after three years there, was transferred back to Chicago as exchange head.

Sears was appointed Southern and Western division sales manager in 1929 and was two years later named general sales manager for the East and West. In 1935, he was elected vice-president of Vitagraph and in 1937 was made Warners general sales manager. His elevation to the presidency of Vitagraph followed in 1938.

O'Neill Dies in Crash

Detroit—Ambrose T. O'Neill, assistant manager of the slate film production department of the Jam Handy studio, was killed in an automobile accident near Detroit.

Open 5 Wis. Houses

Milwaukee—Increased activity in the exploitation field is evident in this area with the opening of five houses including the Riverside, local first-run downtown house.

Other openings include the new Lake at Winneconne; the Wayside at Wadysville; the Chippewa at Neenah; and the Rivoli at Marinette. The Wayside, owned by Stanley Wier, has been remodeled, and opened the first of October. Four nights a week, the Rivoli is operating on Saturdays and Sundays.
EVERYBODY PLEASE COPY!

W. G. Van Schmus,
Radio City Music Hall,
50th Street and 6th Ave.,
New York City.

Dear Mr. Van Schmus:

I want to join the amusement world at the “Stars’ Party for Mayor La Guardia” next Monday, Oct. 27th in the Grand Ballroom of the Hotel Astor ($1.75 per ticket). I’ll be at the Luncheon at 12:30 noon.

I understand there will be a triple-dais of show-world personalities who are coming to greet the Mayor. Count me in. This is the time when all of us should put into action what’s in our hearts. We must make sure in these troubled times that an experienced man and a man friendly to our business remains in City Hall.

Let’s keep the Little Flower blooming on the sidewalks of New York.

Sincerely yours—

Everybody

[For phone reservations call: Circle-6-4600]
CONSTANT VIGILANCE

RIGID laboratory control, with critical tests all along the way, sees to it that every foot of Eastman negative film contributes its full quota of high quality and unvarying uniformity. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
GREEN LIGHT FOR ALLIED'S UNITY PLAN

Stock Provision Said in Proposed UA-Sears Pact

WARNERS SCOURING SAN FRANCISCO THEATER FIELD WITH A VIEW TO SHOW WINDOW THERE

Warners is weighing an invasion of the theater field in San Francisco, it was learned authoritatively yesterday.

Major circuit at the present time has a dozen theaters in California cities, but is without a show window in Frisco.

Whether Warners will purchase or build is unknown, although the priorities situation might make the former the desirable avenue of approach at this time.

FWC at present plays Warner product in Frisco.

Para. to Lead Fight
On Minn. Anti-5 Act

St. Paul, Minn.—Attorneys for three major film producer-distributors entered not guilty pleas yesterday in Municipal Court here to charges of violating the new Minnesota anti-blocks-of-five law.

Waived preliminary examination and the cases were referred to District Court for trial.

Arraignment in Ramsey District
(Continued on Page 7)

Paramount to Ask Order To Sell in Minnesota

Paramount will apply to Federal Judge Henry W. Goldard here for an order permitting not only the licensing of its product in Minnesota without the limitation of the "blocks-of-five" provision of the New York consent decree but without regard to the decree's mandatory trade show provision, it was announced yesterday.

Paramount will ask that Judge
(Continued on Page 7)

U.S. RESTS BROWNE-BIOFF CASE
Defense to Argue Dismissal Motions Today

N. S. ALLIED EXHIBITORS RE-ELECT OZUNER PREXY

Halifax, N. S. — At the annual meeting of the Allied Exhibitors of Nova Scotia here, W. H. Ozuner, Strand, Sydney Mines, was re-elected to the presidency, and T. J. Courtney, of the Casino, Halifax, was re-elected secretary-treasurer, M. E.

(Continued on Page 7)

BOARD ADVANCES 7-POINT PROGRAM FOR STUDY BY ENTIRE FILM INDUSTRY

Pittsburgh—National Allied’s plan for organized industry unity was given the green light yesterday when the Board of Directors tabulated the returns of a plebiscite by regional units and found that the result “reflected the views of Allied members.”

A committee, originally appointed on Sept. 15, was instructed to “communicate with the responsible executives of other branches of the industry, especially those who have expressed approval of, or interest in

REMITTANCES FROM SHANGHAI BLOCKED

Distributors in Shanghai face a serious situation as the result of the British-American Stabilization Board removing the film companies from the preferential list and blocking the remittances, Joe Golitz, UA’s manager in China, declared yesterday.

Foreign managers were advised
(Continued on Page 8)

TWO GRAND RAPIDS HOUSES FILE CLEARANCE DEMAND

Detroit—Two demands for arbitration involving theaters in Grand Rapids, Mich., have been filed with the local tribunal. Both complain that

DUCAL PAIR ATTEND MUSIC HALL SHOW

The Duke and Duchess of Windsor attended the second show at the Radio City Music Hall last night as guests of W. G. Van Schmus, managing director of the theater. Accompanying the ducal couple was an impressive delegation of intimate friends, as well as members of the U. S. Secret Service.
A FINANCIAL

NEW YORK STOCK MARKET

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BADGLEY Quis MBP Post

Ottawa — Resignation of F. C. Badgley as director of the Canadian Government Motion Picture Bureau is announced by the Department of National War Services. The bureau, headed by Badgley for many years, was taken over by John Grier, commission chairman of the National Film Board, after his visit to his former home in England recently. Badgley continues in Government service in another department.

Ordnance to Liberalize Stick-out Sign Erection

Detroit—Liberalization in the procedure required for erection of stick-out signs by theaters is provided by an ordinance now before the City Council and passed through second reading. Signs under 96 square feet are covered by existing ordinances and this setup is to allow erection of larger signs without individual application to the Commissions. Conditions are that 96 square feet of sign area will be allowed for each 50 feet of street frontage—an advantage for theaters with their larger average frontage and projecting signs must not extend more than 24 feet above roof. Another technical clause provided for meeting a horizontal wind load of 30 pounds per square foot in any direction and construction of the sign as a component part of the building with certain modifications.

Pioneer RKO Stock

New York—(AP)—The stock of the Radio Corporation of America, long a leader in the entertainment business, is expected to gain at the opening of the auction hearing in the First National Exchange at 11:30 a.m. today. The board of directors of the company has approved the auction, which is to be conducted by the company's counsel, Mr. Arthur Stein, in the First National Exchange on 15th Street, Manhattan. The auction is expected to bring in around $200,000,000 for the company, which has been suffering from adverse conditions in the market for some time.

Soviet Newsreel Footage Due Saturday on Clipper

Artkino has been informed by London that the third shipment of Soviet newsreel material on the Russian-German war should arrive here Saturday by Clipper.
Among Rita • refused T • Joe Monogram. with representative received was official. Fishman W. invalid • Francis Columbia and Datig in Sell. • improper • FROM Bob • The

Happy Birthday to You

LEGRAN

OCTOBER 23

(Dating)

Harry Cohn

Stockholders' Suits
same Browne, Bloff

(Continued from Page 1)

$10,000 allegedly improperly paid George E. Browne and Willie

Defendants in the 20th-Fox stock-

er's suit brought by Jerome M.

in were also charged with mak-

improper payments. The com-

bat asked for an order directing

accounting for the unspecified

amount allegedly paid out.

An attempt was made to serve

owne and Bloff in both suits in

a Federal Court yesterday. The

refused to accept service claim-

ing it was improper since they are

the jurisdiction solely for the

pursue of the Federal Court trial.

Paramount to Ask Order

Sell in Minnesota

(Continued from Page 1)

Godard grant the order until such

time as the courts shall have de-

termination of the Minnesota state

law which forbids re-block selling and requires dis-

butors to offer their full seasonal

ograms at one time.

Convinced that the Minnesota sta-

tic is invalid and that it was

ased for enactment by exhibitors

were ill-advised, Austin C.

ough, general counsel, said yest-

day that Paramount's local coun-

had been instructed to take "all

cessories" to obtain a court

ion on the act's constitutional-

Decision to ask for relief from

gee Goddard resulted from the fact

that Paramount anticipates the

nnesota litigation will be long

ished, but fears that many exhibitors

are unlikely to contract for product

in a manner conflicting

with the state law, believing that

so would be a violation on their

it as well as that of the distribu-

tor with whom deals were made.

Columbia Club Dance Friday

Fall Dinner Dance of Columbia

actures' Columbia Club will be

held tomorrow night at Ben Marden's

iana, Fort Lee. More than 400 are

pected to attend.

ON THE RIALTO

Phil M. Daly

• • • WALT DISNEY'S "Dumbo" makes its world premiere to-
night at the Broadway Theater . . . . and the event will attract a

formal society patronage and a representative array of stage, screen

and radio folks. . . . Among those expected are Governess and Mrs.

Lehman, John Ray Whitney, Felix Warburg, Mr. and Mrs. Deems Taylor.

Gloria Swanson, Bay B oiler, Irene Dunne, Kay Kyser, Simone Simon, the

Marquise de la Falaise Courdarye, representatives of Latin-American con-
suls and 18 former Disney artists now at Fort Monmouth, N. J. . . .

Jack Coln, house manager of Picture Pioneers, announces that door prizes

will be given at the film veteran organization's Halloween dinner

dance at Toot's Shoe on the night of Oct. 29. . . . Jack won't tell what

the prizes are but it is rumored they will amock of surprise and comedy.

• • • WHAT'S COOKING? . . . . Grocho Marx will do a skit

without his brothers at the Night of Stars at Madison Square Garden

on Nov. 26. . . . RKO home office folks will attend the opening of

the new exchange in Philadelphia on Oct. 29. . . . New quarters

have been open for some time but the visit makes it official.

• • • When "One Foot in Heaven" opens at the Music Hall Oct. 30, it

will be the fourth of five Martha Scott pictures to play the big house.

• • • That editorial in The Hollywood Star on the propaganda probe

doesn't pull its punches. . . . For weeks and big question in the trade has been "Who's going to be the new United Artists pres-

ident?" . . . If the Grads Sears deal jells, the big question is going to be,

"Who's taking Grads place?" . . . . and the rumors already are starting to

fly.

• • • W. G. VAN SCHMUS, managing director of the Radio City

Music Hall, hosted a cocktail reception yesterday afternoon. . . . In

the Music Hall's Studio Apartment . . . in honor of Rita Hay-

worth, co-star with Fred Astaire in Columbia Pictures production

"You'll Never Get Rich," . . . which opened yesterday at the Music Hall.

. . . Miss Hayworth will be seen in two forthcoming 20th Century-

Fox pictures in the near future. . . . Ed Small's "My God! Sal," to be filmed in

Technicolor and the Boris Morros production, "Tales of Manhattan"

. . . Among those present at the reception were Jack Cohn, A. Schneider.

Louis Barba, Louis Weinberg, Louis Astor. . . . Frank Rosenberg, W.

G. Van Schmus, Gus Eysussel, Russel V. Downing, Leon Leonidoff and

Fred L. Lynch. . . . together with members of the trade press, fan mag-
nazines, photographic and news syndicates.

• • • FROM HITHER AND YON . . . . Bob Repass, son of

Charley Repass of the Crown Theater, Hartford, has been signed to

play ball for the Washington Senators next season. . . .

J. O. Guthrie of the Karolyn Theater, New London, is the new presy of the

New London Rotary Club. . . . Joe McGonigle, manager of the Empire,

Portland, Me., is the theatrical-minded to bag a couple of partridges

since the season opened. . . . Ed Small's "My God! Sal," to be reported by

SMPE yesterday another distinguished film name to its ex-

tusive Honor Roll industry per-

sonalities.—that of the late Edwin S. Porter. Only nine other men have

been honored. They and "My God! Sal": Thomas A. Edison, George East-

man, Louis Le Prince, William Friese-

Greene, Frederic Ives, Jean Le Roy,

Francis Jenkins, Eugene Lauste, and

William Dickson.

ALONG THE RIALTO

Walt Disney
September 26, 1941

Mr. W. F. Rodgers
Loew’s Incorporated
1540 Broadway
New York, N. Y.

Dear Mr. Rodgers:

You no doubt have noted some trade paper reports criticizing your company for adopting the policy of selling your top brackets of pictures on a sliding scale of percentage.

I am sure you will be interested in our reaction to this plan of selling. We have been buying your product, as you know, under this plan for two years prior to your decision to use it generally in selling the 1941-42 product.

We think it is a fair way to buy pictures. In our opinion the sliding scale is not a proposition which gives the Distributor an opportunity to get more than his film is worth; neither is it a proposition whereby an Exhibitor may contract for pictures for less than they are worth, but rather it is a method where the Exhibitor pays the distributor the proper film rental. As we view the matter from experience, the result is a film rental that is neither too high nor too low.

It avoids requesting adjustments on pictures that do not gross as anticipated at the box-office and it allows the Distributor to get at all times the terms they are entitled to on pictures that are outstanding.

It has worked out very equitably and we feel that theatre owners at large will benefit by what has already proven to be a good plan for us.

Yours very truly,

AFFILIATED THEATRES, INC.

T. C. Baker,
General Manager

"Thanks, Mr. Baker, for permission to reproduce this letter."
—Leo of M-G-M
May we reply with pictures, dear Mr. Baker!

Our third group just trade-shown is literally the talk of the industry!

Continuing our fast early-season pace we offer 4 more Big Ones:

NELSON EDDY and (introducing) RISE STEVENS in "THE CHOCOLATE SOLDIER." (Astor, N.Y., Premiere Oct. 31st)

EDWARD G. ROBINSON in "UNHOLY PARTNERS" with Edward Arnold, Laraine Day.

GRETA GARBO, MELVYN DOUGLAS in "TWO-FACED WOMAN."

WILLIAM POWELL, MYRNA LOY in "SHADOW OF THE THIN MAN."

A Star Parade indeed! A wealth of varied entertainment for theatre patrons who are currently helping "Honky Tonk" to play to more than 200% of normal business (with hold-overs everywhere. 4th week at Capitol, N.Y. for instance.)

Those patrons have learned that this year again, as in the past 17 years, the M-G-M signature is a symbol of good faith in buying entertainment. That’s our policy to the public. That’s our policy to exhibitors.

Sincerely yours,

—Leo of M-G-M
**"Shadow of The Thin Man"**

with William Powell, Myrna Loy, Sam Levene

M-G-M 97 Mins.

SUCCESSFUL CONTINUATION OF "THIN MAN" SERIES BLENDS COMEDY AND CRIME EMERY FOR PROPER BOX-OFFICE FORMULA.

M-G-M has decided wisely to bring back those swell characters created by Dashiell Hammett, Nick and Nora Charles plus the addition of Nick, Jr. As impersonated by William Powell and Myrna Loy, the couple continue to provide entertainment for the customers.

While production never attains the height of "The Thin Man," it is an amusing carbon copy. Asta, the wire-haired terrier, is around, which insures some of the gags registering. Addition of Dickie Hall, scenery of the Charleses also sets up moments for comedy.

Script by Irving Brecher and Harry Kurnitz is more successful at garnering laughter than that of the previous film. The comedy with sleuthing and suspense supplementary. The identity of the murder is rather obviously cued toward the end for the patrons.

Taps opens in typical whimsical note with Nick Charles reading the racing form to his son as part of a fairy tale. The Charleses pay a visit to the track where a jockey apparently has been murdered. Charles steps into the case when a black-mailing newspaperman is killed and another framed. Then the sleuthing begins and the murderer is unmasked with the inevitable group of suspects in the police lieutenant's office.

Powell and Miss Loy are at their best in parts tailor-made for their talents. Sam Levene as the dumb but friendly police lieutenant is funny. As the girl friend of the reporter attempting to break up the gambling ring, Donna Reed is handled well by the director and does a splendid job but she is not to be aUtracted and handles her role with assurance. A standout supporting performance is contributed by Stella Stroberg, Dickie Hall's mother's friend's wife, a nice change of pace. Barry Nelson, Lou Lubin, Alan Baxter and Joseph Anthony score in minor roles.

Major W. S. Van Dyke II, who directed, emphasized the comic situations to make the proceedings generally humorous. One where the motorcycle cop leads the Charleses to the race track and another where Nora calls a cab are particularly funny. On the other hand, film could stand some tightening with merry-go-round scene and cafe brawl unnecessary except to fill last fifth.


**CREEDITS:** Producer, Hunt Stromberg; Director, Major W. S. Van Dyke II; Screenplay, Irving Brecher and Harry Kurnitz; Original, Harry Kurnitz; From characters created by Dashiell Hammett; Cameraman: William Daniels; Film Editor, Robert J. Kern.

**DIRECTION:** Good. PHOTOGRAPHY, Good.

**“The Men in Her Life”**

with Loretta Young

Columbia 90 Mins.

TENSE EMOTIONAL DRAMA WILL APPEAL MOSTLY TO THE LADIES.

Adapted from the novel, "Ballerina," this highly emotional drama of the girl who sacrifices a normal life to become an opera dancer will have its most sympathetic reactions from women. Picture is tense throughout and with hardly a letup details the ballerina's dance life and her life goes out of the story and romance and security. Performances are fine throughout; production is first rate and direction good, if somewhat slow and episodic due to the nature of the story. A number of sequences will wring tears from nearly any audience.

Loretta Young does an excellent job in her role. Other characterizations are contributed by Conrad Veidt as her ballroom instructor and Eugenie Leonove as the mother.

Story tells of the young dancer who goes to a retired ballet master for training and how, after her initial triumph, she turns from a romance with a younger man to marry the teacher in gratitude. On the death of the instructor, believing her original lover was about to marry another woman, she marries a third man, but unable to give up her ballet career, they separate and her child is born unknown to the father. The original romance is renewed and her husband divorces her when she agrees to give up their child. When the lover dies, the young woman marries a third man and the child is on the way down when she discovers her daughter in an audience and gives her best performance. Follows a reconciliation when the daughter is given the chance to dance in a ballet career and the father relents. CAST: Loretta Young, Conrad Veidt, Dean Jagger, Eugenie Leonovitch, John Eldredge, Adinia Bennett, Dorothy Todd, Billy Rays, Ludmila Torsetsk, Tom Ladd.

**CREEDITS:** Producer, Director, Gregory Ratoff; Originally, Roosevelt Smith; Screenplay, Frederick Kohner, Michael Wilson, Paul Travers; Production Design and Art Direction, Nicholai Rustoff; Musical Director, Davis Raskin; Dialogue Director, Serge Barttenson; Continuity, Barbara Keon; Cameraman, Harry Strading; Arthur Miller; Film Editor, Francis D. Lyon.

**DIRECTION:** Good. PHOTOGRAPHY, Fine.

**Darken Rivoli Two Days**

Rivoli will shut down next Sunday night for two days to prepare for the spectacular premiere of "How Green Was My Valley," on Tuesday, Oct. 25. Currently, at the theater is "This Woman Is Mine."

**Moner in 20th-Fox Post**

Buenos Aires (By Air Mail)—S. S. Horen, managing director of 20th-Fox, has appointed Onofre Moner as sales manager for the Argentine.

**Two-Faced Woman**

with Greta Garbo, Melvyn Douglas, Constance Bennett

M-G-M 94 Mins.

A GAY AND VIVACIOUS GARBO FROLICS ABOUT IN A MADCAP COMEDY ADDED WITH STRONG BOX-OFFICE POSSIBILITIES.

Greta Garbo is the big name and new. The star enjoys a romp in a meaty dual role that gives her every opportunity to display her versatile talents. She is a delightful comedienne and carries the film through its madcap moments.

The yarn is another matter. Lacking is the smoothness and up-to-the-minute humor that was found in "Ninotchka." The farce is broad and free, and definitely not for the kiddies. Some of the sequences may have been passed by the Hays office because the two principals, Miss Garbo and Melvyn Douglas, are married during the period of some vague make-believe.

Theme of the picture, wherein the bride of a few days sets out to win back her husband who is attracted by more glamorous women, is one that will appeal strongly to the feminine customers. Garbo is going through the young ski instructor fondness of the outdoors, who wins the fancy of an impulsive magazine editor, is thoughtless in getting a peck at his magazine, he forgets his plans to seek rest and peace in the woods, and goes off to the city. His bride after several days decides she will take drastic measures to win him back.

Miss Garbo then poses as the twin sister of the editor's wife. She adopts the mannerisms of a woman who lives for love and practically carries Douglas off his feet. It is during this role that the star really goes to town. Abetted by such capable players as Roland Young, Constance Bennett, and Ruth Gordon, who incidentally plays a newspaperman, Miss Garbo carries to new high points and some low ones, as Miss Garbo virtually seduces Douglas. The denouement in which Miss Garbo outwits her rival to win the bride that he is in love with her sister. Miss Garbo's new coiffures and costumes will excite comment as will the scene where she appears with a partner in a nightclub. It is unfortunate that the combined talents of S. N. Behrman, Sally Viertel and George Oppenheimer, who prepared the script, do not measure up to those of Miss Garbo's. George Cukor's direction is not as keen as it could be and tends to let the film falter.


**CREEDITS:** Producer, Gottfried Reinhardt; Director, George Cukor; Screenplay, S. N. Behrman, Sally Viertel and George Oppenheimer; Suggested by a play by Ludwig Fulda; Cameraman, Joseph Rattenberg; Film Editor, George Boerner.

**DIRECTION:** Capable. PHOTOGRAPHY, Top-Notch.

**Talbot Drops Elkins Hip**

Elkins, W. Va.—The Hippodrome Theater, 1950 season opening, will be taken over by the Elkins Theater Co. on Nov. 1. The Elkins company also operates the Mans Theater here.

**South of Tahiti**

with Brian Donlevy, Broderick Crawford, Andy Devine and Maria Montez

Universal-International 110 Mins.

(HOLLYWOOD PREVIEW)

GOOD DIRECTION, "NAME" CAST AND POINTED COMEDY SEQUENCES ADD UP TO GOOD SUPPORTING FILM FARE.

Faced with the three-in-one task first, glamorizing Universal's find Mai Montez in a made-to-order Strong role against a South Sea Island background, secondly, a weak-story cross-plot of peck-squeaking adventures, plus comed-}
U. S. Rests Browne-Bioff Case
Defense to Argue Dismissal Motions Today

(Continued from Page 1)

Society's 50th semi-annual banquet and dance, high point of the 9-day Hotel Pennsylvania convention which concluded at 2 a.m. Saturday, the presentation was made by Presi-

ter Emerly Huse of the SMPE, the citation accompanying the gold being read by Otto S. Sair, RCA vice-preside

Laboratories, Dr. Dimmick, and RCA engineer to be so hono

Kunzman, two-year

tioned technical discussion, print-

On the June, 1940, Journal, is

The Effects of Ultraviolet

on Variable-Density Record-

and Printing.” The honor was

n 1940, Journal, is

mente to William C. Kunzman, of Cleveland, the

time Convention vice-president of the

Junior Film.

The Society's honor - bestowing

included the presentation of the certificate to William C. Kunzman, of Cleveland, a time Convention vice-president of the

Society.

Newly-elected members of the

ard of Governors were introduced by the delegates by President Huse. They are Frank E. Carlson, of General Electric Co., Cleveland; J. A. Mauer, of J. A. Mauer, Inc., of

New York City; and E. M. Honan, of Chicago, Hollywood.

Technical papers read and dis-

sased at yesterday's session in

nonelectrostatic Art." And his article, "The Motion Picture Industry," by Henry E. Walker, of Westinghouse, New York, and "A Projectionist's Chart," by M. H. Sweet, of

A. Asano, Binghamton; "Jodine

ysis in an MQ Developer." by M. Evans, W. T. Hanson, Jr, P. K. Glasoe, of Eastman Ko-

Kodak Rochester; "Synthetic Aged

Dyer by Analysis," by the

authors; and "Effect of Com-

or of Processing Solutions on

pe Removal from Motion Picture

" by J. I. Crabtree, G. T. Yo-

on, and E. M. Muehler, of East-

Kodak.

Today's two technical sessions, a

son and the other on
e-3m film, will conclude the

attis Guild to Elect

regular annual election of the

attis Guild will take place

at a theater yet to be selected.

unt incumbent, current presi-

dent; George S. Kaufmann, vice-

resident; and Richard Rodgers, sec-

etary. Ten council members will be

on to serve three years.

Columbia’s Frisco Sales
Meet to Open Tomorrow

(Continued from Page 1)

also will represent the home office

at the meeting.

Jerome Saffron, Western division

manager, announced the fol-

owing branches comprising branch

managers and salesmen from the

six branches in the Western distric

LOS ANGELES—Western Division Man-

ager, Jerome Saffron; Branch Manager, Wayne W. Kennedy; 

H. M. Lentz; N. Newman.

SAN FRANCISCO—Branch Mgr., L. E.

Tillman; Salesmen: C. Scott, P. Weinstei

E. Steinhilber; L. L. Sargeant,

STEATTLE—Branch Mgr., Wm.

McManus; Salesmen: M. Gustafson, 

G. Green, A. L. Campbell.

DENVER—Branch Mgr., Robert C. Hill;


SALT LAKE CITY—Branch Mgr., Wm.

H. McManus; Salesmen: M. Gustafson, 

T. J. Robinson.

New board comprises J. Bustin, 

J. C. T. Frazzini; P. Grager, Majestie, 

New Waterford; N. Green, Russell, Glace Bay; A. Fielding, 

Capitols Digby and Bridgewater;

P. Dywer, Family, Halifax.

There are three circuits repre-

sented in the new executive and 

board. L. E. Tillman, originally being 

vice-president, is represented by T. 

T. J. Courtney; Franklin & Horshorn by P. J. Dywer; Walker string, by the head of the four theater lineup. 

N. W. Mason, owner of the Acade-

my and Roseland, New Glasgow, 

as honorary vice-president, 

succeeding the late R. J. Macadam, 

of Halifax, owner of the Casino, and 

a past president of Allied.

N. S. Allied Exhibitors Re-elect Ouzner Proxy

Para. to Lead Fight

On Minn. Anti-5 Act

Court was set for today when a 

trial date is expected. At the time 

of arraignment yesterday, Joseph 

Finley, St. Paul attorney who 

appeared for the defendants, 

noted that his company planned to 

make a test case of the present charge 

and intends to carry it through 

to the highest court in the land, 

if necessary, in order to invalidate the 

new act.

David Shearer, Minneapolis at-

torney, appeared at the arraignment 

as counsel for RKO and Twentieth 

Century-Fox. No officials of any 

of the three firms appeared in court.

It was announced immediately 

after the court appearance that 

Paramount plans to seek relief from the 

new anti-5 decision of the court, and that it may sell its product in Minnesota in consequence with the 

anti-five law.

No such statement was made con-

cerning whether its present sales 
in the state will be continued, but 

there is a possibility that the 

may, if necessary, will be able to 

take such action, to be effective, at least, until the constitutionality of the law is finally decided.

Statement by Finley

In connection with his 

announcements that Paramount plans to seek relief from the New York 

court decision and proceed to sell 

its product in the state in a man-

ner which complies with the act 

now in question, Finley said:

"We have learned that quite a 

number of exhibitors believe they 

would be violating this law if they 

should purchase pictures from us under any other form of contract that was not provided in the act, Paramount does not wish exhibitors in Minne-

sota, nor anywhere else, to be de-

prived of its product and the trade that relates to this relief.

Finley's point as to the attitude 

of exhibitors was well taken, 

however, as the act makes anyone 

who "assists" in violations guilty 

under its provisions.

Theaters mentioned in the 

complaints as having signed films con-

tracts in violation of the Minnesota law have not been accused of such 

violations, however. These are the 

White Bear theater at White Bear 

Lake, a suburb, and the local Gem 

Theater.

Detroit Fire Marshal Quits

Detroit—Otto G. Lindemeier, 

Detroit fire marshal, is resigning as of 

Nov. 20. He has been in direct 

charge of the Detroit City 

branch, has joined Universal as third 

booker in an expansion of the booking 

department.

Levy with "U" in Detroit

Detroit—Harold Levy, formerly 

vice-president of the Universal City 

branch, has joined Universal as third 

booker in an expansion of the booking 

department.
No Steps to be Taken That Might Jeopardize Allied’s Independence  
(Continued From Page 1)
in, the committee in view to setting up a national joint conference committee," according to a statement issued by Abram F. Myers, general counsel and chairman of the board.  
Allied's committee is composed of Col. H. A. Cole, Roy E. Harold, Jack Hirsch, Sidney Samuelson and Martin Smith. The board expressed complete confidence in the integrity and devotion to Allied principles of the committee members and in their ability to discharge the duties delegated to them without comprising national Allied or jeopardizing its independence. Therefore, no hampering limitations were imposed in the charter. The only restriction, as outlined in the resolution beyond requesting that it keep the board informed of the progress of the work.  
Statement by Board  
Without in any degree controlling its committee's discretion, the board cited the following matters as deserving the attention of consideration of an all-industry body which is expected to be formed:  
1—Co-ordination of policy and action in reference to taxation.  
2—Co-ordination of policy and action in protecting the good name and integrity of the industry as a whole.  
3—Formation of plans for meeting the increasing competition of rival forms of entertainment.  
4—Formation of plans for institutional advertising and other good-will activities.  
5—Establishing the necessary supplies of the industry by securing proper priority ratings.  
6—Formation of an acceptable distribution system to be adopted when the consent decree lapses.  
7—Discussions, and if possible, adjustment or modification of the policies or practices of one branch or member thereof which are opposed by any other branch or a substantial portion thereof.  
No Votes Against Paragraphs 1 and 2  
The original unity resolution consisted of three paragraphs. Of the two dealing with the organizing of a national joint conference for the purpose of fostering cooperation among the several branches of the industry; the third paragraph, which turned out to be a controversial one, proposed the probing of the possibilities of bringing all branches of the industry into one organization. Fifteen members were voted in favor of the first two paragraphs and none voted against them; twelve units voted in favor of the third paragraph and three voted against it.  
It was brought out that Allied of Connecticut reversed its vote against the resolution insofar as Paragraphs One and Two were concerned but retained its objections to Paragraph Three.  
Statement by Board  
In a statement by the board, it was pointed out that "in case a national joint conference is established, and so long as Allied shall remain a party thereto, national Allied will not take public or make internal action in connection with grievances against other branches of the industry involving their policies and practices, which are within the purview of its joint committee, until such grievances have first been submitted to the national joint conference committee and will recommend that its affiliated regional associations adopt a like policy. The foregoing policy is subject to the following limitations:  
(1) Allied's representatives will not submit to the joint committee any matter which, in the opinion of the general counsel, is outside the purview of the joint committee or matters thereto.  
(2) As regards all matters for which no solution is found within a reasonable time by the national joint conference committee which is acceptable to Allied, Allied reserves the right to make its own course and to adopt such measures as the board of directors may approve."  
Industry Must Let Public Know Its Virtues  
And Importance, Lee Tells AMPTO of W. Pa.  
Pittsburgh—The industry "must find a way to make the public aware of the far-reaching substance of the business," Claude F. Lee, Paramount's director of public relations, declared in addressing the Allied MPTO of Western Pennsylvania convention here yesterday. Lee, who warned that building good will for the movies is not a job of the moment but a matter of permanent vigilance and unceasing initiative, declared:  
"As we rise to the present awakening to the need for institutional selling in the motion picture industry, we must never lose sight of the fact that we are setting out on a job that knows no end. We must realize that any effort to enlighten the people to a consciousness of the virtues of this business, is one that must endure as a steady hygiene of doing business."  
Argentine Pact to Bring No Quick Film Benefits  
(Continued From Page 1)  
the prospects are slim for an immediate American benefit.  
It pointed out that the one-third reduction in film duties provided for in the pact is not applicable until the year 1940. Argentine film duties exceed 270,000,000 pesos.  
War conditions, say observers here, make it virtually impossible for that figure to be reached.  
Aussie Pic Set in Philly  
Philadelphia—"40,000 Horsemen," Australian feature, opens at the S-W Capitol here next Wednesday with "British Navy Night."  
Straus to Do Score for Shaw's "Arms and Man"  
West Coast Bureau Of THE FILM DAILY  
— Hollywood — Gabriel Pascal has signed Oscar Straus to do an original score for the re- Preminger production of Shaw's "Arms and the Man," Ginger Rogers-Cary Grant co-star, Straus wrote the music for "The Chocolate Soldier," operatic treatment of the Shavian play.  
New Indie Distrib. Firm  
Cleveland — Harry Lande and George Kondis have formed the Kaycll Film Co. with offices at 506 East 50th Street, for distribution of feature and exploitation pictures in Ohio, Kentucky and West Virginia, with head office in Philadelphia.  
M. A. Rosenberg Elected Presxy of W. Pa. Allied  
Pittsburgh—M. A. Rosenberg was elected president of the Allied MPTO of Western Pennsylvania at the organization's convention here yesterday. Fred Beele, former president, was elected to the board.  
Harry Walker was re-elected vice-president and Fred Harrington was re-named secretary. Joseph Gillman was re-elected treasurer. A chairman of the board will be elected at the next meeting.  
National Seven Service presented a plan to work with Allied on screen advertising but no action was taken, the matter being referred to the board of directors. Convention ended with a banquet and entertainment last night.  
Remittances from Shanghai Blocked  
(Continued From Page 1)  
the action by their Chinese representatives, Geldz explained, but an urgent appeal was made to the State Department intervention. Matters so far have been uneventful.  
All this happened in an opposition time for the film companies because, Geldz declared, business in Shanghai is "tremendous." He estimated all companies equally busy the business done last year.  
Japs Ban Anti-Nazi Pix  
Censorship in Shanghai is rigid because it is dominated by the Japs, Geldz explained. Pictures of a controversial nature such as "The Great Dictator" and others reflecting anti-Nazi sentiment are banned.  
The Japanese have moved in about 25 per cent of the business to industry, Geldz stated. Where the Japanese have taken over, dirstribs discover the Japanese film monopole has followed them and it is therefore impossible to do business in.  
Distribrs, consider Shanghai no longer a "bouncing season" and other territories, Geldz explained. Recently, he said, construction of two first-run theatres were completed in Shanghai, the film sign of building activity since the Japs invaded China.  
China's "Bouncing Season"  
There is a new season for distribution in China. It is called the "bouncing season" and lasts from about March until October during which time shipments are virtually suspended to Chungking, Cheng and Hankow and are be deferred with regularity, Geldz revealed.  
In getting money out of China, Geldz explained that distributors are forced to discount the revenue about 25 per cent. There are almost no credit facilities for problems in matter of exchange, he said.  
The UA manager said production of Chinese pictures had been going on all the time and films are produced in Hanking and Canton in the "Mandarin," which is the official language, and of their own territory, Geldz said.  
The popular dialect.  
This is Geldz's first vacation for many years and he expects to remain here for about four months.  
Warnings Name Wald and Sape  
Hollywood—Warner Bros. has at signed Jerry Wald and Jack Saper tounused producers on the re make of Fannie Hurst's "Humo eque."  
Fitzgerald Named Prexy  
Chicago—Steve Fitzgerald has been named the Wings of the Chicago chapter of the Society of Motion Picture Engineers, Blasko, who resigned, when trans ferred to Wisconsin territory.
$40,000,000 BRITISH COIN FOR DISTS? BROWNE-BIOFF LOSE DISMISSAL; BIOFF MAY TESTIFY

PARA. ASKS MINN. DEGREE RELIEF
Hearing on Show Cause Application to be Held Before Judge Goddard Here Oct. 31

Application to show cause why Paramount should not be released from the provisions of Sections III and IV in the New York consent decree in the sale of product in Minnesota was made to Federal Judge Henry W. Goddard yesterday by Louis Philipps of Paramount's legal department. Judge Goddard signed the order and set the hearing for Oct. 31.

Paramount asks that the company be relieved from the blocks-five and tradeshow provisions of the decree until the unconstitutional nature of the Minnesota anti-decree law is determined.

Branch Heads Mich.
Publicity Campaign

Detroit—Naming of Ray Branch, president of Michigan Allied, as chairman of the institutional publicity campaign which was conceived by Earl Hudson, president of United Detroit Theaters, is regarded here as proof of real unity in Michigan among all groups of exhibitors.

Barry Asks Sen. Wheeler To Retract Lewd Charge

Charge by Sen. Burton K. Wheeler, D. Mont., chairman of the Senate Interstate Commerce Committee and credited with being the power behind the Senatorial industry witch hunt, that film slot machines are exhibiting "sordid and lascivious" films brought an answering blast yesterday.

Colossal Is the Word For Disney's "Dumbo"

At its world premiere in the Broadway Theater last night, Disney's newest contribution to the world's happiness, "Dumbo," proved itself a gilt-edge hit with tremendous box-office power. A glittering audience, weighty with celebrity names, attended and cheered to the echo the wizardry of the producer. Consensus of those who filed from the theater wreathed in smiles is that this story of the baby elephant with the grotesquely large ears repre- sents, in many respects, the entertain- ment masterpiece of Disney. For color story on last night's world bow, turn to the feature column, "Along the Rails." on Page 4. For review of the film, see Oct. 1 issue of THE FILM DAILY.

—MORRIS

New Monetary Agreement Said to Thaw Frozen Funds
And Increase Remittances

Washington—American distributors will be able to withdraw approximately $40,000,000 from England during the coming year under the monetary agreement which the State Department has under negotiation with British Treasury officials, it was learned here yesterday.

Third Embassy agreement, said (Continued on Page 5)

Anti-Five Violation
Trial Set Nov. 24

St. Paul—Paramount, RKO and 20th-Fox will go on trial in Ramsey District Court here Nov. 24 on
(Continued on Page 4)

Whitney Sees Easing of
Censorship of U. S. Pix

An easing of censorship of American films in South America was
(Continued on Page 5)

Close Deal for G-B's Control

Woolf-Rank-Portal Get 51% of M & B Trust

Berger Sells Minneapolis
Esquire to New Company

Minneapolis—Th Esquire Theater here, downtown picture house opened several years ago as the Time, was sold yesterday by Ben Berger of Berger Amusement Co. to a newly organized firm created to operate the
Pittsburgh Branch Heads To Host V. C.'s Visitors

Pittsburgh—Local exchange managers will entertain on Saturday night for the out of town contingent arriving in advance of the Variety Club banquet Sunday night. In the past, the Saturday night affai rs has been hosted by Chief Bar ker J. H. Harris.

This year’s event will be held in the Club headquarters as a postlude to the Pittsburgh-Ohio State game. These are the exchange males who will be the hosts: James Alexander, Republic; Nat Beier, United Artists; Ira Cohn, 20th-Fox; Pete Dana, Universal; Mark Goldman, Monogram; Herb Greenblatt, RKO; Dave Kimmelman, Paramount; Lew Lefzon, PRC; Art Levy, Columbia; Perry Nathan, NSS; Harry Seed, Vitagraph; B. D. “Buck” Stoner, M-G-M; and Harry M. Kal

Additional out-of-town reservations include: Ned Depinet, Cressmore; Nat Levy, District Manager for RKO; Rube Jackter, Lou Weinberg, Lou Astor, Max Weisfeld and Carl Halalt, all Columbia; Bob & Herb with field forces; Harry Barnett, Detroit, exh.

The committee has again requested that out-of-towners expect ing to attend but who, as yet, have not made reservations, do so immediately and give the committee the capacity for the banquet is reaching the point where last minute requests may have to be turned down. This the committee would like to avoid in the case of those who attend from other cities.

Metro Execs. to Preview First “Show Builder” Unit

First unit of M-G-M’s “Show Builder” will be previewed at the Astor Hotel at 1 P.M. today for company executives and the trade press. Unit is a specially constructed truck stocked with M-G-M service ads, a voice-recording studio, sound mixer and other equipment. A fleet of such trucks is being built to cover the country.

Idea was conceived by Howard Dietz and executed by W. R. Ferguson.

Benefit Reception Tonight For Brit. War Relief Mag.

A reception for the benefit of Salute, British War Relief Society publication, will be held tonight at the Little Carnegie-Near East Thea ter. Among the guests and speakers will be Gracie Fields, Martha Scott, Fernis Harsi, Reina ldam Denny, Paul Maurino and Jack Jones, lec turer.

Three new shorts will be shown, “Repeated Request for Battle” and “A Letter From Home.”

Report Hammons to Make Liberty Magazine Shorts

Tie-up between Earle W. Ham mons and Macfadden Publications is reported to be in work, with Ham mons producing a series of short subjects based on stories in Liberty Magazine.

In line with the proposed plan, Liberty will launch a contest for stories with a strong comedy vein. Selected stories will be published each week, Ham mons producing those which lend themselves best for screen treat ment. Deals for major company distribution are said to be in negotiation. Hammons, a veteran of the industry, has been producing comedies and short subjects for more than 20 years.

RKO Closes Block Deals With Three Big Circuits

Three additional important circuits totalling 218 theaters have signed deals with RKO for first and second packages of five, Ned Depinet announced yesterday.

The circuit, with 105 theaters in Arkansas, Mississippi and Tennessee has signed for the second group, having previously signed for the first block. Row ley has closed a deal for the first and second block for its 86 theaters in the Southwest. Deals for the first and second blocks have been closed with the Associated circuit involving 25 theaters in Ohio.

Selznick Signs Blake To Head Talent Dept.

Carter Blake has been signed by David O. Selznick to head the last ter’s talent department. Blake has been general manager for Alfred de Lurig, Jr., and associated with Blake in the production of many Broadway stage plays. He was general stage director last summer at the Selznick Company’s theater in Santa Barbara and for several years has been director of the American Academy of Dramatic Arts in New York.

Blake will have offices on both coasts where he will test and cast talent for forthcoming Selznick productions.

New Detroit NSS Dept.

Detroit—New department to handle writing and all special work on individual announcement trailers is being set up by National Screen Service here with Kal Brus, who has been in the Detroit office for three years, in charge.

Burrs Buys Equipment

Boston—The Burr Theater at Lud low, Mass., is now equipped with Herter generators and Simplex high lamps, supplied by National Theater Supply Co.

Four-Star Sound for Ritz

Pittsburgh — Simplex Four-Star sound has been purchased by M. Bat tor, manager of the Ritz Theater at Ex port, Pa. NTS made the installation.
Higher than the peak of "High Sierra!"

IN BROOKLYN
IN NEW YORK
IN NEWARK
IN ASBURY

You can get it NOW from Warners!

Here's the ad the Brooklyn Fox used opening day — and they opened 50% over "Strawberry Blonde". Ad, incidentally, is right out of the pressbook.
Anti-Five Violation
Trial Set Nov. 24
(Continued from Page 1)
charges the three companies violated Minnesota's new anti-blocks-of-five law in contracting to license films in violations of provisions of the act.

Attorneys for the three companies appeared in Ramsey County Court yesterday and entered not guilty pleas to the charges. Trial date was set at once.

The companies reserved the privilege of withdrawing the not guilty pleas, however, filing demurrers to the complaints. Judge Albin Pearson granted the request.

Joseph W. Findley, attorney for Paramount, asked the trial date be set as far in advance as possible because time would be required to bring witnesses to St. Paul.

At the same time, Findley announced that Paramount already had requested the New York Federal Court yesterday to release it from the consent decree so that it may sell its pictures in Minnesota.

Following setting of the trial date here, Findley issued the following statement:

"Paramount Pictures, Inc. is convinced the Minnesota law is unconstitutional but nevertheless it is taking the action in New York because it feels it cannot comply with the decree of the Federal Court, which it is required to observe, and at the same time, offer its pictures to Minnesota exhibitors in conformity with the Minnesota statute. "Paramount does not wish its customers in Minnesota to be without its pictures if they desire to exhibit them while this litigation is in progress in Minnesota courts."

RCA Sound for Arcade

Gris City, Ind.—D. B. Simpkins announces the installation of new RCA sound equipment for his Arcade Theater here.

Happy Birthday to You

TELEGRAPH

OCTOBER 24
Byrne Morgan
Arthur W. Stebbins
Cola Gray
Dan J. Smolen
Josef Zimanich

OCTOBER 25
Sal M. Weiss
Billie Bennett
Paul A. Brag
Eugene J. Zador
Fred J. McConnell
Polly Ann Young
S. Charles ladfield
Horace S. Berg

OCTOBER 26
H. B. Warner
Jackie Cooper
Mark Sanson
Buddy Messinger
Ralph Ravenscroft

DATE BOOK

Oct. 24-25: Columbia regional meeting, 1 Francisco.
Oct. 29: N. Y. Picture Pioneers' Fall dinner, 11 Hotel Stork.
Oct. 30: Academy elects new officers, Hotel wood.
Oct. 31: Variety Club of Texas Annual we'n Fair.
Nov. 1: Washington Variety Club British W. Relief benefit, Constitution Hall.
Nov. 2: Pittsburgh Variety Club annual boun quiet, William Penn Hotel.
Nov. 4-5: Allied of Texas convention, Dall; 8-5: ITPA of Wisconsin convention Schroeder Hotel, Milwaukee.
Nov. 5-6: Republic regional, New Orleans.
Nov. 7-8: Dramatists Guild elections, New York.
Nov. 7-8: Republic regional, Chicago.
Nov. 9: Lamb's installation gambol.
Nov. 12: 3WG elects, Hollywood.
Nov. 15: Washington Variety Club banquet Willard Hotel.
Nov. 17: Jack Borelin testimonial, Broadway, New York.
Nov. 17-18: ATO of Indiana convention, An- nes Hotel, Indianapolis.
Nov. 24: Variety Club of Texas Thanksgiving banquet, Hotel.
Dec. 6: Lambie divestment, Waldorf-Astoria.
Dec. 7-8: Theater Owners of North and South Carolina convention, Charlotte.
Dec. 12: B O K Employees Association dinner dance, Stevens Hotel, Chicago.
Dec. 15: Variety Club of Texas induction, hotel officers.
Dec. 20: Variety Club of Texas Christm Carnival.
Dec. 21: Variety Club of Texas New Year Eve Celebration.
Jan. 30: Chicago Root Fellows Club dinner dance, Congress Hotel.

Four Stands Get Celotex

Chicago—The Celotex Company reports new installations in the Nor- Shore Theater, Duluth; the Palace, Key West; Gordon Theater, West wago, La.; and an extensive job for the U.S. Army Theater at Fort Lewis, Washington.

First Lady to Speak
At "Night of Stars"

Mrs. Franklin D. Roosevelt, as guest of honor, will make the prin- cipal address opening the 8th an- nual "Night of Stars," gigantic re- lief show, which will be held at Madison Square Garden on Nov. 26 according to an announcement by N. N. T. R. E. S. chairman of the affair. More than 300 stars of the stage, screen and radio will appear in the show, which will be under the di- rect supervision of Marvin Schenk of Loew's, chairman of the produc- tion committee.
Boston Business Up Decidedly
Downtown Houses Report Year’s Best Takes

Boston—Business is decidedly up in the Hub. There has been a sudden upward trend which is causing all theater managers to rub their hands in glee and to forget largely the depression of the past summer locally.

The business for the past week was reported about 40 per cent greater than for this time last season and of a sudden the pendulum which had begun to show signs of swinging to the red has swung just as far in the other way.

Downtown Boston movies are experiencing their best business of the year. The M & P theater chain, controlling scores of theaters in this district that business is definitely better than in many months and that at last the results of the recent showings have given the frequent greater earning power of men and women in this territory are beginning to manifest themselves in larger rentals and receipts at the box offices.

Too, the bringing of several thousand into town for the big football maneuvers of the night before and night after business at all houses.

The Keith theaters are having their biggest run in years. The RKO Boston with its policy of “name” bands and big names in pictures and its series of shows at both matinee and night performances and its an actual fact that for the first time in many months there are great lines of patrons forming in Washington St. both for the Boston and for its sister theater, the Keith Memorial, where dark-ron-features are being shown.

The Marcus Loew houses, State and Orpheum, are likewise in top money at the moment and the big 4,000 seater State is having for the first time in a long period to keep patrols in the lobby at certain periods of the evening and afternoon.

All of the independent houses and the long chain of E. M. Loew houses also are having their taste of good fortune again and business in Boston is booming.

Neighborhood houses are likewise doing top biz, including the Circle, the Coolidge Corner, the New Brighton, the Brookline Village, the Shawmut, the Oriental, the Field's Corner and others of this type, all 1,000 and 2,000 seaters.

The legitimate houses are all open, including both the Majestic and the Copley, the latter long dark.

The only possible fly in the ointment lies in the fact that indoor attractions coming in opposition include at least four big ice shows, a rodeo and two or three War Relief shows all of which are to be held in such buildings as Boston Garden. Mechanics Building and the Boston Arena, the immense seating capacity of which buildings does draw, of course, from the theater patronage downtown.

Whitney Sees Easing of Censorship of U. S. Pix

Whitney Sees Easing of Censorship of U. S. Pix

Forecast by Jock Whitney, chairman of the motion picture section of the office of co-ordinator of commercial and cultural relations between the American republics, at the Hays office yesterday, Whitney, who recently returned from a two-month survey, discussed his trip and indicated results of closer cooperation would soon be felt.

Cooper, Annabella for Bell Tolls?

Cooper, Annabella for Bell Tolls?

West Coast Bores of THE FILM DAILY

Hollywood—Unofficial reports from Paramount are that Gary Cooper and Annabella will play the leading roles in the film version of Ernest Hemingway's novel, "For Whom the Bell Tolls." A leading man, Gary Cooper, and Annabella Kate Meet in a famous film studio have been officially announced as the player for the role of Anselmo. Production is set to start next month.

RKO Options Root Play

RKO Options Root Play

West Coast Bores of THE FILM DAILY

Hollywood—RKO has taken an option on the new play by Lynn Root now in actual production. Play is scheduled for January production on Broadway.

Deal is Closed for Control of Gaumont British

Deal is Closed for Control of Gaumont British

20th Century-Fox has substantial holdings.

Deal, which was exclusively reported as in the closing stage in THE FILM DAILY on Monday, is understood to involve approximately £750,000 although a figure as high as £900,000 has been mentioned.

Isidore, Mark and Maurice Oster, executives of Gaumont-British reportedly have been drawing £20,000 each monthly. It is understood that Isidore Oster will retire but that his two brothers will continue with G-B.

As previously printed in THE FILM DAILY, Rank is expected to become chairman, with Woolf and Mark Oster functioning as joint managing directors.

Rank is also closely associated with Odeon here and is also on the United Artists board in the United Kingdom.

RKO Signs Helen Gilbert

RKO Signs Helen Gilbert

West Coast Bores of THE FILM DAILY

Hollywood—RKO has signed a contract with Helen Gilbert for the third "Gay Fathome" film, "The Town of a Thousand Lamps," for release by the studio. Lynn Bari will head the cast, and Irving Reid will direct.

Sears Stays at WB; UA Prey Tomorrow?

Sears Stays at WB; UA Prey Tomorrow?

(Continued from Page 1) presidential post would be filled by tomorrow.

Formal announcement by Warner's that Sears was remaining with the company climaxd a hectic day, marked by rumors that not only was Sears leaving Warner's for the UA post but that the dual posts of president of Vitagraph, Inc., and general sales manager for WB which he holds, were to be filled from present Warner personnel.

Several names were prominently mentioned.

"Sears has chosen to remain with Vitagraph and Warners" was the brief home office verbal announcement. It is understood that decision to release it came after a series of executive conferences that filled the day. Sears' contract with Warner Bros. extends to March, 1942.

Berger Sells Minneapolis

Esquire to New Company

(Continued from Page 1) house. Berger did not announce details of the deal except to say the new owners would take possession on Dec. 1.

The new company, to be known as the American theater Corp., was set up by Harry Ginsney, Minneapolis attorney, who has refused to reveal who is back of the new operating firm. The deal for Berger was handled by Sam F. Halpern another Minneapolis attorney.

Hollywood's El Capitan Acquired by Para. F & M

(Continued from Page 1) house for the Christmas holidays. Name of the theater will be changed to the Paramount Hollywood.

Deal, closing of which was announced yesterday, was negotiated by Leonard Goldenson, head of Paramount's theater department, who came in from New York, Fanchon & Marco, and C. E. Toberman.

W. L. Pereira, Paramount studio architect, in collaborating with his brother, Hal Pereira, of Chicago, is designing plans for the new theater which, it is said, will include many unique innovations.

Well, That's Settled

Well, That's Settled

West Coast Bar., THE FILM DAILY

Hollywood—"Design for Scandal" is announced as the title for the Walter Pidgeon-Rosalind Russell picture, formerly listed as "Miss Achille," "What About Helen?" and "Bachelors Girl Number One." M-G-M also announces that "Kathleen" is the final title of the new Shirley Temple film previously announced as "The Girl on the Hill."
Schreiber Heads Detroit Community Fund Com.

Detroit—Committee to organize the motion picture division of the Detroit Community Fund is being formed, headed by Alex Schreiber, manager of Associated Theaters. Committee includes John R. MacPherson National Screen Service, manager; Irwin Polland and Samuel Urowin, Picture Publishers; Arthur C. Robinson, premium distributor; Charles Garner, roadshow distributor; Moe Dudelson and Sydney Fowman, United Artists; Max Blumenthal, Film Projection Service; Lieut. Charles W. Snyder, film censor; George Bremen, manager, Wyandotte Theater, and Daniel J. Lewis, chief booker, Wispert & Wetsman Theaters.

Cornell-Columbia Game To Be Telecast by NBC

Television of the Columbia-Cornell football game will be the sports highlight of the television week over NBC's Station WNBW. Jack Fraser will again give the expert's view of the strategy at Baker Field from 2 to 5 p.m., on Nov. 1.

L & G Shifts Managers

Waterville, Me.—Resignation of Edward Harrison, manager of the Opera House, Loew's & Gordon unit, has resulted in several changes in the chain's managerial staff. Harold Leand, formerly of Revere Theater, Revere, Mass., coming to Opera House; Lawrence B. Libby, returning from State Theater, Madison, to State, Waterville; and Walter Ted, former assistant manager of Avon in Providence, R. I., going to Madison.

Rename and Open House

Claymont, Del.—Pike Theater, formerly the Don and previously known as the Green Lantern, has opened under local management.

Alied Will Discuss Unity With Dists

pected to ascertain the film companies' stand to the unity proposal and to determine the extent to which they will co-operate and participate in the movement. It is understood that the distributors will invite the MPTOA, other organized exhibitor groups and production forces to join in one big joint session at a later date.

Alied's board sent by telegram a copy of its statement on the unity plan, most of which appeared in the daily trade press yesterday, to the presidents of all the film companies.

Alied's committee which will confer with the other branches of the industry, include Robert H. A. Cole, Roy E. Harrold, Jack Kirsch, Sidney Samuelson and Martin Smith.

Sam, and aid in the community in charge of defense stamps. The set of the kicks of the forest by a member of the Gang is side-splitting stuff. This short will enliven a program.

**REVIEWS OF THE NEW FILMS**

**SHORTS**

*Gaucho* of Eldorado*

with Bob Steele, Tomy Tyler, Rafe Davis

Republic 56 Mins.

*THE THREE MESQUITEERS RIDE AGAIN

In A ROBUST AND FAST-MOVING WESTERN*

Latest adventure tale of The Three Mesquiteers is an entertaining program film. Customers will go for the fast riding and general display of fisticuffs in which the trio indulges.

*Story is one of those formula concoctions which are impossibly dramatically

but furnish a vehicle for The Three Mesquiteers to ride on to an ultimate triumph. The Mesquiteers come across a Mexican fleeing a gang of robbers. The Mexican is killed but before he dies he asks the three to deliver the money to his mother's ranch.

*The mother, who has not seen her son since he was a small boy, believes Steele is his son. Not wishing to hurt her feelings Steele remains quiet. Steele and his two friends stay on the ranch and become involved with a local banker who is trying to foreclose so he can get the property which contains a valuable bauxite deposit. Without all efforts to dispose of them and run down the villains.

*Les Olebeck's direction is concerned more with the action sequences, which are flown smoothly than with the tale's continuity. Three Mesquiteros do all that is expected of them. Loiz Collier attracts attention by her good looks.

*CAST: Bob Steele, Tommy Tyler, Rafe Davis, Lois Collier, Duncan Renaldo, Rossa Galli, Norman Willy, William Wahl, Tony Roux, Raphael Bennett, Yakima Canutt.

*CREDITS: Associate Producer, Louis Gray; Director, Les Olebeck; Screenplay, Albert DeMond; Original, Earle Snell; Cameraman, Reggie Lanning; Film Editor, Charles C. Cox.

**DIRECTION:** Okay. PHOTOGRAPHY: Good.

French-Can. Comedian Will Produce 16 mm. Pix

Montreal—Gratien Gelinas, who under his stage name of "Fridolin," is the most outstanding comedian in French circles in Quebec province, plans a career as a producer of French-Canadian films and recently visited Hollywood to study production methods. Gelinas will confine himself to 16 mm. productions, which are shown at village halls throughout the province, and in Montreal at such halls as the Montreal Repertory Theater and St. Alphonse parish hall. Studios in St. Denis are now being equipped.

*Pal Signs Jack Miller*

Hollywood legend Pal has signed Jack Miller and Cecil Beard to write the screenplay for "The Rain Beau." It is a comedy and Technicolor Puppetoon for Paramount.

*WB Ritz Opens Oct. 30*

Wilmington, Del. — Oct. 30 has been set as opening date for Ritz Theater recently acquired by Warner's from Loew's.

**Reviews**

*Triumph Without Drums* (A Miniature)

M-G-M 11 mins.

Punchy, Dramatic Subject contains a lot of human interest, tracing the final triumph of a frail plant baged by Harvey W. Wiley to induce the Congress of the U. S. to pass pure food laws. Reasons for his intensive and unremittent crusade are graphically shown by the poisoned canned foods turned out prior to and shortly after the turn of the century, and which caused death to many soldiers serving in the Spanish-American War.

Eventually, and dramatically, Wiley convinced President Theodore Roosevelt of the necessity of legislative control to eradicate the evil and the means whereby the Chief Executive was persuaded that Wiley should be heeded instead in the powerful canning barons was the setting up of a temporary laboratory in Roosevelt's office in the White House where the dangers then prevailing in food were scientifically revealed. Out of the crusader's efforts came the Pure Food and Drug Act under which Americans enjoy clean and wholesome fare dispensed by all manufacturers and dealers in food products. Audiences will like this subject for its punch and drama.

"Taking the X Out of X-Rays" Al O. Bondy 10 mins.

Highly Interesting This tab subject,—one of the Excursions in Science series produced by General Electric Co.,—packs high interest for pic audiences, showing as it does, and in charted, understandable manner, the development and current usage of the X-Ray, which has been a boon to medicine as a diagnostic medium in both medicine and surgery following the discovery of the rays by Professor Roentgen while working in a small lab in Bavaria.

Producers have injected additional appeal, into the footage by having Doctor William D. Coolidge, of G-E's research labs and credited with having developed and introduced the hot-cathode X-Ray tube, appear in the film and deliver the narration.

*Helping Hands* (Our Gang Comedies)

M-G-M 11 mins.

Timely and Amusing Right in tune with the times via showing the kids forming their own army to help the cause of national defense. The comedy is nicely paired with comedy, this latest "Our Gang" opus is sure-fire entertainment for old and young. The "army" is composed of a group of kids, with a great purpose, until it is called upon to collect aluminum, scrap metal, and rubber, for Uncle

*Wailors With Wings* (March of Time)

RKO

Worthwhile Subject The air arm of America's Navy projected into the spotlight by March of Time with the usual alertness and timing. Development of the Navy's air service briefly traced since the period of the first World War. Then a peak into the future, showing the Navy's contribution to the war and, possibly, any developments in the field of carrier aircraft.

*Picture People* No. 2

RKO-Pathe

Fairly Interesting Helen Gehrke appears in a moderately interesting illustrated commentary on film folks at play, showing Bing Crosby and his band, Kibbe Keene and a tennis match at which number of notables are present a playing. Other items are Howard Rogers opening his own store and James Craig hunting pheasants.

"Lend a Paw" Mickey Mouse, Pluto and a kitten share the honors in this very funny short from Walt Disney. When the present Naval air force, The Roe and takes it home to Micki Pluto immediately is smitten with a hankering for his own dog's good self and bad self or the destruction of the new arrival or both. Plenty of laughs in this one.

*Donald's Camera* (March of Time)

RKO

One of the Best Packed with laughs, this Disney Donald Duck short hits the mark for hilarious entertainment. Decides to shoot animals with a camera instead of a gun, Donald goes into the woods and gets into a great deal of trouble with a chimpunk and a-snooper as well as with our inhabitants of the forest. Enraged over his treatment by the little fellows, Donald rushes back to a spot near a large pile of hay, buys a gun and goes after revenge.

*Dog Obedience* (March of Time)

RKO-Pathe

Good Subject Dog lovers will go for this one. It shows dog owners having the pets trained at the New England Dog Training Club where Bert Turcotte conducts the class by-step procedure in turning over-manned dogs. Should be interesting to most audiences.
Special Plane for Pittsburgh V. C. Party

Special plane service has been arranged for New Yorkers who will make Pittsburgh a mecca next week-end for the Pittsburgh-Ohio State game on Saturday and the Variety Club banquet Sunday night. TYA has scheduled a non-stop flight, leaving LaGuardia Field at 9:30 a.m. and arriving in Pittsburgh at 11:30 a.m.

For those desiring to return by plane a special section of flight No. 34 will be operated out of Pittsburgh Sunday night at midnight, arriving at LaGuardia Field at 1:45 a.m.

New Yorkers wanting space on either or both of these flights are requested to communicate with "Chick" Lewis by telephoning B9Ynt 9-5606. The capacity of the special plane is limited and only reservations up to the capacity can be accepted.

Clearance Rights Based
On Decree in Chi. Case

(Continued from Page 1)

distributors to deal direct with theaters in which they have large financial interests.

Written motions to dismiss the complaint because of lack of jurisdiction were filed by RKO, 20th Century-Fox, Paramount, B & K, Esquire Theater Corp. and Dinna Theaters. Motions were made for M-G-M and Vitagraph.

Approximately 40 clearance exhibitors from major studios will be represented. No session will be held today.

Kennedy for "Snuffy Smith"

West Coast Bureau of THE FILM DAILY

— Edgar Kennedy has been set for the role of an Army Sergeant in Edward Gross' production, "Snuffy Smith," which will be released by Monogram. Story is based on the cartoon strip "Barney Google," and "Dink" Trout, Bud Duncan and Billy Blecher are being tested for the main character role, and Gale Storm for the romantic part. Edward F. Cline has been signed to direct.

20th-Fox Adds to Chi. Staff

Chicago—Adolph Schwartz has been named sales manager of the Chicago office of 20th-Fox. Fred Sadzeck has been added to the ad-sales department, Frank Mosinski has been named the (Catholic) Archdiocese of Detroit, and Schauer to the booking department.

"Kane" in L. A. House Record

"Citizen Kane" set a new box office record at the Hawai'ight Theater, Los Angeles, during its first week which ended Wednesday. Intake was $9,000, a run of five or six weeks is predicted.

Critics Coming For Bow Of "Valley" on Tuesday

World premiere of "How Green Was My Valley" at the Rivoli next Tuesday will bring to New York one of the most popular and influential plays of all time. The play was presented in New York for three days and will be entertained while here by A. M. Botsford's publicity and exploitation staff. They will stay at the Waldorf-Astoria hotel.

Coming on 20th-Fox's guests are:

Norman Clark Baltimore News Post; Charles Howard and Mammy Adams, Boston Globe; Helen Eager, Boston Transcript; Frank Macy, Boston Post; Peggy Doyle, Boston Record American; Joyce Kau, Boston Transcript Advertiser; W. E. J. Martin, Buffalo Courier-Express;

Also A. R. Rodiff, Cincinnati Enquirer; B. C. Sprow, Cleveland News; Richard Peters, Cleveland Press; Frank Gill, Detroit Free Press; Al Weisschiat, Detroit News; Charles Gentry, Detroit Times.

Robert F. Murphy, Minneapolis Star-Journal; Keith Wilson, Omaha World-Herald; B. T. Mack, Philadelphia Public Ledger; Don Craig, Washington News; Nelson Bell, Washington Evening Post, Jay Carmody, Washington Star; Bernice Harrison, Washington Times-Herald; Lucia Perrigo, Chicago Herald American; Doris Aden, Chicago Times; Phil Koury, Kansas City Star; Herbert L. Munk, St. Louis Globe-Democrat; Harold Cohen, Pittsburgh Post Gazette; Kaspar Meng, Pittsburgh Daily Post; Merck Woodbridge, Blode; Buck Herzog, Milwaukee Sentinel; 

Transatlantic Broadcast Set for "Valley" Opening

A two-way transatlantic broadcast between Capt. Richard Llewellyn, author of the novel, "How Green Was My Valley," and distinguished guests will take place after the showing of the picture at the Rivoli Tuesday night. Broadcast will be from 9:30 to 10:30, and will be carried by WJZ, New York, and from the stage of the theater. Final plans for the premiere have been completed. Proceeds will go to the fund of the Third Naval District Relief Society. Walter Pidgeon and Donald Crisp will fly from Hollywood to attend the opening.

Borrows Virginia Gilmore

West Coast Bureau of THE FILM DAILY

— Virginia Gilmore has borrowed Virginia Gilmore from 20th Century-Fox and Sam Goldwyn to play the female lead in "Mr. District Attorney" and The Carter Case."
Smith & Aller Transaction Is Held by Judge Knox to Constitute Extortion

(Continued from Page 1)
dissolve the Government case. Martin Conboy, Browne's attorney, had asked for a directed verdict in favor of his client on four separate points.

As outlined by Conboy, the first ground was a renewal of a previous motion to quash the indictment. Second point was that the evidence fails to eliminate beyond a reasonable hypothesis of innocence. Third point raised by the defense attorney pointed to the absence of proof that any crime had been committed within the statutory limitation of three years since the bringing of the charge. The final point was that the evidence did not establish the commission of any crime by Browne.

Plaintiff's Statute of Limitations

Conboy centered his argument on his third point contending that the statute of limitations had expired. He pointed out that the last payment by Loew's had been made on April 6, 1937; by 20th-Fox in September or October of that year; by Warner Brothers in August, 1938; and by Paramount in the latter part of January in the same year. The last date of the indictment is May 22, 1941, he pointed out.

Browne's attorney argued that the payments to Bloff's destinations, National, Aller, DuPont agents, though continuing to the date of the indictment would not constitute Browne & Aller were not victims named in the indictment. Furthermore, Conboy declared, no notice of the action of this first point had been made.

John Burling, S. U. Attorney in reply, argued that the payments were a continuing offense and a single charge.

Twenty-Fox made payments until 1940, he said, citing the testimony of W. C. Michel, who had stated that he turned money over to S. R. Kent for Bloff in 1940.

Judge Knox's Ruling

Judge Knox ruled that the Smith & Aller transaction constituted extortion and was sufficient payment to bring the commission into the year of 1941.

"I think that Loew's was forced to do what it would not have done on its own will. Its freedom of action was restrained. It was equivalent to taking money out of its till," Judge Knox said.

Conboy still contended that Nicholas M. Schenk had hit upon the device of the raw stock purchases as a means of guaranteeing an imbursement of $50,000 which Schenk had already paid to Bloff.

"He paid it and he figured that if Browne would take the witness stand in his own defense.

Sam Barck Remodeling

The Market Square, Cleve-

Cleveland—Sam Barck, owner of the Market Square Theater, is remodeling the house from tip to toe. The job is under the direction of Leonard Broida, local architect, and includes the laying of a new floor, building new exits, designing a new front as well as installing new equipment.

Seating capacity will be increased from 450 to approximately 600 and the new chairs will be supplied by International and installed by Oliver Theater Co. of this city.

Oliver Supply is also installing a cooling system and carpets. Simplex sound, Simplex projectors and a new Walker screen are supplied by L. H. Walters, manager of the local National Theater Supply Co.

Closed since early in August, the house will re-open the beginning of October.

Eight Theaters Started

At Camp Blanding, Fla.

Camp Blanding, Fla.—A $407,000 contract for erection on this reservation of eight large theaters has been awarded Manns Construction Co. of Jacksonville. The theaters will seat a total of about 2,500 and will be of frame construction, set on concrete.

They will replace three tent theaters now in use and seating approximately 2,000 spectators apiece. Two of the new buildings will be equipped with stages, footlights and dressing rooms. Work has already started,

Carroll Improves House

Detroit—NTS has supplied Lee Carrow's Lee Theater at Farmington City, Mich., with Simplex high lamps and National rectifiers.

he was seeking to create favor with Bloff by saying, 'here's a way that I can help you to make some money.'

Conboy also contended that the evidence indicated a deal for only two years with the four companies involved was $100,000 each.

Knox said flatly: "If that pressure did not come from the defendants I think the jury can decide that.

Latter Conboy declined to answer questions from reporters whether Browne would take the witness stand in his own defense.

New Equip. for Esquire

Detroit—Esquire Theaters, Inc., has purchased new equipment from NTS for the Esquire Theater at Toledo, O., consisting of Simplex Four-Star sound, Simplex projectors, Simplex high lights, National rectifiers, Walker Screen, Irwin chairs. National Creastwood carpet, $1 & $2 lenses and a National marquee.

Barry Asks Sen. Wheeler To Retract Lewd Charge

(Continued from Page 1)
day from John F. Barry, president of Minoco Productions, Inc.

In a telegram to Wheeler, Barry told Golow that the decent course for you to pursue is to investigate the facts and when you find the truth, retraction your statement.

The Barons advised members of the sub-committee which is conducting the inquiry of the contents of the telegram, text of which follows:

"The press quotes you as stating that you understand that pictures shown in coin picture boxes are lewd and lascivious. This company is the largest producer of pictures for these machines and we are astounded at your statement. By contract every picture made by this company must conform in every detail to the code governing morality as applied to the regular motion picture industry.

"Also, every picture made, before it is publicly shown, has been presented to the state and county censorship boards for their approval. Your statement is unfair to these officials. Moreover, foremost artists of radio, stage and screen have performed for this company in about 700 pictures. Your statement is unfair to them. We submit that the decent course for you to pursue is to investigate the facts and when you find the truth retract your statement.

Sam Coslow, pres. of RCM Producers, Inc, has submitted a protest to Sen. Wheeler and members of the Clark sub-committee protesting against Wheeler's statements. He also pointed out that a large number of coin machine pictures are censored by state censorship boards and that the average footage eliminated from joke box pictures is far below the average cut of features.

He added that a number of coin machine pictures were purposely built around patriotic themes to bolster the morale of the boys in the service.

13 More Features Get Gun on Coast

West Coast Bureau of THE FILM AGE Hollywood—Thirteen pictures went into production this week.

At M-G-M: eleven shooting, including "Young Americans" sequel with Sonja Hen- tay, Virginia Weidler, Leo Gorcey, "Rage" Garland, Larry Nunn, H. entry O'Neill and Douglas McPhail for the three "Beau Geste" roles.

At RKO: one shooting, "The Devil's Trail" by Bill Elliott-Tex Ricks.

At Paramount: One shooting, "The Trouble With Women" by Mitchell Macht.

At Columbia: One shooting, "State's Evidence" by William Borders.

At Warner Brothers: Two shooting, "The Call of the Wild" by Jack Conway, and "Jones, Jerry Colonna and Ann Miller.

At Republic: Three shooting, "The Wedding Dance" by Sam Newfield.

At RKO: One shooting, "The Devil's Trail" by Bill Elliott-Tex Ricks.

At Loew's: Nine shooting, including "State's Evidence" by William Borders and "The Willow Tree" by Sam Newfield.

At Warner Brothers: One shooting, "The Wedding Dance" by Sam Newfield.

At Universal: Eight shooting, including "The Phoenix Kid" by Herbert Walker, "Teeny Tiki" by Robert Davis, "This is the Night" by Herbert Walker and "The Legend of the Devil's Gorge" by Raoul Walsh.

At Warners: Five shooting including "Hollywood's Old Lady" and "The Phoenix Kid" by Herbert Walker, "Teeny Tiki" by Robert Davis, "This is the Night" by Herbert Walker and "The Legend of the Devil's Gorge" by Raoul Walsh.

At Allied Artists: Edward Small shooting two.

Nat'l Chairs Sales Listed

National Chairs have recently been sold by National Theater Supply Co. to the Ritz, Huron, O.; Trianon B&B Room, Cleveland; Louis Theater, Columbus; Museum Theatre, Villa Rica, Ga.; Grove, Atlanta; 20th Century; Fox Film Corp., Atlanta; Fox Lotus in New York City, and, the New Theater, Denver.
CONFIDENCE GROWS ON MATERIALS ISSUE

Huge Sum In Drive-In Theaters By End of '42

PLAIN TALK

By GEORGE H. MORRIS

设备 Editor, THE FILM DAILY

"O'Me time ago, this department pointed out that there are certain silver linings which exist even in the dark clouds of financial stress and strain. We are optimistic enough to believe that, despite the horrors anent the death struggle overseas, and the fighting mood of the people as we all pitch into the job of winning national defense, there are going to be large benefits accruing in the future, as a result of certain lines of endeavor.

We are not alone in this belief. Albert Ahn, prominent Detroit architect, points out that war is bringing air conditioning of industry together.

MODERN methods of warfare," he states, "have made air conditioning necessary on a large scale. In this war, emphasis is on machines and production, once production of tanks, bombers and aircraft of war must continue without interruption, and the production can not hope to escape interruption or complete stoppage in buildings that can be located in a night-flying enemy bombers, all windows must be omitted or sealed to prevent leakage of light from within.

But the sealed or windowless plant is intolerable for human life. Terrific heat loads are produced by the production equipment, lights and occupants. To this load, inside temperature in the summer usually adds an additional load. Obviously, some form of mechanical cooling and ventilation must be employed.

"Buildings are now showing the influence of air conditioning. Where roofs once were black and unventilated, they are now whitened to reflect the sun's rays and insulated to turn aside the unreflected heat."

The Other Check

Denver—That the film industry is not only broad, but broadminded, is neatly demonstrated by Sam Feinstein and John Anderson, who are building a 600-seat, stadium-type, pic theater on Welton St., which stand is to open soon. Notwithstanding the Washington witch hunt, the boys are naming the house . . . the Senate.

More Than $6,000,000 Is Estimated Investment, Exclusive of Site Costs

Investment to date in Drive-In theaters, exclusive of the cost of land, is currently in excess of $4,000,000, a survey conducted by THE DAILY Equipment News discloses, with approximately 90 such open stands operating in the U. S.

Check-up further reveals that close to 50 Drive-Ins are under license for construction and will be put in operation during 1942, and

Better Sound, Film, Now Benefit Movies

Motion picture audiences throughout the country are now enjoying clearer, more contrasting films and hearing more realistic sound because of the recent introduction of a new type of fine-grain film, the Society of Motion Picture Engineers was told yesterday at concluding sessions of its Silver Jubilee Convention in the local Hotel Pennsylvania. New developments in the use of sound control tracks were also presented.

"Milk Bar" Idea Booms As Added Money-Getter

Minneapolis—Minnesota Amusement Co.'s new "milk bar" in the North Shore Theater at Duluth has proved so profitable the company plans to install similar ones shortly.

dictograph Sales Corp. Holds Nat'l Hearing Week

As one of its activities in connection with the current National Hearing Week, Dictograph Sales Corp., makers of Acousticom Group Hearing Equipment for the hard of hearing in theater and auditorium audiences, is offering a prize of a $10 Outfit.

A SoFA's Meeting Opens Today

Optical, Rheology Groups Participate

Frosch Theater Supply Equips Two in St. Paul

St. Paul—This city will have two new picture houses as a result of complete remodeling of the Mohawk and Arcade Theaters here.

The Mohawk, purchased recently by Joseph Stern, manager of Majes-

DIMMICK WINS PROGRESS MEDAL

SMPE Honor Bestowed for Lens Coating Process

Society of Motion Picture Engineers' 1941 Progress Medal Winner is Glenn L. Dimmock, of RCA Laboratories, Indianapolis, who has been engaged in advance developments of new devices,-apparatus, and reproducing systems for 15 years. Recently he has been engaged in perfecting a practical commercial method of increasing the efficiency of motion picture camera and projector lenses by coating them with a chemical film which virtually eliminates light reflection.

The golden Progress Medal is

Dietrich Reel Sales Corp. Holds Nat'l Hearing Week

As one of its activities in connection with the current National Hearing Week, Dietrich Reel Sales Corp., makers of Acousticom Group Hearing Equipment for the hard of hearing in theater and auditorium audiences, is offering a prize of a $10 Outfit.

The Bigelow-Sanford Carpet Co., Inc., announces the resignation of P. C. Connelly as Chicago office manager, and the appointment of Carl Freyer to the same position.

Speaking of Delays

Clairton, Pa. — Frank Panaplos, owner-operator of the State Theater, has just awarded contract for completion of the theater which was started almost 12 years ago by Hendel Amusement Co. when the depression first began, which was responsible for delay in construction. House will seat 550 and be finished by end of January, 1942.
PLAIN TALK

... about equipment

(Continued from Page 1)

Such practices as the cost of air conditioning a great deal more than they add to building costs. Furthermore, they lower heating costs and minimize summer discomfort, even if the building is not air conditioned.

"The war may be looked upon as the catalytic agent that brought air conditioning and industry together, but it need not be the binder for keeping the two together. The inherent benefits of air conditioning to industry will do that."

"No crystal ball is required to tell us that modern buildings must be designed to accommodate air conditioning. It is here to stay. Many in the industry have been dis-appointed at the severity of the adoption of air conditioning. They have longed for some accelerating influence. Now, this has been provided by the exigencies of war. It is inconceivable that people will break the air conditioning habit—after they have become accustomed to its many benefits—just because the war is over."

AQUATINT—With all its sweeping adoption of air conditioning—the film industry has only begun to scratch the surface of this tremendous benefit. There is coming a day when all air conditioning will be "TRUE" air conditioning—a day when pseudo units and devices will be as rare as the falsal dove bird. That will be a day, too, when the standoffs of short-sighted "showmen," who have believed that air conditioning is a luxury and not a necessity, will be covered with the dust of their neglect; and a day when we all shall see the profound influence air conditioning will have had on theater design.

There is only one thing more difficult than creating a benefit for John Q. Public, and that is to take a benefit away. Whatever the current international strife is doing of a destructive nature, many compensating, constructive forces will spring up both to assuage and advance temporarily victimized humanity.

To Remodel Colonial

"I chmond—A. Frank O'Brien, city architect, Wilmer & Vincent, has announced that the Colonial Theater will undergo extensive remodeling including new glass front, box office, changes in marquee and new carpet.

Five Order B & L Lenses

Bausch & Lomb lenses have recently been purchased by the Strand, George, Federal; Dalton, Dalton, Ga.; Drive-In, Baton Rouge; Drive-In, Mobile; and the Drive-In, Minden, La.

Nova Scotia Theater Gets Permit to Remodel

St. John, N. B.—The Canadian Priorities Board has given Franklin & Herschorn, of this city, permission to remodel and enlarge their theater at Yarmouth, N. S. The seating capacity, with all new seats, will be increased from 530 to 650. The whole interior will be redecorated, new lighting fixtures installed, and the entrance and lobby will be improved. A new front will also be planned on the building, and new marquee.

Business at the Community has been good and F & H have been endeavoring for about a year to get official sanction for the improvements and extension. The Community was a roadshow house before being acquired by F & H about four years ago. Al Poster has been manager from the start under the present ownership.

Airtém's Clinic Report Issued in Booklet Form

Dayton, O.—Under the title, "How Air Conditioning Builds Business on the Air" the Aircap, a division of the Chrysler Corp., has published a complete report of the first Round Table Clinic on Air Conditioning. This meeting, sponsored by Airtém, brought together more than 50 professional and business editors who reported on the applications and benefits of air conditioning in their respective fields. Their contributions and those of many who could not be present, together with material gleaned from extensive research, are incorporated in the report just off the press.

Comprehensively yet concise, the report is an informative exposition of the subject of air conditioning—its value to industry and retail trade.

B & L Leases Building To Fill Defense Orders

Rochester—Bausch & Lomb Optical Co. here has taken a lease on a six-story building for storage and for manufacture of Army and Navy defense materials.

Remodeling is under way and manufacturing is expected to start Jan. 1. Bausch & Lomb also is building a $46,000 addition to its glass-making works.

Capitol to be Remodeled

Little Rock, Ark.—The Capitol, one of the eight local movie houses owned by Robb & Rowley, Inc., is closed for extensive repairs and remodeling.

B & L Plant Progresses

Rochester—Work is being pushed on a new addition to the Bausch & Lomb Optical Co. plant to cost $46,500.

Crestwood for Strand

Detroit—Ray Branch has purchased National Crestwood carpet from NTS for his Strand Theater in Hastings, Mich.

NTS's N. Y. Branch Is Doing Bit For Britain

New York branch of National Theater Supply Co., according to Manager James Frank, Jr., is doing its bit for Britain by donating to the British War Relief Society all Peerless Hy Candescent lamps not used in packing cases.

Through Irving Lesser, manager director of the Roxy Theater, Frank learned that the relief organization was urgently in need of packing cases of just this size to make possible the shipment of clothing to Britain. More and more of these boxes are being made, according to Frank, as more and more installations of Peerless Hy Candescent lamps are being completed in various Loew's theaters. National then sends these boxes over to the British War Relief Society.

Brenkert Lamp Orders Maintain Their Pace

Atlanta—Brenkert projection lamps have recently been installed in the Playhouse, Hialeah; Mc- Clover, Montgomery; Dalton, Dalton, Ga.; Drive-In, Baton Rouge; Drive-In, Minden, La.; Drive-In, Mobile; West, Cedartown, Ga.; Walton, Selma, Ala.; YMCA, Ware Shoals, S. C.; Bonnie Kate, Elizabethton, Tenn.; and the New Fox, Eatonon, Ga.

Installations resulted from sales efforts of Will-Kin Theater Supply, Inc. of this city.
General Register's Unicon Sales Brisk

General Register Corp., reports that its new Unicon System's sales are gaining momentum in every part of the nation, with orders being filled by itself and its distributors. A large volume of sales, which include installations in various sectors, demonstrates the consistent demand for Unicon units by both large and small exhibitors.

An Unpardonable Cine

Rochester — Chamber of Commerce campaigns here cleaned up when Thomas Allen, the team captain, reported membership returns totaling 4,944 per cent of his quota — the membership campaign record. As the high captain, Allen, who is attached to the purchasing agent's office of Eastman Kodak Co., was entitled to a prize. He won a Cine Kodak.

Odeon-Acquired House Being Fully Re-Seated

Halifax, N. S. — In the reconditioning of the Casino here, recently taken over from Famous Players Canadians by Odeon, the house is being wholly re-seated. The 1,164 chairs have been sold to a local used furniture dealer and he has been offering to out-of-town theaters and others at $1.50 to $3 per chair.

The Casino remodeling includes alterations to the lobby design, new sound, new lights, and complete renovation outside and inside. T. J. Courtney, who was manager for about a year under FPC, continues in charge for Odeon. The house was the first de luxe in the Eastern provinces, and built to the order and design of the late R. J. Macadam. He died early this year. His estate took the Casino from the FPC string to the new Odeon-Nathanson circuit.

Exec. Shifts Made By Bigelow-Sanford

(Continued from Page 1)

a newly created position as Midwestern office manager, Freyer will have supervision of the office activities at the following offices: Chicago, Milwaukee, Indianapolis, Minneapolis, Des Moines, Kansas City, St. Louis, Memphis, Dallas, New Orleans and Houston. He will make his headquarters in Chicago.

Freyer has been with the company for many years in several capacities, recently as advertising manager. T. Rantoul has been appointed advertising manager to succeed Freyer.

Remodeling of Ritz To Cost Some $9,500

Clearwater, Fla. — The Ritz Theater has been closed for a period of four weeks while extensive repairs and alterations will be under way. Approximately $9,500 will be spent on a new front, carpet, chairs and powder rooms.

Roy A. Benjamin, Jacksonville, is the architect who is preparing drawings and specifications, and J. P. Clarkston, Clearwater contractor, has been given the contract. This house is one of the Florida State Theaters, Inc., chain.

Theater Fires

Marysville, Calif. — Fire totally destroyed the Linda Theater here, with loss estimated at $62,500, partly covered by insurance. A. L. Brown, house's projectionist, was the hero of the calamity. He not only succeeded in getting the 50 or more patrons safely out of the theater, but also saved projection room equipment, and then spread the alarm to adjoining buildings.

Difficulty was experienced, it is said, in getting water on the blaze sufficiently early to control the fire. — a garden hose being put into use prior to arrival of fire-fighting apparatus.

Indianapolis — Fire caused by broken film at the local Hollywood Theater was confined to the projection booth. Theater was emptied without injury or panic. Damage to projection equipment was estimated at $75. Some 9,000 feet of Monogram film was destroyed.

Gate City, Va. — The Gate City Theater was burned to the ground here on Oct. 14 with a loss of $27,000. House was operated by the King Cole Theater Co., of which D. D. Query is general manager.

Camp Theater in Bow

Poplar Camp, Va. — Byron Gosh has opened the new Camp Theater here.

BETTER ... in these three ways

★ More light on the screen
★ Clearer, more sparkling black and white pictures
★ Infinitely better and truer projection of Technicolor

These are the advantages the world-renowned Peerless MAGNARC Simplified High Intensity projection makes possible — at a cost you can easily afford. It's high intensity, but low wattage, low amperage, low cost per light unit on the screen. The Peerless MAGNARC is the pacemaker — the lamp for de luxe projection. Your National Theatre Supply Company representative will arrange for a demonstration any time you say.

NATIONAL THEATRE SUPPLY COMPANY

The lamp of Champion Performance

Peerless MAGNARC
AS of A’s Convention Is Under Way Today

(Continued from Page 1)

Optical Society of America and the Society of Rheology. The luncheon will be addressed by Dr. Vannay Bush, president of the National Institute of Washington, and director of the Office of Scientific Research and Development.

This afternoon’s session on High Fidelity from the Musician’s Viewpoint, with E. C. Wente as chairman, and Noise Abatement, with Vern O. Knudsen as chairman, togethe a general session, will be followed by a cocktail reception at 6 p.m., and dinner an hour later.

There will be general meetings to morrow morning, feature of which will be a round table discussion of Architectural Acoustics. Participants in the panel will be Leo L. Beranek, Frederick V. Hunt, V. L. Chrisler, Vern O. Knudsen, F. R. Watson, Fred E. Subine, C. R. Jacobs, Kerou C. Morricel, Charles C. Potvin, Harold Burris-Meyer, and John E. Volkman.

Saturday afternoon’s concluding session will be devoted to Hearing Aids. J. B. Kelly in the role of chairman.


Delegates to the Acoustical Society attended a number of the sessions on acoustics at the SMPE convention which closed yesterday, and a considerable number of SMPE delegates will attend the Acoustical Society’s conclave.

Glenn L. Dimmick Wins SMPE’s Progress Medal

(Continued from Page 1)

given by the Society annually in recognition of outstanding contributions to the advancement of motion picture art. Last year’s recipient was Walt Disney.

Three Get Cresswood

A. Alexander Smith carpet has been installed recently in the Dalton, Dalton, Ga.; Carolina, Lexington, N. C.; and the Jefferson, Charlotte- ville, Va.

Da-Lite for Two Houses

The Carolina Theater, Lexington, N. C., and the Dalton, Dalton, Ga., have received new Da-Lite screens.

Kelsey Opens Franklin

Rocky Mount, Va.—Don Kelsey opened the new Franklin Theater, seating 400, here on Oct. 4.

Hartley Productions Holding Film Study

In answer to a long felt need, Hartley Productions is conducting a comprehensive course in film making and sound recording. It has been planned to enable a student upon completion of the term, to produce a short film for exhibition purposes. A short sound film will be produced as part of the course of study.

Course is designed to meet needs of advanced students who already had the essential technical training and are studying to make movies their career, and also of students with less specific qualification and amateurs who wish to increase their acquaintance with film techniques.

The classes are being conducted by the motion picture and sound recording studios of Hartley Production 20 W. 47th St., under the personal supervision of Irving Hartley. The studios are actively engaged in the production of non-theatrical mot pictures and are completely equipped with the latest lighting and cording apparatus.

Classes are given from 8 to 10 a.m., five days. The fall session started Oct. 6 and concludes Jan. 12/42.

Motograph Sales Grow in Southern Sectors

Charlotte, N. C.—Sales of Motograph sound continue their swift pace in this and adjacent territory.

Among the many sales record recently, are those to the Americ Theater, Stark, Fla.; Carolina, Lit-ington, N. C.; Abby, Abbeville, Ala.; and the Broadhurst, High Poin N. C.; Drive-In Theaters located at Baton Rouge, La.; Mobile, Ala., at Minden, La.; and the Dalton Theats Dalton, Ga.

International Chairs in 11 More Pic Houses

International chairs have recently gone into the following houses: Broadhurst, High Point, N. C.; Car- lina, Wilmington, N. C.; Ashlan Ashland, Va.; Varisty, Raleigh, N. C.; Williams, Williamsam Sw. C.; Lyric, Prattville, Ala., and 4th Jefferson, Charlotteville, Va.

Other stands to receive international chairs were the Troy, Monroe Ga.; Carolina, Columbus, S. C.; Car- lion, Burke, N. C.; the Phoenix, New Theater, North Charleston, S. C.

Ky. Stand Ready Dec. 1

Elizabethtown, Ky. —Willie Smoot is building a new 600-seat theater here to be completed by De 1. This house has been leased to Charles Bowles.

Commence New Stand

Rogers, Ark.—Construction of a new movie theater here has started. Harry Glenn, Rogers three theater Marvin Carroll and associates at the owners.
Eclair Gets Reprieve as Conn. State Police
Official Round Up Fugitive Cake on B'way

It was one minute past midnight in the Hotel Pennsylvania, Wednesday night, that ten industry technocrats sat in a suite chomping over SMPE convention matters. J. E. McAuley, proxy of J. E. McAuley Co., looked sentimentally at the clock. "I am 51 years old," quoted he. "Earl Morin, playing theater safety man on the Connecticut State Police team, jumped to his feet and proclaimed that "J. E." should be given a birthday party, with cake, guitars, and doilies. He got a natal cake that early in the morn posed a problem. The hotel said it could scarp up an eclair with one candle, but that was about all. Morin trapped Broadway to get a cake, finally did, and returned triumphantly to the proposed celebration—but only to find another big cake had been obtained in the interim. Hotel Pennsylvania is reported naming the parlor, bedroom and bath the "McAuley Sweet." Present at the fiesta, besides "J. E." and Earl, were Pete Mole, Floyd Brooker, Dr. Carver, David Jay, Nate Golden, Dick Brady, Oscar Nee, and Jack Norling.

"Milk Bar" Idea Booms
As Added Money-Getter

(Continued From Page 1)

In the Upton here and the Chateau at Rochester, Minn.
The "bar" in Duluth was the first to be installed in a theater in the U. S. and attracted nationwide attention of theater men.

Earl Hudson of the B & K house in Detroit, and John Balaban of the Chicago B & K offices, inspected it personally and since have planned to install similar bars in houses under their control which can accommodate them.

Five employees operate the North Shore bar on the theater marquee which dispenses milk drinks, ice cream and many other milk products. The one in the Upton here will handle the same products. The Upton is the company's de luxe nabe in Minneapolis.

The bar to be installed in Rochester will have street frontage on the first floor and will be open to theater patrons and to citizens generally who may not wish to enter the house. In addition to milk products it will handle health drinks generally such as might be called for in a medical center such as Rochester.

Frosch Theater Supply
Equips Two in St. Paul

(Continued From Page 1)

tic Pictures, Minneapolis, is now being completely renovated. New projection equipment and a new screen have been installed by Frosch Theater Supply Co., of Minneapolis. The house also will get a new lobby, new carpets, new marquee and other equipment. It will reopen shortly.

The Arcade, operated by Harry Dickman of Minneapolis, already has reopened. This house has been completely rebuilt from plans made by Leiberman & Kaplan, Minneapolis architects. It is being overhauled from back wall to sidewalk and will be completely new when reopened within the next month.

York Appoints Wood Air Conditioning Mgr.

York, Pa.—Fred C. Wood has just been appointed manager of the air conditioning department of the York Ice Machinery Corp., to which he will devote his attention to the application of industrial air conditioning to such vital defense production as aircraft manufacturing plants, blast furnaces, industrial processing laboratories, testing rooms and precision manufacturing, in addition to regular civil air conditioning requirements.

Wood was born in Hamilton, O., 1916, and was graduated with a degree in mechanical engineering from Cornell University and entered the York Ice Machinery Corp. as a student engineer in 1928. In 1931 he was transferred from York headquarters to the Westover and Campbell Co., which functions as a York branch in six Mid-Western states.

His new assignment as manager of the corporation's air conditioning department began October 1, 1941.

FWC Bettering California

San Francisco — California Theaters, second-run downtown house, in its day San Francisco's ace de luxe — is getting complete remodeling job. Fox West Coast is putting in new seats, redecorating the lobby and the interior, and resurfacing the exterior.

Rental

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. General and special equipment—lighting for conventions, pageants, weddings, operas, plays, operettas, parades, film shows, advertising. Complete service for All Your Lighting Problems.

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"OUR WIFE"

There is one thing on which most exhibitors — and their wives — agree: Alexander Smith Carpet is used in the majority of the country's successful theatres.

ALEXANDER SMITH CARPET
Three New Drive-Ins Set by Winther Org.

Cleveland—National Drive-In Theaters, Inc., headed by Paul Winther of this city, now operating Drive-Ins in the Toledo and Buffalo areas, announces an expansion plan to include three more Drive-Ins to be built right away and several more to be announced forthwith. Work is being started immediately on the theaters in Dayton, Columbus, and in Rochester, N. Y. Charles Coleman of this city has drawn plans for the entire group and Christian, Schwartz-zenberg & Gaede have been named contractors.

Winther states that the new Drive-Ins will incorporate many de luxe features not previously used in this type of building. One of them will be the use of colored neon flashlights to light the air conditioning and installation of refreshment stands.

The Dayton Theater will be located on the corner of Huffman and Ivanhoe Streets, while the Columbus Theater will be on East Broad St. and location of the Rochester Drive-In will be on Scoville Road.

More MST Houses Get Air Conditioning Units

Florence, Ala.—Muscle Shoals Theaters, Inc., will install air conditioning systems in the Ritz in Sheffield and the Strand in Tuscumbia. Air conditioning of the Princess here has been completed and the Majestic has an air-washing system, which makes the Tri-Cities’ theaters 100 per cent in temperature comfort.

Complete air conditioning is being installed currently in the Colbert Theater, another Rochester house under construction in Sheffield. The Colbert, being erected at a reported cost of $325,000, is expected to be ready for opening in December.

New house will have facade of Georgia marble, will be equipped with fluorescent carpeting, flexible peach mirrors, leather wall-hung and upholstered chairs with a generous sprinkling of double-width type for bums and the passion trade, will be auditorium features.

Six Stands Get Simplex


Sound. Screen for Sylacauga

Atlanta—Simplex Four-Star sound and projection equipment has been installed by NTS in the Sylacauga Theater at Sylacauga, Ala.

Aid to Messrs. Exhibitors

How the Pittsburgh branch of National Theater Supply Co. displays its Loan Service Equipment unit and one of its most recent installations of emergency projectors, lamphouses, reciters, lenses, intermission movements and other units to show Pittsburgh area exhibitors just what National means by adequate Loan Service equipment, is shown when new equipment is becoming increasingly more difficult to get.

Big Sum In Drive-Ins By ’43

Investment Then Will Be Over $6,000,000

(Continued from Page 1)

that these will average close to $50,000 each in building and equipment costs, if not more than that sum, due to these factors: (1) tendency to make such “houses” more and more elaborate, and (2) the anticipated percentage boost in labor and materials. Hence it is expected that the year 1942 will see upwards of $8,000,000 as the aggregate of Drive-In investment, with between 140 and 150 open-airers serving the public, not taking into account a scattering of 16 mn. Drive-Ins.

List of extant Drive-Ins as of Oct. 1, not including projects contem- plated to be completed, is as follows, according to Park-In Theaters, Inc., of Camden, N. J., licensing organization:


Arizona: Phoenix Drive-In Theater, Phoenix;
Tucson Drive-In Theater, Tucson.

Arkansas: North Little Rock Drive-In, Route 70, North Little Rock; Pine Bluff Drive-In Theater, Route 63, Tampio Drive-In.

California: Pico Drive-In Theater, Pico Boulevard, Los Angeles; Orange Drive-In Theater, 101 Highway at Planes Ave., Santa Ana; San-Vel Drive-In Theater, San Fernando Rd., at Winoma, Dudham.

Connecticut: College Open Air Theater, Middletown, Milford Drive-In Theater, Boston Post Rd., & Cherry St., Milford.

Florida: Jacksonville Drive-In Theater, Beach Road, Jacksonville; Miami Drive-In Theater, Nw. 7th Avenue at 19th Street, Miami; Orlando Drive-In Theater, Orlando; Pensacola Drive-In Theater, Pensacola; St. Petersburg Drive-In Theater, St. Petersburg; Tampa Drive-In Theater, Tampa.

Georgia: Augusta Drive-In Theater, Augusta; Piedmont Road Drive-In Theater, Piedmont Rd., Atlanta; Savannah Drive-In Theater, Savannah; Stewart Avenue Drive-In Theater, Stewart Ave., Atlanta.

Illinois: Illinois Drive-In Theater, Waukegan and Golf Roads, Chicago; Drive-In Theater, North Shore, Chicago; Morton Grove Drive-In Theater, Morton Grove; Indianan Drive-In Theater, Pendleton Pike, Indianapolis; Drive-In Theater, Route 65, Indianapolis; Park-In Auto Theater, 12th at Popular Pl., Terre Haute.

Indiana: Drive-In Theater, Louisville & Southern Pike St., Terre Haute.

Kentucky: Drive-In Theater, Louisville & Southern Pike St., Terre Haute.

Louisiana: Drive-In Theater, Canal Boulevard, New Orleans; Shreveport Drive-In Theater, Shreveport.

Maryland: Open-Air Theater, Governor Ritchie Highway, Baltimore.

Massachusetts: Dartmouth Auto Theater, Fall River and New Bedford; Fall River; Lynn Open Air Theater, Lynn; Riverside Park Drive-In Theater, Springfield; Merrimack Park Drive-In Theater, Route 110, Lawrence; Fellsway Blvd., Methuen; Salisbury Open Air Theater, Route 1, Salisbury; Drive-In Theater, Newburyport Turnpike, Lowell; Drive-In Theater, Boston-Worcester Pike at Route 9, Shrewsbury; Drive-In Theater, Sturbridge; Weymouth Drive-In Theater, South Shore Rd. and Route 1A, Weymouth.

Michigan: Drive-In Theater, Eight-Mile at Coolidge Highway, Royal Oak; Westside Drive-In Theater, Eight-Mile at Schaefer Drive, Detroit; Eastside Drive-In Theater, Harper St. at Seven Mile, Detroit.

Missouri: Drive-In Theater, East Prairie; St. Louis Drive-In Theater, Manchester Rd., St. Louis.

New Hampshire: Manchester Drive-In Theater, Manchester.

New Hampshire: Black Mountain Drive-In, Black Mountain.


New York: Drive-In Theater, Schenectady; Albany-American, Inc., Schenectady; Drive-In Theater, 21st Avenue, Albany; Drive-In Theater, 5th Avenue, Albany; Drive-In Theater, Niagara Falls Boulevard; Buffalo; Drive-In Drive-In Theater, Harlem Road & Genesee Street, Buffalo; Sunset Drive-In Theater, Inc., Valley Stream, Long Island.

North Carolina: Charlotte Drive-In Theater, Wilkinson Blvd., Charlotte; Durham Drive-In Theater, Greensboro.

Ohio: Drive-In Theater, Route 2 and 284, Creston; Buyer’s Auto Theater, Navarre; Eastside Drive-In Theater, Route 6, Cleve- land; Westside Drive-In Theater, Brook Park; Cleveland Drive-In Theater, Massa- mesquie Pike, Montgomery; Bluebird Auto Theater, Greensboro; Starlight Auto Theater, Akron; Riverside Drive-In Theater, Orchard.

Plastics Expansion Seen by Richardson

Speaking before the Boston Con- ference on Distribution, H. M. Rich- ardson, chief engineer of the Gen- eral Electric plastics department, said that plastics applied to con- sumer goods can be expected not only to hold their own but to increase in the post-defeat period when other materials become available again.

Richardson pointed out some plas- tics materials are themselves in demand for defense work, but said development work should continue during the period of temporary shortages to produce more consumer goods for plastics.

Plastics have proven that they are here to stay, he added, because many applications they are superior to wood and steel, and with increased volume they can rea- lly become lower in cost.

Richardson also mentioned a combi- nation of five characteristics account principally for the growth of plastics. These characteristics are: lightness in weight color, transparency or translucent, warmth to the touch, and intimacy in design.

U. S. Air Ventilation Aids Stands in South

Atlanta—Wil-Kin Theater Supply Inc., reports that U. S. Air Cond- itioning Co., ventilation equipment has been furnished by the supplier to house to the Dalton, Dalton, Ga.; the American, Starke, Fl.; and the Royal, Roanne Rapids, N. C.

Similar equipment was furnished to the Colony, Greenville, N. C; Pal, Lyons, Ga.; Palace, Key West Fl.; and the Rivoli, Chattanooga, Tenn.

Kris Buy Via NTS

Detroit—Sal and Mac Krim, own- ers of the Krim Theater here, have purchased new equipment from NTS. The Krim Theater will now be supplied with Simplex Four-Star sound Simplex projectors, Hertner gen- erators, Simplex high lamps, B & L lenses, Walker screen, National Crestwood carpet and a Nacional marquee.

5800 Riverside Drive, Columbus; Drive-In Theater, Toledo; Lake Erie Drive-In Theater, Watertown; LaVerne Drive-In Theater, Atlanta; Pennsylvania: South Park Drive-In Thea- ter, Pittsburgh; Skyway Theater, West End, Route; Speedway Drive-In Theater, Seventh Street, Allentown; Kishinetz Drive-In Theater, Stroudsburg; Evergreen Park, Haverhill; Drive-In Theater, Amboy.

Tennessee: Drive-In Movies, Lamar Avenue Men’s Room, Memphis.

Texas: Drive-In Theater, Austin; Big Springs Drive-In Theater, Waco; South Main Drive-In Theater, Houston; Drive-In Theater, Dallas; Drive-In Theater, Odessa; World Highway, Drive-In, Dallas; Fort Worth Drive-In Theater, Fort Worth.

Washington: Drive-In Theater, San Antonio.

N. Carolina: Open-Air Theater, Bowling Green; Delmar Drive-In Theater, Delmar Drive-In Theater, Delmar Drive-In Theater, Greenville; Drive-In Theater, Route 1, Alexander Company, Drive-In Theater.

Wednesday—Drive-In Theater, Blue Mountain, Milwaukee.
WHO'S WHO IN EQUIPMENT

D. ALFRED NORTON GOLDSMITH, 580 Fifth Ave., New York. Born New York City, Sept. 15, '87, B.S., College City of New York, '07, fellow, '07-10, Ph.D., Columbia, '11; honorary S.D., Lawrence College, '35. Tutor physics, College City of New York, '10-11; instructor, '11-15; assistant professor, '15-19; associate professor of electrical engineering; consulting radio expert. U. S. Dept. Justice, '12; consulting engineer, General Electric Co., '15-17; director research, Marconi Wireless Tel. Co. of America, '17-19; director research department, Radio Corporation of America, '19-22; chief broadcast engineer, '22-33; vice-president and general engineer, '27-33; consulting engineer, 33. Consulting radio engineer. Atlantic Communication Co., vice-president, Radio Corporation of America, RCA Photophone, Inc., '28-29; chairman board consulting engineers, National Broadcasting Co. 1st to 4th National Radio Conferences, 22-25. Fellow American Association for the Advancement of Science. Fellow Institute of Radio Engineers; Chairman, Committee on Standardization, 14; secretary, 18; president, 27; Fellow Electrical Engineer. Physical Society; Acoustical Society of America; Society of Motion Picture Engineers; president, 32, director, 33-1; American Standards Association (chairman, Sectional Committee on Radio, '28-30; chairman, Sectional Committee on Motion Pictures, '35-1; honorary member Radio Club; member Academy of Motion Pictures; member Radio Society of Great Britain; branches. Motion picture engineering; radio telegraphy; radio telephony; photophysics; transmission of canal rays through thin partitions; precision measurements in radio engineering; electrical musical instruments; sound motion pictures; radio telegraphy; Member and panel chairman of National Television Systems Committee, honorary member Veteran Wireless Operators Association. National Pioneer Award 1940. Institute of Radio Engineers Medal of Honor 1941. Chairman Engineering Committee 1940-41. A dynamic, creative executive. Has a vast fund of scientific and technical knowledge supplemented by a wide practical experience. Friendly, co-operative. Takes great interest in the "man behind the job," the thousands of technicians, from cinematographers to projectionists, who make possible and practical the work of the engineer and scientist.

900-Seater Is Planned

By R & R Theat. Chain

Little Rock, Ark. — Officials of Robb & Rowley, Inc., operators of a chain of Arkansas houses, have announced that they would open a 900-seat theater at Benton, Ark. A two-story building will be remodeled according to plans drawn by Jack Corgan, Dallas theater architect. A lot adjoining the 40 x 140 ft. building will provide parking space for 150 cars, and will be reserved for patrons.

The new Benton Theater will be managed by Wallace Kaufman, who also manages the Imperial Theater of Benton and the Bauxite Theater at Bauxite, Ark. He is a partner in the R & R firm.

Walker Screen for Cameo

Atlanta — The Cameo Theater, Chattanooga, Tenn., has purchased a Walker screen from NTS.

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Agfa Ansco Reveals

Fastest 8 mm. Film

Salt Lake City—A new $100,000 movie picture laboratory opened early this month at Bountiful, a small suburban town near Salt Lake. It is an ultra-modern house with such features as spacious double seats, a "crying room" for mothers with children, modern sound and air conditioning systems and an attractive exterior with a V-shaped marquee. Interior decorations include red carpeting and walls of rose and gold. Opening pictures were "Blossoms in the Dust" and "Barnacle Bill." Mr. and Mrs. J. N. Bills own and operate the theater.

Saluda Vends Popcorn

Charlotte, N. C.—Advance Popcorn corn machines have been purchased from NTS by the Saluda Theater, Saluda, S. C., and by the Towne Theater, Edgefield, S. C.

For

FLAGS—

BANNERS—

VALANCES—

LIEBERMAN

Flag and Valance Co.

71 FIFTH AVENUE, NEW YORK, N. Y.

646 N. Michigan Ave., Chicago, Illinois

8954 Gibson Street, Los Angeles, Calif.

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Super NCS RECTIFIERS using exclusively the P. C. Mayer-Linear transistor principle and interlocked tubes. The best in dry-type rectification side...

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Send shutters for Simplex, reconditioned, $59.50; Automatic Curtain Controls, Brand New, $69.50; K-9 Cut-Awil Sand- raw $69.50. Excellent Condition.

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636 11th Ave., New York City

equipment news
DESPITE the arrival of cooler weather in the Chicago sector, air conditioning jobs are still being installed. Latest is the Milford Theater on North Pulaski Road which opened in the last week. While the Esquire's Michigan Ave. offices have received an additional 10-ton job.

Connecticut State Police Theater Inspection Dept. reports the new smoke-prevention device developed by the department for air conditioned theaters has been installed in the State, Hartford, Stamford, Rialto, and Plain Memorial, in this state.

Tony Sudekum, proxy of Crescent Amusement Co., Nashville, Tenn., has given complete projection equipment for use in the Tennessee Central Hospital for the Insane. He has previously given similar equipment to seven other hospitals throughout, including the State Industrial School and Orphanage.

Capitol Theater, Springfield, Mass., has completed installation of Neon lights on its marquee, replacing bulbs formerly used. The Pynchon St. side of the theater has also been repainted.

 Interstate Circuit's Orpheum Theater, Watertown, N.Y., which has sold equipment under the provisions of an RCA Photophone contract.

Walter McNatt has signed an RCA equip contract for his Zipper Theater, Napier, Tex., and the Rooky Theater, Perry, Okla., it also getting new RCA Photophone sound, according to RCA headquarters in Camden, N.J.

Chicago flashes that Tom Hogan, vaudeville showman for the Warner theater circuit, is now booking the Standard Theater circuit which will reopen the Riverside Theater in Milwaukee today. The Warner circuit will also open the West Theater, Green Bay, Wis., this fall. This new house will be modern in every department. Tom Flannery supplied the White-way front for the 700-seat theater.

Jack Steinberg, of Youngstown, O., and owner of the William Theater, announces that he and M. Gluck, also of Youngstown, have bought a piece of property on Milokion Blvd., in Straburs, O., and within the next few weeks will start construction of a new de luxe 700-seat film theater.

Arthur M. Warden is equipping his Pal-Theater, Wolcott, N. Y., with new RCArophone sound.

From Rock Island, Ill., comes word that C. L. Hartman, L. F. Phillips, and D. Hartman have organized the Hartman & Phillips Co., with offices at 1406 50th St. to install air conditioning and heating equipment to theaters, and other public buildings.

Oscar Fine, of Premier Theaters, has purchased new booth equipment for the Franklin Theater. He also purchased Simplex E-F mechanisms for the Grand Theater.

Fond du Lac, Wis., has the North Central Agencies, Inc., getting the Hargrave, O., building job, which will be completed in time for the opening of the winter season. The 700-seat theater will be equipped with all modern, automatic equipment.

Survey Shows Status
During the past week, Film Daily Equipment News surveyed many locales with an eye to determining status of construction and materials availability with regard to theaters. Following are condensed reports:

Chicago: Project work and theater construction, materials okay for completion; Embassy Theater, Aspinwall, delayed; by lack of materials; Rural Valley, New Mineral, Pa., completion of remodeling delayed. Theater supply houses report small delay on ordered items.

Chattanooga: No new theaters under construction, and none immediate plans.

Albany: No materials shortage reported; Kallet’s open-air stage going up in Saratoga, and Quinlan’s Chautauqua project going ahead.

Baltimore: No theater construction under way involving defense materials.

Wheeling: No construction now, and none anticipated.

Milwaukee: No difficulty getting materials, but labor shortage is noted.

Montgomery: No theater construction currently, but local contractors expect some future difficulties in obtaining materials, and plumbing materials; galvanized pipe, nails, roofing virtually unavailable.

Grand Rapid, O.: No building activity.

Richmond: Regent, Colonial Heights, and Peters Theatres let in June, however, no material difficulty; theater supplies coming in through very close to normal shape; two houses contemplated in Newport News-Norfolk area.

Wilton, Del.: Warner’s’ Ritz waiting seats to complete remodeling. Crestwood has needed steel; Edge Moor nearly completed; houses in this sector getSalt satisfactory deliveries of equipment via Philadelphi and Baltimore dealers.

Detroit, M.:. Some far reductions not felt; Kermit Chater’s Cedar Rapids house has steel (this is new $60,000 project); Tri-States reports no trouble with deliveries; no worry noted in getting front for Des Moines theater; no requests made as far as is determined, for priorities.

Houston: One theater in process of construction, with no difficulties.

Springfield, Mass.: No construction work under way or planned.

Chicago: Impression is that priorities will work well; theater construction here in the future, although there is a strong tone of optimism; new housing projects in this section were started before materials’ edict; two nabies contemplated for Bridgeport theater; several exhibits, contemplating renovations are delaying action.

Dallas: Projects started some time ago, being held satisfactorily; some abandonment of new projects reported; aluminum and acoustical materials are still difficult to obtain now; delays noted on steel conduit and electrical equipment.

Baltimore: No actual curtailment in theater building; some projects, however, have slowed down.

Portland, Me.: No projects under way or contemplated.

Cleveland: None of houses under construction has been held up; despite rumors of curtailment of construction in the future, city’s officials state they have received no orders precluding issuance of permits for new houses.

Columbus, O.: One Drive-In project, but this has materials.
KALMENSON NAMED WARNER SALES CHIEF

Anti-Five Law Constitutional, NW Allied Says

Threatens Legal Action
Minn. Houses Close
cause of Pix Shortage

Minneapolis—Constitution of Paramount Pictures that Minnesota’s new
blocks-of-five is unconstitutional
and that the validity of the law
has been sustained in one
suit, was challenged here by Al-
liant, president of the North-
west, sponsors of the new set-
pers, a statement issued on the
ature of Fred Strom, executive
etary of the Allied, the

ndeal Regulations

ill Ky. Ticket Plan

Frankfort, Ky.—State Revenue
Commissioner H. Clyde Reeves
protested at the week-end that the
set of the state had discontinued its practice
of printing taxpaid tickets for small
aters and amusement places in
Kentucky because of the new Fed-
el regulations.

According to the new Federal

(Continued on Page 3)

in Exchange Employees

Discuss Master Contract

all film exchange employees locals
were called to a special meet-
ning in Kansas City by Richard F.
ich, vice-president of the IATSE

(Continued on Page 3)

Argentine Business

Trend is Downward

Buenos Aires (By Air Mail)—
Argentine film business at the present
time is disappointing, especially
in the interior of the country. Down-
ward-trend is mainly due to reduced
purchasing-power in connection with
low grain exports. Another factor is
the ban on many “political” films.

First runs in Buenos Aires, during
the first six months, included 473
foreign films, 386 of which were in
English dialogue. Total included 36
Argentine films.

THE WEEK
IN REVIEW

Allied OKs Unity

UNITY: At Pittsburgh meeting of
Allied’s board of directors, green
lights were given to the board’s
unity proposal and a seven-point
program for study by the entire
industry was worked out. Allied
committee will arrange for confer-
ence on the unity proposal with
union leaders and other branches of
the industry.

ANTI-5. Minnesota issued com-
plaints against Para., 20th-Fox and
RKO charging them with evading
the state anti-blocks-of-five law,
 naming branch managers of those
majors. At hearing, trial was set
for Nov. 24. . . . Para. is leading
the fight against the anti-5 law.

It has asked Judge Henry W. God-
dard for an order permitting it to
sell in Minnesota pending appeal
on constitutionality of the law.

(Continued on Page 6)

Linden Arbitrator

Designated by AAA

Washington Bureau of THE FILM DAILY
Washington—With the principals
unable to agree on a choice, the
AAA has designated Milton W.
King, widely known Washington
attorney, as arbitrator in the Lin-
dom cases.

(Continued on Page 6)

Craft Locals Pay Up 5 Million

Pat Casey, Biffow Witness, Tells of IA’s Power

New York SPG to Proceed
With CIO Affiliation Vote

Membership of the Screen Pub-
licists Guild of New York decided
at the last meeting to hold a refer-
endum immediately on whether the
organization should affiliate with
the CIO union, Local 109 of the

(Continued on Page 6)

Appointment by Maj. Albert Warner Follows Resigna-
tion of Sears; Latter Terms Plans “Quite Indefinite”;
Leserman May Also Resign; Promotion for Jack

Ben Kalmenson, since 1937 Southern and Western sales man-
ger for Warners, succeeds Gradwell L. Sears, resigned, as
the company’s general sales manager, assuming his new duties
immediately. Anno-
unce-
mants of Sears’ resig-
nation and of the pro-
motion of Kalm-
enson made by Maj. Albert
Warner, vice-
president and
chief executive officer, came
unex-
pectedly and
with dramatic
suddenness Friday.

(Continued on Page 3)

Landsdowne Settlement

Flops; Hearing Nov. 10

Philadelphia—Nov. 10 was set
Friday as the date for the hearing
in the $25,000 triple damage suit
brought by the Landsdowne Thea-
ter Co. against the eight major
distributors. An out-of-court-set-
tlement last summer was found to
be unsatisfactory to the complain-
ants who operated the Landsdowne
until it was taken over by Warner

(Continued on Page 3)

20th-Fox Pledges
Allied Plan Co-op

Twentieth Century-Fox has report-
ed to have pledged its co-operation
Allied in the latter’s campaign
to unite the various branches of
the industry in an all-out harmony
program.

Thus, 20th-Fox becomes the first
company, aside from M-G-M which
has been an unofficial instigator of
the peace-within-the-business plan.

(Continued on Page 2)

FPC Prexy to Speak
At Ampa Wednesday

Ampa this week will hold its lunch-
eon meeting on Wednesday instead
of Thursday. Guest of honor will be
J. J. Fitzgibbon, president of Famous
Players Canadian Corp. Another
important speaker will be Douglas
Cole, head of the Canadian Trade
Commission. Luncheon meeting will
be held at the Hotel Edison.
The Broadway Parade

Dr. John and Mary Hyde (Metro-Goldwyn-Mayer Pictures)—11th week. Globe
Peter and the Wolf (Paramount Pictures)—second week. Yours
This Woman Is Mine (Universal Pictures)—last day. The
Sergeant York (Warner Bros. Pictures) 2nd week in Boston. Audubon
Target for Tonight (Warner Bros. Pictures)—2nd week. Globe
That Wonderful Country (Paramount Pictures) —4th week. RKO
Dumbo (20th-Fox)—5th week. Panoramic
Boy Meets Town (Paramount Pictures) —5th week. Criterion
Never Give a Sucker an Even Break (Paramount Pictures)—3rd week. Criterion
The Story of the Vatican (Metro—10th week). Belasco
Wild Goose Chase (Twentieth-Century-Fox) 1st week. Palace
Week-End for Three (RKO Radio Pictures) 1st week. Palace
Summer in Wyoming (Republic Pictures)—2nd week. New York
Dangerous Lady (Producers Releasing Corp.) 1st week. New York
The Blonde from Singapore (Columbia Pictures) —4th week. Central

Foreign Language Features

The Man Who Sells the Truth (Dome Films, Inc.)—4th week. New York The King (Tri Film) 4th week. Astor Palace
Sailer on Horseback (Cinéma Films) —1st week. Roxy 48th St. Theatre
A Day in Soviet Russia (Artophone Pictures) —1st week. Stanley

Future Openings

How Green Was My Valley (Twentieth-Century-Fox)—Oct. 10th week. Rivoli Belle Starr (Twentieth-Century-Fox) —6th week. Astor
Small Town (Hearst-Goldwyn-Mayer Pictures)—6th week. Capitol
New York Town (Paramount Pictures)—Nov. 14th week. Paramount
Life With Carlinie (RKO Radio Pictures) —1st week. Criterion
South Pacific (Universal Pictures) —3rd week. Rialto
They Die With Their Boots On (Warner Bros. Pictures)—Nov. 20th week. Strand
Agreements for Love (Universal Pictures) —1st week. Criterion
The Stork Clogs Off (Columbia Pictures)—Nov. 1st week. Central
Universal United (Universal Pictures) —1st week. Universal
Nine LIVES Are Not Enough (Warner Bros. Pictures) —3rd week (a-1). Palace
Genevieve (from France) 1st week. New York
Lone Rider Ambushed (Producers Releasing Corp.) 1st week (a-1). New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Canadian Film Board Sets Greene as American Rep.

Wesley Greene, formerly of the International Film Board, Chicago, has been appointed supervisor of non-theatrical distribution for the National Film Board in Canada. A revised policy relating to the circulation and sale of films from the Dominion is being drawn up and will be put into operation at once.

Greene takes on the Canadian job at a time when documentary production in the Dominion is developing rapidly. In Ottawa, the National Film Board is in charge of the co-ordination of Government activities. It recently acquired both the Dominion Government Motion Picture Bureau.

Greene's address continues to be 50 East Van Buren Street, Chicago, and enquires about Canadian productions should be addressed to him there.

World Premiere Trade-Show for "La Purchase"

Paramount will give "Louisiana Purchase" a world premiere trade-showing in Chicago at a meeting of the company's sales managers in Chicago Nov. 14-15, according to Neil Agnew, general sales manager. Sales plans for the picture will be discussed during the sessions. Meeting will be attended by a delegation of home office officials including Agnew; Charles M. Reagan, J. J. Unger, G. A. Smith, Oscar Morgan, G. B. J. Frawley, R. M. Gillham and Alec Moss.

PRC Hits Sales Peak

PRC hit a sales peak during the first two weeks in October, according to Leo Fromkess, executive vice-president. Deals for 1941-42 product were closed with eight circuits.

COMING AND GOING

Darryl F. Zanuck arrives this morning American Airlines. Gabriele Pascal, RKO producer, is here in the Coast. Bing Crosby arrives on the Coast today.

Harold V. Smith, business delegate Sound Technicians, Local 695, left for the Coast over the week-end.

Lou Johnson, head of Local 851, Kansas City attending the meeting of film change employes.

Irving Kahn, 20th-Fox radio publicity ractor, was in Ann Arbor over the week-end.

Mcnite Wooley returns tomorrow from Hollywood.

Lester Isaac, chief of projection for Loew leaves the home office tomorrow for Miami where he will fly via Pan-American Airways to Rio; subsequently visiting organization's offices in a number of South American cities.

Leo Spitz arrives here from Chicago at week-end.

Mrs. V. Frank Freeman arrives here from Atlanta.

Texas Centennial Chere For Karl Hoblitzele

Dallas—Karl Hoblitzele has been appointed by Gov. Coke R. Steveson to direct plans to celebrate the 100th anniversary of Texas' adhesion to the Union.

50 Theaters Giving Gum

New Haven—Dick Cohen placed the Bloney gum giveaways deal in over 50 theaters in territory. Coupons entitling children to free gum are distributed.

Don't change the little flower for poison ivy

TODAY-12:30

Festive Luncheon—Astor Hotel

"STARS' PARTY FOR MAYOR LAGUARDIA"

Gayety in the Grand Ball Room! Everybody will be there! Enjoy the lighter side of the campaign. If you haven't made reservations phone Circle 6-4600 or come over and we'll find room for you. (Tickets $1.75 each). Broadcast over WHN from 1:45 to 2:30.
Kalmenson, WB Sales Chief
Named to Post as Grid L. Sears Resigns
(Continued from Page 1)

after it had been officially announced by Warners that, despite reports he was headed for the United Artists presidency, he had chosen to remain as the company's sales head and president of Vitagraph, Inc., the WB distribution subsidiary. Sears' Plans "Indefinite."

Sears, in a statement released by Warners, declared his plans are "quite indefinite, and that his immediate concern was a two-months' hunting trip. "The details of what will come after will have to wait," the statement said.

With the departure of Sears, the trade heard reports that Carl Leserman, vice-president of Vitagraph and a long-time sales chief, probably would leave as well.

Kalmenson, associated with Warners since 1927, said that he would appoint a new Western and Southern manager shortly, with the selection to be made from within the WB ranks. In this connection, the trade heard reports that the probable choice would be Fred M. Jack, district manager headquartered in Dallas.

Election of a successor to Sears as president of Vitagraph will come later, it is understood.

In announcing Sears' resignation, President Harry M. Warner expressed his sincere regret, paid tribute to Sears' part in the growth of the company, cited Sears' standing in the industry and concluded by saying, "I know that Sears will bring credit to any company with which he is associated, and will continue to further the growth and prestige of one of the world's ranking industries."

Praises the Warner Brothers
Sears' own statement referred to his 21 years' association with Warners, stressed his pride in the part he has had in building the organisation and spoke glowingly of Harry, Jack and Albert Warner, remarking, "I believe that they have earned a family respect the equal of that of any family in the world. The affection, devotion and loyalty of these three brothers to one another and to their company has been an inspiring example."

Kalmenson, a native of Pittsburgh and now a New Yorker, joined WB as a salesman in Pittsburgh.

He has served as branch manager in Albany, Omaha, Oklahoma City and Pittsburgh. For several years, he was chief booker for the Warner theatre department in Pittsburgh, subsequently rejoining the sales department.

20th Century-Fox Pledges Aid in Allied Unity Plan
(Continued from Page 1)

to express its willingness to participate in the unity plan.

It is reported that Sidney R. Kent, president of 20th-Fox, has wired Abram F. Myers, Allied general counsel, that he approves of the proposed all-industry conferences and that the company will give its support.

Other companies are reported to be studying the unity plan with the view of making official commitments this week.

Isaac Off On Air Trip To South American Keys

Lester Isaac, head of all projection for Loew's, heads tomorrow for Miami where he will board a Clipper for Rio to attend the formal opening of the company's second new house in that city's suburban area.

Following the premiere, Isaac will inspect projection facilities in firm's theaters located in Sao Paulo Montevideo, Santiago, Valparaiso, and Lima, as well as the Metro exchange in Buenos Aires.

His original schedule, embracing more than 10,000 air miles, called for a visit to Puerto Rico, but plans now call for cancellation of this call, it is understood.

Federal Regulations Kill Ky. Ticket Plan
(Continued from Page 1)

regulations, Reeves said, the name of each theater must be printed on the ticket.

The state has been printing tickets for between 800 and 900 small amusement places since 1936, charging the cost to the operators in addition to the state tax levied on them.

Reeves stated that the state spent approximately $800 annually for printing the tickets and received about $620,000 in state amusement taxes.

Scophony Sued on Failure To Install Rialto Tele

Confirmation of an award of $1,891 for alleged breach of a contract to supply large screen television equipment to the Rialto Theater was asked for Friday by Midtown Theater Corp. in a suit filed in the N. Y. Supreme Court against Scophony, Ltd. The award of Paul Rabourn of Paramount Pictures, the arbitrator, was made after ruling that the defendant had failed to supply the use of a television receiver as a regular feature of the theater.
Alexander Korda announces a Comed

Starring

Jack Benny
And
Carole Lombard

"To Be
Or Not To
Directed and produced by Ernst Lubitsch

Be"

Released thru United Artists
NW Allied Says Minn. Law Constitutional

(Continued from Page 1)

organization insists the anti-five law is valid, urges all five majors attacking the act to secure relief from the New York consent decree so that they may sell their product in Minnesota and intimates legal action against distributors may be started if any theaters in the state are forced to close because of lack of product.

"Consent decrees are of no binding force and effect upon a state or its power to enact the type of legislation now under attack," the Allied statement says. "Judge Hugo Hanft commented on this point in memorandum attached to his recent decision denying a temporary injunction sought by Paramount and other distributors to prevent enforcement of this act.

The statement then quotes from Judge Hanft's decision which said: "This consent decree has no bearing upon Minnesota's power to pass the act here under attack." The companies' statement that it would be in contempt of the New York Federal Court if it complied with the Minnesota act was dismissed by Judge Hanft with the statement that "there is no merit to that contention." The court then quoted from the decree and this quote also is carried in the Allied statement.

As to the law's constitutionality, Judge Hanft said: "There exists the strong presumption that the act is constitutional and valid, that it stands unless and until it is declared unconstitutional by the proper court."

Strom's statement closed with a paragraph which he thought that independent theater owners are planning to sue distributors in case they should be forced to close any houses.

New York SPG to Proceed With CIO Affiliation Vote

(Continued from Page 1)

United Office and Professional Workers of America. Guild's dissatisfaction with progress made at contract negotiations with the advertising and publicity directors, it was understood, prompted the membership to take a stand on affiliation with a national trade union.

Film Museum in B. A.

Buenos Aires (by Air Mail)—The Argentine Film Museum has been organized here in co-operation with John Hay Whitney and Miss Iris Barry of the Film Museum and the M. Y. Modern Art Museum. The Argentine film companies Lumiton, E.F.A., Estudios Armandino and Paradiso Film have already agreed to supply the museum with prints of their early productions. Backers of the collection is the private museum of Manuel Pena Rodriguez, film critic of La Nacion.

ALONG THE RIALTO WITH Phil M. Daley

** ** LEO GOES STEPPING............in the Rose Room of the Hotel Astor on Friday. Metro held a luncheon press preview of The Show Builder—not a motion picture, but a grand device to help exhibitors, in small towns and cities plan their film advertising, exploitation and publicity campaigns, and thereby increase box-office health. The Show Builder is ingeniously designed auto truck—a promotional factory on wheels. It includes a voice-recording studio, sound projector, reception room, desk, filing cabinet, compartments for samples of motion picture heralds, typewriter desk, and other equipment. Its exterior is painted a flame-red, symbolic of the manner in which it is going to set communities alight, in a publicity sense. On its port and starboard flash pictures of Metro stars. This truck, christened Unit No. 1, is the forerunner of other similar vehicles planned to serve Mister Exhib. and fill his coffers. On the luncheon date sat Carl E. (MPDFA) Miliken, H. M. Richey, Jack Alicoate, William F. Rodgers, Bill Ferguson, E. K. "Ted" O'Shea, Si Seidler, Oscar Doob, and Ed Saunders—with Howard Diets in the chairman's seat. A whole of a delegation of trade press big-wigs were on hand, for the reason that Leo the Lion's newest Show Builder is a whole of a significant step in film annals.

** ** AGAIN THE ASTOR:.......At 12:30 p.m. today, the Louis Nizer-organized Theatrical, Motion Picture and Radio Committee for the Re-election of LaGuardia, McGoldrick and Morris will hold a luncheon at the aforementioned hostelry, the event to be broadcast over WHN. On hand will be Gertrude Lawrence, Groucho Marx, Rosemary Lake, H. V. Kaltenborn, John Golden, Rita Hayworth, George Abbott, Mady Christians, Howard Chandler Christy, Russell Crouse, Howard Dietz, Dorothy Gordon, Theresa Helburn, Harry Herschfeld, Arthur Hopkins, Doris Keene, Jessie Royce Landis, Frances Larrimore, Nyea Mccin, Lawrence Sceab, Maurice Schwartz, Lee Shubert, Frances Starr and Lucille Watson.

Craft Locals Pay Up 5 Million

Pat Casey, Bioff Witness, Tells of IA's Power

(Continued from Page 1)

Browne first secured reinstatement of his international into the basic pact.

Although Browne "obviously could have put the majors out of business" any time between 1936 and 1940 by pulling projectionists out of the theaters, Casey stated, the situation is no longer true because the condition of the companies is now considerably better. Casey later explained to the press that business in the industry has been so good for the past year that the companies have built up a considerable cash reserve which would put them in a favorable position to fight any such move.

Adjourning Trial Till Today

In calling only Casey and an employee of the Postal Telegraph Co. to identify a bon voyage telegram sent by Harry M. Warner to Mr. and Mrs. Bioff, the defense did not indicate its strategy of battle before court adjourned at 1 P.M. until this morning. No effort was made through the witness to show that the defendants did not receive the payments testified to by prosecution witnesses.

Under the guidance of Michael Luddy, attorney for Bioff, Casey spoke of Browne's efforts in 1936 to have the IATSE return as a bargaining power under the basic pact. Previously, Casey said, the IATSE membership had fallen from 5,000 to 150. At a meeting with film executives and labor leaders at the Hotel Drake in Chicago, Browne angrily declared that "he was tired of being kicked around" and gave his listeners 30 minutes to decide the question, the witness related. It was then that Nicholas M. Schenck prevailed upon labor leaders to reinitiate the union, he said.

Defense Point Falls

Turning its attention to the 1936 basic pact meetings the defense scored an apparent point when it

THE WEEK IN REVIEW

Allied Okays Unity

(Continued from Page 1)

UA has deferred closing its change in Minneapolis.

BROWNE-BIOFF: Court dismission of action for George Browne and Willie Bioff for $50,000 in suit for invasion of privacy. The case was based on statements made by one of Bioff's associates to Harry J. Warner Bros. and Para. exes. Timed bioff may take the case in his own defense. Both Nizer's and Hoge's suits against 20th-Fox and Loew's result from testimony of suits paid to defendants with Browne and same suits together with Loew and 20th-F's officials in the suits.

SEARS-UA: United Artists was reported talking a deal with GM's L. Sears to become UA press Lator, it was indicated negotiato had been broken off.

AAA Designates Arbitrator For Linden Clearance Case

(Continued from Page 1)

Theatre case, originating in B. A. Clearanace case is at Vitagraph, Paramount and RK with clearance granted the McS and Cau to be held Nov. 5.

Portage Park Hearing Defended Over Conflict

Chicago—Owing to conflict with the Oriental arbitration case, no one, under way, it is expected that Portage Park case scheduled for today will be continued until lat date.

obtained a statement from Crs that Schenck was not present April 18, 1936, when the latter purportedly reached an agreement with Clearan and Bioff $500 annually. The advantage was she lived on cross-examination at the U. S. District Attorney's office in Chicago, F. Correa, Casey stated that it w who had recalled to Schen that he (Schenck) had attend the meeting and that it was mistake and not Schenck's. The defense, after complete examination of Casey, gave no indication of who the next witness would be.

That Duis Evil

West Coast Bus, THE FILM DAILY

Hollywood—Because her husband slapped her down when she refused to leave the theater after seeing the first feature, a Los Angeles matron was granted a divorce on the grounds of cruelty.

Monday, October 27, 1936
"So Many of Them"

Over the entrance to the towering pile that is the office of the New York Daily News, Joseph Medill Patterson, its editor and publisher, has caused to be inscribed the line "because He makes so many of them." It is a reference to Abraham Lincoln's observation of the evidence that God must love the common people. The greatest daily paper circulation in the world is built on that.

For six years Republic Pictures Corporation has adhered to its announced policy of delivering entertainment for the whole family, that great public which is at once the mainstay of both the box office and the nation.

The most entertainment for the most people, is the idea.

The formulae are plain to unmuddled minds. The ideas are as old as humanity, and as new as a baby's smile. They pertain to love's young dream, the devotion of mothers, the heroism of brave young men, the anxiety of fathers, the races for success, the lure of beauty, the zest of living, hope and faith and a good intent—all these among the dramatic struggles and frailties of humanity in pursuit of happiness.

This formula of Republic's has not much to do with the sophistications of what is called "cafe society," nor the interests of Newport, Southampton, Aiken, Palm Beach, or Sun Valley. Republic pictures are made for that larger audience of those who work for a living, like corned beef, and take their coffee in a big cup. That takes in more than admit it.

This is reminder, not argument. Six years of growing Republic success is six years of exhibitor success. Republic is made of, operates on, its share of dollars that come to the box office.

REPUBLIC PICTURES CORPORATION

BUY U. S. DEFENSE BONDS
A MESSAGE TO THE CRITICS WHO HAVE COME FROM ALL OVER THE NATION TO COVER

The World Premiere of

HOW GREEN WAS MY VALLEY

at the Rivoli Theatre, New York, Tomorrow Night (Tuesday, Oct. 28)

JAY CARMODY
of the Washington (D. C.) Star

... You will always remember "How Green Was My Valley" for that great moment when young Huw learns to walk again!

NORMAN CLARK
of the Baltimore News-Post

... Your heart will thrill when Beth Morgan faces the angry strikers and warns them not to harm Gwilym, the father of her sons.

PEGGY DOYLE
of the Boston American

... You will get your greatest lift when the letter arrives from the Queen inviting the Welsh chorus to sing at the palace!

FRANK P. GILL
of the Detroit Free Press

... You will always remember the moment when Dai Bando, the prize-fighter, avenges Huw in the school-house.

CHARLES HOWARD
of the Boston Globe

... You will sit on the edge of your chair when the siren shrills "mine disaster!" and a shadow falls on every living soul in the Valley.

LUCIA ABBOTT PERRIGO
of the Chicago Herald-American

... You will be deeply moved by that moment when Gruffydd and Angharad surrender their unspoken love with but a single kiss!

more tomorrow!
Arbitrator's Award Upheld in Hill Case

Motion picture appeals board has upheld the arbitrator's award in the case filed by the Hill Theater, Philadelphia, against Warners, RKO, Paramount and the Rialto Theater. In the original complaint, the Hill charged that the seven-day clearance granted the Rialto, approximately two miles away, was unreasonable. The arbitrator, however, found that the clearance was.

(Continued on Page 7)

Wood Sees Ohio Exhibs. Accepting Metro Policy

Columbus, O. — Pete J. Wood, secretary of the ITO of Ohio, in a bulletin just released, expressed the opinion that exhibitors in the state will sign up for the 1941-42.

(Continued on Page 6)

Received Over Million—Biof. Just a Messenger Boy, IATSE Exec. Swears

Tele as Defense Link To Get Study by FCC

A plan to link television with national defense will be discussed Thursday by FCC Chairman James L. Fly and Norman D. Waters, ad agency official and sponsor of the

(Continued on Page 10)
20% Power Cut Expected By Nov. 10 in Southeast

Nashville, Tenn.—Unless drought conditions improve greatly within the next few days, electric power will be “rationed” in the southeastern states of Alabama, Arkansas, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and the northern part of Florida, possibly by Nov. 3 and not later than Nov. 10. An order is expected to come from the OPM for a cut of at least 20 percent in power consumption, on basing of amount used the same time last year.

It is believed that the first move to meet the present crisis will be reduction or complete elimination of show window and front lighting. All film theaters will co-operate to the fullest.

Collins, Ex-MPTOA Prexy, Fights Ark. Office Loss

Little Rock—Eli W. Collins, former MPTOA prexy, has appealed to the State Merit System Council his suspension as director of the Arkansas Unemployment Commission district, accompanied the appeal.

Collins was suspended two weeks ago by State Labor Commissioner McCain. The council will hold a hearing within 10 days, Merit System Supervisor Hogue announced.

Wanger Reps. Silent On RKO Deal Report

West Coast Bureau of THE FILM DAILY

— Walter Wanger’s representatives stated last night he has made no distribution deal for “The Eagle Squadron.” They refused, however, to comment on a published report that he is negotiating a three-picture deal with RKO.

Herbert G. Copley Dies

Vancouver, B. C.—Herbert George Copley, 50, formerly musical director of Allen Theater Co. of Calgary, is dead here. He left Calgary in 1922 for Vancouver. He became an official of Famous Players Canadian Corp, and opened a theater here which he was operating until his death.

Photographic-Projection Output in 1939

Valued at $133,899,000, Survey Reveals

Washington Bureau of THE FILM DAILY

Washington—The value of photographic apparatus and materials, including projection equipment, manufactured in a single year, was placed yesterday by the Census Bureau at $133,899,000. Number of establishments was 160. The figure was based on production during 1939 and was obtained as part of the bureau’s usual one-year survey of manufacturing.

The study also revealed the value of vending, amusement, and other coin-operated machines, manufactured during 1939, as $25,695,000.

RKO Radio Sales Execs. At Philly Branch Opening


There will be open house at the new exchange building at 250 N. 13th Street in the recently deserted Cragans is RKO Radio branch manager at Philadelphia.

Botstord Names Rosenfield Advertising Copy Chief

Jonas Rosenfield, Jr., has been appointed advertising copy chief by A. M. Botstorf, 20th-Fox advertising and publicity chief, it was announced yesterday. Rosenfield replaces Frank Moneymouth who was appointed Botstorf’s executive assistant last week.

After four years with Warner Bros., Rosenfield was advertising manager for the roadshow run of “Fantasia,” and lately has been with Donahue & Coe, ad agency.

Hurley to Make 2 Pix A Year for 4 Years for UA

West Coast Bureau of THE FILM DAILY

—Harry Hurley will make two pictures a year for a period of four years for United Artists release. His company will be known as Theater Attractions, Inc., and production will start in April.

Hurley is taking space at the RKO-Pathe studio, Culver City, but has not selected any story or director as yet.

Defense Priorities Again Delay B & K Tele Station

Chicago—Delay in the delivery of materials and equipment, due to the Government-imposed defense priorities, has forced B & K to again ask for a modification of the construction permit for the new television station going into the State Lake building here.

Branch to May 25 next is requested. A similar extension is sought for the mobile unit now being used in city-wide tests.
F of M Stage Band Illimatum Expires

(Continued from Page 1)

F of M's Stage Band will appear at the opening gala on Oct. 27 unless the management signs the new Form B contract, making the theater liable to social security taxes of individuals and travelers bands. Billing as explained to agents of F of M, allows bands to finish engagements at theaters if they have been engaged before Oct. 27. At moment, the Paramount and Strand have film stage shows which will probably last three or four weeks more. Paramount has announced Jimmy Lynced as next stage attraction but it is doubtful if Uniontown is set for the trailer for the coming show takes no mention of an orchestra.

Petillo, who is in Chicago, is expected to return either today or tomorrow when he will confer with important Warner and Paramount officials.

Sunday Shows Referenda

15 Penn. Communities

Harrisburg, Pa.—Approximately 5 Pennsylvania communities will hold referenda on the showing of action pictures on Sundays at the Nov. 4 election. As listed by the Lord's Day Alliance of Pennsylvania, they are: Allegheny County—Aspinwall, East McKeesport Borough; Bucks County—Perkasie Borough; Clearfield County—Ramey Borough; Fayette County—Unilton Borough; Greene County—Morgan township; Lebanon County—Millerstown; Northumberland County—Zerbe township; Pike County—Milford; Somerset County—Benson Borough and Shade township; Susquehanna County—Northumberland County; Washington County—McDonald Borough; Westmoreland County—Avenmore, Scottsdale and Suttersville; York County—York.

The petition filed in McDonald failed to meet regulations of the intended act and the petition will not appear on the ballot. An appeal has been made to the court in Uniontown to prevent the referendum there.

Allied Reps. Come For Unity Confabs

(Continued from Page 1)

up of the distributor's committee which will meet at a later date with an all-exhibitor group and another committee representing the production branch of the business.

Discussions between Kirsch and Samuelson and the distributors represent the first step in launching the industry unity plan.

Chicago — Illinois Allied held a meeting yesterday at the Congress Hotel. Its members are starting to buy new season product, according to Jack Kirsch, proxy, who leaves today for the New York meeting of Allied's committee on the unity plan.

1,000 at Philadelphia's J. P. Clark Testimonial

(Continued from Page 1)

Express Lines, Inc. (Horlacher Film Delivery), on his recent elevation to Documentary city chairman. In addition the present of fife and drum and past chairmen of the Variety Club, the dais included William Sussman, 20th Century-Fox; Louis Krouse, IATSE vice-president, and a host of local artists. A feature was the broadcast of the President's Navy Day speech.

WEDDING BELLS

Thelma Strablos, whose two most recent works of fiction are "Reap the Wild Wind" and "Forest Rangers," both under production by Paramount, and David Parker Godwin, of the U. S. Film Service, were married on Saturday in the home of Mr. and Mrs. Roger Burliame, West Reading, Conn.

Des Moines, Ia.—Bonita Morris, cashier at the Strand theater, was married to Francis L. York of Warren, O., at the Capitol Hill church.

Rochester, N. Y.—The engagement of Richard H. Eisenhart, son of M. Herbert Eisenhart, president of Bausch & Lomb Optical Co., and Muriel Eisenhart, to Virginia Cotins of Utica has been announced.

Chicago — Margaret Quinan of Warners' Jeffrey Theater and Peter Ainone, Jr., were married at St. Laurence Church.

New Haven — Angelo Cerrone, employed at Fishman theaters here, was married Sunday to Lillian Stecari of New Haven.

For The Wise... They Sing!

"Sergeant York" "Navy Blues" "The"

BUY WISELY! BUY WARNERS!
LEISE FALCON

ONE FOOT IN HEAVEN

"INTERNATIONAL SQUADRON"

"TARGET FOR TONIGHT"

"BLUES IN THE NIGHT"
in only one respect: Allied seeks an all-industry harmony program; ITOA hopes to promote an all-exhibitor program. However, Brandt said, if the ITOA can be convinced that the Allied plan is better, then his organization is prepared to cooperate.

The New York meeting, Brandt said, would have for its purpose not only a unity drive among exhibitors but would be open for discussion on all problems, including the consent decree, sales policies, etc. Past legislation against the industry and attacks from within and without have been "pink tea parties" compared with what can be done unless exhibitor groups get together, Brandt said.

Asked if he and other ITOA heads would join in the proposed Allied unity conferences, Brandt said, "If ITOA is invited, it will be the family will be there." He expressed the necessity for exhibitor leaders everywhere to sit down and go through their thoughts, declaring that out of these thoughts should come a uniform plan. Brandt said that Ed Kuykendall, MPTOA president, had expressed a willingness to attend the ITOA-called meeting.

Senate Witch Hunters Will Map Inquest Course Today

(Continued from Page 1)

that Sen. D. Worth Clark, D.-Idaho, chairman, will subsequently announce resumption of the hearings next week, possibly Monday.

While sub-committee's plans will not be definite until after the meeting, it is generally understood that Clark plans to take up newsreels. Further inquiry into charges the industry has attempted to throttle the press also is under consideration and a decision to move along these lines will result from the conference today.

Meantime, Clark has not indicated whether he intends to go through with plans announced last week to see pictures alleged to contain war propaganda.

Wood Sees Ohio Exhibs. Accepting Metro Policy

(Continued From Page 1)

M-G-M product under the company's new sales policy; depicting their belief that it was "put into effect more for the benefit of M-G-M than the exhibitors.

Wood told exhibitors it was his opinion that Vice-president W. F. Rodgers of M-G-M will "make good 100 percent" and be able to adjust any equitable or unprofitable deals not satisfactorily corrected by exchange managers.

James Mulvey Recovering

James Mulvey, Jr., vice-president of Samuel Goldwyn, Inc., is recovering in Doctor's Hospital from an appendectomy, performed Saturday, Mul-

Corlison Out of Khaki

Chicago.—"Vie" Corlison has been released from the Army and is back at 20th-Fox's Exchange.

"You Belong to Me" "Appointment for Love"

with Barbara Stanwyck, Henry Fonda
with Charles Boyer, Margaret Sullivan, Rita Johnson

Universal
89 MINS.

MANY GAY MOMENTS IN THIS AMUS-
ING, WIDE-LENGTH COMEDY

with Charles Boyer and Margaret Sul-
van as the principals, this comedy dealing with the marital problems of a woman doc-
tor and a playwright will find strong favor at the box-office. It is a film that will ap-
pear greatly to the woman customers. Yet

situations are such that the film is gen-
erally entertaining.

Film gets off to a slow start but picks up
nicely at the half-way mark. Fortunately

for the production, the acting talents are a
lightweight script that literally strains out
to load its outlook. Sets are hand-

some and in keeping with the pro-
duction.

Boyer plays the role of a playwright who
is popular with the women, a role he carries off so exceedingly well that his life steps

on the paths of a young woman doctor who has attracted his attention because she fell asleep at one end of his play. What follows is a persistent court-
ship and marriage.

Then there is a sharp reversal in the character of the playwright. He

is the husband who wants to be master of his

home. On the other hand, the doctor be-
sins to be in love with the very thing that her

husband thinks. The drama that occurs when the husband goes to his wife's apartment to

see her and the wife goes to her hus-

band's apartment. They both pass the night alone thinking the other is guilty until the ele-

vator boy straightens them out.

Rita Johnson and Ruth Terry are attrac-
tive and effective as two of the women in the cast. Miss Sullivan's appearance on the screen is always a welcome one. She is a talented actress of great charm and can even appear comical as a soap queen. Her perfor-
mance is a standout. Boyer is the suave, romantic lover and opposite Miss Sullivan, acquires himself in a personable manner.

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**Rucker’s Award Held In Hill Case**

(Continued from Page 1)

A decision, which will appeal.

After reviewing the facts, the

**Reviews of New Films**

**“Week-End for Three”**

with Dennis O’Keefe, Jane Wyatt, Philip Reed

KKO

**BREEZY, UNPRETENTIOUS COMEDY STACKS AS AMUSING PROGRAM FILM FOR ALL AGES**

One of those minor studio efforts which supply more than their share of entertain-

ment. It is a pleasant surprise and will

please in all spots. Film has nice pace

with breezy comedy, enjoyable situations

and a top-notch cast.

While not one of the more brilliant

creative efforts of Dorothy Parker and Alan

Campbell, script is still a superior work-

manlike job. It concerns a young couple

with the wife slightly bored because of

neglect by busy hubby who is advertising

exec. Their lives comes a former

admirer of the pretty wife. He is one of

those aggressive and disgustedly healthy

young men who overlays his visit much to

the regret couple. Too, the situation after

many complications is worked out to

everyone’s satisfaction.

As the married couple, Dennis O’Keefe and Jane Wyatt, are ideally cast.

O’Keefe is a likable actor with a turn for

light comedy, Miss Wyatt is an appealing

actress and also a pretty one. Philip Reed’s

portrayal of the unwelcome guest is a dif-

ficult one but well-handled. Edward Everett

Horton, ZaSu Pitts and Franklin Pangborn

add to the comedy in their minor roles.

Production by Tay Garnett and Irving

Reis direction are responsible in large

measure for film’s merits.

**CAST:** Dennis O’Keefe, Jane Wyatt, Philip Reed, Edward Everett Horton, ZaSu

Pitts, Franklin Pangborn, Marion Martin, Hans Conried, Macy Lawrence.

**CREDITS:** Producer, Tay Garnett; Di-

rector, Irving Reis; Screenplay, married

Parker and Alan Campbell; Original, Bud

Schulberg; Cameraman, Russell Metty; Film

Editor, Donald Marguette.

**DIRECTION, Good. PHOTOGRAPHY, Good.**

**“Don Winslow of the Navy”**

Universal

**Approx. 25 Mins.** per Chapter.

**Top-Flight Chapter Play**

Universal has in this timely and action-packed chapter-play a property

which is a “natural” for exhibitors and the vast majority of filmgoers.

As opposed to the usual so-called “serial,” which rests for the most

part on juvenile appeal, stepped-up elements of the fantastic, “Don

Winslow of the Navy” hits and hits

hard with exciting realism, using the U. S. Navy and its activities

in the fifth chapter (there are 12), an impres-

sive atmosphere is created via the

use of footage showing various units of the fleet in action. Often

these shots are spectacular.

The story recounts transfer of

important naval personnel from the

Naval Intelligence with orders to

stamp out saboteurs who are oper-

ating to prevent the building of a

Navy base in the Hawaiian Is-

lands. Rendezvous of the subver-

sive ring is Rondama Bay. Here

the henchmen of The Scorpion

have set up a deep-water base for the

harboring of submarines; and a gold mine equip-

ped with periscope and range-find-

ing devices wherewith to destroy

shipbuilding. Climax of the initial

chapter is the ramming of a one-

man torpedo launch by a mosquito

boat, the latter bearing Terry and

Walter Sande whose joint mission

is to prevent the launch from de-

stroying the incoming liner carry-

ing personnel charged with con-

structing the Navy base.

Nance and McRae, in their first episode, “Don Winslow of the Navy” will

enjoy uncommon success. Ford

Beebe and Ray Taylor are its co-di-

rectors; Henry MacRae, the asso-

ciate producer; and William Sicklem

the cinematographer.

The cast is large and capable.

It comprises, in addition to Terry

and Sande, the following: John

Litol, Claire Dodd, Anne Nagel,

James S. Hind, Wade Boteler,

Kurt Hatch, Robert Barron, Peter

Leeds, Herbert Rawlinson, Ben Tag-

greve, Lard Chandler, John Holland,

Ethan Laidlaw, Arthur Loft, Joyce

Ray, Collin Blair, and Jerry Mandy.

and involving some run and a
designated run. Named in the com-
plaint are RKO, 20th Century-Fox

Warner Bros., with the Art-

Theater as the interested party.

Complaint charges that the dis-
makers have refused to sell prod-

uct to the Waverly unless it agrees

to give the Art clearance and run

preferences. The Waverly former-

ly had a seven-day carry over from

the Art, according to the com-
plaint.

and Smith had been

confering with Pat Casey, studio publicist. Sound Technician

had instructed Smith to negotiate

for a complete revision of the old

contract, which he had obtained.

It is understood three formulas

have been submitted to determine

the wage scale which are all based

on overtime after a 40-hour week.

Plan A calls for the regula-

tion work of 40 hours, plan B for the 48-hour

week, and plan C for the 54-hour

week. Other terms which the new

contract includes are stipulations

for a full day’s call with time and

half for overtime, triple time af-

ter 16 hours, no cancellation of calls

between shifts, all calls cleared

through the union office and a closed

shop.

Speculation over reports that the

Sound Technicians were flitting

with the CIO were heightened when

it was learned the union has re-
named Rep. Victor Maricione to

represent them. Maricione has been

closely associated with CIO labor

leaders.

**Chicago Janitors Union’s New Pact Advances Scale**

Chicago—Thomas J. Burke, presi-

dent of the Theatrical and Amuse-

ment Janitors union, yesterday an-

nounced a new wage agreement

with the building managers

associate, under which the janitors

will receive $10 monthly wage in-

crease. Janitors will receive a

two-percent an hour wage increase.

**Studio Projectionists Win Wage Jumps in New Contract**

West Coast Bureau of THE FILM DAILY

The Screen Guild Projectionists Union, Local 199, has gained in a new wage contract with the picture studio projectionists, and pro-

ducers have signed a contract which increases the operating projectionists pay from $1.06 to $1.85 per hour and provides for wage increase in all classifications and a minimum six hour call.

Sunday work for operating pro-

jectionists will be paid at rate of

time and one-half and double time

for holidays. Pay for process pro-

jectionists is raised from $1.66 to

$2 per hour, with time and one-half

after six hours.

**STORKS!**

Sidney Kramer, manager of RKO Productions Inc., who had been

living in a furnished apartment, was passing out the cigars

around the home office yesterday.

A son, weighing seven pounds and

four ounces, was born to Mrs. Kramer on Friday at the Beth Israel

Hospital.
DUMBO
hits the critic jackpot

AND DID YOU NOTICE THIS IN FILM DAILY?

WALT DISNEY'S
FULL-LENGTH FEATURE IN TECHNICOLOR
DUMBO

Distributed by RKO RADIO Pictures, Inc.

Colossal Is the Word For Disney's "Dumbo"
At its world premiere in the Broadway Theater last night, Disney's newest contribution to the world's happiness, "Dumbo," proved itself a gilt-edge hit with tremendous box-office power. A glittering audience, weighty with celebrity names, attended and cheered to the echo the wizardry of the producer. Consensus of those who filed from the theater wreathed in smiles is the story of the baby elephant that this story of the baby elephant with the grotesquely large ears represents, in many respects, the entertainments masterpiece of Disney. For color story on last night's world bow turn to the feature column, "Along the Rialto," on Page 4. For review of the film see Oct. 1 issue of THE FILM DAILY

-MORRIS
KATE CAMERON, N. Y. Daily News:
"Enchanting . . . 'DUMBO' is Walt Disney's most endearing character creation . . . Every minute of the picture is sheer delight."

BOSLEY CROWTHER, N. Y. Times:
"The most genial, the most endearing, the most completely precious feature film ever to emerge from the magical brushes of Walt Disney's wonder-working artists . . . A film you will never forget."

HOWARD BARNES, N. Y. Herald-Tribune:
"Walt Disney has gone back to the magical language of 'SNOW WHITE' in 'DUMBO' . . . The result is a show which is so completely captivating that you will be making the mistake of your filmgoing life if you miss it."

LEE MORTIMER, N. Y. Daily Mirror:
"Walt has come through with probably the greatest piece of juvenilia ever made . . . adults will get a bang from it, too . . . In many respects, 'DUMBO' is Disney's best."

LEO MISHKIN, N. Y. Morning Telegraph:
"You'll go crazy over it . . . It's Disney at his best . . . Call it wonderful. Call it delightful, enchanting, a dream and a joy. These are the words to be applied to 'DUMBO'."

ROSE PELSWICK, N. Y. Journal-American:
"A DELIGHTFUL TREAT . . . here once more is the blend of imagination, color, music and technical excellence that one has come to expect from the Disney lot."

WILLIAM BOEHNEL, N. Y. World Telegram:
"'DUMBO' has more dynamic brilliance than most of its predecessors. It fairly bursts with fun, its color is lovely . . . you'll love every minute of it . . . I shouldn't be the least bit surprised if 'DUMBO' becomes Dopey's successor. And that's something!"

ARCHER WINSTEN, N. Y. Post:
"'DUMBO' is Disney technique brought to its ultimate perfection."

EILEEN CREELMAN, N. Y. Sun:
"All the Disney delights are present in 'DUMBO'. Most of it is sheer fun . . . there is also pathos . . . it has more real poignancy than most serious pictures . . . 'DUMBO' should soon be established as part of the Broadway scene."

CECELIA AGER, PM:
"A treat that's coming to you, whoever you are . . . 'DUMBO' is the nicest, kindest Disney yet. It has the most heart, taste, beauty, compassion, skill, restraint . . . 'DUMBO' is the most enchanting and endearing of the Disney output."
**WB Quickly to Finish Exec. Realignment (Continued from Page 1)**

Kalmenson Calls Branch Managers

Ben Kalmenson, who yesterday succeeded Sears as sales chief, issued a call for a two-day home office meeting of the company’s top seven branch managers. Importance of the parley was pointed out by the fact that a member of the home office staff, will attend, the list including Major Warner, Bernhard, Charles Einfeld, Sam Cohen, Abe Haines, Norman Moray, Arthur Sachson, Al Schwalberg and Mike Dell.

Kalmenson at the meeting will outline his sales policies and will discuss operational problems and present sales. It was indicated that Kalmenson will name his own successor as Southern and Western division sales chief and direct other promotions which naturally must follow.

It is understood that the new post which is to be created for Bernhard by the parent Warner company will enable him to give attention to both distribution and exhibition without any consolidation of these two distinct areas of the company’s business. It is anticipated in the trade that the circuit general managership will go to one of the present zone managers under Bernhard.

May Be No Lesseran Successor

What steps will be taken to fill the presidency and vice-presidency of Vitagraph, Inc., the distributing subsidiary, were not indicated yesterday. It was generally believed, however, that no successor to Lesserman as assistant general sales manager would be made, at any rate for the present.

Called in by Kalmenson yesterday for the week-end sessions were: Paul C. Krummacher, Albany; R. J. McCoy, Atlanta; Norman J. Ayers, Boston; Max Roth, Buffalo; John J. Bachman, Charlotte; Rod Lorcher, Chicago; also Sid Rose of the Chicago office; Robert H. Dunbar, Cin-cinatti; Chas. Rich, Cleveland; F. M. Jack, Dayton; Delbert D. Roberts of the Dallas office; Earl A. Bell, Denver; E. J. Tilton, Des Moines; James W. Detroit; Fred Grimm, Detroit; Paul Wright, Druck City; Henry Horst, Los Angeles; also W. E. Fassett, Minneapolis, W. O. Williamson, Jr., Memphis; Robert T. Smith, Milwaukee; W. O. Freeman, New York; Roger Mahan, New Haven; Luke Conover, New Orleans.

Also Ed M. Schneiter and Sam Lefkowitz of St. Louis; Leo Gershon, of Los Angeles; Jack Itohnna City; A. J. Shmow, Omaha; William G. Massell, Philadelphia; Harry Seid, Pitts-

**Victor Schertzinger Dies; Funeral Rites Tomorrow (Continued from Page 1)**

West Coast Bureau of THE FILM DAILY

**Will Rogers’ Biography Bought by Warners; Columbia Signs Rosalind Russell to Term (Continued from Page 1)**

Hollywood—Riding hard on the Hollywood news range: Warners for a reported price of $140,000 is said to have acquired rights to “Uncle Clem’s Boy.” Will Rogers’ biography, written by his widow who retains script and cast approval. . . Warner also has purchased Olive Higgins Prouty’s new novel, “Now, Voyager.” . . . Edwin L. Marin will direct Shirley Temple in Edward Small’s re-made classic. Paramount has bought “The Star Shall Shine On,” by Marion Parsonnet and William Thiele. . . . And 20th-Fox has acquired “Pied Piper,” Nevil Shute’s forthcoming novel. . . . Columbia yesterday announced that Rod La Rocca is a five year contract. . . . Columbia has also signed William Gargan for “The Dragon Smashed a New York Bank.” Para, has renewed options on “Dirk Stiles” by Leise Heisler and Hugh Bennett.

**Myers and Samuelson Will Speak at Wis. ITPA Conference (Continued from Page 1)**

Sidney Samuelson, business manager of Allied Theaters of Eastern Pennsylvania.

Other convention speakers and guests will include Abram F. Myers, president of General Theatres and general chairman; Charles M. Reagan, assistant general sales manager, Paramount, and William A. Scully, general sales manager, Universal Pictures.

With considerable major company product still reported unsold in this territory, it is quite likely that considerable discussion will be devoted to buying and contacting.

The convention committee consists of Charles W. Trampe, general chairman; Harry Perlewitz and Herbert Neuser, exhibits; Oliver Schmidt, ticket sales and Louis Orlove, publicity.

**Tele as Defense Link To Get Study by FCC (Continued from Page 1)**

move. Meeting was brought about following a wire from Waters to President Roosevelt outlining the plan.

Waters’ proposal would link television to national defense through formation of Defense Clubs of Television involving, according to his figures, approximately 1,000,000 persons. He argued that the Government is missing a “vital move” in not utilizing television for defense.

Waters is contacting television officials to gather statistics on television’s advantages and will present them to fly and probably to other Government officers, including the Treasury and War departments.

Films Considering Morse’s Story

William G. Morse’s book, “Par- don My Harvard Accent,” story of the colorful career of the present President of Columbia, University, is being considered for the films by several producing companies, according to Morse’s literary agent, G. Monte Stein.

**Received More Than $1,000,000, Bioff Says (Continued from Page 1)**

By 18 film executives, whom named, during 1935-36.

The witness stated that he rec- eived the figure of over $1,000,000 from the testimony of previous witnesses and of amounts to fore unspecified. Bioff named, following from whom he received industry. At the hearing, Balaban, James C., Warner circuit zone manager, Chicago; Sam Brenner, Chicago; attorney; Henry Herzblum, H. Warner, Maj. Albert Warner, Charles C. Moskowitz, Major L. E. Thompson, of RKO theatres, Marvin Schenck, S. R. Kent, at back of 20th, Charles M. Street, Sam Carlisle, George Skouras, Hu J. Strong, Kent’s personal associate, Jules Ruben, and Mort Singer.

The defendant related how it was introduced to Nicholas nep-o-tis by Charles Bioff, with whom he had negotiated the sale of part of the Long Local Theatre.

At one meeting Schenck asked him whether he would be willing to transfer money to his brother Joseph, on the West Coast and that he could be useful to the industry. He did not know the amount.

“Told me,” continued Bioff, “that the industry’s being swaged in different parts of the country through legislation that it used to be able to have its affairs differently but now have to use cash money” as they can’t show it on their books.

Aside from this testimony, Bioff did not enlarge on what was did with the tribute exacted from film companies.

At the hearing, 1935, Bioff testified that Joseph Schenck suggested to him to make a trip to Europe because Government agents were inspecting company books and payments to me and it was best I not to be out of the way.” According, he continued, a trip to Europe was arranged with all expenses paid by Schenck. The witness admitted receiving a transfer of sizable amounts to his one at the beginning of the year.

“Dumbo” Crashes Through

First week-end business of Walt Disney’s “Dumbo” at the Broad- way Theater broke the all-time RKO reported yesterday.

Nine shows were placed Saturday, attendance going the 10,000 mark.
A MESSAGE TO THE CRITICS
WHO HAVE COME FROM ALL
OVER THE NATION TO COVER

The World Premiere of

HOW GREEN

WAS MY VALLEY

at New York's Rivoli Theatre tonight
(Tuesday, Oct. 28)

HELEN EAGER
of the Boston Herald-Traveler

...You will share in the
tiety and revelry of the
iong and celebration when
or Morgan weds the lovely
ronwen.

PRUNELLA HALL
of the Boston Post

...Your favorite scene will be
that one in which Angharad
cries: "What do you know
about what could happen to
a poor girl when—when she
loves a man so much that
even to lose sight of him for
a moment is torture!"

HENRY T. MURDOCK
of the Phila. Eve. Public Ledger

...You will never forget the
ene of power and fire when
FFuydd denounces the gos-
ipers and hypocrites in his
ongregation.

RICHARD PETERS
of the Cleveland Press

...Through the years, you
will remember the voice that
tells the story of a town that
might be your town...of
people you might have known
and loved...of the greenness
that once shone in the Valley!

BUCK HERZOG
of the Milwaukee Sentinel

...Your laughter will well
and eyes mist as young Huw
goes to his lonely and wid-
owed sister-in-law and offers
to be head of her house!

ARTHUR F. SPAETH
of the Cleveland News

...You will thrill to the self-
less courage that sends a
handful of men and a lone
boy into the black peril of a
mine cave-in.
Take Off That Blindfold!

You've Got A Show To Sell!

* Use your eyes...use your ears...use your head. If pictures sold themselves, life would be one sweet song. You'd book your pictures and let the money pour in. * But friend, what a price you'd pay for your product. * Pictures must be sold and you're the fellows who must do the selling. You've got the quick contact with the people who buy. * SELL THEM...Don't wait until they come to you. Don't rely on the grapevine. Spread the news so that everybody, everywhere, old enough to be interested in entertainment will know. * That means ADVERTISE...put on a show to sell your show...and let the PRIZE BABY help you.

National Screen Service
Standard Accessories...Specialty Accessories...Trailers
EXPECTED RISE IN ADMISSION PRICES SHORTLY

Anti-5' Product Shortage May Close 20 in Minn.

A new jargon term entered the motion picture field this week with the announcement that the 1941 admission prices will rise 50 cents a seat, with the 50-cent rise coming directly from the anti-5-product shortage. Exhibitors, however, have taken to a new jargon term, '50-cent price,' to describe the 50-cent rise. The new term is not in widespread use, but is likely to become common in the near future.

The new admission prices will take effect immediately, and the exhibitors are expected to keep them in effect until the product shortage is over. The exhibitors are not expected to raise the admission prices again until the product shortage is over.

BERNHARD ELECTED WB VICE-PRESXY

To Function in Executive Advisory Capacity—Will Name Aide in Theater Department

With his election as vice-president of Warner Bros. Pictures, Inc., at yesterday's board meeting, Joseph Bernhard, herefore president and general manager of Warner Bros. Circuit Management Corp., will function for the company in an executive advisory capacity in both distribution and exhibition fields, is understood.

Bernhard retains the presidency of the circuit management corp, which has carried with it the active direction of Warner theaters. He will appoint an assistant in the theater department within the next few days. Prominently mentioned in this connection are three zone managers, Harry Kalmie of Pittsburgh, J. J. Hoffman of New Haven and James Constant of Chicago.

Identified with Warners since January, 1931, Bernhard, in addition to filling the circuit management corp. posts, has been a director of the parent company and a vice-president and director of Stanley Company of America. Bernhard is the chairman of the Theaters Division of Motion Picture Committee Co-operating for National Defense and is also chairman of the USO Theater Drive. Until recently, he was a member of the Health, Welfare and Recreation Committee of the New Jersey Defense Council. His residence is in Walpack Center, N. J.

Schatz Wins Clearance Case in North Chicago

Chicago—Sidney Schatz, operator of the Sheridan Theater, North Chicago, yesterday won his arbitration case against RKO and the Times Theater, Waukegan, Ill. In his complaint, Schatz asked that the clearance now granted the Times Theater be eliminated. Alex. Schatz (Continued on Page 8)

No Announcement of Plans Till Jan. 1. Says Sears

Grad Sears, who resigned last week as Warner Bros. general sales manager, plans to leave Saturday for an extended trip and expects to make no announcement as to his future activities until after his return about Jan. 1. Sears yesterday denied reports linking him with (Continued on Page 7)

Bioff Admits False Testimony

But He Now Feels Bond by Oath's Sanctity

5-10% Wage Increase For Horwitz Employees

Houston—All employees of the William Horwitz Theaters and other enterprises have received salary raises, Horwitz announced yesterday, on the following scale: Employees earning under $25 (Continued on Page 3)

Confessing that he had made statements under oath at other hearings, Willie Bioff, a flustered and uncomfortable witness, literally had his ears pinned back during the first half hour of a withering cross-examination by U. S. Attorney Mathies F. Correa in the Federal Court yesterday.

Confronted by the record of his (Continued on Page 8)

Experts Say Increase Must Come to Offset Boosts in Overhead

While admission prices have not been raised in proportion to those of general merchandise, indications are that exhibitors plan to increase their scales to offset the increased cost of labor, supplies and other factors.

Equipment Priority

Appeal to Wallace

St. Louis—Ray Calvin, head of the Exhibitor's Supply Co., as executive secretary of the Theater Equipment Dealers Protective As.

Spyros Skouras to Start Circuit Swing Next Week

Spyros Skouras will finally leave on his annual trip of the divisional circuits of National Theaters in

20th-Fox's "Valley" Glows with Greatness

"How Green Was My Valley," whose world premiere at the Rialto, Broadway, last night was another super-gala industry event, glows with greatness.

It is one of those rare productions which reflect the fullness and the richness of the creative talent of the people associated with its making, and, as important from the practical showman's standpoint, it is also a picture whose box office potentialities can be predicted to its maximum strength at all situations.

For full review, turn to Page 5. For color story of premiere, see Along the Rialto on Page 3.
Lasky Sets Million
Budget for Twain Pic

Production plans for "The Adventures of Mark Twain," were
outlined by Jesse L. Lasky yesterday on his ar-
rial from the Coast yesterday. Lasky will produce for Warner
Bros., in cooperation with Hal B. Wallis.

Lasky said the budget for the film, which has been tentatively set at over
$2,400,000, will exceed the Mark Twain story to be made by Coit some-
years ago. Lasky declared he will hire another writer to collaborate on
the screen treatment with Howard Koch.

The producer stated he will leave
New York in about two weeks and
will probably accept the invitation of the Mark Twain Society to visit
a number of Mississippi Valley cities in addition to Eastern cities
that played a prominent part in the noted author's life.

According to Lasky, advertising and publicity budget will be com-
parable to that for "Sergeant York," which, he stated, will gross about
$2,000,000 for the first year of its re-
lease.

20th-Fox to Tradeshaw Fifth Block on Nov. 13-14

Tradeshow and national release
dates have been set for 20th-Fox's
fifth block of pictures. "Confirm or
Deny," with Don Ameche and Joan
Bennett, "Cadet Girl" and "Marry
the Boss' Daughter" will be traded-
shed on Nov. 13. "Rise and Shines,"
with Jack Oakie, Linda Darnell and
Milton Berle, and "Perfect Snob"
will be screened Nov. 14. Company
will have reached the half-way mark
on its releases before Christmas.

Board of Review Sets Conference for Nov. 13

National Board of Review of
Motion Pictures will hold its 18th An-
ual Conference in the Hotel Penn-
sylvania from Nov. 13-15, inclusive.
- the event commemorating 25th
year of organized community work in
connection with films, begun by the
Board in 1916.

Metro to Tradeshows Four Features on Nov. 10-12

Metro yesterday announced dates for the next four pictures to be be-
tradedh, including "The Design for Scandal" will be screened in ex-
change centers on Nov. 10, and "Tara's Secret Treasure" on Nov. 12.

Scalion Here for Week

Ernest L. Scalion, co-director of
Selleck International Pictures and
producer of David O. Selleck
Productions, Inc., is here from the
Coast to confer on a number of mat-
ters in connection with his two posi-
tions. He will be here about a week.

Harry Ross Back at Desk

Harry A. Ross, Ross Federal presi-
dent, returns to his desk today after
a two-week tussle with bronchial
pneumonia. He says the tempo of
overday activity is a great cure.
It knocks a high temperature down
quickly.

Katherine Spencer III

Katherine Spencer of the Warner
Theater Department contact office,
New Haven, is ill at New Haven
Hospital with pneumonia.

Universal has set aside $2,400
which will be shared by theater
owners who promote the most out-
standing campaigns on "U" short
subjects and chapter-plays between
Nov. 1 and Jan. 31.

"Exhibitor: 'Sells Will Short Sub-
jects Contest" was announced by
Bernard Kreisler, sales manager,
that on his re-
cross-country tour he was im-
pressed by the large number of ex-
hibitors who had made short sub-
ject promotion a definite and profi-
table part of their theater opera-
tion.

Contest judges include leading
exhibitors and trade paper editors.
Exhibitor-judges are Eddie Alper-
son, Sam Dembou, Gus Eysselle, St.
Fibian, Edwin Grincer, John Har-
ris, John Hatcher, Arthur Mayer, John Nolan, Eugene Picker,
Sam Rinzel, Harry Rosen-
quest, Herbert Schefch, George
Vogel, and prominent trade busi-
ness editors are Chester B. Bahn.
The FILM DAILY, Terry Ramsey,
and A-Mike Vogel, Motion Picture
Herald; Sam Shain, Motion Pic-
ture Daily; Red kann, Boxoffice; John E. Flinn, Variety; Jay Em-
uel, The Exhibitor; Chick Lewis
showmen's Trade Review; Mo Wax,
Film Bulletin, and Lionel Toll, The
Independent.

Under the rules, the United
States is divided into two divisions
with the Mississippi River as the
dividing line. There will be four sub-
groups in each division, ar-
ranged according to population.
Awards of $200 and $100 will be
offered for the best and second
best. All campaigns must be submitted by Feb. 15, 1942.

Universal's special featurette,
"The World's Awa," will be re-
leased in December after a world
premiere in Dayton, home of the
brothers "The Flying Command-
the Navy," serial, also will be re-
leaded in December, Kreisler an-
nounced.

Lasky Joins Fitzgibbons
As Amra Speaker Today

Jesse L. Lasky will be a speaker at the
Ampa luncheon today in addi-
tion J. J. Fitzgibbons, president
of Famous Players Canadian Corp.,
and Douglas Cole, head of the Can-
adian Trade Commission, Austin
Keough, paramount general counsel,
will introduce Fitzgibbons, and Mort
Blumenstock, Eastern advertising
manager of Warner Bros., will in-
roduce Lasky.

DARRELL F. ZANUCK plans to buy the
Daily.

CRADWELL S. SEARS leaves for Wall-
St. this morning to inspect a daughter who is ill in the school.

JACK SCHLAFER, Edward Small's East
representative, returned from a Mid-
west trip yesterday.

ERNEST SCALION, co-liquidator of Selle-
ck International Pictures and treas-
er David G. Selleck Productions, Inc.,
from Hollywood on a business trip.

WENDY BURY, songwriter, and his wife,
from Hollywood and stopping at the Wall-
Post.
H. Thompson Heads Georgia's New MPTO

(Continued from Page 1)

WASHINGTON—H. Thompson, Hawkinsville, was designated first vice-president; Mrs. Willingham Wood, the Wood Theaters, Washington, retary; and Hobson Johnson, of the Brass Theaters, Vidalia, treas-

Thirty-four directors were chosen as follows:

H. Thompson, Hawkinsville; E. Martin, Columbus; Ed Beach, Conyers; Mrs. Willingham Wood, Washington; J. B. Hardy, Thomas; Hobson Johnson, Vidalia; Mrs. Louis Bach, Atlanta; Hugh Man-

nagan, Marietta; Nat Williams, Maconville; Adolph Gotartovsky, Albany; Mrs. Violet Edwards, Monroe; Charles Powell, Moultrie; L. Gaston, Forsyth; T. E. Bell, Bon; Frank Montezuma, J. H. Helms, Brookhaven; E. E. Martin, Lumpus; Alpha Fowler, Douglasville; Bill Jenkins, Atlanta; Will-

iam Harrigan, Swansboro; William Niles, Toccoa; Hal Macom, States-

boro; Fred Weis, Savannah; M. G. Chehrieb; Ellison Dunn, Cal-

hula; Claire Hilander, Albany; Mrs. Osborne, Commerce; Tom Bailey, Janta; Jimmie Harrison, Atlanta; Ed Coleman, Atlanta; W. T. Mur-

ry, Atlanta; O. C. Lam, Rome.

Hart Witch Hunt Calendar

(Continued from Page 1)

sociation has written to Vice-President Henry Wallace, head of the Supply Priorities and Allocation Board, requesting that the OPM grant priorities on vital theater equipment and supplies.

Colvin predicts the request for priorities on the grounds that film theaters are a vital factor in building up and preserving public morale in times of national emergency. The letter points out that the Fed-

eral government has recognized the morale value of motion pictures as entertainment by constructing at great cost many theaters in Army camps and posts.

Colvin also takes the position that the manufacturers of various articles of theater equipment, etc., should not be placed in the same classification as manufacturers who produce so-called gadgets of a non-essential type or luxury items.

The association also writes to some 50 manufacturers of various articles of theater equipment and also to a large number of independent motion picture theaters owners enlisting their support in the association's efforts to obtain necessary priorities for theater equipment and supplies.

The Theater Equipment Dealers Protective Association has some 32 members.

5-10% Wage Increase

For Horwitz Employees

(Continued From Page 1)

weekly, a 5 per cent raise; between $20 and $50, a 5½ per cent raise; above $50, a 5 per cent raise.

Thirty per cent of the 180 em-

ployees are under union contract, but Horwitz said the raises were made voluntarily. The Will Hor-

witz enterprises include the Up-

town, Texan, Iris, and Ritz theaters; the Uptown drug store, and the Will Horwitz Flower Shop, greenhouses, and farm.

HAPPY BIRTHDAY TO YOU

3

Equipment Priority

Appeal to Wallace
LAST NIGHT!

Here are the highlights of what happened on Broadway!

Crowds such as New York sees only on Election Night or New Year’s Eve jammed Broadway for blocks around the Rivoli! Special police arrangements to control throngs and traffic! Tremendous street banner and spectacular front lit by gigantic searchlights! A battery of newsreels covered arrival of innumerable celebrities! All major networks participated in special broadcasts of proceedings! World-famous Welsh Women’s Chorus of 75 in costume sang from specially constructed stage in front of Rivoli! Bands played! Two-way trans-Atlantic broadcast between Capt. Richard Llewellyn and Kate Smith! And a sell-out audience that paid $2.50 for their premiere seats* thrilled, wept, laughed, cheered and applauded a masterpiece of entertainment!
These are the critics (pictured against premiere activity) who covered the event and flashed word to their great out-of-town newspapers:

Norman Clark, Baltimore News-Post
Charles Howard
and Marjory Adams, Boston Globe
Helen Eager, Boston Traveler
Prunella Hall, Boston Post
Peggy Doyle, Boston Record-American
Joyce Dana, Boston Sunday Advertiser
Anne McIlhenney, Buffalo Courier-Express
E. B. Radcliffe, Cincinnati Enquirer
E. V. Dinerman, Cincinnati Post
Arthur Spaeth, Cleveland News
Richard Peters, Cleveland Express
Frank Gill, Detroit Free Press
Charles Gentry, Detroit Times
Robert E. Murphy, Minneapolis Star-Journal
Keith Wilson, Omaha World-Herald
H. T. Murdock, Philadelphia Public Ledger
Bernie Harrison, Washington Times-Herald
Lucia Perrigo, Chicago Herald American
Phil Keury, Kansas City Star
Harold Cohen, Pittsburgh Post Gazette
Kaspar Monahan, Pittsburgh Press
Mitch Woodbury, Toledo Blade
Buck Herzog, Milwaukee Sentinel
Bruce Palmer, Oklahoma City Daily Oklahoman
Llewellyn Jones, Scranton Tribune

*Entire proceeds of this performance went to Navy Relief Society*
**MINN. PIX SHORTAGE MAY CLOSE 20 HOUSES**

(Continued from Page 1)

Fred Strom, executive secretary of Allied Theatre Owners of the Northwest, the organization which sponsored and pushed through the Legislature the reorganization of the Minnesota anti-blocks-of-five law.

"Houses already are feeling the lack of good pictures because the five major studios have run out, and all the minor houses are piling up the goods," Strom said. "Most of them have sufficient bookings to keep them open till the end of the month, but by the end of that month we'll see 15 to 20 close." 

"Says "A" Houses Menaced

And those which probably will be the first to go are those which have operated an average of at least five months with the employees of the major companies, and those which have not had the opportunity to build up highly acclaimed house reputations because of lack of first-class attractions.

"In New Ulm, there's a similar situation but with two owners, Ethel and H. Hunt, still working there, and he has pictures of the majors under contract previously. But at the 20 to 25 operations in the Twin Cities and Duluth, there is no guarantee that these houses will be open if he cared to. He'll have no doubt be forced to close the premises within months unless he can get some better pictures of the majors under contract to keep open only a short time longer.

**EXACTS MAJORS TO ASK RELIEF**

"I feel certain, however, that the situation will get no more serious than it is now. Paramount already has asked relief under the consent decree. The major companies could do something here and Jack Wright another. Rubin has the Universal, Columbia and other studios, and I think he could get the necessary pictures if he could be able to get along. But Wright, who previously has shown most all pictures of the majors, is now getting to a point where he can keep open only a short time longer.

"The trend, however, is that the situation will get no more serious than it is now. Paramount already has asked relief under the consent decree. The major companies could do something here and Jack Wright another. Rubin has the Universal, Columbia and other studios, and I think he could get the necessary pictures if he could be able to get along. But Wright, who previously has shown most all pictures of the majors, is now getting to a point where he can keep open only a short time longer.

"It is hardly likely that the other majors will be required to make any more than the full season blocks with the necessary 20 per cent cancellation clause.

"Another factor is the presence of Mr. Graffy, the preacher, who prevails against the church and prefers to keep the church and keep the people in its support. Richard Day and Nathan June's art direction rates prices.

"Director Ford has fused all these forces with such skill that the film never falls short. Amidst the action of a character that is almost a classic, one of the film's highlights, Williams, incidentally, is the narrator. Arthur is the son of a busting blacksmith. With the death of the mother, Frederick Workol and Ethel Griffin are shown to be more than merely capable in supporting roles. There are magnificent choral backgrounds provided by the Welsh Singers and the musical score by Alfred Newman adds to the film's stature. Richard Day and Nathan June's art direction rates prices. Richard Day and Nathan June's art direction rates prices.


**PHOTOGRAPHY:** Frank Maxwell, Art Lloyd, and Ernest Halliday.

**RCA WILL SERVE 11**

**RKO SCREENING ROOMS**

Negotiations have been complete for RCA service to 11 previe rooms of RKO Radio Pictures, In the contract includes the furnishing of parts and other items to be sound and projection equipment according to W. L. Jones, RCA the manager of the company.

Adolph Goodman, RCA assistant service manager, handled the for RCA, while A. Schubert new equipment. RKO Radio Picture.

RKO Exchanges involved are located in Atlanta, Cincinnati, New York, Chicago, Phila, and Boston.

**WILL PLAY FOREIGN PIX**

Europe Theater at 149 First Ave corner 78th Street will open Nov 2 with a foreign picture policy.
Clearance Case Won by Schatz

(Continued from Page 1)

After Eilenberg, arbitrator, ruled that the clearance be eliminated that RKO should make products liable to the Sheridan during the end week of release.

Even Pizaro Clearance Case Withdrawn in Philly

Philadelphia—Case filed by Lewen for his Tioga Theater was withdrew by RKO. It seems that the clearance is being withdrawn. In his complaint, Pizaro charged that while his house was closed to follow the Strand and other theaters by 14 days, in city pictures did not reach their later for 35-40 days because of the condition of the theaters. He asked for seven days for first-run Germantown Ave.

 texas Allied to Hear

Ralph Murphy to Finish "The Fleet's In";
Don Ameche Set to Play Paul Dresser Role

West Coast Bureau of THE FILM DAILY

Hollywood—RKO will hold on the Hollywood range. Ralph Murphy suc-
cedes the late Victor Schertzinger as director of "The Fleet's In." . . .
Republic will star Judy Canova in "Miss Jesse James," by Gloria Giblyn. . . . Metro's next Tarzan saga will bring the papa-man to N.Y., tentative title is "Tarzan Against the World." . . . 20th-Fox will cast Don Ameche and Rita Hayworth in "My Gal Sal," with Ameche seen as Paul Dresser, composer. . . . FRC has set Robert Kent and Virginia Vale for "Blonde Comet" leads. . . . Associated British wants Jack Oakie to come up to London for a picture.

Spyros Skouras to Start Circuit Swing Next Week

(Continued from Page 1)

circuit with the showmanship Drive which is named after the circuit prexy. Skouras will plane out after the election Tuesday and will make stops in Milwaukee, Kansas City, Denver, Portland and Los Angeles.

At the five meetings, Skou-

Reservations for the event total

Allied Pioneers Meeting Is Set for Toronto Nov. 18

Toronto—The Canadian Picture Pioneers will hold its 1941 annual convention at the King Edward Hotel, Toronto, on Tuesday, Nov. 18, the program to open with a lun-

Joe. Among the topics for consider-

no Announcements of Plans

Till Jan. 1, Says Sears

(Continued from Page 1)

EKO and 20th Century-Fox, dis-

EKO and 20th Century-Fox, de-

Ono. Unaudited Report

how $39,459 Quarter Net

at Coast Bureau of THE FILM DAILY

Hollywood—Monogram announces unaudited report for first quarter ending Sept. 27, 1941, shows a net of $39,459,12 after provision of all taxes.

WEDDING BELLS

Portland, Me.—Margaret Morse and cashier at the Civic Theater, Portland, Me., to be married here Nov. 18 to George Gorse, USMC Corp. The ceremony will be performed by the Rev. Mr. Law. Yard.

Oconto, Wis.—Marvin Lane, prod-

Houston—Soldier's Service Club

Houston—Soldier's Service Club for men in uniform has been open-

Pottsville, Pa.—J. Lott Joyce, manager of the Hippodrome Thea-

STORKS!!
Expect Price Scales To Go Up Shortly

(Continued from Page 1)

Des Moines Theater Will Offer Three Different Policies and Programs Daily

Des Moines—John Loveridge, formerly manager of the Blackstone at Chicago, has purchased the Casino Theater from Abe Frankel and will take possession Nov. 1.

Theater will be renamed the Esquire and inaugurate a new policy in Des Moines of newscasts and shorts twice a day. The newscasts will be shown from 11 a.m. to 1 p.m. and 4 to 5 p.m. with full length features the rest of the time.

Bioff Admits False Testimony
But He Now Feels Bound by Oath'sSanctity

(Continued From Page 1)

Testimony at a criminal hearing in Chicago in March, 1940, and before the California State Legislative Committee on Capital and Labor, Bioff reluctantly conceded that he had lied on those occasions but insisted that he is telling the truth now.

The hearing ended on a melancholy note for Bioff when Federal Judge John C. Knowland turned to him and asked: "Do you feel bound by the sanctity of an oath to the witness blustered, "I certainly do."

Two More Bioff Witnesses

Indicating that Bioff's defense was nearing its end, George Breslin, attorney for Bioff, said that he would call two more witnesses, Ruth Nolander, secretary to Joseph M. Schenck, and Charles G. Russell, former tax consultant for the defendant.

Martin Conboy, George E. Browne's counsel, maintained silence concerning his co-defense plans. Hardly had the cross-examination commenced before Bioff was in trouble. The witness was made to admit that he had publicly stated that Joseph M. Schenck, whom he had described as his close friend, was responsible for the warrant issued against him on the charge of pandering.

Turning his attention to a criminal hearing on a writ of habeas corpus in 1939, the prosecutor asked whether Bioff had not testified that Mike Galvin was his boss during his early days. When Bioff answered in the affirmative, Correa asked why the witness had stated during this trial that Jerry Leahy, of the Teamsters Union, had been his employer. Bioff admitted to a lie in Chicago.

Admits to a Lie

"Isn't it a fact that you omitted Mike Galvin's name here because he is a notorious labor racketeer, " Correa demanded.

"I used Galvin's name [in Chicago] because he was a big Democrat and I thought it might help me," Bioff answered lamely.

"For my wife, I understood that you used the name because it might influence the judge," Judge Knox interjected.

"No, I wanted my friends to know I worked for a big Democrat."

It was disclosed at this point that George Breslin had killed several years ago in internecine warfare. Michael Luddy, attorney for Bioff, objected to the disclosure and charged the U. S. attorney with premeditated lying.

When Bioff insisted that he had been employed only in the Teamsters Union bread and toilet paper departments during the period but, the prosecutor reminded him that he had also acted as a superintendent of a brickyard in 1926. The witness was then shown an application for life insurance, signed in 1934. He stated that Bioff had been employed as a superintendent for 10 years.

Defendant's Explanation

"Why did you make this statement?" Judge Knox inquired.

"I wasn't employed at that time," Bioff replied, "and I wanted a policy for my wife."

Judge Knox retorted, "I know it's a lie."

"I explain that. I am here for a bunch of Communists," Bioff said offhandy.

Earlier in the day, the witness enlarged on his supposed relationship with Joseph M. Schenck and Harry M. Warner. He made an astounding claim that Schenck had given him a total of $20,000 as gifts from time to time. He spoke lengthily of various alleged social and business activities with Schenck and reiterated that he was "palmy" with both Schenck and Warner.

U. S. Attorney Correa will continue his cross-examination today.

Metro Wants "Skeddington"

West Coast Screen World, Los Angeles—DAILY

Hollywood—Metro is negotiating with Warner Bros. for the purchase of the "Skeddington" rights for a Norma Shearer picture. No terms have been agreed upon.

Brady in Actors Fund Post

William A. Brady, veteran screen and theatrical producer, has accepted the post of head of a new advisory council of the Actors Fund of America.

Nelson on F & M Leave

St. Louis—Chauncey B. Nelson, personal director of Fanchon & Marcorelles, has been granted a leave of absence until next July so that he can assume a directorship at Berkeley Hall, Beverly Hills, Calif. Before joining F & M Nelson was Dean of Boys at Principia College.

Milk Pic in 325 Houses

"Penny A Day," a documentary one-reeler reporting the New York City milk industry, released as a pre-Roach release, will be released for public showing tomorrow when it begins a five-day run in more than 325 theaters throughout the five boroughs of the city. Reel was produced by Frank Donovan and is narrated by Lowell Thomas.

Para. Lensey Ends 35,000-Mile Trip

Arthur Menken, Paramount No. cameraman who returned on Monday from a 35,000-mile photographic trip to Asia and the Antipodes, but some 5,000 miles of which made by plane, said yesterday just before he had taken a route a total of 50,000 feet film, some of which had been patched to the home office during journey, while a considerable percentage is now being cut and edited.

Menken had "screen interviews with the heads of all the leading states he visited,—the itineraries to China and Japan, via Philippines, and subsequently French Indo China, India, Malay, Australia and New Zealand."

Menken told an old press that during the second week in August he was in Chungking where he was present on 34 occasions by Japanese, who, he added, appear to enter the war on the side of the Axis powers, although the forces in China had been reduced.

Menken declared that the military supplies over the Burma Road could now be shipped to China as there were some 100 large transport planes available, escorted by fighter planes. Here the S. defenses of Hawaii and the Philippines are tremendously strong; Japan's war effort is very thorough; the U. S. is losing its markets in Australia as a result of war conditions, and in the latticountry there are some 400,000 men under arms and a population of 7,000,000,—the civilian population working en masse for victory, a situation this 11/12 ended in the same way as the U. S. up.

Early in December Menken expects to make a national lecture swing.

Petrillo to Meet Today With WB, Para, Execs.

James C. Petrillo, head of the American Federation of Musicians, will meet this morning with Warner Bros. and Paramount officials over the banning of traveling stage bands from theaters unless the managernent assumes the payment of Social Security taxes for the individual musicians. Dictum delivered by Petrillo went into effect Monday and will be felt by all houses which have made bookings for the end of this week unless mat ter is settled.

Would Buy Maturc's Contract

West Coast Bureau of THE FILM DAILY

Hollywood—Twentieth Century-Fox has agreed in principle with Hal Roach for the purchase of Roach's contract with Victor Maturc. Price is said to be $80,000. Maturc has one more contract for five years with RKO, which may prove an obstacle.
Lumenstock in New WB National Post

Film Tunes Back on Air as Nets Sign With Ascap

Willkie Tells Picture Pioneers Filmland Comes Through Probe With Flying Colors

Wendell L. Willkie told a cheering audience of the Motion Picture Pioneers last night, in his role of guest at the organization's dinner here, that he has followed every major investigation in Washington during the past decade, and that "no industry has come through with the same quality and spirit as has filmland." He added that the industry "went in and took the gaff, and came out better than it was before." Willkie asserted with ringing conviction that he was "proud to represent them (film interests) on any rostrum." He was accorded a tremendous ovation at the conclusion of his brief speech. With Willkie on the dais were James J. Walker, Barney Balaban, Jesse L. Lasky, Harry Cohn, Jack Cohn, and Harry Brando.

Films' Role Vital, Asserts Fitzgibbons

Importance of the motion picture industry to the nation has never been so vital as it is today, J. J. Fitzgibbons, president of Famous Players Canadian Corp., declared yesterday at the Amra luncheon in the Hotel Edison.

In Canada, Fitzgibbons said, the government has recognized the

Sauter Named Defense Information Officer

Appointment of James E. Sauter to the post of regional information officer for the Second Defense Region of the Office of Civilian Defense was announced yesterday by Col. Franklin D'Olier, regional director.

"U" Shifts Chi. Bookings As Product Piles Up

Chicago — Congestion of product and the large number of pictures Universal has available have made it necessary for Universal to book product scheduled for the RKO Palace into the B & K Chicago and

Bioff Battered on Cross-Exam.

Forced to Admit to Series of Falsehoods

Lt. Col. Gillette Will Address NBR Conference

Keynote of the 18th annual conference of the National Board of Review, to be held in the Hotel Pennsylvania, Nov. 13-15, inclusive, will be "Movies in a Democracy." In connection with which a special session in the Museum of Modern Art Film Library devoted to the

To Co-ordinate All Sales Promotion, Merchandising And Exploitation for Co.

Mort Blumenstock, in charge of Warner Bros. Pictures, Inc., advertising and publicity in the East for the past four years, steps up to the newly created post of national manager of advertising and exploitation of all sales promotion, merchandising and exploitation activities for the parent company.

MORT BLUMENSTOCK

Formal announcement of Blumenstock

(Continued from Page 13)

Partial Stage Band Victory for A F of M

James C. Petrel, head of American Federation of Musicians, won a partial victory yesterday when representatives from the Warner Bros., Paramount and RKO circuits agreed

Consent Election Looms in SOPEG-Col. Talks

Representatives of the Screen Office and Professional Employees Guild, Local 109, CIO, and those of Columbia Pictures met yesterday in

WB Zone Managers to Meet With Bernhard

Zone managers of Warner theaters will huddle at the home office today with Joseph Bernhard. Whether an announcement will be made by Bernhard of an assistant in the theater department at the meeting was undetermined last night.
Senate Witch Hunters Find an “Out”: Defer Inquiry Because of the Neutrality Debate

Washington—The Senate Interstate Commerce sub-committee yesterday found an “out” for that very much desired further postponement of war film propaganda hearings.

Because the neutrality debate in the Senate is of such “transcendent importance,” the sub-committee determined at an “informal” meeting yesterday to postpone resumption of its inquiry until completion of the present debate and the Senate’s vote on the Neutrality Act’s amendments.

The sub-committee had no announcement as to who would be called if and when hearings actually are resumed.

Virginia Beach Theater Files Availability Case

Asking for day-and-date availability with the Newport Theater, a demand for arbitration has been filed by the Bayne Theater, Virginia Beach, Va. The Newport now has 21 days protection over the Bayne.

New Haven—The New Newington Theater, Newington, was given an arbitration award whereby it may produce 21 days after first-run New Britain. Complainant had asked for a reduction of the existing 30-37 days clearance to seven days.

A. A. Ribicoff, arbitrator, ruled that Warner Bros., one of the defendants, could not be affected by the award because under Section XVII of the consent decree he was without power to render a decision against Warners with respect to the first-run Warner Embassy and Strand, New Britain, and clearance between them and other theaters.

Clearance Case is Filed By Highland Park House

Chicago—Asking better clearance schedules from Paramount, RKO and 20th Century-Fox, William Pearl, operator of the Admiral House The-ater, Highland Park, Ill., has filed a demand for arbitration here. Named in the complaint are the Del Lago Theater, Wilmelnete, Lake Forest Theater, Lake Forest, and the A. J. B. Theaters, Libertyville.

Moss to Memphis, N. O. For Opening of “Blues”

To check on plans for the dual world premieres of “Birth of the Blues” tomorrow in Memphis and New Orleans, Alec Moss is in Memphis today, with the hop to New Orleans to follow. Before returning, Moss also will visit Charlotte, Atlanta and Dallas to confer with Paramount talent men, theater operators and newspaper people.

E. M. Loew Hospitalized

Boston—E. M. Loew, head of the circuit which bears his name, is ill at a Boston hospital, but his condition is not regarded as serious.

First Winter Camp Show Planes to the Caribbean

Camp Shows, Inc., of which Eddie Dowling is president, will send the first of its Winter program of shows for Army Camps and naval stations to Puerto Rico and other Caribbean bases tomorrow via an Army transport plane, aboard which will be John Garfield, film star; Oliver Hardy and Stan Laurel, screen comedians; Chico Marx of the former Marx Brothers; Mitzi Mayfair, musical comedy dancer; and June Piccions and Benny Venuta, singers.

Program is financed by USO funds, with Screen Actors Guild, Association of Motion Picture Producers, and Actors Equity co-operating with Dowling in assembling talent. It is expected that sufficient units will soon be formed to play a circuit of 185 camps and naval stations, each getting a show at least once every two weeks.

Board of directors of Camp Shows, Inc., a non-profit agency formed by the Citizens Committee for the Army and Navy in collaboration with the USO, consists of Y. Frank Freeman, Lee Shubert, Bert Lytell, Eddie Dowling, Walter Hoving, Harper Sibley and Clar-ence G. Michalis. Latter is organization’s treasurer, and Lawrence Phillips is executive vice-president and secretary.

Rodgers Speaks Today At ITOA Luncheon Meet

W. F. Rodgers, M-G-M general sales manager, will address the ITOA at a luncheon-meeting today at the Hotel Astor.

New York Theaters

REPUBLIC RADIO CINEMA MUSIC HALL

FRED ASTAIRE. ----- RITA HAYWORTH

"YOU'LL NEVER GET RICH"

ON CONTINUOUS PROGRAM

ON GREAT STAGE 
15 UP OR ALLEY
15 DOWN OR ALLEY
15 IN SERIETY
15 IN TOWER

A PARAMOUNT FONT

IN PERSON
PAPAULE GODDARD

“NOTHING BUT THE TRUTH"

PARAMOUNT TIMES SQUARE

KNOX LONG

BILLY JOE "BELLE STARR"

A 20th Century-Fox Picture

PLUS A BIG AVENUE SHOW ROXY
20TH STREET

THE PALACE

BWAY & 47TH ST.

IRENE DUNNE - ROBERT MONTGOMERY

"UNFINISHED BUSINESS"

AND "LIVES ARE NOT ENOUGH"

RONALD REAGAN-JEAN PERRY

FRIENDLY SERVICE SAVES TIME AND MONEY AT POSTAL TELEGRAPH

CHARGES FOR TELEGRAMS PRINTED IN APPEAR ON YOUR TELEPHONE BILL.

NOW AVAILABLE

Experienced motion picture copy writer, house publicist, contact writer. Has handled important and public relations assignments. Knowledgeable on the Neutrality Act and its impact on major film production, as well as war and propaganda activities.

CHARLES R. KALPH

THE PALACE

Broadway theatre - 312 W. 47th St.
NO GUESSWORK!

Here's what's coming from The Friendly Company.
THAT'S HOW YOU SPELL IT!

What's coming from M-G-M? Can M-G-M keep up the sizzling pace? What is to follow "Jekyll & Hyde," "Honky Tonk" and the other big early season M-G-M entertainments? No guess-work. Here they are: Many are completed, others are in production. The best is yet to come, among them the Greatest attractions in M-G-M history. That means the Greatest in Film history. For instance, see what follows!
The crowds will soon be heading for

MICKEY ROONEY
JUDY GARLAND

“Come out of the kitchen, housewife. It’s better than ‘Babes in Arms’.”

“Put it off till tomorrow, Mr. Business Man. Take the wife to see Mickey and Judy’s new triumph.”

“Declare a school holiday, Mr. Mayor. It’s more fun than ‘Strike Up the Band’”

“Even this can wait, sweetheart. Let’s get going to ‘Babes on Broadway’.”

Completed! Previewed! M-G-M’s “Babes on Broadway” is the biggest package of entertainment that ever flooded your screen with talent, song, heart-throbs; and your box-office with gold.
"DON'T GET CAUGHT WITHOUT 'PANAMA HATTIE!'"

LISTEN TO YOUR PATRONS:

"'Panama Hattie' has been previewed in California!"
"The reports say it's a sensation!"
"That's the big Broadway musical hit!"
"Filmed in the M-G-M manner. Oh boy!"
"Ann Sothern, Red Skelton — what a combination!"
"With a top-notch comedy cast and Cole Porter tunes!"
"Bring on 'Panama Hattie,' Mr. Theatre Manager!"
"We'll be there!"

"PANAMA HATTIE" Starring ANN SOTHERN, RED SKELTON with "Rags" Ragland, Ben Blue, Virginia O'Brien, Alan Mowbray, Dan Dailey Jr., Jackie Horner • Screen Play by Jack McGowan & Wilkie Mahoney • Directed by NORMAN Z. McLEOD. Produced by ARTHUR FREED.
THE WOMAN OF THE YEAR will be
THE PICTURE OF THE YEAR!

Completed!
Previewed!
It’s positively
Terrific!
It’s got that
"Philadelphia Story"
Box-office stamina!
Long life at
Your show-shop!

SPENCER TRACY, KATHARINE
HEPBURN in "WOMAN OF
THE YEAR" • A GEORGE
STEVENS’ Production with Fay
Bainter, Reginald Owen.
Original Screen Play by Ring
Lardner, Jr. and Michael
Kanin • Directed by GEORGE
STEVENS • Produced by
JOSEPH L. MANKIEWICZ.

TRACY AND
HEPBURN
—that’s why Leo is
weighing the idea
of the Academy
Award!

Weather-proof! The kind of
show that brings the dough in
rain or snow!
PUT YOURSELF IN THIS PICTURE! Ride with the Winner!

(continuing M-G-M coming attractions!)

Completed! Previewed! Another big M-G-M Show on the way to you!

ROBERT TAYLOR
LANA TURNER in "JOHNNY EAGER"

A MERVYN LeROY PRODUCTION with EDWARD ARNOLD, Van Heflin, Patricia Dane, Henry O'Neill, Diana Lewis • Screen Play by John Lee Mahin and James Edward Grant • Directed by MERVYN LeROY • Produced by JOHN W. CONSIDINE, Jr.
Completed! Previewed! Add it to the sure-fire box-office shows from Leo!

**ROSA LIND RUSSELL**  
**WALTER PIDGEON** in  
**"MISS ACHILLES' HEEL"**  
*(title to be changed)*

with EDWARD ARNOLD, Lee Bowman, Mary Beth Hughes, Barbara Jo Allen, Guy Kibbee • Original Screen Play by Lionel Houser • Directed by NORMAN TAUROG • Produced by JOHN W. CONSIDINE, Jr.

Completed! Previewed! The best-selling novel to the life! Another Big One!

**"H. M. PULHAM, Esquire"**

*starring*

**HEDY LAMARR**  
**ROBERT YOUNG**  
**RUTH HUSSEY**

with CHARLES COBURN, Van Heflin, Fay Holden, Bonita Granville • Screen Play by King Vidor and Elizabeth Hill • From the novel by John P. Marquand • Directed by KING VIDOR

"Wish I had more space to tell you about—"

In production NORMA SHEARER, MELVYN DOUGLAS in "We Were Dancing," based in part on Noel Coward's "Tonight at 8:30"... Just finishing at press-time, SHIRLEY TEMPLE (she's twelve and terrific now) co-starred with HERBERT MARSHALL, LARAIN E DAY in "The Girl On The Hill"... Coming JEANETTE MacDONALD, NELSON EDDY in the Broadway stage smash musical "I Married An Angel"... And the new KILDARE picture is shaping up swell... And "Tarzan's Secret Treasure," the first one in two years, is awaited by the fans... In production "Mr. and Mrs. North" the New York stage delight (GRACIE ALLEN's in it)... WALLACE BEERY's "Steel Cavalry" (of course, Marjorie Main, too)... GREER GARSONS's next is "Mrs. Miniver," the best-seller. She's co-starred with WALTER PIDGEON... "The Vanishing Virginian" has a swell Frank Morgan role... And wait 'til the folks hear about RED SKELTON in "How To Win Friends and Influence People" based on the Dale Carnegie book sensation... And more happy hits in preparation from the Studio that never fails you!

*(Turn please)*
THIS PHOTO TELLS ITS OWN STORY

The men who pass through these portals may not be the world's most beautiful males but they're FRIENDLY. This is the door of the M-G-M Home Office Sales Department. Note that it is open. Note also the Welcome on the mat. The mat was placed there when this picture was made so that the photo would express truly the spirit that lives there always. And this symbol is duplicated in spirit in every M-G-M Branch Office throughout the land, as well as in those far places of the world where the Lion still bravely carries on. The Open Door policy at M-G-M was not born yesterday. It has existed all the years we have been in business and out of its operation M-G-M came to be known as THE FRIENDLY COMPANY. To say it simply: "Your M-G-M representative wants to know your problems. He cannot know them until you tell him. The door is always open." Welcome Mr. Exhibitor!
BS and NBC Sign New Ascap Contract

(Continued from Page 1)

networks will pay Ascap at the rate 2% per cent on network commercial business and their managed stations will pay 2% on local and national spot business. The Ascap contract with the networks expired last year provided for 1% per cent, but was collected from individual stations.

The 10-month dispute admittedly affected the exploitation of films in the air. With film music largely capital, radio plugs, especially for musical films, via orks, etc., have been conspicuous by their absence on the air.

The settlement, too, is expected to clear the way for extensive use of films in television. The fact that the networks have only song numbers, but musical numbers for films largely have been controlled by Ascap has been a major hurdle to the use of films by telecasts since Jan. 1 last.

Sauter Named Defense Information Officer

(Continued from Page 1)

In his new capacity, Sauter, who serves as a volunteer without pay, will be in charge of press, newsmen and radio relations on the area which includes the states of New York, New Jersey and Delaware. His headquarters will be in the Port Authority Building, 111 Eighth Ave.

Sauter shortly will call a conference of newsmen, press and radio companies, it was said yesterday.

A. Ross Off for Survey Of Latin-American Field

(Continued from Page 1)

made an extensive personal survey with a view to later extension of the Federal activities there.

From Miami, Ross will fly to Mexico City, proceeding from there to other Latin-American capitals, including Lima, Rio de Janeiro and Buenos Aires. He will be away from the home office here for five or six weeks, it is understood.

Urges Telecasting Of S. American Pix

(Continued from Page 1)

in the American motion picture industry, stressed that the use of cultural films of South American arts and industries for television programs would "insure a real understanding by our Latin-American neighbors of the customs, and offset current misconceptions." The South American republics are "hearty sick of our attempting to bring culture to them," Zobel commented yesterday. "Their civilization, their universities, and their history runs back far earlier than ours."

Zobel pointed out that South America offers an important television market for U. S. advertisers and that markets here must offer reciprocal opportunities.

On his visit in December, Zobel will confer with Dr. Julio Barata, director of radio of the Brazilian Department of Propaganda, and with film producers in both Brazil and Argentina.

Partial Stage Band Victory for the A F of M

(Continued from Page 1)

to sign the Form B contract whereby the management assumes the responsibility for the payment of Social Security taxes for the individual members of traveling bands. Both RKO and Paramount, however, signed the contract for a two-week period only.

The Form B contract which Warner Bros., signed will undergo some revisions, it was indicated. A spokesman for Warner Bros. stated: "We agreed to sign a contract with some amendments still to be discussed. Any contract signed will be subject to revision upon final agreement on the amendments under discussion."

Solomon Dan Dead

Memphis, Tenn.—Solomon Dan, 59, pioneer Memphis movie operators, died Friday. After leaving the theater business, he handled publicity for other amusement enterprises in several southwestern states.

TO THE COLORS!

McGehee, Ark.—Ralph Lehman, manager of the Ritz theater here, has resigned to enter the Air Corps. Before coming to the Ritz last July, he was manager of the Strand at Pine Bluff and of the Rialto at North Little Rock.

Happy Birthday to You

[Telegram]

Ruth Hussey, George Marion, Jr., Zoe Akins, Arthur Ballow, Sue Carol, Willie Well

Labor Day

Tuesday, October 30, 1941
Magnificent production rich in box office potentialities which will be included in the album of outstanding films of all time...‘How Green Was My Valley’ glows with greatness!

—The Film Daily

Richard Llewellyn’s moving and eloquent novel, ‘How Green Was My Valley,’ has been translated to the screen with consummate artistry! It is a distinguished and enormously absorbing narrative. Once again, the director of ‘The Informer’ and other notable productions has enriched the screen.

—Rose Pelswick, N.Y. Journal-American

‘How Green Was My Valley’ is one of the year’s better films, a sure-fire critic’s picture and, unlike most features that draw kudos from crix, this one will also do business. It’s a film that holds much to remember and it is this reminiscent quality that should create a very valuable word-of-mouth. Walter Pidgeon is excellent; Maureen O’Hara splendid; Donald Crisp and Sara Allgood inspired; Anna Lee equally expert; and above all, there is a potential new boy star in Roddy McDowall. An ultra-production.

—Variety

Under John Ford’s intuitive direction, 20th Century-Fox has brought Richard Llewellyn’s fine, dramatic novel, ‘How Green Was My Valley,’ to the screen in one of the outstanding film productions of the year. An extraordinarily interesting picture, one that warms the cockles of the heart...it is 20th Century-Fox’s finest production of the year and one of the director’s best.

—Kate Cameron, N.Y. Daily News

'This is one of the most deeply enjoyable.'

—Archer Winsten, New York Post

‘How Green Was My Valley’ is superior motion picture entertainment!

—Phil Koury, Kansas City Star

‘How Green Was My Valley’ is a splendid achievement!

—Kaspar Monahan, Pittsburgh Press

How Great

Now Thrilling
New York’s
Millions at
the RIVOLI

How Green
ERFECT PRODUCTION!"  
—Lee Martimer, N. Y. Daily Mirror

"How Green Was My Valley' is a stunning masterpiece. You can never expect to see a film more handsomely played. Darryl Zanuck, John Ford and their associates at 20th Century-Fox have fashioned a motion picture which may truly be regarded as an outstanding film of the year!"
—Bosley Crowther, The New York Times

"'HOW GREEN WAS MY VALLEY' IS A GREAT PICTURE!'"
—Keith Wilson, Omaha World-Herald

"You will be denying yourself a thrilling experience if you miss 'How Green Was My Valley'!"
—Buck Herzog, Milwaukee Sentinel

"I know all the fans of this country are going to be thrilled!"
—Lucia Perrigo, Chicago Herald-American

"A REAL THRILL! A FINE FILM!"
—Mitch Woodbury, Toledo Blade

"JOHN FORD'S MASTERPIECE. WITH SUCH A STIRRING FILM IN TOWN THE THING TO DO IS DROP EVERYTHING AND RUSH TO SEE IT, BECAUSE YOU WON'T SEE ANOTHER ONE LIKE IT FOR A LONG TIME!"
—William Boehnel, N. Y. World-Telegram

"A WONDERFUL PICTURE!"
—Anne Mcllhenney, Buffalo Courier-Express

"EXCELLENT! FINE! GREAT!"—Bruce Palmer, Daily Oklahoman

"Scenes as fine and moving as anything the screen has produced. Certainly, 'How Green Was My Valley' is one of the few films of which it can be said you will be denying yourself a rich experience by missing it."
—Howard Barnes, N. Y. Herald Tribune

"'HOW GREEN WAS MY VALLEY' IS ONE OF HOLLYWOOD'S TRULY GREAT ACHIEVEMENTS! ANOTHER MILESTONE IN MOVIE-MAKING!"
—Joyce Dana, Boston Sunday Advertiser

"'How Green Was My Valley' was a book for everyone to read. Its screen translation is a beautiful and genuinely emotional film."
—Eileen Creelman, N. Y. Sun
Budd Schulberg's "Hollywood Doctor" Will
Be Telecast by NBC's WNBT on Friday Night
Budd Schulberg, author of the novel, "What Makes Sammy Run," has written a short drama, "Hollywood Doctor," for television, and NBC will televise it over Station WNBT Friday night at 8:31. Central characters are a doctor, victim of too much Hollywood living, and the femme who brings him back to saner ways. Adrienne Ames will play the girl. Ernest V. Callling is directing.

Bioff Battered on Cross-Exam.
Forced to Admit to Series of Falsehoods

The defendant offered as an excuse.
"You were afraid you'd be misunderstood," Correa queried sarcastically. "That's right," Bioff replied.

The witness's testimony was interrupted at another time by Judge Knox who asked: "When you got all this money and transferred it to Mr. Schenck did you keep any memoranda of your expenditures in the records of dates and amounts?"

"No sir, I did not," Bioff said.
"Weren't you afraid that you would be held as a conspirator if the commission of a crime?" the court inquired.

"No, Joseph Schenck would have protected me," was the answer.
"But, suppose he died?" Judge Knox asked.

In that case, I would have been all right," he replied.
"You mean you would have kept the money then," the court asked sharply. The defendant hedged for a minute and then answered "No, I would have given it to Nicholas Schenck."

Says He Only Got $20,000
"How much did you really get out of these transactions?" the court persisted. Bioff insisted the total was only $20,000.

Bioff groovily explained: "You see, lawyers may be on the other side of the fence from each other during a trial but friendly outside activity was that it could be done."

"But you still didn't want your members to know," the court asked.

"People Don't Think Right"
Well, people don't think right,"

Consent Election Looms in SOPEG-Col. Talks

The offices of the latter to discuss determination of exclusive bargaining units for Col. Talks. Sources close to the union said last night that if the negotiations are successful, it will mark the first consent election in film industry annals. Talks are expected to conclude this week, with announcement forthwith to be made in the date of the proposed election.

also included Budi Moran of Repub.

"Unfinished Business" goes into the Chicago on Nov. 14 and "Dakota Ballad" has been booked for the Roosevelt on the same date. Palace opens Saturday with "It Started With Eve."

Hamilton Smith Dies
West Coast Bureau of THE FILM DAILY
Hollywood—Hamilton Smith, 54, producer, director and scenarist, died yesterday at the Wildwood Sanitarium in Newhall. As a writer he worked for Goldwyn Pictures, Universal and Paramount.

Films' Role Vital, Asserts Fitzgibbons

(Continued from Page 1)

power of the screen and the eff.

lt of the industry to give all-out

in time of war. He as a Canadian

parent's campaign to sell war

ings stamps to the "man on street." The campaign ad

was bowing down, he explained, until the industry offered to result in what was believed to be one of the most amazing ca

paigns ever sponsored by any dustry.

Fitzgibbons explained how ater from Coast-to-Coast on

of July 16 gave free ad

ensation to everybody who purcha

minimum of two million war

a stamp, an event which was c

certed by a great co-operative ca

aign, and having as its main sa

$700,000 worth of stamps in one night.

Now is the time, Fitzgibbons said, for advertising and publi

en to build up public confid

which must be placed in the mot

ure industry and in the men directly destined for the war

nies. It must continue and throu

the post war period, he added.

Fitzgibbons was introduced Austin Kough, general counsel

Paramount.

Jesse L. Lasky preceded Fitzgibb

son as a speaker. Lasky told

Ampa diners how he signed Ser:

Alvin C. York for his story. Mar

trips to York's li

town in the Tennessee mountai

were necessary before the W

Ho hero would consent to the Lasky said, explaining how Y

asked that Gary Cooper be sele

de as the star before he would go t

the contract, even though Y was not sufficiently familiar with pictures to know just who Co

During his several visits to T

esse he was collecting mater

York, Lasky met an year-old chil

talk about Mark Twain more in Yor

Because of these conver

tions on Twain, Lasky decided to bu

his next picture around career of the great American thor.

Hold Washington Rites
Today for Owen Cleary

Pittsburgh—Owen Cleary, p

agent and assistant manager of

Shea's Fulton Theater here, d

day at Mercy Hospital follow-

ning a lingering illness. Cleary was a Pennsylvania man for more than 30 years.

He is survived by two brot

Cleary, of Hamilton, D. C., where funeral s

vice and burial will take pl

Tuesday, October 30, 1
B National Post by Blumenstock

(Continued from Page 1)

It's promotion to the spot, concerted with it more important and extensive duties, will be taken tomorrow by Charles Einfeld, director of advertising and publicity when sales exces, and branch managers assemble for a first meet with the new general sales manager, Ben Kalmenson.

New Birth for Taplinger?

Additional duties assumed by Blumenstock will necessitate the appointment of a national publicity man, with Einfeld expected to become second new birth within the next week. Reports from Hollywood last night were to the effect that Robert S. Taplinger, Burbank based publicist, was being mentioned as the probable choice.

As to the home office yesterday, it was said that Mitchell Rawson, then publicity manager, was putting in his present capacity. In his new post, Blumenstock notified, will have full charge of the film scene as it relates to the extending and merchandising of pictures, but will also have control of advertising budgets and full charge of the national field office.

New setup is the latest move in the Warners plans for more specific campaigns and closer co-operation with exhibitors, on individual elements of pictures beyond the accepted exchange areas, with a view to getting the maximum b.o. results from upper-bracket productions.

Concentrate on Promotions

Blumenstock will concentrate on the most thorough and intensive advertising, exploitation, motion and merchandising of pictures ever attempted by the film industry, and will expand budgets and extend force as necessary to achieve objective. Some $4,000 merchandising accounts will come under his action, it is said.

Blumenstock, rated one of the most popular ad-publicity exes in trade, entered pix as a writer for First National in 1920 and continued with the company as writer and film editor for two years. Later directed several pictures for Paramount and other companies. In 1932, joined the Warner-First National advertising department. I won rapid promotion. In 1937, was appointed part of the East Coast advertising and publicity head Einfeld, who transferred his residence to the Coast from New York. Blumenstock is a Columbia alum.

Leslie: Oh, Clay, do you think Tom has lost his mind?
Poster: You can't excuse him that way ... he's sober then we are.

LESLEI: It's unreal ... like a fairy land ... Does anyone live on any of these keys, Captain?
LOWE: No, ma'am, not on any of them ... unless it's the Devil ... these keys ain't fit to live on.

RAMSEY: What's the matter with the boy? Is he afraid to go into the keys?
LOWE: Nobody's afraid in this boat ... but some has got a better sense than others.

MERCY ISLAND
Ray • Gloria
MIDDLETON • DICKSON
OTTO KRUGER
DON DOUGLAS • FORRESTER HARVEY
TERRY KILBURN • WILLIAM MORGAN—Director
Screen play by Malcolm Stuart Boylan
From the novel "MERCY ISLAND" by Theodore Pratt
A REPUBLIC PICTURE
Buy U.S. Defense Bonds

REVIEWS

"Blues In The Night"

with Priscilla Lane, Richard Whorf, Betty Field, Lloyd Nolan

Warner Bros., R8 M.

ASSORBING FILM ABOUT SMALL BAND THAT PLAYS THE BLUES AND THE DRAMATIC CONFLICTS WHICH DEVELOP THEM

Spirit of those low down blues, basic pattern of jazz, is captured in this entertaining and engaging film. While cast is not strong in marquee names, they more than make up for it with some bangup performances. There is comedy, music and melodrama in the film which hits as many emotion as are found in a blues song.

Center of the story are five musicians that live for and play on y a real jazz. Leader of the small band is a crack piano player, Jigger Pins. Inspired by the clarinet player, Nickie, they start out to carve a place in the musical world. Later addition to the group is a big trumpet player, Leo, married to singer, called Character.

They band a gambler fleeing the police during one of their freight car rides. He sends them to a night club where his wife associates are holding for him. There the gambler, Del Dava, resumes operations with the band supplying the music for the night club.

Story then doves into some realistic melodrama with the appearance on the scene of Kay Grant, a former girl friend of Dava. He spurs her and she tries to arouse his jealousy by flirting with some of the other members of the band. Unexpectedly Jigger falls in love although he knows she is bad and mean. She almost wrecks Jiggers' life but his friends pull him through. Del is shot by Kay. A crippled and former suitor of Kay's solves everyone's problem by driving the car, in which the two are riding, off the road to death.

Richard Whorf, one of the fine actors on the stage, steps in nicely with a splendid performance as Jigger. Priscilla Lane is swell as Character. Ella Kazan, the clarinet player, Jack Carson, as Leo, Peter Whitney, the bass player, and Billy Halop, as the drummer, are all good. An unpleasant role is played by Betty Field as Kay. She cuts a selfish but attractive picture as the girl who knows what she wants. A soul in the direction of Wally Ford for playing with skill the thankless part of Kay's stooge. Howard da Silva does commendably as the double-crossing friend.

Now that Ascap music is back on the air lanes, showmen should capitalize the swell tunes by Harold Arlen and Johnny Mercer. The songs featured are "Blues in the Night," "Hang On To Your Lids, Kids," "Says Who, Say I" and "This Time the Dream's on Me."

Anatole Litvak's direction is noteworthy for catching the motivating forces behind jazz. He strays afield only when he lets his tale become too melodramatic. The laughs and music are there for a generous share of entertainment.

CAST: Priscilla Lane, Richard Whorf, Betty Field, Lloyd Nolan, Jack Carson, Ella Kazan, Wally Ford, Peter Whitney, Billy Halop, George Lloyd, Charles Wilson, Mat McHugh, Joyce Compton, Herbert Haywood, Jimmy Lencoford and his band, Will Osborne and his band.

CREDITS: Associate Producer, Henry Blank; Director, Anatole Litvak; Camera-man, Ernie Haller; Screenplay: Robert Rossen; Original, Edwin Gilbert; Film Editor, Owen Marks.

DIRECTOR, Good; PHOTOGRAPHY, To-Notch.

LESLEI: It's unreal ... like a fairy land ... Does anyone live on any of these keys, Captain?
LOWE: No, ma'am, not on any of them ... unless it's the Devil ... these keys ain't fit to live on.
AMERICA'S LEADING NEWSPAPERS ARE TELLING THEIR MILLIONS OF READERS ABOUT THE FILMING OF THE GALLUP POLL!

FILMS STARTED ON GALLUP POLL
Series to Dramatize

SHORT-SUBJECT SERIES PLANNED ON GALLUP POLL
Opinion Polls to Be Shown in the Movies

Production of Films On Gallup Poll Starts
New York Production was

Gallup Poll Will Be Film Feature
Production Under Way to Present Dramatic Short Subjects Showing Public Opinion Vote

Films To Show Gallup Poll In Operation And Results

NOW! ON THE SCREEN!
The fascinating behind-the-scenes story of THE GALLUP POLL
Made under the editorial supervision of Dr. George Gallup, Director, American Institute of Public Opinion
Produced and directed by EDMUND L. DORFMAN
A COLUMBIA PANORAMIC SHORT-SUBJECT PRESENTATION
DPM BLACKS OUT MARQUEES IN 7 STATES

Bernhard Names Kalmine to WB Theater Post

Pittsburgh Zone Head Becomes Assistant General Manager of Warner Circuit

HARRY KALMINE, for the last nine years Warner zone manager at Pittsburgh, yesterday was named a special general manager of the Warner circuit by Joseph Bernhard, president and general manager of Warner Bros. Circuit Management Corp., zone managers and some office assistants met with Bernhard. The appointment is (Continued on Page 3)

Execs. Receptive to Allied Unity Plan

Distribution executives appear to be receptive to Allied's unity plan presented to them by a sub-committee of Allied's general counsel group. In the past two days Jack Kirsch, (Continued on Page 12)

Rank Replaces Ostrer As Chairman of G-B

London (By Cable)—Resignation of Isidore Ostrer as chairman of (Continued on Page 9)

Uruguayan Audience Hisses Nazi War Pic

Montevideo (By Air Mail)—The Uruguayan public, which is much more outspoken in its anti-totalitarian feeling than that in Argentina, just across the River Plate, hissed the German film on the war in Russia, shown in the Teatro Artigas. Police made arrests but those nabbed were immediately freed by the court.

NATIONAL POST FOR TAPLINGER

Reported Slated as Warners' Publicity Manager

West Coast Bureau of THE FILM DAILY—Robert S. Taplinger, Warner Bros. studio publicity director, will arrive in New York over the week-end, with announcement of his appointment by Charles Einfeld, director of advertising and publicity for the Warners publicity manager for Warners expected to follow.

Post is a newly created one, and it is understood that decision to name Taplinger to the post was reached yesterday. If and when the appointment is made, it will mean a transfer of base for Taplinger from Burbank to New York, it is said. This naturally will entail clearing (Continued on Page 3)

Special Terms May Be Had on Loew Pix

If an exhibitor objects to the M-G-M sliding scale sales policy, the company will arrange special terms on its percentage pictures, W. F. Rodgers, general sales manager, told the ITOA at a luncheon meeting yesterday, Harry Brandt, ITOA president, explained to the members that Rodgers asked for the (Continued on Page 4)

Tale Very Odd, Bioff Admits

Extortion Defense to Continue on Monday

Bioff Payments Bring Para. Stockholders' Suit

Completely discredited, Willie Bioff heaved a sigh of relief as he left the witness stand yesterday after a two-day solid grilling by U. S. District Attorney Mathias F. Correa, prosecuting the extortion charges against Bioff and his nominal TATSE superior, George E. Browne. Before stepping down, Bioff admitted his personal "cash carrier service" (Continued on Page 2)

Government Orders Elimination of Other Outside Theater Lighting and Curtailment of Non-Essential Interior Lighting to Conserve Southeastern Power

By OSCAR HUME Washington Bureau of THE FILM DAILY

Washington—A complete "blackout" on theater marqueses and other outside lighting and drastic curtailment on non-essential theater interior lighting in seven Southeastern states was ordered yesterday by the Office of Production Management in an effort to conserve vitally needed for defense production in that area. The "blackout" on outside lights will become effective immediately. The curtailment on all houses, which might seriously affect the operation schedules of some theaters, will become effective Nov. 10, provided only that the power shortage is not (Continued on Page 11)

Para. Quarterly Net Soars to $3,071,000

PARAMOUNT yesterday estimated its earnings for the third quarter ended Oct. 4, at $8,071,000—a gain of $1,345,000 over 1940's comparable quarter—after interest and all charges including provision for all Federal taxes, normal Federal income taxes being computed at 31 per cent. This amount includes $419,000 representing Paramount's direct and indirect net interest as a stockholder in the combined undistributed earnings (Continued on Page 41)

Boston Biz Up 10 to 100%; Troop Movements, Factor

Boston—Business continues to be definitely better in Boston. The downtown and the suburban houses alike report increased business during the days when the two-day solid grilling by U. S. District Attorney Mathias F. Correa, prosecuting the extortion charges against Bioff and his nominal TATSE superior, George E. Browne. Before stepping down, Bioff admitted his personal "cash carrier service" (Continued on Page 9)

Para. Selling Away From 5 NT Circuits

PARAMOUNT will sell away from five National Theater circuits—Fox West Coast, Fox Midwest, Fox Intermountain, Fox Wisconsin and Evergreen—it was announced yesterday by Neil Agnew, general sales manager. It was learned, however, that Fox situations which have (Continued on Page 9)

GE Defendant in Trust Suit for $1,500,000

General Electric Co. was named defendant yesterday in a $1,500,000 treble damage, anti-trust suit brought in the Federal Court by The Sonolux Co., which claimed a monopoly (Continued on Page 11)

Name Morey Marcus To UA Chinese Post

Morey Marcus has been appoint-
ROSS FEDERAL TRANSFERS FREE TO HOME OFFICE

Horace Free, manager of the Buffalo Office of Ross Federal Service, Inc., has been transferred to the home office, where he will direct the expanding Credit Promotion Division.

Replacing Free at Buffalo is R. D. Tully, for the past several years manager of Ross Federal's Portland, Ore., branch, while J. O. Johnso, formerly Service Manager at Portland, steps up to branch manager there.

N. J. ALLIED STEAKBEET DINNER SET FOR NOV. 13

Allied of New Jersey will hold a steakbeef dinner and meeting at Harry Hecht's Ritz Restaurant, Passaic, N. J., on Nov. 13. Meanwhile, a round table conference of the South Jersey unit has been scheduled for Monday, at the Walt Whitman Hotel, Camden. A similar meeting was held Monday at the New York headquarters. Session is said to be helpful in negotiating film contracts.

RAYMOND ALLEN RESIGNS FROM PREMIER CIRCUIT

Toronto—Resignation was announced yesterday of Raymond Allen as supervisor of theaters for Premier Theaters circuit owned by Jule and J. Allen in association with Famous Players. Allen declined to comment on the rumor he will be identified with Oscar Hanson in building up a new chain.

RUSSELL BIRDWELL OPENS LONDON OVERSEAS OFFICE

Russell Birdwell announced by cable today that he had opened offices in London. Paul Brewer, will be in charge of the overseas office. Birdwell has promoted himself in London since the beginning of October, will return in several weeks.

TO SCREEN TEST LEO DROUCHER

West Coast Bureau of THE FILM DAILY

Hollywood—Leo Droucher of the Brooklyn baseball team is in Hollywood in connection with the scenario of "Lou Gehrig" which Samuel Goldwyn will produce. Droucher will go on a screen test and may be cast in the picture.

TO REMAKE "THE GLASS KEY"

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will remake "The Glass Key" by Dashiell Hammett with Alan Ladd in the role George Raft played in Para.'s 1935 version.

FAS BRANCH IN ATLANTA

With the establishment of a branch in Atlanta, Film Audit Service now has 10 offices in key cities in the United States and one in Toronto.

FINANCIAL

(Thursday, Oct. 19)

NEW YORK STOCK MARKET

High Low Close

Am. Sink. Trails 7% 4 4 4 6 14 10.3

Columbia Picts. 170 170 170 170 170 170 170 170

Cpi. Inc. Film Ind. 65 65 65 65 65 65 65 65

Loew's Inc. 28 28 28 28 28 28 28 28

Paramount 15 15 15 15 15 15 15 15

Para. 1st Pfd. 110 110 110 110 110 110 110 110

Para. 2nd Pfd. 11 11 11 11 11 11 11 11

Pathé Film Corp. 3% 3% 3% 3% 3% 3% 3% 3%

RKO 2% 2% 2% 2% 2% 2% 2% 2%

20th Century-Fox 8% 8% 8% 8% 8% 8% 8% 8%

20th Century-Fox Pfd. 22 22 22 22 22 22 22 22

United Artists Corp. 4 4 4 4 4 4 4 4

Warner Bros. 4 4 4 4 4 4 4 4

NEW YORK ECHO MARKET

Loew's deb. 3% 3% 3% 3% 3% 3% 3% 3%

PAR. B'way 103 103 103 103 103 103 103 103

Para. P'ths v. 115 115 115 115 115 115 115 115

NEW YORK CUB MARKET

Monogram P'ths 9% 9% 9% 9% 9% 9% 9% 9%

Radio-Keith cos. 5 5 5 5 5 5 5 5

Screen Corp. 8% 8% 8% 8% 8% 8% 8% 8%

Technicolor 8% 8% 8% 8% 8% 8% 8% 8%

Universal Corp. 9% 9% 9% 9% 9% 9% 9% 9%

Universal P'ths 21 21 21 21 21 21 21 21

ARGENTINA OKAYS RKO'S "ARGENTINA" AFTER CUTS

Buenos Aires (By Air Mail)—RKO's "They Met in Argentina" has received the green light here after some cuts.

TO THE ALERT SHOWMAN

The most unusual and productive exploitation advertising, and publicity methods are now, being offered to the exploitation trade and discrimination. Trained in the school of styled advertising, our staff offer it unique and artful talents to the individuals and producers who wish to exploit their films. Correspondence is invited to the address below.

CINEMA ADVERTISING GUILD

525 West 45th St. New York City, N. Y.

Execs. Hear Birkhead At F of D Luncheon Meeting

Gradwell L. Sears yesterday presided at an industry luncheon in the interests of Friends of Democracy held in Toots Shor's Restaurant, 51 West 51st Street.

Event was largely attended by film executives and members of the trade and metropolitan press who were addressed by Dr. L. M. Birkhead, chairman's head, who related the efforts of his group to eliminate those individuals from the field of public influence whose tenets and actions are inimical to the American way of life.

Among those on the luncheon dais were Charley Einfeld, Jesse L. Lasky, Joseph Bernhard, Mort Blumenson, and John Garfield.

PARAMOUNT EXHIBS. ATTEND COMFORD CIRCUIT MEET

Buck Hills Falls, Pa.—Neil Agnew, Leonard Goldenson, Charles J. Reagon and Sam Daniels, Paramount, attended home office executives, were guests at the luncheon and meeting of the Comford circuit managers at Buck Hills Falls Inn, here yesterday.

Meeting, to complete circuit drive planned for the week, was held. Walker of the Comford Circuit, and John O'Leary, chief of operations for this Paramount theater partnership.

LOCAL 109 TO ASK NLRB FOR LOWE H. O. ELECTION

Screen Office and Professional Employees Guild, Local 109 (CIO), will file a petition today with the NLRB for an election to designate the union as the bargaining agent for the Lowe's executive collar workers. Union claims over 500 members in the Lowe's offices. There is possibility that Lowe's may follow the State of Connecticut and agree to a consent election under NLRB auspices which would eliminate four drawn out labor board hearings.

COLLIER YOUNG STORY EDITOR FOR GOLDWYN

Hollywood—Collier Young has been appointed story editor at Samuel Goldwyn studios. He recently resigned as story head at RKO.

METRO BUYS "SUNDAY PUNCH"


ALBERT HARTMANN, Editor, Dies

Cincinnati—Albert C. Hartmann, 49, Film Analyst for the Cincinnati Enquirer, died here after a 10 weeks' illness. He had been with Billboard for 33 years.
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Fascists Ban Fairbanks, Jr., Pix

Edict by Federation of Cinemas Regent Results
From Actor's Latin-American Good-Will Tour

Rome, Italy (By Air Mail)—Douglas Fairbanks, Jr.'s Latin-American good-will trip did not meet with approval here. Regent of the National Fascist Federation of Cinemas and Theaters has wired all distributing companies banning the showing of pictures featuring Fairbanks.

American companies ceased shipping films into this country over two years ago when new regulations went into effect. However, distributors continue to handle American pictures which are very popular. Fairbanks' most popular picture, "The Prisoner of ZENDA" has been withdrawn as have other pictures which he made for RKO, Universal and Paramount.

Distributors were advised also that all foreign films must be given the double-o, eliminating those films or scenes and sequences in which North American institutions, Government organizations or personalities are exalted.

Biioff Payments Bring Para. Stockholders' Suit

Pictures taken by the officers and directors in the Federal Court. The suit demands that the defendants account to the company for $110,000 claimed to have been paid out.

Claimant claims that through the use of "padded vouchers" the defendants concealed the payments from its stockholders.

The current suit is fourth of its kind to be filed, Twentieth Century-Fox having named in two previous actions and Loew's in one.

Catholic Actors Guild Will Entertain Sunday

The Catholic Actors Guild will hold its annual dance and entertainment Sunday night at the Hotel Astor Roof, with Gene Buck, vice-president, taking George M. Cohan's place in welcoming the members and their guests. Because of illness, Cohan will be unable to attend. Admission is gratis, but tickets must be obtained at the Guild Office, Hotel Astor.

Exhibs. Lead in Capital Area Arbitration Wins

Washington Bureau of THE FILM DAILY

Washington — Exhibitors have scored 50 victories to distributors one and one-half in arbitration cases in the Washington district, a capitulation revealed here yesterday with the filing of the district's tenth case.

Three cases are now pending, five have been decided in favor of exhibitors, while one was a split decision and one was in favor of the distributors. Two cases from this district have been appealed and in one of these cases, the decision of the arbitrator in favor of the exhibitor was upheld. The other appeal is still pending.

The tenth case just filed involves complaint of the Bayne theater at Virginia Beach, Va., against clearance of 21 days granted by Vitagraph to the Newport theater at Norfolk. Owners of the Bayne contend their theater is a first-run, not in competition with the Newport, and that the clearance is unreasonable.

Sidney Lust, owner of the Marlboro at Marlboro, Md., has intervened in the complaint of John H. Taylor, owner of the Charles Theater at La Plata, Md., against clearance granted by Loew's to the Marlboro.

B & K Ponders Milk Bars

Chicago—B & K is considering the installation of milk bars in some theaters.

Immigration Official Censors Mexican Pix

Juarez, Mex.—Abel Pavia Gonzales, immigration chief here, has been appointed by the Federal Government as censor of motion pictures showing in this border city. Purpose is to exclude all Axis propaganda, Gonzales will view movies before they are shown in Juarez.

Nat'l WB Publicity Post for Taplager

Post for Taplager

(Cooked from Page 1) a far greater percentage of Warner publicity in the East than has been recently the case, observers pointed out.

Studio publicity spot likely will be filled by the naming of Alex Eulove, Taplager's assistant, it was said last night.

Taplager has been identified with Warners since 1937 when he sold his own publicity and public relations business to accept the studio post under Eisenfeld. Earlier in his career he was with CBS as assistant publicity director.

MacEwem an Assoc. Producer

West Coast Bureau of THE FILM DAILY

Hollywood—Walter MacEwen has been made associate producer at Warner Bros. and Paul Nathan has been promoted to assistant to Hal B. Wallis, executive producer, the post formerly held by MacEwen.

Fritz Lang on "Moon Tide"

West Coast Bureau of THE FILM DAILY

Hollywood—Fritz Lang has been assigned by 20th Century-Fox to direct "Moon Tide" which will co-star Jean Gabin and Ida Lupino. Normally Johnson did the screenplay and Mark Hellinger will produce.
Para. Quarterly Net Soars to $3,071,000

for the quarter of partially own consolidated subsidiaries.

Earnings for the nine months ended Oct. 2, 1940 were $1,726,000 excluding $316,000 share of undistributed earnings of partially owned subsidiaries, and $220,000 profit on purchase of debentures, while earnings for the nine months of 1940 were $4,510,000 including $1,355,000 share of undistributed earnings of partially owned subsidiaries. $38,000 profit on purchase of debentures.

There were outstanding as of Oct. 4, 126,073 shares of cumulative convertible 100 par value 6% first preferred and 415,000 shares of cumulative convertible $10 par value 4% preferred preferred. After deducting $251,360 of dividends accrued on the preferred shares, the remaining $2,910 profit was estimated combined consolidated and share of undistributed earnings for the quarter represent $1.10 per share on the 2,373,822 shares common outstanding on Oct. which compares with $0.58 per share for the quarter ended Sept. 1940.

Computed on the same basis, the estimated combined consolidated and share of undistributed earnings for the nine months ended Oct. represent $2.60 per share on the outstanding common, which compares with $1.60 per share for nine months ended Sept. 28, 1940.

GTE Quarterly Profit Increases to $393,304

General Theaters Equipment Co. and subsidiaries, excluding Cinema Building Corp., report for the three months ended Sept. 30, 1941 a net profit of $393,304, a 45% increase over the quarter provision for depreciation and estimated Federal income excess profits taxes. This compares with net profit of $173,778 reported for the corresponding quarter in 1940.

Today's Short Story

El Paso—It took the Crawford markquee here to herald: "The Bride Came C.O.D."
"Full Confession"
SMASH

after

SMASH

after

SMASH!
WHAT THESE PICTURES HAVE IS THE BEST OF THE BOXOFFICE EXHIBITORS IN CENTURY-FOX
GREAT 20TH CENTURY-FOX

DONE AND ARE DOING

POSSIBLE EXEMPLAR

VICE AND SHOWMANSHIP

AY EXPECT FROM 20TH

DURING 1941-42!
Richard Llewellyn’s

“HOW GREEN WAS MY VALLEY”
Produced by DARRYL F. ZANUCK • Directed by JOHN FORD

CLAUDETTE COLBERT in

“REMEMBER THE DAY”
with JOHN PAYNE • Directed by HENRY KING

DON AMECHE • JOAN BENNETT in

“CONFIRM OR DENY”
Directed by ARCHIE MAYO

BETTY VICTOR CAROLE
GRABLE • MATURE • LANDIS
in “HOT SPOT”
Directed by H. BRUCE HUMBERSTONE

TYRONE POWER in

“SON OF FURY”
The Story of Benjamin Blake
with Gene Tierney, George Sanders and Frances Farmer
Produced by DARRYL F. ZANUCK • Directed by JOHN CROMWELL

GINGER ROGERS
in “ROXIE HART”
with GEORGE MONTGOMERY • ADOLPHE MENJOU
Directed by WILLIAM WELLMAN

BETTY VICTOR JACK
GRABLE • MATURE • OAKIE
in “SONG OF THE ISLANDS”
IN TECHNICOLOR • Directed by WALTER LANG

Forthcoming from
TWENTIETH CENTURY-FOX

And take note of the entertainment quality and extra showmanship values of these . . . !

“MOON OVER HER SHOULDER”
with Lynn BARI • John SUTTON
Dan DAILEY, Jr.
Carole Landis • George Montgomery

“CADET GIRL”
Jane Withers

“YOUNG AMERICA”
HOLLYWOOD SPEAKING

By RALPH WILK

HOLLYWOOD

—HOLLYWOOD

Ralph S. MAMOULIAN has been as-
signed to direct "Rings On Her Fing-
ers," starring Henry Fonda, for 20th Cen-
tury-Fox.

OUR Passing Show: Harold Lloyd, Joe
E. Brown, Edward Bergen, Charles Ray-
Fat O'Brien, Hugh Herbert, Arthur Lubin
Ray McCarey, Alan Mowbray, Joe Yule,
and England decor from the speakers table
at the Masquers Club honoring Abbott and
Costello.

A "CAMPAIGN" is under way name
Jack Otterson, Universal art department
head, "Governor of San Fernando Val-
ley." Various valley towns have honorary
mayors, including Missa Auer, Richard
Arden, Roy Rogers, Hugh Herbert, Andy
Devine and Jack Oakie, and Universal City
workers are suggesting Otterson for "Gov-
ernor" of the valley.

MORE Passing Show: Edwin Knopf, Ken-
neth McKenna, Ben Grauman Kohn,
Wilson Seller, George Jackson Byrne, Sam
Eichen, and Alan Hale, watching U.C.L.A.
and Oregon in action.

METRO has purchased film rights to "A
Mr. of Principle," dramatic sketch by Charles Sherman.

BUDDY DE SYLVA, who has written some
500 popular songs, will appear on Parris
Raj's "Birth of the Blues," tomorrow night over a 58-station Mutual hook-
up, with Bing Crosby, Betty Jane
Rhodes, Eddie "Rockster" Anderson and
Ruby Elcy. De Sylva will pay tribute to blues
music, the early days of which are chronicled
in the Paramount film.

LEO ROBIN and Ralph Rainger, song
writers, are giving the performing rights
of their song, "I'll Call Sam," to the USO through arrangements by Ascap.

KING BROTHERS' next production will
be on a story for which they supplied the
music, "You Can Always Tell," which they have been working on for the past
two months, and which the Kings will put
before the cameras early next month. Paul
Rosen will direct "Skyclark."" (Continued From Page 1)

Two Months Ago this Week

Buenos Aires (By Air Mail)—
Association of Argentine Film Pro-
ducers has asked the Argentine Am-
passador in Madrid to intervene in
behalf of the organization so that
revenues from the Argentine films
which are exhibited in Spain can be "defrosted," as well as the physical films them-
selves, some 150 of which are wait-
ing release.

The Association explains that the
population of Argentina is too small to
warrant film production on a pay-
ing basis unless product is exported for
consumption in Spain, one of the very few overseas export
markets. Fact that so many films are
frozen, as a result of regulations there, discourages further produc-
tion in Argentina.

Argentina May Strike Block
At Spanish Restrictions

Buenos Aires (By Air Mail)—
Demand for retaliatory action has fol-
lowed the action of the Spanish
Government in "freezing" payments due Argentine producer-distributors
for films exported to Spain.

Clemente Loseo, president of the
Argentine producers' group, asked the
Government to either similarly halt the transfer to Spain of remit-
tances or to ban the further im-
ports of Spanish product until the
Spanish Government removes its rest-
ric tions.

Rank Replaces Ostrer
As Chairman of G-B

(Coimn From Page 1)

Guamont-British and the election of
Arthur Rank to succeed him was
officially announced yesterday.

At the same time, it was announc-
ed that Charles W. Woff had been
named joint managing director of the
circuit with Mark Ostrer, and that L. W. Parrow had been elected to the
board.

Personnel changes signalized the
finalization of the deal by which the
Ostrers disposed of the controlling
interest in Bradford and Met-
ropoly Trust, controlling G-B, to the
Lord Portal-Rank-Woolf group.

Camere Inventor Dead

Toronto—William James John-
son, inventor of the panoramic
camera, is dead here.

STORKS!

Seraton, Pa.—John J. O'Leary
general manager of Comerford
Theaters, Inc., became a grand-
father this week when his daugh-
ter was born to his son and
daughter-in-law, Lieut. and Mrs.
John P. O'Leary.
“Public Enemies” with Philip Terry, Wendy Barrie, Eddie Kennedy

Republic 66 Mins.

SWIFT - FACED NEWSPAPER YARN ABOUT THE REPORTER WHO GETS THE SCOOP AND THE HEIRESS.

This newspaper yarn manages to pack considerable excitement into the footage. Events are carried on at a swift pace and there is no pretense at acquiring credibility. Idea seems to break through until the finish which it does. As such, film should fill in as duel support.

Hero of the yarn is a reporter who loses his job when a heiress deliberately gives him a phony interview. She later repents and seeks him out in order to apologize. She arrives in time to get involved with the reporter who is getting some inside information on a spy ring.

Pair get to like each other although reporter shies away from marrying so much dough. The girl is then kidnapped by a gang who want to get the records back. Reporter goes along with kidnappers to hideout and a battle royal ensues. Cops arrive in time to save the pair.

Phillip Terry is a personable male lead but with a tendency to be overenthusiastic when the lines don’t call for it. As the heiress, Wendy Barrie, easily demonstrates she is a captivating actress. In roles that minimize, the same talents, Eddie Kennedy and William Frawley, try hard and manage to be funny at times, which is a tribute to their acting ability.

Albert S. Rogell’s direction obviously is hampered by a script that is amateurishly conceived.

CAST: Phillip Terry, Wendy Barrie, Eddie Kennedy, William Frawley, Marc Lawrence, Nana Bryant, Willie Fung, Paul Fix, Russell Hicks, Tim Ryan, Duke York.

CREDITS: Associate Producer, Robert North; Director, Albert S. Rogell; Screenplay, Edward T. Lowe-Lawrence Kimm; Original Music, Frank Rake; Camera, Ernest Miller; Film Editor, Edward Mann.

DIRECTION, Satisfactory; PHOTOGRAPHY, Standard.

Offer “Superman” Trailer As Outright Exhib. Buy

One of the few trailers ever made for a short subject has been prepared by Paramount for “Superman.” It’s a series of 12 Technicolor cartoons, produced by Fleischer Studios. Trailer, a combination of Technicolor and peach blow film, is available to theaters for outright purchase.

Second trailer for the series, features the Superman of America Club.

Oppose Free Sunday Shows

St. John, N. B.—Proposal to open a coast guard station at each of the 10 lighthouses, and Free for programs for Canadian service men is opposed by Franklyn & Hershorn, operating two theaters. Film favors instead regular shows at prevailing scales, with programs turned over for war charities.

S. P. Eagle In U. S. Bow

War Correspondent “FILM DAILY”

Hollywood—S. P. Eagle will be co-producer with Boris Morros on “Tales of Manhattan” which is being filmed at Metro-Century-Plex release. Eagle was formerly a European producer and this is his first work in the U. S.

invented a hearing device that does sound to its ears. He is the perfect villain. He is the little black guy who persons hard of hearing placate with their voices. Red is the marks of being a plug for a factor of one of these devices.

In the Sweet Pie and P. Columbia

Ouch! Exclamation of discomfort is the brand of humor dispensed by The Three Stooges. In jail a murder they did not commit, two heiresses marry themselves to collect an exhibition of acrobatic stunts which are damaged. Then, the only of the happier Tec color efforts of Leon Schlesin staff. This is a hit at the last moment they are paralyzed. So-called Odyssey is topped off with a pie holding exhibition not seen since the days of Mack Sennett. It is used to be funnier.

“The Bug Parade” Warner Bros. 7 m. Witty Cartoon

An enjoyable and witty animation discourse on some of the pop and more well-known insects. Nature study is purely color. It is one of the happier Tec color efforts of Leon Schlesin staff. This is a hit at the last moment they are paralyzed. So-called Odyssey is topped off with a pie holding exhibition not seen since the days of Mack Sennett. It is used to be funnier.

“Will Democracy Survive?” Columbia 20 m. Serious Staff

The International Forum presents an enlightening discussion of the present world’s crisis by Sen. Claude Jeffers, Admiral Yarnell and Johannes Steel. All members describe the vast Hitler menace and the peril to the democratic world. Forum ends on an optimistic note when Senator Jeffers points out coalition of nations lined up to knock the Axis on its axis.

“Carioca Serenades” Warner Bros. 10 m. Tuneful and Zippy

Latin-American rhythm as provided by Humberto Herrera and his South American band furnish a gay and rollicking musical background for this subject. Standout is Dinora Rego, vocalist, who scores with her rendition of “Chick-Qui-Boom” and other numbers. There is some flippant verse tossing so characteristic of Latin-American music contributed by good looking dancers. All in whole, should give program lift.

“The World of Sound” Columbia 10 m. Routine Filler

Deafness and what causes the affliction would seem to be a more appropriate subject. This reel is handled in that manner. It deals with deafness and how Dr. Hugo Leiber, American physicist,
Per Cent Reduction in Power

A 30 per cent reduction will be im-
planted in theaters in Alabama, Georgia,
Florida, Georgia, South Carolina, and Texas.

Three days of heavy rains before that

day have left many theaters with no
power.

(Continued from Page 1)

REVIEWs OF SHORT SUBJECTS

THE CANDY KID

Universal

More Oddities...

The leadoff topic is a six-year-old Illi-
nois girl who is a candy taster for a candy
company. She has been working for 18
months at the firm, and is able to

(Continued from Page 1)

GE Defendant

In Anti-Trust Suit

Altec in FWC Pact

Altec Service has been appointed to
serve a large group of Fox West Coast
theaters in Los Angeles, Pasadena and
Long Beach areas. Included in the
list of theaters is the Autry* and the
Fountain. The group also are first-run
houses in Arizona and the San Joquin
valley.

Revivals Start at Park

The Park Theater, formerly the
Cosmopolitan, Columbus Circle,
opens tonight with a revival policy.
Harold Goodman manages.

Out Marquees

Seven States

(Continued from Page 1)

“Blackout” Field 20 mins.

a

by lighting,
in away.

REPUBLIC

OMP

9 mins.

“Perils of the Jungle”

Warner Bros.

Interesting Two-Reeler

Subject consists of footage shot
by Commander Attilio Gelli during
an expedition into the Belgian Congo
in search of the rare Okapi. Ani-
mals is hybrid creature with body of
antelope, zebra stripes on hind legs
and head akin to a giraffe. Exp-
dition is interesting material es-
specially shots of the pygmies and
the erection of a jungle bridge by
them.

“Skyline Serenade”

Universal

Entertaining

This two-reeler is an improvement
over some of its predecessors. The
band is Ted Fio Rito’s and it is a
fine aggregation. Cute June Haver
sings “Don’t Mind If I Do” and
Candy Candido, the fellow with the
bass and falsetto voice, sings “The
Reluctant Dragon.” Big number for
Fio Rito, who plays the piano, is
“Tschakovsky’s Concerto,” which
every jive box is slowly sending
to its demise. Real clucks are the King’s
Men with their rendition of “Ol’
Dan Tucker” and “I Like Balalika.”
Igor and Poggi, Ruth Daye and
Irene Bynoe, featured in the dance
specialties.

“Trial of the Buccaneers”

Universal

9 mins.

Standard Reel

Travelogue follows the vacation
route from St. Petersburg to Havana
with a stop at Tampa Bay where
bathing beauties and tourists abound.
Highlight of the reel is the footage
devoted to a sailing race to Cuba.
Nail boats always make nice shots.
The stuff devoted to Cuba is dull.

“Man’s Best Friend”

Universal

7 mins.

Average Cartoon

This Walter Lantz cartoon in Tech-
nicolor is about Snoozer, a faithful
hunting dog. Pooch after a hard
day’s attempts to fall asleep which is interrupted by a
number of annoying things. Dog is so
sleepy that the next day he falls asleep
under a tree and the rabbits have a
field day.

THE GALLIPOLI Poll

Columbia

Behind the Scenes

The functioning of the American
Institute of Public Opinion operated
by Dr. George Gallup is dramatized
in this one-reeler. Film points up
the fact that American opinion can
be considered well-informed on top-
icles of the hour. Audiences should
find the subject interesting. Quest-
ions are mainly confined to topics
related to war. Reel was produced
and directed by Edward L. Dorman.
WHICHI WHO IN HOLLYWOOD

HAL FORBES. Introducing Interesting Personalities

Cleveland—E. C. Pearlstein, with the local Warner organization for the past 12 years and head of the theatrical division of the International Exhibitors Association, has resigned. His post is being taken by J. Knox Strehan, Warner city manager in Portland. Other personnel changes in the theater department are: Bill Dworski from manager of the Palace, Lorain, to manager of the LeRoy, Portsmouth; John LaDue from manager of the Strand, Akron, to succeed Dworski in Lorain; and Millard Ochs becomes manager of the Strand, Akron. All appointments become operative Nov. 1.

Pahl Assurn~ Duties As Solicitor-General

Washington—Charles F. Pahl yesterday assumed the post of Solicitor-General to fill the vacancy created when Frank C. Fisher was appointed Attorney General.

Schlesinger Buys "Horton"

West Coast Bureau of THE FILM DAILY

Hollywood—For the first time Leon Schlesinger, through the Hayward-Devorich office, has purchased an outside property as a basis of a forthcoming Merrie Melody cartoon. It is the juvenile best-seller, “Horton Hatches The Egg.”

Freedly in Actors’ Fund Post

Vinton Freedly, theatrical producer, has succeeded the late Sam A. Schriner as treasurer of the Actors’ Fund of America.

Bette Davis’ Supporting Players

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. has cast Frank Craven, Billie Burke and Hal- tie McDaniel in support of Bette Davis in “In This Our Life.”

Not Quitting UA, Says Small

West Coast Bureau of THE FILM DAILY

Hollywood—Edward Small denies a published report that he is planning to leave United Artists.

Execs. Receptive to Allied Unity Plan

Illinois Allied proxy, and Sidney Samuelson of Eastern Pa. Allied, have called on executives of Paramount, United Artists, Twentieth-Fox, Columbia and Universal. Yet to be seen are execs of Warner Bros., United Artists and RKO. Kirsch and Samuelson said they were pleased with the reception given them and the reaction to the proposal. Conversations were of a preliminary nature. No program or details of the plan’s operation have been discussed as yet.

Pearlstein Resigns WB Cleveland Theater Post

Tale Very Odd, Bioff Admits Extortion Defense to Continue on Monday

(Continued from Page 1)

among the various film executives with whom he has been in contact.

Bioff forlornly agreed with the prosecutor that it was “extremely strange” for Nicholas M. Schenck to employ him as a messenger to deliver $50,000 to Joseph M. Schenck while the latter was in the same city. It was equally curious, Correa pointed out, for Bioff to deliver the same amount to Joseph M. Schenck from Sidney R. Kent when both Schenck and Kent were in New York City.

Admits Bremer An Intimate

Bioff admitted that Sam Bremer, identified by him previously as a film agent from whom he had picked up cash, had been an intimate of his for 30 years and was a member of the IATSE and one of its attorneys.

Turning his attention to the local Chicago situation, the prosecutor left no doubt that he considered Bioff the local collection agent of extortion there. “Isn’t it a fact that in making collections in Chicago you used the aid of Nick Dean?” Correa asked.

He was an IA representative who resigned a year ago,” Bioff answered, ducking the question.

“After you left Chicago, didn’t Nick Dean take your place in Chicago on collections?” Bioff did not answer.

“When you came back to Chicago in March, 1940, didn’t you collect $9,000 from James Costin?” the prosecutor demanded.

Dean in Two Guises

Again Bioff did not reply. Correa then disclosed that Dean was a notorious gangster who had run several gambling joints in Chicago and who a few months ago went to the police commissioner and produced a 1938 convention manual of the IATSE which described Dean as a member of “the official family” of George E. Browne, a prominent gambling representative.

“Do you purposely pay all the collection?” Judge John C. Knox finally reprimanded him, saying: “Do you purposely pay all the collections? You pay attention now, I’ve already told you that several times.”

Bioff contended that Joseph M. Schenck had told him that $200,000 was paid to a Government investigator who was looking into “receiver-ship matters.” According to the witness, Schenck had said that he had paid the money to Murray Garsson, president of Warner Bros., who had asked him to secure the money from the Salbach Committee in 1935 to inquire into the Fox Film Corp. bankruptcy. Correa charged the defendant with “thinking it up overnight” after pointing out that Bioff yesterday had stated that he did not know where the money was paid out.

Ruth Nolander, former secretary of Joseph M. Schenck, followed Bioff to the stand. She testified that Bioff was present when Schenck handed her $100,000 in an envelope to be deposited in Schenck’s strongbox. She did not see Bioff give Schenck the money, she stated.

Court adjourned until Monday while Charles T. Russell, tax consultant, was on the stand. Russell stated that he represented Bioff on tax matters and was asked by the defense. Bioff’s attorneys refused to call Schenck as a witness and countered with the claim that the company is working overtime on others, but delayed deliveries of the factories, is stalling business in some departments. The Fall log of the company has been long by constant price changes, with a continued tendency to higher prices in all departments.

The United Premium Co., a special distributor, reports has 210 per cent ahead of the same period last year, from both circuits and independents.

Chicago—More than $200,000 worth of premiums will be distributed by the Chicago Premium Co. by houses thru the theaters in the city, during 1941, check-up calls.

N. Shure Co. leading premium distributor, report ability to secure merchandise overseas, with a consequent increase in sales of domestic goods.

Pan-American Exposition in B. A. Next October

Four years ago, By Air Mail The Argentine Minister of Agriculture announced that all American nations will be invited to participate in a Pan American Exposition to be opened Oct. 12, 1942, her Great States Using Flesh

Chicago—Great States circuit now using more flesh shows than for several years past.

Great States Using Flesh

Chili, 1941 Premium Bar At $2,000,000

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The Week in Review
WB Realignment

By L. H. Mitchell

WARNER BROS.: Resignation of Jack Warner from the board of directors was announced on Tuesday. The resignation was accepted by the company, and Warner Bros. was dissolved.

Kalmenson was made sales chief of the company, and Robert Taplinger was made general manager. Taplinger had been in charge of the sales department for several years. He is expected to continue in his new position.

Newspaper reports indicate that Warner Bros. will continue to operate as a going concern, and that there will be no change in personnel or policy.

Exchange Employees To Make Own Deals

Film Exchange Employees locale throughout the country will negotiate their own contracts when the master two-year deal expires Nov. 30. The decision was reached at a special meeting held in New York City earlier in the week by Mr. Lawrence Walsh, IATSE vice-president.

Although current pact was nego-

Tapping to Set Up

Warner Info. Bureau

On November 3, the Board of Directors of Warner Bros. announced the appointment of Robert Tapping to the position of Warner Information Bureau head. Tapping, who has been with the company for five years, will be responsible for all publicity and public relations activities.

Name 6 WB District Managers
Kalmenson Also Appoints 4 New Branch Heads

Southeastern Blackout
Model for Other Areas

Washington Bureau of THE FILM DAILY
Washington — OPM officials said Friday that the curtailment in the Southeast, which will affect all television stations in the region, will be necessary to prevent blackouts. The move is part of a nationwide program to conserve power.

Appointment of six district managers and four new branch managers was announced Friday by Ben Kalmenson, Warner Bros. general sales manager, at the first session of the two-day branch managers’ meeting held November 3.

Decree Effect Poll in Conn.

To Ask Exhibs. to Give Anonymous Reports

New Haven—Allied Theater Owners of Connecticut will hold a meeting this week in the Hofbrau Haus Restaurant, with Dr. J. B. Fishman presiding. The proposed poll of all independent exhibitors in the state on their reactions to the operation of the Consent Decree will be inaugurated. Exhibitors will be asked to give detailed anonymous reports of how the decree has affected them and their theaters. The poll will be prompted by exhibitor complaints in the territory, it is stated.

The resignation of Lawrence C. (Continued on Page 7)

Taplinger to Set Up

Warner Info. Bureau

Robert Tapping arrived in New York Saturday from the Coast to assume his new duties as national manager of publicity for Warners. Appointment of Tapping, heretofore studio publicity manager, by Charles Einfeld, ad-publicity chief, to the newly created post was first forecast in THE FILM DAILY last Thursday.

Promotion of Alex Evelove, a (Continued on Page 6)

UA Resumes Selling
In Minn., as Before

United Artists has resumed selling in Minnesota, the way having been paved by legal interpretations of the state law which nullified two sections of the consent decree and made it mandatory for distributors to offer an entire season's product. Move by United Artists was in no way influenced by the granting of

(Continued on Page 3)

Muscle Shoals Theaters
Files Findings of Fact

Nashville—Complete denial of all charges against it is made in the findings of fact of Muscle Shoals Theaters, Inc., filed here Friday in the District Court, in the Govern-

(Continued on Page 7)
### The Broadway Parade

**Picture and Distributor**
- Honky Tonk (Metro-Goldwyn-Mayer Pictures) — 5th week at the Strand Cinema.
- Nothing But the Truth (Paramount Pictures) — 2nd week at the Roxy.
- Inherit the Wind (Warner Bros. Pictures) — 3rd week at the Paramount.
- The Secret (RKO Radio Pictures) — 4th week at the Strand.

**Target for Tonight**
- (Warner Bros. Pictures) — 5th week at the Roxy.
- (Twentieth-Century-Fox) — 6th week at the Strand.
- (Twentieth-Century-Fox) — 7th week at the Roxy.
- (Denesi) — 8th week at the Strand.

**You’ll Never Get Rich**
- (Columbia Pictures) — 2nd week at the Roxy.
- (Universal Pictures) — 3rd week at the Roxy.
- (Universal Pictures) — 4th week at the Strand.

**Gentlemen from Dixie**
- (Monogram Pictures) — 1st week at the Strand.
- (New York) — 2nd week at the Strand.
- (Universal) — 3rd week at the Strand.

### Foreign Language Features

- The Man Who Seeks the Truth (Dome Films) Inc. — 5th week at the World Theatre.
- The Man Who Seeks the Truth (Dome Films) Inc. — 5th week at the Strand.
- A Sailor on Horseback (Scandia Films) — 2nd week at the Strand.

### Future Openings

- The Stark Pays Off (Columbia Pictures) — Nov. 7th at the New York Town (Paramount Pictures) — Nov. 12th at the Strand.
- They Died With Their Boots On (Warner Bros. Pictures) — Nov. 20th at the Strand.
- Appointment for Love (Universal Pictures) — Nov. 6th at the Music Hall.
- Ladies in Retirement (Metro-Goldwyn-Mayer Pictures) — Nov. 6th at the Capitol.
- Week-End in Havana (Twentieth-Century-Fox) — Nov. 6th at the Joy.
- Two News From W. W. (Warner Bros. Pictures) — Nov. 6th at the tray.
- Moon Over Her Shoulder (Twentieth-Century-Fox) — Nov. 4th at the Palace.
- Let’s Go to War (RKO Radio Pictures) — Nov. 4th at the Palace.
- Riders of the Purple Sage — Nov. 4th at the Palace.
- Wings of Victory (Arthone Films) — Nov. 2nd at the Strand.

### Grainger to New Orleans

**For Rep. Regional Meet**

J. R. Grainger, Republic’s proxy, plans to arrive on Monday for New Orleans, to preside at regional sales meeting for Republic’s southern offices, to be held at the Jung Hotel Wednesday and Thursday.

From New Orleans, Grainger will proceed to Chicago to open mid-west regional meeting to be held at the Drake Hotel on Friday and Saturday. Grainger will return to New York from Chicago a week from tonight.

Last of the current series of regional meetings will be held in New Orleans, at the New Orleans Club, on Nov. 12-13, which will be attended by branch managers, salesmen and bookers of Republic’s eastern branches as well as the home office executives.

### Browne Reported Replaced

**By Murtha as IA’s Prexy**

George E. Browne was removed as president of IATSE at a secret meeting last Thursday and Thomas Murtha, President of the IA state organization, was named to succeed him, the New York Daily Mirror declared in a copyrighted story Saturday. The Mirror said that public announcement was to follow the conclusion of the present Browne-Boff trial which resumes in federal court here today. Efforts Saturday to reach responsible IA executives for a statement were not successful.

### Now Booking—

**“ONE DAY IN SOVIET RUSSIA”**

_The Biggest Fact Film of World War II_

_A full length feature that answers the questions millions of Americans are asking._

**Commentary Written and Narrated By**

**QUENTIN REYNOLDS**

- Correspondent for Collier’s
- Commentator of “Christmas Under Fire” and “London Can Take It”
- Author of “The Wounded Don’t Cry”
- American Press Attaché at the Moscow Three Power War Conference

> The BIGGEST Box Office Name of World War II

**Write, Wire or Phone**

ARTKINO PICTURES, 723 Seventh Ave., New York City
Bryan 9-7680
change Employees
Make Own Deals

(Continued from Page 1)

ed on a regional basis, the Ini-
ternational, concerned with the
future of its leaders, George E.
Ske and Sidney Bioff, apparently
— rather let the locals exert
their own autonomy this year.
Also covered all backroom and
other employees.

port on Unity Talks
Il Be Made Today

Kirsch and Sidney Samuelson
of Allied's unity committee will
be on their report today on the prog-
ress of their discussions with execu-
tives of the various film companies
on the subject of all-industry har-
mony in major companies, with the
exception of RKO and Warner Bros.,
which contacted last week. Kirsch and
Samuelson will report their findings
of the three leaders of the Allied committee, Martin Smith, Roy
Gold and Col. H. A. Cole, who, in
their indication, will make their recommenda-
tions based on the information sup-
plied.

Samuelson will return to New
York this week to continue the con-
ferences.

ve Majors Eliminated
N. J. Anti-Trust Case

Newark, N. J.—Five distributing
companies and the MPPDA were
ministered Friday from an anti-trust
suit filed in February, 1940, by West-
ern Theaters, Inc., and Janbert
Theatrical Corp. of West Orange.
A Federal Judge Walker ruled that
the companies did not actually
represent business in New Jersey in
the terms of the statutes. Janbert
operates the Windsor The-
ater. Plaintiff charged the defend-
ants with operating a "cartel to
the disadvantage of independent
hibitors." Named in the case were
five major companies. All were
announced except Loew's, RKO and
other Artists.

New Cuban Film Year Book

Havana (By Air Mail)—Ramon
San, director, and Pedro Pablo
avez, writer, will publish the sec-
cond edition of the Cuban Year Book
Motion Pictures and Radio.

UA Resumes Selling
In Minn. as Before

(Continued from Page 1)

permission to Paramount to be re-
ceived from the decree provisions.
It is understood that UA has re-
sumed selling in the state just as it
did prior to the passage of the law.
Sells will be made for product of
the individual producers.
Loew's, Inc., has not yet decided
what it will do in view of Judge
Goddard's order in regard to Para-
mount. A decision may be reached
this week.

RKO, Warner Bros. and 20th Cen-
tury-Fox are considering all the
angles of the situation but have
reached no decision at the week-end.

Kanin Out of Uniform
But Still in U. S. Service

Fort Monmouth, N. J. — Garson
Kanin, released from active duty
today at the Training Film Produc-
tion Laboratory here, will continue in
Governmental service in Wash-
ington with the Office of Emergency
Management. Kanin's work will be
to continue with the program of
short subjects being made by the
OEM for civilian defense training
and education.

Bob Russell, another dischargee from
the Film Lab., will also be en-
gaged in the work in a writing ca-
pacity.

Kanin will start immediately on
this project, and has reserved a little
of his time to turn out one or two
pictures a year under his RKO con-
tract.

Poll Connecticut Exhibs.
On Consent Decree Effect

(Continued from Page 1)

Cuplan as executive secretary, after
several years of service, will also be
considered at this meeting, and elec-
tion of a new secretary will be held.

Green Succeeds Hawley

Ludington, Mich.—W. C. Green
succeeds the late Frank W. Hawley
as manager of the Lyric and Kozy
Theaters here.

OUT OF UNIFORM

Sidney Lax, former Columbia
shipper at New Haven, has received
his honorable discharge from the
Army. Also William Nutile, for-
er shipper at the Paramount ex-
change, New Haven.

Cleveland—Back From the Col-
ers: Bob Nero, who has been serv-
ing in the infantry out in Californ-
ia, has returned to his old post as
Monogram poster and shipping
clerk. Fritz Vermes, stationed at
Cincinnati, Ohio, when not at
maneuvers in Louisiana, is back
with the theater-owning—Vermes
family.
RESULTS OF 11,143 THE
Exhibitors' Undeniable First Choice, H
Republic Picture Presents Another Great Idea in ACTION

THAT'S WHY EXHIBITORS CHOS
HIM AS BOX-OFFICE CHAMPION
THAT'S WHY EXHIBITORS CHOS
HIM AS PUBLIC COWBOY NO. 1

with SMILEY BURNETTE • FAY MCKENZIE
AIC COWBOY NO. 1. Delivers Again.

It's the incomparable box-office topper!

It's the entertainment time of your life!

Blending greater thrills with virile romance!

Introducing Fay McKenzie, the G. A. Gil!
Taplinger to Set Up Warner info. Bureau

(Continued from Page 1)

member of Warner Bros. Studio publicity staff for the past five years, to succeed Taplinger, was announced Friday by Einfeld.

One of Taplinger’s first tasks on his new assignment will be the setting up of an information bureau, containing data on more than 10,000 pictures produced by Warners. Bureau is designed to serve universities, colleges and schools, and will draw on the Warner research files.

Designation of Taplinger closely followed appointment of Mort Blumen stock to the post of National Manager of Advertising in a series of moves planned by Einfeld to work in closer co-operation with publica tions, and to improve the exchange of public information. It is also planned to extend all Warner services to areas now held by the accepted exchange territories in line with a policy of working in closer co-operation with all exhibitors.

Prickett Named Special Rep. with Show Builder

Ken Prickett has been named special representative in charge of M.G.M. Show Builder unit No. 1 by William R. Ferguson, exploitation manager. Prickett the last two years has been manager of the El Rancho Theater, Victoria, Tex.

New Screen Game Reel

West Coast Boon of THE FILM DAILY

Hollywood — Movie Quiz, a new screen game reel, is being readied for press preview by R. U. McIntosh, Hollywood transcription manufacturer. Reel was written and produced by Grant Wither and Jack Harvey.

Nat Brier’s Mother Dies

Pittsburgh — Nat Brier, branch manager of the local United Artists exchange, was called to New York Wednesday because of the serious illness of his mother, who died Thursday.

PARA. Receives Decree Relief

Court Paves Way for Selling in Minnesota

(Continued from Page 4)
opposition by Robert L. Wright, Special assistant to Attorney General, and head of the D of J film unit, who contended that the decree contemplated relief from the passage of contradictory laws only when those laws were valid.

U. S. Holds Minn. Law Invalid

Wright argued that the Minnesota law is invalid because, he said, the compulsory sale of an entire season’s product violates the Sherman anti-trust laws.

“I think we all agree that the decree cannot be nullified by a state law which violates the Sherman Act,” he added. “The question raised by Paramount ought not to be determined here,” he asserted, “unless the court receives notice and can appear to defend the claim that the law violates that Act.”

None of the five companies bound by the decree had made the claim that the Minnesota statute violated the monopolies laws, Wright declared. The Government counsel contended that it was up to Judge Goddard to pass on that question and not the courts of Minnesota. Former Judge Thomas D. Thacher, who represented Paramount, countered with an invitation for the Government to file in the litigation now pending in Minnesota and pointed out that a plea of not guilty entered by the company in answer to the criminal proceeding left the door open for any argument against the law including that of the Government.

Thacher Attacks Gov’t Point

Judge Thacher stated that the New York Federal Court had no power to restrain the enforcement of the so-called-block-of-five law by State officials.

“Personally, I have no confidence in the point raised by the Government,” the Paramount lawyer said referring to the claim that sale of a season’s product was barred by the Sherman Act.

“We have raised that question, it is still in litigation and will have to be ultimately determined,” Wright stated, evidently advertising to the pending New York suit against the Little Three.

Judge Goddard took the position that the Government should co-operate with the majors in fighting the Minnesota statute and should not make the same arguments, the court answered: “I think you could work it out. The Government could work it out for years and could hardly complain if the matter wasn’t pushed expeditiously.”

Court Says Situation Foreseen

The amendment to the decree, under the court ruling, will be effective only so long as the Minnesota statute remains effective. Judge Goddard stated that there could be no law that would contemplate this situation, and provided for a modification of its provisions in that event. The final summary statement to the court, Judge Thacher said that Paramount intends to use the criminal proceeding rather than the civil litigation to test the constitutionality of the law. He filed an affidavit of Ben Block, Minneapolis exchange manager for Paramount, which stated that Paramount had served 290 out of the 475 theaters in Minnesota during the 1940-41 season. The exchange fees tallied $410,934 for features and $112,874 for shorts and newsreels.

The amendment of the decree applies only to Paramount and not to the other four companies.

PBC to Exceed Seasonal Goal of 6,000 Accounts

Producers Releasing Corp. will exceed its goal of 6,000 accounts this season, Arthur Greenblatt, PBC’s sales managers, said prior to his departure Friday for a tour of company exchanges. Greenblatt said that a contributing factor to the increase in sales this year has been the closing of a number of large circuit deals.

Weinberg Defends Industry

Herman G. Weinberg, New York correspondent of the British Film Institute’s Sight and Sound, is replying to the current issue of Deci sion by an article, “Axi0 to Grind,” defending the film industry against the charge that it is dominated by anti-reformists who are determined to keep the industry on an even keel.

Mrs. Bob Burns Recovering

San Francisco — Bob Burns is commuting here. His wife, Mrs. Hurrlet Burns, is in Stanford Hospital recovering from a major operation.

ARMY BOMBER TAKES STARS TO CARIBBEAN FOR SHOWS

A United States Army bomber with Stan Laurel, Oliver Hardy, John Garfield, Chico Marx, Ray Bolger, Benyon Venuta, Mitzi Mayfair, June Pickens and Eddie Dowling are visiting the army and navy bases in the Atlantic. The party arrives at San Juan, Puerto Rico today, then stops at Antigua, Santa Lucía, Trinidad, British Guiana and Bermuda. Return stops will be at all places including Miami and Savannah.

Name 6 Warner District Managers

(Continued from Page 1)
hungy branches, thus adding materially to his duties.

No appointment was made to the post of Southern and Western division manager vacated by Kalmen son on his recent promotion to succeed Grad L. Sears. Kalmen son stated that the changes announced had not included any move that had not been contemplated and the field force would function from now on under the realigned setup.

Kalmenson’s Appointment

Appointments made by Kalmen son follow:

Edward M. Schnitzel, Metropolitan district manager with supervision over New York, Jersey and Brooklyn; Robert Smel tors, Central district manager, with supervision over Washington, Philadelphia, Pittsburgh, Cincinnati, Cleveland and Detroit; Fred J. Southwestern district manager, with supervision over Washington, Minneapolis, St. Louis, Indianapolis, Kansas City, Omaha and Des Moines and Henry Herbel, with supervision over Los Angeles, Portland, Seattle, Denver and Salt Lake City.

Branch managers were appointed as follows: Dallas, Donn Robert replacing Fred Jack; Chicago, S. A. Taylor, replacing Fred Bergman; Washington, Fred Beiersdorf, replacing Robert Smeltzer; Los Angeles, V. E. Callaway, replacing Henry He be.

Meetings concluded Saturday at all field men returned to their posts the week-end. In addition Kalmen son, Albert Warner, Joseph Bernhard, Charles Einfeld, Sam Schneider, Mort Blumenstock, Bob Taplinger, Ray Haines, Artich Sasson, Al Schwalb, Mike Dill and a number of other the executive attended the sessions.

STORKS!

Des Moines, Ia.—Myron Blom secretary of Tri-State Theatres Corp., of Des Moines and son A. H. Blank, president of the company, has a baby son.

Wesley Kent, Altec Service Engineer in the New York district, was the proud father of a baby boy, Wel ley Kent III.
Red Man for Leg Man

Big Chief Hal Horse handling the big medicine work on 20th Century Fox's "Belle Starr," sent Chief White Eagle of the Horsehead tribe high levee news about the picture Photo-Pow-Wow being held at the Roxy Wigwam.

While the chief said he was related, by marriage to Belle Starr and that she was a good squaw even though she was only half-Cherokee.

Southeastern Blackout Model for Other Areas

(Continued from Page 1)

for curtailment as it becomes necessary in other industrial areas.

While officials declined to comment on other areas where similar blackouts might be ordered, it is known that they believe similar orders might have to be issued at least on large industrial districts having many defense contracts, such as the St. Louis area.

They said, however, that while the theaters will be required to play their part in providing curb-cut service, they are not to be made to avoid them or cut their schedules and if such a cut is found necessary it will be evenly distributed so that the theaters will have no idle days, but rather will make it up a few minutes each day in bad periods.

Nashville, Tenn. — Many theater owners in this state are expected to volunteer to cut current consumption before Nov. 10, the date set by OPM, as a gesture of co-operation toward more essential defense activities.

Officials of local theaters, including those of Crescent Amusement, owners and operators of more than 40 theaters in the state outside of Nashville, are considering immediate compliance with the blackout order, and it is estimated that reducing the number of week-day (except Saturday) matinees in small towns will save the possibility of operating of some smaller "second" houses, all of a means of cutting electric current consumption.

Local 364 to Celebrate

Akron, O. — Local 364, operators, will mark its 27th anniversary with a ball Nov. 11 in the Mayflower report, therefore, covers about 10 months of actual operation.

The consent decree fixed the amount for the first year's expenses at $400,000. First year's administration included the equipping of the 31 offices, an expense that will not be repeated the second year.

The budget committee, which includes the Hon. Van Vechten Veeder, Joseph H. Hazen and Paul Felix Goldman, is now considering the budget for 1942. Because of the economical manner in which the entire system has been conducted, it is not likely that the number of tribunals will be reduced.

As of last Friday, 138 demands for arbitration had been filed in 28 of the 31 motion picture tribunals. Fifth-five awards have been made, of which 30 were in favor of the exhibitors and 25 in favor of the distributors.

Seventeen appeals from decisions have been filed with the appeals board which has rendered eight opinions, five affirming the decisions of the arbitrators and three reversing the awards.

J-J Theaters, Subsidiary File Arbitration Cases

Charging unreasonable clearance over the Akron, Jerome and Oxford Theaters in York, Pa., the Valentine Theater, a demand for arbitration has been telegraphed to New York by J. J. Theaters, Inc., and naming Warner Bros., RKO and 20th Century-Fox. The Valentine now has had more than 20 days to file suit over the three houses but the complainant asks that it be eliminated or reduced so that the three-way splits will be possible the next day after the Valentine run.

The same defendants and theater were named in a second case filed by Kingsbridge Theaters, Inc., a subsidiary of the J-J company. The same relief is asked for the Kingsbridge Theater.

Arbitration's Cost Less Than Budget

(Continued from Page 1)

Metro has an ace short in this film version of the famous yarn penned by Edgar Allan Poe, and it preserves with exactitude all the development and stark reality of the original.

Joseph Schildkraut, who won the Academy Award for his portrayal of Alfred Dreyfuss in "The Life of Emile Zola," plays the chief role, —that of the oppressed young man, slave to a tyrannical master, who kills the latter on a stormy night only to be haunted by the imagined heart-beats of his victim, and can stand the strain no longer when the sheriff and a deputy come to the shack to investigate the mysterious screams heard by neighbors the night of the crime. Roman Bohnen portrays the master's "henchman" and that of Schildkraut are of transcending merit.

Exhibitors and their audiences who appreciate solid shorts of enduring worth will give this weird Poe tale three rousing cheers.

Muscle Shoals Theater

File Findings of Fact

(Continued from Page 1)

ment's anti-trust suit against Crescent Amusement Co. and its affiliates. Considered very important as the civil unit in the alleged "buying power monopoly" of the circuit's current franchises with Warner Bros., Twentieth Century-Fox and Paramount, none of which court has yet decided whether or not to permit any special privileges to the exhibitor.

In the event of the Muscle Shoals document concludes the first round of briefs, with the defendants priviledged to submit another answer, the court will set Dec. 1.

Shots

"The Tell-Tale Heart"

M-G-M. 20 mins.

Splendid Short

Metro has an ace short in this film version of the famous yarn penned by Edgar Allan Poe, and it preserves with exactitude all the development and stark reality of the original.

Joseph Schildkraut, who won the Academy Award for his portrayal of Alfred Dreyfuss in "The Life of Emile Zola," plays the chief role, —that of the oppressed young man, slave to a tyrannical master, who kills the latter on a stormy night only to be haunted by the imagined heart-beats of his victim, and can stand the strain no longer when the sheriff and a deputy come to the shack to investigate the mysterious screams heard by neighbors the night of the crime. Roman Bohnen portrays the master's "henchman" and that of Schildkraut are of transcending merit.

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TEAMWORK

ALL three Eastman negative films contribute to the over-all excellence of today's productions. Although they specialize in different fields, they join forces readily because of one important attribute enjoyed in common—unvarying high quality. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors
Fort Lee Chicago Hollywood

PLUS-X for general studio use

SUPER-XX when little light is available

BACKGROUND-X for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
DOMINION PUTS CEILING ON B.O. PRICES
$7,850,000 in Frozen Funds Reach U.S. Distrs.

By RALPH WILK

HOLLYWOOD STARTING 20 FEATURES
Production Hits Fastest Pace in Weeks—Nine Pix Shooting at RKO and 20th Century-Fox

By HIX SMITH

Arbitrator Critical Of Courshon Policy

Decree "Sabotage" Before Texas Allied

Browne-Bioff Defense Rests
Defense Fails to Call IATSE Prexy to Stand

Admission Scales Pegged At Maximum for Four Weeks Ending Oct. 11

Name Silver WB Zone Head in Pittsburgh

Promotion of M. A. Silver to WB Theaters zone manager in the Pittsburgh area, was announced yesterday by Harry M. Kalmine, new assistant general manager of the Warner Circuit. Silver, who has been in charge of the Albany zone, replaces Kalmine in Pittsburgh.

New York Film Critics Elect Mishkin as Prexy

Leo Mishkin, of the Morning Telegraph, was elected president of the New York Film Critics, succeeding Bosley Crowther, of the New York Times. Herbert Cohn, of the Brook...
Stop Film Censorship Committee Demands Dissolution of Film Probe Sub-committee

Existence of the Senate sub-committee investigating motion pictures was denounced as "a monstrous effort to stamp out all mechanical and free culture," in a letter sent today to all Senators by Bert Lytell, chairman of the Stop Film Censorship Committee.

Mr. Lytell, who is president of Actors' Equity, urged the Senators to dissolve the sub-committee as a rebuke to its Senate sponsors, in view of an "overwhelming expression of public opinion against their activities."

Metro's Exhibitor Forum Tied in with Ohio ITO Meet

(Continued from Page 1)

Nov. 25-26. The so-called advertising clinic will be held during the morning of Nov. 25.

Pete J. Wood, ITO secretary, is completing plans to have Gov. John W. Bricker dedicate the Show-Builder, Metro's mobile unit, during the convention.

 Judge Clarifies Decree in Midwest vs. Co-op. Suit

Detroit—Final text of the decree of Judge Frank A. Picard in the suit of Midwest vs. Co-operative Theaters, in Federal Court, allows the Roxy and Mayfair Theaters to continue with the present policy of three changes a week, provided that only reissues, reprints, foreign, and western pictures are used on the third change.

The original opinion restricted the houses to two changes a week of "major and independent" product, but this issue has been clarified by the text of the decree.

The decree further exempts present season film contracts from its terms. Other clauses of the decree, such as exchanging Co-op in violation of the Anti-Trust Acts in the past, and declaring the exhibition field distinctly interstate commerce for pur- pose of this case, was based on the original opinion as reported several weeks ago.

Gelber to Oppose Basson For Local 306 Presidency

Herman Gelber, recording secre- tary of Local 306, opera- tors, for more than six years, yesterday an- nounced his candidacy for nomina- tion as president of the union, op- posing Joseph D. Basson.

Running for his present post in 1935, Gelber polled the largest single vote in the history of the New York union.

Erpi Files Charter to Deal in Electrical Instruments

Wilmington—Electrical Research Products, Inc., filed a charter Saturday by the corporation department of the Secretary of State's office to deal in electrical instruments. The new company is capitalized at 200 shares of no par value.

Boxes Already Sold Out For "Night of Stars"

With all of the $25,000 worth of box seats sold, eight successive ca- pacity sellout is indicated for "Night of Stars," huge benefit for refugee aid at Madison Square Garden. Nov. 26, Nathan Straus, chairman, said today.

Under the leadership of Marvin Schenk, the production committee has already received acceptances from the following stars to appear: Larry Adler, Eve Arden, Paul Ash, Benny Baker, Ray Bolger, George Burns, Jack Carter, William Demarest, Elmer Davis, Eddy Duchin, Ralph Edwards, Frank Fay, Jay C. Flip- pen, Jane Froman, Paul Haakon and Lillian Hollman.

Also Lou Holtz, George Jessel, Danny Kaye, Rosemary Lane, Grue- no Marx, the Mills Brothers, Lucy Tyler, Sonnie O'Dea, Frank Par- ker, Jean Sablon, Bill Robinson, Vivienne Segal, Mary Small, Joh- nathan Steele, Ed Sullivan, Sophie Tucker, Mary Jane Walsh and Wyke Williams.

Also Barry Wood, Yvette, Rich- ard Waring, Carleton Young, Draper, Jack Durant, Peggy Fears, Mary Healy, Peter Lind Hayes, Anne Nagel, Cecil Parker, Bar- bara Cooper, June Preisser and Phil Regan.

Kelly on Coast for Wagner Productions' Inventory

West Coast Bureau of THE FILM DAILY

Hollywood—Arthur W. Kelly ar- rived here yesterday for conferences with George Baum, vice-president of Walker-Wanger Productions. There will be an inventory of assets of Wagner Productions.

Kelly declared there were no new United Artists production plans and said there would be no change in UA sales policy for the coming year.

Comerford Circuit Drive Honors Y. Frank Freeman

Buck Hill Falls, Pa.—Comerford Theaters Managers' drive opening yesterday will run for nine weeks. Drive is in honor of Y. Frank Fre-eman.

The circuit's theaters have been divided into six divisions. Instead of four as previous. All-expense trips to Hollywood and $100 in cash to each division winner. The winner of each division, as well as to four district managers.

COMING and GOING

ARTHUR W. KELLY arrived in Hollywood today.

SPYROS SKOURAS, EDDIE ZABEL, head buyer of National Theaters, JOHN HEALY, returns to Skouras, plane out tonight for waukeee.

JACK L. WARNER, and his wife, arrive from Hollywood, plane out tonight for Miami.

CLAIRE LEE, Paramount's public relations man, left yesterday for Miami.

DESI ARNAZ, plane in yesterday from New York for engagement at Loew's State Week.

RUSSELL HOLMAN and DICK MURRAY, Paramount, left for Miami yesterday.

BRUCE CABOT arrived here yesterday in New York vacation.

HENRY FONDA arrives today from the Coast.

STANLEY HALL, Alltec Service staff executive, has returned from a four week swing through the Midwest and West.

WILL HOLLANDER, B & K publicity disc has returned to Chicago.

MARTY MULLIN and SAM FINANSKI, of M. O. P. Theaters, will arrive in New York to confer with home office execs.

HUNTER PERRY, of the Dominion Theatrical Service, is expected to arrive in New York to confer with Para. theater exec.

EARL HUDDON, of the United Detroit The- aters, is expected to arrive in New York to confer with Para. theater exec.

CARL BARMAN, Paramount theater play- ers in Asheville, N. C., and FRANK ROGERS, AP of the Florida State Theaters, with headquarters in Jacksonville, have returned to their home.

MOE SILVER, New York State zone man for Warner theater circuit at Albany, is back in Fifth High today after attending Variety Club banquet there Sunday night.

Link Two Frisco Houses With WB Invasion Move

San Francisco—Report that Warn- ers wants a first-run house in down- town San Francisco has local mo- nth end, until a bit of gossip. Building is rated out of question until after national emergency is passed—moreover, good locations are scarce as hem's teeth.

Some talk is heard that Warner might be after Blumenfeld's Or- ange. But, unless understood that owner has no intention of parting with any of the houses in his rap- idly increasing chain. One suggestion is that Warners might be dickered for the now-second run Fox W. Coast California. Theater now said to be completed renovated.

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10 CENTS

W. ALCIOATE

DANIEL M. MARGERERoux / General Manager

CHESTER B. BAHN / Editor

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FINANCIAL

(Monday, Nov. 3)

NEW YORK STOCK MARKET

Net High Low Close

Am. Stock...

Columbia, Picts. pfd.

Con. Inc.

Con. Inc.

Cinema Picts. pfd.

Cinema, Picts. pfd.

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VOTE THE STRAIGHT WARNER TICKET!

For HOLD-OVERS
For TOP MONEY
For RIGHT NOW
For NEXT WEEK
For THE WEEK AFTER
For THANKSGIVING
For MERRY XMAS

WARNERS' $ WARNERS' $ WARNERS' $ WARNERS' $ WARNERS' $ WARNERS' $ WARNERS' $
"SERGEANT YORK" "THE MALTESE FALCON" "TARGET FOR TONIGHT" "BLUES IN THE NIGHT" "ONE FOOT IN HEAVEN" "THEY DIED WITH THEIR BOOTS ON" "THE MAN WHO CAME TO DINNER"

VOTE EVERY $-IT'S WARNERS!
IATSE Exec. Denies Brownie Ouster Story

Ridiculing the copyright story in Saturday's Daily Mirror that George E. Browne, IATSE president, was ousted at a secret meeting, Jim Brennan, an IA vice-president, yesterday issued a denial that any such action did or could take place.

"I want to deny the preposterous account that appeared in the Daily Mirror," Brennan stated. "Any such action could not happen at a secret meeting."

The copyright version appearing in the Daily Mirror said that Thomas Murtha, head of the AF of L New York Trade Council and business agent of Local 4, (Brooklyn stagehands) was chosen to replace Browne.

According to Brennan, the IA executive board is the only body under the constitution empowered to take such action.

"Apparently the writer was ignor- ant of the facts. Only the executive board could declare the office open at a general meeting. Furthermore, only a member of the executive board could fill the presidency if a vacancy occurred," Brennan explained. "And Murtha is not even a member of the executive board."

Brennan also took strong exception to the reference that the IATSE was built up to "about 6,000 members, raiding other unions."

The IA vice-president stated that the present membership of the Coast unions is now at 8,846. When the IA entered the basic agreement in December, 1933, the membership was around 150 and built up to its present status under Browne's leadership.

"We were the ones that were subject to raiding by the IDEW and the Teamsters at the time of the strike in 1933. That is when our membership declined from 6,000 to 150 which is just the opposite of what the story contained," Brennan declared.

Heearst Boosts Frisco Rates
San Francisco—Theater ad rates in the Hearst Examiner were boosted five per cent.

Name Silver WB Zone Head in Pittsburgh
(Continued from Page 1)
zone manager in Pittsburgh, and Kalmine is promoted to the Alban post vacated by Silver. In the meantime the Pittsburgh studio's Joseph Feldman, head of the publicity department, becomes Silver's assistant in charge of theatrical creation and publicity, with Harry Feinstein, his assistant, in charge of booking and buying.

Silver, who started in film work in 1915, became general manager for the Manhattan Strand Theaters in New York and then was brought to New York by Mark as general manager of the Stanley-Mark Strand Theaters. 1927, he returned to New York as assistant to Dan Michalove, charge of the Warner Circuit, and remained in the same capacity three years with Joseph Bernhard. With the beginning of the decentralization policy, he left New York to take charge of the New York State theaters, with headquarters in Albany.

Before coming to Pittsburgh, Latta was in charge of Warners Theaters in Ohio, became district manager under Kalmine and the assistant zone manager.

Warner Theaters now operate the Warners Circuit in the publicty department in Newark, was transferred to Albany and then went to Pittsburgh as publicity head when Harry Kalmine took over the zone for Warn Bros.

To Use Home Makers Packages
Chicago—Great States circuit will start the distribution of Home Makers gift packages, next Nov. 1. Jay Fagan of the Exhibi- tion Makers organization promoted the deal.

From a Single Seed
The Candle Sowed
Many New Yorkers marching to the polls today will have the battle-cry of the LaGuardia campaign in mind: "Keep The Little Flower Blooming On The Sidewalks of New York." Catch-line's coin was Metro's Si Saderl who penned it for the recent Hotel Astor lunch- eon held by the amusement biz for Fiorello. Since then it has been widely used at rallies. Front page of Sunday's New York Times news section displayed the Saderl slogan prominently. Says modest Si: "The motion picture industry thereby contributed its bit of showmanship to the campaign."
CAPTIVES OF NATURE . . .
Three people isolated from the world they knew
. . . unsheltered from Nature's fury . . . bewildered
by the madness of Man and the love of a Woman

MERCY ISLAND
RAY MIDDLETON • GLORIA DICKSON
OTTO KRUGER • DON DOUGLAS • FORRESTER HARVEY
TERRY KILBURN • WILLIAM MORGAN — DIRECTOR
Screen play by Malcolm Stuart Boylan
From the novel "Mercy Island" by Theodore Pratt
From the novel "Mercy Island" by Theodore Pratt

A REPUBLIC PICTURE
Buy U. S. Defense Bonds
Decree "Sabolage" Before Texas Allied

session here today. Other reported efforts to undermine the decree also met with the approval of important subjects for discussion at the convention.

First indication that a circuit has refused to accept the authority of an arbitration board came to light during the hearings on the case filed by the Overton Amusement Co. and Associated Theatres.

The following conversation between the arbitrator, S. J. Hay, and Fred Jack, Warner manager branch in Dallas, took place during the hearings and was taken from the stenographic record:

ARBITRATOR: "There is one question I want to ask, and I think possibly it is out of order. I do wonder why the Jefferson Amusement Co. and the East Texas Theatres are not represented here. I would like for you to answer that question."

JACK: "I can answer it easily. They refused to recognize the authority of this board."

Col. H. A. Cole, president of the Texas unit and national Allied, later told The Film Daily that: "this is the first time according to my knowledge that one of the theater chains refused to accept the authority of the Federal court as set forth in the consent decree."

A large attendance is expected at the convention, which is to be held at the Adolphus Hotel.

New York Film Critics
Election Mischkin as Proxy

(Continued From Page 1)

lyn Eagle, was re-elected secretary. Critics held their first meeting of the season yesterday at the home of Louise Levitas, of PM, and Milton Neltzer, second string critic of the Daily News, were admitted as new members.

Lee Mortimer, of the Daily Mirror, did not attend nor was his resignation received. Mortimer, who has been carrying on a one-man feud, wrote yesterday he was resigning from the New York Film Critics.

Fara's Minn. Relief
Order Signed by Court

Paramount officially was released from complying with Sections III and IV of the New York consent decree in Minnesota yesterday when Judge Henry W. Goddard signed a court order granting Paramount's petition. With the signing of the order, the sales force can offer the company's entire program to Minnesota exhibitors.

At the United district manager and Ben Blotclcy, Minneapolis branch manager, have returned to the field, after awaiting Judge Goddard's decision in New York.

Newsread Policy for Rainbow in Detroit

Detroil—Jack Beider, circuit operator, is "bearing the brunt" of the Rainbow Theater to a newscast house. The Rainbow is a small nabe in an important shopping center near the intersection of two streets. A 90-minute newscast show is expected to provide quick-turnover for the 300-seat.

Atlas Buys More RKO Com.;
Mrs. Trust Sells Para.

(Continued From Page 1)

at 1,400 shares of RKO $1 par common stock, giving it a total of 823,425 shares of stock in its own company, and 208,200 held through the American Company. Atlas also holds 327,812 warrants for RKO preferred stock, and 46,071 of the company's 6 per cent convertible preferred stock.

The Manufacturers Trust Co. of New York City disposed of 10 shares of Paramount 3½ per cent convertible debentures of 1947, retaining $1,928,800 of this stock and 5,710 of the company's 6 per cent convertible, 1st preferred.

The SEC report revealed that Pathé International Corp., disposed of 65,967 shares of Monogram $1 common, and 6,017 options to purchase, according to the June 1941 report.

J. Robert Rubin of New York City disposed of 3,300 shares of Loew's, Inc., no par value stock, retaining 14,416 shares while Loew's, Inc., acquired 58 shares of Loew's Boston Theaters $25 par common for a total of 118,567.

RKO Corp purchased 10 shares of K-A-O common for a total of 1,205,675. It also holds 7,467 shares of the company's 7 cent cumulative convertible.

Stanley Co. Redeeming
Its First Mortgage 5½s

Philadelphia—Stanley Co., a Warner Bros. subsidiary, has called for redemption of $11,075,500 5½ per cent sinking fund gold bonds of C. Bentley Cooper, due June 1, 1945, of which there is $6,500,000 due in 12 months.

Bonds will be paid off at 102½ per cent and accrued interest at Pennsylvania Co. for Insurance of Lives and Granting Annuities, 15th and Chestnut Streets.

Lee Filling Speaking Dates

Claude F. Lee, Paramount's director of public relations, left yesterday to deliver speeches in three Midwestern cities. He will address the ITO of Wisconsin in Milwaukee and will address the Minnesota Club at a luncheon tomorrow and will then go to Duluth for an address before the Duluth Rotary Club.

Crescent to Build Theater
In Leased Warner Bldg.

Nashville—Reported plans of Tony Sudkum, president of Crescent Amusement Co., to build a theatre business in the city of Nashville to which the Government has not objected, were confirmed yesterday when an agreement leasing the Warner Building to Crescent Amusement Co. was made public, and George H. Armistead, Jr., counsel for Crescent in the anti-trust suit, admitted that a new 1,000-seat theatre, which is constructed in the first floor of the 12-story building as originally planned as soon as the necessary materials can be obtained. The lease, which extends through March, 1961 at $25,000 a year, was signed for Warner Bros. by Joseph Bernhard, to lend impetus to the general advertising and sales arrangements as set forth in the consent decree.

Representatives of television equipment manufacturers and broadcast networks will meet today in an effort to see an advance in the television industry and to reach agreement on the general advantage of the tele industry and to hear report of Norman D. Waters, general manager of the RKO Radio Pictures, and E. A. Heubach, assistant secretary, New York, and for Crescent by Sueemack and E. A. Heubach. The option included in the lease provides that Crescent may purchase from Warner for $400,000 the lease, estimated to cost $400,000, must be built within 18 months under provisions of the decree.

Early in 1939 Warner Bros. negotiated for purchase of all theater holdings of Crescent Amusement Co. but abandonment of negotiations because of the depression and also abandoned plans to construct a theater in the space which Sueemack will use.

Plans for the new theater will be drawn by mall & Holman, architects for many of Crescent's best theaters.

Hold Conference On Tele as Defense Aid

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Arthur Hurley, Veteran
Director, Dies of Coast

West Coast Report of THE DAILY FILM
Hollywood—Arthur Hurley, veteran stage and screen director, died following lingering illness. He directed several short subjects for Warners at Brooklyn studios, in his trip last week to Washington where he discussed the potentialities of television, and other Government agency officials.

The funeral will be held at the office of Norman D. Waters & Associates.

Chicago Exhibitor Sues
For $1,000,000 Damages

(Continued From Page 1)

tists, Universal, Columbia, Repub lic, Warners, RKO and John Manu facturers. The suit was filed in Federal court yesterday. Plaintiff is Thomas Murray who claims the defendants prevented him from booking first-run films into Thalia Theater.

"Remember the Day" to b
20th-Fox Christmas Film

"Remember the Day," starring Claudette Colbert and John Payne, will be produced by John Houseman for 20th-Fox general sales manager, W. Christmas holiday release in features. Film has been in the top bracket.
Arbitrator Critical of Courshon Policy

(Continued from Page 1)

Welles Acquires Two Stories by Flahtery

Robert Flahtery, documentary producer, has sold two stories, "The Chairman's Chair" and "The Story of Bonita Comes Home," to Orson Welles for RKO Production.

Friedl Makes 18 Changes In Personnel Redignition

Minneapolis—Eighteen managers and other employees of Minnesota Amusement Co., were included in a list of transfers and promotions made public here by John J. Friedl, president.

Included in the list were the following:
- Frank Solker, treasurer, State in Minneapolis, to assistant manager Paramount, St. Paul.
- Howell Kadrin, assistant manager Para-mount, to manager of Paramount, Grand Forks, N. D.
- Robert Miller, assistant manager, Minneapolis, to be manager of Strand, Dubuque, Minn.
- "Bud" Schmidt, assistant manager, Rialto, Minneapolis, to be assistant manager, Strand, Duluth, Minn.
- Donald Palenquist, assistant manager, Crawfor-d, Minneapolis, to be manager, Strand, Duluth, Minn.
- J. M. Ames, state theater staff at Sioux Falls, S. D., to be assistant manager, Strand, St. Paul.
- William Laird, assistant manager, Urban, Minneapolis, to be manager, Strand, St. Paul.
- Skaggs, Minneapolis, to assistant manager, Gran-d Forks, N. D., to be manager, Emporium, Roche ster, Minn.
- Robert Thompson, assistant manager, Para-mount, Grand Forks, N. D., to be manager, Empire, Rochester, Minn.
- Woodrow Freanor, manager, Eastman, St. Cloud, Minn., to be manager, O'Keefe, Eau Claire, Wis.
- Len Fried, manager, O'Keefe, Eau Claire, Wis., to be manager, Huron, Huron, S. D., to be assistant manager, Paramount, St. Paul.
- Walter Van Camp, manager, Paramount, St. Paul, to be manager, Centre, St. Paul.
- George Aurellius, manager, Centre, St. Paul, to be manager, 2nd Avenue, Minneapolis.
- Carl Long, manager, Garrick, Dubuque, Dubuque, Minn., to be manager, park, Cedar River, Dubuque, Minn.
- James Hudson, manager, Strand, Dubuque, Minn., to be manager, Garrick, Dubuque, Minn.
- Arthur Shetter, manager, Strand, St. Paul, to be manager, Grand Forks, N. D., to be manager, Lyric, Duluth, Minn.
- Louis Pelo, manager, Paramount, Grand Forks, N. D., to be manager, Sinte, Fargo, N. D.

Enforce '38 Curfew Law

Wabash, Ind.—Police will henceforth enforce an ordinance adopted back in 1938, establishing a curfew law, by Max Roth of Vittagraft and of Elwin Speyer, a consulting engineer called by the intervenor, Buffalo Theaters, Inc., Shae group operating company. Their testimony was designed to set upon the Dipson contention that previous film's availability should be restored. It was Bailey Theater, Buffalo nabe house. Availability now favors the Ken-sington Theater, Shae operated, Daily News, Buffalo, N. Y. The case is now before the court.

Nikitas Dipson, president of the petitioning company, was recalled to the stand for redirect examination.

All parties joined in a stipulation that Arbitrator Catalano and Ed mel and oral arguments are expected to conclude sessions in the case. The defense rested after testi-

Local 244 Charges Denied by Kauflman

(Continued from Page 1)

Crummy, counsel, recently by the local.

Vice-Chancellor Bigelow has ordered Kauflman and other officers to show cause tomorrow why they should not be replaced by a receiver, on application of William Primmer, George Gilligan, Philip Karlin, Jules Heged, Edward McCruden and William Nungert, members of the local.

Kauflman and the other officers deny the charges they dominate the local by threats and coercion, that they get the best jobs for favorites, or that any members of the local are discriminated against. Their 129-day-old suit is alleged as affidavits of theater owners that the officers have never tried to dictate to them as to what operators they must employ, or by affidavits of 145 of the 160 members that they are satisfied with the administration of the local by the present officers.

Also contained in the answer is an affidavit signed by Gilligan in 1937, expressing satisfaction with the officers' conduct of the local, and claims that Nungert and McCruden were among the more than 100 members who formally approved extension of Kauflman's term from five to seven years in 1937. Heged, Gilligan and Nungert, the answer states, also approved a salary increase from $150 to $250 a week for Kauflman.

The answer denies a charge by Gilligan that on Sept. 5, 1939, he was beaten up by two men at Kauflman's behest. A record of the Branford Theater, where Gilligan works, shows he lost no time from work because of injuries. Kauflman denies he had anything to do with the assault.

Six members' charges that no accounting of the local's funds are made is denied in the answer. It contains copies of an independent auditor's reports, and declares that the treasurer's monthly statement of cash receipts and disbursements is read regularly.

Three More Detroit Houses Intervene in Parkside Case

Detroit — Interventions by three additional theater owners in the Parkside arbitration case have been filed. New Houses involved in the case, the most important one yet set in the local tribunal, are: Aileen Theater, Fred J. DeLodder, owner, to be represented by Co-Operative Theatres; Admiral Theater, by Wil liam A. London, owner; and Rivoli Theater, by J. C. Ritter, former Allied States president.

Hollywood Speaking—

By RALPH WILE

RONALD COLMAN will co-star with Cary Grant and Jean Arthur in Columbia’s "Mr. Twilight," which George Stevens will produce and direct.

PRODUCER-DIRECTOR news of the day — at the Metro studios is Charles Lederer will direct "Fingers at the Wind- dow," and Everett Riskin, who produced "Here Comes Mr. Jordan," has been signed to give a producing contract, with his initial picture to be announced shortly. It may be "Merrily We Roll Along," the George S. Kaufman and Moss Hart play, which was produced in Broadway in 1934 and has been purchased by Metro.

OUR Passing Show: William Keighley, Genevieve Tobin, Van Heflin, Charles Bickford, Crane Wilbur, Burt Kelly, Jesse L. Lasky, director, and J. A. Jaffe, now to do a movie based on her career, in his capacity of Paramount production chief.

ROBERT KENT and Virginia Vale have been awarded the romantic leads in PRC's "Blonde Comet," story of a girl rac ing driver.

PHILLIP REED is already beginning to re alize on his investment in a 200-acre ranch in Red Rock Canyon, Nev. He has made at least one of the shooting locations on Director Sam Wood's "For Whom The Bell Tolls" for Paramount, shooting on which starts shortly.

WHEN Jack Oakie finishes his role in "Song Of The Islands," now before the cameras, he completes his five-picture commitment to 20th Century-Fox. RKO and Paramount are dickering for his services.

OUT OF THE FRYING PAN,” Francis Swann’s stage play about the battle of an apartment of young would-be Helen Hayes and Alfred Lunt to crash show business, will be filmed by Paramount with Mrs. Wiggs of the Cabbage Patch,” as a follow up to Carolyn’s current role in "Birth of the Blues.”

AR Marshal William Bishop of the Royal Canadian Air Force was the guest of honor last night at a reception at the War lurk, with Hal B. Wallis and the cast of "Captains of the Clouds" as hosts.
$7,850,000 in Frozen Funds Received Here

(Continued from Page 1)

getting 50 per cent of the block of funds estimated at $32,000,000 in addition to $20,000,000 from rentals during the ensuing year.

As reported in THE FILM DAILY last Wednesday, the pro rata division of the initial payment follows: M-G-M: $2,300,000; 20th-Fox: $1,500,000; Par: $1,005,000; Universal: $252,000; U.A: $850,000; RKO: $550,000; Columbia: $300,000; and WB: $275,000.

Released Funds Expected To Jump Majors' Incomes

Sharp gains over the profits of a year ago are reflecting an increase in concessions income and box office revenues are running ahead of the same period last year, according to a Dow-Jones survey in The Wall Street Journal. This year's incomes are expected to be increased substantially by the release of frozen funds. In England, first run houses having been received on Friday.

The survey asserts that there is apparently more use under way in the industry to refinance outstanding short term notes and debentures on to longer terms at slightly higher interest rates, adding that amortization rate for films may be modified in accordance with better current income from Britain permitted under the new agreement.

Cash positions of all companies are the strongest in their histories. A company-by-company analysis by Dow-Jones reveals the following:

Columbia: Pick up in earnings seen through better product now in release. Net for the September quarter expected to be better than the 28 cents a share earned in the 1940 period. Year's earnings should be higher.

Loew's: This company estimated to profit most by the release of money in Britain. Net for the fiscal year, as of September 30, estimated at $4.50 a share against $4.82 in 1940. Refunding plans are in work.

Paramount: Earnings for the September quarter at least as good as for the first quarter. D. 52,500,000 shares of common stock.

20th Century-Fox: Upward trend in earnings expected.

RKO: Company is slowly building up earning power after long period of financial hardship.

Warner Bros.: Earnings reported to be running double a year ago. Other companies were not listed.

OUT OF UNIFORM

Morris Cohn, formerly a private in the 101st anti-tank regiment, has received his honorable discharge from the Army this week and has rejoined Columbia Pictures Corp. in Albany as a film salesman.

Lack of Space" of Detroit Times Delays Appearances of Film Reviews for 48 Hours

Detroit—Films opening at first-run houses got a bad break Saturday when, "due to lack of space," the Detroit Times was forced to hold over the reviews of new films from Saturday until yesterday. Saturday papers are normally small, but usually carry the reviews. Deadline several days ahead on the picture section of the Sunday paper made it impossible to run the reviews until Monday.

Browne-Bioff Defense Resists

Defense Fails to Call IATSE Proxy to Stand

(Continued from Page 1)

C. Moskowitz, Loew's theater executive.

Added to this disclosure, was testimony of James Costan, Warner Bros. Chicago Zone Manager, that his company from 1935 through 1940 had paid a total of $71,700 on the Chicago local theater situation. The tribute was exacted by William Bioff and his successor in Chicago, Nick Dean, Coston swore.

Case for June Thursday or Friday

Cronin stated that his rebuttal would probably be completed tomorrow with the testimony of several other witnesses. John Balaban, B & K theater official, and Sam Brenner, Chicago lawyer for the IATSE, may be called by the Government.

The case is expected to be put to the jury on Thursday or Friday. The defense rested with express permission from the Court to call one more witness, probably a Southern IASE representative.

In the presence of Nick Dean, Bioff made his first demand upon Moskowitz in a New York hotel. Moskowitz stated. The witness had gone to the hotel during the summer of 1935 in response to a telephone call purportedly from Browne.

"Bioff told me that Browne was not there. He said that he was responsible for Browne's election and that he expected to get a couple of million dollars from the setup but had not gotten a cent. He asked me to come over to Browne, and that I didn't even know who he was," Moskowitz related. Bioff pushed him back in his chair and shouted "You listen to me," the witness said, continuing then with his demands.

Tells of $165,000 Payments

About 10 days later Browne made a personal demand upon the witness and Mai. Leslie E. Thompson, of the RKO theaters, for $150,000 as his price to prevent a strike by Local 306 of the Motion Picture Operators' union, Moskowitz declared.

As its share, Loew's paid $185,000 to Mort Singer, midwest circuit operator associated with RKO, consisting of $125,000 for Browne and $60,000 for expenses and Singer's added income taxes, Moskowitz said, adding that Browne acted as go-between on the deal.

Further payments to Browne of $25,000 in the fall of 1937 of and of $100,000 in 1938 were described by Moskowitz. These sums were handed over to the IATSE head as his price for preserving peace with Local 306 in 1937, the witness added.

Coston declared that Bioff was first introduced to him as Willie Berger by Browne in 1928. The defendant first demanded money in February 1935, Coston said, when Bioff asserted that he had taken over the Chicago projectionists' union. To prevent the restoration of extra men in Chicago theater employes, $900,000 was paid off after a flying trip to New York on which Bioff made demands directly to the theater head, the witness continued.

Warners was forced to pay sums of $8,500 and $14,000 to Bioff in 1936 while Dean collected two payments of $9,600 in 1938 and 1940, Coston said.

Says Bioff Was Abusive

At times Bioff grew abusive in his repeated demands for money, the witness said. "This is going on too long. Go and get it and get it quick," Bioff was quoted as saying once in protesting a delay. While Bioff was making demands, Moskowitz said, "I go to jail. Joe Schenck will be in the next cell and two or three other film men too. They can't afford to let me go to jail. I've done too much for the industry in taking care of strikes," Coston related.

In the morning after Charles T. Russell, tax consultant, had testified, the defense placed a number of Bioff's friends and relatives on the stand to prove that the defendant was originally known as Morris Bioff. Russell conceded that all bills for representing Browne and Bioff in tax difficulties were paid by the IATSE and not by film executives.

Jack Rubin, associated with Marvin Ash & Co., another witness, told how $202,827 in stock of Twenty-First Century-Fox and Consolidated Oil were transferred from the name of Joseph Schenck to Murr W. Garson and Joseph M. Moskowitz. Bioff has asserted that Garson sold $300,000 to Schenck while the former was investigating Fox Film Co. for a Congressional committee.

According to Rubin, neither the transfer was made to correct a mistake in originally listing the stock under Schenek's name. The defense producers also cross-examined the defense secretary. No court will be held today.

TO THE COLORS!

Adolph Zukor, chairman of the board of Paramount Pictures, received word yesterday that his son Eugene Zukor, who was recently commissioned Lieutenant Commander in the U. S. Navy, has been detailed for active duty in the Los Angeles area.

Duluth, Minn.—William D. Thurston, manager of the Strand Theatr at Duluth, has been called for Army service. He has been replaced by Harold Link, former assistant manager of the Century Theatre Minneapolis.

Canada Puts Ceilings On Boxoffice Prices

(Continued from Page 1)

exhibiting the motion pictures one of the business sources under the jurisdiction of the Board.

Reductions Permissible

The decree does not prevent distributors from continuing to raise prices any time, no increase of any kind for single performances will be permitted.

Apparently no control is established over rentals to be charged by exchanges for films but the rates for advertising accessories are stabilized at highest charges during the four weeks.

The Government also fixed rates for transportation of goods or persons by any carrier, so that delivery costs by transport or express are reduced.

Interpretation is needed for clause aimed at price control for keeping goods or personnel from delaying film changes under the edict because they have films in storage vaults.

Interpretation is to be made as to check on admissions and other charges, with power to lay information for court hearing in the event of infractions. Penalties will be ranging from $500 to $1,000 or two years' imprisonment or both are provided for infractions.

$8,000,000 in Para. 3½% Convertibles Exchanged

(Continued from Page 1)

Pictures convertible 3½%, approximately $8,000,000 or about three quarters of the entire 3½% par issue have been sent in to the Manufacturers Trust Co. for exchange. To the Parent executive committee, announced yesterday.

Offer of exchange expires at the close of business next Monday, as the new 4% are selling on the New York Stock Exchange at premium, it is expected that substantially all of the 3½% par bonds will be exchanged before the expiration date.
BIG 5 MAY UTILIZE "ESCAPE CLAUSE"
Propose Special Committee of FCC on Television

A special committee of the FCC, appointed by the Government to serve as a clearing house and "aid the television industry by co-ordinating all ends of the Government in co-operation with manufacturers of equipment and operators of television stations," was proposed and agreed upon yesterday at a meeting of representatives of leading television manufacturers and broadcasters.

Scully Calls Chi., N. Y. Sales Confabs

A special meeting of Universal's Western district and branch managers has been called by William A. Scully, general sales manager, for next Saturday and Sunday at the Blackstone Hotel, Chicago. A similar meeting for the Eastern sales forces has been set for Nov. 14-16 in New York.

In announcing the meeting, Scully said that the original program has been so enhanced by new picture properties and star values that only a regular sales parley can bring their importance to the sales staff. Current and forthcoming product is described.

Jury Likely to Get Browne-Bioff Case Today

Trial of George E. Browne and William Bioff will probably go to the jury in the Federal Court late this afternoon. When the trial resumes today.

United Parents Ass'n Planning Pix Survey

An active direct mail campaign to determine the proper film fare for children will be launched by the United Parents Association, it was learned yesterday. Organization is located in Greater New York and has approximately 400,000 members.

Survey will attempt to judge the type of picture most preferred by the children; their parents' reactions to sending their children to motion pictures, and the reactions of various types of films on children.

Waxman Carries Denial of Writ to Circuit Court

Philadelphia—Harry Waxman, Atlantic City theater operator, has filed an appeal in the U. S. Circuit Court of Appeals here against the decision of Federal Judge Guy K. Hard denying him.

Introduction of the "ESCAPE CLAUSE" was made in Congress by Senator Frank M. Lane. It would give the Big Five studios a year to unilaterally spell the minimum 90-day theatrical guarantee if they so desired. That provision is now before the House of Representatives.

WASHINGTON—The Government is preparing a report on theater expansion during the first year of the consent decree, it was learned yesterday. Survey, which is now under way by the Government, is to determine whether the five theater-owning majors have made unwarranted acquisitions of theater properties during the year. Government has received many complaints on this score from exhibitors, mainly in the Western area.
FortMonmouth, N. J.—With the release of 25 more, the discharging of men over 28 years old is the Training Film Lab. here will be con- cluded this week. The Unit lost 60 men in all through the provision in the Selective Service Act that trans- fers them into the Enlisted Reserve Corps.

Many of the men will return to the fiction and radio industry. Granville (Owen) Swofford will take up his act- ing career where it left off with "Lil' Almer." Herman Cohen returns to his job at Schlesinger's and Berk Anthony will be back at Disney's. Floyd Foran and Austin Doyle return to Technicolor. Donald Mike Robinson hopes for an early opening for his play written with Brother Charley Robinson. Joe Thompson is due back in the production department at NBC after a vacation in California.

Dick Blake will renew his screen writing. Bob Hoover takes up his career at Columbia and also resumes cutting action with his brother, Monte Shaw. Another cutter back at work is John Logan. Garson Kanin will make shorts for the O.E.M in Washington, and Bob Russell assists in the writing end. Jerry Bergman returns to M-G-M's production department and Ambie Pollwoda has returned to Disney's. Another cutter back at work is Bill Reynolds of Universal.

John Grierson to Speak
At National Board Meet

John Grierson, Film Commissioner of Canada, will be a featured speak- er at the conference of the National Board of Review of Motion Pic- tures, to be held at the Hotel Penn- sylvania, New York, Nov. 15. The Unit dis- announced yesterday by James Shelley Hamilton, executive director of the Board, Grierson, who is in New York at the request of the Co-operation of the Film Industry with the Government under War Condi- tions.

K. T. Stevens has been invited as one of the guests of honor at the annual luncheon to be held on Nov. 15.

New Haven Warner Club
Dinner-Dance on Nov. 21

New Haven — The Warner Club will stage its annual Fall dance on Nov. 21 at Waverly Inn, with Russell Clark in charge of ar- rangements, assisted by Cy Bar- ret, James Bracken, and John Mathews. About 400 representatives of the exchange and theater depart- ments, and staff of the 30 Warn- ner houses in the zone, are expected to attend. Favor for the ladies and a floor show have been planned.

Soumani Moves Offices
Edmund Soumani, former counsel for seven M-G-M actors, has moved his law offices to 551 Fifth Ave.

Training Film Lab. Loses
25 More Pic, Radio Men

San Francisco—Stories in several trade sheets of break between Golden State-T & D circuits, operating around 85 theaters in California, Oregon, and Nevada, and M-G-M are dis- missed as baseless by all execs. Contrary to reports that a Metro sold away from Golden State in Klamath Falls, Ore. George Mann circuit house picked up first season contract. Second Decree films were returned.

However, Metro product continued to go into bulk of Golden State and T & B houses. T & B has received (as San Francisco Theaters, Inc., are closely linked in ownership). The- aters concerned have always had a policy of booking pictures to fit the individual theater.

Any real break between the Coast's major independent circuit and Metro is held highly unlikely along Film Row. Before the Consent Decree, selling away was serious business. Today, with pictures moving in small blocks, distributors and exhibi- tors don't take it so hard.

**Documentary Producers
Meet Tomorrow Night**

"Hollywood's Approach to the Documentary" will be the subject for discussion at the next meeting of the Association of Documentary Film Producers, tomorrow night at Pres- tige Club, 209 West Broadway. Theor- more Strauss of the New York Times will lead the discussion. Other speak- ers will include William Keiner, 89, and Joseph Krumgold, documentary film producers. A speaker represent- ing the point of view of the film industry will also participate. A group of shorts selected for the meeting will be shown, among them: "The Bowery," "Adventure in the Bronx" and "Whispering In.

**Stage Hands and Circuits
Sign New Haven Pacts**

New Haven — Union stage em- ployees have signed for New Haven with the circuits, leaving only three open spots in the state after nego- tiations, which began last August. Projectionists and stage employees' contracts will be retroactive to Labor Day. Exchange employees' con- tracts expire Nov. 30.

**CTI's Quarterly Profit
Increases to $208,758**

Net earnings of Consolidated Film Industries and subsidiaries for the third quarter ended Sept. 30 were $208,758, or 52 cents a share on the 400,000 shares of $2 per share preferred stock outstanding. Figure represents the net after deducting estimated provi- sions for federal normal and surtax of $89,467.

For the corresponding quarter of 1946, earnings were $163,497, or 45 cents a share.

Keep 'Em Flying' Debuts Nov. 19
West Coast Bureau OF THE FILM DAILY

Hollywood—World premiere of "Keep 'Em Flying," has been set for Chicago Dec. 6, at the Fox Theater in Detroit, Nov. 19. Several Universal players will attend the opening.

**FINANCIAL**

(Tuesday, Nov. 4)

The New York stock markets were closed yesterday on account of the election.

Associated Theaters
Invading Ciny Cfield

Detroit—Associated Theaters oper- ating a circuit in Southeastern Mich- igan, is expanding into Ohio, taking over the closed 1,700-seat Strand at Cincinnati. House 644 has already been remodeled, and another 644,000 will be spent on remodeling. Mort Matus, field manager of the circuit will be in charge of the opening.

SCG Board Votes to Join
Conf. of Studio Unions

West Coast Bureau OF THE FILM DAILY

Hollywood — Screen Cartoonists Guild's executive board has voted to affiliate with newly formed Con- ference of Studio Unions. Moving Picture Painters Local 644 has already endorsed the new conference and has voted for affiliation.

Other American Federations of Labor locals are also expected to affiliate with the conference.

TO THE ALERT SHOWMAN

The most unusual and productive exploitation, advertising, and publicity methods were being offered to the exhibitor of good taste and discretion at the recent show of the West Coast Bureau of THE FILM DAILY in Los Angeles. The Bureau was of particular interest since the number of film-related companies has increased so dramatically and the show offered a wealth of ideas for expansion and progressive showmanship. Address inquiries to:

CINEMA ADVERTISING AGENCY
525 West 45th St. — New York City, N. Y.

Metro-Golden State Split,
Reports Termed Baseless

![Image of a newspaper article with text about financial news and entertainment industry updates.](https://example.com/news-paper-image)
Kully Calls Chi.,
Y. Sales Confabs

(Continued from Page 1)

be strongest in the history of the company, he said.

President Nate J. Blumberg will send a home office delegation which will include Matty Fox, J. J. O'Connor, E. T. Gomersall, Fred Meyers, J. A. McCarthy, B. B. Kreisler, Ira Jordon and F. T. Murray.

From the field the Chicago meet will be attended by J. E. Garand, J. O'Keefe, P. F. Zarin and M. M. Gottlieb, district managers, and the following branch managers: you Levi, Des Moines; Jack Langan, Kansas City; W. H. Sherman, Omaha; Harry Hynes, St. Louis; Sam Miller, Denver; C. J. Feldman, Los Angeles; R. O. Wilson, Portland; Lon Hoas, San Francisco; C. R. Wade, Salt Lake City; Foster Blake, Seattle; Harry Young, Cincinnati; E. S. Dismith, Dallas; L. J. McGinley, Indianapolis; J. E. Hobbs, Oklahoma City; Barney Rose, Chicago; Frank Manzke, Milwaukee; Edward Heider, Detroit; L. J. Miller, Minneapolis, and Jack Bannan, special representative out of Cincinnati.

Waxman Carries Denial Of Writ to Circuit Court

(Continued from Page 1)

ing an injunction to restrain Columbia from delivering pix to the New Embassy. Waxman is seeking to restrain the defendants—Columbia, Warner Bros. circuit and Weland Theater Co.—from playing product prior to exhibition in Waxman's Atlantic City situations.

Kansas City Mainstreet
Will Reopen Tomorrow

Kansas City, Mo. — The Mainstreet, city's second largest theater will reopen tomorrow, with a combination stage and first-run film policy.

Will J. Harris, formerly production director for the Balaban & Katz theaters in Chicago, has been engaged to direct and supervise the stage productions.

Mainstreet Theater, Inc., is the new Indio lessee.

Happy Birthday to You

(Continued from Page 1)

Unity Idea Spreads, Wisconsin ITPA Told

Schroeder yesterday declared he is convinced that the rank and file of theater owners today are most anxious that internal chaos in the industry should cease.

"This talk of unity is spreading," he said, "and it is an encouraging sign and one which shows we are thinking of our responsibilities and our problems and realizing that events of the moment demand our utmost attention."

"Unfortunately there are some few short-sighted people who indulge in loose talk about legislative regulatons...without thinking that if the seller is to be regulated it is rather a logical step towards the buyer being regulated—a condition I do not believe any thinking theater owner wants."

Flynn announced that the first exhibition conference would be conducted by his company in Columbus, O., on Nov. 25, with William Greene of the Bureau of Advertising, American Newspaper Publishers' Association, as speaker. Other convention speakers here yesterday included James Broady, general sales manager of Monogram; Claude Lee of Paramount, and President William I. Ainsworth, who described the services rendered by the ITPA during the past year and declared the organization to be the strongest in its history.

Abram F. Myers, national Allied's board chairman and general counsel, was unable to attend because of serious illness of his brother. A cocktail party concluded the day's activities with Sidney Samuelson of Eastern Pennsylvania, Allied, and Jack Kirsch, President of Allied Theaters of Illinois, slated to address today's closed session.

Foy Quits Nathanson
To Join Oscar Hanson

(Continued from Page 1)

pany, to join the new enterprises of Oscar R. Hanson, former associate of N. L. Nathanson. The new duties of Foy have not been announced.

Keith Wilson, formerly of Oshawa, and Dewey McCourt of the Patricia Theater, London, Ont., have resigned from Famous Players Canadian, to join the Toronto staff of Hanson companies which include Pioneer Films, Ltd., and Foto-Nite Distributors, Ltd.

TO THE COLORS!
THEY TORE THE HOUSE DOWN IN MEMPHIS

Smashed all house records at the MALCO—did a full week’s business in a day and a half!
BLESSED EVENT!

Hey ripped the roof off in New Orleans!

Did biggest weekend business in THREE YEARS—topped "DRAFT" and "NORTH WEST MOUNTED POLICE!"

BLUES

with

CROSBY

MARY

BRIAN

CAROLYN

LEE
Election Day Hypos
Broadway Pix Biz

(Continued from Page 1)

RKO Met. Circuit to Play "York" on Single Policy

(Continued from Page 1)

a minimum of seven days playing time. Picture will be played on a minimum of four weeks, comprising a total of 40 cents for matinees and 55 cents for evening performances.

The Ong Roxy Circuit will be extended to nine days or more throughout the circuit. It is seldom that the RKO Circuit plays a picture on a single feature policy in these important houses and it is equally seldom that any picture plays more than four days.

Now in its seventeenth week on Broadway, "York" is continuing its record breaking pace in every engag- ement, the home office reported yesterday. Opening over the week- end at the Great Lakes Theater, Buf- falo, pic piled up a three-day gross that topped "Dive Bomber" and "The Fighting 69th" by almost 50 per cent to establish a new house record for Warners.

Providence engagement will estab- lish a new first week's record for the theater; Des Moines and Kansas city runs are 210 per cent above average; State Lake Theater, Chi- cago, is running 300 per cent above average; and pic is headed for a six weeks' or longer first-run in San Francisco. Opening week in that city at the Warfield set a new house record. Oklahoma City and Tulsa engagements are also setting new gross and holder marks.

FPC Bonus Campaign
Toronto—Famous Players Canadi- an has organized a special bonus campaign for all employees, including those of theaters and at the home office, to be based on profits for in- dividual units and for the sale of books of tickets as Christmas gifts, plus a number of added prizes for the outstanding exploitation stunts, all during the 9-week period ending Dec. 31. Prizes will be Government Victory Bonds; awards total $8,000.

REVIEWES OF NEW FILMS

"Miss Polly"
with ZaSu Pitts, Slim Summerville, Kathleen Howard, Brenda Forbes, Elyse Knox, Dick Clayton
( HOLLYWOOD PREVIEW )
UA-Ha Roach 44 Mins.
NEW STREAMLINER REVETS TO SUCC- ESSFUL ROACHE S translating time-honored story to the old-time formula is the sturdy screen- play, a necessity, due to the longer running time of those features.

This, the fourth of the Roach Stream- lined features, is a strong indication that this series is drifting close to the old Roach success groove—the full-film comedy. This, however, may not be because the preview audience appeared to enjoy every minute of the film. They received the leading players, Slim Summerville and ZaSu Pitts as old friends and howled at the ancient slapstick and hoke routines. Eidin is aged, the pale Armenian is no longer the old-time formula is the sturdy screen- play, a necessity, due to the longer running time of those features.

Director Fred Guiol and Producer Roach are to be complimented on the clever approach that this laugh- er is taking, as well set by the use of some very clever "straight" opening sequences which add a stamp of authenticity to what could have become an unbelievable yarn. It de- velops that the leading comedy perform- ers are the only players who ham for laughs. The other members of the cast play straight and thereby modernize this offering.

Rating hurkurs for fine work are Miss Pitts, Summerville, Howard, Bloo, Cameraman Robert Pittack and Batoine Edward Ward whose incidental music, as usual, adds much to the general excel- lence of the picture.

Living in what is depicted to be the most backward town in America, ZaSu Pitts, and her hired man, Slim Summerville, decide to bring romance to their fellow citizens and wrest control of civic activities from the stuffy Civic League which has kept it in a Gay Nineties rut. They accomplish this with the help of a small bottle of liquor, which, if spiced, makes gốc in the most sinister or spinsterish heart.

They accomplish their purpose by the ac- companying of the falling faces of half the over-righteous citizens of the community, who one by one are exposed as hav- ing had flings in their youths. The scenes during this uncovering of the citizens' sins are hilarious. The wind-up is another typical Roach "always-leave-em-laughing" tag.

While this one will not achieve the top feature status of other Roach Streamliners, it's a good bet for a strong second sale.


CREDITS: Producer, Hal Roach; Direc- tor, Fred Guiol; Cameraman, Robert Pit- tack; Special Effects, Roy Seawright; Art Direction, Charles D. Hall; Costumes, Irene Siltner; Musical Score, Edward Ward; Film Editor, Edward Carrier.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Obliging Young Lady"
with Joan Carroll, Edmond O'Brien, Ruth Warrick
RKO 72 Mins.
FAIRLY ENTERTAINING ROMANTIC COMEDY, THIS ONE OFFERS SATIS- FACTORY PROGRAM FEATURE.

A comedy melange arising from the con- fusion over the custody of a young girl of wealthy parents which does not jell fully. But there are enough mirth-provoking sit- uations to make the film entertaining pro- gram fare.

The obliging young lady in the story is the secretary to a lawyer in whose care a young girl has been temporarily placed while the judges decides which of the parents shall get the custody of the child. Furnishing the romantic angle is a bazaar newspaperman who returns from a foreign as- signment with the yen to write a book. On the train, he is rebuffed when he tries to meet the secretary.

By a series of coincidences, the secretary is told to take the young girl to a quiet country lodge. Nearby is the newspaperman trying to write his book. From there on the complications grow thick and fast. The newspaperman poses as the father to fool a private detective. Then the boy friend of the secretary appears on the scene. And for the climax, a newspaperman tracks down the story. Boy friend is eased out of the picture as the young attractive secre- tary finally succumbs to the charms of the new suer. Little Joan Carroll, easily the best child actress since the days of Shirley Temple, does her share. The script is no aid when the best it could do for gags is have the younger player tacks on seats. She is cute and proves a decided asset to the proceed- ings. RKO acted wisely when it retained the services of Ruth Warrick who im- pressed so favorably in "Citizen Kane." She is a good looking actress with consid- erable charm and can handle a light comedy role nicely. Eve Arden is swell in a brief role. Edmond O'Brien is well-suited for the ro- mantic lead but exhibits a tendency to overact. Miss Carroll and George Cleveland is good as the hotel manager.

The above description of the plot will furnish some idea of what Director Rich- ard Wallace had to handle in the way of a comedy, Farcical aspects of the yarn are on the heavy side characterized by a string of implausibilities.

CAST: Joan Carroll, Edmond O'Brien, Ruth Warrick, Robert Smith, Eve Arden, Franklin Pangborn, George Cleveland.

CREDITS: Producer, Howard Benedict; Director, Richard Wallace; Screenplay, Frank Butler, Dorothy Arzner, Arthur T. Hornan and Jerry Cady; Camer- aman, Nicholas Musuraca; Film Editor, Henry Bergh.

DIRECTION, Standard. PHOTOGRAPHY, Good.

Browne Still Prexy
Chi. Operators' Union

Chicago — The operators' union officials say George E. Browne is still president. No meeting has been called to select new officials.

BIG 5 MAY UTILIZE "ESCAPE CLAUSE"

(Continued from Page 1)

Schine anti-trust suit on Decem- ber 12, 1938, against the New York tion being decided before the de- cision.

As a result, the Big Five co- operate block-of-five selling and trans- actions, as provided for in the "escape clause" which affords an opt-out for the distributors, in the event the Big Five are not brought under a decree at that date.

As an alternative, Wright said, Government might drop the con- spacy charges against the Little Thea- ter group and get together on a stipulation of facts, and try the case on the single question of whether blind-dealing of an entire season's product in violation of the anti-trust laws.

Wright, however, pointed out to even in the Big Five co- operate block of five, there is a risk of selling in blocks and trade secrets. If the Government obtained a decree the Little Three any time after June

On the other hand, Wright said, Government might be able to pro- vide certain remedies if the Big Five no action was brought against the Little Three before expiration of the decree.

STRAND, Plainfield, N. J.
Files Clearance Action

(Continued from Page 1)

ception, which is to be held in the Paramount Loew's, from March 1 to approximately March 20. It is not improbable. Proctor asks that the clearance be elimi- nated or the Strand be permitted to follow the other theaters by one da-

Television Society to Meet

The American Television Socie- ty will hold a public meeting tomorrow night at 8 p.m. at the Jam Handy Theater in the General Motors Build- ing. General subject will be: "Television: The Actors' Point of View" with Mary Hunter, tele- actress Georgie Price, and "Marge" of Eau Aces the speakers.

STORKS!

Detroit.—Walter Allen, manager of the Delite Theater, is being kidded on playing double features right over his wife—just presented him with twin boys, Ronald and Donald.

Chicago.—Harry Brown of the Essaness Vogue Theater and Robe- Richards of the Ardmore Theater are proud fathers of baby boys.

Chicago.—Jack Fleming of Wa- mers' Avalon reports the birth of daughter.
Propose Special TV Com. on Tele

(Continued from Page 1)

This was the principal concern beached at yesterday's meeting of the offices of Norman D. Waters associates, here, following a general discussion of the current status of the industry, particularly in relation to national defense.

Act at the meeting, called on notice, were Noran Kerst, presenting NBC-RCA; Leonard C. CBS; Dr. D. W. May, General Electric; F. A. D. Andrea, Fada Radio; Mortimer Loevi, Allen B. Lane Co.; Bert Hamley, WOR; Seymour Turner, Paramount cameramen.

Discussed Subject: With FCC Head

Report of the meeting was sent FCC Chairman James L. Fly with an appeal that Waters has had his plans for harnessing television more closely to the national defense effort by finding utilization of the medium in the broad formation of "Television Task Force Clubs." He suggested the creation of a whole variety of television defense programs.

Yesterday's meeting was the result of a meeting's call from the board of directors of the network, and Waters told Chairman Fly that a similar television committee has been formed, and it was his intention to prepare a presentation outlining the functions of the medium and its possibilities and potentials for national defense to be sent to various governmental departments which "will make use of the medium to advantage according to the general public." Waters had suggested that many as 1,000,000 persons could be reached by a single defense television program under existing industry conditions.

Propose Non-Partisan Committee

Propose non-partisan committee appointed by the commission on the election of the proposed Government television committee, Waters said that it was the consensus of the committee that the proposal be "non-partisan, non-political, unbiased, having no commercial vision interests, but which could be a central agency or clearing house to help the industry to full realization of its possibilities as a "fense communications medium." He also said that the priority status of television with respect to television would be an important aspect of the committee's work, he stated.

Metro Makes Three More Story Deals

Metro announces acquisition of three new properties, "Husbands Are Funny People," a published story by Ketti Frank; "Vendetta Against a Dictator" by Charles F. Whitaker; and "The Lure of the Idler," an original story by Bruno Frank.

Unity Now or Gov't Control

Industry Helping to Latter End, Says Col. Cole

(Continued from Page 1)

his annual address, "has been obvious for the past 10 years and the motion picture industry for itself furnished a program toward that end rather than so conducting itself as to reverse that trend."

In this connection, he quoted "breakout" of the Allied program suggested for the committee becomes of the greatest importance since some of the film companies are not consistently and willingly observing the letter and spirit of the consent decree," said Cole.

"Need New Merchandising to Sell Pix, Says Richey"

Dallas—It is not possible in today's market and with today's competition to depend alone on the old standard methods to sell pictures to the public, H. M. Richey, director of exhibitor relations for M-G-M, said yesterday at the annual convention of Texas Allied.

Speaking at the opening session of the conclave at the Adolphus Hotel, Richey asserted that "we are faced with a gigantic merchandising problem," declaring that the successful pictures of tomorrow will not be the man who feels that his job is completed when he has kept his theater clean, put his two-inch ad in the newspaper, his one-sheet out front and has run his trailer; he can't sit down and wait for the business to come in.

Cites Detroit Campaign

As an example of good merchandising, Richey told how an exhibitor in a Detroit suburb packed 2,685 patrons into a 783-seat theater on a Saturday with "Land of Liberty."

Not a dollar was spent on advertising, he said, but the exhibitor spent three days of hard work on a newsreel showing to give him a tremendous profit. That job of merchandising, Richey explained, was done because the showman contacted not only the Boy Scouts and American Legion, but the women's clubs, churches, schools, library and city officials, with the result that it was now re-booked the picture for a return engagement.

Richey said he believed the industry has begun to realize that too many times low grosses are the result of bad merchandising.

While first-run often hate the advantage of exploitation men and advertising breaks simultaneous with a picture's release, the problem becomes more complex when the picture reaches the subsequent-run and smaller towns, Richey said, because in those situations the theater owner is not only the exploitation man but the film buyer, public relations counsel, booker and sometimes janitor and doorman. Therefore, he added, it is the duty of the industry to lend him every assistance to make his public more motion picture conscious.

Wide Variety of Grosses

Continuing, Richey said:

"The best evidence of the fact that here is a serious problem is in the wide variety of grosses taken in towns of the same size and drawing area. In some towns, as much as four and five times the gross comes in as compared to others. It means that because of peculiar attributes certain theater operators have a flaw for showmanship that others haven't got."

Because M-G-M feels that more assistance should be given to exhibitors, the company has prepared the "Show Builder" mobile unit and the exhibitor forum on merchandising, Richey said. First stop in that direction will be undertaken in Columbus, Ohio, as the guests of M-G-M, will be treated to a dose of showmanship for 20th Century-Fox.

United Parents Assn.

Planning Pix Survey

(Continued from Page 1)

great success. Sixty thousand questionnaires were mailed out with a 100 per cent response from the recipients. The Association on the basis of the information it has obtained plans to work with program producers and advertisers presenting children's radio shows and effect a more desirable type of program for the juvenile listener.

The Association has been keenly interested for a long time in obtaining satisfactory movie programs for children. It has been fighting to keep the duals separated so the films approved by the UPA for children could appear together instead of with "adult" or "blood and thunder" features.

Mailing of the film questionnaire is expected to be completed before the end of the year.

Two New WB Shorts Series

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. will make two new series of short subjects, one dealing with "Penrod," another with "Torchy, the Girl Reporter."

Already its Fame Fills The Air

...Soon its Spectacle Will Fill The Sky!

United Artists'
"HOW GREEN WAS MY VALLEY"

IT'S THAT LONG GREEN AT NEW YORK'S RIVOLI WORLD PREMIERE RUN!

FIRST WEEK-END'S BUSINESS IS BIGGEST OF A RECORD-BREAKING RIVOLI YEAR!
WOULD EXCLUDE EXTRA USHERS FROM TAX

J.W. Allied Warns on Cancellation Restrictions

contracts Claimed Illegal
Only Lower-Priced Pix
On Be Rejected by Exhibs.

Minneapolis—Exhibitor contracts th producer-distributors which give the theatre owner to cancel pictures only in the lower price
areas if he cancels any would be
legal under the Minnesota antil
nicks-of-five law, counsel for Al
lated Theater Owners of the North
est held here yesterday.

In a bulletin sent to all Minne
members, Fred Strom, exe
secretary of Northwest Al
called attention to the legal
(Continued on Page 10)

Griffin Heads New
Ala. Exhibitor Unit

Montgomery, Ala.—Approximately 6 Alabama theater owners and
agers, meeting here Tuesday at the Whiteley Hotel, organized the
abama Motion Picture Theater
ners Association as a state unit
the Southeastern Theater Owners
niation and elected William R. Griffin, manager of Cullman Thea
Cullman, Ala., as president.

Other officers elected were: Mack
son, manager of the Strand
er, Alexander City, vice-presi
(Continued on Page 7)

Gates, Grainger, Siegel
At New Orleans Regional

New Orleans—Republic’s distrib
ths in the South and
theastern territories opened here
yesterday a two-day regional, the
third of a series of four which will
(Continued on Page 10)

Boston College Law
Profs. on Tribunal

John D. O’Reilly and Cornelius J.
ynihan, law professors at Boston
College, have been appointed to the
motion picture arbitration tribunal in
Boston.

"NO PRIORITIES IN OUR BUSINESS"

Unique Institutional Ad Copy Introduced in Detroit by
Dave Idzal of the Fox Theater

Detroit—David M. Idzal, manager
of the Fox Theater, is using insti
tutional advertising copy in local
newspapers tying in with the in
stitutional advertising program
launched nationally by UDT presi
dent Earl J. Hudson at the Michi
gan Allied convention four weeks
ago.

Idzal’s eye-arresting headline pro
claims “No priorities—No shortages in our business.” Copy, in part,
follows:

“This season, as never before, the
motion picture industry has mobil
ized to the fullest its vast creative
talents.

It is delivering the goods in the
form of screen entertainment that
exceeds all previous standards in uni
form quality.

What is more important, the
screen is delivering the finest pic
tures in its history in quantity,
with regularity, and at the same
regular price.

“Yes, we repeat, good pictures
keep piling up every week.”

Texas Allied Against
Percentage Buys

Dallas — Most of the afternoon
session of the second day of Texas
Allied’s convention at the Adolphus
Hotel was devoted to an analysis
of operating cost. The discussion
brought out that many exhibitors
(Continued on Page 4)

Third Detroit Arbitration
Case Settled by Consent

Detroit—Arbitration case filed by the
Gale Theater, Galesburg, against
four distributors was withdrawn
yesterday without prejudice and
(Continued on Page 10)

ITPA of Wis. Offers
Anti-5 Aid to Minn.

Milwaukee — ITPA of Wisconsin
and Upper Michigan in the closing
session of its third annual conven
on at the Schroeder Hotel yester
day adopted a resolution express
ing “its concern for the independent
organizations throughout the
country.”

(Continued on Page 7)

K-A-O’s 39-Week Net
Falls Off to $368,418

A net profit of $368,418 after all
charges for the 39 weeks ended
Oct. 4 was announced yesterday
by Keith-Orpheum Corp. and sub
(Continued on Page 10)

Browne-Bioff Fate Nears Jury

"Truth Has Not Been Told", Defense Claims

Bank Night Lottery Ruling
Bars Collection of Fees

Milwaukee—Barron County Cir
Circuit Court ruling dismissing the suit
of Affiliated Enterprises, Inc., of
Denver charging Miner Amusement
Corp, Rice Lake, with failure to
pay $1,067.90 in Bank Night fees.

(Continued on Page 7)

George E. Brewin, California at
orney for William Bioff, in a four
hour summation during the Federal
extortion trial of Bioff and George E.
Browne, IATSE proxy, yester
day, maintained that “the truth has
not been told” as to the relations
of the defendants with the four ma
or film companies. His summation
came after both sides rested and

Republc to Secure
Extrax Through OCB

Hollywood—Starting next week,
Republic will secure its extras through
Central Casting Bureau. Move
necessarily follows the studio join
the Association of Motion Pic
ture Producers. Hereafter, Repub
ics were obtained through
Artists Bureau, headed by Vance
Carroll.
RCA Nine Months Net Soars $2,161,121 to $7,370,165

RCA and subsidiaries yesterday reported a consolidated net profit of $7,370,165.87 for the first nine months of the year after taxes and all other changes. Earnings compared with $5,205,043.05 for the nine months to Sept. 30, a year ago, or a gain of $2,161,122.82.

The profit for the first nine months of 1941 is after providing $9,309,400 for Federal income and excess profits taxes, compared with $5,253,000 for the corresponding period in 1940.

RCA's total gross income from all sources amounted to $115,861,712.77 in the first nine months of 1941, compared with $98,204,219.94 in the same period in 1940, an increase of $17,657,492.83.

After payment of preferred dividends, earnings applicable to the common stock were equivalent to $5.75 per share, compared with $2.21 per share in the first nine months of 1940.

Net profit for the third quarter of 1941, ended Sept. 30, was $2,002,671,306, compared with $2,205,281,289 in the same period of 1940.

RKO, Reisman Entertain Argentinean Congressmen

RKO and Phil Reisman, vice-president in charge of foreign department, yesterday were hosts to the visiting Argentinean Congressmen at a cocktail party in the Music Hall studio. The party was headed by Dr. Jose Luis Cantilo, president of the Chamber of Deputies of Argentina.

Among those present, in addition to the 11 Congressmen, their wives and families, were George J. Schaefer of RKO, vice-president William Barnes, head of the State Dept. staff; G. Bohne, Jr., Frances Pringle, E. F. Ball, director of E. L. Master and Hyma Greenberg, all of the State Dept.; Conrado Travasso, consul general; Gus Eysell, Mike Hoffay and E. K. Hawkins.

So. Jersey Exhibs, Exoct High Rentals to be Cut

An easing up on the alleged high territory rentals by distributors is looked for by exhibitors in the Southern part of New Jersey, it was learned following a meeting of South Jersey Allied and independents in Camden on Tuesday. Distributors must lower their prices or theaters cannot stay in business, exhibitors said.

With labor costs up, high operation expense, and admission prices set at their limit, price of film will be lowered. The new reduction and indications are that they will, according to the men who attended the meeting, be the first move of the South Jersey and buying only product to fit their immediate needs, it was said.

Abott and Costello Will Attend "Flying" Premiere

Budd Abbott and Lou Costello will head a contingent of film stars to Detroit on Nov. 19 when Universal will hold a pre-release world premiere on "Keep 'Em Flying" at the Fox Theater. Festivities and tie-ins of an unusual nature are reported in preparation by a staff of exploiters from the studios.

Accompanying Abbott and Costello will be Carol Bruce and Dick Foran and others to be announced, Dan Thomas from the studio and a staff including Bob Moak, Tommy McLeod and John Baker are in Detroit working with Dave Ideal, manager of the Fox. Arthur Lubin, director of the picture, and possibly Martha Raye and William Gargan, also will attend.

Motion Picture Associates Gets $1,000 in Contrabits

Announcement of an additional $1,000 in contributions from various executives was made yesterday at the regular meeting of the Motion Picture Associates by Joseph J. Lee, president. Monies collected by the group goes for charity among the industry needy.

Meeting was the final one before the annual dinner and dance which will be held at the Hotel Astor, Nov. 19. According to Jack Ellis, there will be two orchestras and Gus Van will be master of ceremonies of an elaborate floor show.

Lloyd-Skibbark to Make "Spoilers for Universal"

Rights to Rex Beach's "The Spoilers" have been purchased by Frank Lloyd and Jack Skibbark who will produce the story for Universal release. Production will start about Dec. 15 with the cast topped by Marlene Dietrich, Randolph Scott, and John Wayne. Lee Marcus will be associate producer. Lloyd and Skibbark currently are preparing "The River Lady" which Lloyd will direct and Skibbark will serve as associate producer.

"Suspicion" for Thanksgiving

"Suspicion" has been set as RKO Radio's Thanksgiving release.

FINANCIAL

(Your dally, Nov. 5)

NEW YORK STOCK MARKET

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Brandt Circuit Adds Six, Bringing Total to 103

Brandt circuit has added six theaters to its roster bringing the total to 103 houses. Latest additions are in Yonkers, The Bronx, Brooklyn and Harlem.

The Terrace and Kent Theaters in Yonkers, New York, for instance, the Bronx were acquired from Harold Friedman, the National and Terminal in Brooklyn were taken over from Victor Communications and the Regm in Harlem was acquired from the 60 W. 116th St. Corp.

COMING AND GOING

NEIL F. AGNEW is expected to return to Milwaukee today.

LEONARD GOLDSNED and LEON NETT of Paramount's home office theater department is expected to visit Philadelphia today and visit Detroit tomorrow.

HERBERT J. YATES and JIMMY GRAHAME will leave New Orleans Friday night for Chicago.

SONNY SHEPHERD, Lincoln Theater manager in Miami Beach and publicity chief at the W Radio circuit, flew back overnight to up to New York accompanied by GORDON SPRADLING, aged proprietor of the Center, Miami.

FRANK PIELPS, in charge of labor ties in Miami, the Warner circuit, went yesterday to Boston and Lynn, Mass.

BRUCE CASOT is in town and stopping at Ritz Towers.

WILLIAM C. GERING, 20th-Fox talent department manager, leaves today for Detroit where he will meet HERMAN WOBBLE, as chief, together, they will go to Indiana, Chicago and Milwaukee. Gering returns next Wednesday.

NEW YORK THEATERS

RADIO CITY MUSIC HALL

CHARLES RAYNER and ALUM MEYERS "APPOINTMENT FOR LOVE"

ON THE GRAND STAGE BY JOHN MILLER LEAVENS—"ENJOY JUICE"—plus many fall features...produced by Leonard Hyman's orchestra, direction of Ernst Pape, 1st Mezzanine Seats Reserved Circle 5-406.

PARAMOUNT BOB HOPE PRESENTS PAULETTE GODDARD "NOTHING BUT THE TRUTH"

IN PERSON THE ANDREWS SISTERS JOHNNY LONG AND BAND

PARAMOUNT TIMES SQUARE

Stares Tomorrow

'WEEK-END IN HAVANA'

A 24th Century-Fox Feature

PLUS A BIG STAGE SHOW ROXY 7th AVENUE STAGE SHOW 20th STREET

PALACE B'WAY & 47th St.

Ann Sheridan—Jack Oakie "NAVY BLUES"

"Moon over Her Shoulder" Lynn Bari—Dick Winters

Continues from 9:30 A.M. TOP PRICES 50¢ TO 1 P.M. General $1.00

BROADWAY THEATRE

51st ST. & 7th Ave. THE LADY FROM SHANGHAI

FRANKIE LAINE

Continuous from 9:30 A.M. TOP PRICES 50¢ TO 1 P.M. General $1.00

PORTAL THEATRE

34th ST. & 8th Ave. DICK JONES IN "THE LADY AND THE TIGER"

FRANKIE LAINE

35c TO 50c

WEDNESDAY THEATRE

42nd ST. & 9th Ave. "THE NEW MUSICAL COMEDY"

FRANKIE LAINE

35c TO 50c

NATIONALWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Cable DAILY

CHARGES FOR TELEGRAMS PRAINED ON APPEAR ON YOUR TELEPHONE BILL.

NATIONALWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!
MEET YOUR THANKSGIVING GUESTS!

It’s easy as PIE to figure WHY—

360 THEATRES will enliven the Thanksgiving holidays with day-and-date engagements. (Act fast! Book it now!)
The first “Thin Man” picture in 2 years and it’s brimming with box-office! Happy holidays, America!

William POWELL • Myrna LOY
“SHADOW OF THE THIN MAN”

a picnic for your public—
a banquet for your box-office!
Wouild Exclude Extra Ushers from Tax

(Continued from Page 1)

the operators, Senator Herring said he is prepared to go before Congress with a request to have the law amended at once.

Under the ruling now in effect, exhibitors were required to pay back taxes for unemployment compensation for the ushers, regardless of whether they are regular employees. At first it was threatened that the operators would have to pay a tremendous fine and interest in addition to the back taxes. However, Senator Herring succeeded in getting an amendment eliminating the penalty, provided the tax is paid within 60 days. Now he is working to have the tax eliminated entirely.

Principal argument of Senator Herring and the operators is that the employees in question frequently are not even paid cash, but are reimbursed by movie tickets; that most of them are students who work only a few hours a day and, therefore, should not be covered by the tax.

Senator Herring told The Film Daily he had no idea as to the total amount involved, but pointed out that in addition to the tax itself, addition of the ushers makes many of the operators subject to further taxes which are imposed on employers of eight or more persons when, as a matter of fact, they should not be so classed.

Predict Record Attendance For Carolinas Convention

Charlotte—Leaders of the Thea
er Owners of North and South Carolina are predicting an attendance record at the 30th annual convention to be held at the Hotel Charlotte Jan. 18-19. Event originally was planned for Dec. 7-8.

Exchange managers, salesmen and everybody connected with the industry will be invited to the initial parley, but other sessions will be open to members only. Unit now has more than 300 members.

Texas Allied Againsts Percentage Buys

(Continued from Page 1)
do not know their cost and for this reason are unable to budget the film buys on a sound basis.

A good deal of time was given to percentage pictures at top of percentages. The conclusion reached was that small operators cannot cope with this method of buying. C. H. A. Cole, organization's prexy, had accumulated expense reports printed forms from a number of small operators, and using the figures in those expense reports, he proper charges for overhead and depreciation, nearly all the reports showed non-profit operations.

AID reports were used in this discussion to show marked variability in contracts written by the same companies in similar situations as to established that high percentage contracts were not necessary the part of exhibitors.

A resolution was passed endorsing the all-industry committee a specially commending Clause of national Allied's program pos- sessed for contracts. The companies stated that if the film companies had forced the show along with other features they said they would decline to deal on sublease groups of five in cases where prei mium or group had not been contracted.

President H. A. Cole, vice-pre
dents Ruben Frei, P. V. William Mrs. Martha McSpadden, R. E. Smith; Secretary-treasurer A. Lilly were re-elected.

Martin Bennett Elected Warner Club President

Martin F. Bennett was elected president of the Warner Club, in at the annual dinner meeting held at the home office. Others named to:

Bernard Goodman, vice-president; P. A. McGuire, vice-president, charge of membership; Harry McA
cce, vice-president in charge of social activities; Ruth Wiseberg, vice president in charge of welfare; L. Gates, vice-president in charge of public relations; Robert Salomons, trea
urer; Sam Wolowitz, assistant trea
urer; Stuart H. Aarons, secretary.

The following were appointed to the finance committee: S. Schmidt chairman; Samuel Carlisle, T. Martin and W. S. McDonald; board of governors and an executive committee was also elected.

TO THE COLORS

Indianapolis—William Kapourel
g manager of the Family Theater, I. Wayne, has been called to the e
center by Sherry Takeski for I. Malls Bros. circuit, operators of the theater, will assume the duties as manager.
WHEN YOU WEAR THE MANTLE OF LEO—

Business is great, thank you. The Friendly Company set out to make the new season a memorable one. The results speak for themselves. We’re particularly proud of ‘Smilin’ Through.’ America adores this love story. How exquisitely it has been told now with Technicolor. And Music! Jeanette MacDonald sings as never before! It is a production that registers with your patrons. And with your box-office. M-G-M is currently topping its all-time high with one glorious entertainment after another. And future releases completed and previewed, in California, assure you that the best is yet to come.

When you wear the mantle of Leo, you’re covered with glory and →
Browne-Bioff Fate Nears Jury

"Truth Has Not Been Told", Defense Claims

(Continued from Page 1)

will be followed this morning by a plea for acquittal by Martin Conboy, Browne's attorney, and summation by U. S. Attorney Mathias F. Corrigan.

With both Corrigan and Conboy expecting to take no more than two hours apiece, the case will probably go to the jury sometime in the afternoon. Joseph M. Moskowitz of Twentieth Century-Fox was the last witness to testify in the four-week trial. He was called by the defense.

The jury was told by Brenlin that there was material testimony by many of the Government witnesses which was inconsistent with the charge of extortion. Brenlin made no effort to convince the court that the alternative story told by Bioff was true.

Charges Witnesses Coached

Defense attorneys constantly punctuated his fiery summation with the recurrent theme that the true version of what had happened was being withheld from the jury. He absolved the U. S. prosecutor from blame, stating that the witnesses had not told him the truth. In line with this argument, Brenlin charged attorneys in the film industry with coaching the witnesses.

When Brenlin demanded, had the witnesses claimed that directors and officers had not been told of Bioff's demands when it was important that they should not have been informed. In this category he placed Joseph M. Schenck and maintained that Nicholas M. Schenck testified that his brother did not know "to shield him." Brenlin also claimed that Joseph Schenck had been the one to bring the case to the attention of the U. S. prosecutor.

Brenlin asserted that "the strangest thing in this case" was testimony to the effect that Pat Casey had not been informed. "They would have told him if only to say, 'Look here, see if you can get a better deal for us. We have been paying these fellows.'" he declared.

Film Executives Assaulted

Film executives were also attacked for failing to inform the police of the extortion demands. Brenlin ridiculed the expressed fear on the part of executives, stating that "hard-boiled men do not surrender so easily. If the industry was afraid of a disastrous strike in 1936 and 1937 why have they not suffered now?" Brenlin ostentatiously demanded.

Joseph M. Moskowitz, only witness of the day, testified that he had kept Joseph Schenck's personal check books. He identified an entry made in 1937 as a loan to Murray Grosson, alleged investigator for the Sabath Committee. On cross-examination, Moskowitz said that Grosson was a close friend of Schenck and that stock originally transferred to Garson by Schenck was returned to the latter.

S. D. Theater Owners

To Convene on Monday

Sioux Falls, S. D.—Annual convention of the South Dakota Theater Owners Association will be held at Carpenter Hotel here Monday.

Subjects to be discussed as announced by A. P. Sorensen, secretary-treasurer include traveling circuits, Federal defense tax, Asecap legislation, and the New York consent decree.

Dean Nash of Canton is president of the organization.

Ia.- Neb. Theater Owners

May Widens Membership

Des Moines — Allied-Independent Theater Owners of Iowa and Nebraska, meeting here Nov. 24-25, will discuss the possible widening of the membership to include affiliated circuits.

Other subjects on the convention program will be submitted, according to President Leo F. Welenst, which will include film rental terms, portable circuit, 16 mm. free shows, and adoption of a legislative agenda.

New officers also will be elected.

ITPA of Wis. Offers Anti-5 Aid to Minn.

Exhibitors of Minnesota and directors of Anti-5 board to get in touch with the officers and directors of the Minnesota unit and ask what steps it would like Wisconsin to take to help in state in connection with its anti-contract decree law.

Re-elected officers were: William L. Ainsworth of Fon du Lac, president; A. C. Gutenberg of Milwaukee, vice-president; A. C. Kehlhorst of West Bend, treasurer; Harry Perleitz of Milwaukee, business manager, and named Mark Morgan of Cedarburg, secretary.

Directors named besides Ainsworth, Gutenberg, Kehlhorst and Morgan are Charles W. Trompe and George Fischer, both of Milwaukee; F. J. McWilliams of Portage; Al Lucille Forbes of Merrill; Ben Marcus of Ripon; John Adler of Marshfield; William Smith of Menomonee, and Max Krafts of Racine.

Sidney Samuelson, business manager of Allied Theaters of Eastern Pennsylvania, and Jack Kirsch, president of Allied Theaters of Illinois, addressed the closing session which was open to members only.

Griffin Heads New Ala. Exhibitor Unit

(Continued from Page 1)

ent: Col. Thomas E. Orr, independent theater chain owner of Albertville, secretary-treasurer.

This is the only unit formed by Griffin, re-elected president of the Southeastern Alabama Owners Association, in connection with a convention that the organization at a recent meeting at Dothan, Ala., to organize state units in all states represented in the southeastern association.

To Meet Semi-Annually

Meetings of the new organization will be held semi-annually, alternating between Birmingham and Montgomery. It is expected that the next meeting will be held in 1939.

Constitutions and by-laws were adopted following a talk on "Value of Organization" by L. G. Logan, Ga., and national representative from the Southeastern MPTO to the MPTOA, who served as chairman of the constitution and by-laws committee.

Other members of this committee were H. H. Waters of Birmingham and H. L. Humphries of Selma.

Other committees serving at the meeting were: Membership—Louis Rosenbaum, Florence; Mrs. E. C. Cain, Wetumpka; Milt Kress, Opelika; E. F. Ingram, Ashland; Directors—Richard B. Kennedy, Birmingham; Rufus Davis, Dothan; M. G. Lee, Opelika. Legislative—William N. Webber, Montgomery; Col. T. E. Orr, Albertville; W. D. Pate, Samson.

15 Directors Appointed

Fifteen directors were appointed as follows: R. M. Kennedy, Birmingham; Roy E Martin, Sr., Phenix City; Louis Rosenbaum, Florence; Charles T. Book, Montgomery; Mrs. E. C. Cain, Wetumpka; Mrs. L. C. Moore, Enterprise; Fred McLendon, Union Springs; T. E. Watson, Montevallo; H. H. Waters, Birmingham; W. D. Pate, Samson; Rufus A. Davis, Dothan; Louis R. Lankett, and Paul Angler, Birmingham.

In addition to those already mentioned, the following other theater owners and managers attended the meeting: Haywood Hanna, Evergreen; W. Ray, Greenville; Frank J. Delk, Opelika; P. A. McDougal, Roanoke; T. B. S. Thompson, Enterprise; Eddie B. Tomberlin, Brundidge; Aubrey Good, Greenov, R. H. Higginbotham, Pell City; John E. Gaither, Hefflin; T. K. Jones, Dadeville; J. L. Davis, Cordova; D. Martin, Opelika; Hugh G. Martin, Sr.; Opelika; Hugh G. Martin, Jr., Opelika; T. J., Hudson, Childersburg; and J. B. Harris, Birmingham.

Bank Night Lottery Ruling Bars Collection of Fees

(Continued from Page 1)

was upheld by the Wisconsin Supreme Court, which held Bank Night a lottery, the high court refused to permit use of judicial process to collect such fees.
The Film Daily's Calenda
MM^^^^^^_^^^^^^^^^^-_.

COLUMBIA
68
7-10-41.

FD:

mins

Lindsay, Charley Grapewin

Here Comes Mr. Jordan, 93 mins.. 8-21-41
FD: 7-30-41. Robert Montgomery, Claude
Raines, Evelyn Keyes
8-7-41
Tillie the Toiler, 67 mins
FD: 8-13-41. Kay Harris, William Tracy,

Daphne

Paul

Kelly,

Lola

Dr. Kildare's

Blonde from Singapore, The, 67 mins.
10-16-41

FD: 8-29-41. Florence Rice, Leif Erickson, Gordon Jones
9-18-41
Retirement, 92 mins
FD: 9-9-41. Ida Lupino, Louis Hayward,
Evelyn Keyes
in

Thunder Over the

Prairie.

51

mins.

FD: 9-12-41. Charles Starrett,
wards, Joan Woodbury

Queen and the Murder

Cliff

Ed-

more,

Lew

Ayres, Lionel

Barry-

Day

Laraine

9-22-41.
Ralph Bellamy,
Charles Grapewin

Margaret

Lone Star Vigilantes, The, 58 mins.
12-26-41
9-22-41.

Bill

Elliott,

Tex

Ritter,

Married Bachelor, 87 mins
Oct., 1941
FD: 9-10-41. Ruth Hussey, Robert Young,
Felix Bressart

*Smilin* Through,

100 mins
Oct., 1941
FD: 9-12-41. Jeanette MacDonald, Brian
Aherne, Gene Raymond

Feminine Touch, The, 97 mins.. .Oct., 1941
9-15-41.
Rosalind
Don
FD:
Russell,
Ameche, Kay Francis
.

FD: 9-25-41.

Manhattan, 65 mins.
Joan

Davis,

10-2-41
Jinx Falken-

Soldier,

The,

102

Nov., 1941
Unholy Partners, 94 mins

the Thin Man, 97 mins.
Nov., 1941
10-23-41.
William Powell, Myrna

Shadow

of

FD:

Sam Levene
Two-Faced Woman, 94 mins

10-9-41

William
Claire Trevor

Holden,

Glenn

The, 90 mins.. .. 10-30-41
FD: 10-23-41.
Loretta Young, Conrad
Veidt, Jean Jagger
in

Her

You Belong

Life,

to

Me, 94 mins

11-20-41

FD: 10-28-41. Barbara Stanwyck, Henry
Fonda, Edgar Buchanan

Nov., 1941

Melvyn

MISCELLANEOUS
Forgotten Village, The, 67 mins. (MayerBurstyn)
FD: 8-29-41. Cast of Mexicans

1-1-42
Stokowski and the Philadelphia Orchestra

"Fantasia, 120 mins

FD: 11-14-40.

-Blossoms in the Dust, 100 mins.. 8- 15-41

Bressart

9-41
and Mr. Hyde, 127 mins
FD: 7-22-41. Spencer Tracy, Ingrid Bergman, Lana Turner

Dr. Jekyll

8-1-41
Ringside Maisie, 96 mins
FD: 7-23-41. Ann Sothern, George Murphy,

Robert

Sterling

Life

73 mins
FD: 9-12-41.

(Select

Rose

Whalen, Stanley
Eternal Gift, The,

10-9-41.

FD:

Attractions),

Michael

Hobart,

Grace Hayes, Mary Healy,
Hayes

FD: 10-28-41.
Peter Lind

PARAMOUNT
"Shepherd of the

A

Clyde

11-7-41

Bah, 62 mins

The, 98 mins.
8-15-41

Hills,

FD: 6-18-41. John Wayne,
Harry Carey

Betty

Field,

Your Guns, 63 mins
FD: 9-29-41. Bill Boyd, Brad King, A,
Clyde

Stick to

PRODUCERS RELEASUS
CORP.
Reg'lar

FD:

the Boys Goodbye, 85 mins.. .8-1-41
FD: 6-23-41. Mary Martin, Don Ameche,
Oscar Levant

Nothing But the Truth, 90 mins.. .10-17-41
FD: 7-29-41. Bob Hope, Paulette Goddard, Edward Arnold

Henry Aldrich

President,

for

75 mins.

90 mins
Film

of

Solemn

Catholic

Clarence

Go

Muse

Collegiate,

62 mins

9-12-41

FD: 9-16-41.

Frankie Darro, Marcia
Jones, Jackie Moran

Mae

6-30-41
60 mins
FD: 9-22-41.
Ray Corrigan, John King,
Max Terhune

Fugitive

Valley,

63 mins
FD: 9-25-41.
Frank
Gray, Jed Prouty

City

Limits,

Albertson,

Lorna

8-1-41
Bowery Blitzkrieg, 62 mins
FD: 10-3-41. Leo Gorcey, Warren Hull,
Charlotte Henry

Billy

9-5

Lee,

Carl

"Alfal

Mr. Celebrity, 66 mins
10-10
FD: 10-1-41. Buzzy Henry, James Se
Doris Day
9-12-'
Dangerous Lady, 64 mins
rey, Douglas Fowley

Jungle Man, 63 mins
10-10
FD: 10-13-41.
Buster
Crabbe, Sh<
Darcey, Weldon Hayburn

10-31-41
York Town, 94 mins
FD: 7-30-41. Fred MacMurray, Mary

Hard Guy, 68 mins
10-17FD: 10-29-41. Jack LaRue, Mary He;

James

Smith, June

Preisser

Lydon,

New

Robert Preston

Wide-Open Town,

Kane Richmond
8-8-41

77'/2 mins

FD: 7-30-41. William Boyd, Russell Hayden, Evelyn Brent
Buy Me That Town, 70 mins
FD: 7-31-41. Lloyd Nolan,
Moore, Albert Dekker

10-24-41
Constance

Hold Back the Dawn, 115 mins.. .9-26-41
FD: 7-31-41. Charles Boyer, Olivia de

Lone Rider Ambushed, The, 67 mins.
9-5
FD: 10-31-41. George Houston, AI
John, Maxine Leslie

RKO RADIO

.

Paulette Goddard

8-29-41
Blind, 70 mins
FD: 8-20-41. Richard Arlen, Jean Parker,
Nils Asther

Flying

8-23-41
World Premiere, 70 mins
John Barrymore, Frances
FD: 8-21-41.
Farmer, Eugene Pallette

"Aloma

of

the

South

Seas,

77

mins.

8-29-41
FD: 8-28-41. Dorothy Lamour, Jon Hall,
Lynne Overman
11-7-41
of the Blues, 85 mins
FD: 9-3-41. Bing Crosby, Mary Martin,
Brian Donlevy

FD: 9-4-41. Jackie Cooper, Susanna Foster, Walter Abel

Gentleman from Dixie, 63 mins. .. .9-5-41
FD: 9-10-41. Jack La Rue, Marion Marsh,

65 mins

10-31-41
Charles

7-30-41.

FD:

Glamour Boy, 80 mins

MONOGRAM

Fellers,

8-29-41.

Switzer, Buddy Boles.

Kiss

Birth

Fields

Mass

Let's

M-G-M

My

Sell

I'll

WALT DISNEY

geon,

Boom

Havilland,

10-23-41.
Greta Garbo,
Douglas, Constance Bennett

mins

10-8-41.

Ford,

Zis

Loy,

worth, Robert Benchley

Men

Secrets of the Wastelands, 66 mins.
FD: 9-29-41. Bill Boyd, Brad King.B

Nov., 1941

FD: 10-15-41. Nelson Eddy, Rise Stevens,
Nigel Bruce

Never Get Rich, 88 mins.. .9-25-41
Fred Astaire, Rita HayFD: 9-25-41.
93

Bodie, 62 mins
9-26-41
FD: 10-16-41. Buck Jones, Tim McCoy,
Raymond Hatton

Huntz

Gunman from

Martin,

You'll

Texas,
FD:

10-24-41

Twilight on the Trail, 58 mins
FD: 9-29-41. Bill Boyd, Brad King, Ai
Clyde

mins.

FD:

burg, Fortunio Bonanova

players in the cast. Complete casts

Hall,

1941

Oct.,

FD: 9-15-41. Clark Gable, Lana Turner,
Frank Morgan

Virginia Carpenter

from

are the principal

Greer Garson

lor,

Ring, 65 mins.

Lindsay,

Names

Spooks Run Wild, 64 mins
FD: 10-9-41. Bela Lugosi,
Leo Gorcey

Day, 82 mins.

8-29-41
Ladies Meet, 108 mins
FD: 8-28-41. Joan Crawford, Robert Tay-

Chocolate

11-18-41

Latins

Mickey

Stone,

Honky Tonk, 105 mins

6-30-41

Two

Wedding

FD: 8-19-41.

Melvyn

Hussey,

Drew

Douglas, Ellen

FD:

mins.

8-15-41
FD: 8-13-41.
Lewis
Rooney, Judy Garland

Lane,

8-28-41

Ruth

8-19-41.

FD:

Life

Ann Rutherford
Begins for Andy Hardy, 100

When

Our Wife, 95 mins

Ellery

Jr.

review.

8-8-41
9-4-41

mins

Larry Parks

Ladies

Dailey,

8-8-41
Whistling in the Dark, 77 mins
FD: 8-4-41. Red Skelton, Conrad Veidt,

Pollard

Mystery Ship, 65
FD: 8-18-41.

FD:

Dan

Donald,

8-7-41
Margaret

A

of English-speaking features released since July 20, 1941, by companies.

in San Diego, 70 mins
9-41
FD: 7-30-41. Bonita Granville, Ray Mc-

Bellamy,

Ralph

list

FILM DAILY

Down

Queen and the Perfect Crime,

Ellery

A
of

Night of January 16th, 79 mins
FD: 9-4-41. Robert Preston, Ellen Drew,
Nils Asther

68 mins
Among
FD: 9-4-41. Albert Dekker, Susan Hayward, Harry Carey
the Living,

11-21-41
mins
FD: 9-5-41. Claudette Colbert, Ray Mil-

Skylark,

Kane, 120 mins
FD: 4-11-41.
Orson Welles,
Comingore, Joseph Totten

Hurry,

Charlie,

Aherne

Hurry, 65

FD: 7-10-41. Leon
Kenneth Howell

My

Life

With

Dorol

7-25mins
Mildred Col

Errol,

Caroline,

81

mins... 8-1-

FD: 7-16-41. Ronald Colman, Anna
Charles Winninger

t<

10-17Here Is a Man, 1 12 mins
FD: 7-16-41. Edward Arnold, Wal
Huston, James Craig, Anne Shirk
Father Takes a Wife, 79 mins

10-3-

FD: 7-17-41. Adolph
Menjou,
Swenson, John Howard

Glo

9-26Lady Scarface, 69 mins
FD: 7-22-41. Dennis O'Keefe, Judi
Anderson, Frances Neal
Little Foxes,

The (Samuel Goldwyn),

8-29116 mins
Bette Davis, Herbert Mi
Patricia Collinge

FD: 8-12-41.
shall,

Story

of

the

Vatican,

The,

54 mins.
7-18-

94

land, Brian

9-5-

Citizen

FD: 8-20-41.
Scattergood

Meets Broadway, 68 mins.

King,

William Henry

Outlaws of the Desert, 66 mins
FD: 9-25-41. William Boyd, Brad King,
Andy Clyde

Mexican Spitfire's Baby, 69 mins.. .11-28Lupe Velez, Leon Err
FD: 9-4-41.
Charles "Buddy" Rogers

Riders of the Timberline, 59 mins
FD: 9-25-41. William Boyd, Brad

Andy Clyde

:


Current Feature Releases

Due to date of review Dates after titles are distributor release dates: FD: indicates date
credits are included with FILM DAILY reviews. *Indicates Technicolor production.

Sailors on Leave, 71 mins. 10-30-41
FD: 10-3-41. Shirley Ross, William Lund
igan, Chick Chandler.

Mercy Island, 72 mins. 10-10-41
FD: 10-9-41, Ray Middleton, Gloria Dick
son, Otto Kruger.

Down Mexico Way, 78 mins. 10-15-41
nette, Pat McKenzie.

Jesse James at Bay, 56 mins. 10-17-41
FD: 10-17-41. Roy Rogers, George "Gabby" Hayes, Sally Payne.

Gaucos of Eldorado, 56 mins. 10-24-41
FD: 10-24-41. Bob Steele, Tommy Tyler, Rufe Davis.

Public Enemies, 66 mins. 10-30-41

Charley's Aunt, 81 mins. 8-1-41
FD: 7-23-41. Jack Benny, Ray Francis, Jane
Wells, Phillip Reed.

Sun Valley Serenade, 86 mins. 8-29-41

Wild Goose Chasing, 77 mins. 8-15-41

Dressed to Kill, 72 mins. 8-8-41
FD: 7-25-41. Lloyd Nolan, Mary Beth Hughes, William Demarest.

Private Nurse, 60 mins. 8-22-41


Charley Chan in Rio, 60 mins. 9-5-41

Yank in the RAF, A, 98 mins. 10-3-41

Last of the Dusches, 57 mins. 9-26-41

Man at Large, 69 mins. 9-26-41
FD: 9-10-41. Marjorie Weaver, George Reeves, Richard Derr.

Great Guns, 74 mins. 10-10-41
FD: 9-10-41. Stan Laurel, Oliver Hardy, Shelia Ryan.

We Go Fast, 65 mins. 9-19-41
FD: 9-10-41. Lynn Bari, Alan Curtis, Don DeForest.

Riders of the Purple Sage, 56 mins. 10-10-41
FD: 9-12-41. Alice Faye, John Payne, Carmen Miranda.

George Montgomery, Mary Howard, Patsy Patterson.
Hot Shot, 82 mins. 10-31-41
FD: 10-17-41, Betty Grable, Victoria Ma
ture, Carole Landis.

Moon Over Her Shoulder, 68 mins. 10-24-41
FD: 10-17-41. Lynn Bari, John Sutton, Dan Dailey, Jr.

Swell Water, 90 mins. 11-14-41

Small Town Dob, 72 mins. 11-7-41
FD: 10-20-41. Jane Withers, Jane Dar
well, Bruce Edwards.

Helen Was My Valley, 118 mins. 10-23-41
FD: 10-29-41. Walter Pidgeon, Maureen O'Hara, Donald Crid

UNITED ARTISTS

Major Barbara, 115 mins. 9-12-41
FD: 5-5-41. Wendy Hillier, Rex Harrison, Robert Morley.

New Wine (Gloria Pictures), 84 mins.
FD: 7-31-41, Ilona Massey, Alan Currits, Bonnie Barnes.

Tanks a Million (Hall Roach), 50 mins.
FD: 8-8-41, William Tracy, Janet Gleason, Eloise Knox.

Lydia (Korda), 144 mins. 9-26-41
FD: 9-21-41. Morie Orebou, Alan Mar
tchal, Edna May Oliver.

Niagara Falls (Hall Roach), 43 mins.

All-American Co-Ed, 50 mins. 10-31-41
FD: 10-13-41. Frances Langford, Mar
die Woodworth, Johnny Downs.

International Lady, 102 mins. 10-17-41

Sundown, 90 mins. 10-31-41
FD: 10-20-41, Gene Tierney, Bruce Cabot, George Sanders.

Miss Polly (Hall Roach), 44 mins. 11-14-41

UNIVERSAL

Hold That Ghost, 86 mins. 8-8-41
FD: 7-30-41. Abbott and Costello, John
Davis.

Unfinished Business, 95½ mins. 9-12-41
FD: 8-27-41. Irene Dunne, Robert Mont
gomery, Preston Foster.

Badlands of Dakota, 74 mins. 9-5-41

It Started with Eve, 96 mins. 9-26-41

Burm Convoy, 59 mins. 10-17-41

Never Give a Sucker an Even Break.

Moonlight in Havana, 61 mins. 11-21-41

Map from Montana, 59 mins. 9-5-41

Girl Must Live, A, 70 mins. 9-19-41
FD: 10-9-41, Margaret Lockwood, Hugh Sinclair, Lillie Palmer.

Masked Rider, The, 58 mins. 10-24-41

Mob Town, 60 mins. 10-3-41

Flying Cadets, 60 mins. 10-24-41

South of Tahiti, 75 mins. 10-17-41
FD: 10-23-41, Brian Donlevy, Broderick Crawford, George Montgomery.

Appointment for Love, 59 mins. 10-31-41
FD: 10-28-41, Charles Boyer, Margaret Sullivan, Rita Johnson.

WARNER BROS.

Sergeant York, 134 mins. 9-27-41
FD: 7-3-41, Gary Cooper, Walter Bren
nan, Joan Leslie.

Navy Blues, 108 mins. 9-13-41

International Squadron, 87 mins. 10-11-41

Smiling Ghost, The, 71 mins. 9-6-41

Highway West, 63 mins. 8-23-41
ney, Olympic Bradf.

Dive Bomber, 133 mins. 8-30-41
FD: 8-15-41, Fred Mac
Muray, Ralph Ballym.

Bad Men of Missouri, 74 mins. 7-26-41

Law of the Troopers, 76 mins. 10-4-41
FD: 8-18-41. Conrad Bennett, Jeffrey Lynn, Regis Toomey.

Nine Lives Are Not Enough, 63 mins.
9-20-41
FD: 9-4-41, Ronald Reagan, Joy Perry, James Gleason.

Prime Minister, The, 94 mins.
FD: 9-12-41, John Garfield, Dina Wy
yard, Wild Yffe.

Three Sons o' Guns, 65 mins. 8-2-41

Maltese Falcon, The, 100 mins. 10-18-41
FD: 9-30-41. Humphrey Bogart, Mary Astor, Peter Lorre.

One Foot in Heaven, 108 mins. 11-1-41
FD: 9-3-41, Cameron Mitchell, March Scott, Gene Lockhart.

Target for Tonight, 48 mins.
FD: 10-10-41, British documentary.

Blues in the Night, 88 mins.
FD: 10-30-41, Priscilla Lane, Richard Wheel, Betty Field.
N. W. Allied Warns On Cancellations

In order to protect the exhibitor against being forced to exhibit pictures injurious or damaging to his business and the public against political or religious, immoral or moral grounds, that the right of cancellation shall be exercised after receipt of notice of cancellation, the exhibitor and after the exhibitor knows something about pictures available, shall be the basis.

For the exhibitor to agree to accept cancellations from the lowest price brackets before knowing anything about the product and its suitability for exhibition in his theater would obviously defeat the legislative intent and purpose of the law. Above counsel has advised that in his opinion all such contracts would be illegal.

Afternoon Trade Shows Get the Call in Chi.

Chicago—Because afternoon trade shows are drawing twice as many exhibitors as those staged in the morning, local trade screenings will be restricted to the p.m. whenever practicable.

WEDDING BELLS

Rochester.—Paul S. Holbrook of the Bousch & Lomb Optical Co., here, and Miss Jane E. Erdle, will be married Thanksgiving Day in Old St. Mary's Church.

Lovell, Me.—Miss Helen Meinardi of New York, writer for the films and radio, and Lester Stearns, a shipyard worker at the Todd-Rad- plant in South Portland, will be married at midnight recently in order not to interfere with national defense. Midwinter was as soon as they could marry under the five-day registration requirement, and Sunday was Stearns's only day off from shipbuilding. They arrived too late to lose time or cut into Stearns's work, they picked the midnight hour.

Montgomery, Ala. — Charles T. Rook, owner-manager of the Charles T. Rook Theater provided security for the Whitely Hotel, are announcing currently their marriage which took place on Oct.

Yates, Grainger, Siegel At New Orleans Regional

(Continued from Page 1)

Yates, Grainger, and Siegel will conclude the New Orleans meeting on the 12th. Present at yesterday's initial sessions were Herbert J. Yates, James K. Grainger, company's president; M. J. Siegel, president of Republic Productions, Inc.; Arthur Bromberg, Southern franchise holder; and seven branch managers. Latter comprise Messrs. Grainger, and Siegel; Arnold Laird, Tampa; J. H. Dillon, Charlotte; Lee V. Sechsmayr, New Orleans; Winfield Snelson, Memphis; Lloyd Root, Dallas; and Sol Davis, Oklahoma City.

The group heard in detail an analysis of the second quarter releases of Republic, and discussed tentative plans for productions during the third quarter of the release year.

At each of these regions, prior to the New Orleans meeting, suggestions for product and distribution have been presented, and plans in crystallized form are expected to be made known at the final regional.

Yates and Grainger plan to leave here this weekend for New York.

K-A-O's 39-Week Net Falls Off to $368,418

(Continued from Page 1)

K-A-O's subsidiary companies. This compares with a net of $498,259 for the corresponding period in 1940.

Provision for income taxes this year was placed at $161,856, based on a 31 per cent rate for 1941 as compared with a 24 per cent rate for 1940 when provision for income taxes was $148,910. Profit before provided for provisions for depreciation and income taxes was $1,012,245. The charge-off for depreciation was $90,962.

Third Detroit Arbitration Case Settled By Consent

(Continued from Page 1)

costs were assessed equally among parties concerned. This was the third case to be settled here by consent, none having gone through to an arbitrator's award.

James V. Hayes, owner of the Gale, had asked that the seven-day clearance granted to the Michigan and Upton, Kalamazoo, be eliminated on the grounds that Galesburg was a separate city and not competitive. Paramount, Warner Bros., 20th Century-Fox and Loew's were named in the complaint.

The Booth Theater case, first to be filed here, was scheduled to be heard today but has been postponed to a later date.

Hayes and Sher Appear In Linden Arbitration Case

Washington Bureau of THE FILM DAILY

Wash.—In decided contrast to the legal action which was argued without benefit of counsel, the arbitration claim of the owners of the Theater of Baltimore against clearance granted the Vitagraph owned but not operated Met opened here yesterday with a battery of legal talent. James V. Hayes and Robert E. Sher, former Department of Justice attorneys who worked on the consent decree, represented the complainants. The arbitration case in this district Hayes and Sher won a victory in record-shattering time, the arbitrator handling down his decision as soon as the hearing was closed. That case, however, is on appeal with decision expected daily.

Morris Ruffman is representing Vitagraph, Samuel Bonerman, Paramount, Herbert M. Poulson, while the Met is represented by J. Purdon Wright.

Hayes and Sher contended that the sparse revenue and rates are unreasonable, asserting that the Met and the Linden are not in competition of a modern theater and a better neighborhood.

Opponents contended the theaters are not in competition, pointing out they are only seven blocks apart.

Marlowe Theater Intervenes In Cohen Clearance Case

Buffalo.—Marlowe Theater, nabe Konczakowski house, has filed as intervenor in the clearance case brought by Irving Cohen, operator of the Allendale, also a nabe house, against all the Big Five except RKO.

E. W. Epstein, attorney of the arbitration tribunal, yesterday sent to the interested parties a list of 10 candidates, from which it is hoped they may agree on one as arbitrator.

Sam Myers Intervenes In Aileyon Arbitration Case

Marlowe Theater, New York, has filed declaration of intention for Sam Myers Theaters in the Aileyon Theater arbitration case.

Para. and NT Talk Regional Pax Deals

(Continued from Page 1)

radios, Eddie Zabel, head film buyer, Neil F. Agnew, Paramount's sales representative, and Donald Rees, assistant general sales manager.

Both Skouras and Zabel are joint owners of the exhibiting circuits of Theaters a trip connected with the annual Showmanship Drive at which Skouras announced the entries and awards the prizes. They arrived in Kansas City tods, and it was understood Reagan will accompany them while Agnew expected to return to New York today.

Reagan will accompany the National Theater executives to Denver and Los Angeles. Although Portland was not on Skouras' itineraries, it is possible the party will visit the Evergreen circuit execs the after Los Angeles.

Although Paramount officially announced last Thursday that negotiations were broken off, it was believed that none of the National Theater executives were so notified. Publication of Agnew's statement came as a surprise, it was said.

Negotiations never reached the breaking-off stage because following Agnew's statement, Baro Balaban, Paramount president, conferred with Skouras on the telephone over the progress made in the negotiations, it was reported yesterday.

Three Penn. Communities Lift Sunday Movie Ban

(Continued from Page 1)

on the issue yesterday lifted the ban.

Voting in favor were Ramey, Clearfield County, Morgan Township, and Stroud, Luzerne County. Those continuing the ban were Berry, City of York, Uniontown, Fayette County; Lanedar, East McKeesport and Aspinwall, Allegheny County; Perkies, Bucks, Benson and Shad Township, Somerset; Montrose, Susquehanna, Armstrong, Scottsdale an Suterville, Westmoreland, Dunbar, Fayette, Mill Creek Township and Lebanon.

Cut School Xmas Vacation

Montgomery, Ala. — The Department of Education has ordered a reduction in Christmas holidays from two weeks to one, an action certain to have a distinct effect on matinees business.

STORKS!

West Coast Bureau of THE FILM DAILY

Hollywood — Sir Stork reaches Mart, Martin Tuesday with a pound-12-ounce daughter, Miss Martin is the wife of Richard Halliday, authors' agent.
Joseph Bernhard Presents heck to Dewey; Expect Increase to $1,000,000

Joseph Bernhard, vice-president of Warner Bros., and chairman of the Picture Theaters Drive, National SO Campaign, last night presented check for $943,684.47 to Thomas Dewey, chairman of the National SO Campaign. Presentation took place at the Pathe News studios, at ceremony for the new reels and press. The money represented net collections to date from 7,941 theaters.

(Continued on Page 12)

1,841 Film Theaters Turn Over $943,684 to USO

HOLMDEN MAY BE IA PREXY

Walsh, Krouse Also Mentioned as Successor to Browne

There was immediate speculation last night in labor circles on who would succeed George E. Browne as president of the IATSE in the event the convicted union leader resigns his post. Reports both current here and on the Coast report that either Harold Holmden, first vice-president from Cleveland, Richard Walsh, third vice-president of New York, or Louis Krouse, general secretary-treasurer, is the likely choice. Under the IA's constitution, the Executive Board is empowered to select the president.

West Coast Bureau of THE FILM DAILY

Hollywood — Labor circles are buzzing with the unconfirmed report that at last American Fed.

(Continued on Page 12)

Canadian Industry Meets on Pegging

Toronto—Representatives of exhibition, distribution and production branches attended an important meeting of the Motion Picture Section of the Board of Trade to consider the new order of the Canadian Government providing maximum admission prices, effective Nov. 17.

(Continued on Page 11)

“Watchful Waiting” Policy For Four on Minn. Selling

RKO, M-G-M, Warner Bros., and 20th Century-Fox have adopted a policy of “watchful waiting” before making any move to sell in Minnesota.

The four companies plan to await the outcome of the suits filed in Minnesota against RKO, Paramount and 20th Century-Fox for alleged violation of the anti-blocks-of-five.

(Continued on Page 4)

Want Frozen Australian Coin

Expect Dists. to Ask Full Remittances

Pittsburgh V. C. to Fete Harry Kalmine on Nov. 24

Pittsburgh—C. C. Kellenberg, chief banker, has announced that the local Variety Club will sponsor a testimonial dinner for Harry M. Kalmine, who was recently promoted from

(Continued on Page 4)

IATSE Prexy and West Coast Rep. Convicted on All Three Counts; Court Refuses to Continue Bail; Both Will Appeal: Order to Liberate Browne to be Sought

George E. Browne, IATSE president, and William Bioff, his West Coast representative, late yesterday were convicted on all three counts of an indictment which charged them with the extortion of $550,000 from Loew's, Paramount, Warner Bros., and 20th Century-Fox. They face maximum sentences of 10 years and $10,000 fines on each of the three counts.

The Federal trial jury reached its decision after deliberating for two hours and 14 minutes.

Defense Counsel to Appeal

Both defendants were immediately reminded to the Federal House of Detention after Judge John C. Knox

(Continued on Page 14)

Distributors Ponder Indian Restrictions

With the British monetary agreement for the ensuing year officially closed, foreign managers at a Hays office meeting yesterday turned to the current remittance problem that has cropped up in India. Market, considered an important one, is worth about $2,000,000 in annual revenue, it was said.

As reported Oct. 8 in THE FILM

(Continued on Page 13)

Phoenixville Clearance Cut Asked by Pizor-Coane

Lewen Pizor and Herman Coane, operating the Colonial Theater, Phoenixville, Pa., have filed a demand for arbitration with the Philadelphia

(Continued on Page 11)

Schenck-Moskowitz Appeal Up Dec. 1


Schenck and Moskowitz are appealing from a conviction of income tax evasion.
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Vol. 80, No. 92 First Section

Fri., Nov. 7, 1941

10 Cents

JOHN W. ALICOATE : : : Publisher

DONALD M. MERSEBAU : General Manager


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**FINANCIAL**

(Thursday, Nov. 6)

**NEW YORK STOCK MARKET**

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**JUMP AMUSEMENT AD RATES**

10c Per Inch in Portland

Portland, Me.—Amusement advertising rates have been boosted in a flat 10 cent an inch by the Cummer Publicity Publishing Co., publishers of the city's only newspaper, morning Press Herald, Express and Sunday Telegram.

Open New Metro Pic House

New, 1,800-seat Cine Metro Copacabana, located in the heart of the ultra-fashionable Copacabana beach section of Rio de Janeiro, Brazil, opened yesterday.

**Authors' Guild Elects**

Carl Carmer President

The Authors' Guild has elected Carl Carmer president for a term of two years. The Guild's vice-president will be elected at the forthcoming annual meeting of the organization.

Representatives from every top-flight musical comedy on Broadway will be present at the forthcoming eighth annual "Night of Stars," a benefit for the Guild, to be held this year.

**‘Night of Stars’ Draws**

On Broadway’s Musicals

Representatives from every top-flight musical comedy on Broadway will be present at the forthcoming eighth annual "Night of Stars," a benefit for the Guild, to be held this year.

**COMING and GOING**

ARTHUR W. KELLY is due to leave the city today.

JOSEPH H. BRENN, RKO studio head, is due to arrive from Hollywood today.

HERMAN WORRELL, General sales manager, leaves for the 26th-Fox, leaves for a tour of the company's exchanges throughout the world. He plans to return on Tuesday.

DAVID O. SELZNICK has postponed his trip to the Coast until next week.

GEORGE WELTNER, Paramount's assistant manager, leaves tomorrow for a South America trip.

SINDEY DAVIDSON flew in from the Coast yesterday to head the campaign on the Universal "Keep 'Em Flying."" WALTER PIDGEON returns to Hollywood tonight.

WALTER BUCQUET, M-G-M director, has turned to the studios.

HOBART BOSWORTH is due here next week to appear in a 'talkie' sequel, "We Go Forward," at Town Hall, Nov. 22.

MARCYLE DIETRICH and RITA HAYWORTH return to Hollywood tonight.

Atlas Holds 35% of RKO

Pl. and 42% of Common

Holdings of Atlas Corp. in RKO were revealed yesterday when the RKO Corp. applied to the Stock Exchange to take over shares of common stock which will be given to Atlas for reorganization purposes.

Atlas owns, point indirectly, 46.0 or 35 per cent of the 6 per cent preferred, 1,216,465 or 42 per cent of the common, and 327,811 or 17 per cent of the option warrants. RCA holdings include 44,770 or 1 per cent of the common, 316,8 or 11 per cent of the preferred at 555,029 or 19 per cent of the option warrants.

Rockefeller Center, Inc., owns 56,629 or 19 per cent of the common.

UA Closes Project Deals With 10 Cineplex Circuits

Ten circuits in the Chicago territory have signed for United Artists project programs, according to Jack Masters, Western general sales manager.

Deals have been made with the following circuits: F. W. Ander- Reinhelmer, Jack Rose, J. Laske Joe Stern, Van Nomoskan, E. Jane. Ohio Theater, Warner Bros, and wit B & K for first-run, Chicago.

**FRIENDLY SERVICE SAVES TIME AND MONEY AT POSTAL TELEGRAPH**

CHARGES FOR TELEGRAMS "PHONED IN APPEAR ON YOUR TELEPHONE BILL."
Never has any company had so many attractions playing on Broadway at one time as 20th Century-Fox has right now!

**AT THE RIVOLI**...“HOW GREEN WAS MY VALLEY”

AT THE ROXY...“WEEK-END IN HAVANA” *In Technicolor*

AT THE PALACE...“MOON OVER HER SHOULDERS”

AT THE NEW YORK...“RIDERS OF THE PURPLE SAGE”

AT THE MAYFAIR...“WILD GEESE CALLING” and “GREAT GUNS”

AND COMING TO THE GLOBE...“SWAMP WATER”

“How GREAT Was My Valley!” says Walter Winchell

Watch that Week-end... and the week!

“A welcome surprise!”
—N.Y. Herald Tribune

“You can’t do better!”
—N.Y. Daily Mirror

Zane Grey for boxoffice action!

And “Wild Geese” is going Great Guns!

The sensation of St. Louis soon will sock New York!

ONE-WAY TO PROFITS
substantial payment a few months ago under the 1941-42 agreement. Sum fixed for remittances last Spring was $2,400,000.

Some sources say major companies currently have close to $2,000,000 frozen in Australia with the figure liable to swell to $6,000,000 in March.

"Watchful Waiting" Policy For Four on Minn. Selling

(Continued from Page 1)

law. They also are watching the results of Paramount's success in obtaining relief from these provisions of the consent decree relating to trade shows and sales in blocks of five.

It is reported that no decisions have been made by any of the companies to follow Paramount's procedure. As one top executive put it, "We are just biding our time to see what happens."

Pittsburgh V. C. to Fete Harry Kalmine on Nov. 24

(Continued from Page 1)

zone manager of Warner theaters in this territory to general manager of Warner theaters throughout the United States, on Nov. 24, in the main ballroom of the William Penn Hotel here. Committees for this affair, on which Kollenberg has been made general chairman, will be appointed later.

Name Lamasky for Prexy

Chicago — Film Exchange Employees Union has nominated Sam Lamasky of the Columbia Exchange for president, Rod Rodman of Warners for vice-president and Ken Stem of Columbia for secretary-treasurer. Election will take place today.

Edward Sadwick Alice Day Reinhold Schauz Marguerite Morris Mona Mraz Joe Cobb Herman J. Mamakiewicz

NOVEMBER 7

NOVEMBER 8 Ted Hedey

NOVEMBER 9 Hedy Lamar Forrest Halsey John Miljan

DATE BOOK

Friday, November 7, 1941

Nov. 7-8: Republic regional, Chicago.
Nov. 7-10: Lambs' installation gala.
Nov. 10: South Dakota Theater Owners Association conference, Carpenter Hotel, Sioux Falls.
Nov. 13: N. J. Allied dinner-meeting, Restaurant, Paterson.
Nov. 14-16: Universal sales meeting, New York.
Nov. 17: Jack Benny testimonial, Broadmoor Hotel, Philadelphia.
Nov. 17-18: ATG of Indiana convention, Hotel, Indianapolis.
Nov. 17: Philadelphia Motion Picture Foundation dinner, tumblr, Bellevue-Strafford.
Nov. 18: Canadian Picture Fitters convention, King Edward Hotel, Toronto.
Nov. 19: MP Associates dinner-dance, Hotel.
Nov. 21-22: Paramount district manager mixer, Drake Hotel, Chicago.
Nov. 24: Variety Club of Cleveland Thanksgiving Banquet.
Nov. 24-25: Iowa-Nebraska Allied convention, Des Moines.
Nov. 25-26: ITO of Ohio convention, Colonnade Hotel, Columbus.
Dec. 5: Chicago Warner Club dinner-dance, Morrison Hotel.
Dec. 6: Lambs' dinner, Waldorf-Astoria.
Dec. 12: D & K Employees Association dinner-dance, Stevens Hotel, Chicago.
Dec. 15: Variety Club of Texas induction dinner.
Dec. 20: Variety Club of Texas Christmas dinner.
Dec. 31: Variety Club of Texas New Year Eve celebration.
Jan. 13-14: Theater Owners of North and South Carolina convention, Charlotte.
Jan. 19: Chicago REAL Fellows Club dinner-dance, Congress Hotel.

Chapman Switches to RKO

Grand Rapids, Mich.—Sid Chapman, sales manager for Warner Bros with headquarters in Detroit, is now affiliated with RKO, covering the West Side of Michigan. Ralph Peckham, former Detroit branch manager for Grand National, has taken over Sid Chapman's territory for Warners.

Bingo Bango!

Newark, N. J.—William J. Patterson, candidate for sheriff of Essex County and return of Bingo platform, was defeated by George Becker, 9,885 to 47,639, Patterson played heavily on his Bingo stand. The game was outlawed early in the year. A Democrat, he trailed the party's Senate and Assembly candidates from the county by several thousand votes.
Samuel Goldwyn's
THE LITTLE FOXES
CITIZEN KANE
LOOK WHO'S LAUGHING
ALL THAT MONEY CAN BUY
SUSPICION
Walt Disney's DUMBO

and now...

MORE MONEY SHOWS FROM RKO RADIO
THE THIRD FIVE FOR 1941-42
KAY KYSER in "PLAYMATES"

with

JOHN BARRYMORE
LUPE VELEZ
GINNY SIMMS
MAY ROBSON • PATSY KELLY
PETER LIND HAYES

and

KAY KYSER'S BAND

featuring Harry Babbitt • Ish Kabibble • Sully Mason

Produced and Directed by DAVID BUTLER
Screen Play by James V. Kern

Do your Christmas booking NOW for the greatest holiday attraction on record!
Broadway's child sensation brings to the screen what she had to wow New York in the stage smash, "Panama Hattie."
"WEEK-END FOR THREE"

with
Dennis O'Keefe
Jane Wyatt
Philip Reed
Edward Everett Horton
Zasu Pitts
Franklin Pangborn

Produced by Tay Garnett
Directed by Irving Reis
Screen Play by Dorothy Parker and Alan Campbell
from Story by Budd Schulberg

A showman's booking worries fly out the window when a sure-fire comedy, like this comes along!
A heat wave of entertainment... singing, dancing, comedy, drama, romance... A top bracket show all the way...

"FOUR JACKS AND A JILL"

with

RAY BOLGER

ANNE SHIRLEY

JUNE HAVOC • DESI ARNAZ • JACK DURANT

EDDIE FOY, JR. • FRITZ FELD • HENRY DANIELL

Produced by JOHN TWIST
Directed by JACK HIVELY

Screen Play by John Twist
"A DATE WITH THE FALCON"

with

GEORGE SANDERS
WENDY BARRIE
JAMES GLEASON
ALLEN JENKINS
MONA MARIS

Produced by Howard Benedict
Directed by Irving Reis
Screen Play by Lynn Root and Frank Fenton
Based Upon the Character Created by Michael Arlen

... Second in the thrill series starring the man who played "The Saint."
... An ace for action, mystery, melodrama . . .

THE THIRD FIVE FOR 1941-42
Canadian Industry Meets on Pegging

(Continued from Page 1)
dpending wages for remainder of war.
A committee was appointed to deal with developments, following receipt of further information on the subject. Points of the committee are J. J. Fitzgibbons, present of Famous Players, with members comprising Nat Taylor, Louis Reisenfeld, J. P. O’Loghlin, Ben Goldsaler, Harry Alexander and F. Tolchard, secretary.
O’Loghlin and Rosenfeld represent distributors and Goldsaler the exhibitors.
Taylor, general manager of 20th Century Theaters, was re-elected president of the Motion Picture Sec
on for a third term.
hoenixville Clearance But Asked by Pizor-Coane

(Continued from Page 1)
phia tribunal, charging that the picture's premiere was over a Colonial is unreasonable.
The Colonial now follows Phila
phia first-runs by 28 days and complaints ask that the clear
ce be cut to 21 days. The five
mentaries are named in its complaint.
continue Linden Arbitration case Hearing in Washington
Washington—Hearing on the arbi
ation complaint of the Linden the-
er, Baltimore, over clearance and the Met continued yesterday with owners of the Linden trying to
ve that it is not in competition with the Met. It is trying to
t the area is highly competi
tive and that the Linden enters
area with full knowledge of the situa-
tion. James V. Hayes and Robert
Sher are counsel for the Linden.
Meantime, Francis W. Hill, Jr., presi
der of the Washington Theatre
Association, has been named ar-
trator in the case of the Charles
ler at La Plata, Md., over clear-
s granted the Sidney Lust-owned theater at Morristo.
folle Kauam A.M.’s Coast Rep
East Coast Bureau of THE FILM DAILY
Hollywood—Wolfe Kaufman is re-
ing as Hollywood representative to
weekly to become movie critic
M, new Chicago daily.

Three Metro Shorts Directors Advanced
West Coast Brv, THE FILM DAILY
Hollywood—Metro is advancing three shorts directors in a major classification. They are Frederick Wilcox, Frederick Zinnemann and Jules Dassin. Latter’s first feature assignment is “Out of the Past,” formerly known as “Salute to Courage.”

REVIEWS OF FILMS

“Four Jacks and a Jill”
with Ray Bolger, Anne Shirley, Desi Arnaz.
RKO.

FANCIFUL MUSICALLY A BAND.
A GIRL, AND A PHONY KING IS AVER.
EMPTIES A PIGEON-HOLE.

There is a curious quality about this
musical. It has a number of factors which
would have sent it over the top as a film
but, in its own right, does... good title, tuneful score and a cast whose
potentials are never fully utilized.

For his singing he only gets a J. H. Hively’s initial effort as a director. Twist, who
has been one of the crack scripters on the
RKO lot, also did the screenplay. But his
impressive little tale hardly makes the grade under Jack Hively’s standard direc-
tion.

The great dancing star, Ray Bolger, has
the romantic lead and is quite satisfying as Nifty, the piano player, in love with
Anne Shirley. Bolger opens the film with
song and dance number, “I’m in a Good
Shape for the Shape I’m In.” Lot of foot-
age goes by before he does another number, but the popular prize doesn’t flow,
nevertheless. His Miss Shirley, while she is attractive and cute, she is not strong enough to stand up against the dancing star.

On the other hand, June Havoc, an
excellent comedienne, who was taken from the Broadway show, “Pal Joey,” clicks with her first film appearance in the comedy should be seen. Aside from number, she gets lit-
tle to do which is regrettable. Jack Durant, also it just can’t seem to do anything, is
well in too brief a role as the gangster.

Desi Arnaz is the slick and phony king. The film begins well and with a few
jokes at the end of the film.

Yarn is about the Four Jacks who get a
job in a night club because Nina (Anne
Shirley) tells the owner she sang before a
famous king. The phony king finds it con-
venient to drop in at the club to escape
the gangster who is after him because he is playing around with the gangster’s girl.
Complacent crop up and are just about set-
pled when the real king enters the night
club and is immediately attracted by Nina’s
Nina says “I’ll be back there.”

Supporting cast is good. Eddie Foy, Jr.,
Jack Briggs and William Bles deserve men-
tion as the other members of the band.

Mort Greene and Henry Revil have
knocked off a couple of catchy numbers.
Big one will probably be “Boogie Woogie
gang,” then there is “Karjina,” “Where
over You Are,” “You Go Your Way” and
She’s the Detroiter on the Bumpy Road to
Love.”

CAST: Ray Bolger, Anne Shirley, Desi
Arnaz, Jack Durant, June Havoc, Jack
Briggs, Eddie Foy, Jr., William Bles, Henry
Davison.

CREDITS: Producer, John Twist; Direc-
tor, Jack Hively; Original, John Twist; Ad-
ditions by Elia Kazan and Screenplay by
Monte Brice, Milton Krabick, Robert
Remington; Music and Lyrics by Jule
Russet; Editor, George

DIRECTION, Standard, PHOTOGRAPHY, Good.

Leah Klar Leaves RKO
Leah Klar, for many years secre-
tary to Roxy but more recently in RKO Radio’s foreign department, has resigned.

“Date With the Falcon”
with George Sanders, Wendy Barrie, Allen Jenkins.
RKO.

ANOTHER INTERESTING CRIME AD-
VENTURE OF THE FALCON. FILM IS
BALANCED NICELY WITH COMEDY TO
MAKE AN ADEQUATE PROGRAM PIC-
TURE.

Casting comedy and melodramas, George
Sanders’ latest adventure as the Falcon is
up to par for a general program feature.

For a detective yarn, the script fails to
generate enough suspense and build-up
situations. It appears the writers can’t
make up their minds the type of personality the character is. Film is a little pace
d and a more logical plot development.

CAST: George Sanders, Wendy Barrie,
Raymond Massey, Possie Sitting, Victor
Killian, Frank Moran, Russ Clark, Eddie
Dunn, Ed Gargan, Alec Craig, Frank
Marlhe.

CREDITS: Producer, Howard Benedict;
Director, Irving Reis; Screenplay, Lynn
Roor and Frank Fenton; Cameraman, Robert
Frederick; Film Editor, Harry Marker.

DIRECTION, Standard, PHOTOGRAPHY,
Good.

“Village” Appeal Wednesday
Hearing will be conducted Wednes-
day by the Board of Regents for an
appeal for a review of the state cen-
sor’s refusal to license “The For-
rin Village,” the John Steinbeck
Herbert Kline documentary film of
Mexican life. The American Civil
Rights Union will file a brief with the
Board of Regents at that time.

Blake Starts Quiz Shot
“Kitchen Quiz,” second of a series
of one-reel quiz shorts being
produced by B. K. Blake for Colum-
bia release, went into production yester-
day at the West Coast Service
Film, East and Polly, will be
featuring, with Charles Harton
doing the camera work.

Extended Runs Hold Subsequent Menance
Milwaukee—A shortage of subse-
quency runs for out-of-town pictures here as a result of long hold-overs of
pickers by Fox first-run houses.
Fox, which has not yet removed
from the area, has been playing pictures for an extended time in its Palace, Wisconsin
and Thalian Theatres.

“Honky Tonk” and “The Feminine
Touch,” for instance, are in their
third week at the Palace. “A Yank
in the R.A.F.,” played the Wisconsin
for two weeks and then the Strand
for an additional two weeks, while
“You’ll Never Get Rich” ran one
week at the Palace and two at the
Strand.

Up until the reopening of the
Riverside two weeks back, the War
er was only first-run clearing the Susa
days. Apparently, the Uptown in the heart
of the business section and made off
with $400 in bills.

Gaining entrance to the theater
before business hours by tells the
assistant manager, Dave Hollenbach,
they had lost a purse in the show
the previous night, the gumen then
tied up Hollenbach, the theater’s
auditor, Kenneth Goodwin, and an
officer, Catrhythm Young, with
shoestrings they brought with them
and made the three theater employes
take in a Mexican Radio, took the
cash from a deposit sack.

The Uptown is one of a chain
operated by Virgil Jackson and John
Murphy.

Powell in Auto Crash
Detroit—Charles H. Powell, state
salesman for National Screen Ser-
vice, is in Hurley Hospital, Flint,
with serious injuries received in
an automobile accident near there.

Two Top Grid Games To Be NBC Telecasts
Two of the nation’s top football
teams, college and pro, will be tele-
cast by NBC’s Station WNBt next
week. The Washington Redskins,
leading the Eastern division of the
National Professional Football League,
tangle with the Detroit at Ebbets
Field on Sunday beginning at 2 p.m.
The Wolverines of the University
of Michigan, led by halfback Bob
Little’s Columbia Lions on Nov. 15,
at 2 p.m., under the electric scrutiny
of the NBC cameras. Ernest 
Fraser will be the football commen-
tator for both contests.
Theaters Turn Over $943,684 to USO

(Continued from Page 1)

including theater contributions totaling $1,114,85. A total of 10,605 theaters were enrolled in the campaign.

Bernhard told Dewey that $2,712.16, representing collections from 35 theaters, is in transit. An additional $80,000 is anticipated from the balance of 2,729 theaters, which have still to send in their final figures making the grand total to $1,000,000.

The Industry's Distinction

USO headquarters praised the film industry as being the only one of its numerous units to play a return date for the boys in uniform, who are the beneficiaries of the collections. The industry did an all-out job during the original campaign at the formation of the USO, and then did an encore by remaining its own USO Theater Week.

The campaign was the most successful in the industry's history, both in enrollment of theaters and in money raised. Another outstanding feature was the speed with which it was organized, all the theaters having been enrolled in just five weeks' time by A. P. Waxman, campaign director, and his co-director, Harry Goldberg, advertising manager of Warner Bros. Theater Circuit.

Indies in Best Showing

Independent theaters made the best showing, 5,676 Indies remitting $492,639.24. Paramount and Warner Bros. were neck and neck for second place. Paramount remitted $173,130.20 for 1,151 theaters. Warner Bros., with just 470 theaters, was noted out by Paramount by exactly $132,413. Warner Bros. led the field by a wide margin in the average outlay per theater.

Fox (National Theaters) came in fourth place, with 451 theaters remitting $86,130.15. RKO remitted $47,210.13 for 50 theaters, outside of Greater New York. Loew remitted $14,450.28 for 48 houses outside of Greater New York. The RKO and Loew averages were brought down because their theaters in Greater New York did not participate in the return date campaign, having cooperated in the original first-run drive.

Bernhard last night credited the success of the campaign to the support of the trade press, and to the 31 teams of co-chairmen. Each team was made up of an outstanding exhibitor and branch manager in each of the 31 key cities, who directed the USO committees in the field.

Leaders In Campaign

The Motion Picture Theaters Drive had Ed L. Kuykendall, Martin G. Smith, and Nathan Yamins as its co-chairmen. Abe Montague was chairman of the Distributors' Committee, "Red" Kann was chairman of the Trade Paper committee, Herman Robbins was chairman of the Trailer Committee, and L. H. Goldenson and Montague Gwathmore served as treasurers. A. A. P. Walker was chairman of the Ways and Means Committee, and Harry Goldberg was vice-chairman.


300 Additional Theaters Sign for Monogram Pix

Approximately 300 additional theaters have been added to Monogram's books with the closing of important circuit deals in the last few days. They include the Griffith circuit of 164 houses in Oklahoma, Texas and Missouri; Comerford-Pope, with Theatres in Pennsylvania and New York; the Everett circuit in Charlotte and the Frisina circuit in St. Louis.

Secretary of Labor convention in Seattle, union heads reached an agreement to designate a special representative of the AP of L Executives Council to take care of temporarily lost IATSE up to the conviction of George E. Brow and Willie Boff.

As explained by a source close to the AP of L labor hierarchy, to Federation feels it cannot afford to luster pending which would result from a free all control of the IA. Representatively it said, would be given a fair hand to clean up the internationals. The AP of L would not join in, however, is disputed in IA copies here.

Local 244 Receives Special Award

(Continued from Page 1)
directs Louis Kaufman and other officers to show cause why they should not be enjoined from exercising the official duties.

The hearing was adjourned at the request of Warren Dixon, John, counsel for the local's members seeking to receive the union. Dixon expressed the hope that theavr will inquire into circumstances and manner of obtaining affidavits which were filed with the union's answer to the suit.

Dixon and Andrew Crummy, defense counsel, joined in the application in the Chancery Court to supervise the nomination and election of union officials. Nominations for officers will be made upon Wednesday and elections for president, vice-president, secretary and treasurer will be held Dec. 8. Crummy, who will act as he will name William J. Brennan, Jr. as supervisor.

It was explained that Brennan be empowered to lease voting machines for the election but the Court could not expand the necessity of an action with an officer of court's charge.

"U" Sending Exploiteers To Top Keys For 'Flying'

A crew of experienced advance men will prepare campaigns on Universal's "Keep 'Em Flying" in top key city openings. Special material has been prepared for the Abboti and Costello picture and with in with a national campaign.

Sidney Davidson will be in charge of the road exploiteers who will be placed in 50 cities throughout the country. Davidson, who flew in from the Miami, will handle the campaign on "Buck Privates."

Flu Fells Carole Landis

Hollywood—Carole Landis is confined to her home by an attack of flu. She collapsed on the set.

Hollywood Harland Holmden Ma
Be IATSE President

(Continued from Page )
Kalmenson Elected Head Of Movielab's 'Narcotics' Division

President of Warner Bros., will in an advisory capacity set up matters of distribution policy and Kalmenson will consult with him whenever it is deemed needful, the Warner announcement stated.

New Pal Puppette Will Be Thanksgiving Booking

East Coast Bureau of THE FILM DAILY

Hollywood — "Rhythm in the dark" George S. Kaufman's American produced Puppette, has been competed at Pal's Hollywood studio. The picture, planned in black and color, stars Little Jan, modeled after Bob Hope.

The finished prints are being rushed to New York for Thanksgiving week bookings in the key cities. Hilmam Edison's music is featured. The Puppette is based on an original story by Jack Miller and Cecil Earl.

ool Pantheon and Palace

Toledo Under Skirballs

Toledo, O. — Panpel, Inc., is the name of the corporation formed to own the Pantheon Theater, formerly operated by Smith, Beider & Kumm, and the Palace Theater, operated by Skirball Brothers, with the latter to have complete management control. Both Toledo downtown houses will now show first and second-run picture plays. The Palace at some time. The Pantheon was operating on a last-run in the city at 15 and 20 cents, while the Palace has been charging 20 and 30 cents, present prices for first-run pictures, including State and Federal taxes.

The Pantheon and Palace will show the product of practically all the film companies on a day-and-date multiple run-second run with the very large neighborhood second-run theaters, the State, owned by the Leishman-Kroetz interests, and the Colony, operated by Associated Theaters Corp. (Myer Fine), Cleveland.

on Woods Transferred

Chicago — Don Woods, Warner salesman in Kansas City, has been transferred to the Chicago ranch and will cover downtown results, succeeding Sid Rose, promoted to district manager.

Usherettes in Smocks

Dartmouth, N. 5. — Usherettes have replaced ushers in the Dandies and Mayfair, the two local theaters, operated by Franklin & Herschore. Striking smocks have been supplied the girls, instead of uniforms, saving expense and the time involved in changing.

"V.C." Used to Stand for Victoria Cross, But—Now "V" Is for "Vision," and "C" Is for Carrot

At 6 p.m. last night over RCA wireless, the British Press Service wirephotographed three new characters based on the vegetable carrot created by Walt Disney in Hollywood for the British Ministry of Food. Latter requested the characters by Disney as a part of a vitamin campaign urging civilians and members of the armed services to improve their diets, knowing that consumption of that vegetable is beneficial to the sight both of civilians during blackouts and flyers at night. The Disney characters are Dr. Carrot, Clara Carrot, and Carrotty George. All bear the magical Disney touch.

"Skylark" Premiere Opens Red Cross Center Tuesday

Fort Monmouth, N. J. — Paramount's "Skylark," has been chosen by the National Red Cross to open its newest recreation center here on Tuesday, Armistice Day. Many high-ranking Army officers, National Red Cross leaders, and screen notables now in the East will attend the inaugural of the new center, which is the first of more than a score to be set up across the country. The initial one is for convalescent soldiers.

The premiere, which has been termed "the smallest premiere for the biggest cause," will have as the nucleus of its audience approximately 200 convalescent soldiers. From 10 to 11 p.m., as part of the ceremonies, all national radio networks will combine to broadcast a special message from President Roosevelt which will be delivered by Vice-President Henry Wallace. Additional radio talks will be made by Norman Davis, National Red Cross head; Secretary of War Stimson and Secretary of the Navy Knox.

Recreation centers will be opened in all major cemtomates in the U. S., Puerto Rico, Hawaii and Alaska.

Local 702 Strike Called Unjustified by Jeeffe

Strike called by Local 702, Lab Technicians, against Movielab Laboratories continued yesterday, with the threat of a walkout. The reason for striking is that the strike was unjustified because he offered to arbitrate despite the fact major of his employees were not mem-

bers of the union.

Jeeffe asserted his company was not against unionism and was willing to arbitrate but it was unfair for his company, a smaller lab, to be up to the same wages and condi-
tions for the major labs.

John Rurje, union proxy, denied that the union was offering the same contract to Movielab which was offered Jeeffe. Con-

venience offers to arbitrate, Rurje pointed out the case was before the State Mediation Board for about weeks and that Movielab refused to accept the verdict handed down by

Allee to Service Roxo

Allee Service has been appointed to service the sound projection equipment of the Roxy Theater. Irving Leiser, manager-director, and Jerry H. Littenberg, Allee supervisor, negotiatcd the deal.

Hold Funeral Today for Father of Mrs. Einfeld

Funeral services for Samuel Band, 71, father of Mrs. S. Charles Ein-

dfeld, wife of Warner's ad-publicity chief, will be held at 11 a.m. today at Universal Chapel, 52nd St. and Lexington Ave. Band, one of the founders of the storied laundry industry, 1920, died recently in New York Hospital following a two months' illness.

The service, in addition to Mrs. Ein-

dfeld, is for his widow, Annie; two sons, Philip and Samuel, both of New York; children-in-law, Mr. and Mrs. Elinor, Mrs. Rosner, Washington, and Mrs. Ruth Silverstein, Flushing. The Band residence is at 165 Lincoln Road, Brooklyn.

Stars to Attend Opening Of "International Lady"

United Artists home office an-
nounced yesterday that among those who have already reserved seats for the premiere of Edward Small's "International Lady," to be held on Monday night at the local Criterion Theater, are Lana Turner, Bruce Cabot, William Tabbert, Adrienne Ames, Lanny Ross, Hildegarde, Lincoln Wells, Sheila Barrett, Louis Hayward, Dick Arnaz and Commission-

er License Samuel Moss.

Only the loges at the Criterion are being sold for the premiere, the remainder of the house being available to the public at popular prices. Monsieuse, who is starred in the picture, will be accompanied by George Brent and Basil Rathbone, will appear in person at the initial performance.

Split Film, Stock Policy Set for Strand, Hudson

Albany—In the first upstate ven-

ture of its kind in years, Harry Donaldson, who operates the Strand, Hudson, and a string of associated theaters, will bring a stock company to the theater four days weekly for four weeks.

Lamont will continue subsequent-

run pix Sunday through Tuesday, using stock company cast of 10 persons, Wednesdays through Saturdays, Company will be headed by Jane Laurie and by Bill Sherihan of the Henry Aldrich radio show.

Reopen in Estherville

Estherville, Ia.—Marvin Parkinson and Jack Miller, Spencer operators, have taken over, the closed Holly-

wood theater.

Distributors Ponder Indian Restrictions

DAILY, the Government of India was contemplating freezing 50 per cent of the remittances to distributors, according to Hays office spokesman, are resigned to having the funds frozen in India. Law is supposed to go into effect any day. Remittances from Burma and Cey-

lon will also be hindered.

Government in India has been con-

cerned over the amount of revenue leaving the country. Last year they drained the districts to reduce their imports by 25 per cent. In Sep-

tember, the Government took a further step and reduced imports another 25 per cent.

As has been the ease in the past, where import of pictures is restricted, those that are distributed make more money. Accordingly, India of-

cials decided to freeze the remit-

tances 50 per cent. Distributors, figure such a move would set a bad precedent throughout the British Empire.

India would be only country placing a ban on imports as well as restric-

tions on remittances.

"Juke Box" Industry Faces Sharp Curtailment by OPM

Washington Bureau of THE FILM DAILY

The remodeling of the manufacture of nickel-in-the-slot machines is indicated here by OPM officials.

The nickel-in-the-slot industry, it is estimated, used last year about 8,500 tons of materials needed for this purpose. Some 5,000 tons of it was steel and the rest copper, rubber, zinc, lead and other metals.

Possibility of the manufacturers switching their efforts to ordnance, such as bombs, bomb sights, and incendiary bombs is understood to be under consideration.

Thompson Buys Sherlock

Houtzdale, Pa. — Effective Nov. 15, the Sherlock Theater here will change ownership. Operated by Carl Sher-

ekol for more than 25 years, this house was taken over by V. F. Scott about a year ago, and has now been purchased from Scott by H. J. Thompson, who operates theaters in Bellefonte, Clearfield, Coalport, Car-

evilles, Stoneboro, Madera and Watsonsont, Pa.

Drive-In Is Ride-In

Buffalo—Buffalo Drive-In Thea-

ter in Harlem Road, Cheektowaga, is a "ride-in" as far as Marie Hutter. 15, is concerned. She drives on her horse, which proudly heads for the concession stand that sells such things as sundaes until someone, knowing her sweet tooth, unwarps lumps of sugar and feeds them to him.
Browne-Bioff Convicted, Jailed; Plan Appeal

WHO'S WHO IN HOLLYWOOD
• • • Introducing Interesting Personalities


Detroit Students Want B. O. Price Concessions

Detroit—For a special reduced rate for school students above the children's admission level is made in letter box column letters here. Letters come from school children, and is largely based on the plea that the studs are small and they should have special consideration in order to be able to attend pictures regularly. Students' admission prices are practically unheard of in Detroit, although experiments have been made with them in upstate cities.

Corren said, "Put yourself in place of them. They had to go to business with hoodlum who controlled the labor situation. What would you do if Bioff presented himself at your door for tea? Would you kick him out? I don't think so. You would probably have acted the same way they did."

The prosecutor explained the personal relations of Joseph Schenk with Bioff as the result of a "shakedown." Schenk, he said, no more willingly loaned Bioff $100,000 and paid for his European trip than RKO donated furniture for Bioff's home. Schenk never turned over a share of his card winnings to Bioff and the latter's testimony to that effect was a falsehood, Corren asserted.

Revive Milwaukee Ball

Milwaukee—Annual Motion Picture Ball, non-existent during the past 24 years, is to be revived Monday at the Eagles Club under the direction of Local 164, Operators.

Kirsch Heads Chi. Film Com. on National Defense

Chicago—Jack Kirsch, Illinois Al- lied proxy, heads the Film Committee to coordinate with the Chicago Commission on National Defense. He says theaters will co-operate fully in the Chicago territory.

Doubts on Bioff's Citizenship

"Grave doubts," were expressed by Corren on the question of Bioff's citizenship. Browne was described as the "key man because he had the power to call strikes." The Government has not yet determined the identity of "the boys from Chicago" who had shared in the extortion payments with the exception of "the comparatively unimportant Nick Dean," the prosecutor disclosed.

"Escort Girl" and "Wasted Lives" Nixed

By Chicago Censors; Two Films "Pinked"

Chicago—The Chicago Censor board, inspected 114 films, representing a total footage of 4,320,000 feet, during the past month, rejected two films, "Escort Girl," submitted by Continental Film Exchange and "Wasted Lives," submitted by Marx Film office. Seventeen cuts were made and two films were "pinked." One hundred and fourteen films were inspected.

Shanghai Preference Progress Reported

(Continued from Page 1)

board is composed of one American, one Englishman and three Chinamen. The motion picture situation is said to be clear up in Shanghai and it will probably be cleared up by the end of the month.

Montreal Exhibs. Facing Kid Admission Charges

Montreal—Officials of the Attorney-General's Department announce that steps will be taken to prevent a further increase in the number of theatres that will be forced to admit children under 18 years of age.

Inquiry in the cases of several Montreal theatres accused of presenting vaudeville shows on Sunday contrary to law is proceeding. By the end of October, the Provincial Police began a drive against theatres giving Sunday stage show and allowing juveniles into the premises in contravention of law. The question of Sunday shows in cabarets and night clubs was also noted. As the clarity of their legality compared with stage presentations has been brought out in the Attorney-General Department.

The prosecution forecast by Quebec sources are apparently based upon the evidence obtained here about a week ago. The drive was held last week-end and further prosecutions are expected.

In each case, it was learned that the Attorney-General's signature, or that of his designated deputy, must be obtained for the examination of the procedure of listing cases, evidence and complaints here, the transfer of cases from Quebec to the Federal court for study and action, and their return to Montreal, would explain the delay between the date of the offenses and their commitment and the time the Attorney-General confirmed the prosecution under the Sunday Observance Act.

Starlight 16 mm. Film Co. Planning Newark Studio

Newark, N. J.—Starlight 16 mm. Film Co. which plans to distribute home movies through independent dealers, has leased the upper part of a building at 229 Springfield Ave, and will remodel it for use as a studio. Distribution of the pictures will be conducted on a national basis.

"Eternal Gift" in Woods

Chicago—First Loop showing of "The Eternal Gift," has been set at the Essaness circuit's Woods Theater, opening Nov. 17.
Feinberg Says Business Is More Than Double That Of Previous Fiscal Span

United States Air Conditioning Corp., Minneapolis, enters its 18th year in the theater air conditioning field with a record of having more than doubled the business of the previous fiscal year, according to A. Feinberg, president. "Not only has it been the biggest year in our history in sales of equipment to all kinds of commercial and industrial concerns, but it marks the period when we passed the 8,000 mark in theater installations representing more than half of the theater business.

Lighting Executives Hold New York Meet

Partly as a result of the demand for high lighting efficiency to maintain national defense production schedules, some 60 lighting executives from leading concerns within and outside of the electrical business in the New York area attended a fluorescent lamp conference on Wednesday night at Manhattan Center. The purpose of the meeting was to discuss the advantages of the new fluorescent lamps in various fields of application.

RCA Named Rectifier Distrib. Benwood Linze Co. Informs Trade of Step

St. Louis — RCA Manufacturing Co., of Camden, N. J., has taken over both the domestic and foreign distribution of B-L motion picture rectifiers manufactured by the company, according to an announcement sent recently to motion picture equipment distributors and dealers over the signature of Harold J. Wane, president of the company. Although the pact was

Bernhard Acts to Assure Consistent Supplies for Whole Exhibition Field

Although defense priorities may curtail theater maintenance commodities to a certain extent, executives of the Warners Bros. Circuit anticipate no serious difficulties in obtaining the necessary materials and equipment to keep their houses in good repair. With a view to assuring constant availability of the essentials for proper theater upkeep, Joseph

New Process Spurs 3-Dimensional Pix

Cambridge, Mass.—A new kind of photography which is formed partly of light rays themselves, and based upon the development of a secret material, is being hailed here as

Sonotone’s Nine-Month Net Shows Big Improvement

Sonotone Corp. (hearing aids) reports for nine months ended Sept. 30, 1941, net profit of $282,316 after charges and Federal income taxes,

Ritz Put On by WB

Wilmington, Del.—Walters’ Ritz Theater, newly furnished and equipped, opened here on Oct. 30. No official ceremonies attended bow, other than special trailer welcoming audience to the theater. First night crowd expressed delight over the house’s facilities, particularly the new, wider seats. A large number of WB circuit execs attended.
Materials Already Bought For New Crescent Nabe

Nashville — Materials subject to presentation have been purchased and delivered at 25th Street and Irwin Avenue, for the Crescent Amusement Co.'s new neighborhood theater on Franklin Rd., near Berry Lane, and construction may proceed without delay when contracts are awarded.

The contractors have already at the site and surfaced the parking lot adjoining the proposed theater. The new theater, estimated to cost from $150,000 to $200,000, will be similar to the Belle Meade, constructed by Crescent in the West End section last year.

Manos Plans to Put Up Another House in Ohio

Lisbon, O.—George A. Manos of Columbus, owner and operator of a number of theaters in eastern Ohio and the upper Ohio Valley, including the Manos and the Rex here, has announced plans for a new theater and landscaping plan for his properties in between Lebanon and Columbus in the area.

The modern brick, tile, and concrete construction will provide seating capacity for 500 cars.

New Firm Will Promote "Dishes" for Theaters

Sebring, O.—Ware Associates Inc., of this city, has been organized to handle the product of the Limegos China Co. through novelty sales promotion methods, particularly through theaters.

Incorporators are Barney Rose, Cleveland; Israel Isenber, Boston; W. J. Phillips, president, and Harrison Keller, vice-president of Limegos.

Fills Low's Order

Cincinnati—The Cincinnati branch of National Theater Supply Co. has sold Low's, Inc., Simplex-Et-7 projectors for its Broad Theater, Columbus; and for its Loew's Theater in Dayton.

Vance In New Post

Chicago—Thomas Vance has joined the Stewart-Flinton Co. of Indianapolis as sales manager. Vance was associated with Vance Thompson, well known to the film trade.

CAC's New Plaza Opens; Harrington Is Manager

Humboldt, Tenn.—The new Plaza Theater, owned and operated by Chickasaw Amusement Co., W. F. Ruffin, president, is now in regular schedule after a very successful opening with Wayne Harrington as manager.

The new house, a 1,000-seater, expects to draw from the Wolf Creek area and the Ordonez plant now under construction, W. F. Ruffin, president of Chickasaw, states that he will continue to operate the Rex Theater.

Baxter's Rebuilt Stand Has Debut in Houston

Houston — The Plaza Theater, owned by L. C. Baxter, which was destroyed by fire in July, has been rebuilt and reopened in Park Place. The new theater is air conditioned with Chrysler Air-Temp refrigeration. The seats are of the American "Boxform" type, and the latest model Super-Simplex sound and projection machines have been installed.

Hyde & Williams Chosen To Design the Norwood

Detroit—Associated Theaters Circuit has selected Hyde and Williams as architects for the new Norwood Theater which they will erect on Woodward Ave. to replace the house which was razed for street widening.

Long Sign Co. has been awarded contract for marquee and sign.

Simplex Hi-Lamps In Aircraft

Franklin, Ind. — Trueman Rembusch has purchased two pairs of Simplex Hi-Lamp houses for his Aircraft Theater here.

New House by Eagleton

St. Louis.—A new 700-seat theater for Savannah, Ill., is to be erected by Frank R. Eagleton and associates of Springfield, Ill.

ECONOMY

Four or more years of operation without maintenance costs—is not unusual for a Motograph, and yet initial cost compares favorably with other projectors, Investigate now.

See your local independent Venable supply dealer.

FOR LOW COST DAYTIME, COMFORT LUNCH DENNIS ZEPHYR LUMBER CO.

**FOREST MANUFACTURING CORP.**

200 Mt. Pleasant Ave., Newark, N. J.
The sixty year record of "National" carbons is one of steady progress and improvement. Further progress and continued leadership in the Motion Picture Industry are assured by constant research and an intensive development program.

The words "National," "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.
Film House Upkeep is Held a Certainty

Bernhard, vice-president of Warner Bros. and also president of Warner Bros. Circuit Management Corp., recently made several trips to Washington to present the situation to the heads of the Office of Production Management. Bernhard is said to have received assurances that the OPM, appreciating the important role played by the country's movie theaters in promoting and safeguarding national morale, would give exhibitors every consideration in the matter of priorities.

Principal items which Bernhard asked the OPM to keep in constant supply for exhibitors include: Screen, projection elements, reducing equipment, radiator oils, carbons, Freon gas, rubber mats, carbon tetrachloride, toilet fixtures, metal toilet partitions, hardware, electric motors, electric cable and wire, manila rope and denatured alcohol for poisons.

In his capacity as chairman of the Theater Division of the Motion Picture Committee Cooperating for National Defense, Bernhard calls upon exhibitors to do their share by economies in the use of commodities which are scarce. He urges resourcefulness in adapting available materials to various uses and a keener eye on upkeep so that minor deterioration which can be corrected with minimum repair is not permitted to expand into a situation requiring major replacements. And he advocates more sparing use of articles employed solely for display or unnecessary "flash" as compared with materials that are indispensable in the adequate maintenance and operation of a theater. He also recommends more salvaging of articles that have been totally discarded in the past.

The Warner circuit, with Harry M. Kalmie as its newly appointed assistant general manager, already has set about to adapt itself to the new conditions resulting from the national emergency.

"Keep the theaters bright and comfortable will continue to be an important byword of the circuit."

Eastland's Order Filed

Cincinnati—Installation of Simplex Four-Star sound, Simplex projectors, Simplex high-lamps, National rectifiers and a Walker screen have been made by National Theater Supply Co. for Eastland Theater, Eastland, O.

III. Stand Opens in May

St. Louis—The Anderson Circuit plans to open the 500-seat under construction in Wilmington, Ill., about May 1, 1942.

Ala. Stand Gets Carpet

Atlanta—The Rita Theater at Taladega, Ala., has purchased National carpet from NTS.

US Airco's Theater Jobs Over 8,000-Mar

ders now operating," explained US Airco prexy. "We are rather proud of this record and are confident that it will be continued. No matter when new theaters open, we will be ready for them, as we have more than 7,000 such transformers in stock at the present time and expect to increase our capacity to 10,000 by the end of the year."

Hoffman Buys the Capitol

Berkeley & Krumgold, theater realtors, have purchased the Capitol Theater, which Hoffman sold to I. J. Hoffman of New Haven, Conn., for $40,000. The building will be used as a movie theater and vaudeville house.

New Catalogs

Westinghouse Electric is sending out to the trade in the Chicago Territory a new leaflet on 40-watt, 48-inch lamps for fluorescent luminaries, the accessories consisting of a hood, reflector, lamp holder, lamp starter and ballast equipment. Methods of wiring and mounting are outlined and the finish of the reflector and accessories are described.

The Celetox Corp., Chicago, has issued a new booklet, "Beauty That Builds Business," which is being sent to the theater trade throughout that territory.

Western Electric Co., Chicago, has just issued a new booklet on Program Sound Systems.
**Hopes for a Career**

San Francisco — Adolph Mayer, head projectionist at the local Em- bassy Theater, has been making his birthday, interesting because during the past 43 years he has been "turning the movie wheel" since 1978. It's difficult to tell whether he has been "moving on" or doing the same thing for so long, but he is one of the few remaining projectionists who have been working in the industry for that long.

**Lighting Executives Hold New York Meet**

(Continued from Page 1)

to gear all phases of the lighting and fixture business here to syn-
chronize with the demand in this area. The demand for fluorescent lighting among home owners is in-
creased markedly, it is reported, combining business, industrial and home demands to create problems
which can best be solved by an "all out" conference.

Addresses from General Electric's Nela Park, lighting demonstrations, fluorescent black light effects and dramatic skits were on the program, which were planned to cover every phase of fluorescent lighting. A Miss Fluorescent was chosen from a group of six New York City girls.

Speakers included E. E. Potter, Eastern general sales manager for the GE lamp department; Dr. Matthew Luckkesh, director of lighting research laboratory; H. F. Barnes, director of sales promotion, and Wil-
lard C. Brown, president of the Illuminating Engineering Society. H. B. Myrtle, manager of the Atlan-
tic division of GE's lamp department

president.

In commenting on importance of the meeting, Myrtle pointed out that in three years fluorescent lighting
has grown from nothing to a mar-
ket conservatively estimated at
$25,000,000.

**United Detroit Theaters Continue to Remodel**

(Continued from Page 1)

ion progress on the Allen Park
Theater being erected in the suburb
of that name for Nicholas George.

The trend of building new theater construc-
tion and remodeling of existing
theaters is continuing. The Allen Park Theater under construc-
tion, according to Architect
Lavern R. Bennett. The house, now
completed, will be called the Civic Alley
open, and the theater is under
struction, according to Architect
Lavern R. Bennett. The house,
now completed, will be called the Civic Alley

**MP Ad Service Buys RCA Recording Equip.**

RCA Photophone film sound recor-
ding equipment has been pur-
blished by the Motion Picture Adver-
tising Service for use in their New
Orleans studios.

In addition to RCA's famous ultra-
violet light recording equipment, the
MPAS studios are getting an RCA instantaneous disc recorder for im-
mediate play-back tests on sound
takes, and a complete screening
room setup consisting of Brein-keeper projection apparatus. RCA Photo-
phone sound reproducing system, and
an RCA Magic screen. H. D.
Bradbury, recording engineer at
RCA's New York studios, is super-
vising the installation.

The Motion Picture Advertising Service produces commercial films for industrial concerns, laboratories, and numerous agencies in the deep
South. Negotiations for the equip-
ment contract were handled by W. Johnson, president, and P. A. Jones, vice-president of MPA, and by Homer B. Snook, Photophone equip-
ment sales manager, and H. D.
Bradbury for RCA.

**Schmidt Buys People's**

Shickshinny, Pa. — The People's
Theater here was purchased by Wil-
liam Schmidt. He operates the
theaters in nearby Berwick.

The house will be remodeled and renamed
the Center Theater. It will be opened
in January under the management of
his brother, Robert Schmidt, now man-
maging a theater in Berwick.

**Theater Fires**

Edmundston, N. B.—Fire on the
stage of the local Capitol Theater
caused relatively minor damage to
the stage section of the house, and
forced shuttering for a few days
until repairs could be effected. Some
500 patrons filed in orderly fashion
from the auditorium. No one was
injured.

Firemen praised house management
for its efficiency in the emergency.

Gate City, Va.—Police are con-
firning their investigation of the fire
which destroyed the Gate City Ther-
er building and equipment on Oct.
13 with an estimated loss of $27,000.
Fire was discovered at 11:45 p.m.
The last showing ending at 11 p.m.
The Scott Theater in the same block
was in danger. Lincoln Theaters,
Marion, Va., owns the Gate City

**Order Volume Largest**

A York Ice's History

The York Ice Machinery Corp.
ports that orders booked during
its fiscal year ended Sept. 30, 1941
was $20,000,000. This exceeds last year's book-
gs by about $3 per cent.

Subject to final audit, the corpo-
rates its year-end carry-
over of completed orders to be
about $10,400,000. This total com-
ishes with $3,000,000 at the end of the previous year. Approximately 60
per cent of this year's carry-over has been for domestic orders, involv-
ment in the York Ice Machinery Corp.

A complete annual report will be
sent to the stockholders of the
orporation in December.

**plex E-7s for Mitchell**

Cincinnati — Charles R. Mitchell
purchases Simplex E-7 project-
ors for his Mayfair Theater in Bar-
sville, Ky. Installation was made
by Cincinnati branch of NTS.

**"NOTHING BUT THE TRUTH"**

In test after test Alexander
Smith Crestwood Carpet has proved longer-wearing than
many carpets costing consid-
ably more ... one reason why you find it in so many success-
ful theaters.

**ALEXANDER SMITH CARPET**
Philadelphia's Mayor Opens New RKO Exch.

Philadelphia—RKO Radio Pictures' new, thoroughly-modern, and excellently equipped exchange building opened here last week. To attend the formal opening of the structure, located at 250 N. 18th St., a large delegation of company executives journeyed from New York for the ceremonies, among them Ned E. Denpet, Andy Smith, Cresson E. Smith, Bob Mochrie, Harry Michelson, S. Barret McCormick, A. A. Shubart, Bill Savage, M. G. Peller, Harry Gittensohn and W. J. McShes.

The Philadelphia staff participating in the ceremonies, which included the clipping of a silk ribbon by Mayor Bernard Samuels to signalize the opening for business, was headed by local Branch Manager C. Zagrans.

New exchange was constructed, equipped and decorated under the supervision of A. A. Shubart. Latter evolved a particularly fine screening room, with great thought being given to detail, even to the use of a special wallpaper in whose modern design appears the decorative initials, RKO.

International Chairs Selected

Cleveland—L. G. Baldwin has installed International chairs in his Almina Theater, purchased from the Oliver Theater Supply Co.

The threat is real, but you can meet it this intelligent way

Scarce, with every passing day, become the metals on which the operation of your projection room depends. The threat is real, but you can meet it this intelligent way: put the Altec Service man on your side. Entrust him with the job of getting the most — the fullest possible life-service — out of every part in the equipment that you now possess. With every passing day, an Altec Service agreement becomes more essential to an exhibitor's business security.

WHO'S WHO IN EQUIPMENT


Heywood-Wakefield Net Earnings Rocked

(Continued from Page 1) applying to the year 1940 and reduced normal tax rates for year 1941, provision for Federal come Taxes in the current year over the ceiling years of the amount provided for the corresponding period a year ago, he said.

Between the first months of the 1941 were 22 per cent in excess those billed for the same period year ago, and earnings received & ing the 1941 period show an increase of 37 per cent.

Greenwood told stockholders the company's earnings are not yet subject to Excess Profits Tax under the latest Revenue Act, that working capital requirements in support of higher inventories a receivables have necessitated additional bank accommodations a note payable which amounted $40,000 at Sept. 30, have since been increased to $500,000.

Because of the dominating influence which the National Defense Program is exerting on all industries and the application of priorities, company, he declared, is meeting increasing difficulty in securing r materials for the metal-work classifications of its business except in cases where preference ratings are obtainable for Defense products. As yet, however, the work on building and ratten classifications a not seriously handicapped and it seems in these divisions of the business is entirely favorable.

RCA and Comerford Chai In Major Service Pact

In another major service development in recent months, RC Photophone closed with Comerford Publix Theaters Corp., and affiliated companies, for comprehensive service to 79 theaters of the Comerford groups. The pact includes furnishing parts and equipment for both sound and silent projection equipment.

Negotiations were handled by H. A. Halpin, Photophone divisional representative; W. L. Jones, RCA's national service manager, and John Bethell, RCA Philadelphia sales manager with Charles A. Ryan representing Comerford.

Theaters included in the service contract are located in 41 cities in Pennsylvania and Southern New York State. Group in the past include Comerford-Publix Theaters Corp.; Comerford Theaters, Inc.; Midas Theater Corp.; Meco Theater Corp.; Carbondale Theater Co.; Carbonale Amusement Co.; Forty Fort Theaters, Inc.; Lebanon Theaters, Inc.; Bushko Theater, Etc.; and Enjoy Theater Johnson City, N. Y.

New Theater Is Started

Chardon, O. — Construction of a new theater building has been started to Middleton, Ohio property recently purchased by Mayor G. W. Melroy and G. H. Mamaw.

RCA Carries Sales to 71 Fifth Avenue, New York City

646 N. Michigan Ave., Chicago, Illinois 1954 Gibson Street, Los Angeles, Calif.

For

FLAGS

BANNERS

VALANCES

IT'S

LIEBERMAN

Flag and Valance Co.

71 FIFTH AVENUE, NEW YORK, N. Y.

ALTEC SERVICE CORPORATION

250 West 51st St., New York City

To prevent obscure disclamations from developing into major breakdowns involving heavy replacement expense, every Altec service man carries the most complete line of electrical instruments (30 times more sensitive than the human ear) with which he detects troubles in its infinite forms.

ALTEC SERVICE SAVES, PROTECTS, PRESERVES THE EQUIPMENT . . . . . AND ALL ITS PARTS


**NEW PROCESS SPURS DIMENSIONAL PIX**

(Continued from Page 1)

EQUIPMENT NEWS • 7

Day, November 7, 1941

...being the way for three-dimensional movies as well as still pictures. For military reasons, this film is a secret, but how the literal makes pictures is told by W. C. Land of the local Polaroid.

He figured out mathematically how two pictures could be made in the same place on a film if he could cut out and separate the motions made by light rays. One motion is to the right, the other is a line of each ray from side to side, the called the vibration. Each ray has its individual sway. The capacity of these sways is unlimited. One of the practical possibilities to make three-dimensional motion pictures which are shown without any change in the present equipment, the theaters.

Three-dimensional movies heretofore have required the use of two projection machines, one to cast a shadow for each eye. When the new process, both pictures are printed superposed on a single standard film, playing the whole picture, so that any ordinary projector in any movie house can show it. The audience would have to use special glasses, but it has been found that at these can be made so cheaply that they can be made part of the ticket, in the form of thin cards set in cardboard.

Taking the pictures for this new plan is done with a two-eyed camera, having two lenses about as wide apart as the human eyes. The two separate pictures, seeing the scene just like a pair of eyes. These notes are developed separately and then transferred one on top of the other to the new film.

**ASH SETS ANOTHER DELIGHT**

Detroit—Harry Lush, operator of the Ash Seats Theaters in Plymouth and Northville, is erecting a good companion house at Plymouth, to be christened the Penn.

**ELAS IMPROVES HIS CAPITAL**

Belleaire, O.—Chris Velas has improved his Capitol Theater with a flipp of Brenkert Sonar incandescent lamps and Baldor rectifiers, purchased from the Oliver Theater Supply Co. of Cleveland.

**LIGHTING EQUIPMENT**

A Solé Eastern Distributors, we carry the full and complete line of equipment manufactured by—

MOLE-RICHARDSON CO.
Hollywood, California

Incomparable Lighting Equipment
Estimates Cheerfully Given
Let Us Fulfill Your Every Lighting Problem
CHARLES ROSS Inc.
335 W. 37th St., New York City
Telephones: Oifce 6-3476-3477

**THEY STILL TALK TWO YEARS LATER**

James Wood, manager, Mariemont Theater, Cincinnati says, "Hardly a day goes by without someone remarking about the comfort and convenience of Push-Back Seats"—two years after this sensational seat was installed! Write for facts.

KROEHLER MFG. CO., PUBLIC SEATING DIVISION
1248 S. Wabash Ave., Chicago
2006 Lexington Ave., New York
1103 S. Vermont Ave., Los Angeles
21 Golden Gate Ave., San Francisco, Calif.
Standard Theater Supply Corp., 78 Broadway, Boston
Elliot Films Co., 72 Gresham Ave., Minneapolis
Export: Roy Chandler, 505 Fifth Ave., New York

KROEHLER Push-Back THEATER SEATS

**INDIANA EXHIBIT HAS IDEA AND EQUIPMENT—**

To Make Some Extra Cold Cash This Winter

Fort Wayne, Ind.—Don Long, who operated the Drive-In on U. S. Highway 30, two miles northwest of here, last Summer, is planning to convert the grounds into a novel ice-rink, with skating to the accompaniment of movie shorts featuring name bands, for the Winter months. About three acres will be available for skating. A parking area will be provided at the back of the grounds and will be so arranged that spectators may sit in cars and watch the movie shorts and ice-skating. Plans are being made to present one or two special professional ice shows during the season.

**HALL'S NEW HOUSE BOWS IN ELKADER, Ia.**

(Continued from Page 1)

**SONOTONE'S NINE-MONTH NET SHOWS BIG IMPROVEMENT**

(Continued from Page 1)

equal after preferred dividend requirements, to 35 cents a share on 796,578 shares of common stock. This compares with $178,987 or 22 cents a share on 792,787 common shares in first nine months of 1940.

Company states reserve for Federal income taxes has been computed at 45% per cent of income as compared with 28.6% in 1940.

**N. J. COURT NIXES THEAT. AND LEGAL FIGHT ENDS**

Atlantic City—Terminating a long legal battle which went to the New Jersey Court of Errors and Appeals, the Circle Amusement Co., on Oct. 30, was restrained from erecting a theater at Harrisburg and Ventnor Ave., this city.

Mrs. Lydla Palmer, of 65 N. Harrison Ave., a property owner, some months ago started injunction proceedings in local Chancery Court, when it was announced that the Circle Co. was planning to erect the theater. Vice-Chancellor W. Frank Sooy decided against her and decided theater could be built. The case was carried to the Court of Appeals. In his opinion, Supreme Court Justice Clarence E. Case decided that the city was a neighborhood section within which the restrictions were universal.

**KALAFAT GETS ROWE MACHINE**

Cleveland—James Kalafat has purchased a Rowe candy machine from NTS.

Negotiations have been completed for RCA services to 11 preview rooms of RKO Radio Pictures, Inc. The contract includes the furnishing of parts and other items to both sound and projection equipment, according to W. L. Jones, RCA national service manager.

Adolph Goodman, RCA assistant service manager, handled the deal for RCA, while A. A. Schubert negotiated for RKO Radio Pictures.

RKO exchanges involved are located in Atlanta, Cincinnati, Indianapolis, Los Angeles, New York, Pittsburgh, San Francisco, Philadelphia, Chicago, and Boston.

FOR THE FINEST IN QUALITY and

DEPENDABILITY

RCA Photophone Sound
RCA Theatre Service
RCA Magic Screen
RCA Magico Lens Service
Brentkert Projectors
Brentkert Lamps

See the RCA Affiliated Theatre Supply Dealer or RCA Representative
ST. JOHN, N. B. — Franklin & Herschorn have been granted the right to remodel the interior of their Capitol, involving the installation of modern and good-sized powder rooms for women and girls and a men’s room on opposite sides of the auditorium at the rear, laying of new floor coverings, installation of new seats and light fixtures all through, altering the lobby and making of a foyer. Some seats at the back will be removed to allow for the powder and men’s rooms. New sound equipment and acoustics will also be installed. Scarcity of accessory materials is delaying the work.

One of the largest carpeting jobs in Chicago has just been completed in B & K’s Granada, under Roy MacMullen management, where 1,000 yards of modernistic carpets have been installed.

A new theater is nearing completion in Dallas, to be operated by the Four Star Co., of which Jack L. Libin is president. The company, which also operates the Ritz, is renovating and improving its theater in that city, has completely rebuilt and enlarged the old Three Arts Theater. The new house has not yet been named.

TWO Commonwealth theaters in Kansas are being equipped with the latest in RCA Phonofilm reproducing equipment under a contract signed by C. A. Schultz, president. Houses are the 900-seat St. Louis Garden City, and the 250-seat Cozy at Norton.

Commetr-Publix Corp. has received a permit from the city building inspector in Wilkes-Barre to install electric wiring in the Sterling Theater at a cost of $1,500. The renovated house is expected to reopen by Thanksgiving.

Purchase of the site on the northwest corner of Davis Ave. and Belco St., intersection by C. H. and C. D. King, theater operators, has been recorded in Mobile, Ala. Site will be used for a modern theater the King brothers will erect for Negroes. Transaction was handled by Boyles Insuran and Realty Co.

One of the largest carpeting jobs in Chicago has just been completed in B & K’s Granada, under Roy MacMullen management, where 1,000 yards of modernistic carpets have been installed.

A new theater is nearing completion in Dallas, to be operated by the Texas Newsreel Theater, Inc., of which Herbert Schefeld is president. House will be known as the Texas and will be equipped with RCA Photophone sound and hearing aids.

Muscle Shoals Theaters, Inc., Louis Rosenbaum, president, is installing air conditioning units in the Ritz Theater, Sheffield, Ala.; the Strand in Tuscusqania; and the Princess, Florence. The Colbert Theater, under construction in Sheffield at an estimated cost of $125,000, is expected to be completed about Dec. 1.

Batterfield Circuit opened on Oct. 1 in Battle Creek, Mich., the first new house built in that State to meet the needs of the new Army population. House is the Michigan, and slated to serve the thousands of soldiers now based at Fort Custer, near the town.

Earlier project was completed a few weeks ago via remodeling of the Bijou Theater there, which was the No. 1 house of the entire circuit.

Gordon C. Ogden is modernizing his stadium-type 750-seat Ogden Theater in Bataan Rouge. He also operates the Chimes Theater in the same city.

FORREST Brouse and Charles Brouse are building a theater in Fort Smith, Ark., to be christened the Fort. The partners have awarded the sound and booth equipment to RCA Photophone.

St. John, N. B. — Franklin & Herschorn have been granted the right to remodel the interior of their Capitol, involving the installation of modern and good-sized powder rooms for women and girls and a men’s room on opposite sides of the auditorium at the rear, laying of new floor coverings, installation of new seats and light fixtures all through, altering the lobby and making of a foyer. Some seats at the back will be removed to allow for the powder and men’s rooms. New sound equipment and acoustics will also be installed. Scarcity of accessory materials is delaying the work.

Famous Players Canadian Corp. plan renovating their Capitol and some re-seating.

Halifax, N. S.—Odeon Theaters have been remodeling inside of their Casino, recently acquired after being in the FPC string about six years. House, completely re-seated, with new light fixtures, redecorated, additional lobby space, new sound apparatus, new plumbing and heating systems, new rest rooms, etc. Franklin & Herschorn re-conditioning their family, with Vitrolite front as a start. . . . M. E. Walker considering changes at his Gayety.

Yarmouth, N. S. — Franklin & Herschorn enlarging, re-decorating, re-lighting their Community, the seating capacity being increased from 530 to 650. Yarmouth Amusement Co., considering improvement at their Capitol, formerly Majestic.

Edmundston, N. B. — B & I Theaters, renovating their Capitol and re-painting stage, following a fire. . . . Same firm reported planning improvements at their State, Madawaska; Progressive, Frederic; and St. John River and international boundary.

Moncton, N. B.—Famous Players Canadian linked with a new theater project here, and also with plan to remodel and modernize the Imperial, recently taken over by FPC. . . . F. W. Winter, owner-manager of the Capitol and Empire, which he recently switched from FPC to Odeon, has been working on improvements at both houses, including comfort facilities and seating.

Sackville, N. B.—M. E. Walker to enlarge the Imperial from 628 to 750, as well as re-seating and re-lighting, also re-seating. . . . Walker also to build a new theater here to seat about 700, and with location all ready. . . . A. A. Fielding, of St. John, to convert a mercantile building they own into center of town into a theater to seat about 700.

Fredericton, N. B.—Two different improvements have been rumored for this town, but with both entities behind the projects preferring secrecy so far.

Charlottetown, P.E.I.—A new theater is in the works for this town, now sewed up by the Spencer circuit with the Capitol and Prince Edward. . . . Spencer started reopening the Strand, after ten years of dormancy, but has been delaying the resumption. Presumably due to in- vader’s inability to get priority for the new house. It would be necessary to re-decorate, re-light and re seat the Strand, and install sound equipment, as when it closed it was using silents. Identity of the invader not revealed, officially, but several circuits rumored, as evening Charlottetown.

Eastport, Me.—On the New Brunswick line, where a new theater is being completed on the site of the old Acme, burned last winter, for Mr. Nellie Shea. She directs the former Acme, and will open the new house as she did its predecessor. She will improve her Imperial during the winter months, and keep it closed until Spring. It had been unused for about 10 years before the burning of the Acme, and was reopened as a sub- stitute. With possibility of being continued in use part of each week during the Winter and full time for the Spring, Summer, Fall.

Kings Get Theater Okay

Mobile, Ala.—C. B. King and C. H. King secured a permit at City Hall to construct a movie house for Negroes at the northwest corner of Dearborn St. and Selma St., intersection of the downtown commercial district, and a structure will be $13,000, according to permit. Seating capacity will be 600.

Nat’l Reciters Used

Pittsburgh — National reciters have been installed in Chris Lamb & Stallings’ Uris Theatre, Philadelphia, Pa., and in the State Theater at Oswego Mills, Pa. NTs made the installation.

New Theater Planned

Mt. Clemens, Mich.—A $150,000 theater, to be called the Universal, has been leased by a corporation headed by Robert G. Peltier, manager of the Jewel Theater.

EASTWOOD THEATER CO., Inc.

East Hartford, Conn., has filed certificate of incorporation naming Adelyn Hitchcock, Florence Parker, and Gerald R. Steink of New York, incorporators. Am. Shall be operated at the Eastwood, Ill., to cost about $225,000, will contain the latest equipment and be completely modern in every respect.

STANDARD THEATERS.

STANDARD THEATERS, Inc., New York, is scheduled to open on New Year’s Eve in a building which houses a number of new features including an illuminated sunken lobby and women’s room. Gordon E. Hannon will be its managing head.

National Theater Supply is installing hard-fiber-covered equipment in Rivoli, West Haven, Conn., now operated by Fishman Theater circuit.

Mr. and Mrs. W. O. McCutchen, owner and operate five theaters in South Carolina towns and in Rhodhiss, have been on tour to New York City, where they have completed construction of a new theater in Charleston, Mo. The new house has opened for business.

Out in Chicago, George Gehri has sold the Rosewood Theater to F. H. Greiner who will book films for the new owner.

The Plaines Theater, Plains, Pa., built by Jerome and Joseph Engel, had official opening last week. It is structed of concrete block and has a stair and glass front. Cost of the theater’s predecessor, building 12 miles southeast of Bristoe, Pa., was the architect, and Arthur Grosel of Plains the general contractor.

Construction of a $4,000 building to house a new movie theater has been begun by Luther and Ozy Woodhead, the Woodhead brothers and local business men, Pine Bluff, Ark.

Frank R. Eagleton and associates are having plans drawn for a new 700-seat theater in Savannah, Ill., Bremen circuit will build a new theater in Rock Island, Ill.

Two new theaters are being erected near the site of the San Jacinto Ordinance Depot, 15 miles from Houston. They will be known as the Grand and the Santa.

Demand for theater tickets in the C. S. area is currently at a high level, according to A. M. Sigel of the Ansell Simplex Tool Co. He says the presses are working capacity, turning out 20,000,000 tickets a month.

The Rivoli, Hartford, operated by Maurice and Joseph Shulman, will have a new marquee and seats.
Governor Stassen Assures Northwest Allied He Has No Legislative Program

Minneapolis—Gov. Harold E. Stassen has given Allied Theater Owners of the Northwest a definite pledge he will not call a special session of legislature for the purpose of repealing the new Minnesota anti-blocks-of-five law, as suggested by William F. Rodgers, Metro's general sales manager.

Fred Strom, executive secretary of Northwest Allied, made public the Governor's pledge here Friday.

At the same time, Strom announced (Continued on Page 7)

Warners Ask Relief To Make Minn. Deals

Judge Henry W. Goddard on Friday will hear Warners Bros.' application for permission to be relieved of complying with the consent decree in Minnesota so that pictures can be sold under the state law requiring distributors to offer a full season's programs. Paramount already has been relieved of the trade restriction.

Warner Bros. AOE Wins Bargaining Agency Poll

Office workers at the Warner Bros. home office in an election held by the National Labor Relations Board cast their preference for the Warner Bros. Associated Office Employees as their bargaining agency (Continued on Page 7)

Ohio ITO in Selling Survey Sends Questionnaires to 32 Exhib. Groups

Kalmine in Pittsburgh For Zone Parley Today

Meeting of all Warner theater managers and theater department executives in the Pittsburgh zone area has been called for today by Harry Kalmine, assistant general manager of Warner Theaters. More (Continued on Page 5)

RKO Lyric, Cincy. Starts Dual Bills

Cincinnati—RKO Lyric, downtown, Friday adopted a double-feature policy. It's the first local major house to adopt duals. A new price range was also put into effect, 25c till six, and 25 to 36c after, Federal tax extra.

May Call Unity Meet Before Month Ends

Efforts to bring about the all-industry unity conference before the end of this month are reported to be in work. Allied's special committee is reported to have told distributors heads that it is its intention to speed up the proposal and allow no delay in putting the plan into operation.

Program of inviting other branches of the business to participate in the conference (Continued on Page 7)

30% Power Curtailment Deferred Till Nov. 17

Washington—Praising theater operators and other large users of electricity for outside lighting for their splendid co-operation in the "blackout" in seven Southeastern states, the Office of Production Management announced yesterday that the proposed over-all cut which would threaten the operation schedules has been removed (Continued on Page 6)

A special advisory committee, composed of film trade leaders, will be named to consult with OPM on problems of the industry, especially with regards to obtaining material.

In addition, the OPM is preparing plans to be named from the industry as Consultant (Continued on Page 5)

Aussie Ad Valorem Plan to be Fought

A proposal by the Australian Exhibitors' Congress for an ad valorem method of taxation on the earnings of imported pictures will be protested by American distributors if the bill is presented to the Australian Government.

Under the present method, pie (Continued on Page 7)

Court Order Writes Finis To Fox Theaters-Fox Case

Bringing to close litigation which involved the disputants in numerous court battles, N. Y. Supreme Court Justice Louis A. Valentine on Friday granted the application of Kenneth (Continued on Page 4)

Armistice Day Will Bring Early Closing

Five major company home offices will close at 1 p.m. tomorrow in observance of Armistice Day. They are Metro, 20th-Fox, Universal, Columbia, and RKO Radio. Warners, Paramount and UA will remain open as usual.
Doctor M. Mersereau: General Manager
Chester B. Bahn: Editor

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FINANCIAL

(Thursday, Nov. 7)

NEW YORK STOCK MARKET

Am. Stock High Low Close Exch.
Cal. Picts. 90% 90.9 89.9 89.9
Con. Film 10 10 10 10
Columbia Picts. 95 97.5 97.5 97.5
Con. Ind. Picts. 91% 91% 91% 91%
East Kodak 135 135 135 135
D
do

Con. Ga. 12% 12% 12% 12%
Loew's, Inc. 105 105 105
Parlo 95 95 95 95
Paramount 110 110 110
Paramount 95 95 95 95
Pathé Film 19 19 19 19
RKO 5 5 5 5
DHS Century-Fox 2 2 2 2
20th Century-Fox 22 22 22 22
Uni. Pict. 110 110 110
Warner Bros. 9% 9% 9% 9%
Warner Bros. 105 105 105 105
NEW YORK BROADWAY MARKET

Fonda, 8-way 300
Program Imports 300 100% 100% 100%
Param. Picts. 80% 100% 100% 100%
Warner Bros. 60% 60%
NEW YORK CURB MARKET

 Moral, 10% 10% 10% 10%
Radio-Kevan Ch. 1 5-32 5-32 5-32
Sowtstone Corp. 5-32 5-32 5-32
Technical Imports 6% 6% 6% 6%
Trans-Lux 9% 9% 9% 9%

Ill. Allendts Endorses Unity Drive

Chicago—Illinois Allied membership meeting Friday at the Congress Hotel endorsed Jack Ilirsch's work for the unity drive. New season's booking difficulties were discussed.

B & K Not Extending Duales

Chicago—B & K has not extended the Sympathy of 1937-38 to the new 1938-39.

Marcel Leblanc, Author, Dies

Vichy (By Cable)—Maurice Leblanc, 76, author of the Arsene Lupin detective mystery novels, a number of which have been adapted for the screen and made into feature stories, died yesterday at the home of his son in Perpignan.

Review Board Conference To Hear Nizer Thursday

Louis Nizer, executive secretary of the New York Film Board of Trade, will discuss "Trade Practices in the Motion Picture Industry" in addressing a joint meeting of delegates to the National Board of Review of Motion Pictures annual conference and students of the New York University motion picture course at NYU Thursday afternoon.

Conference opens Thursday morning at the Hotel Pennsylvania. Other speakers on Thursday's program include John Grierson, Film Commissioner of Canada; Mrs. Russell Morgan, wife of the President of the Board of Education, New York; Luson, film historian; and the late Leonidoff, honorary president of the Film Training Laboratory at Fort Monmouth, N. J.

Bette Davis Named Prexy of Motion picture Academy

Hollywood—Bette Davis was elected president of the Academy of Motion Pictures, Arts and Sciences. Other new officers are: Walter Wagner, first vice-president; Edward Arnold, second vice-president; Rosalind Russell, third vice-president; James Hutton, fourth vice-president; Jane Murfin, secretary; Nat Finson, assistant secretary; John Aalberg, treasurer; Pete Smith, assistant treasurer. Donald Gledhill continues as executive secretary.

It was announced that plans for new academy building would have to be shelved until the end of national defense emergency because of inability to obtain building materials.

NEW YORK THEATERS

Radio City Music Hall

50th St. 642.

IN PERSON

The Andrews Sisters
Johnnie Long and Band

PARAMOUNT

BOB HOPE

PAULETTE GODDARD

"NOUR BUT THE TRUTH"

PARAMOUNT

"SIX-TIMES SQUARE"

The Avengers—20th Century-Fox Picture

PLUS A BIG STAGE SHOW ROXY 7th AVENUE

BROADWAY

"WHEN END IN HAVANA"

20th Century-Fox Picture

THE PALACE 82' & 52nd

Ann Sheridan—Jack Oakie

"NAVY BLUES"

PLUS 1st N. Y. Run

"MOON OVER HER SHOULDER"

2nd Run

Continued From Page 3.

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CUMING AND GOING

IRVING C. JACOCKS, Jr. of the Grand Theater, Connecticut MPTO prep., MRS COX, and their daughter, NANCY, visit with Bert Jacocks at Boston.

PHIL SHERMAN, formerly of Monogram, N. Y. manager for Warner's at Montreal, the past few years, paid the Film City a visit.

H. M. RITCHIE returns today from Dallas.

HERBERT J. YATES, JIMMY GRAINGER, MRS. J. SIECO, arrive in New York today for a Chicago sales meeting.

ROBERT M. GILLHAM returns from Washington.

JOE PASTERNAK, left Washington for the weekend with Dennis as his next stop.

LANA TURNER is here from Hollywood on short vacation.

BRO BENJAMIN, attorney, left for the Our opening.

NAME MISSI, Paramount's advertising manager, has retired from a visit of the co-

RARE SCULPTURE—THE CATHOLIC CHURCH

THE PALACE 82' & 52nd

Ann Sheridan—Jack Oakie

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So What and Why

Arthur Brisbane who wrote his way to fame in short paragraphs and simple thoughts dramatically expressed, used to say that "A newspaper man is like a hen: because she has to lay a new egg every day." In our observation they are more like roosters, but we'll pass that.

For us of the amusement business, each day is a new approach to that same job, a show for sale at the box office.

The plan and purpose is always the same. The appeal must, however, seem different.

The theatre needs to have a show, and one new to the customer every time the customer decides he wants a show.

Republic, with its policy addressed at the whole American family, recognizes the diversity of demand and the demand for diversity with a program addressed at the range of whims that express a basic taste.

Republic's offerings for 1941-42, delivered on a dependable schedule—and a dependable schedule is part of that policy—will include thirty-two feature productions, on themes of comedy, melodrama, music, action tales and such topically inspired stories as may be derived from the news and trends of these stirring days.

Besides all that, there will be thirty Westerns, presenting those same stars, made and proved at the box office in the rise of Republic: Gene Autry elected to major stardom by grace of the box office dollar, Roy Rogers, The Three Mesquiteers and Don "Red" Barry.

Additionally Republic will continue to dominate the serial market with four chapter-plays for the coming season: Slingin' Sammy Baugh, the football sensation, in "King of the Texas Rangers," Ralph Byrd in "Dick Tracy Versus Crime, Inc.," "Spy Smasher," another Fawcett cartoon subject, backed by the same campaign that made serial history with "Adventures of Captain Marvel," and the new Serial Queen Frances Gifford in "Perils of Nyoka."

These productions are made strictly for the customers.

REPUBLIC PICTURES CORPORATION

BUY U. S. DEFENSE BONDS
30% Power Reduction Postponed One Week

(Continued from Page 1)

some theaters in that area, have been postponed for one week. If the present improved situation continues, it may be possible to postpone curtailing power for an additional week, to Nov. 24, officials said.

The “blackout” on marqueses and other outside lighting, however, will continue.

The curtailment order which calls for over-all curtailment of 30 per cent in Georgia, Tennessee, Alabama, East Mississippi, Southeast South Carolina and Northwest Florida, originally was intended to go into effect today, while the 30 per cent cut in the areas hardest hit by the shortage were postponed for a week, the curtailment in most of South Carolina, (the five per cent area) and North Carolina was postponed indefinitely.

Moderate to heavy rains, plus increased power deliveries, together with immediate and willing co-operation of theater operators and other users of outside lighting, with the “blackout” provision have made possible postponement of the over-all curtailment, officials said.

Possible necessity of extending the blackout to the other states was particularly those in highly concentrated industrial areas where the defense pull on power is tremendous, is under consideration by OPM but so far no action has been found necessary, though it may be in the near future.

Atlanta, Ga.—Effective date for a 30 per cent power curtailment in non-defense industries in Georgia, Tennessee, Alabama, eastern Mississippi, southeast South Carolina and northwest Florida has been deferred from today to next Monday.

Increased power deliveries in to the shortage area from other sections via pooling along with rains have made the postponement possible, the OPM power office announced.

It was emphasized, however, that the blackout continues in the entire seven states.

According to J. A. Krug, head of the power office here, increased deliveries of power from Arkansas and Kentucky into the shortage area have amounted to an additional 2 million kilowatt-hours of power.

Walters Ask Relief To Make Minn. Deals

(Continued from Page 1)

show and blocks-of-five provisions of the decree and is selling in the state.

In an announcement Friday, Walters stated that the decision to apply for relief was reached after giving due consideration to the hardship on the public and the effect on exhibitors who are in need of product.

“Vitagraph (Warner Bros.) still deplores this statute which compels it to set up a selling system in Minnesota different from that in the other F-17 States,” the Warner, declared, “and intends to continue contesting its constitutionality with the utmost vigor and with the hope that the Minnesota legislature when it convenes again will remove it from the statute books, if the courts have not already struck it down.” J. Robert Rubin, general counsel of Loew’s, informed Northwest Allied by wire Friday that M-G-M would await the outcome of the law suit against three companies for alleged violation of the state law before deciding its future course of action.

Court Order Writes Finis To Fox Theaters-Fox Case

(Continued from Page 1)

P. Steinreich and Leonold Perrino, attorneys for Fox Theaters Corp., for approval of a complete settlement of claims and counter claims involving the suit, an order was granted Friday.

Under the order, William Fox agrees to pay the company $25,000 and drop a $7,000,000 claim against it. Theater company will drop all claims against Fox including litigation in Nassau Supreme Court. Settlement of $85,000 which has been held in reserved for Fox claims for distribution among creditors of Fox Theater Corp. It was also disclosed that 20th-Fox is to receive $39,500 from William Fox under a settlement of the Nassau Supreme Court suit.

Isidore Axler Sticken

Toronto—Isidore Axler, manager of the new Victory, collapsed in the theater from a heart attack, and died.

Wuxtry! Firm Splits!

O'Brien, Raftery and Driscoll was a law firm divided over the weekend. It was all because of the Holy Cross-Brown football game at Providence. The partners went to the game but Denis O'Brien and Joseph F. Driscoll as loyal Holy Cross alumni sat on the Crusaders' side of the field and Ed Raftery a Brown graduate, sat among the Brown rooters.
**M Will EstablishATER DIVISION**

(Continued from Page 1)

...to conduct an industry-wide inventory to obtain details of the materials contemplated during the war and the requirements of auxiliary materials by their suppliers and producers... A new method of handling the situation is being devised in an effort to slash the red tape which present controls from the industry would go through in order to obtain needed materials. This is the new set-up is called, and the advisory committee, named, the Industry Research Committee will be to Wash... to be made. The production and sales of the various materials... which will determine whether the requirements of the industry. The lump sum allocation will be made and distributed among the various factors of the industry in accordance with the specific plan, details of which will be forthcoming. A Plan for a Formative Stage has been proposed for the new branch and an advisory committee is still in the active stage, but it is under the committee will be a council of leaders both in the exhibition and the production field. The set up is being undertaken at a direct instigation of Donald Nelson, executive director of the Superiority and Allocations Board for the Priorities Division of OPM, in an effort to enable the OPM to present its problems directly to those responsible in Washing... will have the effect of precluding an over-all picture of the city's problems as a unit, rather than placing OPM in the position of having to pass on individual petitions, and is designed to iron out inequities that might occur under the individual application system... The effect is to encourage more constructive and rapid action on industry's requests.

While the industry will be required to report any scarce materials in every possible way, it is thoroughly understood here that officials are determined that because of its high value in sustaining public morale, it will not be sacrificed lightly. WEDDING BELLS

Appleton, Wis.—John Griesm, prominent at the Elite Theater, has announced his marriage to Virosa Boyce.

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**UDT Substituting Stage Show for One Film In Detroit's Ramona Theater for Two Days**

Detroit—United Detroit Theaters is putting on stage shows at the Ramona, 2,200 seat nabe, dropping one feature for the Tuesday to Wednesday change on which the shows are booked. This move is in distinct contrast to previous policy of local houses, including the same circuit at the Vogue theater, where stage shows were merely added to an existing double feature bill, and is the strongest move away from double features made, outside the downtown houses, in the past two seasons.

**Univ. Winds Up First Of Special Sales Meets**

Chicago—First of two mid-season sales meetings was concluded here yesterday by Universal's home office and studio executives and the district and exchange managers from the Western and Southern divisions.

William A. Scully, general sales manager, told the sales staff that Universal had been making the most of its policy to "deliver even more than it promises." Unsold situations were discussed and product analyzed.

President Nate Blumenz, Martha Fox, vice-president, and Bernice Kreisler, short subjects sales manager, addressed the representatives.

**Sixth for "Sergeant York"**

Cincinnati—"Sergeant York" carried over into the 6th week at RKO Capitols shall suffer just as little as possible. It is expected new theater buildings will be okayed in areas where prospective builders can clearly demonstrate the need for such entertainment facilities exist. An example of the stress which OPM is putting on necessity of entertainment facilities was seen here when a contractor who was erecting a store building in a Washington suburb was unable to get materials until he changed plans and converted the proposed building into a bowling alley. Whereupon the material were forthcoming at once.

The answer is that Washington has been running with defense work, and entertainment facilities are inadequate. The same action is needed to be taken with regard to entertainment, including motion pictures in other newly-congested areas.

**New Setup to be Pushed**

The Film Daily could not learn how soon the new setup is expected to be completed, but it is understood it will be pushed in order that the industry might not suffer undue delay. Production studios have virtually been assured the OPM will take care of them. It is understood that several manufacturers of theater equipment have become "jittery" because they have not received no answer to their pleas for priority ratings, but officials indicated that their requests are being held up pending formulation of the new setup so the situation can be studied as an industry-wide problem rather than on the basis of individual applications.

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**Ohio ITO to Conduct Survey on Selling**

(CoContinued from Page 1)

...to date from each company, data on increased film rentals, a comparison of the net box-office business during the last four months with that of the same period in 1940, an expression of opinion as to which company is conducting its business in the fairest manner and which company is the "toughest."

**Kalmine in Pittsburgh For Zone Parley Today**

(Continued from Page 1)

Silver, Pittsburgh zone manager will preside at the one-day meeting. Harry Goldberg, theater department advertising and publicity manager, will screen "One Foot In Heaven" for the managers and discuss merchandising plans for the picture, Kalmine and Goldberg will be back at the home office Tuesday morning.

**Free Parking In Cincy**

Cincinnati—Paramount and Orpheum suburban RKO houses, have inaugurated free parking service. The theater's cashier stamps the patron's parking check.

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**PRC Sales Head Sees 7,000 Accounts for This Season**

Predicting that Producers Releasing Corp. will service 7,000 accounts with its 1941-42 program, Arthur Greenblatt, sales manager, on Friday announced a number of new circuit deals, These deals, closed since Nov. 1, include:

Morse circuit, Boston; Mutual Theaters, Detroit; John Servais, Indianapolis; Lewis Theaters, Houston; Clearfield Amusement Co.-Mid-State Theaters, Pittsburgh; Alpine Theaters, Pittsburgh; Theaters Service Corp., New Orleans; Community Theaters, Cleveland; Bijou and Avalon Theaters, Toledo; Esquire Theater, Toledo; Charnas circuit, Toledo; Manny Marcus and Rex Carr Theater, Toledo Circuit, Indianapolis; Williston circuit, Indianapolis and Louisville; Switow Theaters, Kentucky and Indiana, and the Shoe circuit.

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**Thousands of players**

**Thousands of planes**

**Thousands of thrills in—**

[Image released thru United Artists]
**NBC to Telescast 3 New Defense Series**

NBC, in co-operation with the Office of Civilian Defense, will expand its television activity in relation to national defense by devoting three new tele series over WNBC to national defense projects.

The three new series, which begin this week in connection with National Defense Week, will include appearances of several of the nation's defense leaders—probably Mayor Fiorello H. LaGuardia, Lt.-Gov. William Poletti and Alice Marble, women's defense director. Wendell L. Willkie will be a later guest in the series. Visual lessons in the use of civilian defense apparatus will be shown.

On tomorrow night’s telescast, Helen Nolan, director of Defense Information for New York State, will outline the state’s program for the coming week. Wednesday’s “Television and You” will center on tele’s use in disseminating information and practical instruction in defense technique. The Saturday night telescast will feature modern dogs of war, aiming to be useful for work with the armed forces.

**Closer Co-Ordination By Tele Workers Urged**

Mary Hunter, speaking at the American Television Society meeting at the Jam Handy Theater Thursday night, urged closer co-operation among director, director and cameraman to insure higher quality of dramatic television programs. Miss Hunter, the “March of ‘Easy Ages,’” has been active in television since its inception not only as an actress but also as a director on assignments. In bringing out the director’s point of view in television, the subject of the meeting, she says, is to do a good job of portraying a character and projecting him to the audience, he must have the full cooperation of the technical workers in every department.

The story concerned itself with the efforts of Ricardo Cortez, playing an assistant D. A., to uncover the killer who murdered a condemned prisoner in the very death chamber, just as he is about to “sing” before execution. Of the heterogeneous group of witnesses present—one is the culprit—and they can’t all be held. Therein lies the action and suspense.

With the aid of any newspaper folks, the7 director is building but willing help of the D.A.’s office boys, the suspects are eliminated one by one, until—as it is told in a fun-looking (at movie-mystery writers) tag, only one man can be the murderer and he is the only one who wouldn’t have done it.

Filmmakers could do worse than baying this one, to support a weak top-feature, in preference to purchasing a routine second-feature that has been made for five times the dough. It’s a natural for young and old folks alike.

- **“I Killed That Man”**
  with Ricardo Cortez, Joan Woodbury, Pat Gleason
  Monogram-K-B Prod. 71 Mins.  
  [HOLLYWOOD PREVIEW] SWELL MYSTERY STORY PACKED WITH ACTION AND SUSPENSE—IS NATURAL FOR YOUNG AND OLD ALIKE.

Maurice and Franklin King have scored again with this, their second production venture, discounting the possibility that the success of their first film “Paper Bullets,” made with the same crew, was a fluke. “I Killed That Man” has plenty in it to recommend these boys as ace producers in the low-budget field.

Director Phil Rosen, who is rapidly becoming recognized as a sort of “man’s man” for his trick of packing “A” quality into quickies he makes on midget budgets, has done a masterful job of mogging—defining the character to the camera. He has also injected his innovative into his bosses in seven days. There is no loss motion—no slipshod performances anywhere. To bring it all together so craftily has he paced the yarn and led his actors through their roles.

The cast, headed by Ricardo Cortez and Joan Woodbury, is solid. The art direction, used to be a steady-working heavy, comes through with a fine, touching performance as the condemned killer. George Beban, in an unusual role, is effective as a heavy. The story, although not given screen credit, is responsible for many entertaining moments as the kid switchboard operator. The rest of the cast follow the good examples of the principals.

All credit is due scripters Leonard Fields, David Silverstein and Henry Bancroft for their work, and the technical workers in every department.

The story concerns itself with the efforts of Ricardo Cortez, playing an assistant D. A., to uncover the killer who murdered a condemned prisoner in the very death chamber, just as he is about to “sing” before execution. Of the heterogeneous group of witnesses present—one is the culprit—and they can’t all be held. Therein lies the action and suspense.

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- **“Playmates”**
  with Kay Kyser, Lupe Velez, John Barrymore
  RKO
  94 Mins.  
  [HOLLYWOOD PREVIEW] KAY KYSER’S LARGE PROGRAM WILL FIND THIS ONE IN THE GROOVE, AS A TOOL FOR EXPLOITATION BY EXHIBITS.

Corn and Shakespeare are an unusual combination for a comedy with music but they amalgamate rather effectively by David Butler, who produced and directed the picture. With Kay Kyser and John Barrymore, the respective protagonists, the result is entertaining. Exhibs should find it a worthwhile subject for exploitation purposes.

Both Kyser and Barrymore, play themselves in a yarn which has the latter agreeing to perform in a Shakespearean festival with the band leader. Barrymore is a member of the board of directors of the theatrical company and Kyser is impressed upon him in the hope that he would not have to appear on the stage with the bandleader. Kyser gets “hip” and turns the trick. Finale is built around a number called “Romeo Smith and Juliet Jones.”

A good showman, Kyser and his aggregation add much to film’s enjoyment. Some of the way he plays is not only funny but funny to act. She is at her best though when she renders “How Long Did I Dream?” in solo and with Harry Babbitt, “Humpty Dumpty Heart,” and the number in the finale, Ish Kabibble gets some laughs with his poetry routine.

Among the principal performers Miss Kelly scores in a role which allows her to remind folks she is an excellent comedienne. Peter Lind Hayes makes a per- sonable Kay Kyser’s publicist. May Robson and George Cleveland are good in minor roles.

With the aid of any newspaper folks, the director is building but willing help of the D.A.’s office boys, the suspects are eliminated one by one, until—as it is told in a fun-looking (at movie-mystery writers) tag, only one man can be the murderer and he is the only one who wouldn’t have done it.

Filmmakers could do worse than baying this one, to support a weak top-feature, in preference to purchasing a routine second-feature that has been made for five times the dough. It’s a natural for young and old folks alike.

**DRAMAISTS GUILD RE-ELECTS RICE PREXY**

Elmer Rice was re-elected president of the Dramatists' Guild at the annual meeting of the organization held Friday. George S. Kaufman was elected vice-president and Riel Rodgers, secretary-treasurer.

The following members were elected to the Guild council:

Philip Barry, Edward Childs center, Marc Connelly, Rose Fein, Lorenz Hart, Howard Lindsay and John Monks, Jr., Arthur Schwartz, George Blair and Victor Wells.

Representatives of the Guild, have been elected to membership by the board of directors, and the American Federation of Labor, and are members of the Guild. The period in which managers share in the motion picture rights of a play is extended from six years to ten years but with diminishing percentages during last eight years.

**Record Crowd at Detroit Arbitration Hearings**

Detroit—Parkside theater arbitration case, most important in many years, was heard at least for former Governor Wilbur Brucker as arbitrator, and adjourned until Nov. 17. Largest attendance in the parkside to date is expected. The managing director is expected to complete the negotiations on the contract in the next two weeks. Three distributor attorneys are present, Irving Cohen for Paramount, Harry Babbitt, for RKO, and Marc Connelly, for the writers, who are drafting the consent decree. 20th-Fox and H. M. Pimstein for RKO and Vitagraph are there.

Day was devoted largely to legal arguments over jurisdiction with grounds for dismissal being largely on the basis that Parkside was not an independent theater at the time of filing, being a branch of the TTT theatre. The arbitrator need not rule on the issue. He is to hear the arguments and to see the state of the contract at the time of the agreements, and then determine whether or not they are valid.

The manager of the Parkside stated that the theater will be operated by TTT, a stock company, from which it withdrew at that time.

**Cut Matinee Scale 11 Cents**

Cincinnati—A price reduction matinee admissions, effective immediately, from 35c to 20c was announced at The Times, downtown.
May Call All-Industry Unity Meet Before Dec. 1

FIELD DAILY

THE WEEK IN REVIEW

Brooke, Bioff Guilty; Brit. ‘Frozen’ Coin Arrives

CONTINUED FROM PAGE 1

chiefs of Industry

thd the “Big 5” night utilize the escape clause in the consent decree was seen in Government’s hint it might not get a decree against the “Little 5,” which would automatically make blocks-of-five a dead issue. . . . Allied of Conn. will conduct a survey on effect of the consent decree to date. . . . Gov’t will make a report on theater expansion under the decree. . . . Texas Allied as its Dallas meeting took up sabotaging of the consent decree, came out against percentage pix, and re-elected Col. H. A. Cole prexy, as well as other officers. . . . Senator Clyde Herring of Iowa would exclude extra ushers from Government tax. . . . Unity idea is spreading, ITPA of Wis. and Upper Mich., was told by E. F. Film district manager in Chicago. The ITPA offered its aid to Minn., in its anti-five law difficulties. . . . At meeting of tele instrument manufacturers and broadcasters it was decided to propose a special committee of the FCC on television, particularly as it is to use its national defense . . . Paramount and National Theaters reported talking regional pix deals. . . . United Par. Ass’n plans a motion picture survey. . . . Newly organized Ala. MPTOA elected William R. Griffin prexy. . . . U. S. dists., want to get their “frozen” coin out of Australia, and are pondering what action, if any, they can take on restrictions of imports into India and the “freezing” up to 50 per cent of monies due them. . . . Distrib. received $7,500,000 of “frozen” funds from England.

No Special Session in Minn.

Governor Gives Pledge to N.W. Allied

CONTINUED FROM PAGE 1

ed the product situation is growing more acute every day for Minnesota picture theaters and said William J. Glaser, operator of the Paradise at Faribault, has decided to close that house on Nov. 21 because of inability to contract sufficient supply of class “A” pictures.

Glaser, who also operates the Lido at Faribault, told Strom that house would continue in operation with available product. The Paradise is the “A” theater of that city.

Strom Appeals to Governor

Following receipt by Strom of word that Rodgers had suggested the present situation in Minnesota, as to pictures, could be cleared up immediately by repeal of the anti-five law, the Allied executive secretary wrote Governor Stassen as follows:

“In behalf of independent exhibitors and members of this association, will you please make known your position with reference to calling a house session of the legislature for the purpose of repealing the act known as the anti-blocks-of-five law?”

Lieut. Halpern Assisting Hirelman on Marine Film

Coral Gables, Fla.—Lieut. William A. Halpern, USMC, is serving as assistant director for “Here Comes Mr. Smith,” in which George Hir-}

man is producing at Colonnade.

On its completion, Halpern will go to Lakeland to make a training film on the amphibious troops used by the Marine Corps to land troops on hostile beaches.

Two File Interventions

In Chicago Alcyon Case

Chicago—Henry Kohn, AIB Tharters attorney of Libertyville, Ill., has filed intervention in the Alcyon theater, Highland Park, arbitration case. Rosenberg, Stein & Rosenberg, attorneys for Sam Myers, have filed an intervention in the Alcyon case for Myers’ Glencoe Theater, Glencoe, Ill.

Aussie Ad Valorem Plan to be Fought

At a meeting held in Adelaide resolved to ask the government to consider the ad valorem method.

Subject was discussed at a recent meeting of foreign department managers and it was decided to take no action until the proposal was placed before the Aussie government.

Warner Bros. AOE Wins

Bargaining Agency Poll

(Continued from Page 1)

by a vote of 451 to 112, it was learned Friday.

Election was held on Oct. 23 and the WBAOE is the first industry white collar group to win an NLRB election. Union is unaffiliated at present time but possibility exists it may join the Screen Office and Employees Guild, Local 109, CIO, or at least vote on such affiliation.

Local 109 has chapters at Colum-
bia, Loew’s and RKO. Columbia management has agreed to a NLRB consent election and the union has requested a similar vote for the Loew’s unit.

There are independent office work-
ers or unions at 20th-Fox and Par-
amount. It is understood the former will soon vote on question of CIO tieup.

STOKES!

Chicago—It’s a baby girl, named Judith, at the home of Irwin Joseph, pubic salesman.

Thursday, November 10, 1941

CONTINUED FROM PAGE 1

The conference committee will be handled by the distributers. It is understood that all units not affiliated with the MPTOA, MPTOA, and others, will be contacted by the distributor representatives.

Sidney Samuelson was in New York Friday completing the groundwork laid by him and Jack Kirsch 9 weeks ago. A report to the general conference committee may be filed this week.

Cost of Living Bonus Not Applicable to FPC

Toronto—Employers who had voluntarily raised the pay of employees to compensate for the higher cost of living before the wage-fixing order of the Labor Board will not be entitled to add the statutory bonus to payrolls, adopted by the Canadian government as a war measure to combat inflation, according to a notification from the Department of Labor.

The cost of living bonus will be determined by Government statistics as always three months before the order does not apply in the meantime to firms which had raised wages and salaries in the recent past. This applies to Famous Players Canadian rep., employees of which received a permanent bonus in October.

The ruling has been made that employees will continue to have the portability of receiving a Christmas bonus where extra pay had been paid in past years. Staffs of Canadian chains and film distributing companies can, therefore, look forward to an extra week’s pay at the end of 1941 because they had received a bonus previously.

loyd, Skirball Borrow Hitchcock to Direct 1 Pic

Frank Lloyd and Jack Skirball are borrowed Alfred Hitchcock to direct “The Saboteur,” Universal release. Production starts about Dec. 1.

Universal also has assigned Bruce Manning to produce “Life of Thomas Edison,” while William A. Seiter has been named to produce and direct a sequel of “Hired Wife” titled “Fired Wife.”

(Continued from Page 1)

(Continued from Page 1)
Successful football teams mix 'em up ... dazzle 'em with variety ... play them off their feet.

A line buck ... a lateral pass ... a play around the ends. Kicks, forward passes, off-tackle plays ...

In show-business, too, you've got to mix 'em up ... Keep pounding away with Trailers, Posters, Heralds, Lobby Displays, 24-Sheets ... everything in the advertising bag and you're bound to come out on top.

A good team plays for the final score ... a good showman plays for the year's receipts.

Let advertising pave the way for you just as the interference clears the field in football.

**Carry that ball** with those three great ball carriers ... **Standard Accessories** ... **Special Accessories** ... **Trailers** ...
The Film Daily

NEW YORK TUESDAY, NOVEMBER 11, 1941

TEN CENTS

PICK WALSH IA PREXY AS BROWNE QITS

Warners, RKO Radio to Aid Allied Unity Plan

Appeals Board Refuses Full Elimination of Clearance to the American, Canton, N. Y.

Motion Picture Appeals Board has partially reversed the arbitrator's award in the case filed by the American Theater, Canton, N. Y., which asked for the elimination of clearance between the Ogdenburg Theater, Ogdenburg, and the American in the adjacent town.

The arbitrator granted the relief asked for but the case was appealed by RKO, the Appeals Board reversing the award on a technicality, provided the complainant filed a corrected brief. When the corrected brief was filed, the Appeals Board considered the case on its merits. In the new award made by the Appeals Board, clearance between the two houses was cut to three days instead of eliminated entirely.

Renome Zanuck Head of Research Council

Van Schmus Heads Pix Red Cross Unit

West Coast Bureau of THE FILM DAILY

Hollywood—Appointment of Darrell F. Zanuck, 20th-Fox Production Chief to serve a third term as Chairman of the Research Council of the Academy of Motion Picture Arts and Sciences, was announced by Bette Davis, newly elected President of the Academy.

While the designation of the Research Council Chairman usually takes place toward the end of the year and (Continued on Page 4)

‘Clean and Honest’ Administration Pledged: Willie Bioff Labor Career Ended

Richard F. Walsh, who joined the Theatrical Stage Employees Local 4 in Brooklyn 24 years ago as an electrician apprentice, was named president of the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators of the United States and Canada at a special meeting of the general executive board late Sunday night in Atlantic City.

Walsh succeeds George E. Browne, who submitted his resignation to the general executive board on Friday. Browne’s decision to resign was made following his conviction Thursday night on the (Continued on Page 7)

Bowles Files First Indianapolis Case

First case to be filed in the Indianapolis tribunal was announced yesterday by the American Arbitration Association. Complaint involving Section VI (some run) of the consent decree was docketed (Continued on Page 7)

Ad Execs., Publishers Seek Funds for Travelers Aid

Donald S. Stralem, president of the Travelers Aid Society of New York, yesterday announced the formation of a committee of advertising executives and publishers to consult (Continued on Page 8)

To Screen “Target” on British Warship

Philadelphia—Unique feature of American Day celebration today will be the screening by Warners of the British war pic, “Target for Tonight,” on the hangar deck of HMS Furious in the Philadelphia Navy Yard for the officers and crew of that aircraft carrier and of HMS Manchester. British Admiralty has okayed the screening and attendance at it of the press and radio commentators.

SPG Counts Ballots on CIO Affiliation

New York Screen Publicists Guild tallies last night counted the ballots cast in the mail referendum on the question of affiliation with Local 109, Screen Office and Professional Employees Guild (UOPWA-CIO). Official announcement of the result is expected during the week. A two-thirds affirmative vote is necessary to carry the proposal.

Asks Browne-Bioff Expulsion

Local 683 Would Oust Entire IA Exec. Board

Producers Releasing Corp. has arranged for distribution in Argentina, Uruguay, Paraguay, Brazil, and Chile, it was reported yesterday by Roberto D. Socas, export man.

(Continued on Page 8)
Para. To Extend Debenture Exchange Till Dec. 5

Paramount will extend its debenture exchange offer scheduled to expire yesterday until Dec. 5, as a result of the action taken at a special meeting of the executive committee of the board of directors yesterday.

The committee also decided at this special meeting to call for redemption on Dec. 12, all 3% per convertible debentures then outstanding.

Stanley Griggs, chairman of the Paramount executive committee, announced following the meeting that over $10,200,000 of the 3% per cent debentures had been surrendered to the Manufacturers Trust Company for exchange. This figure represents more than 80 per cent of the total 3% per cent debentures outstanding.

N. Y. SPG Counter Offer Made To Seven Majors

A counter-offer on pay scales, involving defined categories with sliding percentage increases, has been presented by the New York SPG negotiating committee assisted by an executive committee of the seven majors with which the committee is discussing contract terms. Counter-offer carries the proviso that it is a working proposal, subject to any amendment by the SPG membership body.

Individual company discussions will be shortly followed by a general negotiations conference, it is anticipated.

UA To Roadshow 'Gesture' When Released in January

"The Shanghai Gesture," initial Arnold Pressburger film for UA will receive special handling when released in January, it was announced yesterday by UA vice-president. Plans to roadshow the picture in 10 key cities are being readied by the stations Wednesday organization and the UA sales staff.

Kiley viewed a rough cut of the picture on his recent Coast trip. Gene Tierney, Walter Huston, Victor Mature and Ona Munson are in the top roles and the film was directed by Josef von Sternberg.

"U" Adds $3,000,000 To Production Budget

Chicago—Universal has increased its production budget for this season another $3,000,000 to provide for three Frank Lloyd productions, "Saboteur," "The Spoilers" and "Lady Luck." Producer Nat D. Blumberg, disclosed at the meeting of Western and Southern district and branch managers here.

To other highlights of the mid-season conference were:

1. Announcement by William A. Skally, executive vice-president and general manager, who presided, that greater latitude would be extended to branch managers henceforth in setting local sales questions without home office consultation. That "U" would officially adopt the policy had been indicated.

2. A report from Matthew Fox, vice-president at stationed at the studio, that the 1941-42 program promised to be "the biggest" yet and will be entirely fulfilled by the time the Lloyd productions are finished within the next three weeks. The company will convene an Eastern mid-season sales meeting in New York next week-end.

Court Rules Kaufman Need Not Stand For re-election

Newark, N. J.—Vice-Chancellor Bigelow has refused to order Louis Kaufman to stand for election as general manager and president of the M-G-M Studios, Inc. Bigelow has ruled Kaufman, against whom a group of insurgents are directed, ineligible to stand for re-election after being informed his term does not expire until next year. The entire election procedure, from nominations Wednesday to the election Dec. 9 will be conducted by Brennan.

Appeals Court Sustains Lincoln Theater Decision

Detroit—The U. S. Circuit Court of Appeals at Cincinnati sustained the decision of the Federal District Court here in the Lincoln Theater case. Under the decision, present owners of the house, London Amusement Co., will retain possession until Feb. 28, 1943, when the lease with Wisper & Wetsman Theaters will presumably become effective. London were suing the landlord in this case to retain occupancy.

Warners Closes Early

Warner officials decided late yesterday to close the home office at 5:00 p.m. today in observance of Armistice Day, leaving Paramount and UA the only major offices open all day.

Normandy Resigns as 'U's General Business Manager

West Coast Bureau of THE FILM DAILY

Hollywood—James P. Normandy has resigned as general business manager of Universal studios effective Monday, Nov. 16. He will take a vacation in California and Northern Washington and will announce his new plans shortly after the first of the year.
"You're nuts! We ought to grab 'The Maltese Falcon' now! Look at that 2nd week at the Fox in Philly! Look at the business in Albany and Washington! Why, its topping 'High Sierra'! Let's book it before Sourpuss down the street gets it!"

"And let him have 'One Foot In Heaven'? Then I'd really be nuts! Say, 'Heaven's' better than 'The Great Lie' in Springfield, in Nashville and in Philly, too! And with that publicity behind it—it's like dough in the bank! Man, that's my kind of show!"

THERE'S NO ARGUMENT ABOUT IT! It's Warners!
Van Schmus Heads Pix Red Cross Unit

(Continued from Page 1)
this year's Roll Call, one can make a definite contribution to national defense. Red Cross workers serve at all military and naval stations, giving aid to the personnel, while in home communities they help needy families of service men.

"New York Chapter provides blood plasma to the Army and Navy for transfusion use. It makes surgical dressings for the armed forces. The Red Cross obtains nurses for the Army and Navy. The Chapter trains nurses for non-professional service in hospitals. This year the Chapter also instructed 13,000 New Yorkers in first aid, 15,000 in water safety, 4,500 in home nursing, and 1,125 in nutrition.

"By and through the Red Cross $47,087,000 in war relief has been shipped overseas. New York Chapter alone provided 300,479 garments and 2,225,600 surgical dressings; helped 15,000 New Yorkers seek word of 34,000 relatives in 51 war-affected countries; forwarded 9,000 orders to deliver food packages to war prisoners in German camps; its disaster canteen fed 1,500 child refugees arriving here.

"All this was in addition to the usual help to needy veterans and nurses. The chapter's volunteers transported Braille for the blind; served in hospitals; distributed magazines to patients; carried poor patients to clinics; maintained a disaster relief service.

"Red Cross activities are maintained by voluntary contributions. This year, in order to carry on its national defense activities, the American Red Cross needs two-and-a-half times as many members as in 1940. I urge all to join this Roll Call, November 11 to 30."

Slayer of Helena, Ark., Exhib. To Die For Chair

Helena, Ark.—It took a jury just 10 minutes to find A. T. Jones, Shelby, Miss., guilty of first degree murder in the slaying of George Miller, Helena Negro theater owner, during a holdup on Oct. 1. Punishment at death in the electric chair was fixed by the jury.

Happy Birthday to You

Roland Young
Pat O'Connell
Raquel Torres
Davy Washerman
Frederick Van Houten
Bruce G. Coleman

ALONG THE PIALTO

with

Phil W. Daly

ARMISTICE DAY was appropriately heralded last night, and its international observance, as evidenced by the premiers of the U. Edward Small production, "International Lady," at the Criterion Thea-

ter. . . . Glamour was imported to the proceedings by the personal presence of Iona Massey who shares starring honors with George Brent and Basil Rathbone. . . . The Massey march from limousine to audi-
torium had that regal flavor as, on the arm of her historic hubby, Alan Curtis, she made her way 'twixt solid walls of worshiping fans and notables drawn-up on sidewalk and in lobby. . . . All the while, news-

treel cameras whirled and the shutters of still cameras clicked. . . . Too-

from the lobby, the microphones of Station WHN carried the glittering

hub-hub of the debut to the homes of tens of thousands of listeners-in-

FOLLOWING, as it did, an intensive promotional cam-
paign staged in the metropolitan area and the nation at large by the UA forces, last night's debut was the top calendared event in the eyes of celebrities and society folks hereabouts. This was patent as Prince Serge Obolensky Major and Mrs. Sergeyev, Walter Wanger, Joan Bennett, Lana Turner, Lanny Ross, Errol Flynn, Bruce Cabot, Merle Oberon, Adrienne Ames, Hildegard, Tito Guizar, Louis Hayward, Maria Montez, License Commissioner Paul Moss, Kitty Carlisle, Linton Wells. . . . Jeffrey Lynn, Desi Arnaz, and a large delegation of trade plus Fourth Estate big-wigs, plus an imposing delegation of UA execs, were on hand to carry the specially reserved log section of the Criterion. . . . There was no freezing-out of John Q. Movie Fan either, for the public was permitted to join in the spectacle, which strikes this corner as smart showmanship. . . . Maybe the day has dawned permanently when premiers of big pic will be of the people, by the people, and for the people,—inasmuch as they are the ones for whom the pic is made. . . . The daytime performances during the day, as well, were open to John Q. . . .

AT a cocktail reception in the Hotel Astor yes-day, hosted by U. S. Housing Authority Administrator Nathan Straus, the latter was formally presented with an original drawing by Arthur Szyk, noted Polish artist, for the cover design of the Annual Year Book of the United Palestine Appeal, published in connection with "Night of Stars" spectacular annual show for Palestine resettlement and refugee aid, which will be held in Madison Sq. Garden on Nov. 26th . . . . Mr. Straus an-
nounced that all the boxes and 75 per cent of the other tickets for "Night of Stars" have already been sold by the committees.

MOVIE MISCELLANY: . . . Miss Carol Bruce, of Universal Pictures, and Martin H. Work, of Hollywood, radio consultant to the National Catholic Community Service, participated yesterday in the dedication of the first of the USO short wave radio station in the U. S. at the USO-NGCS Club in New Haven. . . . Jack Woodford has been appointed Hollywood Editor of Swanh Magazine and will pen the regular monthly cinema column of gossip, reviews, comments and inter-

views. . . . It was Alabama Theaters' Manager Bill Colson who brought "Blossom Time" to Montgomery, but it was his chief competi-
tor, Charley Rook, owner of the Charles Theater, who gave a party to members of the cast after the performance. . . . Linda Darnell was in

Baltimore on Saturday for the Navy-Notre Dame battle and wanted to officially visit the Naval Academy, but, we hear, idea was nixed by Academy officials who envisioned regiments of publicity gents and photogs invading the sacred retreat (it's also reported that the Midshipmen had enough excitement for one day, without the Darnell maneuvers). . . .

RENAME ZANUCK HEA

(Continued from Page 1)

Name is for the calendar year, the adver-

Theatrical Arts, that was voted by acclama-
tion by the Academy Board at its annual bu-
mee meeting last week. Recognition of his leadership of the Research Council activities of the past two years, particular Council's program of Army Train-
ing Films production in the Hollywood studios in co-operation with the War Department.

Zanuck is a 52-year-old, in the U. Signal Corps Reserve.

Walter Reade to Operate New Munsey Park Theat

American Community Theatres Corp., headed by Walter Reade, has closed a deal to operate the $160,000 theater which May Nore Shem-

in the munsey Park, L. I. Hou will seat 1,200 and will be ready for op-

eration on Sept. 1st, said William

Hohusner is the architect.

Reade at the week-end disclo-

two other realty deals. By one, acquired an ocean front south-

in Block in Ashbury Park as a site for an outdoor swimming pool and aunde. Price was given as $45,000; seller was the Central Hanov-

Bank and Trust Co. of New York. Reade also bought a second Ashbury Park non-theatrical property for personal investment.

NTSC Rochester Meeting To Mull Tele Findings

Rochester—Full meeting of the National Television Systems Com-

mittee will be held today at the Hotel Sagamore here. Chief ma-

ter on the agenda will be consider-

the reports of the section sub-com-
tee. These reports will not be published until formulated by the main committee into a report of its own.

Among sub-committees to report will be those on color and mechan-

ation.

WEDDING BELLS

Phil Lauber, publicity director of local Loew's Criterion Theater, as

Eta Israel Shore, of the music pul-

ing force of Criterion-Moore Inc., and Mayfair Music, 101

Broadway, were married on Sunday in the Temple Auditorium, Brooklyn. The bride is a native of New York, Florida, the couple will reside in Flushing.

Pittsburgh—Harry Felstein, chief booker and buyer for Warna theaters in the Pittsburgh territory, was presented with a chest of silver at a bachelor dinner at the Concor-
dia Club. His marriage to Sylvia Fuerst took place on Sunday.
DOWN MEXICO WAY

Gene Autry

Smiley Burnette

Fay McKenzie

Harold Huber

Sidney Blackmer

Joseph Santley—Director

Screen play by Olive Cooper & Albert Duffy

Based on a story by

Darrell & Stuart McGowan

Buy U. S. Defense Bonds
Albany V.C. Elects
M. A. Silver Barker

(Continued from Page 1)

Silver, who last week was named district manager of Warner Circuit Theaters in Pittsburgh to succeed Harry Kalmine, was active in the reorganization of the local tent and was named despite his move to the Smokey City.

More than 50 members of the new tent were on hand for the election. Other officers named were: First assistant banker, Louis H. Golding, divisional manager of Fabian Theaters; second assistant banker, Clinton G. Eastman, Paramount branch manager; property master, Herman Ripp, M-G-M branch manager; chief dough guy, Charles A. Smakwitz, district manager, Warner Theaters; canvassmen, Si H. Fabian, Fabian Theaters, New York; J. Meyer Smakwitz, E. 85th St. Theaters, New York City; and Joe Moe Grassgreen, branch manager, 20th Century-Fox; William Smalley, Smalley Circuit, Cooperstown, N.Y.; Ed Archibald, Albany film lawyer; and Fred I. Archibald, publisher Albany Times-Union.

Judge John H. Barr, national president, will make the installations at a later date. Club rooms will be opened Dec. 1 in the Albany Theater and Golding will relinquish his duties within the next few weeks in favor of Golding.

PCC Approves Harmony Committee for Industry

West Coast Bureau of THE FILM DAILY

Hollywood — PCC of ITO has adopted a resolution approving the formation of film industry's clear- ance committee, or harmony commit- tee, to adjust differences in local situa- tions.

It recommends that its four units submit any problems arising in which a theater owner is being hurt, cause of particular clearance, that an Army post may have, that such unit send information to executive secretary, B. H. Poole, who will transmit to the co-ordinator, and that it is further recommended to the committee, in order to build up morale, that Army posts receive prints of all productions prior to national release date, provided that Army theaters show to Army persons only.

20th-Fox Buys "Valley" Sequel

West Coast Bureau of THE FILM DAILY

Hollywood — Screen rights to "Man of the Valley," sequel to "How Green Was My Valley," Richard Llewellyn's novel that 20th-Fox picturized, was bought yesterday by Twentieth Century. Story was bought from plot outline, the novel yet not having been written.

Tamiroff Gets "Bell Tolls" Role

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount has a s- signed the role of Pablo in "For Whom the Bell Tolls" to Akim Tamir- roff. Joseph Calleia will play the role of El Sordo.


ENJOYABLE ROMANTIC COMEDY LOOKS LIKE MONEY MAKER IN ALL SITUATIONS.

In a comedy about a woman jurist who can pass judgment wisely on all things love, it was a happy and natural bit of casting to have Rosalind Russell as the judge and Walter Pidgeon as the man re- sponsible that Judge Porter loves him. The pair are a delightfully adult team and make the film a sparkling romp which will undoubtedly be reflected in bullet box-office returns.

There is another performer who can share a good deal of the credit for making the film so much fun. He is Edward Ar- nold. The Screen's romantics and film's lids judge, Arnold's performance tells him in every scene that he can bring to the screen a bit of pathos, and there are many such scenes in the film. Arnold is never, even in his most humorous scenes, a bit of a clown.

A new Temple is now reared by Pro- ducer George Haight,—a Temple far greater historically than ever has been the box grosser of affections and un- seen," gives to the current '41-'42 season what is undoubtedly one of its most pow- erful films, for here is a picture with tremendous general appeal, and of the standout examples of family entertain- ment fashioned thus far in Hollywood stu- dios.

So worth-while is this property that it belongs in capital letters among the soon- to-be-delivered offerings in exhibitor date books. Possessed of splendid human in- terests and pathos, the picture contains a bit of pathos, and there are many such scenes in the film. Arnold is never, even in his most humorous scenes, a bit of a clown.

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There are many memorable sequences in "Kathleen," not the least of which are the "dreams" she weaving in the bitter picture of her past. In one such scene, she imagines herself a musical com- edy star whose high earnings pay off Gal Paff's bill on his hold on a musical number, "Around the Cor- ner," which is used as a theme song, and it is a brilliant pop composition by Roger

"Sierra Sue" for

Gene Autry, Smiley Burnette, F. McKenzie

56 Mins.

AUTRY'S LATEST IS SATISFACTORY PROGRAM FILM; HOWEVER, THERE IS MORE MUSIC THAN ACTION.

As the Sheriff says in the film which is notified that bandits are shooting down airplanes to get bank shipments: "If West is getting wild again," One would never think it, however, in this Western where Gene Autry apparently is content to pay more attention to his singing than to good old action of the West. William Morgan's direction and Jack Marta's photography are responsible for the best feature of the film. Mountain backgrounds are selected with an eye to the grandeur of the rugged outdoors and done beautifully photographed.

In this, Autry portrays an agricultural in- spector who persuades an honest but bungling head of a ranchers' association that spraying is the only way to get rid of the poisonous weed in the valley which is harming the cattle. Come to think of it, this is first western where there is a honest-to-goodness villain. Incidentally there really was no airplane robbery, some- what gave the sheriff the wrong informa- tion.

Musical numbers are "Sierra Sue," and "Be Honest With Me," which Autry sings and also "Riding the Range" and "Heebee Jeebees."
Walsh New IA Prexy
As Browne Resigns

Federal extortion indictment. When the resignation was received, the general executive board was called for a special meeting in Atlantic City on Saturday.

Exit, Willie Bioff
Browne's resignation officially marks end to the labor career of Willie Bioff, also convicted on the extortion charge. Bioff's position as Browne's personal West Coast representative was an appointive one and ended when Browne resigned.

The present International representative on the West Coast is Carl Cooper. Regular International representative is Steve Newman who is reported to speak. Walsh could not be reached for comment on whether he would appoint a special West Coast representative. It was said the new IATSE president would announce a decision on the matter in a few days.

One of Walsh's first duties yet to be determined will be to pledge to the public, "an efficient and honest administration for the benefit of the membership of the IATSE."

All locals were notified by Louis Krouse, general secretary-treasurer, by wire Sunday night that the general executive board pursuant to the constitution and by-laws upon acceptance of the resignation of Browne had unanimously elected Walsh to the presidency.

IA to Meet Next June
Action of the general executive board will hold a biennial convention and elect a president.

The new head of all the union states and projectionists in the United States and Canada is 41 and has worked in Krakow at his home in Torun. He received his full card as an electrician in Local 4 in 1920.

Since then Walsh has been very active in his local. He has served as business agent since 1926 and is the current president of Local 4. Walsh was chosen third vice-president in 1934 at the International convention in Louisville, Ky. He last worked as an electrician at Leow's Metropolitan 15 years ago.

West Coast Bureau of THE FILM DAILY
Hollywood — Film Technicians' Local 683, which has affiliated with the Conference of Studio Unions, has adopted a resolution demanding the resignation of President George E. Browne and of the IATSE and its Coast rep., Willie Bioff, and demanding the resignation of the entire executive board of IATSE.

Louise Schafer III
Cleveland — Louise Schafer, M.G.M. exchange cashier, is at Mt. Sinai Hospital fighting an infection.

Bowles Files First Indianapolis Case

(Continued from Page 1)

Charles Green Bowles whose band, Theater, Elizabethbeth, Ky., under construction, is scheduled to open Dec. 1.

Bowles charges that the five dress-signing companies have refused to license product for the band. He names as the interested party another uncompleted concert, the Ritz Theater, which is being erected by the Crescent Amusement Cooney-McFarland Would Reduce Ogden's Clearance

Chicago — Asking better clearance for their Ogden Theater here, John Cooney and Harold McFarland have lodged a demand for arbitration with the Chicago tribunal, naming the five consenting companies. Complainants ask for equal clearance with the Marshall Square Theater, claiming that they recently advanced their admission price 20 cents.

Other theaters named as interested parties are the West, Doug's, Lindy, White Palace and Circle.

McLendon Arbitration Case Heard in Dallas Friday

Dallas—Arbitration case filed by B. R. McLendon, owner of the State and Texas Theaters, Atlanta, Tex., against Warner Bros., 20th Century-Fox and RKO will be heard here Friday. Paramount-Richard Corp. is the interested party. Case will be set for hearing on Oct. 9.

Dean C. S. Potts of Southern Methodist University Law School inquired himself as an arbitrator.

The Atlanta situation has been the feature spot on clearance for some time.

AA to Appoint Arbitrator For Shulman Clearance Case

New Haven—Inability of the involved parties to agree on an arbitrator in the clearance complaint filed by Joseph Shulman of the Plaza will make it necessary for the American Arbitration Association in New York to appoint an arbitrator. Shulman seeks elimination of clearance from the Windsor Theater over the Plaza.

Robert R. Fauntleroy Named To Chi. Arbitration Panel

Chicago—Robert R. Fauntleroy of St. Charles, Ill., has been named to the local panel of arbitrators.

Landoune Case Will Be Heard Tomorrow in Philly

Philadelphia — The Landsdowne case, scheduled to be heard yesterday has been postponed until tomorrow.

Hollywood Speaking

M. PULHAM, E.O. — Metro's dramatization of the J. F. Marquand novel, has been completed and discussion is under way regarding a release date.

COMPLEXITIES of casting "For Whom the Bell Tolls" has been taken for Paramount, may cause a cancellation of a short flying vacation trip which Director Sam Wood had intended to take to New York.

M-G-M Scene at Bradbury Foote's old stage hit, -"Rio Rita" Nov. 21, they will hit the Broadway smash of the early twenties and the play which did much to establish Foote as a top-flighter, has been revised and will be given a revival performance by the Hedges Group of Players in Laguna shortly.

DIRECTOR Edward H. Griffith has added Jimmy Lydon, the screen's Henry Aldrich, to the cast of "Out of the Fog," for which Virginia Van Upp wrote the screenplay. Others already set for the cast are Robert Benchley, Susan Hayward, William Holden and Eddie Braden.

Dwight Taylor has been signed as a producer-writer for Universal. He will handle top-budget productions.

Robert Siodmak has been signed by 20th Century-Fox to direct "The Night Before the Divorce" for Producer Ralph Dietrich.

IMMEDIATELY after Bud Abbott and Lou Costello report for work in M-G-M's "Rio Rita" Nov. 21, they will hit the footprints recorded for posterity in the cement foyer of Grauman's Chinese. In thus taking their places with the greats of movieland, Abbott and Costello will not forget to carry the ball for Uncle Sam. Under their signatures and footprints the comedians will urge those casting their eyes cement-ward to "Buy Defense Bonds and Stamps."

Veteran Projectionists Hold Their 1941 Party

Annual dinner and dance of the "25-30 Club," held at the Grand Street Boys Club House on Sunday night, was attended by over 200 members and their friends.

The membership of this club consists of men who have been projectionists at least 25 years, and a number have seen 35 to 40 years service in this field. Abe Kessler, chairman of the committee of arrangements, J. W. Calvert, vice-chairman; Dave Marcey, secretary; Joe Abramson, Tom Forsteri, Al Polin and Wm. Gluck were the committee in charge.

Mike Berkowitz, president of the 25-30 Club, presented gold cards to the three honorary members of the organization: James D. Lynette, supervising chief inspector, Department of Water Supply, Gas & Electricity, New York City, and Gene, chief inspector, Borough of Manhattan of the D.W.S.G. & E., and P. A. McGuire, advertising manager of International Projection Corporation.
Demands Expulsion of Browne and Bioff

(Continued From Page 1)
of the local, was voted unanimously by the membership, it was said. Local 683 is the first IA unit to act following theoi recent Ton of New York of Browne and Bioff on extor- tion charges last week, They are to appear for sentence in Federal Court, New York, tomorrow.

Text of the resolution follows:

Text of Resolution

"Whereas: George E. Browne, president of the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators of the United States and Canada and his personally appointed representative, William Bioff, have been judged guilty in Federal Court on charges of extortion;" 

"Whereas: The criminal actions of these high-ranking union officials have not only injured the members and marred the reputation of Hollywood motion picture unions, but have cast a stigma upon the entire labor movement as well, and

"Whereas: Film Technicians Local 683, IA, IATSE de Momo as well as other labor unions of the motion picture industry, have long been the victims of detrimental and autocratic actions; collective bargaining powers on the part of these IATSE officials, and

Demands: Executive Board Assert

"Whereas: the present officers comprising the entire executive board of the IATSE have, throughout the period of the trial, disregarded the charges of these two labor criminals, condoned, supported and abetted their actions, therefore be

Resolved that: First, that Film Technicians, Local 683, of the IATSE & MPMO demands the resignation of President George E. Browne and all members of the executive board from their positions as officers of the Interna- tional and further demands the expulsions of George E. Browne and William Bioff from the IATSE and all affiliated locals with permanent revocation of their membership cards."

Sunday Films In Rochelle

Rochelle, Ga.—By an unanimous vote the city council okayed Sunday movies. Shows will be sponsored by the American Legion, proceeds going to charity.

"This England" Bow

Aids British Relief

"This England," released through World Pictures will have its U. S. premiere at the World Theater next Monday with the sponsorship of Young America Wants to Help, junior division of the British War Relief Society headed by Mr. and Mrs. F. Forman Roosevelt. Tickets will range from $3 to $10, and the proceeds will be used to provide relief for British children.

Seven Milwaukeeh Theaters Drop Dime Night, Raise Admission Prices from 5 to 15 Cents

Milwaukee—Faced with increasing operating costs, a group of theaters on Milwaukee’s west side has increased its dime night, has discontinued dime nights, with schedules in operation include the Violet, Parkway, Lyric, Rainbow, Rivoli, Comert and Liberty.

At Antigo, John Hanus has announced new low prices at his Home Theater with $10, 25-cent and 15-cent charges. Mondays through Saturdays and 33-cent Sundays through Tuesdays. Students are admitted for 17 cents plus tax and children under 13 for 9 cents at any time.

Censor Discredited, "Village" Brief Contends

Protesting against unreasonable use of statutory censorship powers in denying a license to "The Forgotten Village," documentary film of Mexican life, the National Council on Freedom From Censorship, of which Quincy Howe is chairman, will file a brief with the New York State Supreme Court, November 19, on "keeping" order on appeal for review.

"In this case," says the brief, "the statutory censor has acted arbitrarily and capriciously, and generally abused his discretion." The ban on the John Steinbeck-Herbert Kline picture was based on the censor’s charge that scenes depicting child-birth and a nursing mother are "in- humane and pornographic."

"The American way of life has developed a general antipathy to cen- sorship," says the brief. The Council maintained that "censorship of the kind here involved constitutes a deprivation of the right of free speech," adding: "This method of stifling progress and education by injudicious use of the power of prior restraint is a direct blow at civil liberty; advancement and progress can be made only when there is free exchange of ideas in the market-place of the mind. And as a part of any censoring authority, it concluded, "should prevent the free exchange of thoughts and ideas."

Ad Execs., Publishers Seek Funds for Travelers Aid

(Continued From Page 1)

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COAST CONTRACTS FIRST BIG JOB—WALSH

Cole, Allied Prexy, Sounds SOS for Small Exhibs.

Allied President Says New IATSE Prexy Affirms
Formula Needed To Aid Principle of Local Auton- Exhibitors in Buying
omy for Hollywood Locals

By HIX SMITH FILM DAILY Staff Writer

Dallas—A formula for assisting all theater operators in buying stock must be developed, Col. H. Cole said in an interview with THE FILM DAILY. The local and national Allied added said the formula necessary cause film rentals represent a variable factor in the cost of renting a theater and that such rentals at times

(Continued on Page 10)

Reports from Minneapolis to the effect that Paramount, since starting to sell under the anti-block-of-trade law, was demanding flat rentals terms 50 to 100 per cent higher than those of a year ago were denied.

(Continued on Page 6)

mistic Day Biz Up: Theaters Draw 75,000

Broadway's film theater managers at night said business for Armis-

(Continued on Page 6)

20th-Fox in 5-Year Laurel & Hardy Pact

West Coast Rer., THE FILM DAILY Hollywood—Twentieth Century-Fox has given Stan Laurel and Oliver Hardy a new contract covering 10 pictures to be made in five years. First will be "Fifteens of the Big City."

(Continued on Page 10)

Charges 'Sabotage' of Decree

Art. IV Licensing Features Ignored—Wood

Columbus, O.—Charges that licensing features of Article IV of the New York consent decree are being systematically sabotaged" by the five signatories were made here yesterday by Pete J. Wood, secretary of the ITO of Ohio, in a bulletin sent to all members.

Asking members to report which

(Continued on Page 3)

Screen As Radio's News Competitor

What may be the theater's answer to radio's hold on the public in these tumultuous times of news broadcast listening is the commercial device perfected by Theater Communications which will go into 35 Boston houses as a test trial be-

(Continued on Page 9)

Lowse-Snell Arbitration

Complaint Is Dismissed

St. Louis—The "some run" arbitration case filed by Floyd L. Lowse and W. A. Snell, owners of the Star

(Continued on Page 3)

Dual Boston Debut for "Pullham" Dec. 4

"H. M. Pulham, Esq." will have its world premiere in Boston, major locale of the J. F. Marquand story, on Dec. 4 at Loew's State and Orpheum Theaters, M-G-M announced yesterday. Pic stars Red Lamarr, Robert Young and Ruth Hussey, and was directed by King Vidor.
Watchful Waiting by S. D.
On Anti-S. A.-Scap

Sioux Falls, S. D.—A policy of watchful waiting was adopted by the South Dakota Exhibitors’ Assn. at its annual session here. The consent decree, legislation of Minnesota and the Nebraska A-scap laws are being eyed for possible similar action when final decisions are made by the courts in which they are now or will be pending.

Local exhibitors plan to meet competition of “Jack rabbit” operators using 16 mm. film by themselves using the same size film. Where operators are charging legitimate prices no action is contemplated. Members went on record as favoring taxes for all amusements upon an equitable basis.

Dean Nash of Canton was re-elected president; Bert Johnson of Rapid City, elected vice-president; and H. E. Setersgard of Rapid City, re-named secretary. The next meeting of the association will be held In the spring if elections warrant or next fall for the annual meeting.

Board of Regents to See “Forgotten Village” Today

The Women’s City Club of New York has joined in protesting the action of the State Board of Regents in banning “The Forgotten Village,” the John Steinbeck-Herbert Kline documentary film in a letter to the Board of Regents, which will review the film here this afternoon. The letter, signed by the Women’s City Club, states that the ban “is wholly unwarranted.”

The letter added, “We are convinced that there is nothing in the film which would offend the morals of any one viewing it. In our consideration and mature judgment there is nothing indecent or immoral in any sequence of the film.”

Morris Ernst will represent the distributors, Arthur Marcus and Joseph Burstyn, before the Board of Regents at the hearing which follows the screening.

Robert Benchley Will Be Ama’s Eemcees Tomorrow

Robert Benchley will act as emcee at tomorrow’s luncheon meeting of Ama at the Hotel Edison.

Listed to entertain are John Kie- ran, Juanita Juarez, Don Terry, Granvia Rice, Sterling Holloway, Fannie Hurst, Craig Wood, Billy Vine, Ed East and Polly, and Paul Do- va. The Quiz Kids will be ture- red in a special recorded broad- cast spoiling the film industry. The event will be held in the Masonic Short of Interstate Circuit Dallas, Texas.

Author Will Script His Story


Green Light for Soviet Product in Argentina

Buens Aires (By Air Mail) — Rumors of Russian films appearing on screens in this country and to pass the hitherto extremely rigid censorship. “Professor Mamlock,” which had been brought into Chile, has been purchased for 5,000 pesos by Reich, Argentine distributor, and is expected in two months of uninterrupted run. Another Russian film, “The Great Russia,” dealing with Peter the Great, has met with only moderate success.

The strictly anti-Nazi production, “The Family Oopenheim,” also of Russian origin, is being shown here this month, as is the Russian production, “Beechnam.” the Cine Monumental, which has consistently excluded U. S. product.

Nazi Protest on Films
Rejected in Argentina

Buens Aires (By Cable)—A for- mer Nazi protest against the ex- hibition here of “Manhunt,” “They Dare Not Love” and “Professor Mamlock,” filled with the Anti-Ascap Foreign Office, Ministry by the German Embassy, has been rejected by the municipal film censors on the ground that the pictures were not anti-German.

Kalmie Testimonial Seen
Setting Pittsburgh Record

Pittsburgh — Farewell testimonio- nal dinner to be tendered by the local Variety Club to Harry M. Kalmie, president of the club, to be held on Monday night, is expected to set a record attendance locally. New York home office execs. will trek here in force for the event.

Committee chairman for the testi- monial is announced yesterday, Moe Silver and John H. Harris are honorary co-chairmen, C. C. Kel- ler, John Conn, Joe Shuster, and Joe Feldman, with Frank Ecker, Leo Sterling, Joseph R. Silberstein and Jerry Deasy. Committees are headed by the following:

Ticket, Ira H. Cohn; entertainment, Joe Hiller, Harry Mayer, Mike Cullen, co-chairmen; speakers, Joe Feldman; publicity, James Tomtan; menu, Jerry O’Neill, Harry Kramer, co-chairmen; seating arrangements, Harry Feinstein, reception, Bryan (Buck) Stoner; hotel reservations, Harold Lunds, Bob Finke, co-chairmen gift, Tony Stern; finance, Ben Steerman, Dr. A. I. Wise.

Para. Sets Two Musicals
West Coast Bureau of THE FILM DAILY

Hollywood — Two musicals have been ordered, “Paradise in Hahit” which is now being written by Walter De Leu and Sid Silvers, and a Tahitian story for Dennis Drake. Arthur Phillips is authoring the latter.

Reliance Pix in Argentina

Buens Aires (By Air Mail) — Productions of Reliance Pictures will be distributed in (Establecimientos Filmadores Argentinos)

COMING and GOING

JESSE L. LASKY returned to the Coast last night.

WALT DISNEY arrives this morning from Hollywood.

MARK HELLINGER, 20th-Fox producer, arrives Sunday. He was in Hollywood on the opening of his film, “Rise and Shine.”

OSCAR A. DOOR, Loew’s Theatres ad man is in town for meetings with Charles R. Mond, district manager, and managers of Great Lakes Division.

MISCHA Auer is due In from the Coast to day to begin rehearsals in the stage play, “The Lady Comes Across.”

JACK SCHUYLER, FILM DAILY’s Syracuse re- spondent is in town for a week’s deep sea fishing.

Conn. Allied Meets Mon. On Decree Poll

New Haven—New Allied meet- ing on Monday noon at the Houseman will consider the poll consent decree on effectors.

It is planned to send newly-elected secretary, Maxwell Alderman, visit each independent territory co- necting data on complaints concern- ing the decree.

Lawrence Caplan is resigning a secretary. He was given a vote of thanks for his work for the organization.

Kirsch Would Simplify Chicago Tradeshowings

Chicago—Jack Kirsch, Illinois A- lread proxy, says present trade- showings here are complicated and incom- plement.

He suggests that distributor avoid duplication, each select sep- arate arid for tradeshowings, pref- erably week-end afternoons, elinate morning shows, and limit screenings to two pictures daily.

Studio Projectionists Local to Elect Dec. 2
West Coast Bureau of THE FILM DAILY

Hollywood—Local 165, Studio Pro- jectionists, will hold annual election of officers on Dec. 2, nominations to be made Nov. 21. Indications are that James Brigham, president, will be re-elected along with John Swartz business manager, and Jack Payne secretary.

FINANCIAL

The New York stock, bond and cur- bus markets were closed yesterday due to the Armistice Day holiday.

Monogram Sells Product To 175 More Theaters

West Coast Bureau of THE FILM DAILY

Hollywood— Among 175 new theater outlets signed for Monogram’s 1941-42 product are Co-operative Theaters of Michigan, booking 60 houses; Pittsburgh Exchange, 19 the- aters of the Harris circuit; Indian- apolis; Atlantic Ltd., Ida H. Wright, St. Louis; W. 1 PARIS—P. A. Harle, Le Film, 29 Rue Marollesian (12); MEXICO CITY—Aurelio Baldin, Sept. 27, Cine del Sindi- calismo, 99, Tacubayo, D. F.

Ohio Co-op In Pix Deals

Cleveland — Milton A. Mooney, head of Co-operative Theaters of Ohio, booking for 54 theaters, states that he has closed these new product contracts to date: Paramount, first block; Warner Brothers, first and second block; Metro-Goldwyn, first and second block; Columbia and all of United Artists.

Wednesday, November 12, 19
Criminal Sabotage
of Consent Decree

(Continued from Page 1)

Companies have refused to “lease the latter blocks of pictures unless the earlier blocks were leased” or declined to lease features “unless there is a deal for their short subjects and newsreels,” the ITO secretary said, adding that the two provisions were being ignored.

“It was obvious the two provisions were being ignored,” he added.

Wood explained that the blank sheets were being sent out and the trey conducted “to obtain as much roof as possible.” A large number of complaints have been received, he asserted.

Movie Quiz? Film Game.

Hollywood—A copyrighted sight and, operated by punch instead of skill is the key method of “Movie quiz,” a new pictorial J. F. film. The film library of more than 50,000,000 foot of rejected subjects program by R. J. McIntosh, for whom the series is being produced, has been acquired for a solid year’s written and narrated by Grant Whit- 

ales and Jack Harvey, screen and radio writer.

Affiliated Theathers Add to Board: Baker, Prexy.

Indianapolis—The Affiliated Theaters Inc., has increased its board from 7 to 11. V. U. Young, Marc O’D., and Charles J. Wolf and Al- 

bert B. Blocher were elected to the new posts. Officers elected were Tom Sather, president; Blocher, vice-

president; Sam Elbeek, secretary, and Earl Hendley, treasurer.

Sundown” High Grosser.

Walter Wagner’s “Sundown” has skyrocketed into the top-grossing pictures on the basis of the second round of engagements, according to United Artists. High grosses are reported from Salt Lake City, William- 


Denver U. To Have
Film Art Library

(Continued from Page 1)

be the first in an institution of learning.

The club will finance the purchase of books, films and articles as the nucleus of the library, establishment of which will be the first contribution between Frank H. Ricketson Jr., the club’s president and Chancellor Caleb G. Gutes, Jr., of Denver, U.

Governing board of the library, to be operated as part of the univer-

sity’s Mary Reed Library, will consist of three faculty members and three Screen Club members, the latter to be headed by Ricketson. An advisory committee of Hollywood producers and directors, to be headed by Cecil B. De Mille, will be estab-

lished.

Lowe-Snell Arbitration
Complaint Is Dismissed

(Continued from Page 1)

Theater near Fort Leonard Wood, was dismissed by the arbitrator yes-

terday and costs assessed against the defendants.

Lowe and Snell had charged that the five consenting companies had refused to license product for the show and that the distributors were discriminating in favor of the Lyric Theater, Lebanon, Mo.

La Plata Arbitration
Case Hearing Nov. 26

(Continued from Page 1)

Washington — Arbitration hearings on the clearance case filed by the Chas. L. S. Theater, La Plata, Md against Lowe’s, Inc., are scheduled to start Nov. 26. Plaintiff complains against the clearance granted to Sid-

ney Lust’s Marlboro Theater, Marl-

boro, over the Charles.

Meanwhile, hearings resume tomor-

row on the Idaho clearance case, involving the Met, Baltimore. Hearings already have run several days and have attracted considerable interest because Robert Sher and James Hayes, who were active in the preparation of the New York consent decree, are the attorneys for the complainant, L. E. Linden.

Christy Cabanne on “Baines”

West Coast Bureau of THE FILM DAILY

Hollywood—Christy Cabanne was signed by producer Gordon Brandt to direct the next “Scattergood Baines” picture, as yet untitled, for RKO Radio release. Story is a sulky race-

ning yarn by Clarence Budington Kel- 

land. Michael L. Simons is scripting, and production is slated for Nov. 23.

To Give 564 Turkeys

Loew’s New York Theaters will give away a total of 564 turkeys at special green nights preceding the Thanksgiving holiday.
MR. OSTRICH, WAKE UP TO THE PROFIT IN M-G-M SHORTS!

Listen to the Experts (Bob O'Donnell and Besa Short of Interstate Theatres, Texas):

"In our annual survey of Shorts Most Valuable at the Box-Office, we list M-G-M FIRST with 5 distinguished Shorts and for an ace-in-the-hole, the dependable, never-failing Pete Smith."

(And now see next page →)
"THE TELL-TALE HEART" A NEW M-G-M TRIUMPH!

"It is one of those rare shorts which will live ... like a swell and luscious bon-bon coming suddenly out of a candy slot machine ... exhibitors and their audiences who appreciate solid shorts of enduring worth will give this three rousing cheers."

—FILM DAILY

"Surely 'The Tell-Tale Heart' will merit a Special Academy Award for elevating the quality of the short subject beyond that of most features, for setting a new standard in short subject production, direction and acting ... indeed a miniature masterpiece ... if proof is needed that the short subject is becoming a powerful and persuasive force in screen entertainment, 'The Tell-Tale Heart' can readily supply it; a few more subjects of this calibre and so-called 'second features' will be doomed."

—SHOWMEN'S TRADE REVIEW

"A different kind of short ... the novelty of the film and the names of the author and leading actors are merchandising assets."

—M. P. DAILY

"'The Tell-Tale Heart' is superb ... another unusual short from M-G-M."

—VARIETY

"Consider this subject when a dubious double bill looms ... the audience that is not satisfied will be quite the rarity."

—BOXOFFICE

"This is aces for class houses ... all in all the type of short which should be encouraged ... excellent."

—THE EXHIBITOR

QUALITY PRODUCT!

It is an acknowledged fact that M-G-M spends more production money on Shorts than any other company. We pledge anew our willingness to create quality entertainments for your box-office. Play them all: CRIME DOESN'T PAY; PETE SMITH; JOHN NESBITT's brilliant PASSING PARADE human-interest subjects; M-G-M MINIATURES (including CAREY WILSON's "Nostradamus" and others); M-G-M CARTOONS IN TECHNICOLOR (watch for our Christmas gem, "The Night Before Christmas"); OUR GANG COMEDIES; FITZPATRICK TRAVELTALKS IN TECHNICOLOR. Take the advice of Bob O'Donnell and Besa Short. M-G-M Shorts are FIRST!
The Devil Pays Off

With J. Edward Bromberg, Osa Massen, William Wright, Margaret Tallichet
Republic
70 Mins.

Good Romantic Meller with Timely, Exciting Story; Will Go Well with M.G.M. Fans

Among current sellers, this one ranks well above the average because of its thrills, romantic angles, capable acting and direction. In addition, it is timely, as its story deals with the plot in Cuba of J. Edward Bromberg and the agents of a foreign power to divert a fleet of merchant liners, owned by the former, to European ports rather than to the U.S. which is anxious to acquire them. William Wright, a former officer in the U.S. Navy (who was bounced from the service because of his playboy proclivities), is a friend of the ex-admiral. He is sent from New York to Havana, he finds out not only Bromberg's affair with wife aboard but also prettily alluring intelligence has sent along to pose as Wright's wife—a step which turns out to be a reality at the finale.

"The Devil Pays Off" is a good adventure yarn, and might have been a much stronger picture with more polished dialog and better fitter finesse here and there. As it is, however, it has the punch to please excitement-seeking audiences. Osa Massen is a magnetic personality who plays her role skillfully, as does Miss Tallichet. But the star performance is turned-in by the veteran Bromberg. John H. Auer's direction is right up to the mark, and John Alton's photography is solid.

CAST: J. Edward Bromberg, Osa Massen, William Wright, Margaret Tallichet, Abner Biberman, Martin Kosleck, Chas. D. Brown, William Miller, Roland Varno.

CREDITS: Associate Producer, Albert J. Cohen; Director, John H. Auer; Screenplay, Lawrence Kimberly, Malcolm Stuart Boylan; Original Screenplay, Benamor Yate; Associate Director, Julian Zimet; Production Manager, Al Wilson; Director of Photography, John Alton; Supervising Editor, Murray Seldeen; Editor, Howard O'Neil; Art Director, John Victor Mackay; Musical Director, Cy Feuer; Wardrobe, Adele Palmer.

DIRECTION. OKAY. PHOTOGRAPHY. SOLID.

Kenneth Davenport Dies

West Coast Bureau of THE FILM DAILY

Hollywood — Kenneth Davenport, 63, scenarist, is dead here. He was for many years an associate of the late Douglas Fairbanks. He collaborated with Fairbanks on the scenarios of "The Thief of Bagdad," "Cuba Hoop," "The Thief of Bagdad" and others. Funeral will be held here Friday.

Walsh to Direct "Gentleman Jim"

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. has selected Raoul Walsh to direct its biography of the late Jack Dempsey, "Gentleman Jim," in which Errol Flynn will have the title role. Picture goes into work in January.

THE STORK PAYS OFF

With Maxie Rosenbloom, Rochelle Hudson, Victor Jory.
Columbia
68 Mins.

FARCE ABOUT A RACKETEER WHO FORSKES CRIME FOR LOVE IS IN ORDER TO KILL MILLER

What may have seemed like a good idea is badly mangled by inept handling. Plot hinges on the acquisition of a nursery by a racketeer and his henchmen who are under the impression that the Stork's Club is a night club.

With Maxie Rosenbloom, Horace MacMahon and George McKay as the henchmen, the idea of the trio running a nursery for their boss, Victor Jory, might have been dullled by a series of incredible situations and mediocre continuity.

The mobsters take over the nursery, which is run by Mrs. Graham and three run the place for them. Jory falls in love with Miss Hudson and gradually renounces his career of crime. In fact, he runs for office to offset his image. Hudson finally offsets the attempts of Miss Hudson's divorced husband to smear him in a plot.


CREDITS: Producer, Jack Fier; Director, Lew Landers; Cameraman, L. W. O'Connell; Screenplay, Fanya Foss and Alton Leslie; Additional Dialogue, Ned Dandy; Film Editor, Gene Milford.

DIRECTION. ROUTINE. PHOTOGRAPHY. AVERAGE.

Hollywood Tele Station Using Industrial Films

West Coast Bureau of THE FILM DAILY

Hollywood—Widespread use of both industrial films and Government subjects supplied by Canada and the U.S. got under way last week at the West Coast via WGCX, the local Don Lee television station.

The first live television program from the WGCX $250,000 transmitter which has just been completed will be seen next Monday, Nov. 17 when a variety show featuring Morley Amsterdam, Mabel Todd and Tony Romano and his orchestra will be featured. A specially-designed television will also be featured during the telecast with the Montez Mambo dancers, Joni and Vanessa and Valancy to be featured.

While film will play an important role in the future plans of the station, more than 11,000,000 feet having already been telecast, outdoor special events and live programs will also have a major role in the operation of the station it was stated by Thomas S. Lee, pioneer telecaster and owner of the station.

Capitalization Increased

Dallas, Texas—News Reel Theaters, Inc., has increased its capital stock by an amendment filed with the Secretary of State, Austin, from $100 to $86,680.

RKO Casts Two Productions

West Coast Bureau of THE FILM DAILY

Hollywood—RKO Radio has cast Ralph Scott and James Craig for the leads in "Bombardier," Joseph Cotten and Ruth Warrick will be seen in "The Man From Left," and "It Goes Lona Henry." The latter will go into production in January, Reeves Espey will produce both. Barbara Stanwyck is being sought for the role of Lona Henry. Connie Boswell has been added to the cast of "Syncopation."

Information Please,

No. 1

RKO
9 Mins.

Average

This is the first issue of the series and has John Gunther, author, as the guest. Considerable pantomiming is displayed with the writer appearing up to interpret it in terms of proverbs and quotations. Several good laughs are included and reel can be considered up to par.

"Changed Identity"

(A Miniature)

M-G-M
10 Mins.

Dramatic Reel

This is a dandy dramatic reel with a swell surprise ending which carries plenty of punch for any audience. Adapted from a newspaper story, it counts the murder of one identical twin brother by the other in a train speeding to Bombay. One of the brothers, who has just robbed him and is fleeing the country, commits the crime and poses as the brother he has killed. But when it is about to board a boat for the U.S. he is arrested and charged with murder, not killing of his brother. It seems that the done-away-with brother was, in turn, escaping because he had murdered his own wife.

"Sittin' Pretty"

Top Sport Reel

Paramount
10 Mins.

Various riding techniques are demonstrated in this Grantland RiceSubject with the commentary ably delivered by Ted Husing. Peak portion of the reel is an exhibition of trick riding by Monty Montana and his wife. Kind of riding they do on a horse is amazing. Technique of posting and other fundamentals are shown. In addition to almost unbelievable leaps by that great jumper Plymouth Rock.
THESE THREE
make screen history
in RKO RADIO'S
outstanding
Thanksgiving Week
Attraction.
Imagine! The star-director combination of "Rebecca," plus sensational Cary Grant, in one of the most dramatic love stories ever told! . . .

CARY GRANT
JOAN FONTAINE

Suspicion

FROM FRANCIS ILES' BRILLIANT NOVEL, "BEFORE THE FACT"
with SIR CEDRIC HARDWICKE - NIGEL BRUCE - DAME MAY WHITTY

DIRECTED BY ALFRED HITCHCOCK
Screen Play by Samson Raphaelson, Joan Harrison, Alma Reville

BACKED BY SENSATIONAL NATIONAL CAMPAIGN OF FULL-PAGE ADS REACHING 70,000,000 READERS OF 14 MAGAZINES INCLUDING LIFE, LOOK, RED BOOK, COLLIERS AND FAN PUBLICATIONS.
Wednesday, November 12, 1941

**Screen As Radio's News Competitor**

(Continued from Page 1) Tuesday and Friday nights at 8:45. As commercial announcements, however, are made from the theaters, Quiz programs are conducted in the form of a match between contestants in two theaters. For example, a team composed of employees of the Colgate-Palmolive-Peet Corp. in the State Theater, Jersey City, last night matched their wits with Bakelite Co. team at the Daily Variety Theater. Bound Brook Programs could be heard at both theaters.

The sponsor gives cash prizes and co-operates in all advertising. Other Kouras houses in which the programs originate are the Teaneck, Hackeney; Regent, Kearney; Fulton, Jersey City, and Rivoli, Rutherford, local companies and organizations supply the teams. First program started Nov. 3.

Mischa Auer Released by "U" Hollywood—Mischa Auer has obtained release from his Universal contract. Auer's name has been on the lips of the industry for some time now, and the actor's success in the pictures he has made for Universal has been a matter of comment. Auer's latest picture, "Sons of the Desert," has met with considerable success both in the United States and abroad, and his popularity is on the rise. Auer is expected to make a number of pictures for Universal in the near future.

**Three Wagner Story Properties for UA**

Hollywood—United Artists Prod. has acquired rights to three stories in the transfer of Walter Wagner assets. They include the Harvey Thew-Peter Ordway original, "So Gallantly Gleaming"; the Taylor Caldwell novel, "Pride of Penang," and Vincent Sheean's "Personal History."

**RKO**

(Continued from Page 1) "I'll Fix It" 17 mins. Amusing Starring Edgar Kennedy, this two-reeler concerns Edgar's refusal to pay $100 for the installation of a new water heater, insisting that he can do it himself. The result can be imagined. Edgar's clumsiness causes the cost to rise well above the $100, counting damage to the house, law suit and other expense. Edgar is good for some laughs.

"Georgetown. Pride of Penang" (J. FitzPatrick Travel Talk) 30 mins. Solid Subject On a picturesque island on the West Coast of Malaysia lies the key ports of Britain's Eastern empire. Here James FitzPatrick has used his30 cameras on the lovely isle, which combines beauty, modernity, and the native way of life. Georgetown, the island's capital, is shown, as are the native boats and activities ashore. The principal merchants of the port are Chinese, as the business of the island centers on the coolies and the boats, which are products of the Straits Settlements. This subject, filmed in color, is an asset to any shorts program.

**Coast Pacs First Big Job, Says Walsh**

BARS PERSONAL REPS

When asked whether he would appoint a special White House envoy to represent the way his predecessor did, Walsh replied: "Nobody represents me but myself. Only international representatives and duly elected officers will carry out the duties assigned to them." Concerning the basic studio agreement, Walsh expressed doubt as to whether the IATSE would re-enter the pact.

"I don't know whether we will re-enter it or not. I don't want to take away the rights of the locals to negotiate, and I'm sure that we did come under the studio agreement, I, as president, have to negotiate the contracts. That has to be considered. I want to help the locals as much as possible and am willing to let them continue to exercise their autonomy."

The new IATSE proxy showed little concern when questioned over rumors that the professional unions were the danger of jurisdictional raids by other American Federation of Labor unions. Walsh and the International Brotherhood of Electrical Workers.

"Expect No 'Raiding'" Says Walsh. "You will always hear stories like that at a time like this," he said smiling. "I don't expect any difficulty in that quarter. Only comment Walsh would make on the action of the Hollywood Locals 683, Film Technicians, adopting a resolution demanding the resignation of all members of the IATSE executive board and the expulsion of Locals 683 members. Walsh said it is not from the IA that is the International office did not receive a copy from the IATSE. He also intimated that the action was probably taken before his election and might be considered in a different light by the Coast locals.

Walsh, who on Monday pledged a "honest, efficient and clean administration," felt confident that the international would regain the full confidence of the public.

"We ask the public to have the same faith in us that it has exercised in the 50 years of our existence. One black mark against us in that time should not cause us to be condemned too strongly," Walsh asserted.

**Hershorn Agreement With FPC Is Renewed**

Renewal of an agreement with the Franklin Hershorn Theatre Co., Ltd., was announced yesterday by J. J. Fitzgibbon, president of Famous Players Canadian Corp. Hershorn operates a chain of theaters in the Canadian Maritime Provinces.
WEDDING BELLS

Newark, N. J.—Margot Crangle-vaudville headliner and Ed Sniderman, manager of RKO-Proctor’s here, have written “happy ending” to a five-year cross-country and trans-Atlantic courtship. They were married by Mayor Vincent Murphy.

Cleveland—Mildred Roth of Columbus will become the bride of Marvin Patterson on Dec. 28. A reception at the Statler Hotel will follow the marriage ceremony.


WHO'S WHO IN HOLLYWOOD
- Introducing Interesting Personalities

FPC to Open Capitol, Fort William, Nov. 21

Toronto—The last theater to be erected by Famous Players Canadian during the present war is the Capitol at Fort William, which is scheduled to open Nov. 21. Many weeks after the original projection date because of the difficulty in obtaining materials and equipment. It was started early this year before Dominion Government placed a ban last May, on the construction of further buildings costing more than $16,000 as a war measure. The new Capitol will be serviced from Winnipeg.

pay weekly for film rentals. Hence he becomes an easy target for emotional selling.

The condition poses a question to the motion picture industry, namely, "Can the industry allow these small town houses to close because of skeleton projection operations?" Aside from the economic waste of their closing, on which human selfish motives and individuals down there's another angle. These small town theaters are in effect the 'knot-holes' of the super houses in the cities. "There was a time when the film industry had little competition for the customer’s entertainment dollar. That cream has been skimmed. We are down now to the milk. For example, bowling, softball, night spots, skating rinks, and even in the Southwest hockey, just to mention a few are offering competition for the customer's dollar.

"Thought must be given to building motion picture patronage. Small town theaters in several hundred Texas towns are conditioning thousands of future citizens of the big towns. Either for or against motion picture entertainment. When they move to the cities, as they are doing every year, they will have had the opportunity of seeing good pictures at the crossroads."

20th-Fox Guild Votes For CIO Affiliation

(Continued from Page 1)

Employees Guild (UOPWA-CIO), it was announced yesterday.

While no vote was announced, officials of the Guild described the mobbing as almost unanimous. The Guild claims to have more than a majority of both-Fox home office employees enrolled.

The 20th-Fox Guild is the third home office employees union to affiliate with CIO. Metro and Columbia groups acted earlier.

Local 109, it is understood, is now enrolling in organizing RKO Radio employees on its own.

SPG to Hear Results of CIO Affiliation Ballot

Results of the New York Screen Publicists Guild referendum on CIO affiliation will not be announced until tomorrow's monthly membership meeting, it was indicated yesterday. While the ballots cast in the mail poll were scheduled to be counted on Monday night, following a postponement from Saturday, it was found necessary to defer the tally until yesterday.

Affiliation, if voted, will be with Local 109, Screen Office and Professional Employees Guild.

Fisher Succeeds Harris

Edward J. Fisher has been appointed advertising and publicity rep. of Loew's four Cleveland theaters, succeeding J. H. Harris, who has resigned to enter the U. S. Army Air Corps as an instructor. Fisher has been for several years a U. S. employee in the Cleveland territory.

Rogell on "Moon Struck"

West Coast Bureau of THE Film Daily Hollywood—Albert S. Rogell has been signed by Republic to direct "Moon Struck," a Judy Canova vehicle, formerly titled "Chatterbox," Albert J. Cohen production to go before the cameras Dec. 5.

Para. Terms in Minn. Not Exception—Agniew

(Continued from Page 1)

ied yesterday by Neil Agnew, general sales manager.

Terms being offered Minnesota exhibitors are no different from those offered to theater owners in other states. What is being sold for what it is worth to fit the individual exhibitor and situation, he insisted.

Members of Northwest Allied at meeting last week declared Paramount was being unreasonable since it resumed selling in the state. It was asserted at the session the Paramount was offering two picture at 50 per cent, four at 40 per cent and two at 35 per cent. Agnew's answer to the charge was that a general sales policy was not a subject for an official agreement.

Meanwhile, Judge Henry W. Goddard on Friday is expected to grant Warner Bros.' application for relief from selling in Minnesota under the terms of the New York consent decree.

Mitchell Succeeds Pope

Cleveland—George Mitchell has been named publicity director for the local RKO theaters. He succeeds Clem Pope who was appointed district manager at the time Nat Holt's promotion to the West Coast.

A. J. Mason Loses Election

Springfield, N. J.—A. J. Mason, veteran owner of the Capitol here, was the only film exhibitor seeking vote in the provincial elections for the legislature. He was defeated as a Liberal candidate in Cumberland County.

Win. Barron Joins Parc.

Toronto—Win. Barron has been appointed manager of the film publicity department of Paramount Film Service, Ltd., with office in Toronto. Barron returned from Europe a short time ago after serving as a news correspondent.

OUT OF UNIFORM

Indianapolis—Abe Baker, former Columbia booker here, has been discharged from the Army, and has rejoined the local exchange's booking staff. Jack Dowd, corpsman with the 8th anti-tank battalion, Ft. Custer, Mich., has also received his discharge from the service and resumed the booking staff at Warners exchange here.

Dallas—Fred McDadden, who was connected with the publicity department staff, has been discharged from the U. S. Army and will be back at his old post after a short vacation.
The bulletin ruling any MH Democracy.

Trade Defense Held One, Internal Business Problems Another. MPTOA View

MPTOA sees two "quite different and somewhat unrelated projects" involved in the proposed unity program and "it is a mistake to confuse the two in dealing with them." Ed Kuykendall declares in a bulletin made public yesterday.

The MPTOA president asserts that "until ed front in defense of the business against outside attacks is one issue and the other is joint re-

(Continued on Page 8)

$4,200,000 Eastman Wage Dividend Set

Rochester—A wage dividend of $4,200,000 was declared by Eastman Kodak Co. here yesterday.

At the same time, an extra common stock dividend of 51 a share was declared for Kodak stockholders.

(Continued on Page 7)

20th-Fox to Ask Court For Franchise Ruling

Federal Judge Henry W. Goddard tomorrow will be asked by 20th-Fox to construe Section 15 of the New York consent decree in connection with certain theater franchises of the company. Section 15 provides that the decree shall not apply to any franchise signed before June 1, 1940. 20th-Fox will seek a ruling that certain franchises are not barred by this provision of the decree.

Knox Spurns Mercy Pleas

Text of Federal Judge John C. Knox's remarks in imposing sentence yesterday on George E. Browne, former LATF presxy, and Willie Bioff, his ex-West Coast personal rep., convicted on extortion charges:

"This is not unhappily the first time on which I have had occasion to sentence leaders of labor for violation of their country's laws. For reasons that were entirely unsound I have upon each such occasion been asked to consider the circumstances that these leaders upon behalf of the interests of labor are entitled to special dispensations of mercy. Great as is my sympathy for the

(Continued on Page 9)

Convince Solons Pictures Are Not a Luxury—MPTOA

Exhibitors and exhibitor associations throughout the country "must convince legislators that motion picture entertainment is not a luxury to the people of this country and that excessive admission taxes are a real burden to the local theater operators, not just a tax that can be entirely passed on to the consumer, without any injury to the theater," Prexy Ed Kuykendall of the MPTOA

(Continued on Page 8)

Det. to Raise, Stagger Prices First-Runs to Start Upping Thanksgiving Day

Pathe Film-duPont Stock Swap Gets Gov't Approval

U. S. Treasury Dept. and the SEC have approved the proposed exchange by Pathe Film Corp. of its holdings in duPont Film Manufacturing Corp., for common stock in E. I. du Pont de Nemours & Co. On Nov. 10, the Commissioner of

(Continued on Page 8)

SPG Rejects Tie-up With CIO's SOPEG

New York Screen Publicists Guild will continue as an indie union, its membership voting down a proposal for affiliation with the CIO via Local 109, Screen Office and Professional Employees Guild, in the recent mail referendum, it was announced yesterday.

Statement issued by the SPG executive council explained the ad

(Continued on Page 4)

National Board Conference Expected to Attract 300

Three-day 18th Annual Conference of the National Board of Review of Motion Pictures opens today at 10:30 a.m. in the Hotel Pennsylvania, with "Movies in a Democracy" as meeting's theme. Attendance of 300 is anticipated.

Launching the series of sessions will be this morning's huddle of com-

(Continued on Page 9)

20th-Fox and RKO Would Sell in Minn.

RKO will seek to be relieved from complying with certain sections of the New York consent decree in order to sell in Minnesota. An application may be made today to Judge

(Continued on Page 8)

Warner Stockholders Meeting Set for Dec. 8

Annual stockholders meeting of Warner Bros. Pictures, Inc., will be held Dec. 8 in Wilmington. Proxy notice for the meeting

(Continued on Page 7)
COMING AND GOING

Thursday, November 13, 1941

West Coast Bureau of THE FILM DAILY

Hollywood—Edmund Grainger, the last two years with Warner Bros. as a producer, has severed his connection with that company and announces his future plans following a month's vacation in New York City. He will plane East at the week-end. Grainger's latest Warner feature, "International Squadron," opened at the New York Strand.

NEW YORK THEATERS

RADIO CITY MUSIC HALL

ON STAGE: "THE WALTZ KING"—medleys of Jerome Kern's \(\) music, produced by Leonard, Symphony Orchestra direction by Rager. 1st Mezzanine Seats Reserved Circle 6-4602

BUTLER, MARY, and ALFRED R. MORTON, in Paramount's "THE NEW YORK TOWN FLOOD."" Paramour and Band TIMES SQUARE

BILLY ROBINSON, in Paramount's "NEW YORK TOWN FLOOD."" Paramour and Band TIMES SQUARE

MARRY MARTIN, ROBERT PRESTON, and JIMMIE LUNGEFORDER in Broadway's "A YANK IN THE R.A.F.,"" at the Palace. Also, MIRANDA-ROMERO-FAYE-PAYNE IN "WEEK-END IN HAVANA," at the Roxy for a Week. PLUS A BIG WEEKEND SHOW ROXY 7th AVENUE 50th STREET

CARMEN CESAR ALICE JOHN MIRANDA-ROMERO-FAYE-PAYNE IN "WEEK-END IN HAVANA," at the Roxy for a Week. ALSO, MIRANDA-ROMERO-FAYE-PAYNE IN "WEEK-END IN HAVANA," at the Roxy for a Week.

BIG NEWS FROM THE VALLEY

HOW GREEN WAS MY VALLEY!


TODAY THE GREAT CURTAINS OF RADIO CITY WILL OPEN ON WARNERS' NEWEST SUCCESS..

"ONE FOOT IN HEAVEN"

FREDRIC MARCH • MARTHA SCOTT

in

ONE FOOT IN HEAVEN'

with BEULAH BONDI • GENE LOCKHART

ELISABETH FRASER • HARRY DAVIDPORT

LAURA HOPE CREWS • GRANT MITCHELL

Screen Play by CASEY ROBINSON

Music by MAX STEINER

Directed by IRVING RAPPER
To Raise, Slagger Prices in Detroit

(Continued from Page 1)

cents to one o'clock and 85 after that. No move has been made yet for second-runs to increase admissions, but they probably will jump, and allow the keys to go from the present 35 cents to 40 for week-end changes when they play big pictures, definitely establishing the city on a differential price policy according to the days of the week.

Pathe Film-duPont Stock Swap Gets Govt Approval

(Continued from Page 1)

Internal Revenue ruled that the exchange between Pathe and du Pont constituted a non-taxable reorganization and that no tax would be imposed upon Pathe on receipt of the du Pont shares. The SEC yesterday gave the necessary approval to the transaction, declaring the plan of re-organization fair and equitable to Pathe stockholders among whom 56,750 shares of du Pont de Nemours common will be distributed for their 5,500 shares of Pathe. After the exchange is made, Pathe Film Corp. will be dissolved.

Pathe was represented in the dealings by Robert Benjamin and Seymour Peyser, of Phillips, Nizer, Benjamin & Krin. They announced yesterday that the machinery for the exchange and the distribution of the du Pont stock would be placed in operation immediately. It is estimated that Pathe stockholders will receive their ratable interest within 10 days.

Publicity Directors Will Welcome AP Editors

West Coast Bureau of THE FILM DAILY

Hollywood — Publicity directors' committee of Association of Motion Picture Producers will arrange special functions, star appearances and other phases of the industry's part in welcoming Associated Press managing editors who will hold their annual convention in Los Angeles in 1942.

SPG Rejects SOPEQ Tie-Up

Will Continue to Function as Independent Union

(Continued from Page 1)

verse vote on affiliation rests from the belief by "many members that 'such a move was not necessary to the securing of a speed and acceptable contract." The SPG is the first of the indie white collar home office units to reject a C I tie-up; thus far, Local 109 has the Screen Readers Guild and the home office unions at Loew-Metro, Columbia and 20th-Fox as chapters. SPG council's statement read part: "As negotiations with the producers proceed, the Council is convinced that the Guild membership continues to strengthen itself and that which it needs to achieve its end, and, further, that the membership is prepared to take whatever steps are necessary to secure its continued growth." "The SPG grows the strength and unity of the organization office workers and readers, and, it pledges its close and continued cooperation in every way possible. A has always been true, such an organization is necessary to the greatest strength of our own Guild." On behalf of the CIO, John Stanley, secretary-treasurer of United Office and Professional Workers of America, issued a statement expressing "deep regret" over the refusal of the SPG referendum to be held in charge of the UOPWA to organize the home offices, continued: "The results of their referendum vote will delay but not prevent the establishment of maximum unit among all white collar workers in the motion picture industry, and, our opinion, will not serve the best interests of the publicists themselves. "The publicists' referendum is too place in an atmosphere where prejudice would have given more weight than informed discussion. We hop that this referendum will serve to initiate serious consideration of the discussion of affiliation with the CIO as the only means of guaranteeing genuine collective bargaining for employees of motion picture publicity departments."

SPG will hold a membership meeting tonight at the Hotel Piccadilly.

Triple-Threat Man

Detroit—Ray Schreiber, head of Midwest Theaters, has decided to learn show business from the stage end now. He has started taking lessons in: 1) piano-playing; 2) ballet; and 3, singing.
REALLY SOMETHING TO BLOW YOUR HORN ABOUT!

THE GREATEST ENTERTAINMENT EVER TO PLAY ON ANY SCREEN!

Turn over please
PARAMOUNT'S

LOUISIANA PURCHASE

IN TECHNICOLOR!

with

Irene Bordoni • Dona Drake

featuring 100 Louisiana Belles • Directed by Irving Cummings
Screen Play by Jerome Chodorov and Joseph Fields • Based on the Musical Comedy by Morrie Ryskind • From a story by B. G. De Sylva

Music and Lyrics by Irving Berlin
The wage dividend was increased 10%, or to $25,000, from $23,000. The company’s profit-sharing formula by which the wage dividend is dependent upon dividends on the common stock will remain the same. The increased dividend will be distributed in March.

Stockholders will receive $2,476.60 additional through declaration of extra dividend. The regular 1½ cent dividend on the preferred stock, amounting to $1.50 a share, was also declared. Voting of the extra dividend on the common stock is expected to be decided by the last five business days of March.

The amount estimated for the $24 wage dividend is more than a million a year, and a half dollars higher than the amount paid in March, 1941. The increase over the last wage dividend is due not only to the higher rate of the profit-sharing dividend but also (1) to an increased number of employees eligible, (2) to an increase in the amount of work, (3) to a length of service and because of overtime pay, and (4) to a wage and salary increase that went into effect in May.

Warner Stockholders Meeting Set for Dec. 8

(Continued from Page 1)

shows that Maj. Albert Warner, vice-president and treasurer, owns 85,647 shares of common and 14,884 shares of preferred. In addition, he and Mrs. Warner own $851,000 of debentures, and Jack L. Warner, vice-president in charge of production, holds 102,959 common and 14,884 preferred shares and $300,000 of debentures.

In addition the above named directors, together with the New York Trust Co., are trustees of a trust holding 27,535 preferred shares.

"Suspicion" Booking Limits 2 Music Hall Films’ Run

Because RKO’s "Suspicion" was booked at the Radio City Music Hall to open Nov. 20, Warners’ “One Way to Heaven” and Universal’s “Appointments for Love” received only one-week pencilling in. “Heaven” opens today. “Appointments for Love” has been booked approximately $9,000 a week in the United Artists’ short subject, “A Letter From Home,” opens at the New York on Nov. 27.

**REVIEWS OF THE NEW FILMS**

"Tarzan’s Secret Treasure" with Johnny Weissmuller; Maureen O’Sullivan, John Sheffield M-G-M 81 Mins.

**TARZAN’S LATEST IS GRAND MAKE-BELIEVE; KIND OF PICTURE THAT PRODUCERS TELL BARGAIN GIFTS TAKES GROSSES AT PROFITABLE LEVEL**

Best way to sum up Tarzan’s latest exploits is that it is grand make-believe. The kind of picture those audiences enjoy watching because of its imaginative invention and exciting adventure. Exhibs. can roll out the plush carpet for patrons from seven to 70 and feel assured they will be entertained.

Producer B. P. Fineman can take a bow on the production. Sets have a jungle look about them and are in keeping with the story. There is first-rate direction by Lambert Hillyer, and the jungle scenes, with special skill, especially the smashing climax.

The Tarzan family consisting of Johnny Weissmuller as Tarzan, his wife, Jane, played by Maureen O’Sullivan, and Johnny Sheffield, dwell in their own Shangri-La high in some remote jungle mountain. The son of Tarzan’s boy decides to set out for civilization. He runs across a colored lad, Taboo, his own age and saves him from a rhinoceros. As Taboo is a real boy, all boys of scientists arrive on the scene. It’s Tarzan to the rescue of all. Meanwhile, two brothers kill out from Boy there is gold in the mountains where Tarzan lives. When the leader dies from a fever, the kidnappers plan an attempt to kill Tarzan. They track back to civilization but are captured by savages.

Tarzan saves his wife and son in a spectacular rescue. climax is the big sequence in picture and has Tarzan using his swimming ability to overrun the canoes of the natives. Adding to the excitement are the crocodile attacks on the couple. Weissmuller has kept in trim and looks the part of a jungle hero, and the monosyllabicTarzan’s way is on his acting ability. Miss O’Sullivan looks as lovely as one would expect in a jungle costume. The lad, Sheffield, is a line performer.

One of the picture’s virtues is the presence of Barry Fitzgerald as the photographer in the scientific expedition who remains a friend to the Tarzan family. His Irish brogue is a delight to hear and his sense of comedy is as welcome as a winning three-horse halter, Cordell Hickman is the colored lad, Reginald Owen, Philip Dorn and Tom Conway are good in supporting roles. Contributions of all to the entertainment.

Production is photographed with sepiatone film increasing the visual effectiveness of the camera work which is tops, particularly the underwater work.

CAST: Johnny Weissmuller, Maureen O’Sullivan, John Sheffield, Reginald Owen, Barry Fitzgerald, Tom Conway, Philip Dorn, Cordell Hickman.

**Flying Bear** (An M-G-M Cartoon) M-G-M 9 mins.

Fairly Amusing

Aside from the effectiveness achieved as a result of being made in color, and the adroitness of the animating, “Flying Bear” is not an unusual short, merely recounting the adventures of a bear in a comedy airplane flight. Among his experiences are a aerial tilt with a pell-mell, a trip over the stratosphere which ends up with the bear in the hospital, along with a humanized or original plane, an interesting touch is given to the footage by its action taking place at an Army flying field, in travesty, of course.

"The Inside Passage" (FritzPattick TravelTalk) M-G-M 9 mins.

Widely Appealing

Along the basic theme of the inland waterway from Seattle to Alaska, FritzPattick has filmed this Traveltalk, which. as usual, he narrates himself. There are eye-popping, photograpic views of the Ketchikan salmon fisheries and the relatively near-by Indian village where the art of Totem Pole carving is still practiced, and the artisans honored by their fellow natives. Bulk of the remaining sequences comprises scenes of Annette Island and the salmon port of Cordova. The producer has selected, as aatak of Alaskan’s over-powering grandeur in the snow-capped mountains seen as frequent backgrounds. Like others in this series, "The Inside Passage" is an eye-filling color.

"In the Zoo" Paramount 10 mins.

Amusing

Whereby the animals speak through some unique animation and trick photography. Lines are rather amusing with the payoff coming at the finish. An unusual large variety of animals are photographed. Shots of the animals are interesting and make this a worthwhile program subject.


CREDITS: Director, King Vidor; Screenplay, Elizabeth Hill, King Vidor; Author, Paul J. Marquand; Director of Photography, Ray June; Musical Score, Bronislau Kaper; Musical Direction, Lennie Hayton; Recording Director, Bronislau Kaper, Cedric Gibbons; Associate, Malcolm Brown; Film Editor, Harold F. Kress.

DIRECTION, Aces, PHOTOGRAPHY, Splendid.
Convince Solons Pix
Not a Luxury—MPTOA

(Continued from Page 1)

warns in a general bulletin released yesterday.

Kuykendall says that apparently so-called "technical" tax legislation, in which exhibitors have little interest "other than correcting the mistake made in exempting children's admissions of less than 10 cents instead of 10 cents and less," will not come up in Congress until after Jan. 1.

Major general increases in Federal taxes will not be seriously considered in Congress until after Mar. 15, the MPTOA adds, and then continues:

In the meantime, the proposal to include the entertainment tax revenue for social security is being amplified to also include a heavy tax levy on wages and salaries for war purposes. This may get preferred and immediate attention so that the new tax levy can start Jan. 1, 1942, or immediately thereafter. While such a tax may drastically affect retail business generally, including theaters, by sharply curtailing buying power, it is not a special tax on motion pictures.

Discussing the question of higher admission prices, Kuykendall urges "careful study by every theater owner," asserting that "adjustments that can be made now to improve your business may be impossible later on when you are desperate to make ends meet."

"The recent action of the Canadian government in freezing theater admissions at present salaries under penalty of the law as a war measure may be an ominous warning of what may happen in other countries," Kuykendall comments.

Marie Saxon, Stage Dancer, Dies

Marie Saxon, 37, former Broadway stage show dancer, died yesterday at her home, Pleasant Ridge Road, Harrison, N. Y., after a long illness. In private life she was Mrs. Syd Silverman, wife of the publisher of Variety. Her last stage appearance was in 1928 in "Ups-a-Daisy."

TO THE COLORS!

St. John, N. B.—Ronald Curran, manager of the Regent, is taking this weekend off each week for a special course in artillery gun laying. Curran is a non-commissioned officer in the Canadian coast artillery, non-permanent section.

New Orleans—Foster Hotard, former head booker of Vitagraph, and C. C. Casebergue, ad sales department, left their jobs to enter military service.

Cohens to Reopen Detroit's Town Theater

With Colored Stage Attractions and Films

Detroit—Ben and Lou Cohen, circuit operators, will open the 2,200-seat Town Theater, closed since they took it over last Spring, on Dec. 26, with a policy of first-run pictures and big-time colored stage attractions. Tentative bookings will include Lewis Armstrong, Syl Johnson, Jimmie Lancelford, and Rochester. B. O. scale will be 55 cents. The emphasis will be upon stage shows rather than pictures, as the house will have difficulty in getting any first class product for this run, and will be forced to use "B's" and indie product largely.

Two Unity Issues, Kuykendall

Trade Defense, Internal Problems Are Cited

(Continued from Page 1)

egotiation between exhibitors and distributors on trade problems. A different approach to each subject will be required, he indicated.

As to a united front in defense of the industry, "MPTOA does not feel that we need such a joint committee merely to gain publicity for MPTOA organizations or to secure the support of our members," Kuykendall writes. In asserting that the organization will be glad to participate "if our members are convinced that it will help to advance the co-operative effort in defense of the theater interests."

Minority Groups Unimportant

Co-operation on such matters as legislation and taxes has never been a serious problem in the industry, Kuykendall contends, declaring that "minority groups who have refused to co-operate with the rest of the industry for reasons of prejudice or exhibitor politics have had little or no influence on the joint effort or ultimate results."

The matter of settling internal problems of the major film companies under penalty of the law as a war measure may be an ominous warning of what may happen in other countries," Kuykendall comments.

Henry W. Goddard who previously granted permission to Paramount to sell product under the provision of Minnesota's anti-blocks-of-law law.

Twentieth Century-Fox, following the example of both Paramount and Warner Bros., applied for the same relief yesterday. Judge Goddard will hear the application provisionally as the same MPTOA Scheduled to consider that of Warner.

M-G-M appears to be the only holdout against selling in Minn. until the criminal actions against Paramount. 20th Century-Fox and M-G-M, alleged violations of the state law, are now clarified.

Powell Dies of H Burns

Detroit—Charles H. Powell, 5 salesman for National Screen Service for 12 years, died as the result of an automobile accident near Saginaw. Burial was at Bradford, Pa.

will take the necessary initiative and develop the will to co-operate in negotiating any practical, effective, and honest program," Kuykendall asserts.

"The industry is possibly not disorganized than ever before; it is just in a transitional stage between distributors and with the customers was attempted; the easibility of risk of anti-trust prosecution if they co-operate with each other to end industry abuses and in prove the business is readily available for those who want to avoid responsibility.

"Willingness to co-operate as an honest desire to work out trade problems on the part of exhibitors and exhibitor organizations is not enough. Such proposals even when reduced to a fair, practical plan which no real objection or criticism can be made means exactly nothing if the distributors or part of them are determined not to work with each other in such matters. MPTOA organizations so well know MPTOA exhibitors with mute interest a definite indication that the major distributors will give organized co-operation to a trade practice program at this time. Favorable response, not for its future, is all that is needed."

Storks!

Cleveland—Jimmy Shlake, manager of the Capitol Theater, has been named Frederick.
Bioff May Go to Alcatraz, Browne to Pa. Prison

Judge Knox Spurns Mercy Pleas in Meting Sentence

(Continued from Page 1)

Browne-Bioff Condemnation Begins Seeking to Exploit Labor Movement—Green

Conviction and sentencing of George E. Browne, resigned IATSE president, and William Bioff on federal extradition charges for being overt as a organizers to those who seek to use the labor movement for exploitation purposes," William Green, A F of L proxy, said in a statement issued in Washington yesterday.

Browne, until the recent A F of L Seattle convention, was a member of the Federation's executive council.

Green, silent while Browne and Bioff were under fire by the Government, assailed his statements as a gross misrepresentation of the facts. He contended that the men "who deceive them and betray them are removed from official positions and adequately punished for the commission of crimes of which they have been found guilty."

Green termed exploitation by those who have been chosen to represent workers in organized labor as a crime of the "greatest magnitude." Green added such exploitation can neither be excused nor condoned.

Local Situations' Still Under Gov't Investigation, Federal Attorney Reveals

(Continued from Page 1)

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CHEER-LEADING CRITICS! HILARIOUS FANS
MONOGRAM SCORES with a COLLEGIATE RIOT

"...Evidences marked showmanship in presenting Grace Hayes, Peter Lind Hayes and Mary Healy, as themselves. Boy-tap dancer, Roland Dupree, is veritably a young Astaire."
L. A. TIMES

"Solid entertainment...Peter Hayes' exuberant personality has little trouble in dominating throughout...Direction puts the performers through their paces with verve and animation."
HOLLYWOOD REPORTER

"Hits its mark so nicely—will please wherever played."
SHOWMEN'S TRADE REVIEW

"Lively and tuneful, should clean up in college towns. Excellent production."
FILM DAILY

"ZIS BOOM BAH"
UNITY CONFERENCE IN CHICAGO IN DEC.

20th-Fox Reports 39-Week Profit of $1,549,164

Recovery Shown as 20th-Fox Jumps From Million Dollar Loss Last Year

Showing a sharp recovery, 20th-Fox yesterday reported a net profit of $1,549,164 for the 39 weeks ended Sept. 27 as compared to a loss of $1,076,611 for the same period last year.

At the same time, the board of directors declared a cash dividend of 9.75 cents per share for the fourth quarter of 1941 on the outstanding preferred stock of the company, payable Dec. 24 to stockholders of record today.

Grainger Sees Rep. $15,000,000 Gross

Republic has chalked up approximately $15,000,000 in sales on a new season product, it was disclosed yesterday by James R. Grainger, president, as the company ended the two-day regional meeting at the New York Athletic Club.

Grainger, replying to interviewers',

Southeastern Exhibs. May Escape 30% Current Slash

Washington — Over-all curtailments of 30 per cent in use of electricity by theaters in the Southeast was further deferred to Dec. 1 yesterday.

USO's Automovies Draw 1,500 a Show

USO automovies, the mobile film shows that are touring the Army's maneuvers area in the Carolinas to provide film entertainment for men in uniform, are averaging audiences of 1,200 a performance, according to reports yesterday to USO headquarters here. Thus far, more than 100,000 men attended the first 100 film shows presented, it was said.

NATIONAL FILM BOARD FOR U. S.?

Canadian Government Setup "May be Worth Considering" Here, Says Dominion Film Commissioner

Canada's National Film Board, Government film co-ordinating agency, "may be worth considering" as a model for a United States Film Board, the Dominion's Film Commissioner, John Grierson, told the annual conference of the National Board of Review of Motion Pictures, meeting yesterday at the Hotel Pennsylvania.

Grierson, whose conference subject was "Co-operation of the Film Industry with the Government Under War Conditions," outlined the mechanics of the National Film Board and detailed the theatrical aspect of the Dominion Government's film work during World War II.

Trade Rep. Advises Dominion's Board, in addition to the Film Commissioner, who is its executive officer, embraces two Ministers, three major civil servants and three members of the public. The latter, (Continued on Page 6)

2-Hour Shorts Show Can Click, Aampa Told

Short subjects, properly selected and exploited, currently have the strength to comprise a full two-hour film program without the presence of a feature picture. Mrs. Besa Short, head of the Short Subjects

(Continued on Page 6)

Shorts Are Still Forced. Eastern Pa. Allied Hears

Philadelphia — Members of Eastern Pennsylvania Allied at a meeting yesterday charged that all companies were still forcing the sale of shorts. (Continued on Page 6)

Para., NT Circuits Close Breach, Sign

Paramount and the National Theaters-controlled circuits have patched up their differences and deals have been completed on the company's first two blocks of the new season, Neil Agnew, general sales man.

Bioff-Browne Bail Plea Before 3 Judges Today

Hearing on the application of William Bioff and George K. Browne for release on bail from the Federal House of Detention pending their

(Continued on Page 6)

RKO 39-Wk. Net at $644,744

Represents Gain of More Than 100% Over '40

Para. Sues Ind. Theater For Failure to Play 26

First legal action in several years against a theater for failure to play pictures under contract has been filed by Paramount in Indianapolis.

For the 39 weeks ended Oct. 4, RKO Corp. and subsidiary companies reported a net profit after all charges of $644,744, an increase of more than 100 per cent over the same period last year when the net was $318,385.

For the 53 weeks ended Oct. 4, however, the company reported a net loss of $661,801 after all charges.

Net profit from operations before

(Continued on Page 5)

ITOA to Call Off Parley In N. Y. So as Not to Conflict With Sessions

First all-industry conference in connection with the much-discussed unity program will be held in Chicago "sometime in December," a spokesman said yesterday. It is reported that the big parley has been set tentatively for the first week in December, but it is understood that this is subject to change.

Meanwhile, it appears likely that the ITOA will call off its proposed unity meeting scheduled for late this month in New York so that it

Second Arbitration Budget at $294,000

Budget for the operation of the motion picture industry's arbitration system has been set at $294,000 for the second year, it was reported yesterday. In addition, a contingent fund of $25,000 has been added.

Scully to Preside at "U" N. Y. Sales Meet Tomorrow

William A. Scully, Universal's vice-president and general sales manager, calls his second mid-season sales meeting to order tomorrow at

(Continued on Page 3)

Ascap Drops Battle On 1937 Wash. Law

Olympia, Wash.—Ascap yesterday dropped its long battle against a Washington statute, enacted in 1937, requiring it to file its compositions with the Secretary of State.

Attorney General Smith Troy announced that with the filing of the extensive roster of songs and tunes Ascap would have compiled "substantially" with the law, enabling it to license radio stations in the State. 

(See Column 1 Below)
Local 244 Receivership Decision Is Reserved

Newark, N. J.—Decision was reserved by Vice-Chancellor Bigelow on the request of six members of Local 244, operators, for the appointment of a receiver.

Andrew Crumley, counsel for the union, denied charges that Louis Kaufman, business agent, and his friends dominate the local, that funds are spent without an accounting, and that members opposed to Kaufman are beaten and get poor jobs. Crumley pointed out since Vice-Chancellor Berry appointed a receiver in 1938, similar actions have been started three times, Berry dismissed two of these and Bigelow one for lack of evidence.

Bigelow said he would sign the order presented by Crumley naming William J. Brennan, Jr., as special master to supervise the election Dec. 9, because it does not restrict Brent's as does the order presented by Warren Dixon, Jr., counsel for complainants.

Kaufman and his administration forces were renominated for their respective offices yesterday.

Bigelow said there should be provision on ballot as to whether Kaufman should be paid a Christmas bonus. Crumley said there would be no Christmas bonus, no salary increase or any other proposal while the case is before the court.

The local's executive committee issued a statement through President Harold Shadbolt denying union members were responsible for breaking windows in the home of Reginald Cooper, a former president. The committee termed the charges of part of a campaign to discredit the union, its statement reading in part:

"We feel we cannot unanswered the series of accusations that violence has been part of the technique of this local. That is absolutely not so. Neither as a group nor individually have we resorted to violence at any time, and we want the public to know it. We welcome the opportunity to have our presentation tested in a court conducted election."

Richard Pitman, 67, Dies

Richard Pitman, 67, theatrical agent and former actor who appeared with such stage stars as E. H. Sothern, Maude Adams, John Drew, Viola Allen and others, died yesterday of a heart ailment at the Mary Immaculate Hospital, Jamaica, Queens.
second Arbitration
Budget at $294,000

(Continued from Page 1)

the New York consent decree, maximum budget for the second
was fixed at $405,000.
needed, however, for the second
releasing of the tribunal fa-
cial and commercial issues in
other lines of
This means that fees col-
 Arbitration Association, 50 per cent
the total fees going to each
The new budget represents a sav-
more than $190,000 under the
al budget approved by the De-
ment of Justice last year when
AIA was granted $490,000 for
establishment of the tribunals
their operation by S. C. Whitney,
president of the AAA, pointed out
tday that only $300,000 of that
amount had been expended.
The association also announced
that as a result of the film
industry's contribution, plans
are now being made to set up voluntary
Arbitration Councils in each of the
states and that the present person-
ality of the motion picture tribunals
and assist in forming these. These
Councils will be in a position to
settle local industry on arbitration
methods.

The budget committee consists of
Oscar Warner, hon. Van Vech-
Veeder and Joseph H. Hazen.

Carroll Bruce
Carroll Bruce will be hosted today
by Bud Abbott and Lou Costello
of the Hotel Astor. Dick Foran, Director Arthur
bin and Mischa Auer will also at-
All but Auer have just com-
their work for Universal's
Em Flying." Auer has a
tured role in "Hellsanpoppin."

Happy Birthday
To You

Happy Birthday to You

ON NOV.
Schuler M. Schneck
Don Kinin
Bruce O'Brien
Veronica Lake

Harriet Rawlings
Stonie Stone
Jim Killough

Grainger Sees Rep.
$15,000,000 Gross

(Continued from Page 1)

questions, declared that the company
would gross between $14,000,000 and
$16,000,000 in sales on the 1941-42
lineup.

Optimistic following meetings in
New Orleans and Chicago, Grainger
said the company has closed deals
with all independent and affiliated
circuits except two. He added that he
expected to sign those circuits shortly
for a 100 per cent average.

Sales Up 50% Over Last Year
Grainger stated that the company
had increased its sales about 50
percent over last year and had add-
approximately 1,000 new accounts
to its books. He pointed out the company
had been selling fast since
and credited the con-
nehmer with an assist for
the fast start.

A t the
Moe J. Sie-
studio
announced
republic was
embracing on
a policy of building new stars for
1942 and increasing the budget on
all Gene Autry pictures.

He said the company was plan-
ning on spending $1,000,000 on ad-
vvertising and publicity in building
up such young stars as Fay
McKenzie, Mary Lou, Ray
Middleton, and others. Siegel
stated the stars would be sent on personal appear-
ances to towns throughout the country.

To Produce "Supreme" Autry.

Concerning the Autry pictures, he
explained the Autrys were classified
under Supreme and Premier. Only
two are in the latter class, with
"Down Mexico Way," the first. Siegel
said the studio would not produce
Autry pictures of the latter type.

The meeting attracted the follow-
ing representatives of Republic's
Eastern branches: Arthur Newman,
Albany branch manager; M. E.
Morey, Boston branch manager; Jack
Bellman, Buffalo branch manager;
Sam Seletsky, New Haven branch
manager; Morris Epstein, New
York branch manager; Nat L.
Lepton, Cleveland and Cincinnati
branch manager; Sam Pomorze,
New York branch manager; George H.
Kirby, Cincinnati branch manager; Max
Gillis, Philadelphia branch manager;
J. H. Alexander, and Sam A.
Fenwick, Pittsburgh branch
holders; Charlie Rawlings, Washington, D. C.,
branch manager; and Sam Seplevin, Det-
royt branch manager.

A. H. Yates headed the office dele-
tion which included George C.
Schaefer, Walter Titus, J. J. Con-
well, Seymour Bours, Harry Marcus,
Jack Pasta and Charles Rosal
Jones.
BUD ABBOTT and LOU COSTELLO in

"KEEP 'EM FLYING"

with

MARTHA RAYE • CAROL BRUCE
WILLIAM GARGAN • DICK FORAN

CHARLES LANG • SIX HITS

Screenplay by True Boardman, Nat Perrin, John Grant
Original Story by Edmund L. Hartmann
Directed by ARTHUR LUBIN
Associate Producer GLENN TRYON
UNLIMITED!

- ALL OVER THE COUNTRY EXHIBITORS ARE MAKING ROOM TO LET THOSE ABBOTT AND COSTELLO GROSSES ZOOM!

WORLD PREMIERE
FOX THEATRE IN DETROIT, NOV. 19!
Abbott & Costello, Carol Bruce, Dick Foran, Martha Raye, Maria Montez—IN PERSON!
NETWORK BROADCAST OF PREMIERE COAST-TO-COAST!
MAYOR DEDICATES DATE AS “KEEP ‘EM FLYING” DAY!
15,000 POSTERS DISTRIBUTED THROUGHOUT DETROIT!
BIG RECEPTION AT FORD PLANT!
“KEEP ‘EM FLYING” SECTIONS IN CITY’S NEWSPAPERS!

A UNIVERSAL PICTURE
NATIONAL RELEASE NOV. 28th
2-Hour Shorts Show Can Click, Aampa Told

(National Film Board for U. S.?

(Continued from Page 1)

(Continued from Page 1)

(National Film Board for U. S.

(Continued from Page 1)

(Continued from Page 1)

(Grierson explained, were "chosen for their interest in the film as an instrument of creative national policy.

The Canadian film industry itself was not represented on the Board, but, instead, the Board has an industry advisor, Dave Coplan of Columbia Pictures.

Defining the latter's duties, Grierson said "it is his job to keep the Commissioner posted on the views of the trade and in general how the winds are blowing, telling the Commissioner, as he often does, when the Government is pressing too hard, or making mistakes from the professional point of view, or where the Government may use an opportunity of co-operation it has failed to appreciate.

Should the U. S. determine to adapt the Dominion setup, Grierson said, it might be advisable to have not one but two or three Commissions to cover the wider and more complex American territory. Observing that England has not arrived at that position yet, if he finds it necessary to do so, Grierson offered this criticism of the British setup:

"Criticalized British Pix Setups, "The Minister of Information Films has not the central authority of our National Film Board and unfortunately shares the Government film territory with other bodies like the British Council and there is not the common policy one would wish to see. Nor is it quite in control of the policy of the various departments."

Further, commented Grierson, the British scheme is ungainly to promote the trade a planned scheme of production and a common standard of export values and exchange."

Should the U. S. be involved in War, Grierson said the Government "will be wise if it leaves a great deal of initiative to the industry itself.

"It may be that at least half of the problem will be solved if your Commissioner or Commissioners have an understanding of both Government needs and industry requirements, and keep in touch with the leaders of the industry," Grierson added.

Conference Concluding

Other subjects addressed at the conference sessions yesterday were James Shelley Hamilton, National Board executive director; Lester F. Scott, Mrs. John Foran, Mrs. Miriam Sutro Price, Henry Hart, Mrs. Ruth McEntosh, Lars Moen, Julian Bryan, Dr. Peary, and Twentieth Century-Fox, the latter two speaking last night at the session held at the school of Education, New York University.

The conference continues in sessions today and tomorrow. Twentieth Century-Fox is screening "Swamp Water" for the delegates at the hotel office this morning.

Bioff-Browne Bail Plea Before 3 Judges Today

appeal was postponed yesterday by U. S. Circuit Judge Thomas W. Swann until this morning so that the judges could hear the argument.

The Court stated that it would be made in the presence of the judges, Augustus W. Hand and Harry B. Chase, now sitting with him, and that the petitioner hear the application than one judge.

Martin Conway will represent the defendants and U. S. Attorney Mathias F. Correa will act for the Government.

Kirby Buckner Dead

Grapevine, Tex.—Kirby Buckner, owner of the Palace theater, is dead.

that duals have not become a policy in its theaters, and some two-hour shows consist entirely of shorts and have been money-makers to the point of breaking records. This has been accomplished, she added, by giving shorts the same type of campaigns as features receive. In certain cases shorts were billed over features.

One intensive shorts campaign, involving only one program, resulted in more than 20,000 lines of publicity.

Mrs. Short left New York last night by plane for Dallas.

7 Hours' Propaganda On Canada's Screens

Canadian Government propaganda films in the aggregate will occupy over the next year up to seven hours screen time across the entire Dominion. John Grierson, Canada's Film Commissioner, said here yesterday in addressing the National Board of Review's annual conference at the Hotel Pennsylvania, "We may issue in this way as many as 100 items of essential interest to the Government," stated Grierson. "The average audience will be somewhere in the region of 2,000,000." Grierson pointed out that one Dominion Government series, "Canada Carries On," is being sold commercially to about 90 per cent of Canada's theaters.

"If you haven't seen it in the States, it is only because we have been a bit diffident about operating down here," he explained. "We thought you might think we were trying to do something to you—or something—and we wouldn't hurt you for the world."

"Keep 'Em Flying' To Open With Fanfare in Detroit

With national defense as its theme, Universal will hold its world premiere of Abbott and Costello's "Keep 'Em Flying," in Detroit, Tuesday, heralding the forthcoming proclamation by the United States Army Air Corps of its nation-wide Keep 'Em Flying campaign approved on Nov. 27.

Detroit will entertain a host of Hollywood notables, among them Bud Abbott and Lou Costello, stars of the picture; Carol Bruce and Louis Nizer, who play the romantic leads; Arthur Lubin, director of "Keep 'Em Flying"; Marie Montez, Universal star, Martha Raye and William Gargan, of the cast and others may also attend.

Mayor Jeffries has proclaimed Nov. 19 as Keep 'Em Flying Day in Detroit, and the premiere festivities will begin with a Keep 'Em Flying rally to be staged on the steps of Detroit's City Hall. Persons representing labor, management and the United States Army have been invited to speak and it is expected that Governor Van Wagoner of Michigan will address the meeting. The affair will end with a parade up Woodward Avenue to the Fox Theater, where the premiere will be held.

Usherettes in Hartford

Hartford, Conn.—The Allyn is lat- ely using ten different urchin urch- inettes because of the labor shortage.

Friday, November 14, 1941

Unity Conference in Chicago in Dec.

will not conflict in any way with the Allied-sponsored parleys in Chica- go. The ITOA asserted that it would "pledge for at least 4,000 in attendance of representatives of the United States with whom we have already spoken; they will have their representatives in Chicago at the coming meeting."

It was reported yesterday that the heads of the various film com- panies indicated that the first week of December was an "open week" insofar as industry activities were concerned and that the period would be the most convenient. Allied's unity committee is ex- pected to make an official announce- ment next week.

Shorts Are Still Forced, Eastern Pa. Allied Hears

(Continued from Page 1)

short subjects with feature deals. While no details were revealed, it was reported that a feature to combat the alleged practice was being de- vised.

420 Changes in Program

Mrs. Short said that her division started with one department head and one assistant, and now has four booker-secretaries giving personal attention to each of the seventy-one prints of program in the 105 theaters operating in 35 cities and towns in Texas and New Mexico.

In the Chicago Circuit, she added, stands practically alone in its boast of having a full program at each theater.
THEY'LL MOW-W-W YOU DOWN!

Radio's FOURmost laugh stars TOGETHER on the screen!

Blushing Edgar and his pine-knot protege knot you with laughter as they tangle with love!

The fabulous fabricator and his bright-as-a-button Better Half at their beaming best!

The lovely lurer in her one-woman war on Bergen's heart!
HEAVENLY DAYS! . . .
What a furious fiesta of frenzied folly! . . . The BIG FOUR of the air waves in the screen's biggest radio-star comedy. The billing sensation of any marquee—anywhere!

EDGAR BERGEN & CHARLIE McCARTHY
FIBBER MCGEE & MOLLY
and LUCILLE BALL
in
LOOK WHO'S LAUGHING

PRODUCED and DIRECTED BY ALLAN DWAN
STORY AND SCREEN PLAY BY JAMES V. KERN
Army May Train Projectionists to Solve Shortage of Operators at Camp Blanding
Camp Blanding, Fla.—To assure sufficient projectionists to staff the booths of the eight new permanent power plants and the three temporary ones, and to complete construction held up by the Weather Bureau in two months, Capt. Louis A. Guzace, camp theater officer, is considering the training of enlisted personnel as operators.

At the present time, there are only six experienced projectionists available, with 14 more will be needed to fully man the booths in the eight Army theaters.

Par. Sues Ind. Theater For Failure to Play 26

(The continued from Page 1)

ator, Indianapolis, to recover the damages amounting to $5,847.63. Paramount charges that the Apollo failed to play 26 features on the program. Judgment is asked for breach of contract.

Circus

(Circus continued from Page 1)

leaders in Chicago before that time. The blackout on theater marquees, occasions on which 420 watts were turned on for 20 minutes every hour, will continue with further stipulation, effective Monday, that no exhib. could use more power than was used in September.

Officials said theater operators and co-operating splendidly in campaign, no power by means of the blackout but also by cutting interior lighting whenever possible.

WATERVIET HAVING YESTERDAY

Detroit—The Watervitia arbitration case was heard yesterday at length in the first Michigan case affecting all small villages.

All parties are to file final briefs, and Arbitrator Paul Voehr, former Michigan Attorney General, is to render his decision by Dec. 23.

Ritchey Sets Monogram Argentine Distribution

Buenos Aires (By Cable)—Norton V. Ritchey, vice-president of Monogram in charge of foreign operations, announced yesterday here that he has entered into a contract with Distribuidora Panamericana to distribute Monogram’s current product in Argentina.

At the same time, Ritchey has appointed Nat Liebskind, RKD’s former South American supervisor, to act as Monogram’s special rep. in Argentina, Uruguay and Paraguay, with headquarters in Buenos Aires.

Ritchey, who has already visited Cuba, Venezuela and Brazil, has Santiago, Chile, as his next stop.

Local 488 to Nominate

Harrisburg, Pa.—Officers of Local 488, IAITE, will be nominated on Sunday, with election scheduled for Dec. 21.

EXHIBITION CONDITIONS IN S. A. SATISFACTORY—SIEGEL

Exhibition conditions currently in South America were described yesterday as satisfactory for U. S. films by Jack Siegel, manager of foreign branch operations for Columbia Pictures, who returned to New York early this week after attending the company’s convention the latter part of last month in Buenos Aires, following which he visited distribution centers in Peru, Colombia and Ecuador.

Siegel said that his organization and its Latin American outlets are anticipating a banner season in both Central and South America, with the latter’s fiscal distribution year getting under way the latter part of February or early March. Optimistic outlook, he said, is predicated upon the product which his company has available from the Coast studios, plus a group of films made in Spain and augmented by at least a trio of British-produced attractions.

The Columbia convention in Buenos Aires, he declared, was very successful from every point of view.

Joseph A. McConville, company’s foreign manager, is still in that city and will be until Nov. 27 when he leaves for Rio. From later, he will leave for New York in order to be at the home office before Christmas.

While in New York, Whitney, Siegel declared, made a fine impression during his trip through South America and has a great deal of goodwill for all U. S. industry, including film.

PARAMOUNT-NT CIRCUITS

Close Breach. Sign Pacts

(The continued from Page 1)

manager, announced yesterday. Contracts were signed with Fox West Coast, Fox Midwest, Fox International, Fox Wisconsin and Evergreen circuits.

Deals with the individual circuits were negotiated by Charles M. Reagan, assistant sales manager, during his recent trip to Milwaukee, Kansas City, Denver and Los Angeles.

Previously, Paramount announced that it will sell away from the theater groups.

C. C. Petitchon’s Kin Dead

Indianapolis—Mrs. Zelda Petitchon, wife of Dr. B. B. Petitchon, one of the late Indian Pudding Players, and MPDAA general counsel, died Tuesday at St. Vincent’s Hospital after a short illness.

20th-Fox Reports

Big Gain in Income

(The continued from Page 1)

record at the close of business Dec. 10.

Before arriving at the net profit, the company provided a reserve for foreign rentals of $3,150,000 as compared to a reserve of $2,200,000 for the 39 weeks last year.

The third quarter ended Sept. 27 showed that the consolidated net profit, after all charges including provision of $1,650,000 of reserve for foreign assets, was $687,886 compared with a second quarter of profit of $471,189.

Earnings of National Theaters are not included since that corporation did not declare dividends during the first three quarters.

Gross income of the company from film rentals, during the first 39 weeks, was $40,034,311.

Scully to Preside at ‘U’ N. Y. Sales Meet Tomorrow

(The continued from Page 1)

The Astor Hotel, with district and branch managers of 26 Eastern and Southern divisions attending, was scheduled to speak are: Frederick H. Kernberg; J. Cheever Cowlin, board chairman; Matthew Fox, vice-president station management; J. J. O'Conor, vice-president; Jules Levey of Mayfair Prod.; F. J. A. McCarthy, Southern and Cadian division manager; Fred Meyers, Eastern division manager; E. T. Gomersall, Western division manager; E. L. McEvoy, special rep.; Leonard Kreider, shorty manager; J. J. Jordan, manager of contract playdate department; F. T. Thomas, advertising manager; A. J. Shurick, accessories manager; Morris Alin, editor of Progress; and Louis Pollock, Eastern advertising and publicity manager.

Attending the meeting from Canada will be Paul Nathanson, president of Odeon Theatres, and Universal Films, and A. W. Perry, general manager of Empire-Universal Films.

Universal field reps, who will attend are: Dave Levy, manager of the Big ‘U’ exchange in New York; District Manager Harry D. Graham and Branch Managers W. M. Richardson, Atlanta; A. J. Pritchard, Charlotte; H. I. Mansfield, Monmouth; and Leroy Brauer, New Orleans.

District Manager Joe Miller and Branch Managers J. J. Spanday, Albany; J. J. Scully, Buffalo; J. V. Frew, Cleveland; and P. T. Dana, Pittsburgh.

District Manager Jules Lapidus and Branch Managers J. E. Barson, Boston; J. V. Pavone, New Haven; George E. Schwartz, Philadelphia; and Max Cohen, Washington.

Van Schmus Convalescing

W. G. Van Schmus, managing director of Radio City Music Hall, is convalessing after a brief illness.
ALEXANDRE DUMAS' STRANGEST STORY OF TWO BROTHERS WITH BUT A SINGLE SOUL!

TWINS... invisibly bound to each other for life—yet worlds apart and enemies to the death!... living, loving, fighting as one man! When one brother holds a beautiful woman, the other thrills to her love! When one brother writhes under the lash, the other feels his pain! Dumas' most unusual, most exciting drama—now dwarfs all previous achievements of the adventure screen!

Edward Small presents

ALEXANDRE DUMAS' masterpiece of adventure and romance

THE CORSICAN BROTHERS

STARRING DOUGLAS FAIRBANKS, JR.

RUTH WARRICK • AKIM TAMIROFF • J. Carrol Naish • H. B. Warner
Henry Wilcoxon • John Emery • Gloria Holden • Veda Ann Borg • J. Carrol Naish

Directed by Gregory Ratoff

Screenplay by George Bruce • From a free adaptation of the Dumas story by George Bruce and Howard Estabrook • Released through UNITED ARTISTS

This is a reproduction of an ad on YOUR BIG CHRISTMAS ATTRACTION that will appear in Life, on newsstands December 19th, as well as a 4-color ad in Look, on the newsstands December 16th—and then a whole barrage of ads in five additional national magazines!
Crescent Brief Attacks Gov't Claim

Warners, RKO, 20th-Fox to Sell in Minnesota

The Week

In Review

Biffo 10, Browne 8 Years

By L. H. Mitchell

Sentence: Federal Judge John J. Knox on Wednesday sentenced Ville Biffo to 10 years in Federal prison and George E. Browne, ATSE prey, to eight years, and in each case following their conviction on extortion charge. Defense attorneys announced appeals would be taken. Judge Knox scored with defendants in pronouncing sentence, spurning all pleas for mercy in account of their labor connections. . . . William Green, AF of L prey, silent during the trial, issued statement that conviction of the two should serve as warning to all attempting to exploit labor for selfish ends. . . . Following Browne's designation as IATSE prey, Richard J. Walsh of Brooklyn was named to that post.

Financial: Twentieth Century-Fox reported a 39-week net of $1,211,164 as against a loss of a million in the same period of 1940. RKO Radio's 39-week net was $44,744, a gain of more than 100 per cent over the same 39 weeks of last year. Eastman Kodak declared a $4,200,000 wage dividend. James R. Grainger, Republic prey, envisioned a gross of $15,000,000 for that company for 1941-

Anti-Five: Governor Stassen of Minnesota informed N. W. Allied that he would not call a special session of the Legislature to repeal the state's anti-five law as William F. Rodgers had suggested should be done. . . . Warner Bros. RKO and 20th-Fox applied to Judge Henry W. Goddard for ruling similar to that granted to Para., permitting them to sell in Minn. despite the blocks-of-five provision of the consent decree. . . . Neil F. Agnew, Para. sales chief, denied that terms demanded by company's product in Minn. were excessive.

Unity: First all-industry confer-

Relief From Consent Decree is Granted By Federal Judge Goddard

Warner Bros., RKO and 20th-Fox, on Friday won leave to sell product to Minnesota without the necessity of complying with consent decree provisions requiring the sale of films in blocks-of-five and with preliminary tradeshowings. Federal Judge Henry W. Goddard signed orders to that effect on the bench after the Government stated that it made no objections.

At the same time Judge Goddard (Continued on Page 5)

Judge Rules Decree Exempts Franchises

Section 15 of the consent decree was construed on Friday by Federal Judge Henry W. Goddard as to exempt from the decree's restrictions a three-year franchise between 20th-Fox and approximately 100 theaters of the Sudekum circuit. The court in its decision followed its previous (Continued on Page 5)

Film Alliance of U. S. To Produce on Coast

Film Alliance of the United States, which recently turned over some of its product to Astor Pictures Corp. and Monogram for distribution, will become a production organization shortly, it was learned at the weekend. Ban. vs. Loew's is definitely washed up. Indications are that the company will continue to stall and defer resolution of hearings until an inquiry is either forgotten or made (Continued on Page 7)

Regents Reverse Ban On "Forgotten Village"

Board of Regents Friday reversed the ban of its sub-committee on John Steinbeck's "The Forgotten Village." The Board found nothing indecent or harmful to public morality in the motherhood episode. Action of the Regents was un-

(Continued on Page 4)

Deny Bail For Browne, Biffo

Release was Requested Pending an Appeal

Fifty per cent of the funds re-

mitted to distributors, from India have been blocked. Distrib. Learn

50% of Funds from India Blocked. Distrib. Learn

Release on bail was denied Friday by the U. S. Circuit Court of Appeals on an application by William Biffo and George E. Browne who sought release from the Federal House of Detention pending their appeal. A disclosure was made by U. S. Attorney Mathias F. Correa during argument that George E. Browne had used property of Local 110, Chicago (Continued on Page 6)

See Industry Probe Headed for Wash-up

Washington Bureau of THE FILM DAILY

Washington—Unless all signs are misleading, the investigation of charges of warmongering by the film industry by the Senate Interstate Commerce sub-committee headed by Sen. D. Worth Clark, D. Idaho, is definitely washed up. Indications are that the committee will continue to stall and defer resolution of hearings until an inquiry is either forgotten or made (Continued on Page 5)

(Continued on Page 4)

Order Correa to Appear Before Hearing on second legislative proceeding. The Board was to take time to review the whole story of the case before passing. As it stands now, the film industry is not unreasonable, it is claimed (Continued on Page 5)

(Continued on Page 4)

5 Montreal Exhibs. Fined For Admitting Juves

Montreal—Five suburban theater operators were fined $10 and costs each, Friday, after pleading guilty to allowing children under 16 years (Continued on Page 4)

Complaint Dropped After One Hearing

Memphis—After one hearing, opera- tors of the Cotton Bowl Theater, Leplanto, Ark., withdrew its complaint charging refusal on the part of four distributors to license product for the house. Named in the complaint were RKO, Paramount, 20th Century-Fox and Warner Bros. and the Strand Theater, Leplanto.

Attempt at Release of "Jeffreys" Dismissed

judge Goddard has dismissed (Continued on Page 5)

Relief in Minn.

Executives of Loew's are consider-

ing an application to Judge Henry W. Goddard for relief from the con-

sent decree in selling product in Minnesota. Decision had not been reached at the week-end but indications are that Loew's will follow its decree-mates in getting court approval. (Continued on Page 5)

(Continued on Page 7)
MURRAY SILVERSTONE, and his wife, arrived from Hollywood over the weekend.
LEON NETTER and LEONARD GOLDENSON, Paramount home office executives, have returned from a tour.

ROSALIND RUSSELL and her husband, FRED DYE BRISON, returned to the Coast Sunday following a short honeymoon in Cuba.

STEVE BRODY, Monogram general sales manager, returned to the company's home offices in Hollywood after a trip through the key centers.

LESTER COHEN, new Warner manager in Trinidad, left Friday for his new post.

GRAD SEARS is back in town.

Lasky to Produce Boy Scout Film for Warners

The story of the Boy Scouts of America and the great work it is doing will be brought to the screen by Warner Bros., under arrangements just concluded between the producers and the Young Men's Christian Association, it was announced yesterday by Jack L. Warner, vice-president in charge of production. Jesse L. Lasky will produce in association with Hal B. Wallis.

An actual scout from the membership of the Boy Scouts of America will be chosen to play the principal role in the picture, Warner stated.

The film will dramatize the history of the scout movement, starting with Baden-Powell in the Boy War, and the amazing development of the movement in the U.S.

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Joseph Felder Named Mono. N. Y. Exchange Mgr.
West Coast Bureau of THE FILM DAILY

Hollywood—Joseph Felder has been appointed the new manager of Monogram's New York Exchange.

RISE STEVENS arrives in New York tomorrow for her seasonal operatic debut at the Met. 

RUFUS LE MAIRE, of Paramount, is in New York looking at the plays.

SAM DEMBOW arrives in Hollywood today.

HOBART ROSSWORTH is due in New York this week.

R. K. HAWKINSON, RKO's Latin-American manager, heads for Buenos Aires next Monday to plan the first leg of a South American trip.

The Office of Emergency Management will work closely with the motion picture industry because it believes that a well-informed public is one of the first lines of defense. Garson Kanin told the National Board of Review convention here Friday. Kanin, who is the film consultant for the O.E.M., said that the artists should have more to say in regard to production.

Bosley Crowther, New York Times critic, told the delegates that the time had come for Hollywood to take less money and more satisfaction from its work inasmuch as Hollywood expresses America.

Elizabeth Hawes, fashion authority, was a speaker Friday. U. S. training films were shown to the delegates Friday night by Lt. Col. M. E. Gillett.

Convention closed with a luncheon Saturday afternoon. Approximately 300 delegates from 38 states attended the sessions. A new board member, Quincy Howe, editor for Simon & Schuster, was announced.

“Rise and Shine” Gets Heavy 20th-Fox Plugging

Twenty-Fox has prepared an intensive radio and trailer campaign for “Rise and Shine,” Mark Hellinger’s first production for the studio. Lind Darnell, one of the stars, will have appeared on several national broadcasts in which the film will be plugged.

Exhibs will receive special trailers in addition to the trailer, and special music sound tracks with songs from the picture.
CONFIRM OR DENY! HEAR THE TRADE PRESS HAILS IT AS SUREFIRE BOXOFFICE SMASH -- CONFIRM

"CONFIRM OR DENY" SHOULD DO SMASHING BUSINESS AT BOXOFFICE. IT IS TOPFLIGHT ENTERTAINMENT WITH A STIRRING SUSPENSEFUL SCREEN PLAY, EXPERT PRODUCTION AND DIRECTION AND OUTSTANDING PERFORMANCES BY AMECHE, BENNETT AND RODDY MACDOWALL. LEN HAMMOND AND ARCHIE MAYO ARE ENTITLED TO THE RAVE NOTICES THAT THEY WILL RECEIVE FROM NEWSPAPER CRITICS EVERYWHERE AS WILL JO SWERLING FOR UNUSUAL SCREENPLAY.

-- Daily Variety

"CONFIRM OR DENY" EMERGES AS ONE OF THE MOST TENSE AND EXCITING TOPICAL MELO-DRAMAS OF THE SEASON. WORD OF MOUTH ADVERTISING WILL PUT THIS ATTRACTION IN THE TOP MONEY Bracket AND RETURNS WILL BE FAR ABOVE AVERAGE.

-- Hollywood Reporter

"CONFIRM OR DENY" HAS TIMELINESS, PUNCH AND PLENTY OF THRILL! A REALLY EXPLOITABLE PICTURE!

-- Motion Picture Daily
Michigan Theater to Push Up Opening Date
To Meet Abbott and Cosselto Competition

Detroit—The Michigan Theater this week will open its new show on Wednes- day instead of Friday in order to meet the competition of the Fox where the new movie and Louis Costello picture, “Keep ’Em Frying,” has its world premiere Wednesday with the stars and others in person. Michigan also will be able to cash in on Thanksgiving Eve business as well as the holiday itself.

Columbia To Distribute Five Spanish Features

Buenos Aires (By Air Mail)

One of the many interesting trade developments growing out of the recent convention of Columbia Pictures here is the plan of that company to distribute, along with its own product, a number of Spanish films comprising “Maria de la O,” with Carmen Amaya; “Hero By Force,” with Anita Colome; “Marina,” with Mary Carillo; “The Un- expected,” with Tarasla Criado; and “The Flower Girl,” with Maria Guerrero.

According to Joseph A. McConville, Columbia’s foreign manager, who has been in South America since the Oct. 22-26 convention, the company will also distribute the following British films: “Five Men,” with Leslie Howard; “Unfinished Story” and “Gas Light.”

Jack Segal, Columbia’s assistant foreign manager, returned by plane to New York yesterday from Buenos Aires, after attending the company’s convention with Foreign Manager J. A. McConville.

Palace, St. Catherines, Added to Odeon String

Toronto — Odeon circuit has acquired the Palace Theater, St. Cath- erines, which recently was opened by Oscar Hanson after his break with N. L. Nathanson.

Intersate and Telene ws In Joint Dallas Operation

Dallas—R. J. O’Donnell announced yesterday that the new Telene ws Theater will be jointly operated by Interstate Circuit, Inc., and Telene ws Theaters, Inc. H. V. Kallen- born may do a p.m. at the opening.

Evron In Pekin Post

Chicago—Vernon Everon has been named city manager for the Great States circuit at Pekin. Julius N. Connely was appointed manager of the Palace theater at Danville and John N. Brady has been promoted to the management of the Lincoln theater in Danville.

Local 273 Elects Today

New Haven—Local No. 273, pro- jectionists, will meet today at Trades Council Hall, with Anthony Basilicato presiding, for annual elec- tion of officers and final ratification of local circuit contracts.

La.-Neb. Allied Will Discuss Anti-5 Law

(Continued from Page 1)

group, announced last week that other legislative suit would in- clude adequate and uniform fire reg- ulations for theaters, an anti-Ascap law similar to the one in Nebraska and a proposal to put school activi- ties funds in the hands of school boards so that the Quebec. Other operators are expected to appear in court in the near future.

The noon session yesterday were Albert Duclos, Avalon Theater, Lon- gueil; Louis Rosenboom, Royal, Lachine; Suburban Theaters Co., St. Lambert, and W. H. Wright, Bialto and M. E. Savard, Rivoli, Montreal.

50% of Funds from India Blocked. Distrib. Learn

(Continued from Page 1)

by Government of India also ap- plies to Burma and Ceylon.

Situation in India has proved a difficult one for distribs. In addi- tion to monetary quota, the com- panies are confronted with a like quota on the number of pictures that can be imported.

Bail is Denied
For Browne, Bioff

(Continued from Page 1)

operators’ union, in supplying h $300 bail bailed him over for trial.

Correa contended that there was no substantial question on appeal but might be added that the court exercise of the court’s discretion favor of a release of the defend- er. In an affidavit signed by Correa, was asserted the defendants throw control of the IATSE “have access to very large sums of money which rightfully belonged to the members of the labor organization but which funds the defendants are in a position to employ for the purpose of putting up bail.”

Asked by Circuit Judge Thomas Swann what amount of bail Correa would recommend if the court st to fit to the defendants, the pro- secution stated $50,000 for each, with a specific direction that union funds be used.

Correa’s affidavit claimed that if defendants bailed over $50,000, 000 from the film industry “as the record in no wise indicates that the defendants are presently in a position to retain at least a large amount of the fruits of their extortion.”

Correa and Judge John C. Knox have received numerous anonymous communications to the effect the Bioff intended to become a fugitive in the event he would not be released on bail, the affidavit stated.

Martin Comby, who argued on behalf of the defendants, asserted the question of statute of limitation and the constitutionality of the anti- racketeering law presented substan- tial issues for the court to decide.

Federal Court to Quiz Browne-Bioff on Property

William Bioff and George L. Browne must face rigorous question- ing today today in the criminal pro- ceedings of the Federal Court on the outer of their public property under a order of Federal Judge Henry V. Grisard which was signed on Eu-

The Court granted the order over the application of the F. S. Attor- ney’s office as an aid toward the collection of $20,000 fines imposed against each defendant by Judge John C. Knox. The fines, accord- ing to the Government, have not yet been paid.

20th-Fox Buys “My Friend Flicka” West Coast Rights OF THE FILM DAIL, Hollywood — Twentieth Century Fox has bought screen rights for Mary O’Hara’s best seller novel “My Friend Flicka” and will still Roddy McDowell in it.

Maine MP Council Elects

Portland, Me.—The Maine Motion Picture Council at its annual meet- ing elected Mrs. Elsie B. Files as chairman. Harry R. Brown, wife of the manager of the State Theater, was named as the board of directors.
WARNERS, FOX, RKO to Sell in Minn.

(Continued from Page 1)

... with prejudice to a subsequent renewal of the motion, a decision of 20th-Fox for a modification Section 7 of the decree which permits an exhibitor to cancel a picture here it is objectionable to moral standards of a community.

Frederick Lorenzen, 20th-Fox attorney, argued that this clause was unnecessary and improper in Minnesota so long as an exhibitor in that state had the blanket right to 20 per cent cancellation under the state statute. Special Assistant Attorney General Seymour Simon agreed with this contention claiming that the Minnesota law did not affect Section 7 in any way.

Judge Goddard refused to consider the application at the present time. He promised to reconsider the question if it was shown that an amendment to the decree was necessary once the company commenced selling in Minnesota under the state law.

Immediately after Judge Goddard’s ruling, Ben Kalmanson, Warner Bros. sales manager, notified T. E. Fortsen, publisher of Greater Amusements, Minneapolis trade paper, that the company had taken immediate steps to make Warner product available in Minnesota. Kalmanson said the company had been anticipating the action and had made plans accordingly.

V. W. ALLIED ELATED AS

Anti-G Relief is Extended

Minneapolis—Officers and members of Allied Theater Owners of the Northwest were elated here when news was received that Warner Bros. RKO and Twentieth Century Fox had obtained relief in New York from the Federal court’s restraining order.

This action will allow many Minnesota theaters to remain open, which otherwise might have had to close before the first of the year or lack of suitable pictures,” said Fred Strom, Northwest Allied’s executive secretary.

Strom announced Allied’s board of directors would meet in special session today to consider action of the three major and to survey the product situation under the new set-up.

He said his organization would take no steps to prevail upon M-G-M, the only one of the majors now bound by the New York decree, to seek relief in New York Federal court.

M OF T IN MANCHESTER

Manchester, N. H. — March of Time is filming its latest full-length production, tentatively titled “Main Street, U. S. A., on Defense,” in Manchester.

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Judge Rules Decree Exempts Franchises

(Continued from Page 1)

ruling on the question of the validity of a franchise between Loew’s, Inc., and the M & P circuit.

Special Assistant Attorney General Seymour Simon obtained from Judge Goddard a six-months extension of time to effect an appeal if the Government decides to test the franchises in the circuit court. Section 15 exempts from the decree all franchises made prior to June 6, 1940. Twentieth-Fox presented a petition alleging that although the franchise had been signed on Aug. 1940, the agreement had been reached and the deal sheets had been completed prior to the June 6 deadline.

WB Sets 5 Releasews


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ForThouN ThousanD HOREMEN

S. E. KILLINGER presents

SKYROCKETING BOX-OFFICE RECEIPTS

GOODWILL PICTURES

630 NINTH AVE.  NEW YORK CITY  U. S. DISTRIBUTORS
“Rise and Shine” with Jack Oakie, Linda Darnell, George Murphy 20th-Fox 93 Mins. FOOTBALL MUSICAL IS A TOUCH-DOWN PARADE OF LAUGHS; LOADED FOR BANGING GROOVES; WILL DELIGHTER. “Rise and Shine” is an entertaining musical satire on college football. It is a farcical account of the dumbest football huck that there is on the school. Who in his right mind would think of making sure of the big game and yet get your name on what ensues. It is made with merriment and will score for strong grooves.

Mark Hellinger displays a shrewd appreciation of picture values in his first assignment as a producer at 20th-Fox. Allan Dwan’s direction is competent and smooth throughout and Herman J. Mankiewicz’s script sparkles with gags. Typically Leo Robin and Ralph Rainger cross the musical goal line again with some lively songs.

Yarn, based on James Thurber’s, “My Life and Hard Times,” is about a gambler who sends a night club dancer and former All-American baseball star to Hollywood. He is to be informed of the progress of the great Boley Bolenicewcz and the Clayton football team. There the former All-American will be in love with the college professor’s daughter and thwart the plans of the gambler to kidnap Boley and keep him out of the game. There is a touch of the Thurber humor about the professor’s family. The professor likes to practice magic, and in this instance fights the Civil War while Mother is sweet and unconcerned.

Jack Oakie makes a swell football player. Clayton is the college to go to if all the co-eds are as cute as Linda Darnell. As the former All-American, George Murphy is tops, especially in his dance numbers. Walter Brennan contributes a sterling performance as the grandson and there are equally fine comic portrayals by Mildred Natwick, Sheldon Leonard, Donald Meek, Ruth Donnelly and Ray Walburn.

Songs are “Hail to Bolenicewcz,” “Get Them (Likely Me),” “Clayton,” “Get Very Twill—Two—Oh—Oh,” “I Want to Be the Guy” and “I’m Making a Play for You.”


CREDITS: Producer, Mark Hellinger; Director, Allan Dwan; Screenplay, Herman J. Mankiewicz; Based on book by James Thurber; Cameraman, Edward Cronjager; Film Editor, Allen McNeal; Dance staged by Charles Lamont.

DIRECTION, Good. PHOTOGRAPHY, Top Notch.


“The Perfect Snob” with Charles Ruggles, Charlotte Greenwood, 20th-Fox 61 Mins. SECONDARY FEATURE THAT HARDLY MAKES THE GRADE; IMPROBABLE TALE OF GIRL WHO REALIZES LOVE IS MORE IMPORTANT THAN MONEY.

This unimportant and uninspired romantic comedy is about one of those ambitious mothers who would like to see their daughter marry a man of wealth. The plan fails when father intervenes.

“Double Trouble” with Harry Langdon, Charles Rogers, Monogram (HOLLYWOOD PREVIEW) LANGDON’S COMEDY VOWEN IN GOOD STORY; ABOVE AVERAGE BUDGET SHOULD FIND FAVOR WITH AUDIENCES AND EXHIBS.

This picture, Harry Langdon’s return to films in a story which allows his particular brand of comedy to run free, will find ready reception as supporting fare, with the possibility of a series of this type finding a ready market.

Given a solid story background and above average production values, its brack by Producer Dixon R. Harwin and Associate Producer Barney A. Sarecky, Langdon, under Megger West’s skillful direction, turns in a performance that should please “remembering” fans and attract many new ones.

Charles Rogers, too, is deserving of plaudits for his able comedy, as is Frank Jaquet, Catherine Lewis, Dave O’Brien, Bennett Ruben and the rest of the supporting cast.

Faced with the necessity of recovering a diamond for which Langdon was unwittingly allowed to be sealed into one of thousands of cans of beans being packed at the plant of his benefactor, Jaquet, and to save Jaquet from bankruptcy due to the diamonds, the boys (Langdon and Rogers), set out to find the missing bracelet.

Charlot O’Brien (Langdon), advertising manager for Jaquet, capitalizes on the “canned diamonds,” publicizing the fact and starting a sales boom. The diamonds are found by the “boys” and all ends well as O’Brien wins the love of the boss’s daughter (Miss Lewis).


CREDITS: Producer, Walter Morosco; Director, Ray McCoy; Original Screenplay, Lee Loeb and Harold Buchman; Cameraman, Milton Clarke; Film Editor, J. Watson Webb.

DIRECTION, Routine. PHOTOGRAPHY, Good.

Film Alliance of U. S. To Produce on Coast (Continued from Page 1 end. Under plans now in work, Film Alliance will produce a series of pictures in Hollywood.

Meanwhile, Monogram has taken action to make a feature which Langdon has said they are “Silent Treat,” “Meet Maxwell Archer” and “This Man in Paris.” Film Alliance still has 30 pictures for release.

Lester Cohen is Named Warner Trinidad Head

Lester Cohen has been named manager for Warner Bros. in the Trinidad by Robert Schless, foreign department head. Cohen left Friday for Port of Spain, Trinidad, B.M.I., to take over his post.

Co-op. Booking Before Ill. Allied Chicago—Illinois Allied held a meeting Friday at the Congress Ho- tel, Chicago, Illinois, with co-operative booking un- der discussion. Jack Kirsh, proxy, and Morris Leonard, were named co-chairmen for the Christmas basket show Dec. 23.

Bronston Gets Financing For Three Pictures West Coast Bureau of THE FILM DAILY Hollywood—Samuel Bronston has obtained financing for three independent productions, he stated at the weekend. First film to be pro- duced will be Jack London’s “Mutiny on the Bismarck.”

Bronston obtained screen rights to all of London’s novels from his widow last year. He is now associate producer on “Martin Eden” for Columbia.

New Metro N. O. Booker

New Orleans—Samuel Wright, Jr., is the new first booker at M-G-M. He replaces Herbert Schlesinger, who resigned to go to Two-Century-Fox in Charlotte, N. C.

MISCELLANY: OPM announce it would establish a theater divi- sion with a special advisory commis- sioner from the industry. . . . Richard Walsh, new proxy of the IATSE, announced Coast contracts would be the first big business under his au- thority as chairman of the Interna- tional affairs committee. . . . It was announced by the N. Y. film exchange of the M. P. Academy, at announced that Darryl F. Zanuck, was named chairman of the Board of the research Council. . . . W. G. V. Schmus heads the film division of the Red Cross membership drive . . . SPC bargaining rejected affiliation with the CIO through SOPEG.

Arbitration budget for the second year under the contract was set at $294,000 against $450,000 for the first year which saw expenditure $190,000 under the budget. . . . Part of the old Paramount Theater circuit has come to an agreement and produce contracts have been signed. . . . Two hour programs of short, subject exclusive can, respectively, Major Byers, head of Interstate Theater of Texas’ short department, to a mammoth turn-out. . . . John Grierson, head of Canada’s National Film Board, suggested at the Natoma Board of Directors’ meeting of the N. Y. film exchange a similar board “might be worth considering” in the U. S. . . . Detroit first-runs will raise prices, stag- gering them on days of the week starting Thanksgiving Day. . . . The Ohio will make a survey of selling practices by the distributors, and report at its annual meeting Nov. 25-28. Peter J. Wood, unit’s secre- tary, charged sabotaging of the contract decree. . . . Col. H. A. Cox, ex-Pa. of Texas Allied, sounded at SOS call for the small exhib, as- certing formula should be found to aid him in buying pic.

“Valley” Tradeshows Friday Tradeshows of Darryl F. Zuck- nuck’s “How Green Was My Valley” have been set for next Friday in Hollywood. It is an expensive show, except New York City, where the picture has already been shown. The picture will take place at 10 a.m. and 2 p.m.
Rexente's Brief
Nacks Gov't Claim

(Continued from Page 1)

trust case may be decided on

especially on particular facts." Binderup & Farrell, Inc., owners of the

Roxy, an associate theater to the

Interstate Circuit, Inc., vs. U. S.,

306 U. S. 205, are cited to

show that the 1915 defeat of the

motion picture films over state lines, including the

calls for transportation to the states, constituted interstate commerce and

then the case of Mutual

Corporation vs. Industrial

Competition, 247 U. S., 451, cited to

establish the point that "such interstate commerce ends on the films are delivered in the

state where they are to be exhibited."

Intrastate Rulings

The brief's further contention that the exhibition of motion pictures of the maintenance and operation the theaters where they are shown a "local and intrastate nature in a true and reasonable sense" is supported by reference to the fol-

ing cases: Hart vs. Keith Exchange (1923),

280 U. S. 269, cited to show that the specific goods involved in the original proceedings was the sale of complaint made to the courts the defendants exercised

Certain W. F. Roth, Fred Gorman,

Max Buchanan, and others filed a suit to Judge Elmer

Davies, to whom the brief is

directed, that he consider the "manner of demeanor" as well as the testi-

ymony of the movies as they appeared before witnesses in the suit, reminding

that he himself stated from the bench that they "are entitled to very little cred-

ibility and in a further effort to follow the same line of reasoning, the brief also stated that Crescent

and its affiliated theaters operated theaters in competition with exhibition in all the

objects and situations in that this competi-

tion still exists in three of the six

that in not one of these situations do the independent exhibitors aim not to be able to obtain the

f opportunity of at least two films for distribution.

Alleges No Public Complaint

Treating the angle of "public in-

terest," necessary to establish a

defeat of the Sherman anti-trust

laws, the brief stated: "There is not one of public in the record that the public anywhere was complaining at the defendant exhibitors were

charging higher admission prices or...

not exhibiting good pictures, or of the movies being in anything but comfortable, modern theaters."

A second brief, replying in detail to the Government's "findings of fact" filed on Oct. 15, was to be filed. Local counsel and principals in the George Cukor, who filed a news from the office of the D. of Washington to the effect that

Robert L. Wright has little hopes of

More Than 600 Expected

At Exhibitors' Forum

More than 600 exhibitors in Ohio, West Virginia and Kentucky have been invited to attend M-G-M's Ex-

hbitors' Forum in Columbus, O.,

on Nov. 25 at the Deshler-Wallick Hotel.

According to the program prepared by H. M. Richley, the events will include a welcome by Gov. John W. Bricker, floor discussions, inspection of exhibits, talks by William Ferguson, Edward Selberg, William A. Greene, Edwin M. Booth, Frank Drew, Martin Smith and an inspection of the new show buildings. The guidance of the truck's skipper, Ken Prickett.

Forum will be held with conjunction with the ITO of Ohio's annual con-

vention.

$167,576 Robins Estate

Youngstown, O.—An appraisement filed in Probate Court here set at $167,576, the estate of the late David M. Robins, former manager of the Warner Theater here, and brother-in-law of Harry, Jack and Melvold, Albert Warner, Robins, who died Aug. 25, left his estate to his wife, with certain legacies to Jewish organiza-

tions in Cleveland, Denver and Youngstown.

getting enough on the "Little Three" in the local suit to aid in forcing them into the consent decree in time

for the Big Five from using the "escape clause" to get out on

selves."

This reasoning is based on the fact that Judge Davies dismissed Colum-

bia as a defendant in the Crescent suit and admitted from the bench that Universal and United Artists were "still in only by a slender thread."

See Industry Probe

Headed for Wash-up

wholly a dead issue by events still to come.

Postponed with the excuse that the neutrality debate necessarily must have the right of way, it is now said that the committee will remain in recess until after the new Lend-

Lease bill is out of the way. When that measure is enacted, it is anti-

gone the need for it and another plausible excuse for delay.

Hoffberg Gets Re-issue

Rights to Four "U" Pix

Hoffberg Productions, Inc. has ac-

quired the reissue rights to four

Universal pictures for New York

state and the territory of New Jer-

sey. Films are "Lady in the Morgue," "Danger on the Air," the "West-

leng Case" and "Battle of the Great

Dock." Company also obtained reissue rights from Walter Futter for the Charlie Chaplin reel, "Here's Looking at Casablanca of Laughs," for the same territory.

Wilcox Starts Mollison

Pic in England Monday

London (By Cable)—Herbert Wil-

cox will send "Woman With Wings" into production here Monday, with Robert Newton opposite Anna Nea-

gle, led the team of Jack Mul-

and his wife, the late Amy Mol-

lison, who was drowned when her

plane dove into the Thames.

"Thin Man." "Woman" Dated

"Shadow of the Thin Man" will be the Thanksgiving week attrac-

tion in 42 key city situations. M-G-

M announced yesterday. At the same time, M-G-M also announced that Two-Faced Woman" will open in

17 cities on Nov. 27.

Farewell for Alice Lee

New Haven—The Metro Pek Club

gave Alice Lee a farewell party on the eve of her departure for Boston, where she will be Metro contract artist. She has held the same posi-

tion in New Haven for many years. Shirley Gerril and Natalie Sterbren are new members of the Metro staff here.

FRIENDLY SERVICE

SAVES TIME AND MONEY

AT POSTAL

Telega

CHARGES FOR TELEGRAMS

PROMPTED IN APPARENT ON YOUR TELEPHONE BILL.
TEAMWORK

ALL three Eastman negative films contribute to the over-all excellence of today's productions. Although they specialize in different fields, they join forces readily because of one important attribute enjoyed in common—unvarying high quality. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
RAFFERY, UA PREXY; SEARS, SALES CHIEF

Entire Industry is to Write Unity Plan—Kirsch

1 Allied Could Do
Cas to Outline a Form
General Terms

Indianapolis—The industry unity
plan, as proposed by Allied, will be
expected by the entire industry and
by any Allied committee. Jack
Kirsch, president of the Illinois unit,
discussed his harmony proposal.

Kirsch pointed out that when Ali-
ied announced its harmony proposal,
other organization or interest
had been consulted. All Allied oth-
ers, he said, was to outline in
form a form of all-indus-

(Continued on Page 7)

"U" is Preparing 18
Stories for 1942-43

Universal's studio, hitting on all
cylinders, already has 18 stories
preparation for the 1942-43 sea-
son, it was disclosed by President
J. Blumberg at the mid-season
convention at the Hotel Astor
week-end.

Convention which brought the
lock-Sork Triple-Damage
Anti-Trust Suit Withdrawn

Philadelphia—The anti-trust suit
a $2,700,000 triple damages filed in
Federal Court here last November
by Harry Block and Henry Sork,
operators of the Rio Theater, Read-
(Continued on Page 5)

First Newsreel Co.
Guesses Priority Okay

Washington Bure of THE PIMAL DAILY
Washington—First request by a
newsreel producer for priorities on
essential materials has been granted
and several others are in the process
of being cleared by OPM, it was
learned here yesterday. The re-
quest already granted was for neces-
sary materials for developing tanks.

Those now being studied are for
camera equipment.

Schenck Discounts
Kent-Wobber Rumors

Reports that Sidney R. Kent
would resign as president of 20th
Century-Fox by Jan. 1 were dis-
counted yesterday by Joseph M.
Schenck. Schenck said that one of
the conditions under which 20th Cen-
tury came over to Fox was that Kent
would remain as the head of the
company.

Schenck also discounted reports
that Herman Wobber would with-
draw from the company, even though
Wobber would like to return to his
home in San Francisco. Wobber,
Schenck said, can have a new con-
tract as general sales manager if he
wants one.

Richards Challenges
Decree in Tex. Case

Dallas—E. V. Richards, president
of Paramount-Richards Corp., chal-
enged the authority of the New York
court's decree to supersede the
courts in the adjudication of issues
in the motion picture industry dur-
(Continued on Page 6)

Objectionable Pictures
Increasing. L of D Claim

Washington Bureau of THE PIMAL DAILY
Washington—A continued increase
in the number of films rated as objec-
tional by the Legion of Decency is
revealed in the report delivered by
Archbishop John T. McNicholas
(Continued on Page 6)

Goldwyn Return to UA Talked
May Follow Exec. Personnel Realignmen

Joseph Schenck Scathes
Lichtman-20th-Fox Reports

Reports that Al Lichtman, Loew's
vice-president, would join 20th-Fox
were scathes by Joseph M. Schenck
yesterday. Schenck explained that
Lichtman was satisfied where he
(Continued on Page 5)

Laudy Lawrence Elected Vice-President, Executive
Co-ordinator; Arthur W. Kelly Heads Finance Com-
mittee; George Bagnall, New Production Committee

Under an executive reorganization of United Artists Corp.
Edward C. Rafferty and Gradwell L. Sears were named president
and vice-president, respectively, of the organization yesterday.

"American Way" Own
Best Envoy—Whitney

Declaring that the "American
way" is its own best ambassador
and that any future films sent to
Latin-America will be truthful in
their picturization of American life
and objectives, John Hay Whitney
yesterday outlined the plans of the
motion picture committee of the Off-

cine of Co-ordinator of Inter-American
Affairs to the trade press.

During his trip through the South-
ern hemisphere, Whitney said he
had discussions with President Var-
gas of Brazil, Foreign Minister Ros-
(Continued on Page 5)

"Sieg in Westen" Appeal
Argued in Albany Today

The Non-Sectarian Anti-Nazi
League, through Richard Rollins,
who heads its department of inves-
tigation, is appealing to the Appel-
late Division of the Supreme Court
at Albany, from a decision made by
Supreme Court Justice Francis Beg-

gren last August, dismissing a peti-

tion presented by Rollins to restrain
(Continued on Page 6)

Order Apex Decision
Modified on Appeal

Modification of an arbitrator's
award has been ordered by the mo-
tion picture appeals board in the
(Continued on Page 5)

Browne-Bioff Personal
Assets Eyed by Court

Examinations into the personal
assets of Willie Bioff and George E.
Browne in aid of the collection by
(Continued on Page 6)

Charles R. Rogers
To Produce for UA

Charles R. Rogers, who last pro-
duced for Paramount, is expected
to join the ranks of UA producers
shortly, it was learned last night.
Deal is in the final stages and will be
completed in two or three days.
Rogers, a former vice-president of
Universal, is still a member of the
board.
FINANCIAL

(Monday, Nov. 17)

NEW YORK STOCK MARKET

| High | Low | Close | Chg.
|------|-----|-------|-----|
| Col.
| Pct. vts. (3%25) | 63% | 62% |
| Columbus | 90 |
| Conn. | 14 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |

Am. Seat.

| Col. Pct. vts. (2%) | 63% | 62% |
| Columbus | 90 |
| Conn. | 14 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |
| Conn. | 9 |

The six directors nominated for re-election to board of directors

of Warner Bros.—Joseph Bernhard, Waddell Catchings, Robert W.

Perkins, Albert Warner, Harry M. Warner and Jack L. Warner—will

come up for voting at the annual meeting of the stockholders at

Wilmington, Del., Dec. 8.

Term is for two years.

Metro Will Construct

Second Chilean House

Valparaiso, Chile (By Air Mail)

Metro will erect a second Chilean theater here. House, a

2,000-seater, will be ready for opening about Apr. 15 next.

First Metro house in this country was the Cine Metro, erected

in Santiago in 1926.

Report William Goldman

Seeking Miami Theater

Miami—William Goldman, Phila-

delphia exhib., formerly general man-

ager of Stanley Company of Ameri-

can, is reported dickering for a thea-

ter here.

Adventure Releasing “Invasion”

Adventure Films Inc. announces it

will roadshow its latest exploitation

release, “Invasion,” which is un-

duced and directed by Bud Pollard.

Equity in Move to Bar

Reds from Office or Jobs

Actors Equity through a referen-

cium has decided to amend its con-

stitution to prohibit the sale of

sympathizers with, Reds, Nazis, or

Fascists from holding office in

Equity; move passed 4-0.

Vote, counted yesterday, was 330

to 230 on the amendment move. Vote

on inclusion of “sympathizers” in the

ban was 380 to 225.

Council starts work today on the

amendment for submission at the

quarterly meeting on Jan. 9.
We could release THEY DIED WITH THEIR BOOTS ON for Thanksgiving and we’d make money. So would you. But we’re not going to release it.

Instead, BOOTS will be launched in a definitely limited number of Thanksgiving engagements—much in the manner of SERGEANT YORK—but at regular prices.

And when we do turn the print over to you for Christmas playdates, we’ll both make a lot more money.

Because with that print you’ll get, without charge, invaluable experience that can’t be bought. You’ll know exactly what went into successful campaigns. You’ll know in advance the kind of business the picture will do—just as you ★ ★
knew that SERGEANT YORK was tops. Yes, this time you’ll even know how many holdover weeks to allow—before your engagement starts.

Sure, it’s an unprecedented plan! And it will probably confound a lot of smart guys! But it’s great merchandising—it’s that extra merchandising—that has the whole trade humming about

Warner Bros.

ERROL FLYNN • OLIVIA de HAVILLAND

“They Died with Their Boots On”

ARThUR KENNEDY • CHARLEY GRAPEWIN • GENE LOCKHART

Directed by RAOUl WALSh

Original Screen Play by Wally Kline and Aeneas MacKenzie

Music by Max Steiner
"American Way" Own Best Envoy—Whitney

(Continued from Page 1)

setti of Chile and with officials of other countries on an extensive program of interchange of shorts and 16 mm. films between the U. S. and the Latin nations to aid in the familiarization of each people with the other.

Hollywood will give its co-operation in making the films, Whitney said. He will meet on the Coast next week with heads of the major companies, most of whom will be there for annual Fall studio conferences, to discuss plans for production of the shorts and 16 mm. product.

"Everyone from President Vargas down expressed a great desire to see more of the United States way of doing things," Whitney explained, in giving the reasons for the Pelican's Latin-American program. "We intend to show them in unvarnished, straightforward, interesting doses the way people in this country live, what they do to make a living, where they go to school, how they play and the other rudiments of the American Way which are so basic to us, but which to the Latin Americans is of great interest."

In this connection, Whitney disclosed that Brazil's Minister of Education, Roquette Pinto, has inquired if he can start an agency to develop the use of educational films in the school room and wants U. S.-made pictures for that purpose. In Chile there is likewise keen desire for wider exhibition of U. S. educational films, said Whitney, to the extent that the foreign minister is setting up a special committee to cooperate with the Co-ordinator's office.

The film to be made south of the border will be made under the supervision of Kenneth Macgowan, 20th Century-Fox producer, on loan to the Co-ordinator's office. Distribution, wholly non-theatrical, will be handled through an organization in Brazil and Chile, RKO foreign manager, who has been lent "part-time" to Whitney's office by George J. Schaefer, president of RKO. The setup will handle distribution of 35 mm. Latin pictures reduced to 16 mm. form, in this country as well as the U. S. pictures in South and Central America.

Whitney also disclosed that producer Walter Wanger will succeed in the post recently vacated by Kenneth Thomson as executive secretary of the Motion Picture Relief Fund for the Americas. This is the Hollywood group which works with Whitney's office on production.

RKO's Ton of Turkeys

More than a ton of turkeys will be awarded patrons of RKO's some theaters, which have been held tonight and tomorrow night. In many instances, baskets with the complete holiday dinners will accompany the birds.

Block-Sork Triple-Damage Anti-Trust Suit Withdrawn

(Continued From Page 1)

Block-Sork suit was the first filed under the consent decree. It alleged discrimination in distribution. Exhibitors, defendants named were Comerford-Publix, Comerford Amusement Co.; George Lessy, operating the Capitol; David Bredan, operating the Orpheum, Reading; Wilmer & Vincent, and Jay Emanuel's two firms, East Reading Theater Co., operating the Park, and Rahaj Theater Co., operating the Rahaj, Reading.

Kestenbaum, O'Sullivan's Aide

Samuel S. Kestenbaum has been appointed assistant to Joseph O'Sullivan, PRC's director of advertising and publicity. Kestenbaum formerly handled the Republic's operations after he joined PRC in October, 1940, in charge of prints. His new duties cover exploitation and fan publicity.

Joseph Schenck Scuffles Lichtman-20th-Fox Reports

(Continued From Page 1)

was and he had a lucrative contract. "But how about your friendship with Mr. Lichtman, didn't that end a year ago?" asked a reporter. "I could not ask a friend of mine to do something against his best interests," Schenck answered.

McClintic's "Letty Lynton" Counter Claim Dismissed

A $50,000 counter claim against Paramount Pictures, Inc., Charles Frohman, Inc. and Gilbert Miller in connection with the suit of Guthrie McClintic for $67,000 against Edward Sheldon and Margaret Ayer Barnes was dismissed yesterday by N. Y. Supreme Court Justice Ferdinão Pecora.

The counter claim was filed after McClintic sued claiming that he was entitled to 50 per cent of a recovery obtained by Sheldon and Miss Barnes against Loew's, Inc. for plagiarism of their play "Dishonorable Lady" in the M-G-M film "Letty Lynton." The counter claim is that production of the play in Great Britain was backed by the respondents and McClintic without the playwrights' authorizations.

Orders: Decision Modified on Appeal

(Continued From Page 1)

case filed by the Apex Theater, Washington, D.C. Amusement Co., operators of the Apex, charged in its complaint that the clearance enjoyed by Warner's Uptown, and Calvert over the Apex was unreasonable. Louis Deni, attorney for the complainant, and ordered all clearance eliminated between the two theaters and the Apex.

Warner Bros. theaters, however, filed an appeal against the decision and the appeals board modified the award to read that the maximum clearance of the Uptown and Calvert over the Apex shall be five days after the last playdate in whichever theater a picture plays first. In other respects, the award was affirmed.

Original named only Warner Bros. and Loew's.

Burn Midnight Oil To Hear Parkside Arbitration Case

Detroit—Parkside Theater arbitration case in continued session yesterday before former Gov. Wilbur M. Brucker is proving most bitterly contested case yet heard in the Detroit tribunal. All day session was continued last night with additional arbitrators scheduled to last till midnight.

An effort is being made to thresh out differences and obtain some basis of agreement without the necessity of resorting to arbitrator's decision.

Grant Theater, New Haven, Files Clearance Case

Charging unfair clearance and the withholding of prints, the Grant Theater, New Haven, has filed a demand for arbitration, naming 20th Century-Fox, Loew's, Warner Bros., RKO and the Peguet Theater as the interested parties.

Complainant asks that the Peguet be given a maximum of seven days clearance over the Grant and that prints be made available.

Plan Xmas Basket Show

Chicago—Jack Kirsch and Morris Leonard are co-chairmen of the annual Christmas basket show to be staged by circuits and indies on the evening of Dec. 23.

Happy Birthday To You

Claude Macgowan Frances Marion Margaret Seddon Eugenia Gilbert
Richard's Challenges

Dedree in Tex. Case

(Continued from Page 1)

ing the arbitration hearings of the McLendon case last week.
The challenge, made in a letter to his attorney, a small clerk, created a sensation at the hearing where it was read. When asked if the letter was written on the advice of counsel, George Wright, attorney for 20th Century-Fox, told THE FILM DAILY that the letter was written over the serious objection of Richard's attorney.

Contents of the letter came out during the arbitration of B. E. McLendon's complaint in behalf of his State and Texas Theaters, Atlanta, Texas. The letter asked the commission to dismiss the case for the reason that none of them had contracts with the company, despite the fact that they had contracts when the case was filed. Defendants were overruled.

Some two years ago, suit was filed in the Federal Court in Dallas over the issue of clearance held by Paramount-Richards theaters over McLendon's Atlanta theaters. At that time McLendon was allegedly forced to put up $200,000 in 30 days behind Paramount-Richards Texarkana theaters, but due to the latter company's late booking, he was frequently 50 to 120 days after release date before pictures appeared in Atlanta, according to testimony.

A compromise was effected in the Federal Court case and McLendon was guaranteed to receive pictures 45 to 60 days after release date.

When this agreement became effective, Paramount-Richards began to play "A" pictures in some instances on release date, in other instances it was given pre-release dates on "A" pictures. This, in effect, moved McLendon's play dates from 30 days behind Paramount-Richards theaters to 45-60 days behind them.

Testimony was introduced that Atlanta, Texas, is 28 miles from Texarkana, Texarkana's population is 28,000 persons while Atlanta has 2,400; that McLendon's State Theater was completed July 15 this year at a cost of $100,000 and that while it seats 750 persons it represents the latest improvements in theater equipment; that it charges an admission price that is in excess of Paramount-Richards first-run house in Texarkana; that clearance in this situation is unreasonable because of the difference in physical equipment of the theaters; that the distance is great enough so that clearance is not necessary, and that in numerous similar situations clearance is not asked for nor expected.

Wm. S. Hart in Hospital Here

William S. Hart, silent screen western star, is in the hospital here Thursday from his Santa Clara ranch in California, entered the Columbia-Publix picture "Frontiers of the Plague," which was released Thursday for an operation to remove cataracts from his eyes.

Goldwyn Return to UA Talked

May Follow Exec. Personnel Realignment

(Continued from Page 1)

fold was indicated clearly by David O. Selznick. When asked about reports of Goldwyn returning to UA following the completion of his RKO deal, Selznick answered: "I hope it is true."

"I certainly intend to talk to him," was Selznick's answer to the question whether UA had made any overtures to Goldwyn.

Goldwyn's releasing deal with RKO, it is learned, is for one year calling for the delivery of two total of 521 feature pictures including those originally on Goldwyn's services. The producer winds up his obligations with the delivery of "Ball of Fire" which will be released shortly. His first for RKO was "The Little Foxes."

It was felt among UA executives that industry defense was vital and that company would come back to the company he joined as a producer in 1926. The following year he became a producer-owner of UA and continued in that capacity until February of this year when he sold his interest to the corporation, ending his association with the company.

Should Goldwyn affiliate again with UA, he would confine his activity in the company to that of a producer and would no longer be interested in becoming a part owner, it was said by an authoritative source.

Objectionable Pictures

Increasing, L. D. Claim

(Continued from Page 1)

O.P. of Cincinnati, chairman of the Episcopal Committee on Motion Pictures, before the Annual General Meeting of the Archbishops and Bishops of the United States here.

Reminding the Bishops of the customary renewal of the pledge of the Legion of Decency in all churches on Sunday, Dec. 14, Archbishop McNicholas asked that it be pointed out to the members of the film industry that films rated as A-2, objectionable for adults, are not suitable for children.

The Archbishops reported that the National Legion of Decency reviewed and rejected 327 films and referred another 127. The Legion reviewed 477 films, of which 354 have been placed in Class A. There are 93 in Class A. Section 2—Unobjectionable for Adults; 50 films, or 16.5 per cent of those reviewed, were placed in Class B—Objectionable in part, and 7, or 1.34 per cent of those reviewed, were placed in Class C—Condemned.

Comparable percentages for the preceding 12-month period were Class A-1, 50 per cent; Class A-2, 30 per cent; Class B, 9 per cent; Class C, 2 per cent; separately classified, 18 per cent.

Archbishop McNicholas emphasized the necessity of strong diocesan organization of the Legion of Decency to implement the work of the national office for wholesome pictures.

Industry Under Fire, Defended

At Philly Catholic Congress

Philadelphia - The film industry was asked to talk in the parade and as speakers at the national congress of the Confraternity of Christian Doctrine here.

The criticism came from the Rev. John J. McClafferty, executive secretary of the Confraternity, who, reporting on the increase in the number of films found objectionable, warned that World War II in some respects had speeded the spiral "morally downward," and from the Rev. Robert E. Tracey, director of the archdiocese of New Orleans. Father Tracey in a panel discussion assailed the press, stage and radio as "troublesome, and pleaded for the establishment of a Confraternity of Christian Doctrine in every parish.

Industry defense was voiced by Martin Quigley, of Quigley Publications, who said that the industry's defense of its product was "the single best public relations job that is unique in the history of business."

"Sieg in West" Appeal Araged in Albany Today

(Continued from Page 1)

the exhibition of the Nazi film, "Victory In The West," distributed by Ufa. The appeal will be heard in court today.

The arguments are of particular importance both to the petitioner and the State Department of Education, because it is the first case of its kind in this State and will establish a precedent to guide the Mo- torcyling. The film is not shown in New York, and which should be submitted to the Motion Picture Division for preliminary licensing. The film is now shown without a license under the guise that it is a newsreel.

In the brief filed by the respondent, Frank P. Graves, as Commis- sioner of Education of the State of New York, it is pointed out that, while the Commissioner of Educa- tion has been named respondent herein, and consequently files this brief as such, the Court will appre- ciate that the Commissioner's pos- tions is more amicus curiae than that of a respondent. If they are newsreels, they should be examined and licensed if within the statute. If they are newsreels, they are not subject to the jurisdiction of the Depart- ment..."

the Government of $20,000 fines were conducted yesterday by Asst- ant U. S. Attorney Martin Klein before Federal Judge Henry W. Goddard in the Federal Court House.

The U. S. attorney's office decline comment on the examinations which were held with the public excluded.

20th-Fox Quit Arrives

Twentieth - Fox's championship basketball team, one of four top- ranking amateur teams in the country, will play in the Golden Jubilee Basketball Tournament to be held in Madison Square Garden on Nov. 19-24, arrive in New York tomorrow night. The team will open the Golden Jubilee against the Roanoke Legionnaires.

Death Record

Lieut. Frank L. Armstrong
St. John, N. B.—Lieut. Frank L. Armstrong, Canadian Or- dinance Corps, formerly with Paramount at its Long Island studios, and later with theatres in New York and Chicago, was buried here, May 28.

Gustav E. Knickebein
Milwaukee — Gustav E. Knickebein, 74, for more than 20 years head stage manager for the Orpheum circuit, is dead here. He is survived by his wife, a daughter and a son.

Otto Willkom
Milwaukee — Otto Willkom, 54, former screen comic and vaudeville star, is dead here.

Mrs. Edna Marshall
San Francisco—Mrs. Edna Marshall, 51, wife of Richard Marshall, prominent San Francisco theatrical manager, died as the result of a heart attack in an auto accident.

William Sullivan, Sr.
Montreal—William Sullivan, Sr., 86, one-time orchestra member at Loew's, the Princess and the old Academy of Music, is dead.

Walter J. Seifert
Springfield, Mass.—Walter J. Seifert, 45, died here after a brief illness. He was organist of the Strand Theater, Hartford, for a number of years.

Fred J. Penfound
Seattle—Fred J. Penfound, former manager of theaters in Minneapolis and Hibbing, Minn., died of pneumonia while visiting at the home of a sister here.

Browne-Bioff Personal

Assets Eyed by Court

(Continued from Page 1)
The Life and Loves of an Exciting Woman!
HER MOST ENTHRALLING PORTRAYAL!

Based on a novel by Lady Eleanor Smith • Screen play by Frederick Kohner, Michael Wilson, Paul Trivers • Directed by...
as the irresistible Lina... who loved dangerously and paid the price! Her story may shock most men... but every woman will understand it...
and every showman will hail it!

Loretta Young

The Men in her Life

HEPPERD * OTTO KRUGER * EUGENIE LEONTOVICH

GREGORY RATOFF • A GREGORY RATOFF PRODUCTION • A COLUMBIA PICTURE
Pre-Sold Direct to 45,000,000 Readers!

The Life and Loves of an Exciting Woman!

THE MEN IN HER LIFE

Loretta Young
Conrad Veidt - Dean Jagger - John Shepperd
Otto Kruger - Eugenie Leontovich

This ad appeared in LIFE Magazine

COLUMBIA PICTURES

This ad appeared in LOOK Magazine

This ad appeared in 15 National Fan Magazines
Edw. C. Raftery Fills Long-Vacant UA Top Spot

Carl Leserman Understood Joining UA Sales Setup. Resuming Sears Ass'ts

(Continued from Page 1)

headed by Charles Chaplin, Mary Pickford, Will Rogers, and dominating the group, constituted the stockholders of UA.

It was announced that Sears, who gave several years' service as president of Vitagraph, will be UA's general manager of domestic distribution and will have the duty of seeing that his contract covers a period of five years and calls for a salary plus a percentage of the corporation's earnings.

Leserman Understood Joining

While the announcement did not mention it, Carl Leserman, who was Sears' assistant at Warner Bros., is understood to be joining the UA sales setup.

Raftery, who was elected for the conventional one-year term to fill the vacancy in the UA board and will not relinquish his partnership in the firm of O'Brien, Dussol and Raftery, will headquarter in New York, but spend considerable time on the Coast.

Arthur W. Kelly will continue as vice-president of UA and also has been elected chairman of the important Finance Committee. Laudy Lawrence will serve as executive coordinator and as the top executive of the foreign department. Walter Bagnall, formerly general sales manager, will become foreign department manager.

According to the announcement, it is planned to transfer a large part of the duties formerly assumed by the board of directors to a new Executive Committee composed of Raftery, Sears, Kelly and Lawrence.

Bagnall Heads the Production

Under the chairmanship of George L. Bagnall, a new Production Committee will be established in Hollywood. In addition, this committee will be composed of four members, each representing the Chaplin, Pickford, Selznick and Kor- dana studios. Daniel O'Shea has been appointed executive vice-president of the Selznick company and other representatives will be appointed within a week.

The new committee will also have charge of the corporation's financial interests in various productions as well as the operation of United Artists Productions, Inc., which is the new name of the United Artists organization recently taken over by UA. Thus, UA owns 100 per cent of "Sundown."

To Increase Indie Production

UA, through Romaine Productions, a second wholly-owned subsidiary, also is providing 100 per cent financing for "To Be Or Not To Be," the Jack Benny-Carole Lombard pic now being produced by Alexander Korda, assistant to Ernst Lubitsch. This deal, it was explained, was made last summer before UA acquired the Wanger producing corporation.

Romaine may or may not make other productions, it was reported.

The extent of UA production, itself, will await determination of the company's new program, it was said.

Under the revised management, UA will expand its program and increase the amount of independent production. All proposals for new product will be routed through the new committee which will seek the advice of Sears and the New York Executive Committee. Board of directors will not take on new product until it has had the joint recommendations of these groups.

While the other executives will take on their new duties immediately, Sears will not assume his new position until Nov. 24, although original- ly he did not plan to become active until after Jan. 1.

Sears said he intended to retain the UA sales personnel throughout the country and that there would be an expansion in the personnel of the organization either in the home office or exchange centers.

Selznick in a formal statement paid warm individual tribute to Raftery, Kelly, Lawrence and Bagnall, while Sears in another said he was "deeply honored" and regarded his new affiliation as "great privilege."

Entire Industry To Pen Unity Plan

(Continued from Page 1)

theUA's Artists' and Managers' organization and its subjects with which it could deal.

"To have gone further," he said, "would have been impertinent, since the others who are expected to cooperate have a right to join in the writing of the details. Allied was not so brash as to think that it could write an elaborate plan in all its details and expect the rest of the industry to swallow it, word, line and sentence."

Kirsch said that Allied's sincerity of purpose had been demonstrated. However, he asserted, the only danger "we now face is the ever-present danger that certain exhibitor leaders, instead of practicing the unselfishness that Allied leaders have shown, may wreck the movement by playing exhibitor politics. If that should happen—well, I hope it will never be the responsibility will be placed where it belongs."

Others to address the ATOA convention yesterday were H. M. Rich- ey of Metro and Claude Lee of Paramount. The unit elects new officers today. Retiring president is Roy Harrod. The delegates were entertained last night at the Variety Club.

Three Detroit Theaters Slated for New Names

Detroit—Names of the Detroit theaters are being changed. The Marvel, being erected in the suburb of Dearborn by the Wags- man Circuit, is to be called the War- ren. The Town, being opened with vaudeville on Dec. 26 by Ben and Lou Cohen, will be changed to the Paradise.

Saul Korman, circuit owner, has incorporated the Apollo Theater Co., with David Korman and Reuben Goldstein as partners, to operate the newly acquired Clay Theater, which he is renaming the Apollo.

Settlement Reached in Graepner's Egyptian Case

A settlement has been reached in the arbitration case filed by Graepner's Egyptian Theater, Portland, Ore. The Egyptian sought to re- guard the first-run clearance from 45 to 91 days.

Intervenors were the Hollywood, Oriental, Paramount, Orpheum and Liberty theaters. Only one hearing was held. Terms of the settlement were not revealed.

Olympic, Cicero, Ill., Case Settled by Consent

By mutual consent, the arbitration case filed by the R. G. Theater Corp. against Olympic Theater, Cicero, Ill., has been settled. Terms of the settlement have not been revealed.

Management of the Olympic charged that the clearance granted to its competition was excessive.

Blackschlaeger Forms Firm

Cincinnati — Mitchell Blackschla-eger has resigned as salesman for United Artists here to form Popular Pictures Co. for distribution of indie product in the Ohio, Kentucky and West Virginia territory. Milton Turner succeeds Blackschlaeger for UA.

Chapman in Motor Mishap

Grand Rapids, Mich.—Sid Chap- man, salesman for RKO in Western Michigan, narrowly escaped serious injury when his car overturned several times near Hastings.

"U" Preparing 18 Stories For 1942-43, Says Blumberg

(Continued from Page 1)

Eastern and Southern branch and district managers here, also was marked by the finalization of the deal by which Universal will distribute Walter Wanger's "Eagle Squadron." Pic will be released in the early Spring. Production will start at Universal's studio by Jan. 5. Cast will be announced shortly. Shoot- ing of background footage has been under way in England for some time.

Matthew Fox, "U" vice-pres- ntion at the studio, told the con- vention that the Frank Lloyd pro- duction, "Saboteur," which Alfred Hitchcock will direct for Universal will co-star Robert Cummings and Priscilla Lane. Fox reviewed pro- duction plans generally.

J. Cheever Cuddy, board chair- man, analyzed the company's finan- cial setup in relation to the balance necessary between production and sales.

Conconnon to State Lake

Chicago—Miles Connonon, veter- an B & K Loop manager has been named manager of the State Lake theater, succeeding Charley Cottle, who takes over the management of the Loop Roosevelt theater.

Eddie Klein Recuperating

After two major operations and five weeks in hospital, Edward L. (Eddie) Klein is now at the Hotel Gregorian, New York, where he is recuperating.
Exhibitor Interest
On ‘Swamp Water’;
B’way Grosses Big


This gives 20th Century-Fox three films on Broadway, with “Week-End in Havana” at the Roxy and “How Green Was My Valley” at the Rivoli, thus dominating the Main Stem.

View, B’way Strong

“SWAMP WATER”
TREMENDOUS
ON B’WAY!

FIRST TWO DAYS EQUAL TO A FULL WEEK’S BUSINESS AT GLOBE THEATRE, NEW YORK

VIEWS OF THE TERRORIFIC FRONT AND OPENING DAY CROWDS!

And in St. Louis—Biggest Week’s Business Since “Jesse James”! in Atlanta—20% Ahead of “Yank”! in San Francisco—Biggest of the Year!
N.W. ALLIED MOVES TO GET PIX FOR INDIES

Special Acts Escape State's Unemployment Levy

Appellate Division Rules They Are Indie Contractors, Not House Employees

Albany—Special acts booked into theaters are independent contractors and not employees and therefore are not subject to the Unemployment Insurance Act, according to a decision of the Appellate Division, Third Department, of the Supreme Court, handed down here.

The four-to-one decision was made on a claim for credit made under article 18 of the State Labor Law by Radio City Music Hall, New York City. The claim for credit was allowed by the court which reversed a decision of the Appeal Board. Case (Continued on Page 7)

Metro Suspends 70% GWTW Terms in Cuba

Havana (By Air Mail) — M-G-M has suspended its 70 per cent terms for “Got With the Wind” in Cuba, according to the National Union of Exhibitors, which announced that a lower scale had been agreed upon.

The National Union protested against the 70 per cent terms and passed a resolution against playing (Continued on Page 6)

M. A. Silver Testimonial In Albany Set for Dec. 8

Albany—Variety Club's testimonial dinner to Barker M. A. Silver, recently promoted to zone manager for Warners in Pittsburgh, will be held in the Ten Eyck Hotel ballroom on Dec. 8, it was announced yesterday. (Continued on Page 6)

Treasury Tax Plan May Be Bared Today

Washington, D.C.—The Treasury's proposals for new tax legislation may be revealed today by Secretary of the Treasury Henry Morgenthau before he departs from the capital for a Thanksgiving vacation.

“One Hundred Per Cent” for Trade Unity Plan Declares N. M. Schenck, Loew Prexy

Endorsement of the industry unity plan was expressed by Nicholas M. Schenck, president of Loew's, Inc., who said he was for it “100 per cent.”

Commenting on the plan to bring all branches of the industry into a harmony program, Schenck said that “exhibitors, producers and distributors are all partners in this industry. They all have to work together.”

Ind. Allied Re-elects Roy Harrold Prexy

Indianapolis—All officers were re-elected for the coming year at the second day's meeting of the 15th annual convention of the ATOI at the Hotel Antlers yesterday.

Roy E. Harrold, president, Rushville; H. H. Johnson, vice-president, Madison; Mark J. Wolf, Indianapolis, treasurer, and Don R. Rossiter, Indianapolis, executive secretary.

Abram F. Myers, Allied general counsel and chairman of the board, was the principal speaker at the (Continued on Page 4)

Garbose Decision Modified on Appeal

Motion picture Appeals Board has modified the award of John Daly, arbitrator in the Garbose Bros. case, Boston. The Garboeses, who operate the York and Capital Theaters, Ahol, Mass., complained against the clearance granted to Shea and Fitchburg Theaters, Fitchburg, but the arbitrator, following the hearings, ruled that the Garboeses had no grounds for complaint and dismissed the case.

Complainants, however, filed an appeal and the Board ruled that the (Continued on Page 6)

Test Run for “Hot Spot” As “I Wake Up Screaming”

A new wrinkle in test runs is the one 20th-Fox has scheduled for “Hot Spot,” which starts its run at the Fox Wisconsin, Milwaukee, on Thursday. Picture, which is based on Steve Fisher's novel, “I Wake Up Screaming.” (Continued on Page 6)

File Final Defense Brief In Crescent Trust Suit

Nashville, Tenn.—With the filing of the Crescent Amusement Co.'s brief replying to that docketed by the D of J a month ago, it was indicated yesterday that the last exchange of briefs had taken place between (Continued on Page 7)

Shanghai Coin to be Remitted

Distributors Will Get $18,000 Monthly

Hiller. Booking Agent. Heads Pittsburgh V. C.

Pittsburgh—Election of Joe Hiller as chief Barker of the local Variety Club gives Tent No. 1 its first top official who is not directly associated with a film or theater company. Hiller is a theatrical booking agent.

Other officers named are:

First assistant chief Barker, Brian (Continued on Page 7)

Distributors have reached quota agreement with the Shanghai Exchange Control Board whereby the companies will be allowed to withdraw approximately $18,000 monthly from Shanghai, it was learned yesterday.

Starting this month, the companies' branches will be able to remit the funds, which were frozen when the board removed the industry from (Continued on Page 7)

Emergency Booking Committee Named In Effort to Solve Playdate Problems

Minneapolis—Allied Theater Owners of the Northwest took first steps here yesterday to obtain Grade A product for independents throughout the Northwest. A new group that it named an emergency booking committee which will seek to solve playdate problems for all of its members. The committee is headed by Don O'Reilly of St. Paul, Operator of the Aster and Bonav Art Theaters in that city, who will represent St. Paul exhibitors, Sidney Wok, who has the Nile (Continued on Page 4)

Three With Kelly on Finance Com. of UA

Four men will comprise United Artists' Finance Committee of which Arthur W. Kelly is chairman under the executive reorganization of the company, it was learned yesterday.

The committee will be composed of Edward Baffery, UA president; Laude Lawrence, vice-president; Harry J. Muller, treasurer, and Kelly.

Report Metro Sells 7 Pix Away from Golden State

San Francisco—For the first time in years, M-G-M has sold away from the Golden State circuit. A block of seven pictures has been sold to six East Bay independent theaters, the (Continued on Page 7)

Broad Exec. Powers Assured Grad Sears

Grodwell Sears' powers in United Artists will be broader than those of the vice-president and general sales manager of other companies, it was learned yesterday. Deal, which was negotiated for Sears by Lee Spitz, is reported to provide for approximately $2,500 a week, in addition to a percentage of the profits, said in some quarters to be 10 percent. Original deal called for a stock buy-stipulation.
No Paper Tomorrow

No edition of THE FILM DAILY will be published tomorrow, observed as Thanksgiving Day in New York State.

Find Indies Returning In Midwest, Southeast

Independent exhibitors are coming back into the business in greater numbers in the Midwest and Southeast, according to R. M. Savini, president of Astor Pictures Corp., who has just returned from a two-week tour of exchanges. The independent second block of three Time Holders in many towns against the circuits, adding that they are going back to "first principles with a low admission policy plus double features and are catering strictly to the lower bracket income groups."

Savini said business on his re-issues has been uniformly good in all sections, declaring that many first-run houses are falling back on his re-issues because he has the ability to come to terms on first-run major product. De luxe houses in Atlanta, New Orleans, St. Louis, Kansas City, Detroit and Washington have played "Scarface," "Hell's Angels" and "Shanghai" to profitable business, Savini said, declaring that in many cases the playing time was extended.

RKO to Tradeshow Second Block of Holt Westerns

RKO has set trade screenings on the second block of Holt Westerns for Monday, Dec. 8, except in St. Louis where the showing will be held on Dec. 9. Titles are "Land of the Open Range, " "Comes a Dime, Danger, " and "Thundering Hoofs." The tradeshows will start at 11 a.m., except in St. Louis where the screenings will start at 9:30 a.m.

Bill Danzierer Signs Metro Ad Dept. Berth

Bill Danzierer, for the last seven years in M-G-M advertising department, as ad planner, yesterday announced his resignation. With Mrs. Danzierer he will sail Dec. 17 for Rio de Janeiro for an indefinite stay.

Beuhrig to Cleveland

A. H. Beuhrig, Jr., has been ap-
pointed manager of Loew's State Theater, Cleveland, Ohio, succeeding Harold W. Evans, resigned. Beuhrig has managed Loew's theaters in Canton, Balhore and Boston, and more recently in Calcutta and Bombay, India, and in Johannesburg, and Durban, South Africa.

Howard Mapes With PRC

Portland, Ore.—Howard Mapes, a well known exchange manager here, has been named Orient exchange distributor for PRC by Lloyd Lamb, Pacific Northwest franchise holder.

Pickwick Interne-Tories Served on 20th-Cent-Fox

New Haven—Plaintiffs in the $5,452,755 Pickwick, Greenwich anti-trust suit against the majors have addressed interpleader to 20th-Fox which requires an answer in the U. S. District Court here by Nov. 25. Interpleader is sought to avoid the history of the corporation, its personnel, executives, stock, whether it owned stock in any other defendant corporations, and whether it has been a stockholder in Skouras Theaters Corp, Fox Metropolitan Playhouses, Inc., Metropolitan Playhouses, Inc., National Theaters Corp., Fox West Coast Theaters Corp. Detailed information is also asked as to policy, construction, contracts, features played in, admissions, terms and parties of contracts of the Embassy and Capitol Theaters, Port Chester, their clearance and availability schedules of the Pickwick between September, 1931, and August, 1933.

"Cheesecake" Commercial

Set for NBC Television

Television chalks up a couple of firsts via contract signed yesterday by the Gold Mark Hosiery Co., with NBC which amounts to the first commercial "cheesecake" series in tele history.

Through Norman D. Waters & Associates, Inc., Gold Mark will sponsor a series of four programs via WNBC in running a contest for the "most legonie legs." The series will be tied in with Gold Mark's newspaper advertising, and marks the initial firm in the hosiery field to take a flyer in the tele medium. The programs will be shown weekly at 8 p.m. beginning Nov. 26.

Chilean Censors Finally Lift "Pastor Hall" Ban

Santiago, Chile (By Cable)—The much-hated "Pastor Hall," which has been kicked about by censors because of Axis pressure since last June, has finally been okayed and will open here Nov. 25.

Para, Theater Hosts Film Critics

The New York Paramount Theatre last night, through its managing director, Robert Weisman, was host at a dinner party at the 21 Club to the film critics of New York daily in celebration of the theater's 15th anniversary. Following the dinner the guests saw a preview of "Skylark" at the theater.

Available!

EXECUTIVE SECRETARY—good girl Friday—Hard work required—library, filing, correspondence, and other administrative duties—also publicity, financial background—linguistic. Attractive, alive, energetic. Write THE FILM DAILY, 1501 Broadway, N. Y. C.
TOMORROW

in New York, Philadelphia, Washington, Milwaukee, Albany,
New Haven, Hartford, Bridgeport, Worcester, Springfield

THEY CELEBRATE

Thanksgiving

and

THE FIRST OPENINGS OF

They Died with Their Boots On

ERROL FLYNN
LIVIA DEHAVILLAND

They Died with Their Boots On

with

UR KENNEDY - CHARLEY GRAPEWIN
GNE LOCKHART

Directed by RAOUl WALSH
Original Screen Play by Wally Klein and
James MacKenzie * Music by Max Steiner

Just a dress rehearsal for Xmas! It's Warners' gift to the guys who want to—and are going to—make EXTRA dough!
Ind. Allied Re-elects Roy Harrold Prexy

(Continued from Page 1)

afternoon session. He said that the

He then spoke of the action of the

new system.

What shall be substituted is a ques-
tion, for the selling method under
the consent decree has been tried and
found wanting. Myers warned against
additional taxation and told ex-
hibitors that they were in an exposed
business and that there is grave
danger of increased taxation.

Jacob Weiss, counsel for ATOS
told of the legal technicalities hold-
ing up the refund due exhibs, on
percentage pictures from the Indiana
state gross income tax division. He
said that money would be refunded
despite the fact that distributors
were not inclined to agree to any
refund.

The convention closed last night
with the annual banquet and en-
tertainment. Marc Wolf was the mas-
ter of ceremonies.

RKO Buys Story for Mitchell
West Coast Bureau of THE FILM DAILY

Hollywood—RKO yesterday
bought "Father Maloney's Miracle"
as a vehicle for Thomas Mitchell.
The fantasy was staged on Broad-
way in 1917 and was adapted from
Bruce Marshall's novel by Brian
Doherty.

Metro Buys Rogers Story
West Coast Bureau of THE FILM DAILY

Hollywood—Metro has bought
Bogart Rogers' screen story, "Black
Pearl of Paradise." Al Santell will
direct the picture for the high produc-
the next week with John Carroll. Ann Ayars, Pa-

tricia Dane and Johnny Weissmuller
in the cast.

N. W. Allied Moves
To Get Pix for Indies

(Continued from Page 1)

and Camden in Minneapolis, will
represent the interests of this city
and Fred Strom, executive secretar-
of the Northwest Allied, will hand
presentations to the various houses
throughout the state, outside Twin
Cities.

Sales Held Up

Sales of 1941-42 product of th
majors have been held up in the
state because of passage by the la-

gislature of the anti-blocks-of-films
law and only recently did four of the
five majors bound by the New York
Federal court decree obtain sales
from terms of the decree in order to
sell in Minnesota in compliance with
the anti-film law. As a result, mer-
available product of the majors has
never sold and is not yet but shown
in Minnesota. Now, with four of the
five majors ready to start sales,
independent exhibitors in cities
and towns see little hope of showing
these pictures for another 60 days be-
cause of rights held by first-run
theaters and circuits operating them.

Indies Fostered to Get for Pix

With such a pick-up of features which
has resulted from failure to start
showings in August, as usual, opera-
tors of independent houses wait
until all features have been given
an-first run before they can set date
for them. It was with the idea of
attempting to lighten restrictions on
subsequent play dates that the em-
ergency booking committee was
named. Paramount is the only on
of the five majors which has begun
negotiations for sale of its product
to Minnesota independents to date
although the other three probably
will start later this week.

Because of increased rentals asked
by Paramount, many exhibitors feel
they may have to increase admission
prices if forced to contract at higher
terms. The Paramount list in-
cludes eight pictures on which per-
centages are not asked, as compared
to none last season, and exhibitor
say flat rentals on all others has
been upper. They expect similar
increases are to be asked by the
other companies when they begin
selling the complete season's product

Seidelman to S. A. Next Week

Joseph H. Seidelman, Universal's
vice-president in charge of foreign
sales, leaves next week for South
America where he will conduct two
company sales meetings.

In Defense's Cause

The first femme ever permitted
to operate on the floor of the
New York Curb, Linda Daren of 20th-
Century-Fox, was operating as a "special-
ist" in U. S. Defense Savings Bonds
and in 30 minutes sold more than
$1,000 worth of bonds, more than
500 $25 Defense Savings Stamps.
An autographed album went with each
sale.
The success of a single short subject series, John Nesbitt's "PASSING PARADE," produced by M-G-M, is doing this industry more good than reams of editorials and testimonials.

To have good pictures they must be supported. To do fine things on the screen requires the cooperation of the theatres. All credit to the exhibitors of America for their judgment in booking and supporting the "PASSING PARADE" series.

The public has indicated its absorbing interest in these shorts that tell of the little events that make living an exciting experience. The sincerity of their production, the sound manner of their exposition in the best magazine tradition, the span of their source material across the by-ways of life make them subjects of extraordinary human appeal.

To those thousands of showmen who have already taken John Nesbitt's "PASSING PARADE" to their hearts, we are grateful. To others who have not yet given their audiences the opportunity to experience the warmth and inspirational thrill of these brilliant little entertainments, we urge an immediate booking. Try them once and you will become an enthusiast for one of the best offerings the screen affords.

For instance, these John Nesbitt gems:
Just released: "STRANGE TESTAMENT"
On the way: "WE DO IT BECAUSE—"
Recent "Passing Parade" Hits:
"Hobbies" • "Willie and the Mouse" • "Out of Darkness"
"This is the Bowery" • "Whispers"
Garbose Decision
Modified on Appeal

(Continued from Page 1)
award should be modified so that the maximum clearance to the Shen and Fitchburg over the Orpheum and Uptown, Gardner, interesting parties, and over the Creek and Canal in Athol be fixed at one day after Fitchburg and not later than 14 days after Boston.

Parkside Hearing Goes
Into the Night Again
Detroit—Parkside Theater arbitration case continued all day yesterday with night session last night not seen by AAA probably representatives from New York.

AAA Instructional Classes
Held for Tribunal Clerks
American Arbitration Association today will complete a series of instructional classes for the motion picture tribunal clerks in cities as far West as Dallas. For the last three weeks the AAA has been bringing the clerks to New York in small groups.

Purpose of the sessions has been to acquaint the tribunal representatives with commercial and industrial arbitration, now that the motion picture offices will be used for arbitration of disputes in other industries.

Clerks in cities West of Dallas will be visited by AAA representatives from New York.

N. E. Frank Seriously III
Detroit—N. E. Frank, operator of a small-town circuit in western Michigan, is in serious condition in a Grand Rapids hospital with stomach trouble.

TO THE COLORS!

Miami—Within three weeks after being promoted to assistant manager of the Center Theater, Bob Slade was inducted into the Army at Camp Blanding.

Saratoga, Pa.—Jack Hart of the Riviera Theater has been called into the Army.

El Paso, Tex.—Cesar Zayaza, assistant cashier for the Colon and Almenar Theaters here, has joined the colors and is stationed in nearby Fort Bliss.

Indianapolis—James Hobart Kayler, Warner Bros. booker here, joins the Army Nov. 24.

Irving Salzburg of Pictorial Films and Academic Films, with headquarters in the RKO Building, has joined the U. S. Army.

Metro Suspends 70%
GWTW Terms in Cuba

(Continued from Page 1)
may be better deals could be made.

The committee was named to acquit exhibitors with the GWTW deals. Group consists of Edelmann, de Carrera, president of the Union, Oscar Freixas and Alfredo Beale.

M. A. Silver Testimonial
In Albany Set for Dec. 8

(Continued from Page 1)
cay. Large contingents of film leaders are expected from New York, Boston, Pittsburgh and Buffalo.

Si Fabian is general chairman and Moe Grassgreen, local branch manager of the Motion Picture Association.

The general working committee consists of L. R. Golding, local general manager; J. E. Frange, assistant zone manager; G. A. Smekwits, local Warner assistant zone manager; A. Allister, RCA branch manager; Paul Krumseneck, Vitagraph branch manager; J. Meyer, and Louis Schnee of Schine Theaters. A. J. Killett of Killett Theaters, Samuel Rosen, of Fabian Theaters; H. L. Ripp, Metro branch manager; Joe Miller, Columbia branch manager; Jerry Spandau, Universal branch manager; Max Westebbe, RKO branch manager; Sidney Lebin, in charge of Buffalo contingent; Max Friedman, local Warner booker; Harry Bernstein of Bernstein Theaters, Abe Stone and Neil Hollman, independent exhibitors.

WEDDING BELLS

St. John, N. B.—It was a film distribution wedding here when George Heibter, assistant manager of the Exchange, was married to Doris Kunitsky.

The groom's man was Charles Chapman, assistant manager of the Exchange at Montreal, and the matron of honor was Mrs. Chapman, sister of the bride. Official witnesses were Joseph Lieberman, manager of Columbia exchange, and Mrs. Lieberman.

The bride is a sister of Samuel Kunitsky, office manager of the local UA branch.

Cleveland—Phyllis Kennedy, Universal, in the Exchange, was half of a team that eloped to Kentucky at the week-end and got married. Other half of the team was Glen Lyny, Audry Hope, Gardner. The new bride is the new editor.

Cleveland—Doris Senkfor, of the Western Theatres department, and Jerome H. Bauman will be married tomorrow.

Anniston, Ala.—Mel Smith, president of the Playland Amusement Center, and Ruth Dowdy of Boaz were married.
Final Defense Brief in Crescent Action

Shanghai Coin to be Remitted

Distributors Will Get $18,000 Monthly

(Continued from Page 1)

the preferred list about four months ago.

Action of board was an important one, the Union officials indicated, affecting about 40 to 50 per cent of the revenue

Report Metro Sells 7 Fix Away from Golden State

(Continued from Page 1)

Oakdale, Neptune, Footlight, Star, Ritz and Eastmont, it is reported. Several weeks ago, M.G.M.

First Four Stage Shows For Camps Open Nov. 27

First four shows on the USO-Camp Shows, Inc., major service circuit will have their premieres Nov. 27, with four others bowing in on Dec. 3. Total of 14 musical comedies and 10 plays will play the major circuit of 65 Army camps and Naval stations. Talent will be drawn from films, radio and the stage.

 Quartet serving as curtain raisers for the project are "Funzafire," Ada Leonard and her All-American Girl Revue, with cast of 30 feminine; "Follow the Crowd," revue, and "Bring on the Girls," array of variety acts.

New Bob Elson Shorts To Pick Sport Winners

Chicago—New angle on forecasting coming sports winners will be shown in a series of short subjects to be made by Teletone News for Sportcast Productions. Supported by the Mutual Network and WGN, the interest of the Chicago Tribune in the background, these will feature Bob Elson, Mutual Network ace sports commentator.

Elson, in each release will cover the whole range of sports, predicting winners in every field. Teletone News claims to have developed a new technique for sports forecast production. First of the subjects will be announced immediately by WGN, while the initial release being set for January. A national release is being planned.

Jack Hess will handle publicity for Sportcast Productions.

No New York Tax On Special Acts

(Continued from Page 1)

has been closely followed by all state theaters using stage shows.

The court held that "the amount of compensation received by the special acts clearly shows that the appellees have raised the difficulty of the acts rather than for their time. They were not engaged on a yearly or permanent basis because their attraction and drawing power would be lost by a continuous repetition day after day, while the appellant's employes such as the ballet, glee club and Rockettes are taught and rehearsed different routines by appellant's producers, which routines change with every new show."

An opinion was written by justice John C. Casper, in which Presiding Judge Hill, and Justices Heffernan and Foster concurred, while Justice Bliss dissented.

Second Newsreel House Established in Havana

Havana (By Air Mail)—Smith Circuit's Neptune Theater has adopted a new reel and shorts policy, giving this city its second house of that type. First was Vives & Co.'s Rex, opened three years ago.
"RISE AND SHINE" HITS A HIGH SPOT! CATCHY MUSIC, LOTS OF YOUTH AND LIFT! A FUN CAST THAT WOULD ATTRACT ATTENTION FOR ANY FILM! SHOULD HAVE AUDIENCE REELING! —Boxoffice

"RISE AND SHINE" TOP SHOW! ADDS UP TO A SOLID HIT FOR JACK OAKIE AND A SHOWMANLY START FOR THE DEPENDABLE MARK HELLINGER! —Hollywood Reporter

"RISE AND SHINE" HAS EVERYTHING TO COMMAND HEFTY PATRONAGE! ... FUNNING, FOOTBALL, MUSIC, NONSENSE ... COMEDY THAT HAS EVERYTHING! —Daily Variety

"RISE AND SHINE" IS A TOUCHDOWN PARADE OF LAUGHS! LOADED FOR STRONG GROSSES EVERYWHERE! FILLED WITH MERRIMENT AND WILL SCORE! —The Film Daily

"RISE AND SHINE" IS SPRIGHTLY, LIVELY AND TUNEFUL COMEDY WITH MUSIC ... ELABORATE AND WELL-MOUNTED PRODUCTION ... NAMES ... SHOULD SUPPLY THE EXHIBITOR WITH CONSIDERABLE MATERIAL FOR EXPLOITATION! —Motion Picture Daily

"RISE AND SHINE" RIDES THE AIR-WAVES! MARK HELLINGER AS GUEST OF FRED ALLEN'S PROGRAM ON CBS! LINDA DARNELL AS GUEST OF ILKA CHASE'S PENTHOUSE PARTY ON NBC! BOTH GUESTS OF THE "TREASURY HOUR" PROGRAM NOV. 25! MILLIONS OF LISTENERS FROM COAST TO COAST!
TBs for Deals in New
egland and Detroit Are
assembled for Present

Lans for Deals in New
e and Detroit Are
assembled for Present

All plans by United Artists for
quiring theaters have been sus-
until the new management
kes the matter under advisement,
was learned Wednesday.

Company, in September, took over
United Artists in San Fran-
di was considering the acqui-
th in Detroit and several

DT Closes for UA Product; (Continued on Page 10)

New Indie Exhibitor
in Washington

* \$4,000,000 Ork* at
The “Night of Stars”

A “$4,000,000 orchestra” will
make its first and only appearance
at the “Night of Stars” show for
refugee aid and Palestine resettlement
at Madison Square Garden next
Wednesday. Following the baton of
Maestro F. H. LaGuardia will be
Eddie Duchin, Benny Goodman, Woody
Herman, Harry James, Sammy Kaye,
Guy Lombardo, Matty Malneck and
Glenn Miller.

**SABOTAGING** OF DEGREE TO BE PROBED

Theater Acquisitions Up to UA’s New Regime

Detroit — A new departure for
stimulating interest in motion pic-
tures has been inaugurated by the
United Artists of the UD T circuit. All its
houses are selling fan magazines in
their lobbies in tie-up with Dell
Publishing Co.’s Modern Screen.
Plan may be adopted throughout
all Paramount-operated theaters, it
is reported.

Earl J. Hudson, UD T president,
said that the fan magazine can serve
a definite purpose in creating new
movie patrons and arousin greater
interest in pictures. The magazines
of the kind that are in circu-
lization, the more picture-conscious
the public will be, he asserted. Hudson
urged that all theaters, circuit
and independent, launch the same
idea with any of the various fan
magazines on field. A circulation
of the magazines increase.

(Continued on Page 3)

republic Acquires
Bromberg Franchise

Purchase of A. C. Bromberg’s Re-
public Pictures Corp. of the South-
east, which has held the Republic
distribution franchise in the laca-
itive Atlanta, Charlotte, Memphis,
Tampa and New Orleans territor-
ies, was announced Wednesday by

Film Testimonial Plan
Starts in Mich. Nov. 28

Detroit — The so-called Hudson
plan for institutional advertising and
publicity for picture theaters will
start on Nov. 28, Earl J. Hudson,
UD T president, said Wednesday.

Goldwyn Due on Monday; (Continued on Page 3)

Goldwyn Due on Monday; (Continued on Page 3)

Masters Leaves UA for Odeon

Will Also Fill Top Empire-Universal Berth

Metro to Tradeshows Next
Block-of-Five Dec. 2, 9, 16

Metro has set dates for the next
six pix to be tradeshown. “The Vanishing Virginian” and “Dr. Kil-
dere’s Victory” will be previewed in
exchange centers on Dec. 2; “Johnny Eager” and “Babes on
Broadway” on Dec. 9, and “Mr. and
(Continued on Page 3)

Haskell Masters has resigned his
post as UA’s Western sales man-
ger, to become vice-president and
general manager of the Odeon cir-
cuit of Canada and general manager
of Empire-Universal Films of Can-
ada with headquarters in Toronto,
according to an announcement made
on Wednesday by Arthur W. Kelly,
vice-president.

There was no formal indication as
(Continued on Page 10)

Replies to Ohio ITO Questionnaire Cite Violations
Of Art. IV of N. Y. Decree

So-called sabotaging of the con-
tent decree will be among the first
items for discussion when, and if,
the industry meets in Chicago next
month on a unity plan, it was in-
dicated yesterday.

Charges that decree-signing dis-
tributors were not living up to cer-
tain provisions of the decree were
denied in executive circles. It was
declared by several top executives
that if exhibitors are being forced
to buy short subjects or are being

Metro to Open Chi.
Sales Meet Nov. 29

Annual mid-season meeting of M-
G-W’s branch and district managers
will be held at the Drake Hotel.
Chicago, Nov. 29-30 and Dec. 1.
All branches will be represented.
Discussion will center on deals to
(Continued on Page 7)

Para. Execs. in Chicago
For Two-Day Sales Meet

Chicago—Paramount home office
execs. and district sales managers
open a two-day sales meeting here
today at the Drake Hotel.
Neil Agnew, vice-president in
(Continued on Page 10)

**“Keep ‘Em Flying” Swell B. O. Comedy**

Detroit—On land, sea and snow,
with “Keep ‘Em Flying,” in the air,
Bud Abbott and Lou Costello continue
their mad and merry excursions into the
service branches of our country with
hilarious results. Comedy, given its
world premiere at the Fox Theater
here Wednesday night, is a great
audience pic, and exhibits, can antici-
pate napping top box offices in all
situations.

(For full review, turn to Page 6.
For color report of premiere, see
Along the Rails, Page 29.)
COMING AND GOING

SAMUEL GOLDWYN arrives in New York on Monday.

BAKSHI BARABAN and ADOLPH ZUCKOR arrive in Chicago today for New York.

FLOYD ODUM arrives from Rochester, Minn., tomorrow night to spend Thanksgiving at his home in Greenwich.

H. E. McFARLAND, Western Electric's manager in Brazil, is arrived by boat for a six-month vacation here.

NORMAN H. MORAY, Warner Bros. short subjects sales manager, returns Monday for a visit of the company's exchanges.

ELIJAH NUGENT, accompanied by his wife, arrives this morning from the Coast where he has just finished directing "The Male Animal." 

SERGEANT LEW MENTLIX returns to Fort McCluer yesterday.

SYLVIA FINE and MAX LIEBERMAN leave for Miami today to work on a new musical comedy.

HASKELL MASTERS will leave for Toronto Sunday night.

LUCILLE BALL plans to Wednesday to celebrate Thanksgiving in New York and her first wedding anniversary with her husband, DESI ARNAZ.

M. J. WEISFELD, Columbia short subjects sales manager, leaves Monday for a tour of the company's exchanges.

20th-Fox Warns Freedly On "Let's Face It" Sale

Twenty-sixth on Wednesday formally advised Vinton Freedly that the company "owns world-wide rights to that talking motion picture" and "upon which the Talkie Snatchers" to which "Let's Face It" is based.

Company's action resulted from publication of reports that Freedly was considering offering the top Broadway musical to Lyceum studies via a package deal that would include the writers of both book and music, some of the cast and his own services as supervisor.

Tangle Over Title Rights

Stymies "Charley's Aunt"

Toronto — Release of "Charley's Aunt" in Canada by 20th Century-Fox has been postponed indefinitely because of a tangle over rights to the title, claimed in the Dominion by Empire Universal Films, Ltd. In priority because of the ownership of a British feature with the same title and distributed some months ago.

The principals are reported in negotiation over the dispute and a settlement is expected.

Allen Builds Circuit

Toronto — More theaters have been added to his circuit list by R. S. Allen, who was with the Allen circuit as supervisor of theaters in Ontario for 15 years. Allen has acquired the Essquire Theater, an independent house in Penetang, and the Mavety in Toronto for his own group. During the past week or two he has taken over the four theaters of the Ottawa Valley Amusement Co., Renewing the Queen Theater at Hespeler.

Canadian Pix Pioneers Expected to Name Hanson

Toronto — J. J. Fitzgibbon, FPC's managing director, was the luncheon speaker at the annual meeting of Canadian Picture Pioneers and J. E. Lawson, who spoke at the afternoon business session at which Clair Hargrove retired President of the organization, the event scheduled for the last year of the year was cancelled because of the war. Oscar Hanson is expected to be the next president when the new directors meet to choose new officers.

"U" Gives Knowles 7-Year Pact

West Coast Bureau of THE FILM DAILY

Hollywood — Universal has signed Patrie Knowles to a seven-year contract.

FINANCIAL

(Wednesday, Nov. 19)

NEW YORK STOCK MARKET

High Low Close Change

Am. Seat. 134 134 134 14 15/16
Col. Picts. v (12.95) 134 134 134 14 15/16
Col. Picts. v (10.95) 134 134 134 14 15/16
Com. Fed. 134 134 134 14 15/16
Com. Fed. plus 134 134 134 14 15/16
East. Kodak 134 134 134 14 15/16
do. pfd. 134 134 134 14 15/16
Lewes, Inc. 134 134 134 14 15/16
do. pfd. 134 134 134 14 15/16
Paramount 134 134 134 14 15/16
Par. 5rd. pfd. 134 134 134 14 15/16
Par. 5th. pfd. 134 134 134 14 15/16
Pathe Film 134 134 134 14 15/16
RKO 134 134 134 14 15/16
RKO 5th. pfd. 134 134 134 14 15/16
20th Century-Fox 134 134 134 14 15/16
20th Century-Fox 134 134 134 14 15/16
Univ. Pict. 134 134 134 134 15/16
Warner Bros. 134 134 134 14 15/16

NEW YORK BOND MARKET

Lehman's deb. (31-34) 134 134 134 14 15/16
Patric. B'way 6-1/4 134 134 134 14 15/16
Patric. Picts. cv. (31-34) 134 134 134 14 15/16
Warner Bros. 6-1/4 134 134 134 14 15/16

NEW YORK CURB MARKET

Monogram Picts. 134 134 134 14 15/16
Radio-Kitsch cv. 134 134 134 14 15/16
Sonotone Corp. 134 134 134 14 15/16
Technicolor 134 134 134 14 15/16
Trans-Lux 134 134 134 14 15/16
Universal Corp. etc. 134 134 134 14 15/16
Universal Picts. 134 134 134 14 15/16

WEISFELD TAKES TO ROAD

For Screenings of "Holt"

M. J. Weisfeld, Columbia sales exec. in charge of short and serial exchanges, leaves Monday night for a tour of exchanges in behalf of the serial, "Law of the Silent Service," scheduled for December release.

Weisfeld plans to hold special screenings for exhibitors, in each exchange city, first being scheduled for Cleveland Tuesday.

Price Boost Effective In Rochester Theaters

Rochester—Price boost became effective yesterday in the city's down town picture theaters, although the boost of 44 cents and children's price of 11 cents was unaffected. Changes were from 17 to 20 cents, to and 25 to 30.

CARMEN CESAAR ALICE JOHN MIRANDA-ROMERO- FAYE - PAYNE \"WEEK-END IN HAVANA\" PLUS A BIG ROY ROY 7th AVENUE SHOW 9:30 STAGE ROY 9:30 6th St.

CRAIG GREGORY JOAN JOHN LACHANCE-WALTER BURR Small Goldie

NEW YORK THEATERS

RADIO CITY MUSIC HALL

GARY GAYLORD • JOHN FONTAINE "SUSPICION" An EKO-Radio Picture

Lemm's gay spectator revue. Symphony Orchestra under the direction of Elia Pappas. 1st Mezzanine Seats Reserved Circle 6-460

CARNED CESEAR ALICE JOHN MIRANDA-ROMERO - FAYE - PAYNE \"WEEK-END IN HAVANA\" PLUS A BIG ROY ROY 7th AVENUE SHOW 9:30 STAGE ROY 9:30 6th St.

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20th-Fox Will Complete Program by Mid-February

West Coast Bureau of THE FILM DAILY

Hollywood — By the middle of February, 20th-Fox will have complete shooting on its full supply of pictures promised for the 1941 lineup. Company has its 59th picture before the cameras now, under Darryl F. Zanuck, studio production is a half year ahead of release. It is understood Zanuck already is looking forward to a 54 lineup on which shooting is expected to get under way in March.

For Faster, Friendlier Service... At Lower Cost... "Postal" Telegraph

CHARGES FOR TELEGRAMS "PHONED IN" APPEAR ON YOUR TELEPHONE BILL.
This Fan Magazine: Idle in Lobbies

(Continued from Page 1) 

Theatre patrons can be created, he continued. 

Each month, the publishers of Film Screen inform UDT what the most important articles will be in the next issue. Trailers announce the lead articles are flashed on screen and the patrons are led to buy magazines in the lobby. UDT buys the magazines at wholesale newsdealer's price.

Remember Canadian Scale freezing" to Dec. 1

(Continued from Page 1)

the "freezing" of theatre admission scales until Dec. 1. Theatre prices after Dec. 1, if present plans go through, cannot be raised for any cause beyond the maximum which prevailed in any nation during the period between Oct. 15 and Oct. 11. After that, the only change that can be made will be a downward revision which is not at all likely in view of rising costs. Then, the Governor will make a survey of the whole business to assure that admission prices are no higher than those charged during the index period.

Radio to Tradeshow Next

Lock-of-Five Dec. 2, 9, 16

(Continued from Page 1)

In "North" and "The Bugle Wounds" on Dec. 16. Latter sub for "Panama Hattie," originally in the block.

KO Said Selling Away

from B & K in Chicago

Chicago—Unable to get together prices, BKO is reported selling its first block-of-five away from B & K here.

"Citizen Kane" is playing Essa-

outlying houses.

Happy Birthday to You

BETTY EDMONDSON

ELEKON

NOVEMBER 21

Eleanor Powell

NOVEMBER 22

Lee Patrick, William Demer, Sam Silver

Bobby Burns

NOVEMBER 23

Hobart Bosworth, Harpo Marx

Brad King

Along the Rialto

Phil M. Daly

Detroit

WELL, SIR. UNIVERSAL did itself proud in putting over a world premiere that left this town breathless. We mean the debut of "Keep 'Em Flying" at the Fox Theater here in Detroit Wednesday night. With Bud Abbott and Lou Costello, Bruce Babo, Dick Foran, William Gargan, Arthur Lubin and other luminaries in person, the town went wild. Martha Raye, scheduled to make the trip here, was delayed. The war and strikes were of secondary importance as the "Keep 'Em Flying" parade moved along Woodward Avenue.

DAN THOMAS, publicity chief of Universal studios, and his staff put up a bang-up campaign. Assisted by Bob Moak, Tommy McLeod and John Buhler, the crew certainly had Detroit Universal-curious. It was Keep 'Em Flying Day by proclamation of Mayor Edward J. Jefferies and the festivities started off with a rally on the steps of City Hall. Labor, Government and the Army were represented among the speakers and Anne Campbell, poetess of the Detroit News, read a specially written opus. Incidentally, the Mayor's missus was an early ariser Wednesday so that she could present the keys of the town to Miss Brune. Which should further give you some idea of the future created by the premiere hereabout.

AT NOON Uncle Sam's fliers from Selfridge Field "bombed" the city with leaflets while a Coast-to-Coast hookup by Mutual told the world about the opening from the lobby of the Fox Theater. The Army Air Corps swore in no less than 40 recruits on the City Hall steps as a signal feature of the premiere. Traps no wonder then that Mayor Jefferies sent a personal letter to Abbott and Costello thanking them for what they are doing to promote national defense.

FORD MOTOR CO. hosted the visiting luminaries and press at a luncheon. Following an afternoon of visiting armor-producing plants, the party joined in another military preparedness demonstration in the evening under the illumination of anti-aircraft lights. A cavalcade of Army cars then escorted the visitors to the theater for the cinematic "first night."

IT seemed as if the whole town was co-operating to make the event a historical day. Just about the proudest guy in town was Dave Ideal, manager of the Fox, who put in plenty of work. Newspaper coverage of the opening was terrific, with photos hitting Page One. Yes, sir, color, excitement, glamour, everything were combined to make it a gala affair and Detroit isn't likely to forget it in a hurry.

LOU POLLOCK, Universal's Eastern advertising boss, was the genial host for the trade press boys and others who were on the choo-choo Tuesday night. He managed to get everybody back in New York via American Airlines in time for Thanksgiving dinner at home yesterday. At least, those who didn't stay over in Detroit.

Parkside Hearing

Adjourns to Dec. 8

(Continued from Page 1)

Tributors asked permission to call on Carl W. Buermele, general manager of the American Theaters of Michigan, to testify briefly to certain facts on plans granted other houses in the Parkside area and that there are situations where clearance is granted over Co-operative houses to theaters that are neither Co-operative nor United Detroit circuit.

Counsel for complainant then subject-Buermele to lengthy cross-examination on many other clearance situations. Session at a late recess showed possibility of settlement by agreement of parties after Arbitrator Brucker threatened to continue the session all night until all evidence and argument were concluded.

With possibility of a settlement, Brucker granted adjournment till Dec. 8, and distributors' attorneys left for New York City.

Goldwyn Due on Monday: May Talk With Selznick

(Continued from Page 1)

his latest production, "Ball of Fire." It is also expected that Goldwyn will discuss his releasing deal which expires with the delivery of "Ball of Fire."

Goldwyn will undoubtedly confer also with David O. Selznick since the latter has expressed himself as anxious to have Goldwyn join UA.

27 Columbia Writers Preparing 24 Stories

West Coast Bureau of THE FILM DAILY

Hollywood—Prepping to step up the production pace at its Gower St. studio, Columbia reports a total of 27 writers actively engaged in readying 24 story properties for camera work.

Ansell, MPTO Secretary

St. Louis—Louis Ansell, head of the Ansell Brothers Circuit, is acting secretary-treasurer of the MPTO of St. Louis, eastern Missouri and Southern Illinois, succeeding the late L. C. Hehl.

Trailer Biz Boomin'

To ballyhoo dual opening of "How Green Was My Valley" on Thanksgiving Eve (Nov. 26) at the Strand in Scranton and the Comerford in Wilkes-Barre, the Comerford Theatre management used 105 points of three trailers, showing all three in 35 of their theaters within a radius of 45 miles of the twin cities. This probably constitutes a record for the number of trailers used on a local pic campaign.
"H. M. PULHAM, ESQ."


"DESIGN FOR SCANDAL"


"TARZAN'S SECRET TREASURE"


"'H. M. Pulham, Esq.' is a love story of universal appeal...to rank as outstanding grosser in all situations." —M. P. Daily


"'It's got something for everybody. Will bring maximum attendance.'" —M. P. Herald

"Great show...to return important money. A solid hit." —Hollywood Reporter

"'Design for Scandal' packed with marquee personalities...entertainment for masses and classes. 'Design for profits' could be title." —M. P. Herald

"'A humdinger...has everything that makes for entertainment for all types of patrons.'" —M. P. Daily

"Bright as a new dollar. Points to profitable business in all showings." —Boxoffice

"Sparkling romp will be reflected in bullish box-office returns. Money-maker in all situations." —Film Daily

"For profitable biz." —Variety

"'Tarzan's Secret Treasure'...the best of the Tarzans." —M. P. Herald


"Laughs, thrills, excitement. Will pull the crowds to the box-office." —Showmen's Trade Review

"Makes all preceding episodes look like a quiet Sunday afternoon." —Boxoffice

"'Tarzan's latest is grand make-believe. Roll out the plush carpet for patrons from 7 to 70.'" —Film Daily

"A natural for the younger generation, and the elders." —M. P. Daily
"BLOW RINGS AROUND YOUR OPPOSITION IN DECEMBER!"

"KATHLEEN"

SHIRLEY TEMPLE in "KATHLEEN" with HERBERT MARSHALL, LARAINÉ DAY, GAIL PATRICK, FELIX BRESSART.
Screen Play by MARY C. McCALL, JR.
Directed by HAROLD S. BUCQUET.
Produced by GEORGE H. HAIGHT. A Metro-Goldwyn-Mayer Picture.

"Kathleen" should be one of the year's biggest money-makers.
—Showmen's Trade Review

Shirley displays all the talent and magnetism that made her the No. 1 box-office attraction.
—Boxoffice

Vastly appealing; ranks among top human interest yarns for all fans.
—Film Daily

Get ready to rub your eyes, ladies and gentlemen of show business, and your palms, when you meet 'Kathleen'.
—M. P. Daily

Audience laughed and cried with Miss Temple... this is precisely what the box-office doctor ordered.
—M. P. Herald
“They Died With Their Boots On”

with Errol Flynn, Olivia de Havilland

WARNERS 138 MINS.

HOLLYWOOD PREVIEW

BOB'S MONEY RACES WITH THE BEST OF WARNER’S SPECTACLES; SHOULD SCORE HEAVILY IN ALL SITUATIONS.

Here is a tremendous picture, one of the finest written in intimate drama in a great many years of making b.o. success spectacles. Producer Hal Wallis and Associate Robert Fellowes should get everything they could lay their hands on in the Warner budget pot to turn this one out.

It has as much action as you’ll find in a dozen ordinary action epics; as much glamour for their Mr. Flynn as any male movie glamour star could wish for; and a good solid tale that should appeal to film-inspiration everywhere.

For George Custer, rebellious shavetail, flaky Brigadier and the greatest of the great in dual roles, in the hands of his film biographers than almost any of the great Americans have been immortalized on celluloid.

Director Raoul Walsh, with his masterful job of direction, has turned in some film that is going to be held up to his fellow megalomaniacs as a piece of work as long as there are story conferences. His handling of tremendous numbers of players in the story lines gives this yarn that touch that makes audiences forget they are looking at a screen. And, his play with the main characters put in them real, living, dramatic personalities—down to the lowest bit player.

This is the story of George Custer and his road to hell and glory. A smug young neophyte cavalryman, uninhibited in military discipline, he sets a record for insubordination—defying orders, breaking regulations and utter indifference to the regards of war, the day he enters West Point—and before leaving a commission officer, he succeeds in breaking the record—along those same lines of that other famous inconsiderable, Ulysses S. Grant.

Errol Flynn, as Custer, has one of his juiciest roles as this romantic character, and he plays it better than he has ever played any other. He falls in love with Olivia de Havilland on sight and after a short courtship they marry and she shares with him his adventurous life. Miss de Havilland has never looked lovelier, nor has she ever put into a role more of that tender sweetness that made her a star. Unfortunately there is little else for her to do, but it wouldn’t be as great a film without her.

By a strange quirk of fate, “The Last of the Mohicans” is made a Brigadier General by mistake during the Civil War. He becomes a national hero and after the war finds time heavy on his hands. To save him from the sins of idleness, Miss de Havilland goes to the homemaking school of the Army and asks to have him reinstated into the service. A post is found for him in the West, and it is there that he organizes and trains the famous “Seventh Cavalry” in which he later goes to his death in the battle of the Little Big Horn.

That “They Have Their Boots On” is studded with excellent performances. Particular mention is deserved by Ned Sharp, Charley Grapewin, Gene Lockhart, Sydney

“A Missouri Outlaw”

with Don “Red” Barry, Lynn Merrick, Noah Berry

REPUBLIC 58 MINS.

FAST-MOVING WESTERN WITH MORE THAN AVERAGE ACTION; OKAY FOR SUBSEQUENT SPOTS.

Just minutes short of an hour, this western manages to keep moving at a fast pace all the way. It will do as a supporting feature for the subsequent situations for film is well-stocked with action sequences. Don “Red” Barry turns in another dependable performance. He is cast as the son of a sheriff who does not believe in carrying any guns. The sheriff keeps his son in jail because he wants him to face trial for a framed murder job. Meanwhile the sheriff is out to break up a group of racketeers who are preying on the ranchers.

This is a fast moving film that requires a fine performance. Don “Red” Barry, Lynn Merrick, Noah Berry, Paul Fix, Al St. John, Frank LaRue, George Sherman directed with an eye for action. Script is standard.

CAST: Don “Red” Barry, Lynn Merrick, Noah Berry, Paul Fix, Al St. John, Frank LaRue, Ken Duncan, John Merton, Carl Benton Jr., Brownie, Snowflake.

CREDITS: Associate Producer-Director, George Sherman; Cameraman, Jack Marta; Original Screenplay, Doris Schroeder and Jack Lait, Jr.; Film Editor, William Thompson, Good.

DIRECTION, Good. PHOTOGRAPHY, Good.

Greenstreet and Hattie Mackenzie.

An important feature—one that deserves special attention because of its effective assistance to the “sale” of this yarn, is the excellent photography by Bert Glennon, who has put in some super ideas with the rest of the film but those outdoor battle scenes and the fine shots of the final battle scenes are astonishing.

It can be expected that this film will receive the plaudits of all audiences as well as those in the trade. It has great audience appeal and should top most of the current successes when it is released. Yes, Mr. Walsh, Mr. Wallis and Miss Fellows have a real picture here. One that can play in any town—to any audience—and make it payday at the little booth out front.


CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, Robert Fellowes; Director, Raoul Walsh; Authors, William A. Horning and Felix Feneon; Kline and Anna McKeezen; Screenplay, same; Cameraman, Bert Glennon, ASC; Art Director, John Hughes; Scenic Art, George W. Holmes; Music, Max Steiner; Musical Director, Leo F. Forstein.

DIRECTION, Great. PHOTOGRAPHY, Top-notch.

“Keep Em Flying”

with Bud Abbott, Lou Costello, Martha Raye, Carol Bruce

UNIVERSAL 75 MINS.

EASILY AS GOOD AS BEFORE AND MAYBE FUNNIER, ABBOTT & COSTELLO SCORE AGAIN IN ANOTHER LAUGH-FEST THAT’S PRIMED FOR TOP GROSSES.

On land, on sea and now, with “Keep Em Flying” in the air, Bud Abbott and Lou Costello continue their mad and merry excursion into the service branches of our country with hilarious results. Comedy is a great audience pic and exhibits, can anticipate snipping top grosses in all situations.

As in their previous efforts, story is a framework upon which the duo hang their gags. This come quick and fast since film is produced masterfully by Arthur Lubin. Surefire hows are the scenes where Costello finds himself astride a runaway torpedo and up-in-the-air in a plane with Abbott for the first time.

There are a succession of laugh-getters from the moment the pair join the Air Corps. They’re called out on a secret mission. One of the funnier sequences occurs when Abbott and Costello sit down to eat at the enlisted men’s mess. They meet the waitress. Martha Raye, who plays a dual role of a twin sister. She is both the quiet and noisy type. Costello naturally falls in love with the more forthright sister. A few more highlights are a telephone conversation which Costello has with William Gargan in order to keep him from leaving for Carol Bruce, the girl Foran is crazy about and another scene in one of those amusing park pic. The yarn is an ordinary one about Foran who joins the Air Corps. His instructor, Gar-{

CREDITS: Producer, Sol M. Wurtz; Director, Ray McCarey; Screenplay, St. ley Rauch, H. W. Haseman; Original, J. Andrews and Richard English; Cameraman, Charles Clarke; Film Editor, Fred Allen.

DIRECTION, Capable. PHOTOGRAPHY, PHY, Good.

Larner, Berg in New Spots

Henry Larmer takes over Mond as a trade paper contact man for Max’s publicity department and Al Wilkie, with Herb Berg, long ago syndicated to exploitative promotion under Alec Moss.

 feeding the lines to Costello with proper amount of “material.”


CREDITS: Associate Producer, Glenn De Lannoy; Director, Arthur Lubin; Cameramen Joseph Valentini.

DIRECTION, First Rate. PHOTOGRAPHY, Top-notch.

“Cadet Girl”

with Carole Landis, George Montgomery, John Shrapnel

20th-Fox 69 MINS.

MODERATELY ENTERTAINING P. GRAMMER WITH STUNNING BEAUTY OF CAROLE LANDIS AND MUSICAL SCORE AS HIGH SPOTS.

Oft-told tale of young man torn between duty and the glamour of a car. While hardly convincing and rather long of the cadets, commendable features is outstanding the captivating bio of Carole Landis. Runnersup the musical productions by Leo Robin, Ralph Rainger with their number, “I Sam Gets Around,” a stir finish.

Dramatically, the story is weak. Deals with a West Point cadet home farough who falls in love with the vocalist in her brother’s band. The Cadet decides to give up his army career, marry the girl. Since he is a talented pianist, he gets an opportunity to it his own band and is an immediate suec. But when it goes to his head, the realizes he will be happier at West Po.

Miss Landis does surprisingly well the vocalist. She is a stunner and best vocal effort is “She’s A Good Neigh-“ John Shrapnel, a fine performer stands out as the leader of the orchestra. Egbert Mattson makes the transition from Westerns to a straight dramatic with some difficulty. Best supporting performance is of that William Tracy as of the cadets. Remains an amusing and entertaining picture and deserving of better material.

Complete score by Robin and Bain includes “Uncle Sam Gets Around,” “Sh A Good Neighbor,” “I’ll Serve You If I Have To,” “It’s Over, Let’s For and “My Old Man Was An Army Man.”

CAST: Carole Landis, George Montgomery, John Shrapnel, William Tracy, Audy; Robert Lowe, Basil Walker, Charles Chandler, Otto Han, Jane Hazzard, E. Mae Jones.

CREDITS: Producer, Sol M. Wurtz; Director, Ray McCarey; Screenplay, St. ley Rauch, H. W. Haseman; Original, J. Andrews and Richard English; Cameraman, Charles Clarke; Film Editor, Fred Allen.

DIRECTION, Capable. PHOTOGRAPHY, PHY, Good.

REVIEWS OF THE NEW FILMS
New Indie Exhibitor Unit in Washington

(Continued from Page 1)
only, four-point program embraces (1) matters pertaining to fire and police regulations regarding theaters; (2) information service for members; (3) united dealings with stribs, here, and (4) united dealings with employee unions.

Officers named are:
President, Charles Olive; vice- president, Abe Tolkins; secretary, Ashley Abendshen; treasurer, Lloyd Wineland; general counsel, Samuel M. Boyd.

Organization will meet every other Wednesday, probably in the Willard Hotel. Scheduled to speak at future meetings are three Allied leaders, Sid Samuelson, Philadelphia; Jack Kirsch, Chicago, and Pete J. Wood, Columbus, 0.

Film Testimonial Plan Starts in Mich. Nov. 28

(Continued from Page 1)
Plan will be used only in Michigan which will serve as a testing ground for similar campaigns in other territories.

First trailers, prepared by National Service Screen, will hit the screens on Monday. Testimonials by prominent local people will be used in theater ads all over the state.

Hudson said that the Minnesota Amusement Co. is preparing to adopt the plan and will work with the independent theaters just as CDT has done. It is reported that if the plans proves successful, it will be sponsored further by National Allied.

Hudson said it would be difficult to measure the success of the enterprise from a dollar-and-cents angle, but that it was bound to help in maintaining maintenance and, as he put it, “it can do no harm.”

Studio Unions Conference Elects Temporary Officers

West Coast Bureau of THE FILM DAILY

Hollywood—Conference of Studio Unions has elected Herbert Sorrell, temporary president; D. T. Wayne, temporary vice-president; Russell McKnight, temporary secretary-treasurer.

Permanent officers will be elected after other studio groups have joined the conference.

WEDDING BELLs

Morton Gerber of Warners’ home office promotional staff, and Marjorie Loth, of New York City, are engaged to wed. Date of the nuptials has not yet been set.

Who Said There’s a War? British Odeon’s Profit Increases £170,000 to £643,287

London (By Cable)—Who said there’s a war? Odeon Theatres circuit annual report shows a profit of £643,287, an increase of £170,000 over the preceding year.

Will Probe Decree’s Sabotage

Ohio Exhibs. Claim Article IV Violated

(Continued from Page 1)

Mono. With 11 Features Ahead Sets New Record

West Coast Bureau of THE FILM DAILY

Hollywood—Including two pictures finishing this week, Monogram establishes an all-time record in the company’s history by having 11 pictures completed ahead of schedule and awaiting release dates.

Three feature productions—“Thunder River Feud,” “Black Beauty,” “Law of the Jungle” and “Below the Border”—will be completed, for a total of 16 features and 9 westerns. This is one picture in excess of one-half the entire Monogram program for 1941–42.

“Keep ‘Em Flying” Starts At N. Y. Criterion Nov. 26


Republic Acquires Bromberg Franchise

(Continued from Page 1)

Proxey James R. Grainger of Republic,

Grainger, in making the announcement, said that the company would retain the Bromberg personnel intact.

Bromberg, who has been in the film biz since 1909, has been identified with Republic since 1935, and had renewed his franchise in December, 1938, for four years. He plans a long vacation and, with Mrs. Bromberg, will leave about Jan. 1 for a South American tour. His headquarters are in Atlanta.

Grainger expressed Republic’s regret on Bromberg’s decision to sell his business relations with the company.

Metro to Open Chi. Sales Meet Nov. 29

(Continued from Page 1)

date and plans for the balance of the season. William F. Rodgers, general sales manager, will preside.

Nicholas M. Schenck, Loew’s proxy, returns to the Coast tonight, accompanied by William F. Rodgers, Metro general sales manager. Rodgers plans to remain in Hollywood for about a week looking at new product. He will then fly to Chicago.

MPTO of Virginia Will Meet in Richmond Jan. 29

Richmond, Va. — The MPTO of Virginia will hold its mid-Winter convention at the John Marshall Hotel here on Jan. 29. Allen Svaty, head of the state’s committee. Unit is inviting Gov.-elect Colgate Darden and members of the new General Assembly to attend the annual banquet and ball.

TO THE COLORS!

Chicago—James Flaherty of M-G-M film exchange has joined the Army. He is a son of Frank Flaherty of the Columbia sales staff.

Sergt. Lew Mentlik, until his induction New York staffer for the Exhibitor, is headed for a commission. He goes to the officers training school at Fort Banning.

West Coast Bureau of THE FILM DAILY

Hollywood—Ted Cheesman, former film editor at KKO Radio, has left with the Citizen’s Technical Corps for Montreal, and after training there, will go to England for duty.
WALT DISNEY'S DU CIRCUS OF FUN in TECHNICOLOR

Book now! THE GREATEST SHOW ON EARTH
Now in its fifth sensational week on Broadway doing "Snow White" business.

Already set as the gala holiday attraction in more than 50 key cities coast to coast.

FOR HOLIDAY PLAYING TIME!

Contact your RKO Exchange immediately
Masters Leaves UA
For Post With Odeon

(Continued From Page 1)
who would succeed Masters but it was assumed in UA official cir-
cles that Carl Leserman will be named as sales manager some
time after Goodwill L. Sears takes over as vice-president and general man-
ger of distribution on Monday.

UA heretofore has had two divi-
sional sales chiefs. Harry Gold has functioned in the East, and, during the past year, Masters has handled the Western territory. Masters, who has been affiliated with UA for 22 years previously was Canadian sales manager. He expressed deep regret at severing his association with UA.

Empire-Universal Films is con-
trolled by N. L. and Paul Nathan-
son and distributes most of the Eng-
lish pictures for Columbia, Commis-
ion, as well as Universal and Re-
public product. Odeon Circuit op-
erates 85 theaters throughout Can-
ada.

Kelly to Tender Farewell Luncheon for Masters Today

Haskell Masters will be given a farewell luncheon today at Tony Shorr's restaurant by Arthur W. Kelly, UA vice-president. A num-
ber of company executives and friends of Masters have been in-
vited.

Hanson to Distribute 'Birth' Pic in Canada

Toronto—Oscar Hanson has se-
cured Canadian rights to "Birth of a Baby" and is reported organizing to showcase the picture, with pre-
miere in Toronto. Hanson also has acquired the British, propaganda features, "Kamakazi" and "Czar," which are pro-
ced at the Toronto Alhambra this week.

Carney in AAA Post

Milwaukee—J. M. Carney is the new clerk of the AAA tribal house, succeed-
ing J. L. Lowell, former Michigan University fullback.

Bridge in the Lobby

San Francisco—Your correspondent
didn't see this himself, but he won't
vote for it, but the manager of the Coliseum, local nabe, swears it's true.

It seems it was a busy night at the
house and the foyer was jampacked with waiters. One foursome re-
squests a deck of cards and quietly
begins playing bridge. Others get the
idea, and cards, and the tables, and in a few minutes there are half a
dozen bridge games in action all over the foyer. Theater supplied free candy for the players.

Hunter's Shot Blacks Out Film Theaters
In 11 Up-state Michigan Towns Four Hours

Detroit—Shows in eleven upstate Michigan cities were completely blacked
off for four hours, when power was shut off by a line failure during show hoars
in the early evening. Damage was caused by a hunter who shot an in-
sulated wire of the power line. Towns affected were West Branch, Tawas City, Rose City, East Tawas, Presque, Au Gres, National City, Turner, Whitemore, Twin-
ing, and Alabaster.

Parra, Execs in Chicago For Two-Day Sales Meet

charge of sales, will preside at the
meeting, which will be addressed by Barney Balaban and Adolph Zukor, who arrived from New York this morning.

A "world premiere" trade screening
of "Louisiana Purchase," will be held today at the Esquire The-
er, and much of the meeting will be devoted to a discussion of its sales plans. In addition, general selling problems will be discussed.

At the meeting, several district managers, H. W. Erbd, Bos-
ton; M. S. Kusel, New York; H. H. Goldstein, Cleveland; E. W. Sweig-
ert, Philadelphia; Allen Usher, Chicago; R. C. LeBeau, Kansas City; M. A. Brown, Denver; H. W. Brany, Los Angeles; H. Owen, Dal-
as; J. J. Kirby, Atlanta and Branch Manager J. J. Donohue of Chicago.

In addition to Messrs. Balaban and Zaftis, the following members of the home office sales department will be present: N. F. Agnew, C. M. Reagan, J. J. Unger, G. A. Smith, O. A. Morgan, C. J. Scollard, G. B. J. Frawley, R. M. Gillham, A. Moss, F. A. Lemly, H. J. Lorber, A. J. Dunne, M. R. Goodman, J. Philip-
linson, J. Reper and Claude Lee. Del Goodman in charge of sales in Canada and G. C. Parsons of Hono-
lulu, will also be present.

Defense to Ask Dismissal In Buffalo Lottery Trial

Buffalo—Supreme Court Justice George A. Larkin will hear argu-
ments Monday on a motion for dis-
missal of the indictment against
Harry T. Dixon and the Jay-Phil-
Corp., charged with violating the state
anti-lottery laws by opera-
tion of Bingo games in the Aca-
emy Theater, downtown subsequent-
run house. Court was recessed
Wednesday after the State had
rushed its case.

Defense contends Bingo playing was incidental to presentation of
motion pictures. The State, however, has failed to prove
state testified that admission to the
theater on Bingo nights was 99
cents while players who stood in the
lobby said nothing. Admission on
other nights was 15 cents.

Widener on Defense Work

Althea Service has given W. R.
"Russ" Widener, Philadelphia su-
nervisor, a leave of absence to do
specialized defense work with West-
ern Electric.

More UA Theaters
Up to New Regime

(Continued From Page 1)
former RKO Downtown, lately a night club, for a first-run house
has collapsed. Basic reason is said
the signing of a deal by United I-
ternational Circuit for new UA product that the projected move is seen now
as part of a strategy to give UA an outlet here in case the deal with
UDT fell through.

This is only the second deal for
new product signed by UDT here—
with Columbia the first. The cir-
cuit, running three of the five local first-runs, has not signed for any
films yet under the New York con-
rente terms. No immediate film blockades as a result of the de-
lay in setting first-runs is antici-
pated, however. Detroit has been
having this situation annually.

Hecht to Write, Produce, Direct UA's Next Picture

United Artists Productions, Inc.,
announced Wednesday that it had
awarded a three-way contract to Ben
Hecht for its first production, "The
Chrome Murders." Gypsy Rose
Lee's murderystery novel,
Hecht will write, produce and di-
rect the picture.

Des Moines Exch. Union Asking Wage Increases

Des Moines, Ia.—A special com-
mittee of the Exchange Employer
union of Des Moines will confer with
exchange managers next week on demands for increases in pay for
shipping, poster clerks and other
union employees working in the
booking department.

A special meeting of the union
was held recently as a result of
shifting of future contract negotia-
tions from New York to each ex-
change. The increase in pay was
sought because of the additional
work.

Ray Butcher of the Fox Exchange
is president of the local union.

Troops in Iceland, Bermuda Will See Grid Highlights

Harry Buxbaum, Twentieth Cen-
tury-Fox New York Exchange man-
ger, has compiled three reels of the highlights of the most important
football games played this season
from Fox Movietone News clips.
These will be shipped to Army ad-
ance outposts in Iceland and Ber-
muda for screening for the troops.

Prosperity Sign

San Francisco—Business must be
pretty good at the Fox Theater here
these days, for the fellow who owns
the cigar store next door has just
bought the Club Moderne, one of the
town's biggest night clubs.
9th Annual Convention

The Independent Theatre Owners of Ohio

M.G.M. "SHOWMEN'S CLINIC"
Experts will explain how to get more money into the boxoffice

M.G.M. "SHOWMEN'S CLINIC"
Experts will explain how to get more money into the boxoffice

World's Premiere Performance

Annual

I.T.O.O. BANQUET
Informal Souvenirs for the ladies

Good Food
Short Speeches
Snappy Entertainment

I.T.O.O. CONVENTION SESSION
ALL Theatre Owners Are Welcome!

There are so many topics of importance that the start will be at ONE P.M. no matter how many are present!

HEADQUARTERS: DESHLER-WALLICK HOTEL, COLUMBUS, OHIO
4th week on Broadway!

"How Green Was My Valley"
at the Rivoli

3rd week on Broadway!

"Week-End in Havana"
in Technicolor
at the Roxy

2nd week on Broadway!

"Swamp Water"
at the Globe
Com. Named By Zanuck Holds Its First Huddle; New Equip. Also To Fore

West Coast Bureau of THE FILM DAILY

Hollywood — Efforts of the Research Council of the Academy of Motion Pictures Arts and Sciences to seek standardization of studio electrical equipment have been formally launched here, along with the aim to establish, where necessary, standards for the design of newly developed equipment.

In the wake of announcement last week by Darryl F. Zanuck, Research Council's chairman, that he had

Built-In Speakers

Ft. Lauderdale, Fla.—Jack Fitzgerald, city manager of Florida State Theaters, declares that in addition to the four stands now being operated by his company a Drive-In is to be opened soon. Project calls for Simplex projection and RCA sound. Approximately 200 speaking units will be built into the ramps at 15-foot intervals, instead of utilizing in-car speakers. Roy A. Benjamin, of Jacksonville, will be architect in charge of building the Drive-In.

Fischer's Edge Moor Is Set For Its Bow

Wilmington, Del.—Edge Moor Theater will open next Wednesday. Albert J. Fischer, operator of the Keswick, Glenisle, Pa., and Narberth, Narberth, Pa., is managing director with Frank Walters, former manager of the Iris at Kensington and Allegheny Aves. in Philadelphia as resident manager. Thomas Paul assistant manager, was formerly with Warner's in Atlantic City and at the Queen, Wilmington. Pauline

Erpi Files in Delaware To Sell Instruments

Dover, Del.—Electrical Research Products, Inc., has filed a charter with the corporation department of the Secretary of State's office to deal in electrical instruments. The new

Vacations

James H. (Jim) Owens, an RCA Photophone salesman from the Baltimore territory, has been transferred to the home office of the RCA Manufacturing Company at Camden, it has been announced by E. C. Chu-
S.O.S. Cinema Supply’s Recent Sales Listed
Equipment sales effected by S.O.S. Cinema Supply Corp. recently included the following: it is reported by-firm’s New York headquarters.
Cinemaphone sound, Simplex projectors, and other items to Joe Taylor’s Newhart Theater, Newhart, Mont.; Forrest rectifier and Morelite automatic rectifier to the Crescent Lake Club, Alpha, Ill.; B-37-MD S.O.S. Cinemaphone amplifier to Dunlo Theater, Dunlo, Pa.; Morelite reflector arcs and Forrest rectifiers to Glen Martin’s Badger, Badger, Minn.
Also an S.O.S.-Plaxon tone screen to the Drift Theater, Drift, Ky.; Simplex projector to Drew Radio & Electric Co., Drew, Miss.; Gyro-Stabilizer sound head to Powell’s Theater, Chicagoteque, Va.; 4-unit Super Gold Seal ticket register to Peter Alderman, Pittsburgh; and Morelite lamps and generator set to the Opera House Theater, Price- ton, Me.

Suburban N. O. Houses Are Going Up Rapidly
New Orleans—Construction of the two new theaters in Lakeview, suburban N. O., is progressing rapidly according to owners. One of them, which is being built by United Theaters, Ltd., is expected to be completed in February.
Construction of the second house by Robert E. Smith, local realtor, which he will operate himself, was only recently begun.

Berger Selects RCA
Camden—Louis Berger, president of the Standard Amusement Co., operator of a brace of Philadelphia theaters, has signed a telephone contract covering the 700-seat Ideal Theater. Deal involves new booth equipment, a disc turntable and other equipment in addition to sound.

Three R. I. Stands Improve
Boston—N.T.S. has installed a Walker PM screen in the Palace Theater, Arctic, R. I.; National stage draperies have been purchased by the Thornton Theater at West Warwick, R. I. National rubber matting and Sealside lobby frames have been installed in the Hollywood Theater at East Providence, R. I.

Rentals—
A FULL line of modern equipment together with a staff of trained experts to handle any job large or small anywhere, anywhere. Complete theater trucks, searchlights and floodlights, phonographs, juke box and general lighting activities. Let Us Enlighten You on Our Line of Service!

MOTIOGRAPH PROJECTOR
for details, consult
Independent Theatre Supply Dealers Everywhere or
MOTIOGRAPH, INC.
CHICAGO

COMING and GOING
EUGENE S. GREGG, operating head and vice-president of Western Electric Export Corp., has returned to New York after a prolonged trip to Africa via India during which he introduced Eberson as an operating entity in the United South Africa.

JOHN EBerson is scheduled to leave New York during the coming week for Pittsburgh.

HARRY M. MESSEY, Altec’s secretary-treasurer, has returned to New York from a business trip.

H. B. ALLSMITH, assistant general foreign manager of Western Electric Export Corp., has made a trip tour of inspection of the company’s Latin-American offices. He will spend three months in Brazil, relieving H. E. MacFarland, branch office manager, who will return to the States this month. Allsmith is expected to return next April.

G. L. CARRINGTON, vice-president and general manager of Altec, has returned to the local home office from the Coast.

DREW EBERSO is expected to return to New York from Florida the early part of December.

Porras Improves El Paso Alcazar, Colon Theaters
El Paso, Tex.—The Alcazar Theater has installed new soundproofing and new carpeting through the National Theater Supply. The Colon Theater, under the same management, is installing a new RCA sound equipment.

Robert Salas Porras, manager, reports an increase of 15 per cent in receipts so far this year over last.

MOTIOGRAPH
Proudly Presents the New MIRROPHONIC DE LUXE

THE LATEST DEVELOPMENT IN SOUND
This new system is Western Electric built throughout except for the Reproducer Set which is built by Motio-

graph, Inc. and based on designs of Electrical Research Products Inc., Western Electric Company subsidiary. Truly this sound system is the logical equipment companion to the famous

MOTIOGRAPH PROJECTOR

182 W. 32nd St., New York City
Telephone: Circe 6-5476-5475
**Hallamtyne Explains Sound Head Feature**

Omaha—Technicians of The Hallamtyne Co. here assert that one of the outstanding features in the design of the new Royal Soundmaster sound heads is the interchangeability of the Hallamtyne and Powers sound heads. In other words, in place of making two individually engineered sound heads, one for Hallamtyne and one for Powers, one sound head has been developed in the Royal Soundmaster line, and this is made standard for Simplex.

In addition to this, an adaptation of the Simplex sound heads for Powers has been worked out. This makes it possible for any exhibitor using Powers projectors, it is declared, to change at any future date to Simplex projectors without having to discard his sound heads, it is only necessary to replace the Powers drive pinion with a Simplex drive pinion to make this change.

**Drive-Ins Seen Answer For New “Boom Towns”**

San Francisco—California theater men see the new “Boom” movie as the solution to the demand for additional entertainment facilities in many towns near army camps and defense boom activities. Defense priorities are very little obstacle to drive-in construction. Big point, however, is that operators figure that they won’t be stuck with an empty house when emergency passes. Principal investment in Drive-In theater is sound and projection equipment, which can be hauled out and transported elsewhere in a few hours. Grounds on outskirts of towns can be leased cheaply, graded and paved for a few thousand dollars—that, plus a cheap wooden frame for the screen, is about the only permanent construction that goes into a Drive-In. Houses, if you can call them houses, have been real money makers in all districts where the climate isn’t too much of a handicap.

Big extra revenue in Drive-In comes from concessions as in theater business. Snacks, food, candy and other items. Sometimes the profit from sidelines amount to more than regular net. Stumbling block most Drive-Ins to date have run into is that exchanges treated them harshly, generally speaking, on clearance. But with such circuits as Fox-West Coast and Golden State studying the Drive-In set-up, that problem isn’t likely to rise.

**Three Get Candy Counters**

Wilkes-Barre, Pa.— The Hart, Capitol and Penn Theaters in this city have installed new candy counters as well as candy-vending machines.

**Louisville Drive-In Shutters**

Louisville—the Drive-In Theater, operated by Herbert Ochs and Col. Harry E. Long of Cleveland, closed Sunday for the Winter season.

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**All On Double Duty**


**Building Permit Okay For Youngstown Strand**

Youngstown, O.—Work has been started on a new theater at 2703 Mahoning Ave. Building Inspector Paul Boucherle has issued a building permit to the F & Y Construction Co., of Columbus.

Owners of the new theater, which will have a capacity of about 1600 seats are John and George Gran of nearby Campbell. Estimated cost of the building is $50,000, but it is expected the total cost will be much higher.

The construction firm also is constructing the new theater on Midlothian Blvd. The new building will be brick construction 135 feet long and 59 feet wide, and of modernistic design.

**Altec Names Peterson To Branch Managership**

In line with its promotion-from-the-ranks policy, Altec Service has moved D. A. Peterson, formerly supervisor in the Altec Philadelphia district, to a branch managership in the same district, under E. O. Boughner.

Announcement was made by L. W. Conrow, Altec president.

**Amherst Bows Shortly**

Buffalo—A new theater, the 1,100-seat Amherst, will shortly open its doors in the Amherst section here. A. Gibbons, treasurer of the Dipson Realty Co., which will operate the house, has signed with RCA Telephone for sound and booth equipment, and an RCA Magic screen.

**NTS Supplies Delbarton**

Cincinnati—Cassam Hindy, owner of the Delbarton Theater, Delbarton, W. Va., has purchased Simplex Four-Star sound, Simplex projectors, Simplex High lamps, National rectifiers, and B & L lenses. NTS made the installation.

**Equp. for Regis Theater**

Philadelphia—Davis S. Moliver, president of the Regis Amusement Co., has signed with RCA Telephone for sound and booth equipment for the Regis Theater here.

**Kofeldt Not Building**

Roseville—Walter Kofeldt, well known theater manager who had announced plans for a theater on Main St., advises he has abandoned his theater plans here.

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**TWO THINGS TO REMEMBER**

Nowadays, if you’re thinking of equipment—and who isn’t—there are two things you should remember. Projection is one; service is another.

Simplex has stood for the best in projection for over 30 years, while 32 other projectors in that time have appeared and disappeared. And for 15 years, National Theatre Supply Company has given exhibitors friendly, helpful and complete service, day and night.

No matter what happens, Simplex and National Theatre Supply Company will help you provide your patrons with projection and sound quality that will keep your patrons satisfied.
Dealer Orders Heavy For Motograph Equipment.

(Continued from Page 1)

Equipment Co.; Indiana Theater Equipment Corp.; Modern Theater Equipment Co.; J. F. Dusman; Oliver Theater Supply; Don Rullifson Supply, Inc.; Graham Brothers; Manor Theatre, Inc.; Exhibitors Supply Co.; Western Theater Supply Co.; and Louisiana Motion Picture Equipment Co.

Mirrophone De Luxe Sound and Motograph De Luxe Projection have been installed in the following theaters or purchaser establishments: Midway Theater, Lancaster, S. C.; Civic Center Theater, Great Falls, Mont.; Rochelle Theater, Rochelle, Ga.; Bijou, Chattanooga; New Theater, Berkeley, Va.; Arnold & St. Louis, Louisiana, Oklahoma City, Okla.; and the Bard, Louisville.


Installations of Motograph De Luxe Projection include the Victory, Huntington, W. Va.; Lied, Columbus, Ohio; and the De Luxe sound system, operated by the only two houses at Coldwater, Mich., are pooling interests in construction of a new theater which will be erected as the third house at Coldwater.

Two Stands Get Sound

Wil-Kin Theater Supply, Inc., Atlanta, announces the installation of Mirrophone De Luxe sound systems in the Abby Theater, Abbeville, Ala., and another system in the Legion Theater, Dallas, Ga.

RCA for Ritz

The Ritz Theater, Warner house at Wilmington, Del., is being equipped with new High Fidelity RCA Photophone sound and booth equipment.

New De Soto Has Debut

Vallely Head, Ala. The new De Soto Theater has opened here with ‘I Wanted Wings’ as the initial showing.

OF MATERIAL INTEREST

• • • BEN F. SHEERER, West Coast equipment saloon as well as considerable shakes as an exhibit, out that way, has purchased the State Theater in Santa Barbara, Calif., and has named Col. Dow, formerly of Bremerton, Wash., as the manager... • The Fox West Coast guys have what amounts to two brand new houses under way, via rebuilding the Grove and Balboa in Redlands, Calif. ... • F. H. Hathaway’s new stand, which he’s gonna christen the Bell Theater, is expected to be in active operation a week or so before Ole Santa comes down the Campbell. O. chimes... • Russell Eger, who for the past decade has been with Western Electric and Altec installing and servicing sound equipment for theaters in the Pittsburgh territory, has been transferred to the Arizona territory, and his successor is about to be appointed... 

• • • WARNER CIRCUIT theaters in the Chi sector continue to get improvements under the current program—the Grocer Theater being the latest to be dooled-up under the management of John J. Mahoney. ... • Tom Ealand has let the contract for that two-story addition to his theater in Ferndale, Mich. ... • Inability to secure needed equipment has delayed opening of T. R. Arnold’s new pic theater in Mulberry, Fla., which was scheduled for Nov. 1, but T. R. expects to unveil the project okay by the time mid-December comes around... • Congrats to Mort Rosen upon the debut of his Windsor in Balto on the night of Nov. 5...

• • • THE ROCHESTER FRONT... Several execs of Eastman and B & L took part in an Armistic Day symposium on problems of national defense production as they affect the manufacturer. ... Among the participants were B & L’s Carl S. Hallauer and J. E. Hansen, and Eastman’s Thomas J. Harrage... • Charles H. Vayo, Eastman’s traffic manager, is heading the city’s drive to save waste paper... • Substitutes now being used in civilian products were discussed by Wolfgang Heinrich, Eastman research chemist, in a speech before the Purchasing Agents Ass’n of Rochester... • Eastman has been awarded a $1,684,348 contract by the War Dept., for optical pressings, and a $77,922 award for photographic safety lamp assemblies for the Air Corps. ... • In 13 weeks, 1,200 B & L employees have purchased a total of $121,000 in defense savings bonds...

• • • BERNARD KLEID, who has been a member of National Theater Supply Co. for the past 15 years, is recovering rapidly from an appendectomy operation in Israel Zion Hospital, Brooklyn. ... • Audiophone Co. of Detroit, hearing-aid distributors, is being taken over by E. M. Shafer (Bill Poppel was former owner of the org.). ... • Arent the Auto City, Brodbeck, Inc., producers of sound slide films, has moved its studios, formerly on East Bethune St., to the Boulevard Building... • Out that-away, too, Adler Letter Co. has been awarded the contract for sign equipment for the Iris Theater by Associated Theaters, and on the Admiral (the one-time Harmony) by London & Brooks.

• • • PARAMOUNT’S New Haven exchange screening room, which is in process of being all prettied-up with new seats, decorations and sundry equip., is set to open shortly with a tradeshowling of “Louisiana Purchase”... • Altec Service has been appointed to service a large group of Fox West Coast first-run and preview theaters in the Los Angeles, Pasadena and Long Beach areas, and, included in the group also are first-run stands in Arizona and in the San Joaquin Valley... • Arent Altec, it has been appointed to service sound projection equip. of the Roxy Theater, New York... Ivyine Lesser, managing director, an Jerry H. Littenberg, Altec supervisor, negotiated the deal...
G-E Air Conditioning
Appointments Made

(Continued from Page 1)

Kelsey’s duties take him first to the GE Lynn River Works plant and later to the new GE supercharger plant in Fort Wayne. A native of Syracuse, Kelsey graduated from Syracuse University with a degree in electrical engineering in 1920. Before graduation, he served as a student engineer with GE in Schenectady in 1919. He joined GE in Schenectady in June 1922.

Wil-Kin Drape Orders
Heavy In Southeast

Atlanta—Heavy demand for theater draperies marketed by Wil-Kin Theater Supply continues throughout the Southern territory, as evidenced by an order received recently by the local as well as Charlotte, N. C., offices.


Also the Georgia, Statesboro, Ga.; State, Chattanooga, Tenn.; Center, Durham, N. C.; Palace, Key West, Fla.; Reliance, Orangeburg, S. C.; Camilla, Camilla, Ga.; Frolic, Birmingham, Ala.; and the Paramount, Goldsboro, N. C.

Wiseman Refurbishing
Ritz In Freeport, Pa.

Freeport, Pa.—The Ritz Theater here, owned and operated by J. H. Wiseman, is being renovated and redecorated.

New Simplex sound projectors, a new plastic moulded screen and new window box frames are also being installed.

Air Conditioning for Mode

Columbus, Ind.—The Betz Air Conditioning Co., Kansas City, has installed a new air conditioning system in the Mode Theater here. The house is operated by the Syndicate Theatres.

SMPE Adds Name Of Herman Devry To Roster
Of Motion Picture Industry’s Immortals

Chicago—The name of the late Herman A. Devry, D.S., local pioneer motion picture equipment manufacturer, engineer and inventor, who produced and marketed the first portable motion picture projector and was responsible for many basic patents that benefited the entire film industry, has been added to the SMPE’s list of motion picture immortals. The Society’s Honor Roll, international in scope, was established in 1931 for the purpose of perpetuating the names of distinguished pioneers who are now deceased. Devry’s name will be the tenth on the list. Too, he became the first Chicago, only Midwestern and the fifth American to be honored.

Radiant Screen Is Now
In New Chi. Quarters

(Continued from Page 1)

the number of screen sizes turned out by the company in the new quarters to eleven. The new process, developed in glass beaded screens, brings greater light intensity to the screen. The company has devised a new method of anchoring the glass beads to the screen, which prevents cracking and hardening and still retains its flexibility according to Wertheimer. The company has added more employees to their working staff and a large number of screens are being shipped to Army and Navy depots.

ATC’s Two New Houses
To Be Ready In Dec.

Kingwood, W. Va.—C. A. Anderson, head of the Alpine Theater Circuit, which has its headquarters here, announces that his organization has two new theaters under construction, both of which are to be completed before Christmas.

One will be located in Romney, W. Va., a 500-seat house, and the other in Petersburgh, W. Va., with a capacity of 400.

Simplex For Hamrick

Charlotte, N. C.—The Hamrick Theater, Gaffney, S. C., has purchased Simplex projectors, Hertner generators, Simplex High lamps and a Walker PM screen. NTS made the installation.

$70,000 Camp Theater
Has Colorful Inaugural

Tampa, Fla.—With all the fanfare of a movie premier MacDill Field’s new $70,000 theater was formally opened. The opening show, “Manpower,” starring Edward G. Robinson, was appropriate. The theater is equipped with a 22 by 16 foot screen, modern high fidelity sound system and the latest type projection.

Enough well trained experienced motion picture theater operators are stationed at the camp to take care of the new project.

Lay Serves The Milo

Ted Lay, Montana representative for B. F. Shearer Co., announces the installation of Motograph projectors and Micromicron De Luxe sound in the Milo Theater, Smelterville, Idaho.

New M-G-M Theater
Gels The Green Light

Valparaiso (By Air Mail)—Building plans have been approved by municipal authorities and ground will be taken in a few days for the Cine Metro, new 2000-seat theater here.

The Cine Metro, which will be opened about April 15 will be an orchestra-balcony type theater with air conditioning and all other modern appointments found in the best equipped theaters throughout the world.

This will be the second Metro Theater in Chile. The first one opened was the Cine Metro in Santiago in 1936.

Movette-Tone Receives
State of N. Y. Charter

Albany—Movette-Tone, Inc. was chartered here to make and sell motion picture machinery of all kinds in papers filed here with the Secretary of State. Capital stock of $50,000 all in one dollar par value shares was authorized in the papers filed by Herman Goldman, counsel, 120 Broadway, New York.

Listed as subscribers were Joseph Barters, Irving Levine and Joseph Catalanotto, 120 Broadway, New York.

For—

FLAGS—
BANNERS—
VALANCES—

IT’s

LIEBERMAN
Flag and Valance Co.

71 FIFTH AVENUE, NEW YORK, N. Y.

646 N. Michigan Ave., Chicago, Illinois
9354 Gibson Street, Los Angeles, Calif.

ALEXANDER SMITH CARPET

“ALL THAT MONEY CAN BUY”

Even if the sky were the limit you couldn’t buy a more satisfactory all-round carpet than Alexander Smith Crestwood . . . one reason why you find it in most of the country’s successful theaters.
Fischer's Edge Moor Is Set For Its Bow

(Continued from Page 1)

Nadolly will be chief of service and captain of the staff of ushers.

Western Electric sound will be used. Booth equipment is from Na-

tional Theater Supply Co., and the seats are from the American

Seating Company. House will show all product, probably 28 days

after Wilmington downtown first-runs.

Unique feature of the Edge Moor is a private viewing booth be-

low the projection booth. The viewing booth, seating about 20 with its

own sound outlet, will be rented to pri-

vate parties. The room being sound-

proofed, such parties can make as

much noise as they please without

disturbing the rest of the audience.

The new theater is unusually dec-

orated, both soundproofing decora-

tions are smart, sophisticated, yet

completely simple, thus creating an

additional attraction. The latest in

equipment, new type seats, exquisi-

te appointments assure the utmost in

comfort and enjoyment.

Mr. Fischer brings to Wilmington

and the Edge Moor many years of

success in film experience. Previ-

ously he was associated with M-G-

M and for sometime was house man-

ager of the Capitol Theater, New

York.

Rebuilt Strand Is To Reopen as "Victory"

Toronto.—The Strand Theater, a

former dramatic playhouse, has been

rebuilt by 20th Century Theaters,

here, associated with Famous Play-

ers, Ltd., and the house is being re-

openen as the Victory Theater with I. Axler

as manager.

In the construction, the tiers of

stage boxes have been removed and the

interior has been streamlined. Large new seats to the number of

1,400 are among the improvements.

Theater Fires

Monroeville, Ala.—Film explosion

in projection room of local Monroe

Theater started a half-hour before night

show was scheduled to begin, and, conse-

quently, no patrons were in the the-

ater. The Monroeville fire depart-

ment arrived. Some 1,000 patrons were

in the house at the time, but remained

for the show.

Master Drive-Ins Planned

Edberon Including Many Improvements

(Continued from Page 1)

York Consolidates Ad-Promotion Forces

The advertising department of the

York Ice Machinery Corp., has left

its former quarters in New York

City and is now combined with the

sales promotion department of the

company at factory headquarters

here.

Anker Winther, assistant general

sales manager of the corporation will

supervise the activities of the new

advertising and sales promotion de-

partment.

Frank Chaimers, who formerly

handled advertising administratively,

has been transferred to York and will

function in the new department not

only as a specialist in advertising

but will participate in sales promo-

tion functions as well.

Clark Gets Equipment

Cincinnati — Simplex Four-Star

sound, Simplex projectors, Simplex

High lamps, National rectifiers,

Bausch & Lomb lenses and a Walker

screen is the equipment sold by NTS

to Buster Clark for his Clark Thea-

ter at Grayson, Ky.

OTS Supplies New Groove

Cleveland—Leroy Langford, presi-

dent of OTS Supply Co., has sold

Brenkert Senarc lamps, new

carpeting and International chairs

to the historic Ritz-Strausgrove

Theater, Lorain, which will soon be

completed. James Mullen sold RCA

sound equipment for the house.

Glades Set for Season

Moore Haven, Fla.—The Glades

Theater has been given a face-lifting

treatment this season. New railings and

modeling are to be installed and

underwrite the Government’s needs for raw materials. New houses,

he says, are going up in all sections of the country, many of them

ingeniously utilizing substitute mate-

rials which detract not an iota from their ability and attractiveness.

Sees Population Shift

However, he cites that a new type

of centralization is going on, and

that the so-called downtown theaters are at a disadvantage because

new communities are springing up, at-

tended by a decisive geographical

change in centers of population.

Edberon declares that he favors

current and future theater building

and advice to aeronautical and industrial centers, because such lo-

cals will, for decades and decades

after the present war, assure exhibi-

tors of the most active and numeri-

cally greatest patronage.

A virtually untapped source of

exhibit field income presents itself

in the advent of community “shop-

ping centers” which have only just

been discovered. Each of these

centers must logically include a film

theater.

Consolidated Interests Given Building Permit

Honolulu, Hawaii.—A building per-

mit has been issued to the Consolid-

ated Amusement Co. for a one-

story theater at 570 Kaliakman St.,

costing $82,000. Work has already

begun on the new building.

Guy N. Rothwell of Honolulu is the

architect and George Oda the

contractor.

The chief use of “black light” will be

both for illumination and decorative purposes, inside and out. The

theater will be the second in the

state to feature the all glass beach

being the Waikiki, Consolidated’s

number one house. Neighborhood

prices will prevail at the new thea-

ter, which will be called the Kuhio.

Carpeting Job Finished

Chicago.—One of the largest the-

ater carpeting jobs in the city has

just been completed at the B and K

Granada Theater, under Roy Mac-

Mullen management, where 1,000

yards of the modernistic carpets

have been laid.

Florida Stand Reopening

Clearwater, Fla.—The Ritz Thea-

ter has had 175 new seats installed in the balcony, and is now

reopening for the season. It has been closed for the past month, undergoing a

number of changes. Included in the

remodeling was a new marquee and neon sign.

Face-Lifting for Palace

Jacksonville, Fla.—Work is to be

started immediately on the face-

lifting of the historic and imaginat-

ed A. H. Parker’s Palace. John Thomas is manager.

Para. Makes Bow In Salt Lake City

Salt Lake City — After consider-

able delay in getting equipment, the

Paramount Theater, renamed Tha-

tre, opened here yesterday (Thanksgiving Day) for exclusively

first-runs and as a new house in the

town to be owned and operated by Joseph L. Lawrence. It will make Law-

rence’s sixth theater in Salt Lake

and suburbs. Paramount he

community, which has been built

with other improvements to be mad

when ever equipment becomes avai-

lable.

Opening picture will be Betty

Davis in “The Little Foxes” and ths

followed by such first-run pictures as Walt Disney’s “Dumbo,”


Laughing" and others.

The theater, one of Salt Lake’s
geratest and always a first-run house

has been operated by the Intermountain Theaters, Inc., for a number of

years, but has been dark for nearly a year

except for occasional road showings.

Wallace’s Columbia Has Completed Remodeling

Alliance, O. — Ray S. Wallace,

managing director of Tri-Theaters

Inc., operating this city’s four thea-

ters, has announced extensive im-

provements completed at the Col-

umbia Drive-In. Among the new

features is a new William screen,

new draperies, elimination of all

boxes and added artistic appoint-

ments in their stead. New lighting

and redecorating also has been com-

pleted. Columbia was dark for only

a week for the improvements, Wal-

lace said.

At the Morris a new Walker

Neon-lighted.

Communities “Band” Together to Launch House

Wayne, O. — When Thomas A.

Scott opened his new theater in

this town on September 30, it has

been without a theater for several years, on Oct.

30, it was the signal for a big two-

day civic celebration.

The local high school band and

bands of surrounding towns en-

tertained to make “Wayne Days” a

gala event. Scott also operates the

Grove Theater in Columbus Grove

John L. McCarthy of Fort Wayne

Ind., will manage the new house.

Graham Bros. Appointed

Graham Bros. of Denver have be-

come dealers for Motograph, Inc.,

in distribution of Motograph pro-

jectors and Mirrophone De Luxe

sound systems.

Del Paso Completes Job

Sacramento, Cal. — Edwin Albin,

manager of the Del Paso Theater

in advance of its reopening, has

completed a $5,000 remodeling pro-

gram on his house including a

$5,000 vertical neon sign.
Voight Org. Reports Fixture Biz Active

Philadelphia — Voight Company reports business brisk in the lighting field, the following being among the many installations recently made in the theater field: Colorado's Capital, Hazelton, Pa.; Basil's Strand, Buffalo; Norman Lewis' Benson Theater, Philadelphia; Gaertner's Ritz Theater, Baltimore; and Stiefel's Martin Theater, Lock Haven, Pa.

Also receiving Voight fixtures were the Ithaca, Ithaca, N.Y.; the Berkley, Berkley, Mich.; and Martin & Davis' New Theater, Dothan, Ala. The Voight organization also installed drinking fountains in Skcuers' Bayside Theater, Bayside, L. I.

Brackin's Ozark Waits Full-Time Operation

Ozark, Ala.—W. J. Blackink, owner of the Ozark Theater, has completed installation of equipment in his theater, which is located on the south side of the public square, at the same location as the old Ozark, shutting them when the new theater was opened.

The new theater, known as the Ozark, will operate only on Saturdays until construction starts on the Ozark Triple Division Camp, when full time operation will go into effect.

J. G. N. Blackink has further plans for the opening of a third theater when construction on the camp begins.

Hospital Buys Simplex

Denver—The National Jewish Hospital, Denver, has purchased Simplex projectors, Mazda lamps and Bausch & Lomb lenses. NT3 made the installation.

Fills Ada Theater Order

Henry Sorenson of Modern Theater Equipment Co., Dallas, has just installed Ashcraft lamps, Movietone projectors and Mirrocophonic De Luxe sound systems in the Ada Theater, Tahoka, Texas.

Lease Renewed by FWC

San Francisco—Fox West Coast has renewed its lease of the Calisphere in Waterboro for another 15 years. Around $15,000 will be spent on renovation, principally new seating.

De Luxe Sound Selected

Wil-Kin Theater Supply, Inc., Atlanta, has just installed Mirrocophonic De Luxe sound system in the Broadhurst Theater, High Point, N.C.

Stand Awaits Steel

Lake City, Fla. — Construction work will start as soon as steel can be procured on a $25,000 theater being erected for the Martin chain. Other materials are on the ground and the building is expected to go up and rapidly after the steel arrives.

Ohio City May Legislate Compulsory Parking Space

(Continued From Page 1)

Rhode Island or any part of the city that has been done. The city planning commission was asked by Council to make a recommendation on the ordinance. Similar ordinance was proposed in the city last year, but also included supermarkets in its provisions.

Elman to Better Amuzu In East Des Moines

Des Moines, Ia.—Rudy Elman announced plans for remodeling the Amuzu Theater in East Des Moines, one of the landmarks of the East Side business district.

The house was built in 1913 and has virtually used the same front and canopy originally installed. The Electrical Products Consolidated of Omaha will remodel the house with Neon front.

Leavitt Buys equipment

Cleveland—Joe Leavitt, who operates the Film House screen room, has installed new RCA sound equipment. Also, in order to give complete screen service, Leavitt has installed complete 16 mm. machines, giving him the only professional screen room in the city equipped to show 16 mm. films.

Jim Owens Joins Staff Of RCA Camden Office

In his new capacity Mr. Owens specializes in theater screen sales, a field in which RCA Photophone has been very successful since its entrance last year.

Prior to his entry into the sales field more than eight years ago, Owens was for four years an RCA Photophone field engineer.

Little Rock House, Closed 4 Years, To Be Remodeled

Little Rock—The Arkansas theater, one of the largest in Arkansas, East Little Rock, has been closed for four years, and the new Arkansas will have a front of oriental stucco, porcelain enamel and tile, a redecorated interior with indirect lighting and walls of acoustical plaster. New seats will be installed.

Lighting Equipment

A Sole Eastern Distributors, we carry the full line of equipment manufactured by:

MOLE-RICHARDSON CO. Hollywood, California

INCORPORABLE LIGHTING EQUIPMENT ELECTRICIAN'S BEST FRIEND

Let Us Callington You on Your Lighting Problems

CHARLES ROSS Inc.

335 W. 52nd St., New York City Telephone: Circle 6-2745-2741

Alteck Sets Deals in South and Southeast

(Continued From Page 1)

(Ark.) Joy, Dardanelle; Best, England; Temple, Ft. Smith, (Fla.) Tarpon, Tarpon Springs and Liberty, Miami. (La.) Star, Cottonport; Laurel, New Orleans. (Miss.) Var- city, Columbus; State and Booker T. Jackson, New, Canton. (N. C.) Louisburg, Laurinburg, Ansonia, Wadesboro, Bryson, Bryson City; Gatlinburg, Gatlinburg. (S. C.) YMA, Charleston; Par-Tex, Tenn. (Tenn.) Harlem, Chattanooga; Xen-Tex, Park, McKenzie; Metro, Old Hickory; Drive-In, Jackson.

In addition to these service deals, new equipment installations were made in the following theaters by Alteck in the Southeast: Cooe, Childersburg, Ala.; Graver, Montgomery, Ala.; Blue Heaven, Marianna, Ark.; Gem, Ozark, Ark.; Florida, Starke, Fla.; Co-Ed, Milledgeville, Ga., West, Cedartown, Ga.; Palace, Bowdon, Ga.; Rex, Raceland, La.; Joy, Mind- den, La.; Madison, Madisonville, La.; Strand, Poplarville, Miss.; Dixie, Durant, Miss.; Royal, Gulfport, Miss.; Harlem, Biloxi, Miss.; Ameri- can, Charleston, Mo.; State, Elkton, N. C.; Lyman, Lammon, S. C.; Slater, Slater, S. C.

Kenworthy Betters Stand

Moscow, Idaho.—Milburn Kenworth of the Kenworthy Theater, is remodeling his house with the installation of a new box-office storm door added, and inside the new box-office seats. This now becomes the ace house of Moscow.

FOREST arc-light PRODUCTS

Super MOS RECTIFIERS using exclusively the E. R. Mallory germanium-germanium rectifying unit. The best in dry-rectified rectifiers...BULK-TYPE RECTIFIERS-LD0, LD06, LD10, are reliable, efficient and low cost power conversion equipment...UNIVERSAL TRIM LAMPS—burn from 5 to 1000 lamp, negative and 12 lamps, positive. This recommendable trims for Sources S.H., I.W., kW, and low intensity...ONE KW LAMPS—cannot be matched by competition in quality, performance and price. Yet, they match competition in "PRICE...SOUND SCREENS—amplified line of Humphreys, special prices, names screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
210 MT. PLEASANT AVE.
NEWARK, N. J.
**PROSCENIUM CHATTER**

**ALEX KALAFAT**

Building a new theater in Chubbuck, Idaho, has placed an order with National Theater Supply Co. for Simplex line of 40-seat seats, 64-inch headroom. Super Simplex mechanisms, heavy duty LL-3 pedestal, Simplex 18-inch magazines, Simplex arm rests and rectifiers, B & L T-2 coated lenses, Walker Plastic Molded Screen, Alexander Smith & Sons Crestwood carpet, and De-Fi Frames. The new theater will be named shortly.

The De Luxe Theater, Molina, Kan., has just been taken over by Mrs. Thelma M. Morris.

Jovial Theater, seating 250, has opened in Rogers, Ark. It is owned and operated by John I. Cooper of Baxter, Kan., and his son-in-law, Walter Talbott of Rogers, also owners of the Victory Theater in the adjoining building. Both theaters will be managed by Talbott.

The Paasche Airbrush Co. are now offering the range of new type of high production airbrush which does away, it is claimed, with defective spray patterns, fluid leaks and excessive mist. The new brush gives superior quality finishes, the company asserts. The new improved fluid control provides an easy adjustment of the amount of material used.

Quinlan Brothers will open a new theater in Chatsworth, N. Y., this week. The $40,000 house will replace one burned to the ground a year ago.

Automatic Instrument Co., manufacturers of automatic phonographs, are working on a new type of automatic film equipment. E. E. Rolman heads this company, whose factory is in Grand Rapids, Mich. Automatic equip-\-ment being introduced to the trade at this time is under trade name "Singing Tower."

Syndicate Theaters, Inc., operated by Trueman Rensbusch, has purchased Simplex high lamps and rectifiers for the Franklin Theater, Franklin, Ind.

Roy E. Martin, Jr., of Columbus, Ga., head of the Martin theater chain, and E. D. Martin, associate, have purchased the Kellsam-Mabonye building and the Armory and Trading Post buildings in Dublin, Ga., for the erection of a modern film house which will seat close to 1,300. The Martin interests now operate two stands in Dublin.

Park Theater in Starke, Fla., is being made ready for installation of a complete air conditioning plant. Ben Hall, contractor, is making the plant which will include water-proof stucco on the outside. W. N. Carnes is manager.

Completely renovated, the one-time Union Theater, reopened this week in San Francisco under its new name, the Big Theatre. The seat will play second run pix, and occasionally a foreign film.

**G-E INCREASING ADV. BUDGET FOR PLASTICS**

Faith in the future of plastics is given as the major reason for a greatly increased advertising program in 1942 on the part of General Electric as disclosed by Donald S. McKenzie, plastics department sales manager. The program will be devoted to the promotion of plastics for industrial use.

"Plastics is a fast-moving business," McKenzie declares, "and we are trying to keep up with the way to greater advancement."

Suppliers have a duty to keep their customers informed on new developments and to help them solve many new problems caused by the 100,000,000,000 lbs. of new plastic used. Plans for the construction of a new 1,000,000 plant in Pittsfield, Mass., for the manufacture of synthetic phenol are also announced by W. H. Milton, Jr., newly appointed manager of the G-E plastics department. Construction is being financed by the request of the OPM to counteract the shortage of phenol.

The proposed plant, which is expected to be in operation by September, 1942, will consist of four structures resembling the layout of the new series of basic building. The construction work will be done by the Lummus Company of New York.

The phenol plant is the outgrowth of a pilot plant development which has been conducted in Pittsfield for the last two years, under the direction of Dr. G. F. D'Alotto, director of the G-E plastics department laboratory. It is expected to produce about 25 per cent of the department's present requirements for this material.

**MALCO CHAIN TO BUILD TWO MORE THEATERS**

Little Rock—Construction of two new theaters and remodeling of four were announced by the Malco Theaters Inc. The Upton, a Class B theater, will be built at Fort Smith and the Strand at Hope.

Remodeling of the Joy at Fort Smith; the varnish at Columbus, Miss., and the Liberty at Jonesboro was completed recently. Plans for remodeling of the Winona, Miss., have been drawn.

Managerial changes at Malco are: Appointment of A. E. Crowder as manager of the Rialto at Milton; succeeding Harold Jackson; C. B. King of Jackson, Tenn., as manager of the New; and Ritz and New at McGehee; succeeding Ralph Lehman, called by the army; Austin Hicks of Owensboro, Ky., manager of the Winona, succeeding T. A. Wilson, transferred to Conway; Sam Kirby is new at Malco at Fort Smith; and Jack F. Miller, manager of the Rock Park, succeeds Kirby Smith.

**king Circuit Building Two Negro Theaters in Mobile**

Mobile, Ala.—A Negro movie house under construction at the intersection of Dearing and Selma Street by C. H. and C. B. King, circuit owners, will be called the Harlem.

Another Negro theater the Deuce, planned by the King Brothers will be built at the intersection of Davis and Belkast Sts., as soon as the Harlem is completed.

**Remodeling of Arkansas To Cost $25,000**

Little Rock, Ark.—The Arkansas Theater, one of the city's largest movie houses, which has been closed several years, will be remodeled at an estimated cost of $25,000.

A new front will be built of Oriel stucco, porcelain enamel and tile, and the interior will be remodeled, including new walls of acoustical plaster and new seats. Indestructible lighting will be installed. This is expected to require four months.

**Urbanbaeetters the Fulton**

Cleveland — The Louis Fulton Theater, owned by John Urbanbaeet and managed by Harry Henderson, is being treated to a face-lifting process under the supervision of Henry Hollriegel. The job consists of redecorating the auditorium, re-carpeting and bringing the box-office up-to-date.

**Dixie to Stephens**

Chattanooga, Tenn.—Judge Stephens, operator of the Reeler Theater here, has acquired the Dixie Theater, Claysburg, Stephens will make some improvements, remodel and renovate the house.

**EQUIPMENT FIELD NOTES**

**EXCAVATION FOR NEW CINEMA**

For a new motion picture theater in Estatonton, Ga., has begun. When the theater is completed, it will seat between 700 and 850.

Earl F. Palmer of the Exhibit Supply Co. has been elected to membership of the Chicago Purchasing Association. It is expected that other film purchasing agents will soon apply for membership.

Plaza Theater, on Chicago's North Ave., is installing a new air conditioning plant, using a 75-ton job for the improvement.

H. P. Vonderschitz has installed a new Walker Plastic Molded White screen in his Indiana Theater, Bloomington, Ind.

Installation of new High Fidelity RCA Photophone sound in the 1,100-seat Beacham Theater, Orlando, Fla., has been completed under the terms of a contract signed by M. W. Talley, of Central Theaters, a Paramount affiliate.

Strand Theater, Springfield, Ill., is undergoing a complete modernization. New features include ceramic tile fac-\-ing, new marquee, winter and summer air conditioning. The theater is one of the Kerasota Bros. units.

Warners are installing a new porcelain Neo-marquee at the Roger Sherman in New Haven.

Robert Harvey went big time when he opened his circuit's tenth house, the Maryland, in Salt Lake City, a week ago. Leo Carillo, Susan Miller, and Johnny Mack Brown showed up to give the new 590-seat a roaring send-off. Tom Broxholm will manage.

Helen Ulman is replacing her burned out Open House at Salisbury, Md., with a new theater to be known as the Ulman. Seating 900, the house is being equipped with RCA Photophone sound, booth and screen equipment, while the equipment is covered with a service and maintenance contract. In addition, the projector lenses are being coated in the RCA Laboratories to increase efficiency and provide brighter, sharper pictures.

Phil Chakeres, operator of 20 theaters in the Midwest, has added another to his chain—the Gloria in Urbana, O.

The Colotex Corp. announce recent jobs completed for Phillipi Theater, Phillipi, Wis.; St. Denis, Montreal; Park, Welland, Ont., and Nola, New Orleans.

Harl Smith has completed rebuilding of his burned Irving Theater, Irving, Tex., and now has a house complete with air conditioning, with seating capacity up to 700.

El Paso, Tex., dispatch reveals that two new theaters have been completed at Fort Bliss at construction cost of $105,000. This brings the number of theaters under $100,000 seating capacity of 4,600. Approximately 22,000 men are now stationed at the Fort.
THE WEEK IN REVIEW
Raftery, Sears With UA
By L. H. MITCHELL

UNITED ARTISTS: Edward C. Raftery, UA counsel, was announced Tuesday as company's new proxy with Gradwell L. Sears joining as sales head with wide powers. Laudy Lawrence was named a vice-pres. George Bagnall heads the company's new production committee, while Arthur W. Kelly was appointed head of the finance committee, along with Raftery, Lawrence and Treasurer Harry J. Miller. Talk was heard that Samuel Goldwyn might return to UA. Further theater acquisitions were reported to the new management, Haskell Mastro, designated as Western sales manager to accept a post with Odean of Canada.

CONSENT DECREE: Federal Judge Henry W. Goddard of New York reigned Warners, RKO and 20th-Fox from the blocks-of-five provision of the consent decree, permitting them to sell their full-season product in Minnesota. . . . N. W. Allied set up an emergency committee as beginning of a move to obtain product for indy exhibs, in the state. . . . Iowa-Nebraska Allied will discontinue its anti-five-block law at its Nov. 24-25 meeting in Des Moines. . . . ITO of Ohio, alleging that the "Big Five" was "subverting" the decree through forced buying of shorts and previous block-of-five will conduct an investigation into that charge.

MISCELLANY: Crescent, in final brief answering Government's allegations of anti-trust law violation, refuted argument that exhibition of pix is interstate commerce. . . . Ball was denied to George E. Brown and Willis Bloch, while court inquired into their assets. . . . War propaganda pix probe was seen headed for wash-up as the film industry will write the unity program, Jack Kirsch declared. . . . Republic acquired A. C. Bunch, film executive in the Atlanta, Charlotte, Tampa, Memphis and New Orleans territories.

5% Reduction Suggested: American Distributors Favor Suspension of Brit. Law

U.K. FILMS COUNCIL ASKS CUTS IN QUOTAS
May Draft Golden to Advise Gov't on Priorities

D of C Film Expert Would Serve Defense Agency as Consultant on Problems

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—Appointment of several experts in the motion picture field to handle priority problems arising within the industry is estimated to be of great importance. The latest appointment was of a man who is a native of the state of New York.

Oct. Admission Tax
Collections Higher

Washington Bureau of THE FILM DAILY

Washington—Admission tax collections increased considerably in October as compared with September, and also were substantially greater in October this year than in the same month last year, the Bureau of Revenue, Washington, announce.

Minn. Trial Strategy Tangle

Rolla, Mo., Exhib. Wins
Some Run for New House

St. Louis-Mrs. Mildred Karsch, owner of the Ritz Theater, Rolla, Mo., was the victor in her some run case against the five consenting companies. John J. Mangle, arbitrator, ordered the defendants to provide

GIVE $50,000 TO RED CROSS
Represents Part of Profits from "Land of Liberty"

Washington Bureau of THE FILM DAILY

Washington—Will H. Hays, acting on behalf of the MPPDA board serving a special Hays office committee, has sent a $50,000 check to the American Red Cross for "war emergency welfare work."

Metro Exhibitors' Forum
Expected to Attract 300

Columbus—Approximately 250 exhibitors have accepted M-G-M's invitation to attend its first Exhibitors' Forum at the Deshler-Wallick Hotel here tomorrow. Indications are that the attendance will hit or go beyond the 300 mark.

William Ferguson, director of exploitation for M-G-M, is due here.

5% Reduction Suggested: American Distributors Favor Suspension of Brit. Law

London (By Cable)—A general reduction of 5 per cent in the quotas, to the levels when the war was first promulgated in April, 1938, is recommended by the Films Council here.

Recommendations of the Films Council consist of reducing the exhibitors' quota to 15 per cent and the distributors' quota to 20 per cent. Short subjects would be reduced to 12½ per cent for exhibitors and 15 per cent for distributors.

It is understood subject of quota revision and recommendation of the Films Council will come up for discussion at a meeting of the foreign (Continued on Page 4)

Film Execs. Added
To Camp Shows Board

Go-ahead signal for entertainment at the service camps was flashed Friday when the USO-Camp Shows, Inc., through Eddie Dowling, president, and Edward Arnold, vice-president for the West Coast, announced an augmented board which will call upon the stage, screen and radio (Continued on Page 6)

Myers Drafts Invitation
To Trade Unity Conference

A form of invitation to the proposed all-industry unity conference has been prepared by Abram F. Myers, Allied general counsel. A draft of the invitation is being submitted to the conference committee and, upon approval, will be sent to (Continued on Page 4)

Arthur Loew Flies
To South America

Arthur M. Loew, vice-president in charge of foreign distribution for Loew's, plans out today for a three-week visit of the company's exchanges in South America.
The Broadway Parade

Picture and Distributor

Theater

Dumbo (IRKO Radio-Walt Disney)—5th week.

Broadway

The Chocolate Soldier (Metro-Goldwyn-Mayer)—2nd week.

Roxy

How Green Was My Valley (Twentieth-Fox)—4th week.

Columbia

Erica (United Artists)—2nd week.

Strand

Week-end in Havana (Twentieth-Century-Fox)—3rd week.

Savoy

Jeannie (Twentieth-Century-Fox)—2nd week.

Belmont

The Shadow of the Thin Man (Metro-Goldwyn-Mayer Pictures) —Capitol

Paramount

The Girl With Their Brooch (Warner Bros. Pictures) — Strand

Mob Town (Universal Pictures) —

Palace

Music Hall

(Paramount Pictures) —

Rivoli

Secrets of the Waseland (Paramount Pictures) (a)

(Paramount Pictures) —

Rivoli

The King (Trios)-5th week.

Wings of Victory (ArtNova Pictures)—2nd week.

Stanley

Hanna in Society (Scandia Films)—2nd week (a).

48th St. Theater

The Song to Her (Scandia Films) (a).

48th St. Theater

Foreign Language Features

The King (Trios)-5th week.

5th Avenue Playhouse

Wings of Victory (ArtNova Pictures)—2nd week.

Stanley

Hanna in Society (Scandia Films)—2nd week (a).

48th St. Theater

The Song to Her (Scandia Films) (a).

48th St. Theater

Future Openings

A Date with the Falcon (IRKO Radio Pictures)—Nov. 26.

Rialto

Keep 'Em Flying (Universal Pictures)—Nov. 26.

Rialto

You Belong to Me (Columbia Pictures) (c) —

Rialto

Ride the Blue (Paramount Pictures)—Dec. 10.

Paramount

Blues in the Night (Warner Bros. Pictures)—Dec. 11.

Strand

Sitting Pretty (Metro-Goldwyn-Mayer Pictures) (c) —

Strand

Among Those Living (Paramount Pictures) (c) —

Cinemas

Hollywood Nights (Universal Pictures) (c) —

Rialto

Bad Man of Missouri (Warner Bros. Pictures)—Nov. 27 (a)

Palace

The Squaw Man (Universal Pictures)—Nov. 27 (a)

Palace

Happily Ever After (Columbia Pictures)—Dec. 6 (a).

48th St. Theater

Old Tairons Are Here (Scandia Films)—Dec. 6 (a).

48th St. Theater

50 Para. Execs At Chi.

"La Purchase" Meeting

Chicago—Fifty Paramount executives headed by Barney Balaban, Neil F. Agnew, Adolph Zukor, Robert M. Gillham and Alec Moss, were at the Drake Hotel meeting here on Friday.

Discussion of "Louisiana Purchase" sales campaign brought out a most elaborate advertising program, including newspapers, magazines and radio. Picture will be released in most territories in December and will be sold separately.

Several hundred independent and circuit theater owners attended the Espire Theater preview of the film Friday morning.

Motion Picture Associates To Nominate Wednesday

Nomination of officers of the Motion Picture Associates for the following year will be made at the regular luncheon meeting Wednesday at the Hotel Lincoln. A complete financial report on the dinner and dance held last Wednesday night will also be submitted to the membership.

"Swamp Woman" to Bow in Detroit on Friday

World premiere of PRC’s "Swamp Woman" starring Ann Corio and Jack LaRue will be held at the Cinema Theater, Detroit, next Friday. Another PRC picture, "Mr. Celebrity," will be on the same program.

GIRL WANTS JOB

Five years with one company in capacities of Publicity Director, assistant to Production Manager, press and promotions writer, and director respectively. Free to travel and ambitious. Must be good reader. Address: Miss E. Smith, Box 850, The Film Daily, 1501 Broadway.
Watch your grosses soar with Skylark

starring Claudette Colbert
Ray Milland • Brian Aherne

A Paramount Picture with
Binnie Barnes • Walter Abel
Mona Barrie • Ernest Cossart • Grant Mitchell • James Rennie
A Mark Sandrich Production • Screen Play by Allan Scott
Based upon a Play and Novel by Samson Raphaelson • Adaptation by Z. Myers

First six dates on Skylark show grosses well above those of the last big Colbert-Milland smash, "ARISE, MY LOVE"!

"Birth of the Blues"

"Hold Back the Dawn"

"Nothing But the Truth"

Paramount keeps 'em flying!
U. K. Film Council Asks Cuts in Quotas

Managers at the Hays office Thursday.

Representatives of American distrubs, have been conferring with British officials for a long time on possibility of revising the quota law. This could be accomplished only by an act of Parliament.

When the quota law was enacted it was scaled from 15 per cent to as high as 30 per cent in 1947 for distributors. Scale starting April, 1942 was not yet been settled officially and 20 per cent for short subjects. Exhibs. in England will be faced with prospect of showing 20 per cent Briti films and British-made shorts subjects amounting to 17½ per cent if no changes are made.

British and American film officials recognize that the quota provisions cannot be fulfilled during war-time. British production has been cut to the bone as result of lack of technical facilities and personnel.

Lament here is that Films Council's recommendations are far from satisfactory and only a complete suspension of the law until the war is over would be the most sensible solution.

Myers Drafts Invitation To Trade Unity Conference

(Continued from Page 1) the various branches of the industry. While a city for the industry meeting at Chicago appears to be the likely spot and the second week in December the probable time.

It's "Wake Up Screaming"

After successful test run in Milwaukeee, 20th-Fox will release "Hot Spot," under the original title, "I Wake Up Screaming." Company has prepared a new set of ads and trailers for the film which features Betty Grable and Victor Mature.

John Doering Dead

Buffalo—John Doering, 74, former theater musician and stage doorman at Shea's Buffalo Theater for the last eight years, is dead.

Meehan K-A-O Holdings Reported at 63 Shares

Washington Bureau of THE FILM DAILY

Washington—Transfers of movie stock are disclosed by semi-monthly reports of the Bureau covering old transactions belatedly reported.

June report of Michael J. Meehan, New York City, showed that he disposed of 15,141 shares of K-A-O per cent cumulative preferred, leaving him with 53 shares at the end of that month.

Report of Stanton Griffis, of New York City, showed several small transactions in Paramount $1 par common for trusts he is holding.

The August, 1941 report of W. Ray Johnston of Hollywood, which was held for correction revealed that he added 959 shares of $1 par common in his own name, bringing this holding to 24,232; that he held 3,285 shares in name of Monogram Pictures of Cincinnati, and 1,778 in name of Monogram Pictures of St. Louis.

Package Show for Tele

Telecast Prod., Inc. is completing its first package show, purchased by NBC for presentation over Station WNBAT at 8:30 p.m. next Friday. Harry Hirschfield will emcee, with Tony Sarg, Rube Goldberg, Russell Patterson and Otto Soglow appearing.

Muscle Shoals Theaters Files Crescant Suit Brief

Nashville—The main defense brief of Muscle Shoals Theaters, Louis Rosenbaum, and Mrs. Tony Sudekum, in the Government's anti-trust suit against Crescent Amusement Co. and others, was filed in the office of the United States District Court, prepared by Attorney W. R. Mitchell.

Mitchell asserts that his clients are in the suit only because Government attorneys were not correctly informed about the setup of the organization and that "apparently the action by the United States was brought to protect the welfare of one man, Max Buchanan." A letter to the D. of J. by Buchanan, who proposed to open a theater at Athens, Ala., in opposition to Rosenbaum, is credited with bringing Muscle Shoals and its principals into the suit. Any connection with Crescent Amusement Co. of the other defendants is emphatically denied.

Lamarr in "Toritlla Flat"

Hollywood—Hedy Lamarr will be in "Tortilla Flat." TED LEVY JUNIORS

Chicago—Ted Levy, formerly with the RKO exchange, has been named chief booker at the Warner exchange.

May Draft Golden As Priority Adviser

(Continued from Page 1)

branch of the Division of Civilian Supply.

However, Donald M. Nelson, Director of the Priorities Division of OPM, and a member of the Division of Supplies Priority and Allocat, Board has been impressed that the problems will become more serious as the war goes on, and also as to the importance of the industry in maintaining public morale.

It is understood that likely some person familiar within the industry will already within the Government be selected for the draft, perhaps on part-time basis, but to act as consultant and "ride herd" on the industry to see that there is no discrimination in favoritism in allocations among the various studios.

Mr. Golden is the motion picture expert for the Department of Commerce is understood to be under consideration for this job. Golden is well-known to the industry, and is almost unquestionably would be acceptable to all branches.

As soon as the team is formed, an over-all survey of industry requirements will be made to obtain a comprehensive picture of what will be required, particularly by the studios during the coming year. While priorities will continue to be granted for some time on the individual application basis, eventually they will be made on an industry-wide basis, with allocations to be made within the industry according to requirements.

Special Consideration Asked For Priorities for Newsreels

Washington—Importance of newsreel in the national defense picture in the comprehensive picture of what will be required, particularly by the studios during the coming year. While priorities will continue to be granted for some time on the individual application basis, eventually they will be made on an industry-wide basis, with allocations to be made within the industry according to requirements.

Robert Collyer, chief of the Newsreel Section of the Office of Emergency Management, in urging that the newsreels be given special consideration.

Collyer pointed out that a recent Gallup survey, indicated that between 40,000,000 and 45,000,000 persons viewed newsreels every single week in the year, and added "no has always enjoyed splendid cooperation from the newsreel managing editors."

In the past 16 months, hundreds of stories, on all aspects of defense, have appeared in the five newsreels," he said. "The stories were concerned with defense activities with NDAC, OPM, OEM, War, Navy, Maritime Commission, Treasury, the White House, and other Government agencies. In addition, in the early days newreels themselves displayed great initiative in promoting defense stories on their own hook."

Collyer was one of the earliest advocates of a special section to handle priority problems arising within the motion picture industry. It has been estimated that the few problems that have been encountered and that these have been handled expeditiously.
November 13th, 1941

Mr. Samuel Goldwyn
7210 Santa Monica Boulevard
Los Angeles, California

Dear Sam:

Now that I'm back in New York after the preview of BALL OF FIRE and have had time to reflect on its qualities, I want to tell you that the memory lingers on. It has been a long time since I have seen a picture so completely satisfying as this latest production of yours. It is genuine entertainment, Sam, healthy and happy, full of fun and originality. The blending of comedy with romance and sentiment will make it, in my opinion, a box office ball of fire. You and everyone concerned in its making can take a bow.

Having read the script and known the splendid cast you had assembled, I was prepared to see a fine picture when I went to Hollywood, but BALL OF FIRE exceeded my fondest expectations. Gary Cooper has never had a role better fitted to him than that of Professor Potts, and Barbara Stanwyck, the night club "Ball of Fire" who burns up "pottery". The seven professors who learn about life from "Sugarpuss" furnish as delightful an evening as I've ever seen and every member of the cast is excellent. Howard Hawks' work is brilliant. He has given the show pace and excitement as well as masterful direction. Needless to say, Gregg Toland's camera is still full of miracles.

I can assure you, Sam, that every member of our organization considers it a great privilege to distribute your productions and we are more than happy about BALL OF FIRE. It's a picture that will delight every patron and one that will start every exhibitor's New Year off just right.

Congratulations and best wishes,

Cordially,

[Signature]

Ned E. DePirro
Film Execs. Added To Camp Shows Board

(Continued from Page 1)

do to put the program into operation immediately.

George J. Schaefer, RKO president, Charles Keen, head of RKO theaters, and Joseph Hazen, Warner Bros. vice-president and director were among the film names added to the board. Others are Lawrence Tibbett, president of the American Guild of Musical Artists; Morton Downey, president of American Guild of Variety Artists; Mark Woods, of NBC; Henry Jaffe, counsel for AGMA and AFRA; Mrs. Emily Holt, executive secretary of AFRA; Emil Friedlander, Edward Johnson, thestrator, and Laurence Lawrence, executive director of Loew's theaters.

Situation, which has been dormant for some time, is now crystallized, mainly because of the efforts of Edward Arnold, president of the SAG, Kenneth Thomson, executive secretary, Laurence Bellen- son, SAG attorney, who came East to free the amusement log-jam.

The USO has placed at the disposal of the organization $850,000 for shows and units which will furnish the entertainment.

Arnold, who returned to the Coast on Saturday with other members of the SAG, told Thursday Diary, when the studios will furnish lists of stars and feature players daily so that Camp Shows, Inc., can determine the availability of screen performers.

Arnold said that Hollywood is anxious to cooperate, that a talented pool has been organized on the Coast which will supply material for the entertainers when necessary.

All theatrical unions have agreed to accept the minimum wage scale and in most cases a number of the unions will waive dues of some members as much as 15 to 30 per cent, it was said.

Greatest difficulty facing Camp Shows, Inc., according to Arnold, is the lack of theaters. At 167 service camps, only 71 have theaters where entertainment can be staged, and only 32 are fully equipped.

Service Men Packing All-Night Theaters

Seattle—Three all-night houses here are doing a land-office business with sailors and soldiers, who find "turning the lights out" cheaper than paying rent at reduced USO prices.

Booming early-morning boxoffice is reported at the Winter Garden, Colonial and Embassy.

Minn. Trial Strategy Tangle

Distrib. Want Criminal Cases Heard

(Continued from Page 1)

that begun by five major distributors in an effort to halt enforcement of the law by injunction. Their plea for a temporary restraining order was denied and the case set for trial on its merits.

Later, Lynch issued complaints against two of the distributors for violating the anti-live law in contracting for pictures in blocks of five. The law requires only a full season’s product may be sold by any distributor.

The deals were made with St. Paul and White Bear Lake exhibitors in order to make a test case.

State Wants Criminal Trials First

Trial of the criminal actions, originating today, has been delayed to Dec. 10, with Lynch insisting the civil action should be settled first. If this is done, and the first two of the four Pictorial this time, the criminal cases would be dismissed, Lynch points out.

However, attorneys for the distributors are insisting the criminal cases be heard first basing their plea on the fact that a finding of guilt in these cases would result in earlier decision by the state supreme court.

They plan to appeal if they lose either case, it is reported, but a civil action sent up on appeal would not be decided as quickly by the high court. It is expected final appeal may be made to the U. S. Supreme Court, which was established by the Minnesota high court.

Lynch is standing his ground to date and insists he will delay the trial in an effort to put it back of the civil action. And attorneys for the distributors are ready to oppose further continuance of the two cases.

N. W. Allied to Intervene

It now is expected the civil action, seeking a permanent injunction to restrain enforcement of the law, will be reached on the Ramsey district court calendar about Dec. 5 to 10. Same objections as to the law’s unconstitutionality will be made in this case as were argued in the plea for temporary relief was made.

Meanwhile, the legislative committee of Allied Theater Owners of the Northwest, meeting here over the week-end, instructed its attorneys to ask the court’s permission to intervene in the civil action, as was done in the previous case.

Allied will defend constitutionality of the law which is sponsored since its inception early in the last legislative session.

October Admission Tax Collections Are Higher

(Continued from Page 1)

reux of Internal Revenue reported Friday.

Total admission tax collections in the U. S. amounted to $6,812,275.12 in October this year, as compared with collections totaling $6,444,950.05 in September, and $6,628,429 in October a year ago.

Chicago City collection district, admission tax collections were more than $100,000 greater in October than in September, the collections in October amounting to $882,322.10 as compared with $739,811. September. The figure for October a year ago was $1,105,233.52.

"Flying" Biz Said Soaring

In small towns and big cities, "Keep 'Em Flying" opened to histories at the business at the weekend, Nat Blumberg, Universal president, reported. Blumberg said that opening day gross was more than expected the combined opening day totals of the three previous Abbott and Costello pictures.

$65,000 for "Skytark"

Paramount’s "Skytark" is heading for a gross in excess of $65,000 for the week at the Lincoln Theater. Picture took in $22,500 on its opening day, Wednesday, and Thanksgiving Day. It is in for a three-week run.

"No Greater Sin" via UA

United Artists is distributing Edie Golden’s "No Greater Sin" in the world market except the United States. Picture currently is playing in England.

"Canned Goods" Matteines

Following a successful run of many states at the Roxy Wometo theater, except the Lincoln and Miami, have arranged for a "canned goods" run next Wednesday.

Give $50,000 Check to the Red Cross

"If Liberty" originally produced by the entire industry for the World Fairs in New York and San Francisco. Pic later was distributed, via Metro, to theaters throughout the U. S. under a plan whereby the proceeds from distribution would be devoted war emergency welfare work.

Hays in his letter asked that the $50,000 be added to the proceeds of the current number of "Call of the Red Cross now under way throughout the country. "Our organization," he wrote, "wants to show its appreciation of the splendid work which your organization is doing and therefore voluntarily makes this contribution, hoping it will be of help in connection with your drive.

Davies in accepting asked Hays to thank the entire industry for the contribution and expressed appreciation for the co-op, which the industry always has given the Red Cross.

Rolla, Mo., Exhib. Wins Some Run for New House

(Continued from Page 1)

her with pictures in accordance with the spirit of the consent decree.

While indicating that he did not approve entirely of Mrs. Karsch’s actions in her efforts to obtain film for her new theater, the arbitrator took the position that the distributors were the greater offenders. 'Call that they dodged the real issues in the dispute. Costs were assessed against the distributors.

Catholic War Veterans

Coast Conclave Urged

West Coast Bureau—THE FILM DAILY

Hollywood—National convention of the Catholic War Veterans of America in 1943 is being sought for the west coast by Los Angeles Post 164, which has a large film and theatrical membership. Thomas Walsh of New York, for many years associated with Paramount Publicis, is national commander, serving his third term.

Name Chi’s New Daily

Chicago—The new Chicago newspaper will be called The Morning Sun.

Sev for Red Cross

In Miami Theater

Miami, Fla.—From 10 A.M. until 4 P.M. every day the Biltmore Theater becomes headquarters for Red Cross seeking volunteers. A volunteer man- ager, has arranged for sewing accommodations to be provided, and an additional courtesy to the women who are so occupied, entertain them with a free showing of a motion picture during the afternoon.
It's Another Republic Record!

Showmen tell the world Republic again breaks theatre records with its greater ideas in action!

Republic's boxoffice results are untied and unequaled by any other company, star or group of Western stars.

The Tops
- Back in the Saddle (Rep.) 175%
- Singing Hill, The (Rep.) 170%
- Ridin' On a Rainbow (Rep.) 165%
- Melody Ranch (Rep.) 160%
- Under Fiesta Stars (Rep.) 160%
- Down Mexico Way (Rep.) 155%
- Ride, Tenderfoot, Ride (Rep.) 140%
- Sunset in Wyoming (Rep.) 135%

And Republic's 32 greater ideas in action maintained the colossal average of 114%.

Republic delivers the goods... Buy U.S. defense bonds.
IMPORTANT NOTICE!

TO ALL EXHIBITORS!
The title of the 20th Century-Fox picture

HOT SPOT has been changed to

I WAKE UP SCREAMING

Watch the trade papers for further details!
CHICAGO ALL-INDUSTRY UNITY MEET DEC. 9
To Sign New Term Pact as RKO Prexy—Schaefcr

No Truth in Reports of Company Reorganization: Says Breen Not Leaving

George J. Schaefcr told THE FILM DAILY last night that he will sign a long-term contract as president of RKO upon his return from the Coast in about a week. In an interview at LaGuardia Airport, before boarding a Stratoliner for Los Angeles, Schaefcr said he did not anticipate any difficulties and expected to remain with the company a good many years.

He discussed reports concerning (Continued on Page 7)

800 Honor Kalmine
At Pittsburgh Fele

Pittsburgh—Approximately 800 friends packed the ballroom of the William Penn Hotel here last night to pay tribute to Harry M. Kalmine, recently promoted from zone manager in this territory to general manager of Warner Brothers theatres.

"Rosy" Roswell, radio commentator, was toastmaster, and at the speakers’ table with Kalmine were:

Schad Trust Suit Hearing
Set for Jan. 29 In Philly

Philadelphia—The anti-trust suit brought by Harry Schad of Reading against 10th Century-Fox, Viacom, Warner Bros. Theatres and Wilmore & Vincent charging them with conspiring to take one

D o i t J o To File Brief
In Oriental Case
Chicago—Assistant Attorney Gen-
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CONNORS TO HEAD 20TH-FOX SALES?
Wobber Reported Returning to Former Western Post; Deal
with Metro Exec. Said Near Closing

A re-alignment of 20th Century-
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in line with negotiations and plans
nearing completion which, it is un-
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While the move may not be im-
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No deal as yet has been consum-
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The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 103
NEW YORK, TUESDAY, NOVEMBER 25, 1941
TEN CENTS

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Nine of 11 Distributing
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To Parley at Blackstone

First all-industry unity meeting
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is reported that the production
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The Chicago meeting will be for
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(Continued on Page 6)
Expect Buffalo Bingo Case To Reach Jury Today

Buffalo—Trial of Jay-Phil Corp. and Harry T. Dixon, charged with violating anti-lobby laws by operating Bingo game in the Academy Theater, is expected today to reach a Supreme Court jury today.

After Justice George A. Larkin yesterday denied the defendants' motion to dismiss the indictment, defense called several witnesses who appeared twice at the bingo games, and asked to be heard in the lobby. Officers testified that they won $1,200 cover-all prize after paying the usual 90 cents Bingo night theater admission.

Clifford Weiss, attorney for corporation operating the theater, testified that April 1 date mentioned in the indictment, operators' profit was slightly over $200 on gross receipts of about $1,100.

He said the rest went for $857 in prizes, rentals and numerous incidental.

Richey Presides at First Metro Exhibitors' Forum

Columbus, O.—A round table discussion of ways and means of getting more people to the box-office will be held here today at the Deshler-Wallick Hotel where 600 Ohio exhibitors are expected to attend the first Metro Exhibitors' Forum.

Presided over by H. M. Richey, sessions will be led by nationally known advertising and exploitation experts and will be aimed particularly at development of greater grosses in successful and small town theaters.

Both the sales department, headed by William F. Rodgers, and the advertising, publicity and exploitation department, headed by Howard Dietz, are co-operating in the effort.

“Night of Stars” Producers Committee Meets Today

Last meeting of the producers' committee of “Night of Stars” at Madison Square Garden tomorrow night will be held in the offices of the producer, Ford on 6 p.m. at 3:30 p.m. today. Lester Isad and Arthur Knorr will report on directing and amplification. Sidney Pierson goes on stage. Fred Roehrenbeck on transportation and Don Albert will report on the orchestra.

Fleischer and Secretary Hurt in Triple Crash

Lordsburg, N. M.—Injured in a three-car auto crash here, Dave Fleischer, cartoon director and several others, including his secretary, Mac Schwartz, are under medical treatment. Fleischer, who suffered two fractured fingers, is expected to fly East when his hurts permit.

Cancio Heads for New York

Havana (By Air Mail)—Savir Cancio, producer, has left Havana for New York and Mexico to close deals.

Year Book Collection In Academy's Library

West Coast Bureau of THE FILM DAILY Hollywood—The Hollywood Library of the Academy of Motion Picture Arts and Sciences claims one of the few complete collections of anywhere industry year books. The Academy collection includes their FILM DAILY Year Book from 1922 through 1941 and the prior publication, WID's Yearbook, from 1919 through 1941. The Motion Picture Almanac from 1929 through 1936 and its successor, the International Motion Picture Almanac from 1936 to date. Library is attempting to locate a 1932 Almanac.

Garbo and Shearer Status At Metro Said Unchanged

West Coast Bureau of THE FILM DAILY Hollywood—Status of Greta Garbo and Norm Shearer, who, it has been reported, would freeman, remains unexplained, it was said late last night at the Metro studios.

There have been reports that Miss Garbo would remain at the Culver City studio, although without a written contract. Warner representatives declare they have no knowledge of plans for Miss Shearer to join Warners for one picture.

Planning 16 MM. Versions Of OEM and OPM Shorts

Robert Collyer, head of the OEM newsied section, is in New York from Washington to complete arrangements with the newsreels for lavenders on OEM and OPM shorts from which 16 mm. reductions will be made for non-commercial use throughout the country. Subjects will be shown to usual non-commercial groups and to defense gatherings.

Para. In Deals With 50% Of Customers in Minn.

Since Federal Judge Henry W. Goddard signed, on Nov. 3, the order modifying the New York consent decree to permit Para. to sell in Minnesota under the terms of the state's anti-block law, the company has closed deals with more than 50 per cent of its customers. Charles M. Reagon, assistant sales manager, said yesterday.

Colli on Exchange Tour

Havana (By Air Mail)—Pete Colli, Latin-American supervisor for Warners has left Havana for a tour of branches in Puerto Rico, Venezuela, Panama and Trinidad.

Earl L. Slater Dies

Indianapolis—Earl L. Slater, 54, projectionist at the Circle Theater since its opening, died at the City Hospital after a three-week illness.

Mork F. Lally Dead

Dunkirk, N. Y.—Mark F. Lally, who was the theater business here, is dead.

COMING AND GOING

GEOFFREY J. SCHAFER and J. CHEEVER WOOL- DERS closed last night on the TWA Strat- lifer for the Coast.

JOSEPH H. MOSKOWITZ leaves tomorrow for the C.A. SMITH and RUPERT VON DYSKIRSKA VISITORS Washington today in connection with the Greek War Relief.

JAKE MILSTEIN has returned from HOLLY- wood. N. E. FRIEDMAN leaves for Chicago tonight to attend the opening of the new exchange.

CHARLES STERN, U.A.'s Chicago district manager, is here for home office huddles.

SAMUEL GOLDWYN, who was expected yesterday from Hollywood, has postponed his trip for a few days.

JOE SCHNECK returned to the Coast over the weekend.

NEIL P. AGNEW and CHARLES REAGAN arrived from Chicago yesterday aboard the Twentieth Century.

MCDONALD CRENTHAL, U.A. advertising and publicity chief, DAVID "SKIT" WESNER, exposition head, and PAUL RABIN arrived from the Coast yesterday aboard the Twentieth Century.

R. N. B. WATERS, of the M-G-M studio, is shopping at the Warwick Hotel.

LEE ROGERS, film critic of the Atlanta Con- stitution, and GEORGE ROGERS at the Hotel Tafel.

ABE BERNSTEIN is in Oklahoma City.

ROBERT COULTER, manager of the Byrd, Richmond, and his wife are vacationing in Florida.

A. A. SCHURKART, RKO vice-president, has several business trips left this month for three days in Detroit and is returning to New York, he will attend the formal opening of the RKO's new Chi. exchange building.

FCC Reps. Plan N. Y. Trip Dec. 1 to See Color Tele

Washington Bureau of THE FILM DAILY Washington — A special trip to New York on Dec. 1 is planned by Commissioners and several staff members of the FCC to witness NBC's demonstration of color television.

They Did" To Stay Three

Walters' "They Did" With Their Boots On" piled up a gross of $50,908 for the first four days of its engagement at the New York Strand, the home office said yesterday. Picture has been set for at least two additional weeks.

Monta Bell Resigns from Para. West Coast Bureau of THE FILM DAILY Hollywood—Monta Bell, producer of "Birth of the Blues" and "Aloma of the South Seas" for Paramount, is resigned his post with that company.

HAPPY BIRTHDAY TO YOU

Margaret Livingston

Terry Kilburn

Lincoln Quaker

Louis D. Lighton
Maybe it isn't the funniest picture ever made...but we've never seen (or made) a funnier one!

_Warner Bros._
WHY ARE SUCH TERRIFIC CROWDS
WHY ARE THEY STANDING IN LINE?
WHY IS THE WORLD'S LARGEST

CARY GRANT
JOAN FONTAINE

in Suspicion

with
SIR CEDRIC HARDWICKE
NIGEL BRUCE
DAME MAY WHITTY

Directed by
ALFRED HITCHCOCK

Screen Play: Samson Raphaelson, Joan Harrison, Alma Reville
NOBBING THE MUSIC HALL?  
MORNING TILL NIGHT? 
THEATRE HOLDING OVER?

Howard Barnes, N. Y. Herald-Tribune, Says:

"'Suspicion' is a far finer film than 'Rebecca'. Hitchcock has made a brilliant film which is certain to move and amuse you as much as it makes your hair stand on end."

Kate Cameron, N. Y. Daily News, Says:

"Packed with suspense . . . Cary Grant and Joan Fontaine give fine performances — intensely exciting."

Bosley Crowther, N. Y. Times, Says:

"A tense and exciting tale, a psychological thriller packed with lively suspense."

Lee Mortimer, N. Y. Daily Mirror, Says:

"A high class package containing Miss Fontaine's most superb histrionics, large gobs of Alfred Hitchcock's suspense, swell settings, photography and background."

William Boehnel, N. Y. World-Telegram, Says:

"Has all the singular fascination of 'Rebecca', '39 Steps' and 'Lady Vanishes' . . . Will keep you mesmerized from beginning to end with its fine characterizations and its mounting horror."

Cecelia Ager, PM, Says:

"A cinema masterpiece . . . It pays off the audience seeking entertainment, and the student seeking a model of film craftsmanship."

Rose Pelswick, N. Y. Journal & American, Says:

"Excellent entertainment . . . Hitchcock does a superb job in creating and sustaining an absorbing mood . . . outstanding melodrama."

Eileen Creelman, N. Y. Sun, Says:

"Alfred Hitchcock again has created that extraordinary mood of suspense . . . This is a strange picture, powerful, with the tension mounting steadily."

Archer Winsten, N. Y. Post, Says:

"Suspenseful . . . rich in character observation . . . a distinctly superior picture."

Leo Mishkin, N. Y. Morning Telegraph, Says:

"Hitchcock at his best . . . And, you might say, when Hitchcock is at his best, there is nothing better, anywhere . . . 'Suspicion' stands as one of the terrific thrills of the season."
Connors to Head 20th-Fox Sales!

(Continued from Page 1)

position left vacant by the death of John D. Clark in May, 1938, Webber has continued to maintain his home in San Francisco, his family residing there.

West Coast Bureau of THE FILM DAILY

Hollywood — Tom Connors, upon joining 20th-Fox, will be placed vice-president and general manager in charge of distribution, according to reports and other 20th-Fox execs, are supposed to have reached a tentative agreement last Wednesday.

Fear Shortage of Power
In East Will Be Extended

(Continued from Page 1)

Spring and summer curtailments in some areas, officials said yesterday. They said upper New York state and St. Louis area are most likely to feel effects of a power pooling and rationing system before next fall. The only important power surplus East of the Mississippi next year will be in the New York City area and that will have to remain upstate to Buffalo, it was said.

In the meantime, it was learned that the curtailment ordered for the Southeast to become effective Dec. 1 may have to be made more drastic; the order already provides for a 30 per cent curtailment and marquee and other outside display lighting have been blacked out for some time.

WEDDING BELLS

North Adams, Mass. — Dominick Michael Varsalona, manager of the Richmond Theater, and Eleonora Beatrice Price, candy sales clerk at the Paramount Theater, were married.

Chicago — Fred Jones of the Metropolitan Theater was married to Cecilia Anne Williams, at the St. Elizabeth Church.

Jefferson, Wis. — Marvin E. Mueller, Allen Theater employee, has been married to Henriette Thoma.

West Salem, Wis. — Roger Totten, projectionist at the Salem Theater, has been married to Jeanette Hanson.

Richmond, Va. — Henry Reid, doorman, Byrd, was married to Thelma Stahl.

Oil City, Pa. — Mr. and Mrs. H. L. Stahl, who own and operate the Drake and Lyric Theaters, have announced the engagement of their son, Morton, to Perie Mermelstein of Scranton. Marriage will take place on Jan. 11.

Break in Screen Publicists, Producers Negotiations

(Continued from Page 1)

complete lack of good faith and stated: “Their latest wage proposals constituted a retrogression from their own previous proposals, which in themselves were wholly inadequate.”

While avoiding the mention of a strike, the SPG declared it will now take appropriate action on all public and labor fronts. A membership meeting has been called for Thursday night to approve a program of action which will be submitted by the executive committee.

Waters Appeals to Mellett
On Tele Fact-Finding Board

Norman D. Waters, president of the advertising agency bearing his name, yesterday appealed by telegram over the head of James L. Fly, chairman of the FCC, to Lowell Mellett, director of the Office of Government Reports, demanding that “immediate steps be taken for the formation of a fact-finding board without further delay” as an aid to television development.

Schad Trust Suit Hearing
Set for Jan. 29 In Philly

(Continued from Page 1)

half of the 20th-Fox product from plaintiff’s Astor Theater in Reading and selling it to Wilmer & Vincent’s Embassy Theater, was set yesterday by Federal Judge Cullen Ganey for January 29.

Plaintiff, whose counsel withdrew application for a temporary injunction last September, now seeks a permanent injunction.

Supreme Court Refuses
Nick-Weston Case Review

(Continued from Page 1)

they will now be remanded to prison to serve their sentences.

Nick was found guilty on 11 of 12 counts and sentenced to five years in prison and a $10,000 fine. Weston received a like fine and sentence.

Emil A. Martin Dead

Richmond, Va. — Emil A. Martin, 69, former manager of the Globe Theater for Charles A. Somma, died here after a lingering illness.

Cresson Smith Joins UA as L. A. Mgr.

(Continued from Page 1)

general manager of the Canadian-Odeon circuit.

D. J. McNeary, UA’s branch manager in San Francisco, was named by Cresson Smith as his successor.

800 Honor Kalmine
At Fete in Pittsburgh

(Continued from Page 1)

Sen. Frank H. Harris, M. A. Silver, John H. Harris, C. C. Killenberger, Dr. Robert D. Hoffman (who, incidentally served in France during the World War with Kalmine as his captain), Joseph Bernhard, Ben Katz, Charles Conlin, Scully, Dr. Homer A. Flint, Fath Lawrence O’Connell, Rabbi Solomon Freshoff, Edward R. Stirling, Glenn Meeder, Al Abrams, William Fink, James A. Alexander and Joseph Feldman.

Instead of a personal gift, a entire proceeds of this dinner, with the exception of actual expenses will be used for the erection of a Harry M. Kalmine Recreation Hall at Camp O’Connell, which the loc Variety Club helps to maintain for underprivileged boys and girls in the district. This was done at Kalmine’s request. It was he, more less, who got the local Variety Ch interests in this camp, and it was also Kalmine, with the assistance of two others, who inaugurated a monthly show for the Veterer Hospital in Aspinwall, Pa.

Texas TOPA Meets Dec. 2

Dallas — Texas TOPA direct will meet here Dec. 2 to fill a presidency. Henry Brown, of St. Paul, is acting presy, following the death of the late Judge Roy Walker.

STORKS!

Sol Cirtin of Metropolitan Theater Circuit again became a dad on Saturday when his wife presented him with a baby girl, who will be named Martha Susan. Couple’s other child is Alice.
Detroit Express Highway Construction
Project Threatens Seven Film Theaters

Detroit—Seven Detroit theaters are threatened with destruction in an express highway construction project now before the City Council. Project is for a 250-ft. wide highway on the present line of Oakland and Hastings Sts.

Houses and their owners that would probably be condemned by the operation are: the Castle, F. J. Leatis Estate; Willis, Albert Wenzelway; Warfield, Mae Teitel; Medbury, John Mapes; Echo, Schram and Goldberg; and Oakland, Michael J. Chargot.

Postpone Oral Arguments
In Dipson Case to Dec. 2

Buffalo—Arbitrator Michael Catalano has postponed until Dec. 2 his hearing of oral arguments on the complaint brought by Dipson Theaters, Inc., against the Big Five, asking restoration of previous films availability to Dipson’s Bailey, nute house. Buffalo Theaters Inc., Shea operating company, is an inter.

The arbitrator has inspected both the Bailey and Shea’s Kensington Theater, which, Dipson contends, are making no favors. He will inspect at his convenience the areas immediately adjacent to both theaters to determine the hearing is resumed.

Oral arguments are expected to conclude sessions in the case, which already has consumed nine hearing days.

Otisonton Arbitration Decision Stands;
No Appeal Move Made

Dallas—No appeal will be taken in the case of the Overton Amusement Co., Overton, versus Loew’s, 20th Century-Fox, RKO and Warner Bros., in which 60-120 days held by Jefferson Amusement Co. and East Texas Theaters, operators of the Strand and Glen picture shows, was cut to 14 days. Arbitrator S. J. Hagg’s decision in this case was filed Nov. 1, and the 20-year period for appeal expired last Friday.

Geo. Wannamaker Named
Allendale Arbitrator

Buffalo—George Wannamaker, deputy city comptroller and former common council president, has been designated arbitrator of the clear-
ance case filed by Allendale Theat
er, against 20th Century-Fox, Warner Bros., Paramount and Loew’s. Hearing is set to open Dec. 3.

Allendale contends unreasonable clearance is being granted the Marl
ow, another nute house, and that the Marlows have reduced admission prices and engaged in “unfair prac-
tices.”

The Marlows have filed as inter-
venor.

Drennan Named to Hear
Alyceon Case in Chicago

Chicago—J. Slater Drennan, an attorney, has been named arbitrator in William Pearl’s Alyceon Theater case. Hearing has been set for Dec. 5.

To Fight IATSE Payment
Of Browne-Biott Costs

(Continued from Page 1)

international from paying the costs of the legal defense of George E. Browne and William Biott, it was

learned yesterday.

The members will also ask for an injunction restraining the Interna-
tional from making any payment in connection with the Browne-Biott trial, an accounting of the national’s assets and recovery of funds allegedly used to defray the
legal expenses of the former union’s officers.

It was learned that the main con-
tention will be that the by-laws of
the June, 1940 convention of the International offered legal protection for union officials only when the union does not apply to Browne and Biott who were convicted of extorting large sums of money from film executives.

Wis. Court Holds House
Bands to be Employes

Madison, Wis.—Of interest to the-
aters employing house bands in the
decision here by Circuit Judge Al-
vin C. Reis in sustaining the State
Industrial Commission which or-
dered the operator of a local night
club to be liable for unemployment compensation to Keith C. Roberts, orchestra leader.

The night club proprietor, in ap-
pell to the Federal industrial com-
mision ruling, maintained that
Roberts was an independent con-
tactor and not an employee. Rob-
et’s contract with the night club was the standard agreement of the American Federation of Musicians.

Operators and Engineers
In Richmond Win Raises

Richmond, Va.—Although the
present contract has 10 months to
run, the equalization union as a result of negotiations just concluded gets a 5 per cent wage increase.

The new union will terminate on Sept. 1, 1944, at which time
operators will receive an additional 2 1/2 per cent increase. Beginning
Sept. 1, 1945 and running for an-
other year, there will be another increase of 2 1/2 per cent. The pres-
ent rate for screening remains the same.

The maintenance engineers in the first-runs also receive a flat increase of five per cent, which will be ef-

efective until Aug. 31, 1946.

Chi. All-Industry
Unity Meet Dec. 9

(Continued from Page 1)

is reported that Allied asked the
receipt and permit to deal with
Allied separately but that the

distributors indicated they preferred
to confer with representatives of
all organizations but one.

According to Allied’s original
plans, if no solution is reached by
the joint committee within a reason-
able time on certain problems ac-
ceptable to Allied, then Allied re-
serves the right to pursue such
course as may be approved by the
board of directors.

While the joint conference has
been scheduled for only one day,
it was indicated yesterday that the
sessions may last two and even
three days.

Shift Responsibility
For Warner Bookings

(Continued from Page 1)

company’s pix in the affiliated cir-

Theatres.

Bernhard points out the new pol-

cy is designed to assure the parent
company the “utmost returns” in the

areas where its theater oper-

ations are located.

Exchange managers who, in the
present, have borne the responsi-

bility, now will be able to concentrate on the company’s outside customers and, as Bernhard puts it, “enabled to use our theater results and play
dates as evidence of picture value and performance.”

Bernhard sees advantages for the

home office distribution staff as well
in the shift, observing that the lat-

er will be able to concentrate its

services and knowledge on the

rest of the country.

Nutrition Documentary
To be New Gov’t Film

Washington—Filming of a docu-
mentary pic on nutrition has been

started in Hollywood. Federal Secu-

rity Administrator Paul V. Mc-

Nutt announced yesterday. The

film, which is to be one of the most

ambitious motion picture treatments

of nutrition made so far, is a proj-

ect of the Office of Defense Health

and Welfare Services of the Federal

Security Agency.

The film is being produced by

the American Film Center, an educa-

tional organization supported by the

Rockefeller Foundation with

funding under the direction of Film

Associates, Inc. It will be released
early in 1942.

Close Wheeling Colonial

Wheeling, W. Va.—The Colonial
Theater, which was taken over a year

ago by the Fulton-Shoes The-

ater Co. from Leon Rechilm, has

closed indefinitely.

S"American, ...
Do you rely entirely on one method of advertising?

If you do, DON'T! You'll never hit the high-spots unless you hit hard everywhere.

Lots of people out for a walk will "go for" a good poster display or a dramatic 24-sheet. Lots of people out for a stroll look in windows. Lots of people ambling along are attracted by bright lights and colorful display.

Don't put all your advertising eggs in one basket. Spread them around. Yell your head off with good, readable, colorful, peppy posters, banners, flyers, snipes, novelties, displays.

Use your head. It will show on the BLACK side in your box office.
"LITTLE 3" TRIAL IN APRIL, U.S. PLAN
Sears Names Leserman UA General Sales Mgr.

Will Assume Post At Once; New Sales Setup Ushered In With Strong Pix Group

Appointment of Carl Leserman as general sales manager of United Artists was announced yesterday by Gradwell L. Sears, vice-president in charge of distribution. Leserman assumes his new post immediately, marking one of the first official acts of Sears since he became an executive of UA on Monday.

Ayers and Seed New WB District Heads

Two Warner Bros. branch managers, Norman J. Ayers and Harry Seed, were promoted yesterday to district managers by Ben Kalmen- sen, general sales manager. Ayers, who headed the Boston office, (Continued on Page 3)

Admission Increase Before ITO of Ohio

Columbus — Question of raising admission prices throughout Ohio will be considered today by the ITO of Ohio convention, in session at the Deshler-Wallick Hotel.

Sampling of sentiment in advance indicates a sharp division of opinion as to the advisability of such a move. While some exhibitors favor the increase on the ground that it is needed because of increased operating costs, others feel a jump at this time would have an adverse effect on biz.

D of J Will Apply for Court Order Next Week, With Distrbs. to Vigorously Oppose Early Trial; Latter To Refuse to Stipulate to Subsequent Questions of Fact

The D of J will apply next week to the Federal Court for an order setting down its equity suit against the "Little Three" for trial in April, the Government disclosed yesterday.

Connors in 5-Year Pact With 20th-Fox

Tom Connors has signed a five-year contract as personal assistant to Sidney R. Kent, it was announced yesterday by the 20th-Fox president. Connors, formerly M-G-M's Eastern, Southern and Canadian division manager, will be active in other departments as well as distribution, Kent stated.

In making the announcement, Kent said: "This move is in no wise (Continued on Page 3)

Assign Committees For Charities Drive

Personnel of the Amusement Division committees for the merged New York-Brooklyn charity campaign of the Federation of Jewish Charities was announced at the division's second organizational luncheon meeting at the Hotel Astor yesterday by Maj. Albert Warner, co-chairman, with David Bernstein.

Major Warner told the assemblage (Continued on Page 6)

Distrbs. Need Indies—Myers

No Allied Alliance with Bigots, ITO Told

UA Theater Circuit Net Reported at $153,220

A net income of $153,220 for the year ended Aug. 31, and the re-election of all directors were reported yesterday by United Artists The- ater Circuit, Inc. Directors will meet shortly to elect officers of the cir- cuit of which Joseph M. Schenck is chairman.

Columbus—Allied will not "march with selfish politicians, bigots and the remnants of the Ku Klux Klan" in order to obtain a fair deal for independent exhibitors, Abram P. Myers, general counsel, declared at the ITO of Ohio meeting in the Deshler-Wallick Hotel here yester- day.

Myers told the conventioners that some independent exhibitors (Continued on Page 7)
Kalmine... of Warners

(Continued From Page 1)

parish. And filling the well-pworn pursuits for the event were a thousand or so youngsters, Catholic, Protestant and Jew alike among them, comprising the children of Camp O’Connell."

They had been excused from their respective classroom that they might pay tribute, in their own way, to Harry Kalmine, recently elevated from Pittsburgh zone manager for Warner Bros. Theaters to the circuit’s top spot. And this they did with a sincerity and enthusiasm that only youngsters know.

Their own orchestra and chorus sang, there were short talks by boys and girls on such topics as the "Boyhood of Mr. Kalmine, "Mr. Kalmine’s Career" and "Theatres Mr. Kalmine, " and there was a presentation. The latter was a profile sketch of Harry, framed by a thousand screamed juvenile signatures.

Monday night, there was a second Kalmine testimonial as his friends in and out of the industry feted him at the William Penn. But this was not a quiet evening; the boy’s last letter, attended by nearly 800, it is a safe bet that the Camp O’Connell children’s spontaneous tribute will remain the most deeply etched on the tablets of Harry’s memory.

IT COULD scarcely be otherwise. For over a period of years the Warner theater exec, has seen Camp O’Connell, in whose development he has played both the primary and a leading role, grow until during the past Summer it housed 100 underprivileged Pittsburgh children weekly. Thus, in the 10-week vacation period, a thousand children were accommodated. And next Summer, the campers will have the benefits of the Kalmine Recreation Hall, funds for the erection of which were made possible by the trade’s William Penn affair Monday night.

It is little wonder then that, just as Kalmine will not forget Pittsburgh, so will Pittsburgh not forget Kalmine, an industry executive who was not too busy during the period in which he increased the number of Warner houses from some 40 to 76, transformed a losing zone into a very efficient and loyal managerial force that represents some 66 per cent in promotions —to practice the homoey virtues.

$261,705 First Quarter
Net Reported by Columbia

Columbia Pictures yesterday reported a net profit of $261,705 for the first quarter ended Sept. 30, an all-time high. This compares with a net of $153,878 for the corresponding period last year. No provision has been made for money restricted in England.


In submitting the report, Harry Cohn, president, announced that the quarter’s distribution results indicate a continued improvement in earnings.

Sears and Kelly Leave Friday Night for Coast

Gradel W. Sears, United Artists new vice-president in charge of distribution, and Arthur W. Kelly, vice-president and chairman of the finance committee, leave Friday night for Hollywood. They will join Edward C. Rafferty, UA proxy, in Nashville and continue on to the Coast.

Visit by Sears, Rafferty and Kelly will be the first official one under the new regime for purpose of checking up on financing of producers.

Name Rogers Eastern Rep.
For Feldman Group Prod.

Budd Rogers has been appointed Eastern representative for Charles K. Feldman Group Productions, which, by special arrangement with Universal, has produced "Paris Calling," Release has been set for Jan. 16.

Rogers currently is supervising foreign distribution of Frank Capra productions in collaboration with Warner Bros.

PERRY HUNTER of the Dominion Theater circuit, FRANK ROGERS and FRED KENT, Florida State Theaters, are here for Paramount home office talks.

OSCAR SERLIN, FEREN MOLNAR, SAM JAFFE, MARGO and ROBERT EDMOND JONES see Baltimore this week in connection with Selznick’s play, "The King’s Maze."

GAIL GLADIE FLETCHER, Warner Bros. star, is in town on a vacation.

EDMUND C. GRAINGER, Folber & Shea pressman was in Marquette, D., yesterday on a tour of the circuit.

WEDNESDAY, NOVEMBER 26, 1941

COMING AND GOING

JACK L. WARNER returned to the Coast last night.

HERMAN WOBBER, 20th-Fox general sales manager, returns from the Coast of Monday.

EDDIE GRAINGER returns from Hollywood Saturday night.

LIEUT. ROBERT MONTGOMERY arrives from London in Ottawa where he will be stationed at the Embassy.

DAVE IDZAL, manager of the Fox, returns tomorrow after huddles with NY Theaters execs.

MOE J. SIEGEL returns to the Republic studio today after a visit in the East.

ED PAINSKY, of Mullins & Painsky, arrives today for conferences with Paramount theater officials.

PERRY HUNTER, of the Dominion Theater circuit, FRANK ROGERS and FRED KENT, Florida State Theaters, are here for Paramount home office talks.

OSCAR SERLIN, FEREN MOLNAR, SAM JAFFE, MARGO and ROBERT EDMOND JONES see Baltimore this week in connection with Selznick’s play, "The King’s Maze."

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CHARLIE CHARLTON must testify on Dec. 18 in Los Angeles in the $50,000 plagiarism suit brought against him by Ronald Berecovic under an order signed yesterday by Federal Judge John C. Knox. The order also provides that Berecovic may be examined by the defendant on filing 30 days’ notice. Berecovic’s claim that "The Great Dictator," is based upon his script.

Order Chaplin Testimony
In Suit for $8,000,000

Charles Chaplin must testify on Dec. 18 in Los Angeles in the $50,000 plagiarism suit brought against him by Ronald Berecovic under an order signed yesterday by Federal Judge John C. Knox. The order also provides that Berecovic may be examined by the defendant on filing 30 days’ notice. Berecovic’s claim that “The Great Dictator,” is based upon his script.
Connors in 3-Year Pact With 20th-Fox

(Continued from Page 1)

The move to appoint a successor to Herman Wodder, Mr. Wodder will remain as long as he desires to do so. I have made this appointment to give the sales and other depart- ments more help and of a kind that has been unable to give myself lately. This move will in no way change the company's policy of promotion from within, the which both Mr. Connors and I agree on.

Connors assumes his new post within a few weeks and will accompany Kent on a trip to the Coast around the first of the year.

Kent stated that he looked to the distribution field for an assistant and had known Connors since he came into the industry. He praised Connors' ability and integrity and added he was pleased at the reaction to the appointment.

Out of Court Settlement Ends FPC-Nathanson Suit

Toronto—Suit brought by Famous Players Canadian Corp., against certain of the Nathanson interests, has been settled out of court, with the defendants admitting FPC's claims, according to J. J. Fitzgibbons, president. Defendants were Empire Universal Films Ltd., Associated Theatres Ltd., Oscar Hansen and Broadway Theater.

Dispute involved the ownership of the Broadway Theater, Timmins, Ont.

Depinet Leads RKO Execs. To Chi. Exchange Opening

RKO's new exchange in Chicago will be opened formally tomorrow. Ned Depinet will head a home office delegation which includes Harry Michelson, William Savage, John Wood, A. A. Schubart, and Walter Branson. Jack Osserman is branch manager.

Shaffer, Chi. Sun's Coast Rep.

West Coast Bureau of THE FILM DAILY

Hollywood—George Shaffer, veteran newspaperman, has been made the new correspondent of the Chicago Sun.

Ayers and Seed New WB District Heads

(Continued from Page 1)

becomes Eastern district manager in charge of Boston, New Haven, Albany and Buffalo. Seed is Pitts- burgh exchange manager, takes over the Central district with headquarters in Pittsburgh.

Robert Smeltzer, formerly the central district manager, moves over to a newly created Mid-Atl- antic district post covering the Washington and Philadelphia offices with headquarters in the former city.

Continuing policy of promotion from the ranks, William Horan, formerly a salesman, takes over the Boston exchange, and F. D. Moore, also a salesman, heads the Pitts- burgh office.

In announcing the sales realign- ments, there was no indication by Kalmenson whether he would fill the western division spot which is now open.

Marquees in Southeast May Blaze Again by Dec. 15

(Continued from Page 1)

under blackout regulations for some time, yesterday were promised a brighter prospect for Christmas. OPM officials, who ordered the blackout because of a power shortage, said that recent rains have helped so much they now hope to be able to let up on the blackout order by Dec. 15. They had previ- ously expressed fear even more drastic curtailment might have to be enforced. They warned, however, that strict compliance must be in effect until official notification of the blackout is ended.

Meantime, all theater operators in the area were advised that while the 30 per cent overall curtailment is no longer imminent, they must continue "freeze" consumption to September usage.

B & K Files Intervention In Don Arbitration Action

Chicago—B & K, through Spitz & Adcock as counsel, has filed an intervention in the arbitration case brought by the Don theater of Down- ers Grove.

P.A.'s Blitz Baltimore!

Baltimore—Press-agents are hav- ing a mad day in Baltimore this week. Metro lion is doing a tightrope act in front of the City Hall on behalf of M-G-M's "Tarzan's Secret Treasure" and a bunch of Uncle Sam's boys are bailing out of planes with parachutes all for the sake of Universal's "Keep 'Em Fly- ing" which opens here this week.

When the circus gets here next spring I'll probably be an anti- climax.
Here are the test campaign— and the sensation!

1. The industry read this item in Film Daily. Here, step by step, is the story of 20th's "new wrinkle in test runs."

The sock campaign was keyed to the "I Wake Up Screaming" title...

Melodramatic elements were stressed in ads, front, stunts.

Typical Newspaper Ad (powerful, unusual)

Stunt Bally... on this trailer's P.A. system, a girl screamed, plug followed!
EIGHTLIGHTS OF 20TH'S

"I WAKE UP SCREAMING"
exoffice results in Milwaukee!

3 OPENING DAY HAD MILWAUKEE ON ITS EAR!
BIGGEST THANKSGIVING DAY IN SIX YEARS!
From morning to night, crowds like these...

4 THE FIGURES TELL THE STORY!
RUNNING AHEAD OF
"TIN PAN ALLEY'S"
THANKSGIVING GROSS...AND BEATING
"CHARLEY'S AUNT"!

So!....

5 NEW TITLE! NEW ADS! NEW TRAILERS!

CIAL PRESS-BOOK SUPPLEMENT AVAILABLE IMMEDIATELY!

Inquire at your local 20th Century-Fox Exchange! And many happy boxoffice returns—from wide-AWAKE 20th!

IMPORTANT NOTICE!
To All Exhibitors!
The title of the 20th Century-Fox Picture
has been changed to
I WAKE UP SCREAMING

Doubled the opening day business of "A Yank In The R. A. F." and "Sun Valley Serenade"!
Branson Promoted To Division Berth

(Continued from Page 1)

Ned E. Depinet. He formerly was Midwestern district manager.

Fourteen exchanges headed by four district managers comprise Branson's territory. The exchanges include Chicago, Kansas City, Milwaukee, St. Louis, Des Moines, Minneapolis, Omaha, Sioux Falls, Denver, Salt Lake City, Los Angeles, Portland, San Francisco and Seattle.

Branson, a graduate of the University of Nebraska, began his film career in the Midwest and was associated with the old Pathe company before RKO Radio took it over. He has been Midwestern district manager since April, 1932.

UA Theater Circuit Net Reported at $153,220

(Continued from Page 1)

president and chairman of the board.

The directors, re-elected at a meeting of the stockholders on Monday, are Harry D. Buckley, A. H. Frisch, Joseph B. Moskowitz, Bertram S. Naylor, Dennis P. O'Brien, Willard V. King, William P. Phillips, Joseph M. Schenck and Lee Shubert.

Net income of the circuit before deducting interest, depreciation, amortization, provision for Federal income taxes and write-off of option amounted to $560,239. Investments in theaters are listed at $5,456,404.

Chaplin Working On His Next Pic. "Lady Killer"

West Coast Bureau of THE FILM DAILY

Hollywood — Charles Chaplin is working on the scenario of his next picture, a representative stated yesterday. Tentatively titled "Lady Killer," it is said to be based on the career of Henri Landau, French Bluebeard, Production is expected to start in the spring of next year.

Chaplin was reported yesterday as interested in two pictures which he may make for United Artists but in which he would not appear.

"Ball of Fire" Will Be Tradeshown on Dec. 10

RKO will tradeshow Samuel Goldwyn's "Ball of Fire" on Dec. 10 at 11 a.m. except in St. Louis where it will be shown at 11:30 and in New York where it may be seen at three different times, 10:30 a.m., 2 and 4 p.m.

ST OR K S!

Oliphant, Pa.—A son, their first, was born to Mr. and Mrs. Frank Kovalev. Father is manager of the Granada Theater.

"REVIEW" "Go West, Young Lady"

With Penny Singleton, Glenn Ford, Ann Miller

Columbia 70 Mins. WESTERN WITH DASH OF ROMANCE, MUSIC, SONGS, COMEDY, AND HEROES ADD UP TO MILD FILM FARE.

Like boarding-house soup, this offering has plenty of everything in it, with the result that general description is somewhat defied. At times it is a straight western with cowboys, Indians, sheriffs being shot up like clay. At other times it is a mixture of fisticuffs, gun fries, ambushes, and sundry other stock elements. At others, it is a romantic roller, with Penny Singleton the apple of Glenn Ford's eye; he the young Federal Marshal who takes up the task of keeping order in the rowdy frontier town. Then again, and with about as much warning as a quick shot from the big Smith and Wesson, out of the main stream of cinematoid's streamlined, swift-moving spectacular song (particularly the latter portion of the picture), and transforms the proceedings into a musical with the flavor of a Ziegfeldian "Ten Nights in a Bar Room.

Then, just as suddenly—as if not to be undone,—Miss Singleton struts her terpsichorean stuff with some vocalizing, too. To top off the potpourri, the same Miss Singleton reverts to the Mack Sennett pie-throwing technique, using Mister Ford's facial chassis as a target. Nowrathondizing the barrage, he still loves her and, at the finale takes her as his spouse.

Charlie Chaplin, Joan Jenkings and Bob Wills and His Texas Playboys chime in the kaleidoscopic happenings. Perhaps the word "kaleidoscope" is something of a misnomer. Several elements are involved, but it is true that the scenario has wide enough scope to accommodate all the various elements and still maintain its own continuity. It is a gaudy, grand feature, which has the look of box-office hits.

CAST: Penny Singleton, Glenn Ford, Ann Miller, Charlie Ruggles, Allen Jenkins, Jef frey Byron, Orson Stevens, Wah Wah, Eddie Meiser, Bill Hazlett, Waffles, the Foursome and Bob Wills and His Texas Playboys.

CREDITS: Producer, Robert Sparks; Director, Frank R. Strayer; Stardom Strikes: Jerry Wolf; Screenplay, Richard Flournoy, Karen DeWolf; Director of Photography, Henry Freulich; Film Editor, Gene Havlick; Art Director, Lionel Banks; Musical Director, M. Stodolf.

DIRECTION: Include, PHOTOGRAPHY: Oklahoma.

GTE Directors Declare Further 25c Dividend

Directors of General Theaters Equipment Corp., yesterday declared a dividend of 25 cents per share on the capital stock. Payable Dec. 15, it is to be distributed to stockholders of record Dec. 8. This brings dividends for this year to $1 per share, compared with 31 cents per share paid last year.

Squawks Beat "Tobacco Road" in Atlanta

Cincinnati, Ind.—Comment contests have led to the cancellation of the scheduled engagement of "Tobacco Road" at the Paramount theater.

Variety Clubs District Recognized by Harris

District representatives for the Variety Clubs of America were nominated yesterday by H. Harris, national chairman. These representatives will co-operate with existing locals and assist in organizing of these clubs in the districts. The following are the Harris nominees:

Sam Galanty for Washington, Baltimore and Philadelphia; Marty Auslin for Boston and to organize New Haven and New York; Elmer Chadon for Kansas City and St. Louis; Mike Shapiro for Pittsburgh, Cincinnati, Cleveland, Columbus and Dayton; Alist Schreiber for Detroit, Milwaukee and Minneapolis; Eddie Shaftron for Omaha and Des Moines; Paul Short for Dallas, Atlanta, Memphis, Oklahoma City, Los Angeles and Charlotte; C. J. Latia for Albany, Buffalo and Indianapolis, and Bob O'Donnell to organize New Orleans, Chicago, Portland, Denver, San Francisco, Seattle and Salt Lake City.

Pix Pledge Full Co-op On Product for So. Amer.

West Coast Bureau of THE FILM DAILY


They reviewed motion pictures generally in the Western hemisphere, John Hay Whitney presided. He urged careful and close co-operation on product designed for the South American market and authentic picturization of the "American way of life.

Appointment Laskey Arbitrator of Bayne Thea. Complaint

Washington Bureau of THE FILM DAILY

Washington — Appointment of John E. Laskey, prominent Washington attorney and teacher at Georgetown Law School, as arbitrator in the complaint of Bayne Theater at Virginia Beach, Va., over clearance granted by Loew's to the Newport at Norfolk, is announced.

Expect Settlement In Oden Theater Case

Chicago—It is reported that the Ben Cooney Oden Theater arbitration case will be settled this week by giving the house fourth week and seventh week instead of seventh week as now.

37-Year-Old House Closing

Indianapolis—The old Bijou Thea- ter, started as a nickelodeon, 37 years ago will close Christmas eve. This is the closing of the only re- projection theater in the United States. The house is operated by Charles J. Hoffman and Louis Neville.

"Little 3" Trial Is Set for April

(Continued from Page 1)

start to trial at Buffalo in the latter part of January or early part of Febra- rymay not be completed by April. Even if the trial is completed in time, they maintain, it would be a hardship to require them immedi- ately to embark on the defense of the main New York suit without several months' preparation.

Attorneys for the defendants yes- terday stated flatly that they would not stipulate to questions of fact in the "Little Three" suit and try the case on the law alone. Governor attorney in New York previously indi- cated that the D of J might seek a trial on the sole question of the legality of block-bookng and blind- selling in an effort to expedite the rendering of a decision before June 1.

"Escape Clause" Effective June 1

Under Section 12 of the decree, the "Big Five" are freed of the restrictions which require them to sell in blocks of five and trade their product. If a similar decree is not entered against the "Little Three" by the June 1 date, however, be- comes operative again if a decree against the "Little Three" is ob- tained later than June 1. Judge viewed for the "Little Three" have esti- mated that a full trial against their companies would require over a year to complete.

Judge Davis Resignation Accepted; Pay Continued

Washington Bureau of THE FILM DAILY

Washington—Resignation of Judge J. Warren Davis, retired member of the South American court of Appeals, effective immediately, was ac- cepted yesterday by President Roose- velt.

Resignation was submitted after the Attorney General had asked Cong- ress to institute impeachment pro- ceedings against Judge Davis, twice tried on a conspiracy charge in the William Fox case in Philadelphia, Judge Davis will continue to draw full pay.

Schaefer Arrives at Coast

West Coast Bureau of THE FILM DAILY

Hollywood—RKO Radio has more fine pictures playing and in produc- tion than ever before in its history, said George J. Schaefer on his ar- rival yesterday for studio confer- ences.

Report Hanson Bugs Two Indie Exchanges

Toronto—Oscar R. Hanson is re- ported to have acquired Alliance Films and Colonial Pictures, two in- dependent film exchanges in Ter- ritory. Colonial was organized by B. W. Silverman who died some time ago.
Metro's Exhibs. Forum 'Big Success', Says Wood

Small Town Exhib. Can Give Big City Brother B. O. Pointers, Says Richey

Columbus, O.—The M-G-M Exhibitors' Forum will start a new trend in producer-exhibitor relations, Pete Richey said yesterday at the conclusion of the first such session here. Enthusiastically characterizing the forum as a “huge success,” Wood commented: “It was a remarkable experience to find 200 exhibitors willing to sit for five solid hours in discussion of their problems. It was not only a tribute to Metro but also to the exhibitors that they were ready to do something to solve these problems. It undoubtedly will start a new trend in producer-exhibitor relations.”

For success at the box office, take a leaf from the book of the small town and subsequent runs, operator, producer and exhibitor representatives told the record crowd, which filled the Forum which is being conducted in conjunction with the ninth annual convention of the Ohio To.

Small Town Exhib. Knows His B.O.

“Distributors of pictures sometimes have criticized small town exhibitors as not trying hard enough to show big pictures, but we don’t subscribe to this,” H. M. Richey, assistant to M-G-M’s general sales manager, William F. Rodgers, told the exhibitors.

“We believe it is true that the small town operator can tell his brother operators how to build box office. The motion picture theaters offer the greatest asset to the people on earth for the money, yet they face tremendous opposition in the effort to get their share of the amusement dollar.

“This is particularly true of small town theater owners who don’t get the maximum from the national advertising done on behalf of the first-run theaters.” Richey added that the purpose of the exhibitors’ forum was to discover and discuss means of compensating for these factors.

William R. Ferguson, director of exploitation for Metro, told of the work of his department, said that successful box office required not only showmanship but also enthusiasm and told about the Show Builder, which will operate in this section of the country under the direction of Ken Prickett.

“Help Yourself!” Suggestions

The exhibitor representative, Ed

OUTOFUNIFORM

Detroit—Film Row is getting two salesmen back from the Army after serving their year—George Bemstein, of Confection Cabinet Corp., and Arthur Cohen, of Ozone Corp.

considered the political attacks and revelations against industry individuals as a golden opportunity to join in the hue and cry and perhaps extort from them some concessions that would be of value to the independents.

The trouble with that idea, aside from the dubious ethics involved, Myers continued, is that these are pernicious times in which “many forces are at work with which we will not have to reckon in normal times. Myers charges that certain industries had played into hands of hundreds columnists and big shots such an extent that movements are on foot in some territories which threaten not only those who are to blame but also all who are engaged in and dependent on motion picture business. While ready to fight in the courts or through legislation, Allied will not join that crowd, Myers said.

“Therefore,” he contended, “the independent exhibitors for their own welfare and protection must join the fight against the other branches in opposing a common enemy,” adding that the producer-distributors must recognize and appreciate the importance of the independent theaters in this situation and the value of their contribution to the common cause.

“They must recognize,” he said, “the necessity of maintaining these outposts of good will and influence so that they will be a source of strength and not of weakness. They must realize the dire consequences of the tree coming along. Independent exhibitors are at this time forced into a state of angry resentment, or are driven out of business by over-increasing film rentals while their own earnings mounted up to higher and higher levels. They must be allowed to continue to spread the word that the continued good will and support of the independent exhibitors is the most valuable asset they possess.

Myers will speak further at today’s session of the convention.

Providence Follows L of D Action In Garbo Pix Ban

Providence, R. I.—“Two-Faced Woman” has been banned here by Capt. George W. Cowan, police amusement inspector, because of the action of the Legion of Decency in placing the Greta Garbo picture on the condemned list. Picture had been booked to open tomorrow.

Pathé Film Corp. Dissolves

Albany — Pathé Film Corp. has filed its certificate of voluntary dissolution in the office of the Secretary of State.

Other dissolutions reported were those of Brooklyn Majestic Theater Co. of New York and Sayville Playhouse and Dramatic Workshop, Inc. of New York City.

Salzberg of Bluefield, W. Va., called the Exhibitors’ Forum a “terrific attempt on the part of Metro-Goldwyn-Mayer to help us toward a solution of our greatest problem—how to get more people through the box office.

“Haven’t we all worried too much about what the producer, the distributor and the Government are going to do for us and us too little about doing something for ourselves?” Salzberg asked.

“Here are some of the suggestions we made for exhibitors to help themselves:

• See that you are well liked in your home town—and you can worry less about not getting a smash hit in each release.

• Get right and stay right with the churches, schools and youngsters, at

array of successful features during the past decade for 20th-Fox and Warner Bros. this association with the latter having recently terminated—is scheduled to leave New York this week for the Coast.

Reports that Grainger might join UA, probably via United Artists Prod., were viewed last night along local Film Row as logical in view of the company’s product-expansion policy.

Canadian Music Users Oppose Proposed Fees

Toronto—Music users have decided to fight proposed license fee increases of Canadian Performing Rights Society and BMI Canada for 1942 as outlined by the organizations in a request to the Copyright and Trademarks Board of the Dominion Government for confirmation under statutory requirements. Musical Protective Association of Canada, with headquarters here, has declared itself in accord with Tom Bragg of Odeon Theaters as chairman of the directors; Elwood Hughes, general manager, Canadian National Exhibition as president and Col. John A. Cooper, head of the film distributors’ association, as vice-president. J. N. Thieverge represents the Canadian Association of Broadcasters.

Rent fee charged to theaters for use of musical works is unchanged for next year but the societies asked permission to impose a fee against 16 mm. movie projectors used in any commercial way and also seek license against each juke box.

The Protective Association will have officials at formal hearing of the application by the government board in December, date of which is not set, at which the objections will be presented.

TO THE COLORS!

Detroit—William Salibury, of the auditing department of Butterfield’s G. M. Theaters, was feted by a party of 70 members of the staff and friends upon his induction into the Army.

Richmond, Va.—William Atmore, RCA engineer, is attached to the staff of the Virginia Protective Forces as instructor in radio and wireless.

Al Nowity, manager of the National Theater, was appointed into the VFP as a second lieutenant in charge of plane training on the staff of A. F. C. Cordy.
Two “ifs” Are Stipulated; New Unit Which Would Include Circuits Is Studied

By OTTO WEBER
FILM DAILY Staff Correspondent

Des Moines—Allied Independent Theater Owners of Iowa is reported here will seek anti-five-block legislation if Minnesota’s pioneer statute is held constitutional and there is a necessity for it at the time of the next Iowa Legislature.

This course of action was determined at the unit’s annual convention here. At the same time, the association in formulating its legislative program acted for:

1. Theater fire regulations.
2. Anti-scab bill, modeled after the Nebraska law.
3. Legislation placing school activity under the hands of and under supervisors.

The unit took a step forward toward forming a new organization which would include circuit operators, authorizing a committee to attempt to work out a new organization and set by-laws and fees and other matters and report back some time after the first of the year.

The committee includes Leo Wolcott, president; Myron Blank of Tri-State; Harold Field of Pioneer Circuit; W. B. Franke of Humboldt and Wesley Mansfield of Tama.

The convention also named committees to work on “jack rabbit” or portable operators and a “Back to the Movies” movement.

The committee named to work towards control of the portable operators is headed by Leon Nelson, general manager of Tri-State; Clifford Niles of Anamosa; W. B. Grossman of Iowa City; and Myron Blank on insurance for “Back to the Movies” campaign includes Lionell Wassen of National Screen; Arthur Minier of Des Moines; Mr. T. F. Tabor of Cedar Falls, with D. C. Kennedy of Metro to select a similar committee of branch managers.

Wolcott and Myron Blank were named as delegates to attend the national industry unity meeting to be held in Chicago December 3, 9.

Wolcott was re-elected president for his eighth time with W. B. Franke re-elected vice-president and W. A. Dutton of Manchester, secretary. Directors named for three-year terms were Franke, Wolcott, Niles, Mansfield, Grant, Phil March of Wayne, Neb., and O. B. Wilton of Sioux City.

Grosses Down 25% in Small Iowa Theaters, Say Exhibs.

Des Moines — Exhibitors attending the Allied Independent Theater Owners of Iowa’s annual convention here reported business down at least 25 per cent in the smaller branches of the state.

One operator reported business down exactly 31 per cent during October as compared with the same month in 1940.

Principal reason given for the decline was loss of drifters and skilled workers to the armed forces.

Cities with large defense contracts and plants, such as Des Moines, Altoona, Council Bluffs and the Tri-Cities which includes Davenport, Rock Island and Moline reported business down millions in unusual runs and some spots running ahead of last year.

Shaw Makes Offer In Phone Conversation —But Finds Himself Without a Receiver

Minneapolis — The local Star Theater and its attraction, “Major Barbary,” crashed the front pages here when Robert E. Murphy, motion picture editor of the Star Journal, discussed the film with George Bernard Shaw over trans- Atlantic. The conversation on pic’s opening date was revealed by Frank Tietjen, pub- licity chief of UA’s publicity staff who paid for the call, and was a wholesale of an investment considering news space it grabbed.

But folks are wondering if Murphy didn’t “miss the bus” when, in reply to one of his questions, “What do you think of Hitler?” Shaw replied: “Buy, it would take 20,000 words for me to answer that one. But I’ll do it, in writing for you, if it’s worth $500 to you. How about it?”

Had Murphy made the deal, he might have made himself some fancy dough, considering that a long manuscript by Shaw on Hitler would be a bargain at 50’s.

Charities Drive Committees

Pix ‘Set To Do Biggest Job’, Says Maj. Warner

(Continued from Page 1)

general sales manager and vice- president; J. Walter Reiner, assistant general sales manager; and W. J. Lockwood, assistant general sales manager or “Sergeant York” will not be released in the U. S. at regular release dates until some date in the future. It was announced yesterday by Ben Kalmsen, general sales manager, that in order to be competitive with a minimum admission price of 55 cents for evenings and 40 cents for matinees.

Kalmsen stated that the picture would be released in the multi-million gross bracket, and that the $8,000,000 gross figure for the first year predicted by Lasky was within sight on the basis of current earnings and steadily increasing future dates.

Wood Resolution to Ask Change in “York” Policy

Columbus, O. — Pete J. Wood, secretary of the Ohio ITO, now holding its annual convention in the Deshler-Wallick hotel here, will urge on the floor of the convention today that a resolution be adopted asking Warners to change its box-office policy on “Sergeant York.”

Wood has prepared for consideration a resolution changing the policy of the Ohio ITO, and it is possible that this resolution will be adopted on the grounds that it is unfair to expect subsequent houses to ask down prices.

The resolution points out that neighborhoods “took a licking” on GWTW on a similar policy and that the Ohio ITO is inevitable for “York” unless the policy is changed.
Ohio ITO Tables Resolution Against 'Big 5'

All PCC Units Sending Reps. to Chi. Unity Meet

Testimonial to Gradwell L. Sears Planned;
Dinner Tentatively Scheduled for Dec. 10

Distributor and exhibitor friends of Gradwell L. Sears are arranging a dinner in his honor tentatively set for Dec. 10. Affair will mark his new position as UA's vice-president and general manager of distribution. Date may be changed if it is found it will conflict with all-industry conference in Chicago the previous day.

Offers 5-Point Tele
Development Plan

Norman D. Waters offered a five-point program for the development of television at the weekly luncheon meeting of the Radio Executives' Club. He termed FCC's restriction of ownership of tele stations to three for any single broadcaster a "major element" hindering the development of television. "Television," he continued, "should not be classified separately from radio" by the FCC and added there should be no ownership restrictions.

Buffalo Jury Acquits
In Bingo Lottery Case

Buffalo—In the first verdict of its kind in Buffalo, a Supreme Court jury acquitted Harry T. Dixon and the Jay-Phil Co., Inc., of charges of violating state lottery laws by operating Bingo games in the Academy Theater. The firm operates the theater and Dixon manages the Bingo games there. The jury of

UA, "U" File Crescent Brief

Challenges Gov't's Film Buying Power Theory

M P Associates Elect
Harry Buxbaum Prexy

Harry H. Buxbaum, New York branch manager for 20th-Fox, was elected unanimously as president of the Motion Picture Associates yesterday at a luncheon meeting at the Hotel Lincoln. He succeeds Joe Lee

Abram F. Myers Predicts
Eventual Establishment
Of Allied's Unity Program

By GEORGE KIENZLE
FILM DAILY Staff Correspondent
Columbus, O. — Members of the ITO of Ohio yesterday at the conclusion of their ninth annual convention tabled a resolution condemning the film consenting companies for violation of the leasing features of Article IV of the consent decree, re-elected President Martin G. Smith and all other officers and heard Abram F. Myers,

Pick Osserman for
RKO Midwestern Post

Jack Osserman, RKO's branch manager in Chicago, has been named Midwestern district manager by

20th-Fox Names Mayers
Supervisor for Far East

Charles Mayers, who was 20th-Fox's manager in the Dutch East

Expect Distributors to
Appeal Ritz Decision

St. Louis—The five decree-signing companies are expected to appeal from the decision of Arbitrator John J. Nangle who ruled in favor of Mrs. Mildred Karsch, owner of the Ritz Theater, Rolla, Mo., in her "some run" complaint. Nangle ordered the distributors to offer Mrs. Karsch some run on reasonable terms.
CHARLES P. SKOURAS, FWC head, CHARLES BUCKLEY, circuit lawyer, and MIKE KENN BORG, of Principal Theater, arrive tomorrow morning from Los Angeles.

Betty Hutton joined out via TWA for the Coast last night.

Mark Hellinger, 20th-Fox producer, and Linda Darnell left for Hollywood last night.

Lillian Gish arrives in Hollywood Dec. 8 for a possible Paramount assignment.

Dismiss Roman Contract Suit Against Paramount

Suit brought by Ben Roman against Paramount for alleged breach of contract in connection with the distribution of two reissues was dismissed yesterday after a three-day trial before Justice Dineen and a jury in New York County Supreme Court. Roman sought $250,000, representing possible profits.

Roman charged that he was given the exclusive rights to "Morocco" and "The Spillers" for one year and an option on two others yearly. He claimed that Paramount withdrew "The Spillers" because the contract with Rex Beach, the author, had expired and that "Morocco" was withdrawn because the company planned to do a re-make on the picture.

Luis Niter represented Roman. Ben C. Ribman and Myer Kreeger were the attorneys for Roman.

Montreal Exhibs. Face Kid Admission Charges

Montreal—Approximately 45 court actions against theater owners on the Island of Montreal, but mostly in the city itself began here today. A suit taken during the past two or three weeks by the province, it is learned from officials of the Provincial Attorney-General's Department, the charge was admitting children under 16 years of age to pictures. Some of these theaters have been found to have more than one such action taken against them, officials said and they added that Quebec would continue to prosecute in all cases where the ater owners anywhere in the province continue to violate the law.

Whelan in Havana to Set 20th-Fox 'Week-end' Debut

Havana (By Air Mail)—Industry circles here are taking a keen interest in the plans of 20th-Fox for a lavish premiere of "Week-end in Havana," around the first of the year. Importance attached to the event by the company is indicated by the visit of Miss Helen Whelan, 20th-Fox's foreign publicity director, who has arrived here today. She is to remain here until after the premiere. The 20th-Fox stars are expected to come from Hollywood for the premiere.

Dave Rose, Paramount's general manager in England, is in Lisbon awaiting passage to New York.

Lana Turner returns to the Coast next week.

Haskell Masters left for Toronto last night and his new label's office.

Alfred Hitchcock, accompanied by his wife, arrives this morning aboard the Strato- liner.

F. J. A. McCarthey of Universal returns from Dallas early next week.

"Young Mr. Pitt" Cost Sets 20th-Fox U. K. Mark

London (By Cable)—Production of "Young Mr. Pitt," most expensive film ever produced by 20th-Fox at Shepheard's Bush studio, has been completed and should reach the United States early in February, according to Robert T. Kane, producer.

Film stars Robert Donat and production cost is estimated around $1,800,000.

Kane and Francis L. Harley, British sales head, leave here for New York Dec. 4.

$1,592,785 Trust Suit Filed by Mion-Murray

Atlanta— Charging conspiracy to deprive them of product for three nabe houses, the Decaret, Little Five Points and East Point theaters, Charles Mion and W. T. Murray have filed an anti-trust suit in Federal Court here against Lucas & Jenkins, Inc., Paramount, Loew's, RKO, Warners, 20th-Fox, Universal, UA and others asking triple damages of $1,592,785.

Piedmont Case Hearing Ends After Nine Days

San Francisco—Lawyers finally ran out of wind so the Gerald Harvey-Piedmont theater arbitration case came to a close on the ninth day of the hearing, after setting a new distance record. Hardy was his clearance out from 60 to 21 days. Arbitrator Donovan O. Peters does not expect to be able to examine the mass of evidence and hand down a decision before the first of the year.

Native Argentine Films In Three B. A. De Luxers

Buenos Aires (By Air Mail)—Higher quality of domestic production is reflected in the fact that deals have been closed for exhibition of Luymon and Argentina Solano. Film release next year in the Broadway, Ambassador and Ocean, three of the biggest two, as well as the Monumental, hereafter the native industry's show window.


Universal has revised its release schedule for January and February with these results: Jan. 2, "Sealed Life"; 9, "North to the Klondike"; 16, "Paris Calling"; 23, "Jail House Blues"; 30, "The Panama Kid"; Feb. 6, "Bom bay Clipper" and the untitled Far- cruz-Carrillo-Devine pic; 13, "Cue Hall" and "Stage Cosh Buckaroo"; 20, "Ride 'Em Cowboy"; 27, "The Mad Doctor of Market Street."
THE PRINT WILL BE READY FOR NEW YEAR'S!

Electrifying news for this industry!

The greatest New Year's attraction any company ever had is now set to reap the holiday fortune.

Of course it's "BABES ON BROADWAY"!

Everybody knows how truly sensational is this MICKEY ROONEY, JUDY GARLAND, M-G-M musical extravaganza.

It will be trade-shown Dec. 5th, (N. Y. and N. J. Dec. 2nd)

400 prints will be available for day-and-date bookings to welcome 1942 with joyous shouts and jingling shekels.

Happy New Year from The Friendly Company!

MICKEY ROONEY • JUDY GARLAND in "BABES ON BROADWAY" with Fay Bainter • Virginia Weidler • Ray McDonald • Richard Quine • Donald Meek • Alexander Woollcott • Screen Play by Fred Finklehoffe and Elaine Ryan • Original Story by Fred Finklehoffe • Directed by BUSBY BERKELEY • Produced by ARTHUR FREED • A Metro-Goldwyn-Mayer Picture
MUSIC HALL'S

TRACTION

IN LIFER

Loretta Young in
THE MEN IN HER LIFE

Conrad Veidt - Dean Jagger
John Shepperd - Otto Kruger - Eugene Leontovich

Based on a novel by Lady Crewe Dust - A story play by Frederic Kohner - Michael Wilson - Paul Tabor

Directed by Gregory Ratoff - A GREGORY RATOFF PRODUCTION - A COLUMBIA PICTURE

The SURPRISE "SHOW OF THE YEAR"
Pick Osserman for RKO Midwestern Post

(Continued from Page 1)

Ned E. Depinet, Osserman succeeds Walter Branson who has been promoted to the post of Western division sales manager.

In Chicago, Osserman's place will be filled by Sam Gorelick, Chicago sales manager.

Osserman has been Chicago branch manager since 1932, having been a salesman previously. Gorelick's Chicago office roomy; the Art-Elson-Cole company in 1922 and became assistant manager of the Chicago branch in 1930.

Meanwhile, a realignment of RKO office reps. was announced by A. A. Schubart, manager of exchange operations. Ennet Cashman has been promoted from home office representative to assistant to William Dahl, in charge of sales approval for the Eastern division.

Other changes place representatives in the following territories: Jack de Wael, New York; Philndelphia, Pittsburgh and Washington; Dan Nolan goes from traveling auditor to home office representative for Boston, New Haven, Albany, Buffalo and Toronto. A. F. Braunein, Cleveland, Cincinnati, Indianapolis and Detroit; John H. Wangberg, Charlotte, Atlanta, Dallas, Memphis and New Orleans; William A. Burke, Chicago, Milwaukee, St. Louis, Kansas City and Denver; Elmer Sedin, Minneapolis, Sioux Falls, Omaha, Des Moines and Oklahom City, and J. E. Schmitter, Los Angeles, San Francisco, Portland, Seattle and Salt Lake City.

20th-Fox Names Mayers Supervisor for Far East

(Continued from Page 1)

Indies and Malay, has been promoted to the post of Far East supervisor. He will make his home quarters in Manila and handle Japan, China and the Philippines.

Mayers replaces Arthur Doyle who is on his way back to the United States and a new assignment. Mayers leaves next week for Manila.

Ben Washer With Goldwyn

Ben Washer becomes Eastern advertising and publicity representative for Samuel Goldwyn on Monday. He succeeds Lynn Parnol.

PCC Units Sending Reps to Unity Meet

(Continued from Page 1)

gates to the meeting. Agreement on a working formula will be the goal of the Chicago sessions and the agreement set up a platform which will be the factor on which the success of the entire unity program will ride.

PCC's pledge of attendance is "final" to be received. Several labor leaders do not look for any bold-out by other groups.

The ITUA meets today at the Hotel Astor and will probably appoint its representatives to the Chicago meeting. The ITOA will have as its guest today Desti Arna, Lucille Ball and K. T. Stevens.

Buffalo Jury Acquits In Bingo Lottery Case

(Continued from Page 1)

six men; six women deliberated about six hours.

Justice George A. Larkin had instructed the jury to determine whether a consideration was charged for playing the game. Defense contended no charge was made for playing Bingo. Several witnesses testified that some persons who "paid free in the lobby won prizes.

The state established that usual 15-cent admissions of movies was asked to 99 cents on Bingo nights. Several other Bingo indictments are pending, including one against Old Vienna, Inc., formerly the Gayety Theater. A county court Bingo case last year involving Old Vienna ended in a disagreement.

James J. Tiney's Dead

Youngstown, O. — James J. Tiney, 62, associated with his two brothers, the late Ed Tiney and Jack Tiney in organizing the first stage- hand union here, is dead from a heart attack. Services and burial to be.

TO THE COLORS!

Capt. Jack Mulhall, 17th Field Artillery, former Warner Bros. Theaters district manager in the Willing-Chester territory, has been nominated to attend the Staff and Command School. Capt. Mulhall is now at Fort Jackson for maneuvers.

New Orleans—Joe Martello, just advanced from manager of the Globe to assistant at the Saenger, has been called to serve a hitch in the Army.

Rochester — William E. France, who painted signs for several local theaters, is now a sign painter for Henderson and Service Company of the 86th Engineer Battalion at Fort Knox, Ky.

Kaukauna, Wis.—Francis Biselk, manager of Eskin's Rialto Theater here, has been called to the colors. He is married to Alice Pratt, formerly of Dodgeville.
**Diffs 5-Point Tele Development Plan**

(Continued from Page 1)

before the Supreme Court or Congress determines the "monopoly" issue.

Water’s five-point program en-

lists the following:

1. Aiding Co-operative Thea-

ters Co. vs. Co-Operatives Thea-

ters of Michigan, Inc. (C. C. H., Par-

ty D.C.E.D. vs. Michigan, Sept. 10, 1941), is quoted as follows: “Our

courts have held many times that the

distributor may sell to whom he se-

sires and that he may provide for

clearance or even not to sell to any

other competing exhibitor at all until

after the clearance period.”

Also cited in defense of the

distributor’s legal right to select his cu-

stomer, contending that a distributor

“may select one buyer in preference to

another though it may damage, impair, or

handicap excluded buyer was

making the "Shermie Trust Act,” is the case of Gary Thea-

ters Co. vs. Columbia Pictures

Corp. (D.C.D., Ill., decided March 29, 1940, affirmed C.C.A. 7th, June 11,

1941). Stating that "lack of com-

mon purpose or intent to interfere with

interstate commerce bars plain-

tiff’s suit against the Sherman

Act,” the brief declares that "yield-

ing to buying power” is not a sub-

ject for "lack of common purpose” in

support of which citation is made to

the case of Interstate Circuit vs.


Counsel for the two distributors

contend in the brief that the "alleged

restraint of trade by distributor de-

fendants being indirect is no viola-

tion of the Sherman anti-trust act.”

Edward C. Raftery, general coun-

sel, is expected back in Nashville to

lead in the final arguments before

Judge Davies in behalf of United

Artists and Universal. The brief

will be prepared by the local firm of Cornish, McKinney &

Gilbert.

**CBS to Televise Army

Film Program Tomorrow**

Port Monmouth, N. J. — In co-

operation with the Training Film

Production Laboratory here, CBS

tomorrow will televise a program

showing the production and Army

training films. The show is

another in Columbia’s series of de-

fense programs. The film Lab is

representing the Signal Corps.

Cast and props are legitimate as the

Port is sending Army personnel and

material to assist in the pro-

duction. Format covers activities of

photographic division of the office

of Chief Signal Officer, U. S. Army,

the step by step procedure of

making the films, and the final result

of the training film. The Lab is look-

ing a completed Army film which

will be televised. Steps to be covered

include the scenario, animation, cut-

ting, etc.

Personnel to be sent for the show

will include West Coast studio men

now in uniform who are presently on

production staff of the Film Lab at

Monmouth. Khaki detail will in-

clude men formerly with M-G-M,

Warners’, Paramount, Disney’s, and

Universal.

**Re-elect Smith Chairman

Of Academy Shorts Branch**

Hollywood—Pete Smith was re-

elected chairman of the M. P. Acade-

my’s short subjects branch and Gor-

don Hollingshead and Jules White

as executive committee. Branch

members telegraphed Mrs. Elsa

Short of Interstate Theaters, Dallas,

saliuting her as number one person in

promoting the cause of short sub-

jects.

**Arnold to Speak in Chicago**

Chicago—Thurman W. Arnold, as-

sistant Attorney General, will ad-

dress reporters at a group meeting

tonight at the Palmer House. Many

from the trade will attend.

Now It’s Free Chili

"Free eats" for patrons may not be

exactly new, but it’s left for the

Mainstreet Theater, Kansas City,

to serve chili and tamales in its

lobby. So reports Abe Bernstein,

Universal exploiter, who is teating

the mid-West and Southeast for "Keep ‘Em Flying.”

**Stars Will Boost

Savings Bond Sales**

(Continued from Page 1)

ation of screen personalities in pub-

licity and selling campaign was also

pledged.

Will H. Hays attended the meeting

and spoke in praise of constructive

publicity for the industry by the

publicity directors’ committee.

**Legion’s Garbo Film Ban

To Be Cited in Churches**

(Continued from Page 1)

Garbo, picture, “Two Faced Woman,” the Chanuary Office of the Arch-

diose of New York will announce

today.

In his letter to the pastors, Arch-

bishop Spellman also asked them to

prepare for the renewal of the pledge

of the Legion of Decency on the Sun-

day within the octave of the Feast of

the Immaculate Conception.

Meanwhile, decision of Capt.

George A. Cooney, police amuse-

ments inspector, in banning the pic-

ture at the Loew’s State, Providence,

has aroused wide resentment in exhib-

itors’ circle there.

It was pointed out that the state

law governing the exhibition of mo-

tion pictures on Sunday specifies that

the approval of the National Board of

Review is required before films can

be shown on the Sabbath. Film

was classified in the Nov. 15 weekly

guide of the National Board of Re-

view of Motion Pictures as "espe-

cially worth seeing as above the aver-

age ‘selected’ pictures.”

**Metro Shiffs Tradeshow

Date for “Babes” to Dec. 5**

Metro announces that “Babes on

Broadway” will be tradeshown na-

tionally on Dec. 5 instead of Dec. 10

previously announced. In New

York the new Mickey Rooney-Judy

Garland musical will be screened on

Dec. 10.

The New York screenings, at the

Film Center, 630 9th Ave., for Dec.

2 follow: 9:30 a.m.—"Dr. Kildare’s

Victory” and "The Vanishing Vir-

ginian”; 1:30 p.m.—"Babes on

Broadway.”

"Scarfie” in Chi. Records

Chicago—"Scarfie,” finally play-

ing this city after more than nine

years, following lifting of the muni-

cipal censor’s ban, has set day-by-

day records at the Woods theater

in the Loop. Pic is presented with a

special prologue which says Chi.

is now all sweetness and light; a

few cuts were made to meet the

censor’s wishes. Astor is the dis-

trib.

**Music Box Revue Via Berlin**

West Coast Bureau of The Film Daily

Hollywood—Completing "Holidays

in the Sun,” Bill Jaffe will leave for

New York to produce a Music Box

Revue.
general counsel and board chairman for national Allied, virtually predict the establishment of the unity program.

The convention also directed the O. S. M. to the National Board of J. W. Wood to continue his effort to get Warner Bros. to modify its subsequent-run selling policy on "Sergeant York" so that the grosses in that territory will be remitted by all other film companies in their dealings with exhibitors and that a conference be held wherefore used in the distribution of motion pictures be discarded in favor of equitable and fair practices.

Before this resolution was passed Myers praised the Forum as a "valuable session," and commented: "I hope that sort of thing will be renewed all over the country.

Despite expressions from the floor indicating that most of the exhibitors agreed with the content of the resolution, they gave way to an appeal made by the O. S. M. which urged a thorough producer's exhibitor investigation of claimed violations and discussions with local distribution, before writing Thumann W. Arnold.

In Touch With D of J

President Martin G. Smith of Toledoto the Department of Justice about claimed violations. When, to an answer he received a notice calling for a questionnaire asking that a report be made of instances in which exhibitors were forced to take shorts or new programs to get for features to get others. All five consenting companies were said to be violating the antitrust law. If they do not find out if we can argue it out in the family," Richley urged.

With a difficult future ahead for the industry, regardless of the outcome of current world events, "exhibitors will have a better chance if we have a cooperative producer office," Myers said in pointing to unity as one of the vital factors in the solution of problems in the years ahead.

"If all this comes to pass, and we are given back to hall shows, it is clear that it will be through increased unity and cooperation, this industry will be better for many years than for all to go their separate ways," he told the convention.

Allied Strength Undissipated

It does not succeed, if we find the strength back to hall shows. If this plan is not duplicated in other ranks of the industry, then Allied will not have safeguarded a single bit of its strength," he declared.

Pointing out that there is "no intimation of when, if ever, the Gov-

Ohio ITO Tables "Big 5" Resolution

(Continued from Page 1)

EXHIBITOR PROFILES

Bob Witman Served Good-Will With Hot "Jaww", and It Came Back a Thousand Fold Via Hot "Fire"

By GEORGE H. MORRIS

ROADWAY was gray and bitterly cold. Owl taxi drivers beat their mittened hands upon the heater buttons and cuffed them up on their fat little black up to their thickened fingers. A bit of sleet had started, with the wind. A little the theater, and 13. the Proprietors' Association. The Theatre Proprietors' Theatres' Manager, Mr. Henry Greenberger, announced that the theatre proposed to open at 10 o'clock. The house would be whirled up until 8:30, with slower and slower the time passed. Larger grew the line, more being the wind. Presently, stood Times Square, which though it had seen most everything, witnessed a now, strange and fascinating sight... bonfires burning!

Instantly the minds of the waiting young fans had turned from thoughts of "hot Goodman" to more immediate and tangible warmth. Quick foraging had produced a queer assortment of comfortables. But the bonfires were pipitly small and inadequate.

But then a miracle happened on that March morn in 1937. The youngsters' chatter tingling in their pixels. Hands held out to them inviting brown doughnuts, and mugs of piping hot coffee from which rose clouds of aromatic vapor. Well, it was needed, for the miracle, except for the humanness behind it. That humanness sprang from the Paramount Theatre's managing director, Bob Witman.

Making friends out of patrons is an art with him. 

So is making friends out of performers.

Witness the day in 1939 when the gilt-edge昆明 Miller was booked into the Paramount and breath took to him the theatre manager. That's a situation when a feller (and particularly a theaterman) needs a friend. Bob asked Tommy Dorsey to dine with him from the Meadowbrook Club in New Jersey to pinch hit. Tommy did. And so did Gene Coopers, Charlie Barnet and Dick Stable. The theatre for four days was dripped with blue ribbon orks. When Miller came back on the fifth day, he and all four of the pinch-hitting bnat-wielding stars appeared together. That was a Sunday. Ye Gods! How the audiences turned double-quick. He was a zebra back horse with white stripes, or a white horse with black stripes.—Broadway set to wondering if the pinch-hitting was really for Miller, or was it done for Bob Witman?

Bob was born in New York, Aug. 18, 1905. Attended Cornell University where he was heavy weight boxing champ, also on the college's grid team. For a year, attended Cornell Medical. Decided to ditch pill box and office for a combo with both—the box office. Entered Paramount Managers Training School, 1926. When Broadway Paramount opened later that year, became a ticket taker. Early in 1927 was made assistant manager of the Rialto, and soon thereafter its manager. When Brooklyn Paramount opened in 1928, he took over managerial reins there. Appointed City Manager of New York Theatres, 1930, which then included New York and Brooklyn Paramount, Rivoli, Rialto and Criterion. In 1935 became managing director of the New York Paramount. Is regarded as one of the most able and enterprising theater execs. in the nation. My business: boxing in the Paramount Theatre gym, where he inaugurated for performers and the house staff: ballroom, handball, and golf.

Motion Picture Stocks Attract New Investors

(Continued from Page 1)

affiliation was described in Guild circles last night as "spontaneous.

The original referendum recently brought an adverse vote, and the Guild prepared to continue its course. Subsequently, contract negotiations in progress for months with distributors, here failed to jell, the break coming Monday.

SPG Council met last night.

Motion Picture Stocks Attract New Investors

(Continued from Page 1)

investment buying, growing out of tax adjustment sales, increases in the theater market, the Wall Street Journal asserted yesterday.

"Undoubtedly, the investment buying angle in the movies is a con-

Keep 'Em Flying' Party

In connection with the New York division of Universal's "Keep 'Em Flying" at Loew's Criterion, the company tendered a supper party at 11 p.m., in the East Hotel Ballroom of the Hotel Astor in honor of U. S. Army Air Corps officers at Mitchell Field, and officers of U. S. Army recruiting in the New York Area.

Col. Edwin S. Reid Dead

Richmond, Va. — Col. Edwin S. Reid, 68, former chairman of the Virginia Division of Motion Picture Censorship, died here after an illness of several weeks. At the time of his death, Colonel Reid was chairman of the State Unemployment Commission.

"Spec" McDonald Dies

Portland, Ore. — "Spec" McDonald, 50, prominent executive of Pacific Northwest Theatre Owners' Ass'n and prominent last year in connection with the opening of theaters of Coeur d'Alene, Idaho, died Tuesday.
Goldwyn Sees 1942 as One of Most Active Years

Three-Year Canadian Pact for Grierson

Fair Trade Practice

Unity Essential—PCC

Central American Defense Projects Aid Theater Biz

FROWN ON PIX TITLE'S USE FOR SONG

20th-Fox Demands Lincoln Music Publishing Corp. Drop "How Green Was My Valley"; Threatens Test Case

Twenty-first Century-Fox has asked the Lincoln Music Publishing Corp. and Benny Davis and Abner Silver, composers of the song "How Green Was My Valley," to cease stating in their advertising that the song has been "officially accepted by 20th Century-Fox Pictures and Richard Llewellyn, the author of the book," and to drop the title. According to Edwin P. Kilroe, 20th-Fox attorney, tendency in past few years has been too titles for best sellers for songs without consulting the author and thus capital.

Earnings on Com. Equal To $1.36 Per Share As Against 63c Last Year

In a bullish financial statement, Warner Bros and its subsidiaries reported yesterday a net operating profit of $5,429,302 for fiscal year ending Aug. 30, 1941 compared to $2,747,472 for the year ending Aug. 30, 1940, thus all but doubling the 1940 figure. Profit, after provisions for current year's dividend on the preferred stock, is equivalent to $1.36 per share on the common as compared to 63 cents per share for the preceding fiscal year.

Gross income was $102,293,170 as compared to $100,537,092 for fiscal.

NCFC Urges Industry Fight Garbo Pix Ban

Warning that the Providence ban on exhibition there of Metro-Garbo starrer, "Two-Faced Woman," "can become the spearhead of a drive on all films," the National Council on Freedom from Censorship has offered its services to both Will H. Hays, MPPDA procy, and Louis B.

Stern Returns to Chi.; Masters' Spot Unfilled

Charles Stern, UA's Chicago district manager, returned to his post yesterday after home office huddles with Bradwell L. Sars and Carl.

Half Price for Kids Under 17 Is Sought

New Orleans—Federation of Women's Clubs has started a move to obtain admission of children into theaters here for half price until they reach the age of 17. Children at present are admitted for half price to the age of 12. The Federation points out that children under 16 cannot work and earn money for the present price because of existing laws.
Pix Chest Committee Will Hold Final Meet Monday

West Coast Bureau of THE FILM DAILY

Hollywood—Film Industry Commerce Chest for 1943, headed by Louis B. Mayer, will meet Monday night at Metro. It’s announced as the final session.

At this time the vigil started by the Flying Squadron of 20 formed last Monday evening, will be added to those already planned. The Flying Squadron, composed of representatives of the artists’ managers, directors, writers and actors, will be empowered to contact all of those higher-salaried persons in the industry who have not as yet been approached due to being out of town or for other reasons.

Move to End Sunday Films in Maplewood, N. J., Flops

Maplewood, N. J. — A move to bar Sunday movies and other entertainment at the Maplewood Theater has been announced. It was recently before the Township Committee declared a scheduled Sunday show ton in that theater as “not in keeping with Maplewood tradition” and asked all Sunday shows to be changed to Monday.

Township Attorney Cornell ruled the referendum which brought about Sunday movies a couple of years ago gave the theater the right to hold on Sunday any entertainment that might be held during the week. Cornell said the showing of the motion was move of the press that it was not in keeping with Maplewood tradition and asked all Sunday shows to be changed to Monday.

Starlight 16 mm. Co. Sets Two Distribution Deals

Monarch Pictures of Pittsburgh, headed by Milton Leighton, has taken over the franchise for Allegheny County and West Virginia for Starlight 16 mm. Film Co., which arranges for the public distribution of home movies through independent drug stores.

Another deal has been set with Dr. Ervin Ruth for Baltimore and Washington, while a deal is pending with Monarch exchange in Chicago. Franchises are being set by R. C. Owen, vice-president in charge of distribution.

Meanwhile, Starlight’s studio in Newark is scheduled to start production exclusively for home use next week.

Laplata Arbitration Settled by Stipulation

Washington Bureau of THE FILM DAILY

Washington—Arbitration case of the Charles Theater at Laplata, Md., vs. Loew’s Inc., for playing the Sidney Lust-owned Mariboro at Mariboro, Md., has been settled by stipulation. It was announced yesterday, Loew’s and Lust agreeing to grant the request of the Charles for removal of clearance.

Warner Stockholders Sue As Browne-Bloch Aftermath

Another stockholders’ suit was added today to the rapidly increasing number of suits for action by the aggrieved. A suit for a return of testimony during the trial of Willie Bloch and George E. Browne when Gertrude M. Felham, holder of 100 shares of common, filed suit in the N. Y. Supreme Court against Warner Bros., officials of the company and Browne and Bloch. Examination before trial of Harry M. Warner, Robert W. Perkins, Waddill Catchings and Stanley P. Friedman is asked. Payments are attacked on the usual ground that they were unlawful and an accounting is sought.

RKO Dedicates Its New Chicago Film Exchange

Chicago—RKO’s new exchange opened here yesterday, attended by 600 persons attended the dedication ceremonies. Ned DePorte and Gael Sulivan attended the dedication for Illinois, cut the ribbon officially opening the building.

Hosts were Walter Branson, Jack Oskerman and Sam Gorelick. A buffet luncheon was served at noon. Among those present were Harry Michelson, Bill Savage, A. A. Schubert, Frederic Ulman, Tom Gorman, Frank Smith, James Coston, M. M. Ruben, Jules Ruben, Jack Kirsch and Emil Stern.

Walker to Be Toastmaster At Silver’s Testimonial

Former Mayor James J. Walker will serve as toastmaster at the testimonial dinner which the Albany Variety Club will sponsor for M. A. Silver, his chief banker, at the Times-Hotel on Dec. 8, it was announced yesterday by S. Fabian, who heads the testimonial committee. Dinner marks Silver’s promotion from Warner’s Albany zone manager to a similar post in Pittsburgh.

150 More Theaters Sign For Monogram Product

West Coast Bureau of THE FILM DAILY

Hollywood—One hundred and fifty additional theaters have been signed to Monogram’s 1941-1942 product, including the Jefferson Circuit operating 64 houses in Texas, Central States Circuit with 48 seats in Iowa and Nebraska; William J. Shute Circuit of Michigan, Kinzie Circuit of North and South Carolina.

Argentina’s UA to Produce Five in San Miguel Plant

Buenos Aires (By Air Mail) — United Argentine Artists, new producing company modeled after the American UA, will produce its 1942 program of five at the San Miguelstudios. Distributors Panamericana will release.

FINANCIAL

(Thursday, Nov. 27)

NEW YORK STOCK MARKET

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Extend Time for Filing Oriental Case Briefs

Chicago—Time for the filing of the final briefs in the Oriental Theatres arbitration case has been extended to Dec. 22 by mutual agreement of the attorneys.

Chicago Houses Raise $25,000 for Com. Fund

Chicago—Chicago theaters have raised $25,000 for the Community Fund, Jack Kirsch announced yesterday.

COMING AND GOING

GRADWELL L. SEARS and ARTHUR W. KELLY leave for Hollywood tonight.

CHARLES STERN, U.A.’s district manager, returned yesterday.

SAMUEL GOLDWYN has arrived from M-G-M.

ROBERT B. SINCLAIR, M-G-M director, arrived from the Coast and is stopping at Warwick.

RIEDA ANDRE, who has recently been appointed head of March of Time’s London office, arrived in New York by freighter with husband, Life Photographer WILLIAM VAND VERT.

Convict Three In Newark Bank Night Fraud Case

Newark, N. J.—Three of four men tried on charges of conspiring to defraud the Windsor Theater, West Orange, in a Bank Night drawing have been convicted by a jury in Common Pleas Judge’s Tceh, who adjourned the cause to December 10. The convicted are Ralph Manzo, Joseph Marano and Alphonse Leponi, all of Newark. Carmen Augustino of East Orange was found not guilty.

Far East Crisis Upsets Two Execs. Sailing Plans

Far East crisis has upset plans of Charles Mayers, 20th-Fox’s new Far East supervisor, and More Marcus, recently appointed U.A. manager for China, for returning to their respective posts in Manila and Shanghai. Both have booked passage on the President Polk leaving from San Francisco on Dec. 5 but Dollar Line officials are now doubtful about the ship’s departure.

Holds B. A. Exhibs. Need Not Collect City Levy

Buenos Aires (By Air Mail)—Consul of the Argentine Theater Owners Association has advised its members that while the 5 cent municipal tax on admissions above one peso is constitutional, no legal obligation exists for theater owners to act on behalf of the city government in collecting the levy.
Goldwyn Sees 1942
A Most Active Year

(Continued from Page 1)

starting vehicle, "Treasury Chest," a listed for March production and June, Goldwyn will start the picture version of a current stage success which he has acquired and which William Wyler will direct.

Goldwyn has previously announced plans to make a picture on the career of Hans Christian Andersen in collaboration with Walt Disney, but this project has not been discarded, Goldwyn said, despite reports to the contrary. This is expected to be placed in work in July, with 70 per cent of the characters to be live talent and 30 per cent cartoon characters. Gary Cooper may be cast in this picture.

C. M. Woolf in England is producing a picture based on the life of the inventor of the Spitfire plane. This will cost $200,000 and Leslie Howard, with Howard directing. Picture will be released as a Goldwyn production early in February. Title is "Spitfire."

Goldwyn said that RKO's sales staff had done a good job in selling "The Little Foxes" and another extensive sales job was expected on "Hall of Fire" which will have its New York premiere shortly. Distribution plans after "Ball of Fire" have not been determined, Goldwyn said, adding that no discussion of the subject would be held during his present stay which would be confined to seeing plays and talking with writers.

Goldwyn said that production costs had gone up about 40 per cent in the past year because of wage increases, higher prices for materials and larger talent expense. Again attacking duals, Goldwyn predicted that double features would lie under their own weight. Higher production costs, resulting in higher ticket prices, would make it practical from an economy standpoint for an exhibitor to present two features.

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DATE BOOK

Nov. 29-Dec. 1: Metro mid-season sales meeting, Blackstone Hotel, Chicago.


Dec. 2: Texas TOPA board meeting, Adolphus Hotel, Dallas.

Dec. 5: Chicago Warner Club dinner dance, Morrison Hotel.

Dec. 5: Chicago Warner Club dinner dance, Morrison Hotel.

Dec. 7: Universal sales convention, Rio de Janeiro Congress Hotel.

Dec. 7: Labs dinner meeting, Waldorf-Astoria.

Dec. 8: Warner Bros. stockholders meeting, Wilmington, Del.

Dec. 8: Alabama Variety Club's testimonial to M. A. Silver, Ten Eyck Hotel.

Dec. 9: Loew's stockholders meeting, home office.

Dec. 9: All-industry unity conference, Blackstone Hotel, Chicago.

Dec. 9: Connecticut MPTO dinner-dance, Hotel Taft, New Haven.

Dec. 12: B & K Employees Association dinner dance, Stevens Hotel, Chicago.


Dec. 15: Variety Club of Texas New Year's Eve convention, McAllen.

Jan. 9: Actors' Equity quarterly membership meeting, Hotel Astor.

Jan. 18-19: Theater Owners of North and South Carolina convention, Charlotte.


Jan. 30: Chicago Roel Fellows Club dinner dance, Hotel Commonwealth.

March 28: Baltimore Variety Club banquet, Land Baltimore Hotel.

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Flagler, Miami, Acquired By Copeland of Detroit

Miami, Fla.—Copeland Theaters Co., of Detroit, has taken over the Flagler Theater and will operate it as its first unit in this area. S. D. Smith is manager and it is announced that later the theater is to be converted into an all-night playhouse. The Flagler has been operated by Paramount Enterprises for a number of years.

Picket Youngstown House

Youngstown, O.—The Building Service Employees Union is picketing the Warner Theater in what L. Reed, business agent, characterized as a dispute over wages and a contract.

Incense vs. Skunk

Woodland, Calif. — Patrolman Zachary Muma chased a skunk play- ing up an alley behind the Woodland theater and shot the animal directly in front of the house's ventilating system. The theater emptied in a hurry. The management raced into the next door drug store, bought out the entire stock of incense, and counter-attacked by building a small bonfire in the air ventillator. The audience gingerly filed back into their seats—and the show went on.
Mayer, Metro production chief, to fight the Providence police censor's ruling which banned scenes from the Legion of Decency's condemnation of the picture.

In a letter made in telegram over the signature of Quincy Howe, the National Council's chairman, Howe, editor for Simon & Schuster and WQR news commentator, is president-designate of the National Board of Review of Motion Pictures, and was succeeded by Dr. A. A. Bril on Jan. 1.

"Alone acts of this kind can prove fatal to the entire industry. Urge you fight this strong case and let us know if you would forestall further censorship later. Can we help?" Howe's identical wire read.

R. I. BFC Discusses Garbo Pic Ban; Declines Comment

Providence, R. I.—The ban on Metro's Greta Garbo film, "Two-Faced Woman," was discussed at a meeting of the Rhode Island Better Films Council yesterday, but Mrs. Frank Allen Hill, president, declined to say what, if any, stand had been taken in the matter. Reporters were barred from the Council meeting.

Loew's Sat. dropped advertising of the Garbo films as its next attraction yesterday on orders from New York, with the engagement of "The Smaw, o' the Thin Man" being extended.

The Evening Bulletin rebound Capt. George Cowan and censor methods in a four-column editorial cartoon late last night.

The Providence Journal asserted yesterday that there is a "possibility" that some compromise may be reached between the Legion of Decency and Metro on "Two-Faced Woman," subsequently banned by the municipal amusement censor here. Latter's action, taking away an important part of the Legion's condemnation, was subsequently upheld by the Bureau of Police and Fire, which held that the film violated the State, not the city law.

The Journal pointed out that the Legion had condemned another Metro pic, "Strange Cargo," which had been revised to enable it to be re-classified by the Legion.

The legal right of the Bureau of Police and Fire and of Capt. George Cowan, inspector, as its agent to forbid showing of films by denying licenses was upheld by the Rhode Island Supreme Court in its decision on the censorship fight several years ago involving the Russian film, "Professor Mamlock."

The Journal declared that the Fall River, Mass., houses of Nate Yamins, former Paramount Alliedpress executive, had adhered to an established policy of not playing films condemned by the Legion.

Warns Rochester Catholics Against Seeing Garbo Pic

Rochester — Bishop James E. Kearney, chairman of the diocese's $150,000 Drive in defense of the Church, warns Rochester Catholics against seeing the film, "Two-Faced Woman," opening a week's run yesterday at Loew's Rochester.

Bishop Kearney made public the text of a letter which he has addressed to pastors of all Rochester area Catholic churches for reading at Sunday services assailing the Garbo movie as "immoral, indecent and immoderately suggestive."

"Two-Faced Woman" Starts At Loew's Poli Springfield

Springfield, Mass. — "Two-Faced Woman" opened at Loew's Poli here yesterday. Springfield has no city censorship, the only control of films being that exercised by the Department of Public Safety in Massachussetts governing films for Sunday exhibition.

"Two-Faced Woman" has been approved, with a minor deletion, for Sunday showing in Massachusetts by the Commonwealth of Mai, Patrick P. Healey and hence is automatically acceptable in Springfield.
ALL three Eastman negative films contribute to the over-all excellence of today's productions. Although they specialize in different fields, they join forces readily because of one important attribute enjoyed in common—unvarying high quality. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
“Billy the Kid Wanted”  
with Buster Crabbe, Al St. John.  Producers Releasing Corp.  64 Mins.  
ACTION AND COMEDY ARE LONG SOUTHS — SHOULDN'T FIND THEM OKAY FOR STANDS USING WESTERNs.
Chief ingredient of this one is action, supplied by frequent fistfights, gunplay, and a lot of frothy riding. Streets in market for prairie pix will find the footage good fun, wide-angle shots from dawn, and abbe and O'Brien's photography solid.

At the outset of the yarn, the latter decides to go out and homestead on his own, thereby leaving his two pals to dodge sheriffs. But subsequently he comes riding back with the news that the homestead he had seen glowingy advertised is a racket for the reason that its crooked promoters hold the tenant farmers in virtual slavery.
So the recollected trio sets out to bring the mob to justice. After some tense situations, the recollected mob is threatened with overthrow by a rival clique. But Crabbe and O'Brien hatch a scheme which calls for setting one pack against the other and thus effect their extermination.
The plan almost goes awry when both the strategists are captured by the bad men. However, Al St. John appears in the nick of time to set things right via rounding-up the two mobs. This is no love interest in this western, but it is missed. In its place things happen and fast, Sherman and O'Brien are the comic mainstays.

CAST: Buster Crabbe, Al St. John, Dave O'Brien, Glen Strange, Charles King, Slim Whitaker, Howard Masters, Choli Sherwood, Joe Newfield, Bud Barker, Frank Ellis.

CREDITS: Producer, Sigmund Neufeld; Director, Sherman Scott; Original Screenplay, Fred Mylin, Director of Photography, Jack Greenhalgh; Sound Engineer, Hans Weeren; Music, Johnny Lange, Lew Porter; Set designer by Van Töp; Film Editor, Bobby, Howard, N. Todd; Production Manager, Bert Sternbach.

DIRECTION, Firm. PHOTOGRAPHY, Solid.

Negotiating Renewal of Detroit Exchange Pacts
Detroit—Negotiations for renewal of contracts covering film exchange employes have been started by John Andrews, president of IATSE Local B-2.

Contracts covering theater service employes have been signed with a number of the larger circuits here, Roger M. Kennedy, 1A vice-president said, and in practically all cases, copies of the agreed-upon wage scale have been sent to individually-owned houses, for which contracts will be made out later.

David for the operators themselves have not been made out, with a few exceptions, and the both men are continuing to work under the “gentleman’s agreement” which has been in effect since the old contracts expired Aug. 31.

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Second CIO Union in Film Distrib. Field

(Continued from Page 1)

gize all unorganized workers in the distribution end of the cinema industry.

“We absolutely will not raid or interfere with the jurisdiction of any legitimate union with honest contractual relations, whether it be an AFL or a CIO union,” the CIO union’s statement read.

The United Office and Professional Workers of America, CIO, through its recently chartered Local 109, Screen Office and Professional Employees Guild, is already in the film field here, with several white collar guilds of office workers already affiliated. The New York SPG recently considered Local 109 affiliation, voted to stay indecisive, but is now expected to come on board.

Whether the plans of the URWDSEA forecast a CIO jurisdictional dispute in the film field will be well defined last night. The URWDSEA statement pointed out that it had 8,000 members who are office workers doing the same work as the office workers in the film industry and that it was prepared to charter autonomous local unions with full power to democratically select their own officials, negotiate and ratify their own contract, and to conduct their own affairs without interference from any source.

Central American Defense Projects Aid Theater Biz

(Continued from Page 1)
turned Wednesday from a 10-week Latin-American tour.

 Lana visited Guatemala, Puerto Rico, Panama, Mexico, and Colombia. He said the principal revenue was being obtained in the coast cities, as the interiors of the countries appear to have been little visited.

The labor situation in the Mexican film exchanges apparently has been straightened out to the satisfaction of all, Lana said.

Thanksgiving Day “Takes” Up 20% in Neb. W. Omaha—A clear, mild Thanksgiving Day yesterday spilled increased “takes” for exhibits, in Nebraska and western Iowa, reports from the field indicated. Grosses went ahead of 1940 by as much as 20 per cent.

Bergen Asks $550,000 in Suit

Universal Pictures and Gregory La Cava, defendants in $550,000 plagiarism suit which has been brought in the Supreme Court by Gertrude Bergin, who claims the piracy of her book, “The Story of Judith Blake,” by the film, “Unified Business.”

Hollywood: The Movie Colony, the Movie Makers, by Leo C. Rosten. Published by Harcourt, Brace & Co., 111 East 19th St.

This brilliant and arresting study of Hollywood “under the microscopes of social science” had its origin as the Motion Picture Research Project, made possible by grants from the Carnegie and Rockefeller Foundations, and reprinted recently by the author, the sometime “Leonard Q. Ross” of the New Yorker magazine, but an impressive staff of social scientists, functioning as research assistants and collaborators.

It hardly need be said that the approach is both distinctive and extraordinary. Perhaps the best way to describe what Doctor Rosten attempted is to draw upon one paragraph from his plain-spoken preface:

“We are going to investigate the impact of the motion picture industry, in and out of the gutter, with no doubt, support popular impressions. But the difference between social science and gossip, between systematic analysis and casual journalism, lies not in what is said but in how it was discovered and written. We are attempting to help make Hollywood comprehensible, whatever techniques advance the search for clarity. Where measurements are needed, that work will be done; where documentation is possible, data are offered, where objective matters are unattainable, probability and insights are suggested.”

Actually, the volume (to be followed by at least one other in which the author will explore industry economics, the Hays Office, the production code and other industry problems) is in two parts. Bulwark, as “Ture,” is a chapter aptly titled, “The Long Arm of Hollywood: the Hays Office.”

In part one, Rosten uses his microscopes on the Hollywood film colony; in part two, the Movie Makers, producers, directors, writers and actors, figuratively on the slides. The former, with considerable frankness, is a “Check List for” “The Biz Money,” “The Fight for Prestige,” “Politics over Hollywood,” and “Eros in Hollywood?” If these chapter headings are intriguing—indeed they were meant to be—the texts that follow measure up to the promised standards. The book is a credit to its author and the book trade, and, this, curiously, without meek-sounding. Rosten is not a dull writer, and the book will stand as a social scientist’s textbook for writing to be read. Else why write?

In his discussion of producers, writers, and actors, Rosten is equally frank, voluminous, and informative. He draws extensively upon questionnaires to present not only how they function, but background, experience, education, salaries, opinions, attitudes and problems. To many, part of the more important and significant, not only because of what is set forth, but because of the implications.

Perhaps because the volume was so long in work the statistical material found in the appendices is large. Nor is it important. Without exceptions, it is pre-1940. That, however, will not lessen the value of the subject. May publishers work reason to delve into production costs, business volumes, and salaries, among other things. —BAHN.


This is the first complete story of the unionization of Hollywood’s motion picture studios from the first days of West Coast production when Los Angeles was a strong anti-union city, through the final drive when Radio’s capitulation to unionism in 1939 with the formation, and triumph, of the Screen Employees Guild.

The author’s story of the involved and turbulent situations and crises that have marked Hollywood’s labor path, is well supplied with reference materials. (Annex which THE FILM DAILY ranks importantly) so that anyone wishing to study the subject may quickly work out the original sources of information.

The author details the long struggle between the producer-controlled Motion Picture Academy of Arts & Sciences and Actors Equity Association to control the screen actors, the defeat of Equity, the emergence of the Screen Actors Guild and its final defeat of the Academy under the JBHE. It is marked through the intervention of President Roosevelt and through Equity’s relinquishment of control of screen actors and the formation of Screen Actors and Artists of America, with charter under the Associated Artists and Artists of America, with charter under the Associated Artists and Artists of America, with charters under Equity and Equity.

The Screen Writers Guild, after many setbacks, also won reorganization through this turbulent period.

It was under NRA, the author narrates, that the various guilds broke away from the producer-dominated Academy and won their fight against the producers. The IATSE, which had lost control of studio crafts by the strike of 1933, was withdrawn from the studio basic agreement, regained its authority in 1936, entering the basic agreement.

The book brings the chronicle of Hollywood’s labor disturbances, its defiance of the Great Depression and the enemy of the current year. For the student of unionism and of labor problems and of George Rosten, and the student of labor history, this book is the invaluable one, and is a handy reference volume for the average reader, however, it may prove somewhat confusing for the multiplicity of incidents, intrigues and cross-purposes that characterized the development of unionism in Hollywood.

AROUND scripter Virginia Van Upp has been assigned to write the screenplay of her original, “For Whom the Bells Toll,” has been joined by Eduardo Cianelli and Alexander Granach, new members of the cast.

DIREC TOR Sam Wood and his crew, now in the high Sierras east of Sonora for snow scenes for “For Whom the Bells Toll,” have been joined by Eduardo Cianelli and Alexander Granach, new members of the cast.

Book Reviews

HOLLYWOOD SPEAKING—by RALPH WILE

HOLLYWOOD: Little Jan, most recent puppet creation of Producer George Pal, who is currently making his screen debut in Paramount’s Technicolor production “Rhythm in Paris,” is in Studio Breakfast to be associated with the State Guard. The seven inch maminick, stringless doll modeled after Bob Hope, was presented to Capt. Nicholas J. Corbitt, of the Second Regiment of the California State Guard.

WYNN ROCAMORA, who recently joined the local Lyons Agency here believes he has a boy and girl “find,” in the person of Stage Breakfast actor-producer, Tommy jokingly told the studio’s telephone operator to call the Governor. She took him seriously, and now Genetich Curburt Olson was on the line from the capital at Sacramento. “What’s your capacity?” asked California’s chief executive. “Two years,” said Tommy, who thought he was being “robbed” by a friend.

Metro scenarist Bradbury Foote has been assigned to write the screenplay of his original scenario, “What the Gods Provide.” Stars for the picture have not been selected as yet.

DIREC TOR Sam Wood and his crew, now in the high Sierras east of Sonora for snow scenes for “For Whom the Bells Toll,” have been joined by Eduardo Cianelli and Alexander Granach, new members of the cast.

ARAMONT scripter Virginia Van Upp has been assigned to write the screenplay of “The Crystal Ball” from Stephen Van’s original.

JACK OAKIE is planning a six weeks’ tour of South America before resuming contractual duties at 20th-Fox.

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Fair Trade Practice
Unity Essential—PCC

(Continued from Page 1)

fair trade practices must be established in order to create foundation for all future relationships between not only exhibitors themselves but between exhibitors and distributors as well.

"PCC of ITO has never receded from its 11-point program presented to Judge Henry W. Goddard and Hon. Thurman W. Arnold prior to the entry of the consent decree. This program was a major part of the trade practice and PCC of ITO has always felt, and still feels, that if its 11-point program was incorporated in the consent decree that relationship between exhibitor and distributor would be so perfected as to establish complete national unity."

ITOA Accepts Allied Bid To Chi. Unity Conference

ITOA yesterday accepted Allied's invitation to be represented at the all-industry unity meeting in Chicago on Dec. 9. Harry Brandt president, and possibly an ITOA committee will represent the organization at the sessions.

Stern Returns to Chi.; Masters' Spot Unfilled

(Continued from Page 1)

Leserman. No action was taken on filling the Western division spot vacated by Lew Leckie. Stern has been prominently mentioned for the job.

It is also understood overtures were made to L. Jack Schlaffer, Edward Small's Eastern representative, to return to his old position as Western sales manager, but Schlaffer would rather remain with Small.

Production Code, Foreign Markets Talked by AMPP

(Continued from Page 1)

was explained this did not relate to the moral tone of film production. The foreign market situation was also discussed.

Life Is Just One Thing After Another

Springfield, Ill.—The patrons of the Strand here accustomed to cycle to the theater Saturdays have a new problem. Police have ruled the youngsters cannot park their wheels in front of the theater unless they drop a nickel in the city's new parking meters.

How a group of 10 lads whose bikes might be parked in one space would solve the conflict could be guilty and who wouldn't care in case of over-parking are unanswered questions.

Games Keep 'Em Away from Film Theaters, Kent State University Students Declare

Kent, O.—University students stay away from the movies when Bingo, Screen and Bank Night are played, it revealed in a survey conducted by students of Dr. Harry D. Wolfe, associate professor of marketing at Kent State University here.

Results of the poll show that instead of boosting attendance, these gift attractions keep 35 per cent of the University students from attending the movies more often than they do.

Opinion was almost evenly divided concerning double features, with 35 per cent of the students saying they had no desire to see a double bill.

The remaining 29 per cent didn't care. The poll also revealed that men attend the movies more often than women and that both sexes attend the movies because of the picture and not the stars in it.

Minn. Exhib. May Sue "Big 5" House Closed, Glaser Consulls Attorneys

(Continued from Page 1)

bault in operation with available films.

When four of the five majors, bound in the New York consent de- cree, were granted relief from the decree to enable them to sell in Minnesota under terms of this state's new anti-live law, Glaser sought to make deals for this season's products but up to yesterday he signed no contracts.

"Asking prices are so high by all of these four firms that I could not make a purchase in operation," Glaser reported to Fred Strom, executive secretary of Allied Theater Owners of this state.

"Remains they're asking are two and three times what was asked last season for similar pictures, and in one or two cases, prices quoted are four times what I paid last season.

"Certainly there should be some recourse at law for a man in business and I'm going to court to force these companies to sell me pictures at prices I can afford to pay. I certainly am not going to be put out of business.

"It begins to look to me like the four companies have sold the consent decree so they might sell the circuit which operates most of these 'A' houses in the state to no one else. Certainly, I must have a case in equity."

The Paradise at Faribault is the first Minnesota theater to close for lack of suitable product since passage by the State Legislature of the anti-

law.

Balmy Minnesota Weather Cuts Theater Grosses 25-35%

Minneapolis — Balmy weather throughout Minnesota during most of November has cut picture house grosses from 25 to 35 per cent. Fred Strom, Northwest Allied executive secretary, reported here yesterday.

"Except for a few days early in the month, when heavy snow fell, the mercury here has hovered in the 40's and 50's during all of November."

Middle West Players Take Para. All-America Honors

The Middle West captures a majority of positions on the Paramount News 1941 All-America football team, announced in the current issue. Minnesota is the only university to have two representatives, Dick Wildung, tackle, and Bruce Smith, back and captain, picked. Other nine players are Holt Rast, Alabama, and John Rokisky, Duquesne, ends; Bob Reinhard, California, tackle; Bernie Crimmins, Notre Dame, and Endicott Peabody, Harvard, guards; Vincent Benonis, Detroit, center; Frankie Albert, Stanford, Bob Westfall, Michigan, and Steve Lach, Duke, backs.

Aid 'Xmas Basket Fund

Springfield, Ill.—Members of the Springfield Theater Association in co-operation with Local 323, operators, and Local 138, stage hands, are sponsoring five children's shows during the month of December for the League of American Wheelchair Clubs.

Food and canned goods serve as admission tickets.

Frown on Pix Title Being Used for Song

(Continued from Page 1)

izing on the exploitation of the book and the film. Kilroe said the company was willing to make a test case of the issue in order to stop the practice.

Notice was also served upon the composers to immediately discontinue reference to the picture; and statement that song was published by special arrangement with 20th-Fox and author. Company is also re-

questioning return of still borrowed for exploiting picture.

It is understood studio granted E. B. Marks, novice publisher, from Forman Browne, permission for use of title before picture was produced. Marks is also publishing song based on pic's title.

Madeline Woods on Sun

Chicago — Madeline Woods, former advertising director for the old Great States circuit, and recently publicity director for Mayor Kelly's Charities Fund, is new named labor editor of the new Chicago Morning Sun.

Three-Year Canadian Pact for Grierson

(Continued from Page 1)

Canada and report to the Govern- ment regarding prospective de- 
velopments understood to be in rela-
tion to more Government control o

The recent Grierson speech be-fore the National Board of Review con- 
ference in New York has been taken here as indicating he was flirting with Washington on the creation of a film board for the United States but he has signed with the Canadian Government now.

Herbert Lash is reported reliably as executive of Puch Information and Grierson's duties have been enlarged to include screen problems. Bron- ton, former chairman of Canadian Broadcasting Corp., has already re-

signed from his war publicity post. In the Government and is leaving for England. Many rumors are afloat here regarding clashes in official circles.

Robert Foulk Will Join Para. as Melkilejoh Aide

West Coast Bureau of THE FILM DAILY

Bollywood—Robert Foulk, formerly with George Abbott on Broadway for several years and more recently dialogue director at Warners, will join Paramount on Jan. 5 in the capacity of assistant to William Melkiley, supervisor of talent and casting.

The engagement of Foulk was brought on by the growing vol-

ume of work due to the studio's unprecedentedly large contract list of 103 stars and featured players. Foulk will have a hand in the sta-

to's development and development of stars from young talent now under contract.

RCA Shifting McCleary To Detroit Territory

Buffalo — Thomas F. McCleary, RCA sales manager for the Buffalo district, which includes all New York except the metropolitan area, is being transferred to Detroit. He is scheduled to leave Buffalo next week.

He will be succeeded here by Wil-

liam Jarvis of Pittsburgh, who will divide his time between the Pitts-

burgh and Buffalo areas under a new district setup that the company is instituting.

Two Packs of Cigs. New Adelphi Scale

Chicago—There's a new b.o. scale at Ludlow-Susan's Adelphi for those who want to help the boys in uniform.

The packages of any established brand of cigarettes, plus three cents tax, "buys" an admission ticket. Seats are turned over to the Tribune Charities Fund for camp dis-
O'Shea Succeeds Connors

Promotion of E. K. "Ted" O'Shea, Metro's Central Division Manager, to succeed Tom Connors as Eastern, Southern and Canadian Sales Head Was Announced Last Night by W. Rodgers at Metro's Chicago Sales Meeting. Jack Flynn, Midwest District Sales Manager, Succeeds O'Shea in the Central Division.

THE DAILY

MAY EXTEND ALL INDUSTRY UNITY TALKS

Hollywood Contract Players' List Hits New High

Since Consent Decree Majors Have Been Signing Up Available Players

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Studio star and contract player lists carry more names today, than at any time since the days of the mad rush to corral talking actors, when sound first reared its expensive head on the movie horizon.

Most observers of the picture scene attribute this sudden scramble for the use of the talents and

(Continued on Page 9)

Variety Clubs Plan 9 Additional Tents

Nine new tents are the goal of the National Variety Clubs during the coming year. New Haven and Salt Lake City appear the most likely spots in the immediate future for Variety units, although some hope for a New York City tent is held.

(Continued on Page 13)

Deny Rental Ceiling Placed in Dominon

Toronto — Published reports, in New York, that the War-time Prices and Trade Board had placed a ceiling on Dominion film rentals were officially denied here Friday.

In making the denial public, Col.

(Continued on Page 12)

Detroit Business Equals 1940's But That's No Consolation to Operators

Paramount Employees Ass'n Votes for CIO Affiliation

By H. F. REEVES

FILM DAILY Staff Correspondent

Detroit—Detroit show business in downtown houses is just about equal to last year at this time, as confirmed by confidential reports from reliable sources.

In view of defense boom conditions supposed to prevail in this town, this would be a source of concern to exhibitors on the face of the evi-

(Continued on Page 9)

The Daily Newspaper Of Motion Pictures
Twenty-Three Years Old

Expect Chi. Meeting Will Span Several Days: Kuykendall to be Absent Dec. 9

Possibility that the all-industry unity meeting in Chicago may last two or three days was indicated at the week-end when it was learned that Ed Kuykendall, MPTOA president, would not be present on Dec. 9, but expected to arrive in Chicago the next day. Kuykendall is slated to speak twice at the annual convention of the MPTO of Oklahoma in Oklahoma City on Dec. 9.

Meanwhile, it is reported that acceptances to the Chicago meeting are coming in satisfactorily but it is not likely that they will be revealed until all organizations have replied.

(Continued on Page 3)

Okla. To Will Hear Kuykendall on Unity

Oklahoma City—Annual convention of Theater Owners of Oklahoma (MPTOA) has been set for Dec. 9 at the Skirvin Hotel here. It will be a one-day affair, highlighted by two addresses by Ed Kuykendall, MPTOA president, and a speech by Gen. William McRae, chief consultant for the OPM, at the banquet.

At a directors' meeting last week.

(Continued on Page 8)

Metro Sells Plans Up At Chicago Conference

Chicago—Selling plans for the balance of the season were discussed by William F. Rodgers, M-G-M general sales manager, at a week-end meeting of manufacturers and district managers at the Black-

(Continued on Page 3)

Massey Signs WB Long-Term Contract

West Coast Bureau, THE FILM DAILY

Hollywood—Raymond Massey has signed a long-term contract with Warner Bros. for three pictures a year.
**FINANCIAL**

(November 28)

**NEW YORK STOCK MARKET**

<table>
<thead>
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<th>Stock</th>
<th>Pts.</th>
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<td>Columbia Fmcts. ptd.</td>
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<td>26 1/4</td>
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<td>9 1/2</td>
<td>1/4</td>
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<td>132 1/2-132 1/4</td>
<td>1 1/2</td>
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<td>14 3/4</td>
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<td>9 1/16</td>
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<td>1/16</td>
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<tr>
<td>do ptd.</td>
<td>74 7/8</td>
<td>74 7/8</td>
<td>1/16</td>
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**NEW YORK BOND MARKET**

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<tr>
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<td>5 3/4</td>
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**NEW YORK CURB MARKET**

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</thead>
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<td>1/2</td>
<td>1/16</td>
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<td>Talcinctor</td>
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<td>7 5/8</td>
<td>1/16</td>
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<td>Trans-Law</td>
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<td>Universal Corp.</td>
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<tr>
<td>Universal Picts.</td>
<td>27 1/2</td>
<td>27 1/2</td>
<td>1/16</td>
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**GETTING A SIGNED RECEIPT IS A STANDING RULE OF POSTAL TELEGRAPH**

CHARGES FOR TELEGRAMS "PHONED IN ON YOUR TELEPHONE BILL."
revivals Subbed for Weekies in Detroit

Detroit—Revival film bookings are being used to bolster producer's recently declining box-office values at the tail end of the 1940-41 booking season at the Midway Theater here. House is of strategic importance because of its central dearth location, where it gets the bulk of its business from the 60,000 Ford factory workers and nearby workers with them with special matinee hours.

The Midway shifted from two changes a week in June, to one change, of course. The house decided to exercise its cancellation privileges vary extremely earlier in the season, and found a large back-up of pictures of fairly slight b.o. appeal still unplayed. Rather than present weak films bookings at a time when patronage generally was declining, the house's management was calling that stronger bills instead were necessary. Joseph Stolz, owner, and Joseph Allegretti, the manager, decided to book revivals in recent weeks, exercising liberal the suspended cancellation privileges. Typical successful revivals have been "Matt Hari" and "Drums Along the Mohawk."

Film companies have acceded generally to this policy, particularly when films of the same company were substituted for two distributors have bailed. Allegretti said, however, at booking any films over two years old, except when re-issued.

$15,000 "Liberty" Proceeds To R.A.F. Benevolent Fund

The Fund is borne by the trustees, the full amount will go to help the dependents of members of the R.A.F. killed or disabled in action.

Will H. Hayes, in a letter accompanying the check, explained that the money represents a portion of the proceeds from the distribution of the feature-length motion picture, "Land of Liberty," which was made by the entire industry as a patriotic contribution and is being distributed by Metro without profit, net proceeds being devoted to war emergency welfare work.

Happy Birthday
To You

Dimitrios Alexis

May Extend Session
On All-Industry Unity

(Continued from Page 1)

to the invitation in one way or another.

In reply to a request for further information on the meeting, Abram F. Myers, Allied general counsel, said that "we are trying to do a constructive job without offending anybody or holding the limelight." Declaring that Amca collectively represents the "spirit of the industry's life blood, public relations," Vincent Trotta, president, has asked Myers for permission to have a representative at the unity conference. The letter sent after a meeting of the board of directors, stated that "we believe that Amca is entitled to this recognition, especially in view of various announcements that you intend at this meeting to enter into a discussion of public relations." Myers referred the request to the Allied conference committee.

Metro Selling Plans Up
At Chicago Conference

(Continued from Page 1)

tone Hotel. Effect of consent decrees, methods and other problems were talked at the sessions. Advertising and exploitation plans were outlined by Ernest Dietz, Sr., M-G-M World, and William Ferguson.

All M-G-M men in Chicago met Rodgers at the train Saturday morning.

A showing of "Babes in Toyland" was held for the convention delegates Sunday morning at the Esquire Theater. Bill Bishop, M-G-M exploiter, stated that a four page supplement to the M-G-M Dictionary would be printed and forwarded to all Metro salesmen.

Metro Films Dominate
Chicago Loop Sector

Chicago—Metro pix dominate the Loop this week with "Two Faced Woman" at the United Artists, "Honky Tonk" at the State Lake, "Unholy Partners" at the Roosevelt and "Smillin' Thru" at the Apollo.

Bud Fox, "Jungle Book" Rep.

Bud Fox Enterprises will be the exclusive reps. for commercial licenses in connection with Alexander Korda's "The Jungle Book."

Jack Rose's Circuit
In Auto Giveaways

Chicago—Auto giveaways are being revived by the Illinois-Indiana circuit. They will be used largely in the Calumet district during December, with a total of 11 cars to be awarded, according to Presy Jack Rose.
"HOW GREEN IS A GOLD"

SCRANTON AND

AS BIG AS IT IS ON

Pre-release Openings at Strand in Scranton a Wilkes-Barre the Most Sensational in the Histor

THANKSGIVING DAY OPENINGS BEA
ANY DAY IN ANY WEEK IN A EVERY RECORD SHATTER

Full Week's Business of "Week-end In Havana" Equalled By Wil the Premiere Night Was Greater Than Full Day's Busines

BIG CITY ... SMALL CITY ...
WAS MY VALLEY IN WILKES-BARRE!

IN B'WAY!

Rod Comerford in Both Cities!

EVERYTHING—EVERY YEAR!

Wilkes-Barre In One Day! And of "A Yank In R. A. F."

HOW GREAT IS MY VALLEY!

Super-showmanship!

105 trailer prints used in 35 Comerford theatres in advance of openings!

Proclamations by Mayor Loveland of Wilkes-Barre and Mayor Huester of Scranton welcomed picture!

Huge street banners spanned theatre approaches!

Chamber of Commerce, Glee Clubs, Welsh Women’s Society; other groups gave great co-operation!

Tremendous newspaper breaks and unstinted plugs from local radio station!

Tremendous turn-out for gala dual openings taxed police lines, snarled traffic, drew countless thousands from a radius of 45 miles!
COLOSSAL! Terrific! SMASHO!

ORPHEUM, ST. PAUL
225% of
Previous Abbott & Costello Openings!

"Outrageously funny . . . Abbott and Costello terrific!"
—William Boehnel, World-Telegram

PALACE, STAMFORD
170% of
Previous Abbott & Costello Openings!

"Rough and tumble should tickle almost anyone's ribs!"
—Bosley Crowther, N. Y. Times

FOX, DETROIT
150% of
Previous Abbott & Costello Openings!

"Another natural!"
—Daily Variety
"Will make money!"
—Hollywood Reporter

INDIANA, INDIANAPOLIS
165% of
Previous Abbott & Costello Openings!

PALACE, LAWRENCE, MASS.
155% of
Previous Abbott & Costello Openings!

"Fast and funny . . . one laugh after another!"
—Rose Felswick, Journal-American

CIVIC, PORTLAND, ME.
215% of
Previous Abbott & Costello Openings!

"A wild comedy . . . continual laughter!"
—Eileen Creelman, N. Y. Sun

KEITH'S, DAYTON
120% of
Previous Abbott & Costello Openings!

"Hilarious!"
—Howard Barnes, Herald Tribune

"Profitable attraction."
—Variety
"Certain to send grosses zooming!"
—Showmen's Trade-Review

BUD ABBOTT and LOU COSTELLO
"Keep 'Em Flying"

with
MARTHA RAYE • CAROL BRUCE
WILLIAM GARGAN • DICK FORAN

CHARLES LANG • SIX HITS
Screenplay by Tom Braden, Nari Perrin, John Grant
Original Story by Edmond L. Hartman
Directed by ARTHUR LUBIN • Associate Producer GLENN TRYON
A UNIVERSAL PICTURE

UNIVERSAL'S CHRISTMAS GIFT TO
TUPENDOUS! Take your choice!

BROADWAY, PORTLAND, ORE.
275% of Previous Abbott & Costello Openings!

"Reaches the stratosphere for comedy...It's tops!"
—Harold Conrad, B'klyn Eagle

STRAND, BINGHAMTON
160% of Previous Abbott & Costello Openings!

STATE NEW BEDFORD
210% of Previous Abbott & Costello Openings!

MAJESTIC, PROVIDENCE
130% of Previous Abbott & Costello Openings!

"Costello is the funniest comedian since Chaplin."
—Film Daily

"He is in a class by himself!"
—Archer Winsten, N. Y. Post

"One of the funniest comics that ever lived!"
—Lee Mortimer, Daily Mirror

UPTOWN, KANSAS CITY
153% of Previous Abbott & Costello Openings!

"The answer to a box-office prayer!"
—Motion Picture Herald

"Score another for Universal!"—Motion Picture Daily

Keith's, DAYTON
125% of Previous Abbott & Costello Openings!

RIVOLI, TOLEDO
150% of Previous Abbott & Costello Openings!

AMERICA'S EXHIBITORS! Now Dating!
Okla. TO Will Hear Kuykendall on Unity  

(Continued from Page 1)  

Jack Swiger, manager of the Criterion Theater here, was elected a director to fill the unexpired term of W. C. Lewellen, who recently joined the Warner Bros. sales staff.  

Kuykendall also sold a canvas three years ago to the Illinois legislature.  

The Illinois legislature is expected to be one of the most important delivered on the subject of motion pictures. The story behind the talk is that in reading a compendium on the business, the general became imbued with the idea that the industry had been sold to everybody but the public and he decided to follow through on the subject in his speech.

Kuykendall will discuss MPTOA’s participation in the Chicago unity conference at the afternoon session.  

Gov. Leon C. Phillips has been invited to make the address of welcome. Subjects covering all phases of the business will be discussed by authorities at the sessions.

Other speakers will include Ralph Talbot, head of the Talbot circuit; C. B. “Brownie” Akers, of the Griffith circuit; H. C. Jones, collector of internal revenue in Oklahoma City; Oscar Davis, tax expert; Louis Groves of Oklahoma City; Vanne Terry ‘Woodward exhibitor; Lave Pfeiffer of Dallas; Lou Chatham, Tulsa city manager for Griffith; Lennax Moncrief, Kansas city manager for Warner; Homer Jones, Alva; Ed Crews, Wau- rika, and Max Brock, Lawton.

Bishop Asks Public Fight On Garbo Pix in Syracuse

Syracuse, N. Y.—An appeal to Syracusans generally to protest “most vigorously” against presentation of “Two-Faced Woman,” current at Loew’s State, was made in an open letter to Bishop of Syracuse here by the Most Rev. Walter A. Foery, Bishop of Syracuse.

Legion of Decency’s condemnation of the Garbo pic was cited from the pulpit of all Catholic churches in the Syracuse see yesterday; latter is part of the archdiocese of New York whose priests were directed by Archbishop Spellman to so act.

Chi. Censor Board Passes Garbo Film With Cuts

Chicago—The Chicago board of censors has given Metro’s Greta Garbo picture, “Two-Faced Woman,” a general permit, with cuts.

The production is scheduled to open Saturday at the B & K United Artists theater.

Baltimore—M-G-M’s “Two-Faced Woman” has been passed by the Maryland Censors without elimina-

Coward-Glazer May Make “Blihe Spirit” as Film

West Coast Branch of THE FILM DAILY  

Hollywood — Producer Benjamin Glazer has returned to Hollywood after a six-weeks’ business stay in New York, to consider the question of his proposed screen version of Noel Coward’s stage comedy success, “Blihe Spirit” still pending. There is a possibility of Coward and Glazer co-producing the picture version.

In the East, Glazer conferred with United Artists executives in regard to the releasing of the producer’s next package deal picture. His associates were Charles Roth, ED, and Randolph Scott, will be released shortly.

425 to Attend Dinner For Rubin and Manente

New Haven—With over 250 reservations made, Nat Rubin, new manager of the Lyric, Bridgeport, and Frank Manente, new assistant at the Globe, Bridgeport, will be feted at a testimonial dinner-dance tonight at the Seven Gables Inn on the Milford Turnpike. They’ll get a personal appearance by Morris Mendelson, attorney for Loew-Poli, will be toastmaster, and Harry Lowy, Poli director and manager, Lou Brown, publicity chief, and Robert E. Russell, manager of Loew-Poli, all of whom belong, young men worked until recently, will present greetings. Arrangement for the charge of Russell, Robert Portle, Collier manager, and Ted Tsetschen, Bijou manager.
Contract Players’ List Hits New High

(Continued from Page 1)

names of players—and strictly—those selling under the decree—that is, those consigned by available names, and the more far-sighted ones are making heavy investments in unknown, younger people.

Columbia, Universal and Republic, although selling independently, have in self-defense, padded their flesh-pockets to the bursting point.

Para, Leads the Roster

 Paramount, leading the pack with new material, also carries the heaviest staff of contract performers with 79 stars and feature players, and 58 "outiders" committed to pay roles in early productions. This is the heaviest player payrol carried by Paramount in years and it appears as if it has reached its peak, as additions have consistently been made since Buddy DeSylva took charge of the studio.

Twentieth-Century-Fox, discovering completely its policy of re-trenchment established by Darryl F. Zanuck last fall, and according to reports that the studio's contract list was cut to the bone, now sports an all-time high in Saturday night pay checks totaling over $50,000. Fox is said to have cut contract people working steady. Twentieth is also borrowing heavily and using a larger number of off-the-lot factors than ever before. This is in contrast with a weak list of 49 in 1935.

Warners Double Contract Players

 Warners has announced a 50 per cent increase in its acting staff above last year, with 19 stars and 70 featured players working on the Burbank lot, and 13 others being added in exchange for the services of some of their biggest names. It may be noted that in August, 1939, Warners carried only 88 contractees.

M-G-M blithely continues along the same lines it has followed through good and bad days, with a roster of 86 players. Most Metro stars are—thoroughly established box-office names and the studio is still many in its choice of, and its decision to make investments in, newcomers.

Of the major independents, Universal is on top with 55 players; Columbia, where the practices has always been to borrow or buy as needed, has 50 people under contract, but many of them are split contracts with other studios, or commitments with prior right to services, from freelance stars and players.

Republic Has 32 Termer

Republic has 32 termer on the lot, which, according to firm policy, rather than last year, and does a steady business in borrowed talent—most-

WHO’S WHO IN HOLLYWOOD

WILLIAM H. PINE, producer. Born in Los Angeles Feb. 15, 1896. Educated in L. A. prep. schools and Columbia University. Entered newspaper field as reporter and editor in New York City. Switched to show biz by handling publicity on Broadway productions and the old Hipp. Later produced Broadway shows on his own. Re-entered newsaper game with the Los Angeles Herald, then back to show biz via publicity for B. P. Schulberg’s Preferred Pictures. Next exploited Gilda Gray, shummy queen. Joined B & K In 1924, and was studio chief for a while. Later went to Columbia as ad-exploitation dept. at the studio. Later, became studio ad-publicity director. Subsequently joined Cecil B. De Mille as associate producer on such pic as "The Plainsman." "The Buccaneer," NWMP and "Reap the Wild Wind." During the past year in association with Bill Thomas has headed his own Paramount producing unit, the William H. Pine Corp. Latter this far has turned out five pic—"Power Dive," "Flying Blind," "Forced Landing." "No Hands on the Clock" and "Torpedo Boat." To come are "I'll Be Back in a Flash" and "Wildcat.

Buffalo Variety Club

Will Elect Tonight

Buffalo—Annual election of officers of Variety Club of Buffalo, Tent No. 7, is scheduled for tonight. Its Christmas party for children of members, featuring a Christmas tree, Santa Claus, toys, candy and other Yuletide adjuncts, is set for Dec. 21. On the committee are Elmer Lux, Sydney Samson, Syd Lehman, Phil Fox, Irving Friedman, Melvin Schwartz, Robert Murphy and Murray Whitman.

Lehman, Fox and Whitman comprise the committee preparing for the club's annual New Year's Eve party.

"Cavalcade of Aviation"

Preview Set for Banshees

Universal's special featurette, "Cavalcade of Aviation," will be previewed on Dec. 11 at a luncheon given by Paramount for Capt. Eddie Rickenbacker as the first step in the planned "feature selling" of the short, according to Bernie Kreisler, short subjects sales manager. A week later, two world premieres of the subject will be held in Dallas and Dayton.

ly from Paramount—which studio appears to have a farming agreement with the valley lot.

All of these independents admit they are carrying more people now than they ever have.

Because of commitments to more than one studio, and because of the limited-number-of-picture-a-year-on-the-home-lot deals, it would be too thorough a check of the legal departments of all the studios to accurately ascertain the exact "owning" percentage. But it is certain that Hollywood has reached boom times for actors, and that studio payrolls are heavier than they have been in a great many years— if not in its entire history.

Dorothy Stone Releasing 6 Old Time Film Subjects

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LOOK WHO'S LAUGHING!

BIG CITY... SMALL TOWN... IT'S MOWING 'EM
Laughing with a terrific two weeks and a socko THIRD-WEEK HOLDOVER at the Golden Gate.

Laughing with the biggest single day's business in the history of the Strand...and a happy HOLDOVER!

Laughing with a HOLDOVER on top of an opening day that broke all records of the 20th Century Theatre!

Laughing because of the tremendous first week's business that brought a HOLDOVER.

Laughing at the biggest business done by the house in months and months.

They're laughing in Glens Falls and Elmira, N.Y., where the picture did 50% better than the sock hit, "Kitty Foyle"...and in Gloversville, and Dunkirk, N. Y., where it also topped that top grosser...They're laughing with better-than-"Kitty Foyle"-business in Amarillo, Colorado Springs, Pueblo, Kokomo, Waterloo, and Springfield, Ohio...THEY'RE LAUGHING COAST TO COAST, because there are more openings and more holdovers this week and next as RKO's giant of laugh shows gets rolling everywhere!

EDGAR BERGEN and MOLLY COLLINS

FIBBER McGEE and CHARLIE McCARTHY

LUCILLE BALL in

"Look Whoo's Laughing"

Produced and Directed by ALLAN DWAN

Story and Screen Play by JOSEPH J. KANE
Variety Clubs Plan 9 Additional Tents

(Continued from Page 1)

in view of the coming Ampa luncheon which will honor the national clubs.

Other cities on the national clubs’ list for prospective tents are Portland, Chicago, San Francisco, New Orleans and Denver.

The tent in Albany will be re-instated on Dec. 5 as part of the festivities attending the testimonial dinner for Moe Silver. The charter will be filed formally at a luncheon on that date.

Bob O’Donnell will be active during the coming year on expansion plans and is expected to visit the potential tent sites and stimulate interest.

Deny Rental Ceiling Placed in Dominon

(Continued from Page 1)

John A. Ryman, chairman of the Canadian Motion Picture Distributors Association, said that he had made the same report to Cari Miliken of the MPPDA in New York regarding the rumor “which probably started when someone phoned his office that the ceiling would be applied.”

Col. Cooper stressed that stabilizing of theater admission prices, starting today, came under a special order in council passed by the Government Nov. 1, and that the film business was not affected by a previous general order of other retail trades.

The board had not announced that the regulations were applicable to any wholesale prices.

Cooper conceded that a ceiling might be ordered on film rentals “some time in the future,” but emphasized that under present regulations, it would not be affected.

Cooper declared he knew nothing of the organization of the Government Export Corp. to absorb the rising cost of imported goods to safeguard Canadian business and felt this was not applicable to the film rental situation because theater prices are controlled under a separate Government order.

Union Elects Munozovan

Rochester—Michael J. Munozovan, stage manager at Loew’s Rochester, vice-president of the New York State Federation of Labor and head of Local 25, stage hands, has been made business manager for life of the local.

REVIEW OF NEW FILMS

"Louisiana Purchase" with Bob Hope, Vera Zorina, Victor Moore, Irene Bordoni

Paramount

FINE POP MUSICAL, PACKED WITH LAUGHS AND EYE-FILLING PRODUC.

TIONS. WILL SCORE EVERYWHERE.

"Junior Battle Fleet"

Universal

Standard Stuff

Another collection of oddities gathered from near and far in the Stranger Than Fiction Series. Reel starts off with a shot of a lad that builds model boats. Others include the world’s smallest editor, a Texas lad who designs women’s hats, a woman that makes ornaments from pine cones, a couple that tours in a trailer made of spruce logs and the world’s smallest manufacturing plant in the world. Last is found in Philadelphia.

"California or Bust"

RKO

18 mins.

Pleasing

A miniature western wherein Ray米兰shi, John Wayne and Bob Hope perform musically and in the traditional outdoor manner. Story is a framework for the musical sequences featuring Ray Whitley and his crew. Boys join a small wagon train headed for California and the gold diggers. A Folks who like cowboy melodies will enjoy this one.

"Who’s a Dummy?"

RKO

It’s Slapstick

Leon Errol gets tangled up again in a mass of confused circumstances stemming from his misconception about his wife’s activities. After a scene of pathos, as Errol discovers his wife’s infidelity climaxed by the woman shooting the other man, Errol becomes insane. Directors of the film the latter is lured to a private dining room in a fashionable restaurant run by Irene Bordoni. Hope’s outstanding performance in the part of the husband. Vera Zorina, sits on the stubby Senator’s lap while flash-photos are made of the incident.

In typical musical comedy fashion, Hope, at the finale extrapolates himself from his business predicament (and political jam, as well) and wins and weds Zorina whose pangs of conscience, anent her part in the Senator’s frame-up, had moved her to an

And..."

The climax scene is a side-splitting travesty on the filibuffer which Jimmy Stewart enacted in Colombia’s “Mr. Smith Goes To Washington.” Highlights of the film include the bully-bash sequences of Vinc broccoli, the fashion display, the burnt Mardi Gras; and Bob Hope’s giddy bits.

“Louisiana Purchase” is a swell pop picture, with the aim ofrousing the audience. It succeeds. Irving Cummings’ direction is fine, and photography by Harry Hallenberger and Ray Rennahan is of the same high standard.

CAST: Bob Hope, Vera Zorina, Victor Moore, Irene Bordoni,Donna Drake, Raymond Walburn, Maxie Rosenblum, Frank Al-

SPG Okays Action Campaign To Force Producers in Line

The Screen Publicists Guild of New York, at a special membership meeting last Thursday night at the Hotel Piccadilly, approved a program of action directed against the producers participating in the contract negotiations which were broken off last Monday.

Resolution called for action campaign “in every direction possible,” and with the full impact of its craft talents, to secure the resumption of collective bargaining “on which the element of good faith on the part of the producers will be assured.”

Telegram from Lesley Mason, president of the Hollywood SPG, to Proxy Joe Gould of the New York SPG said that the Coast unit is “heartily in accord with every endeavor on your part to attain a satisfactory agreement.”

Nazis Ship 100 Pix To Peru Thru Japs

Lima, Peru (By Cable)—Film circles are buzzing here with the news of a shipment of approximately 100 Nazi films, which arrived at the Port of Callo aboard a Japanese liner. It was generally agreed the Nazis are trying to magnetize the Axis partner for flooding Latin America with propaganda films. Among the 100 are some made in Occupied Fiflad under Nazi domination. In addition, a good share of the films are reported to be filled with anti-Semite propaganda.

Paramount Employees Ass’ts Votes for CIO Affiliation

(Continued from Page 1)

sional Employees Guild, Local 100, of the United Office and Professional Workers of America. It represents a majority of the industry white collar workers in its union with units at Loew’s, Columbia, 20th-Fox, RKO and National Screen. The Screen Publicists Guild is also affiliated with SOPPEG and it is understood membership of the Screen Publicists Guild is again considering affiliation.

Conferences with producers, a union spokesman stated, are scheduled for all next week in connection with wages and recognition.
**GOV'T HAS NEW THEORY IN CRESCENT SUIT**

**Para. Will Redeem 3 1/4% Issue from Current Cash**

No Financing Is Involved: $27,000,000 Cash Position Said Best in History

Paramount will redeem and pay for all of the outstanding 3 1/4% convertible debentures from current cash and without financing, it was reported yesterday. Cash position of Paramount and subsidiaries is said to be the best in the history of the company, having $27,000,000 on hand. The debentures are called for payment on Dec. 12 at par.

Meanwhile, it was learned that (Continued on Page 5)

**Censorship Revamp Urged in Providence**

Providence—Providence Journal editorially calls for a re-examination of the system of censorship here as a result of the issue developed locally over the barring of Metro’s Garbo pix, “Two-Faced Woman.” Paper, which sent its critic to catch the pic in Springfield, Mass., after the city’s police censor, echoing the Legion of Decency ban, had (Continued on Page 5)

Springfield Bans Garbo Pic After Three Days

Springfield, Mass.—Acting after receiving a “number of complaints” and the further review of the pic by a police woman, the police department late Saturday banned “Two-Faced Woman” which had (Continued on Page 6)

**EXPECT McLENDON DECISION APPEAL**

Arbitrator’s Dismissal of Complaint Stirs Texas Industry; Col. H. A. Cole is Critical

Dallas—Dismissal of the arbitration clearance case filed by B. R. McLendon, owner of the State and Texan Theaters, Atlanta, Tex., by J. B. Adue, Jr., arbitrator, has created considerable discussion here inasmuch as the wording of the decision did not appear to be specific in the opinion of local observers.

Opinion in Dallas is that the decision kicked the complaint out without telling the complainant why except in unspecified terms. An appeal appears likely.

Adue wrote: “After hearing and considering the testimony of all character, pertinent and non-pertinent to the controversy involved under Section VIII of the consent decree, the complainant has not sustained his complaint. Award: that the complaint is dismissed.”

(Continued on Page 4)

**G-Men Nab Missing Nick Dean in Chi.**

The elusive and much sought after Nick Dean, alias Nick Cirillo, was picked up yesterday by FBI agents in Chicago on the charge of conspiring to extort $1,000,000 from the motion picture industry. J. Edgar Hoover, director of the FBI, announced yesterday.

Trial of Dean and Louis Kaif (Continued on Page 5)

**Murphy is Braden Aide; In Charge of Pix Tribunals**

James J. Murphy, regional director of all motion picture tribunals West of the Mississippi, has been named assistant to J. Noble Braden, executive secretary of the (Continued on Page 4)

**N. W. Allied Hints Legislation**

Bulletin Says Anti-Five Law Not Enough

Minneapolis—Some leading Minnesota exhibitors believe that consent decrees, fair trade practice codes, and the like must be written into the fundamental law of the states and the Federal Government before any equity or relief can be obtained, according to Fred Strom, executive secretary of Northwest (Continued on Page 4)

**RKO Depinet Drive Will Start Dec. 20**

RKO’s 1942 Ned Depinet Drive, annual billings campaign, will run for 20 weeks from Dec. 20 to May. It was announced yesterday. Drive will be headed by Nat Levy, Eastern district manager, with Philly headquarters. With Harry Gittleson, who edits (Continued on Page 8)

**“Ball of Fire” is Anti-Gloom Gun**

RKO Radio sneak previewed last night in RKO Proctor’s, New Rochelle, what is destined to be one of the current season’s brightest laugh fests. In these days when industries are turning out all manner of weapons, the film factory of Samuel Goldwyn comes along with “Ball of Fire” as nifty a piece of anti-gloom ordnance as pix fans could wish for. Of high caliber and priced with laughs from breach to muzzle this production is certain to score a direct hit in every sector of the exhibition field. (For review turn to Page 2 and for column comment turn to Along the Rialto on Page 4.)
G-Men Nab Missing
Nick Dean in Chicago

(Continued from Page 1)

man, business agent of the Newark "Cleaning" local of the IATSE, is expected in New York today. It is understood. Dean was rushed to New York by airplane where his arraignment is expected this morning.

The FBI has been seeking Dean since July 9 as a material witness in the Browne-Blof trial and also as a defendant under the indictment. According to the Government, Dean, and a former executive, are connected with George E. Browne and Willie Blof for a number of years in the IATSE and acted as their bodyguard.

Dean accompanied Blof and Browne to New York and participated in negotiations which were made with landing and general executives on payoffs, the Government asserts. Dean is considered one of the men who actually promoted the bundling of Browne and Blof as officials of the IATSE.

Red Kann's Mother Dies; Funeral Rites Tomorrow

Mrs. Bertha Kann, mother of Red Kann, trade paper editor, died yesterday at the Post Graduate Hospital from pneumonia resulting from a fractured hip. She was 77.

Funeral services will take place tomorrow at 11 a.m. at the Lynn Funeral Chapel and interment at the Mt. Carmel cemetery.

Services will be private and the family is requesting no flowers.

Surviving are four sons, Maurice D. Kann of the Willard, Ben, an auto dealer in Boston, and Solly, an advertising salesman. Also Mrs. Kann's two sisters and two brothers.

Ascap Names 2 Com'tees On Writer Complaints

Two committees were named last week by Ascap to look into the dissatisfaction of writers over classification. The committees will hear all suggestions and formulate recommendations for the board. Several reclassification plans have been suggested and will be studied.

Writers' committee is composed of three board members, Otto Harbach, Geoffrey O'Hara and Dr. W. Meyer, plus Edgar Leslie, John Redmond, Harvey Enders and Stan- langer.

On the publishers' committee are all 12 board members, plus Sam Fox, Buddy Morris and Carl T. Fischer.

Lasky Speaks in Hannibal

Hannibal, Mo.-Jesse L. Lasky spoke today at the annual Mark Twain anniversary celebration.

Music Hall Holds "Suspicion"

Radio City Music Hall is holding RKO's "Suspicion" for a third week.

NBC Shows Large, Small Screen Tele for FCC Execs.

The National Broadcasting Company yesterday demonstrated the RCA-NBC color television on both large and small screens for Chairman James L. Fly and other members of the Federal Communications Commission. Demonstration lasted about two hours and was preceded by screening of black and white tele to show the contrast. While showing keen interest in the color, the FCC execs, as usual, offered no comment.

A. H. Morton, NBC vice-pres in charge of television, was in charge of the demonstration.

PCC Reps. to Meet Monday
With Brandt on Unity Plan

Representatives of the Pacific Coast Conference of Independent Theater Owners will meet in Chicago on Monday with Harry Brandt. Discussions will be carried on points that are expected to be brought up on Tuesday at the all-industry unity meeting.

An agreement on some formula for unity may be reached among the two groups before the general meeting opens the next day and whatever suggestions come out of the preliminary gathering will be submitted to the formal sessions.

Fox Asks Permission
To Change His Guilty Plea

Philadelphia—Attorneys for William Fox yesterday asked the Federal Court here to allow Fox to withdraw his plea of guilty to the charge of conspiring to obstruct justice and defraud the Government. U. S. Attorney Gerald A. Gleason, acting, stated, under instructions from Attorney General Francis Biddle, joined in the request.

Judge E. B. Bard took it under advisement.

Spyros Skouras to Attend
NT Denver Parley Dec. 9

Division managers and film buyers of National Theaters will hold a meeting in Denver Dec. 9. Home office executives, headed by Spyros Skouras, will attend. Eddie Zabel, head film buyer, and Aubrey Schenck leave Thursday for Milwaukee for huddles with Fox Wisconsin execs, before going to Denver.

Bickel Funeral Sunday

Racine, Wis. — Funeral services will be held Sunday in the First Presbyterian church here for John F. Bickel, 82, father of Fredric March, film star. Bickel died Nov. 28 at the home of a daughter Mrs. George Ripley in Centralia, Wash. Other survivors include Harold L. and John Bickel, sons of Los Angeles and Syracuse, N. Y., respectively.

Tuesday, December 2, 1941

COMING and GOING

WILLIAM F. RODGERS is due here today from the Metro sales meeting in Chicago.

JACK L. WARNER returns to Hollywood at the end of the week.

SAM WILDER, 20th-Fox Sales Manager, arrived from the Coast last night after a week's tour of duty in Denver. He arrived in New York on route to the Boston premiere of "H. M. Pulham, Esq." on Thursday.

SID SEADLER and WILLIAM E. FERGUSON returned yesterday by Stratoliner from the Metro meeting in Chicago.

CHARLES MAYER, 20th-Fox East vice-president, and MREGER MARCUS, U.S. manager for the last several days, left Sunday night for San Francisco where they sail for Manila on Dec. 8.

LOLELLA 0. PARSONS arrived from the Coast yesterday for a short stay here.

EMIL STERN, Esquire press, and MRS. STERN have returned to Chicago from a Palm Springs vacation.

SID SECHETNICH, in charge of press books for Warners, is on a two-weeks South American cruise.

NICHOLAS M. SCHENCK, GEORGE I. SCHAFFER, STANTON GOFF, JACINT I. ROUGH and PHIL EYTMAN were among the arrivers yesterday aboard the Twentieth Century Limited.

SAM WOOD, director, is due in from Hollywood this morning.

MAX MILTER, Warner Bros.' managing direc- tor in Great Britain, is scheduled to arrive in New York by Clipper on Dec. 18.

HAROLD BLUMENSTOCK and A. W. SCHWALD, film district managers, will arrive here Christmas Eve, the latter having returned to Hollywood after making a number of Warner Bros. exchanges.

Arthur Menken is to be Guest At Ben B'ri'th Fall Meet

Arthur Menken, ace Paramount News cameraman, will be the guest of honor at the next Fall meeting of the Cinema Lodge of B'nai B'rith at the Hotel Edison next Tuesday, November 28. He will discuss the war situation in Europe and Asia, Menken will show his feature film, "The Battle for the Pacific."

Complimentary tickets may be obtained from Arthur Israel, lodge president, in the Paramount Bldg.

"Dumbo" Opens at L. A. Carthay Circle Dec. 9

West Coast Bureau of THE FILM DAILY

Hollywood—Walt Disney's cartoon, "Dumbo," will have its Los Angeles premiere at the Carthay Circle on Dec. 9.

WHEN MINUTES MEAN MONEY—TELEGRAPH VIA

POSTAL TELEGRAPH

CHARGES FOR TELEGRAMS "PRODUCED IN APPEAR ON YOUR TELEPHONE BILL."
Mr. Sam Goldwyn
7210 Santa Monica Blvd.
Los Angeles, Calif.

Dear Sam:

Having gone to Hollywood for the express purpose of looking at BALL OF FIRE and having seen it twice before audiences at sneak previews I want to repeat that I expect it to be one of the year’s biggest box office attractions.

To back up that confidence I am happy to tell you that I have arranged for BALL OF FIRE to open in a large number of our theatres New Year’s week. I cannot imagine a more suitable or profitable picture for that preferred playing time.

BALL OF FIRE has everything a fine picture should have—marvelous comedy and glorious romance. Gary Cooper is just as the public likes him best. Barbara Stanwyck has the best part in her brilliant career. In fact every member of the cast is perfect and needless to say the whole production reflects the good taste and high quality that we have come to expect in every Goldwyn picture.

I am glad to have seen you again and to have had the opportunity of looking at BALL OF FIRE. It is a grand show and great entertainment. I know that RKO can look forward to one of its biggest New Year’s weeks.

Kind personal regards.

Sincerely yours,

C. W. Koerner
McLendon Arbitration Case Appeal Expected

(Continued from Page 1)

plaint be dismissed and costs be assessed against the complainant.

Named in the complaint were 20th Century-Fox, RKO and Warner Bros. According to continuing procedure, no one can read the transcript of the hearing and compare it with the decision and say that any issue raised was definitely denied; nor is it possible to say that any defense point raised by the film companies was denied. It is the opinion here that the sweeping generalization of the arbitrator’s decision leaves the issue beclouded in one point brought up in the opening statement of George Wright, attorney for 20th Century-Fox, excerpt of which follows:

“When in any arbitration under this decree, the finding of the arbitrator shall be the complaint has not sustained his complaint, the arbitrator shall enter an award dismissing the complaint.”

Continuing, Wright said: “So the position of 20th-Fox is that McLendon must sustain his complaint, and unless he can prove that there is a clearance as defined in Section VIII of this decree, fixed by agreement or understanding between 20th-Fox and the arbitrator of the Texarkana theaters, or unless there is a clearance as so defined fixed by agreement or understanding between 20th-Fox and McLendon, then at the threshold of this proceeding this arbitration should be dismissed under the decree.”

In commenting on the dismissal, Col. H. A. Cole said: “If the arbitrator based his broad general dismissal on the technical point raised by Attorney Wright regarding the definition of clearance in the decree and the necessity for putting the tag mark on such provisions in contracts, then in giving the decision he safeguarded on fair and unfair clearance in the decree become practically worthless. If this is what the arbitrator based his decision on, it is one in which every independent exhibitor is vitally interested.”

23rd Time for “Informer”

New Haven—The Lincoln replayed “The Informer” for the 23rd engagement at that theater this week.

Northwest Allied Hints Legislation

(Continued from Page 1)

Allied, who, in a bulletin, blasts at company policies and selling terms. "We have knowledge that Minnesota exhibitors are wondering if the independent exhibitor isn't on the way out," according to a statement and charged that "two major companies were exacting the last pound of flesh from the independent and, so far as Minnesota is concerned, 'to punish him for his continued resistance to sales provisions of the consent decree and for having exercised his constitutional right to exact legislation in his own behalf. Many exhibitors are wondering whether an additional bill should have been passed by this last legislature."

Strom attacked distributors, who, he charged, have upped film rentals far beyond the figures at which an indy exhib. can remain in business. He charged that the four majors that obtained relief from the consent decree in order to sell in Minnesota did so merely to "keep distributors' A houses in business."

These companies, Strom reiterated, are selling in Minnesota but "maybe it would be better to say they are off selling because of it."

Strom took a slap at most of the distributors for allegedly insisting on high percentage terms. He also praised Columbia and Republic for having the two companies "have played in keeping Minnesota independents in business."

Murphy is Braden Aide; In Charge of Pix Tribunals

(Continued from Page 1)

American Arbitration Association, and will be in charge of all motion picture tribunals.

Samuel Perry, who has been in charge of Eastern tribunals, has been appointed regional director of the American Defense Program and will be concerned only with commercial and industrial arbitration.

The AAA yesterday also announced a new tribunal clerk in St. Louis. He is Harold D. Conner, an attorney, who succeeds C. W. Hudson. Hudson resigned to go into another business.

Probe Cash-in via ‘Propaganda’ Survey

Capitalising on the recent Senate investigation, the Park, Manhattan, will show a series of films termed "propaganda" by the Interstate Commerce sub-committee during tomorrow. Customers will receive ballots which read: "Do you know these films as propaganda or entertainment?" "Night Train" and "The Man I Married" will be the first two pics shown.
Censorship Revamp
Inarged in Providence

(Continued from Page 1)

embidden its local exhibition at new's statesman asserts that; "What is obviously called for is a pledge that can command the trust of the public opinion because there is a moral obligation to do so. Any effort to manipulate by what is presented by the picture will characterize the present sentiment that censorship is stupidly arbitrary or, as in the immediate instance, subject to the judgment of no matter how good or bad, of a sectarian organization, any sectarian organization.

"To that end, we propose that here be created in Providence a panel of representative members of the community, drawn from the fields of the several faiths, education, medicine, business, labor, law and other branches of endeavor. Whenever there is a motion picture about whose decency and taste and good taste has arisen, the police amusement inspector can call upon members of the panel. The inspector will show the picture, consult with them, express their views, but forward their judgments and leave it to a decision. Since dubious motion pictures appear but occasionally, no taxing demands upon the time of the members would be placed. The findings of these members would have the backing of public opinion in the community and would have the effect that the present system lacks."

Journal's reviewer, Garrett D. Byrnes, in a column and a half review, reported that the pic conforms in ethics under the film code, but that it "obviously is not a failure for the young or those who would mistake its art for a sophisticated playfulness for actuality."

Galbo Pic Business Better In Rochester After Attack

Rochester, N. Y. —Legion of Decency attack on Garbo's "Cats and Dogs in Women" appears to have boomeranged here, with business being done by the pic at Loew's Rochester reported as "improved."

Elliot on "Cat's Em Alive"
West Coast Bureau of THE FILM DAILY

Hollywood—Clyde E. Elliott will produce "Catch 'Em Alive," an adventure picture to be made in the wilds of South America, for release by Monogram.

WEDDING BELLS

Seattle, Wash.—Pauline Habert, brother of Phil Habert, shipper at RKO-Radio, has been married to Robert E. Campbell.

Las Vegas, Nev.—Astrid Allwynn and Charles Fee, West Coast insurance exec., were married here.

REVIEWS OF NEW FILMS

"Ball of Fire"

with Gary Cooper, Barbara Stanwyck
RKO Radio-Goldwyn
111 Mins. GRAND COMEDY TAGGED FOR THE HIT CLASS. SHOULD CLICK HEAVILY IN ALL SITUATIONS.

In these days when industries are turning out more and more of the same kind of picture, the story of Samuel Goldwyn comes along with "Ball of Fire," as nearly a piece of anti-company propaganda as could be asked for. Of high caliber, and primed with laughs from breek to muzzle, this production is certain to score a direct hit in every sector of the exhibition field. Its main amusement consists of Gary Cooper and Barbara Stanwyck, each of whom turns in a fine performance, and each of whom, too, is marquee bait of the first order.

The story is pitched definitely in the key of another Cooper triumph—"Mr. Deeds Goes to Town," wherein he was a plain, sincere, unsophisticated character whose un-wanted destiny decided to compare the sordid and deceptitious. Such is again his path in "Ball of Fire." Here he is a young professor of antisocial fello-w sages in the compilation of a new encyclopedia. Letting his course cross his course comes the alluring diamond-in-the-rough, Barbara Stanwyck, chanter of jive in a night club and moll of a gangster, Dana Andrews. Cooper, probing the subject of slang for the encyclopedia enterprise, invites her to the menace of the competing professor. The situation is convenient for her, for she camps there to avoid seizure by the police as a link in the murder of one Benny the Creep. Quite spontaneously, Cooper falls in love and she, in more leisurely tempo with him. Her chief motive in according to a marriage ceremony is to get to New York into Jersey, there to wed her gangland sugar daddy. But that objective never materializes because her better instincts and heart lead her to Cooper, but not until there is a taster of marriage, the capture of Andrews and his henchmen.

"Ball of Fire" derives its title, of course, from the Stanwyck magnetism and zip. It is not at all a serious picture, notwithstanding copious thrills and suspense. In fact it is definitely sideshifting, and is tagged to compete with the current gag comedies. Here its humor is rich; there tender, and in other sequences ribald and slapstick. Trotting along also is the occasional tug on the heart string, and the notes of romance. There is one hot jive sequence featuring Miss Stanwyck and the music of Gene Krupa and His Orchestra.

Not to the stars alone does Goldwyn's latest belong. The supporting cast is excellent, with Richard Haydn a standout. Howard Hawks directed with fine flare for mosaic and was a marvellous Greg Toland's photography is tip-top. Goldwyn and RKO Radio have a valuable property, while exhibs, can count it a bonanza.

"Auntie Mame"


In "Auntie Mame," Producer, Samuel Goldwyn; Director, Howard Hawks; Screenplay, Charles Brackett, Billy Wilder; Original Story, Billy Wilder; Cinematography, Monogram's Marnel; Music, Howard Hawks; Music by Alfred Newman; Art De- coration, Perry Ferguson; Set Decorations, Howard Smith; Sound Technician, Frank Wood

Universal
14 mins.
Entertaining and Seasonal
A small little cartoon, the Christmas show which features Gloria Jean. With a winter resort background, such musical numbers as "Jingle Bells," "Winnin' the War," "Blue Danube," and "Little Brown Jug" are highlighted. Gloria Jean sings "Silly Old Gentleman" and "Tannenbaum."
The Milt Herth Swing Trio, Margery Daye, acrobatic dancer, The Sportscmen, singing quartet, and the Schuppach Dancers are the principal performers.

"$21 A Day Once a Month"

Universal
7 mins.
Fairly Amusing
A Walter Lantz cartoon set in Tech- nical built around the current song favorite. Animated action takes place in toy shop with all the toys coming to life in an Army camp. After a number of acrobatic variations to the music, the cartoon ends with a rush to the pay counter when Andy Panda blows his bugle.

"Polo Champions"

Columbia
10 mins.
Good Real
Sport of polo is nicely handled and photographed to make an interesting subject. The championship matches at Meadowbrook Field with the outstanding players of the country furnish the concluding footage. Early portion of the reel deals with the technique in training ponies for the game. Bill Stern handles the commentary effectively.

"Doin' the Town"

Universal
16 mins.
Very Good
Series is coming along in nice style. This one featuring Ozzy Nelson is entertaining all the way. Nelson has a well-rounded musical aggregation. Feature of the subject is Helen Parrish who has a lovely voice. She teams up with Nelson in "Who Done It?" Another Universal pic, Butch and Buddy, render "Banananas Make Us Tough," Finale features the Hollywood Co-Eds. It is a worthwhile program addition.

"The Fox and the Grapes"

Columbia
8 mins.
Amusing
One of Aebs' Fables furnishes the framework for this color cartoon. With some ingenuity and humor, it presents the plight of the fox who is mised by the grapes. The bait is the grapes which the fox tears down from the branch after many difficult efforts, only to discover the grapes sour. Aesthetics
Mahan: Film Editor, Daniel Mandell; As-sistant Director, William Toulon.
DIRECTION, Fine PHOTOGRAPHY, Top-

PARA. To Redeem 3 1/4s From Current Cash

(Continued from Page 1)

between 95% per cent and 99 per cent of the outstanding 3¼% convertible debentures offered in exchange for the 4 per cent debentures are expected to be surrendered by Friday when the offer expires. As of Nov. 28, $10,877,000, principal amount, or 70% per cent convertible debentures had been surrendered for exchange, which was 85.8 per cent of the outstanding debentures.

Edmund Grainger Signed To 3-Year Republic Pact

(Continued from Page 1)

ger, to a three-year contract. Graing- er will join Republic at once.

Siegel said that the signing of Grainger to such a long time is in line with the Republic's recently declared intention to offer serious and ever increasing competition for "A" playing time, with higher budgeted pic- tures.

Grainger, since leaving Warners recently, had deals pending with several companies, among them United Artists Prod.

Earl H. Wiernick Dead

Atlantic City—Earl H. Wiernick, 51, co-operator of Lyric Theater here, died in U. S. Naval Hospital in Philadelphia recently after a long illness. The body was shipped to Monmouth, N. J., for the funeral services.

OUT OF UNIFORM

Fort Monmouth, N. J.—Upon completion of a year's service in the Army, Mel Grau and Vic Kline of the Training Film Production Laboratory formerly and presently of West Coast studios signed their discharges and were placed in the Enlisted Reserve Corps. Grau, animation expert, was with Walt Disney Studios when he volunteered for year's service. He will return to the cartoon plant upon arrival at the Coast. Kline was a cutter with Warner Bros. at the time of his induction. His job is open for him and he will return to his home plant. Both men jumped in service before their draft numbers came up which accounts for their early discharge.

Detroit—Louis Faye, former head shipper at 20th-Fox has returned to his old post on discharge from the Army.

Fort Monmouth, N. J.—Meredith M. Nicholson, formerly with the Pathe Lab in Hollywood, was released from active duty with the Training Film Production Lab. Eight months in service, Nicholson held a camera man berth with the Army plant. After an extended tour of the country, he'll return to Pathe.
Cort Award Upheld, Wording is Modified

(Continued from Page 1)
directed a reduction in “availability” rather than “clearance.” The Appeals Board joined that “availability” and clearance are not synonymous, adding that “in some distributors’ contracts the word ‘availability’ is used when ‘clearance’ is meant. It is this use of the word in the industry,” the Board continues, “which undoubtedly caused the arbitrator to use the word ‘availability’ in his award instead of the word ‘clearance’ as he should have done.”

Appeals Board agreed with the arbitrator that the 21-day clearance of the Cort over the Playhouse was unreasonable. The Cort intervenor in the case, filed the appeal.

Except for change in wording, the arbitrator’s decision was affirmed with costs before the arbitrator and “on appeal to this Board, including the cost of the stenographic record and transcript thereof, assessed one-fifth against the intervener and one-fifth against each of the four distributor defendants.”

Linden Theater, Baltimore, Loses Clearance Case

Washington Bureau of THE FILM DAILY

Washington—The Linden Theater, Baltimore, has lost its arbitration case against Vitagraph over clearance granted the “Met,” it was announced here yesterday. Costs were assessed against the Linden, the arbitrator holding that the clearance complained of is reasonable and just. The “Met” now being run by the Rome circuit, formerly was the Warner first-run theater in Baltimore.

The hearing, it was pointed out, this theater was well established when the Linden was placed in operation. The case has unusual interest because James V. Hayes and Robert Sher, former Department of Justice attorneys who worked on the consent decree, represented the Linden interests.

The hearing took up several days, and was one of the longest yet held in the Washington district.

Nathan Alexander Dead

Cleveland—Nathan Alexander, 49, known to everyone in the film industry as “Skeetchie” died suddenly of a heart condition. He is survived by two brothers.

STORIKS!

Louis Davidson, exploitation man, became the father of a baby girl, Maurie Carla yesterday. His mother is doing nicely at the Women’s Hospital.

Which Florida C of C Should be Insulted?

West Coast Bureau of THE FILM DAILY

Hollywood—Which Florida Chamber of Commerce should be insulted? Warners’ studio hasn’t experienced any difficulty in finding “Florida” location sites in Southern California for scenes in “Juke Girl.”

With the start of production six weeks ago, Buena Park, Lasky Mesa, Los Angeles Public Market, Moorpark, Warner Bros. ranch, Point Magu, Griffith Park, and the Chino Valley, South of Pomona, have been successfully substituted for Florida landscapes.

Springfield Bans Garbo Pic After Three Days

(Continued From Page 1)
played at Loew’s Poli since the previous Thursday.

The ban went into effect on the following day and Saturday evening papers put the story on Page One.

The evening performances were jammed with crowds wanting to see the motion picture while there was still time. Theater subbed “Kathleen,” Shirley Temple film, for a New England preview.

Police decision was a reversal of the previous stand that the picture could circulate uncut, pending decision by the state board. Acting Chief of Police John P. Fleming Friday had told reporters, “Why should I give the film publicity by talking about it? It’s no worse than a lot of others that have played here.”

There was speculation here as to the effect of the local ban on exhibition of the film in other states. Film circles were apprehensive.

St. Louis BFC Reviewing Com.

To Report on Garbo Feature

St. Louis—Better Films Council of Greater St. Louis is withholding action in the instance of “Two-Faced Woman” until its review is completed. The picture circulates the picture the state. Film circles were apprehensive.

Legion Controversy Helps

San Francisco Box Office

San Francisco — With this city rated as one of the nation’s Catholic strongholds, only effect so far of the blast against “Two-Faced Woman,” whose opening at the Fox co-incident with the fireworks, is strongly boosted business, with public flocking to the theater to see what the shooting is about.

New York State K of C

Fowards Squawk to Hays

New York State Council of Knights of Columbus has joined the Legion of Decency’s attack on alleged “indecent” films, making public a letter of protest forwarded to William H. Hays, MPDA president.

The protest was forwarded to President Hays from the American Legion, J. Kennedy of New York who termed the picture “an affront to the Congregate of the United States” because, he said,“I was too young to be exposed to such a picture.”

Ryans of Ithaca File Arbitration Complaint

(Continued From Page 1)
the five decree-signing companies. Complaints charge that the distributors refused to license their product and that the few pictures that were offered were on unsatisfactory clearance and rental terms.

The long-dated grant of consent decree operation opened yesterday with filing of three demands for arbitration by exhibitors in Attica, Clyde and Cuba, N.Y. All are clearance cases.

Cuba Theater at Cuba, a co-partner in the producing, starring Natale Tantrillo, Sara Tantillo, Rose M. Scarda and Nina C. Montesiano, filed a 20th Century-Fox, Loew’s, Paramount, EKO and Warner Bros., contendng clearance now favors the State, Havana and Palace Theaters, all in Cuba.

Demand of Astor Theater, Attica, signed by Vincent Martina, was for second billing on “Big Five” except 20th-Fox. It charges clearance favors new Family Theater, Batavia.

Clyde Playhouse’s complaint, signed by Caroline Perriello, is against all the “Big Five.” It names the Capitol Theater, Newark, N. J., operated by the Schine circuit and the Ohman Theater at Lyons, owned and operated by Ohman Bros., as houses allegedly favored by the present clearance.

Iriv Ribbee Recuperating

Cleveland—Irving Ribbee of the Warner theater contact department, recovering from a recent stomach operation, will continue his recuperation at Miami.

Nine Features Start

On Coast This Week

West Coast Bureau of THE FILM DAILY

Hollywood—Nine pictures scheduled to go into production this week.

At Columbia: Four shoot, including “After the Alamo,” starring Charles Starrett, at Russell Hayden with Rose Ann Stevens, Britt Wood, Davison Clark, Norm Wanlass and Bud Buster. William Berke directing under the production supervision of Jack Fifer.

At M-G-M: Seven shooting, including “This Thing for Me,” with the pictures of “The Man From Headquar-

At Paramount: Nine shooting.

At RKO: Four shooting. At Republic: Four shooting, including “That Certain Lady,” mystery comedy, with John Howard, Margaret Lindsay, John Litel, lan Duryea, Sam Marx and Charles Reisner directing.

At Monogram: Two shooting, including “Forbid-

At Universal: Six shooting, including temporarily “Longo,” comedy, with Hug Herbert, Robert Palmer, Anne Gwynn, Bette May, Estelle Truex, Elmo Lille, Susan Milky, Marie McAllister and Raymond Massey. Bill Adams, Linda Brent, Edward Ashley, Elmer Kagan, Donald MacBride and Alex Benda.

At Rank: Charles Lamont,site of “Dancing Brides” (tentative title), directed by Ray Taylor, whose associate director is Robert Ford.

Henrietta and Beans” has been scheduled for “The Night Before Christmas” has been changed to “Lo-

TO THE COLORS!

Fort Monmouth, N. J.—The Signa Corps Post received four more additions to army personnel supplied by the West Coast studios, according to Bennie Feins, Warner Bros. publicity man came in from the reserve list as First Lieutenant, Herbert Ander. Members of the group, currently playing currently in “Navy Blues” atscratch with Private capacity. Also starting from here is 2nd Lieutenant, for merly with 20th Century-Fox and Universal script departments, Dav-}

Cleveland—Jay Goldberg, son of PRC franchise owner Lee Goldberg, given specialist’s rating in the armored force replacement center at Fort Knox, Ky.
Gov't Advances New Crescent Suit Theory
(Continued from Page 1)
trust suit against Crescent, its affiliates, and two distributors, United Artists and Universal.

Since this is the final "show down" in the suit, Government counsel have also suggested to new angle to their charges of violation of the Sherman Anti-Trust Act. Facing a lack of evidence of an actual conspiracy between distributors and ex- hibitors, the plaintiff must find a substitute for "concerted action" or "common purpose." To prove an- cipation that defendant distributors "yielded to the buying power of the circuits" and that this was illegal, National Bureau of Commerce will call witnesses who can tender a cocktail recep- tion. Pictures, both in Techni- color and directed by Jean Neguleo, were shot for Universal and "Spanish Fiesta," respectively.

Additionally, the text mentions a discussion of the lawsuit's implications on the industry, including the potential for a "concerted action" and the possibility of a "monopoly." It also highlights the role of prominent figures in the industry, such as the "Artists' Trust" and "Sherman's Run." The text concludes with a discussion of the potential legal outcome and its implications on the industry.
SCHENCK, SCHEAER TO CHI. UNITY MEET

Crescent Argument Expected to Conclude Today

D of J Rebuttal Will Follow Arguments of Two Crescent Attorneys

By P. B. RUSSELL
FILM DAILY Staff Correspondent
Chicago—William F. Rodgers, Metro's sales chief, announced here yesterday the naming of Henry Nathanson to be Metro's general manager for Canada under the new terms of his contract.

Grainger in Atlanta to Finalize Bromberg Deal

J. R. Grainger, president of Republic Pictures, is in Atlanta, completing final details of Republic's recently announced purchase of Art-Union.

N.Y. Censor Cuts Fall Sharply
Trimmng 43 Fewer Pix; Eliminations Down 423

Schenck and Moskowitz Appeals Come Up Today

Appeal of Joseph M. Schenck and Joseph H. Moskowitz from a jury's verdict which found them guilty of tax evasion will be heard today by the U. S. Circuit Court of Appeals.

Metro Stockholders Meeting in February

M-G-M's annual stockholders meeting, usually held in December, may not be held until February. The annual financial statement also will be delayed because of uncompleted reports from the foreign markets.

Not Leaving Sales Top Spot—Wobber

Herman Wobber, 20th-Fox general sales manager, yesterday denied reports that he was leaving his post to return to the West Coast.

Court Frowns on IATSE Coin as Bail for Dean

Nick Dean, charged with extorting $1,000,000 from the motion picture industry, yesterday was compelled by Federal Judge Henry W. Goddard to agree that none of the $25,000 bail would be supplied by an IATSE union. Understanding was reached after U. S. Attorney Weller pointed.

Bernhard Going for WB and Montague for Columbia: Jenkins, 20th-Fox's Rep.

Nicholas M. Schenck and George J. Schaefer will be among the company presidents who will attend the all-industry unity conference at the Blackstone Hotel in Chicago next Tuesday. It was also learned that Joseph Bernhard will represent Warner Bros. and Abe Montague will represent Columbia.

Whether Barney Balaban will represent Paramount or be represented by Austin Keough, general counsel, has not been determined officially. Felix Jenkins, 20th-Century Fox's attorney, will attend.

Taplinger Leaving WB Publicity Spot

Robert S. Taplinger yesterday announced his resignation as national publicity manager of Warner Bros. Pictures, Inc., to take effect within the next 10 days. Taplinger said he expected to announce his future plans shortly.

Ampa Luncheon to Honor V.C.'s Harris, O'Donnell

Ampa's testimonial luncheon honoring the Variety Clubs on Dec. 11 will have as its guests of honor.

Exhibitor Plays Return Engagement

Broderick, Que.—B. H. Lavel, manager of the Granada Theater, who was just recovering from a fractured right leg suffered last January in a skiing accident—an injury which confined him to a hospital for several months—found himself back in the theater today after suffering from a new fracture of the same leg received in an automobile collision.
**FINANCIAL**

(Tuesday, Dec. 2)

**NEW YORK STOCK MARKET**

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**MONOGRAPH PICTS.**

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**CABLE NEWS**

**Postal Telegraph**

- **CLOSE THAT DEAL TOMORROW BY TELEGRAPHING TODAY**
  - **CHARGES FOR TELEGRAMS PHONED IN ON YOUR TELEPHONE BILL**

**DISCOVERS**

- **Drops Garbo Pic Booking Without Even a Screening**
  - **Bangor, Me.**—"Two-Faced Woman," Garbo pic, which has been running into censorship troubles, was scratched by Cornelius J. Russo, manager of the Theater. Russo had the film booked for a week-end showing, starting Saturday. He cancelled the engagement after seeing it, acting simply upon the action taken in New York by Archbishop Spellman.

- **Checkpoint yesterday showed that state censor boards had acted as follows on Metro's 'Two-Faced Woman':**
  - **New York**—passed with no eliminations; Massachusetts, passed with the elimination; Maryland, passed; Virginia, passed; Ohio, passed, one elimination; Kansas, passed, no eliminations; Pennsylvania, passed, no eliminations.
  - The film also passed local censor boards in Chicago, Detroit and Portland, Me., without eliminations, it was said.

**PRC Adds More Salesmen, Announce Circuit Deals**

Additional salesmen and new circuit deals were announced yesterday by Producers Releasing Corp. Added to the sales staffs were Olive Wog, Los Angeles; George Cooper, Milwaukee; J. B. Cummins, Atlanta; J. Brimmer, Omaha; F. J. Lee, Denver, and Mark Ross, Chicago.

**Canadian PRS and BMI Drop License-Raising麦克**

**TORONTO**—Canadian Performing Rights Society and BMI have agreed with broadcasting stations in the Dominion to drop move to raise license fees for next year for the use of musical works in radio programs.

**Dye VAT Treatment For "Saratoga Trunk"**

**West Coast Bureau of THE FILM DAILY**

Hollywood—Setting "Saratoga Trunk" for one of the largest budgets of the new year, Warners definitely has decided to film the Edna Ferber novel in Technicolor. Production Picture is scheduled for early Spring production at Warner lot.

**COMING AND GOING**

**BILL CHEERING, 20th-Fox Central division manager, left for Chicago last night so he will be for three days.**

**DAVID ROSE, Paramount's managing director in Great Britain, arrives Monday aboard the Exeter.**

**NORMAN ELSON, general manager of Trans Lux, left yesterday for Philby and Wanganell; he returns tomorrow.**

**HARRY M. KALMIN, LEONARD SCHLIESSINGER and HARRY GOLDBERG, return this morning from a meeting in Albany with Warner theater executives in that zone.**

**"H. M. Pulman, Esq." Bow Puts Hub on Premiere Map**

Boston—M-G-M is opening "H. M. Pulman, Esq."

**RCA Victor Places Spot Television Announcement**

RCA Victor has placed a television spot commercial with NBC's outlet, WNBT, in an effort to locate the few RCA Victor tele-receivers that have not yet been adapted by factory reps, to receive transmission under the new standards for tele-broadcasting.

**Chi. Exchange Workers Asking 30 P. C. Increase**

Chicago—The local Film Exchange Employees' Union is asking a 30 per cent wage increase, a two-year contract and several changes in working conditions.

Sam Tamansky represents the union and Allen Usher, Paramount's district manager, heads the exchange negotiators.

On Mayor Kelly's Committee

Chicago—John Balaban, Eddie Silverman and James Coston head the film division of Mayow Kelly's Committee for National Defense.

**MITCHELL MAY, JR., CO., INC.**

**INSURANCE**

*Specializing in requirements of the Motion Picture Industry*

75 Maiden Lane, New York
510 W. 6th St., Los Angeles
Local

The Anyway, Schenck, • Gary the There'll counsel
FILM local Raymond • party. negotiating

Prices known activities

John Robinson Paramount, •

Meanwhile, Amphas been invited by the conference committee to send a delegation to the Chicago meeting. Maurice Bergman has been selected to represent the organization.

Amph Luncheon to Honor V.C.'s Harris, O'Donnell

John H. Harris of Pittsburgh, national chief banker, and Bob O'Donnell, of Dallas, first assistant national chief banker.

The story of the organization, known as "Heart of Show Business," will be told by Harris, founder of the clubs, and O'Donnell, whose activities have been far-reaching in the administration of the organizations.

Paramount, New Haven, Ups Prices for Vaude

New Haven—The Paramount will up prices for the week of vaude beginning, Friday to 50-55 cents, from the usual 45-50 cents. Afternoons will be 35-44 cents, including tax, and children will enter for 25 cents. Jimmy Lunceford and Bill Robinson are the leading acts.

Cooper on Loan-Out to Parachute

Hollywood—Samuel Goldwyn has approved the loan-out of Gary Cooper, whom he has under contract, to Paramount for the leading role in "For Whom the Bell Tolls." Paramount is negotiating directly with Cooper who has the final say on loan-out commitments for him. Den is expected to be closed this week.

Cecilia Parker Returns

West Coast Bureau of THE FILM DAILY Hollywood—Cecilia Parker returns to the Andy Hardy series in "The Courtship of Andy Hardy" which goes into production at the Metro studios under the direction of George Seitz. She had been out of several films of the series, due to differences with the studio.

Crescent Argument May Conclude Today

trust laws through its franchises with distributors or management or operation of its affairs was the contention of W. H. Mitchell, Floride, Ala., in his final plea for Muscle Shoals Theaters, Louis Rosenbaum and Mrs. Nettie Sudekum. Delayed by the hearing of another suit by Judge Davies, the Crescent argument was not opened yesterday until 3 p.m. and adjourned after hearing Mitchell.

Finds Gov't's Position "Confusing"

Edward C. Raftesy, chief counsel and new president of United Artists, speaking late Monday, admitted that he was “very confused about the Government's position” in that much was being said about competition and that there had been “little discussion of the Sherman or Clayton Acts and little discussion of the relation of facts and evidence in the case in relation to restraint of trade.”

He pointed out that no federal law guarantees “free competition” and that every reference in both the Sherman and Clayton Acts is to “unreasonable restraint of trade.” He then asserted that nowhere in their charges do the D of J counsel claim “direct restraint” against the distributors. Referring to a statement in one of the Government's briefs that “United Artists yielded to the circuit buying power of Crescent Amusement Co. and its affiliates in closed situations,” Raftery claimed that D of J counsel were making a final attempt to substitute the “yielding to circuit buying power” for the “concert of action” or “common purpose,” necessary to establish a conspiracy, which it had not been able to establish by evidence in the hearing.

Right to Choose Customers

Raftery concluded his plea with a reassertion of a distributor's right to “choose his own customers” by reference to the case of the Trade Commission vs. Raymond Company, U. S. 263.

J. D. Mosby, of Cornelius, McKee & Gilbert, accused the Government counsel of "mental legerdemain" in their efforts to make a case of conspiracy against Universal and United Artists.

A prominent local attorney who has heard the entire suit declares that the Government's case against all defendants in this suit is the weakest ever presented in local courts for its magnitude.

STORKS!

An eight-pound baby girl was born Sunday to Mrs. James Cunningham, the hearing of another suit by the Motion Picture Herald.
THEY’VE PICKED OUT THEIR XMAS PRESENT ALREADY AT

The Stanley, Pittsburgh, Pa.
The Cambria, Johnstown, Pa.
The Capitol, Steubenville, Ohio
The Branford, Newark, N. J.
The Stanley, Jersey City, N. J.
The Fabian, Paterson, N. J.
The Montauk, Passaic, N. J.
The Stanley, Baltimore, Md.
The Earle, Washington, D. C.
The Ambassador, Washington, D. C.
The Warner, Milwaukee, Wisc.
The Venetian, Racine, Wisc.
The Sheboygan, Sheboygan, Wisc.
The Capitol, Madison, Wisc.
The Rio, Appleton, Wisc.
The Bay, Green Bay, Wisc.
The Strand, Oshkosh, Wisc.
The Kenosha, Kenosha, Wisc.
The Warner, Memphis, Tenn.
The Strand, Albany, N. Y.
The Avon, Utica, N. Y.
The Regent, Elmira, N. Y.
The Palace, Jamestown, N. Y.
The Haven, Olean, N. Y.
The Warner, Reading, Pa.
The Queen, Wilmington, Del.
The Roger Sherman, New Haven, Conn.
The Warner, Bridgeport, Conn.
The Strand, Hartford, Conn.
The State, Waterbury, Conn.
The Garde, New London, Conn.
The Sherman, Chillicothe, Ohio
The Leroy, Portsmouth, Ohio
PREVIEWED the other night to the greatest laughs in history!

"CAUGHT WITH ME PANZERS DOWN! —SARGE, I'M MORTIFIED!"

PHIL SIVERS

JANE WYMAN

"WE A NEW TEAM! AND THEY'RE A SCREAM!"

"TETTE" • MATTY MALNECK AND HIS ORCHESTRA • Directed by LEWIS SEILER

Original Screen Play by Paul Gerard Smith and George Beatty
"Babes on Broadway" with Mickey Rooney, Judy Garland, and Virginia Weidler M-G-M 118 Mins. A TINGLING, REFRESHING MUSICAL BRIMMING OVER WITH ENTERTAINMENT, IT IS A BOX-OFFICE SMASH OF THE SEASON.

What Broadway means to thousands of stage-struck youngsters with their hopes and aspirations has now been revealed in a fascinating story of one of the most refreshing and enjoyable musicals ever to grace the screen. The film, a topsy-turvy whirlwind of song and dance, is one of the most delightful efforts of the year. Mickey Rooney and Judy Garland are the stars and they are swell.

The story is a musical fable about the stars of the old Vaudeville Chicago theater, the stars of tomorrow, the, future. The film begins with a sequence of the stage production, "Cyrano de Bergerac," which is a tribute to the vaudeville era. The vaudeville era of Vaudeville was a time when vaudeville was king. The film is a nostalgic reminder of that golden age of variety, when vaudeville was at its peak. The film is a fitting tribute to the vaudeville era and to the stars who made it so memorable.

"You're in the Army Now" with Jimmy Durante, Jane Wyman, Phil Silvers Warner Bros. 79 Mins.

JIMMY DURANTE AND PHIL SILVERS ARE GOOD TEAM IN HOKEY SLAPSTICK COMEDY.

Here's another case where the performers are better than their material. Jimmy Durante and Phil Silvers are a funny pair of comedians but they are unable to make this latest spot about Army life rate among the best of its kind. As program pie, it will get its share of laughs.

Trouble lies in the slapstick that is literally dropped into the picture. Everything, it lacks sparkle and ingenuity and the aroma of mothballs still clings to some of the gags. Typically, Durante's invention of the "gun" as a weapon is the climax where the colonel's house balances perilously on the cliff.

While film has considerable action, tempest andParser32x32.png can be a topsy-turvy world for a young soldier. The script, by Fred Finklehoffe and Elaine Ryan, as far above average.

Film is studded with highlights. Easily the best is the cleverly conceived scene where Rooney and Miss Garland walk into the old empty theater. They stand on the old dust covered stage as Rooney talks about the former hits and hops. Then the camera flashes to an old Richard Mansfield poster in "Cyrano de Bergerac." And the surprising revelation is that Rooney is doing a bit of a "Cyrano" in costume with dramatic effect. Miss Garland takes the role of Gay Temple in "Marie from Forty-Five Minutes from Broadway," Rooney rounds out his impersonations with one of his usual high-sounding songs. "She's Just Like a Rose" and "George M. Cohan singing "Yankee Doodle Dandy." Miss Garland delight's again at being seen in "Four Evening Ring" "Rings On My Finger, Bells On My Toes," and wins up doing an impersonation of Sarah Bernhardt.

The musical number "Dancing in the Street" is spotlight in the yarn which is about Rooney and his two friends, Ray McDonald and Richard Quine, known professionally as The Three Balls of Fire. Rooney gets the inspiration to put on a show for the kids from the settlement house so they can get an opportunity to go to the country. At first, he is thinking of his career but Miss Garland helps him realize it is worth making the sacrifice for the kids. They go on in the old theater and attract the attention of the producer, who is played by Jimmy Durante.

Film opens with The Three Balls of Fire doing a clever song and dance, "Anything Can Happen in New York," by Ray McDonald and E. Y. Harburg. This becomes the theme song for the film. The three balls are three friends who are the hottest numbers, a Ralph Freed and Burton Lane composition. "How About You," is done by Ray McDonald, and "I Don't Care," by Ray McDonald and Burton Lane, with an acrobatic dance. Another highlight is an unnamed star with a hard-boiled face who wanders through the film. He is seen in a classical number with skill and leaves. Continuing the high caliber of the on-going performances, "Gypsy in the Street" is a number done by Ray McDonald and Burton Lane.

"Steel Against the Sky" with Lloyd Nolan, Alexis Smith. Warner Bros. 68 Mins.

MIXTURE OF MELODRAMATIC ROMANCE AND COMEDY DOES NOT JELL IN ROUTINE PROGRAM FEATURE.

Yarn about men who climb high to build bridges comes down to earth with a dull thud. Indecisiveness of script is largely responsible for routine result since film wavers as it unrolls towards its objective. Pic starts out as a virile tale of bridge builders but gets sidetracked when a note of comedy is injected. Two of the bridge builders are brothers, Lloyd Nolan and Edward Brophy. Youngest brother, Craig Stevens, is the happy-go-lucky type who would like to make money the easy way. Romantic element enters when attractive Alexis Smith, daughter of the head of the bridge company, visits Nolan's home for dinner with her fiancé and former bridge builder, played by Edward Ellis, heads the family. Youngest brother falls for Miss Smith and decides to carry the load as one of the bridge builders much to his brothers' surprise.

When Nolan discovers girl is crazy with love for the kid brother who is in the family, Nolan lefts the girl go.

Performances by the principals are competent without being distinguished. Gene Lockhart, Howard daSilva, Julie Bishop and Walter Catlett are adequate in supporting roles.


CREDITS: Associate Producer, Edmund Granger; Director, A. Edward Ullman; Screenplay, Paul Gerard Smith; Original, Wanda Mancini; Musical Director, Larry饮; Art Cameraman, James Van Trees; Film Editor, Doug Gould.

DIRECTION, Adequate. PHOTOGRAPHY, Okay.

"The Vanishing Virginian" with Frank Morgan, Kathryn Grayson, Spring Byington M-G-M 89 Mins. NOT A NOSTALGIC TALE OF A PUBLIC SPIRITED CITIZEN: HAS MANY MOMENTS OF GENUINE APPEAL.

How a Virginian served his community is a film that is told in a nostalgic vein. Based on the book by Rebecca Yancey Williams, it is about a man, Robert Yancey, who for many years was the commonwealth attorney for Lynchburg and who believes in carrying out the democratic principles upon which our nation was founded. Film is essentially in a reminiscent mood. Frank Borzage has directed skillfully an incident that has recaptured the spirit of the film community in an appropriate manner. The character of Yancey is exemplified by his family and its various problems, and not through his skirmishes in life. Despite slow-moving, film has many moments of genuine appeal and should prove a satisfactory grosser.

The Yancey family consists of Roza, the wife, a demure type, who addresses her husband as "Mr. Yancey," and gets lost in her books, Rebecca, the youngest, who would rather sing than study law, Louise, oldest, who would rather study law than music, and three younger children.

Robert Yancey sparkles as Rebecca who carries the heart of the story, played by Douglas Newland. Natalie Thompson is the eldest sister, gives up her ambition to the legal profession for marriage to a young business man, played by Mark Daniels.

Nub of the tale lies in the relationship of the parents, played in a splendid manner by Ralph Morgan and Spring Byington. They make a compelling middle-aged couple who have a deep attachment for each other and who resist the temptation to display their affection by saying it as they do it. Nor does the film challenge the philosophy of Yancey's life.

In lesser roles, Newland and Daniels, turn in sound performances. Leigh Whipper as the colored friend and helper of the Yancey family contributes an effective portrayal as does Louise Beavers as the maid.

CAST: Frank Morgan, Kathryn Grayson, Spring Byington, Natalie Thompson, Douglas Newland, Mark Daniels, Janita Quigley, Scotty Beckett, Dickie Jones and Jules is good as the children.

CREDITS: Producer, Edwin Knopf; Director, Frank Borzage; Screenplay, Jack Finklehoffe, the musical number is "Bomboom" by Fred Finklehoffe; Cameraman, Lester White; Musical Direction, George Stoll; Film Editors, Frederick Y. Smith.

DIRECTION, Top. PHOTOGRAPHY, Excellent.

Garland, catch her singing "Franklin D. Roosevelt Jones," and then "Waring for the Robert E. Lee" with Rooney and the ensemble. And no kidding, Rooney even strums a banjo with dexterity.

There are enough laurels to go around for the whole film, notably for Ray McDonald, a likeable youngster and a gifted dancer, Virginia Weidler, who is growing up but still a spirited child performer, Anne Rooney, in her role as relation to a curly headed Richard Quine, and Fay Bainter, who is perfect as the assistant to the local producers.


CREDITS: Producer, Arthur Freed; Director, Busby Berkeley, Screenplay, Fred Finklehoffe, the musical number is "Bomboom" by Fred Finklehoffe; Cameraman, Lester White; Musical Direction, George Stoll; Film Editors, Frederick Y. Smith.

DIRECTION, Top. PHOTOGRAPHY, Excellent.
appler Leaving
VF Publicity Spot

(Continued from Page 1) appler's departure from the Warner home for publicity work will revert to his old form, with Mitchell Rawson assigned to charge of the East. The studio publicity handled by Evelove, until the departure of appler's aide there.

In trade circles, Taplinger's dep-
estment created no great surprise. It had been reported that he did not plan to transfer his East Coast publicity director until the recent Warn-
er executive realignment — with great degree of favor, preferring the West Coast scene.

This, and other factors which de-
veloped as new setup became op-
tional, finally led Taplinger to sub-
mit his resignation to home office yestertid. Taplinger's statement spoke of his "happy as a hater" term as "with mutual respect and esteem." Jack L. Warner's statement wished Taplinger "good luck," cited his "fine record."

Court Frowns on IATSE
Coin as Bail for Dean

(Continued from Page 1)

Mathias F. Correa expressed fears that Dean would seek the bail money from a union.

The court on request of the prose-
cessor let Judge 6 the proposed date of trial with the understanding that further adjournment may be re-
guested. David V. Cahill represented Dean at the arraignment where a plea of not guilty was entered to the Federal indictment of extortion in association with Louis Kaufman.

Reel Fellows Club Formed
Milwaukee — The Reel Fellows Club of Milwaukee, comprised of all local exchange man-
ters, has been organized here with R. W. Baker, Paramount, as presi-
dent and G. W. Edgerton, 20th-
Fayx, as secretary-treasurer. Pur-
pose of the organization is primar-
ily fraternal, although it will also promote industry welfare. An all-industry affair will be spon-
sored by the club in February.

WEDDING BELLS

Scranton, Pa. — The engagement of William F. Kneup of the Kunz Motion Picture Equipment Co. of Phila-
delphia to Martha Munic is an-
ounced.

Pittsburgh — Engagement of Jerry Roth, son of Mr. and Mrs. I. Roth of the Penn Theater, Pittsburgh, to Miss Mildred Israel of this city, has just been announced. The marriage will take place in the early Spring.

N.Y. Censor Cuts Fall Sharply
Trim 43 Fewer Pix; Eliminations Down 423

(Continued from Page 1)

Director Esmond explained the re-
duction as being due in part to fre-
quent conferences between the Divi-
sion and producers or distribu-
tors, whereby it was possible to sug-
gest a plan of revision of pix to re-
 relieve them of objections.

"Frequently these suggestions were worked out by the applicant or producer," Esmond said, "with-
out seriously interfering with the continuity of the story, with the re-
sult that we were able to license the pictures after careful review."

Esmond's report also revealed that since the Motion Picture Com-
mission was authorized by law in 1921, the State has received a total of $7,470,170.15 from censorship work, expending $1,446,521.37 in the same period or a net revenue to New York state of $5,243,648.78.

The Division of Motion Pictures reviews and licenses motion pic-
tures, except newsreels, before exhibition. Likewise, its inspectors are charged with inspecting the-
teries and exchanges or storages where film is kept to see that films have been licensed and that the-
ner is disclosed on the screen.

Stan Kozanowski Honored
By Buffalo Variety Club

Buffalo — The Variety Club of Buf-
-
-falo yesterday elected new officers at its annual meeting. They are Stanley Kozanowski, manager, Riv-
-
-er Theater, chief booker; Elmer F. Lux, RKO branch manager, first assistant; Andrew Gibson, secretary of Playhouse, which owns the Elkan-
ger Theater, second assistant; and W. E. J. Martin, Buffalo Courier-
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REVIEWS OF NEW FILMS

"Dr. Kildare's Victory"  with Lew Ayres, Lionel Barrymore, Ann Ayars
M-G-M  92 mins
PROGRAM PICTURE OF MORE THAN AVERAGE APPEAL; WILL PLEASE AND WILL GENERALLY.
Surviving the loss of his sweetheart, Dr. Jimmy Kildare carries on and the screen manipulators will keep him on an even keel. Miss Ayres is nicely cast to catch the family trade.
Dr. Kildare's victory occurs when a young intern in whom he has taken an intense loses his job. Dissimilar occurs when the intern aids an injured and much-publicized debutante outside the hospital's zone. The nurse with whom the intern is in love is also fired just about when the pair are about to take Dr. Kildare's advice and get married.
Debutante is an attractive newcomer. Miss Ayars, she candidly sets her cap for the doctor rather than the intern. The girl furnishes Dr. Gillespie with the idea of publicizing Dr. Kildare's existence throughout the community. She is the sort who assists in the decision of the intern and nurse. Publication of the story does the trick and the pair are reunited. Film ends with suggestion that the deb hasn't given up on winning Dr. Kildare.
Low Ayres comes through with another capable performance and the two will keep hospital B and more. Miss Ayars shows promise. Robert Sterling and Jean Rogers are good as the scapegoats of medical red tape.

Major W. Van Dyke II's direction is standard as is the script by Harry Ruskin and Willis Goldbeck.
CREDITS: Director, Major W. S. Van Dyke; screenplay, Harry Ruskin and Willis Goldbeck; Original, Joseph Harring; Cameraman, William Daniels; Film Editor, Harry S. Wild.
DIRECTION, Standard, PHOTOGRAPHY, Good.

"Spanish Fiesta"  with Warner Bros.
Spanish Magnificent Short.
Featuring the Ballet Russe de Monte Carlo, this short, first of what is definitely a masterful series, cannot be viewed without a mental cut-back to the first of the Vitaphone tab reels. Between them and this offering is a vast chasm of progress, the current film representing the high water mark in shorts production. Cloaked in magnificent Technicolor, the footage is a super-delight to eye, ear and esthetic senses. Filmland has yet to experience such delight. Lovely Tanaman Tornado takes the part of the gypsy girl who comes to the party of the aristocrats and executes the dances of her people magnificently and spectacularly. Musical backgrounds and camerawork are standout, and the care which has been taken with camera angles and composition of scenes is amazing. Truly a superb class short, it will prove wherever different audiences gather.
The great Massine is co-choreographer with Argentina. Efrem Kurz is the musical director, and Jean Negulesco the director. Fredric Franklin is superb.

"The Gay Parisian"  Warner Bros.  20 mins.
Superb Reel.
Second of the series in stunning Technicolor, this short represents the experiences of the Peruvian in a gay Parisian cafe. Although he possesses a remarkable all-around flair, he is unable to capture a girl. But he has adventures, not the least of which are flirtations, which cause many to wonder who is the subject of the man's attentions. The work of the Ballet Russe de Monte Carlo is exquisite, and with interest set in the dance which it is, exhibitors have a grand box-office bet. Leonide Massine, who conceived the choreography, takes the part of the Peruvian. Freddie Franklin has a prominent role, as has Milanda Mladova as the beautiful glove-seller. Jean Negulesco's direction is perfect.

Usherettes in Des Moines
Des Moines, Ia. — Trim, smartly-uniformed usherettes have replaced men ushers in Tri-State Des Moines Theater because the male workers have been increasingly hard to get.

I. R. Holycross Stricken
Anderson, Ind.—I. R. Holycross, owner and operator of the Paramount Theater here, is confined to the Noblesville (Ind.) hospital after a heart attack.

Henry Nathanson Mgr. For M-G-M in Canada

(Continued from Page 1)

The biggest news out of Canada at the moment is the set-up which will be under the supervision of the New York office. The new organization takes over, the company franchise of films which has hitherto handled, distribution of Metro pictures in the Dominion.

Grainger in Atlanta to Finalize Bromberg Deal

(Continued from Page 1)

thur Bromberg’s Republic franchise in the Southern territory. Herbert J. Yates and Meyer Lavenstein are with Grainger.

Before returning to New York later this week, they will meet with the independents in Atlanta, Savannah, Montgomery, Mobile, Birmingham, and New Orleans.

Grainger announced yesterday that all informal talks have been completed for Republic’s 1941-42 product with the Minnesota Amusement Co., Minneapolis, which chain, has an office in Washington and Virginia before going to Atlanta.

Gilbert Nathanson, Republic’s claim manager, is finalizing with Grainger in negotiating with John Friedl, of the Minnesota Amusement Co., St. Paul, Minnesota franchise holder, assisted Grainger in negotiating with A. E. Lichtman of the Lichtman Circuit.

Griffith to be Installed As Texas V. C. Chief Barker

Dallas—Variey Club of Texas will install R. F. Griffith, chief Barker, on Dec. 15. Other new officers of the tent just elected are: Claude Ezzel, first assistant chief Barker; W. C. Underwood, second; A. C. B. Te de Boer, tough guy John Adams, property master; Ed Rowley, S. L. Oakly, Ben Ferguson, Herman Belsords, Jo Jack and Justin McGlany, canvassers; E. J. O’Donnell, canvassers four years; Paul Short, canvassers five years; J. O. Cherry and Burt King, canvassers; Jake Lutzer and B. C. Gibson, alternate canvassers, and Paul Short, national canvasser for 1942.

Barney Sarecky Joins Banner

West Coast Bureau of THE FILM DAILY

Barnett Sarecky, known in Hollywood as Barney Sarecky, has been signed by Sam Katman as producer for Banner Pictures. His first assignment is "Mr. Wise Guy" starring the East Side Kids.

OUT OF UNIFORM

Philadelphia — Out of uniform, Mort Goldstein is back here as a civilian. "Cop" Goldstein remains, splitting the territory with Goldstein.

TO THE COLORS!

Vincennes, Ind.—Robert La Plante, manager of the Panoram Theater here, is now in the Army, stationed at Ft. Knox.

Irving Saltzburg of Pictorial Films and Academic Film Co. now wearing a uniform, has been transferred from Camp Upton to Fort Monmouth, N. J.

Tex. TOPA Changes Name To Tex. Thea. Owners, Inc.

Texas—At a meeting yesterday TOPA voted to change its name to Texas Theater Owners, Inc. Henry K. Menard was elected president, C. W. Sadler of Weatherford, vice-president; Don C. Douglas of Dallas, secretary-treasurer; A. J. Wooten of Canyon, J. C. Chatnas of Marlin, R. J. O'Donnell of Dallas were placed on the executive committee.

Twenty-one directors, one for each congressional district are to be filled in the coming weeks.

The organization is not affiliated with any national group but will lend its assistance to the war. It feels it is to the benefit of the industry and the exhibitor.

Vienna, Austria—Arthur Fried who is trying to become the first American actor to appear in a German film and has been chosen for a prominent part in "Das Ende der Welt," a film to be released by UFA in the spring, has arrived here. Fried has played in English and German films and has been a member of the Berlin State Opera for 18 years.

West Coast Bureau of THE FILM DAILY

"The Story of a Soldier"

M-G-M's new short "The Story of a Soldier," starring James Cagney, is now playing in all districts.

Virginia Beach Arbitration Hearing at Capital Dec. 11

Washington—Arbitration hearing in the complaint of the Bayne Theater at Virginia Beach against clearance granted by Vitagraph to the Newport Theater at Norfolk has been definitely set for Dec. 11, it was announced here yesterday.

Ogdin Theater Case, Chi. Withdrew from Arbitration Dismissal

Chicago — The Ogden Theater, Chicago, arbitration case was withdrawn yesterday. Ben Cooney and Harold McFarland, operators of the theater, obtained fourth week general release.

McLendon to File Appeal From Arbitration Dismissal

Dallas—R. McLendon, owner of the State and Texan theaters, Atlanta, Tex., announced yesterday that he will file an appeal from the decision of J. B. Adue, Jr., arbitrator dismissing his clearance case against 29th-Fox, RKO and Warners.

HUT to Pay 1 1/2% Dividend

Hamilton, Ont.—Thos. J. Bragg, secretary of Hamilton United Theaters Ltd. announces that the directors have declared a dividend of 1 1/2 per cent on the outstanding preferred shares, payable Dec. 31, to shareholders of record Dec. 15.

5 From Mono. in December

West Coast Bureau of THE FILM DAILY

Hollywood—Mono. will release five features this month: 5, "Borrowed Hero" and "Lone Star Law Men"; 12, "Riot Squad"; 19, "Road to Happiness"; 26, "Forbidden Trails."
MPTOA DIRECTORS TO ATTEND UNITY MEET

British Board of Trade Okays 5% Slash in Quotas

Accepts Films Council's Recommendations: Expect Parliament to Fall in Line

London (By Cable)—The Board of Trade has adopted the Films Council's recommendations to cut the quotas five per cent for the next three years, it was learned here yesterday. Films Council urged reducing the exhibitors' quota to 15 per cent and the distributors' quota to 20 per cent with short subjects to be reduced to 25 per cent for (Continued on Page 6)

J. K. Films Council Probes Production

London (By Cable)—The Films Council yesterday opened an investigation of general problems facing British production.

Under scrutiny are such factors as the shortage of vital studio facilities, the shortage of technicians as a result of the call up for war (Continued on Page 8)

Longer Deals in Minn. For 20th-Fox Pix—Levy

Chicago — Twentieth-Fox, now selling in Minnesota, is getting longer runs for its pix as a result of the situation arising from the New York consent decree and the (Continued on Page 4)

Nazis Drop Glamor In Propaganda Pix

Ottawa—Germany has dropped its attempt to glamorize war in its propaganda films, according to John Grierson, Canadian Film Commissioner. Following a study of seized reels by British and Dominion experts, Grierson said here that the propaganda subjects are, for the first time, depicting the full horror of war. Whereas in the pre-Russian campaign days, scenes of the slain were carefully omitted, the latest depict carnage sans glamor relief. (Continued on Page 8)

Minn. Indies to Meet Distrib. Chi. Parley Tuesday Aims at Rental Relief

H. P. Robinson of St. John Named to FPC Directorate

Toronto—At a meeting of the Board of Directors of Famous Players Canadian Corp., Howard P. Robinson, of St. John, N. B., was elected to the board.

By GEORGE E. GUSE

FILM DAILY Staff Correspondent

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CRESCEANT ARGUMENTS COMPLETED

Judge Davies Promises Decision by Jan. 1;
Attorneys Depart for Home

By P. R. RUSSELL

FILM DAILY Staff Correspondent

Nashville—The frank statement of Judge Elmer E. Davies that the "relief asked by the Government dissolving Crescent Amusement Co. and affiliates would probably close up all the movie theaters in many of the towns involved in the suit" featured the closing day of arguments in the Government's anti-trust suit against Crescent and affiliates and the distributors, United Artists and Universal. The case now waits for Judge Davies' decision, promised by Jan. 1. Before concluding his rebuttal plea, Robert L. Wright, chief D of J (Continued on Page 5)

Taplinger Appointed Aide to Harry Cohn

Robert S. Taplinger, whose resignation as national publicity manager for Warners was announced Tuesday, will join Columbia next Monday as executive assistant to President Harry Cohn, Columbia's home office disclosed yesterday.

Taplinger will headquarter at the studio, thus re-establishing his headquarters in Hollywood after a lapse of only a few weeks. Until given (Continued on Page 4)

McCoy Named Warner Division Manager

Appointment of Ralph L. McCoy, recently named Warner Southeastern district manager in addition to his duties as Atlanta branch manager, as Southern and Midwestern division manager was announced yesterday by Ben Kalmenson, Warner sales head. McCoy will headquarter in New York.

At the same time, Kalmenson promoted W. C. Williamson, Jr., from (Continued on Page 4)

Adrienne Ames to Review Pix in Advance for Tele

Adrienne Ames, former Hollywood star, and currently heard as a commentator via WNY, New York City, yesterday was signed by NBC to do a 10-minute review of major picture openings of the week in advance (Continued on Page 8)

Mario Soffici Named Prexy Of New Argentine Acad.

Buena Aires: (By Air Mail)—Mario Soffici, director of Argentine Sono Film, has been elected president of the newly organized Argentine Academy of Motion Picture Arts and Sciences. Academy paralels the Hollywood Academy. (Continued on Page 4)

FCC Request Blocks N. Y. Tele Set Levy

New York City's impending move for additional municipal license revenue via a levy upon television sets in public places, including taverns and hotels, has been called off due to FCC pressure, it was learned yesterday.

Confirmation that the FCC, via (Continued on Page 4)

"Two-Faced Woman" Cut By Omaha Welfare Board

Omaha — "Two-Faced Woman" was cut about five to six minutes by the City Welfare Board in the (Continued on Page 4)

Para., WB Stocks Hit New '31 Highs

Four film stocks soared to new highs for 1931 on the New York Stock Exchange yesterday. Paramount's first preferred closed at 115 1/2, as against the old high of 113 3/8; while the company's second preferred closed at 14 1/4 as against 14 3/8. Warners common closed at 61 and the preferred at 70; previous highs for the year were 57 and 75, respectively. (Continued on Page 4)
Thurs.,

**MAY WITHDRAW GWTW DURING ARGENTINE SUMMER**

Buenos Aires (By Air Mail)—GWTTW is playing a return engagement at the Broadway at advanced prices, and is expected to remain until Jan. 6. The last year went five weeks at the Broadway, following 17 weeks at the Ideal. Immediately preceding its Broadway return date, GWTT played five weeks in the 3,500-seat Gran Rex.

Understanding here is that Metro may withdraw GWTTW during the coming Argentine Summer months with a view to bringing it back in the second runs during next March or April.

The Selznick production is one of several American picx to score decisively here recently. Twentieth Fox’s “Blood and Sand” is getting three pesos in its extended run at the Ideal, Paramount’s “Hold ‘Em, Mister!” at the Bul- pacha, 1,400-seat, also at three pesos. The Gran Rex held over Metro’s “Love Crazy” and the Am- toucher Warners’ “Shining Victory.”

Most surprising holdeover of the season perhaps was the dual bill “The Black Cat” and “The Mammy’s Hand,” which did ton bix at two pesos at the 2,000-seat Normandie.

**ARGENTINE BANS EXPORT OF LETISH DOCUMENTARY**

Buenos Aires (By Air Mail)—At the suggestion of the munici- censors, made to the National Com- mission for Culture, the Government will not permit the export of the documentary, “The Landowners,” produced by the People’s Theater and distributed by Distribuidora Pan- America.

The official position is that the documentary, which deals with an attempt to break the power of the political “boss” in Argentina’s rural provinces, might give an erroneous idea of the country. The People’s Theater is credited with lef- tist sympathies.

**NO DISTRIBUTION BENEFITS VIA BRAZILIAN-ARGENTINIAN Pact**

Buenos Aires (By Air Mail)—New trade treaty between Argen- tina and Brazil which for the next 10 years will exclude picx made in the two countries from export lev- es when imported will prove of benefit to American distribs, due to the fact that facilities granted to “neighboring” countries were specifically barred from the most favored nation clause of the U.S.-Argentina pact.

**COMING AND GOING**

**SEN KALMENSCN, WARNER BROS. SALES MANAGER, AND MIDWESTERN DIVISION MANAGER, LEFT LAST NIGHT FOR CHICAGO.**

**ALFRED HITCHCOCK RETURNED TO HOLLYWOOD LAST NIGHT ACCOMPANIED BY HIS WIFE.**

**WALLACE BEERY HAS ARRIVED IN TOWN AND IS STOPPING AT THE WALDORF-ASTORIA HOTEL.**

**EDDIE ZABEL, HEAD FILM BUYER OF NAB, THEATRES, AND AUBREY SCHENCK, HEAD OF THEATRES IN MILWAUKEE.**

**WILF CECCHI, CANADIAN DISTRICT MANAGER FOR WARNER BROS., RETURNED TO HIS HEADQUARTERS IN TORONTO LAST NIGHT.**

**LILLIAN GISB ARRIVED IN HOLLYWOOD YESTERDAY TO PLAY THE LEAD IN "MISS WIGG'S OF THE CABBAGE PATCH."**

**PETE NEPANTH RECOVERS**

Robinson, Ill.—Pete Nepati, manager of the Lincoln and Grand The- aters, is back on the job after an emergency appendectomy, performed three weeks ago.

**NEW-YORK THEATERS**

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**RADIO CITY MUSIC HALL**

50th St. & 6th Ave.
Cary Grant & Joan Fontaine “SUSPICION”
On the Great Stage. “Nice Going—Lentilini’s and001 particular song—Symphony Orchestra under the direction of Emil Ranke.
1st Mezzanine Seats Reserved Clacks 6-4600

**CLAUDETTE COLBERT RAY MILLAND BRIAN AHERN AND THE RIDER "SKYLARK" PARAMOUNT TIMES SQUARE

**JACK OAKIE MURPHY BERLE LINDA DARNELL WALTER BRENNAN "RISE AND SHINE" PLUS A BIG STAGE SHOW ROXY 7th AVENUE" **

**PALACE SWAY & 47th ST. "THE MALTESE FALCON" Humphrey Bogart—Mary Astor "MARRY THE BOSS'S DAUGHTER""

**20TH CENTURY-FOX presents "HOW GREEN WAS MY VALLEY" United Artists 20th Street Shows Pop. Prices. Midnight Shows.**
TALK ABOUT NEW YEARS!

“How about celebrating the holiday at a nice HISTORICAL picture?”

“There’s also an interesting PROBLEM picture we could go to.”

“I guess I know what you want! Something gay, peppy, with music!”

“Of course! The best of them all! Mickey Rooney, Judy Garland in ‘Babes on Broadway’!”

MICKEY ROONEY

JUDY GARLAND

BABES ON BROADWAY

Tog Bainter Virginia Weidler Bing McDonald Richard Quine Donald Meek Alexander Woollcott

Directed by Busby Berkeley Produced by Arthur Freed A Metro-Goldwyn-Mayer Picture

Above: The rousing 24-sheet shouts its gay message!

400 Prints for Happy Holiday Bookings!

The first trade show of “Babes on Broadway” confirms everything you’ve heard! The news is sweeping every Film Row like wildfire! A fortune in receipts, a fortune in patron joy awaits 400 lucky theatres at New Years! Be friendly to your public with The Friendly Company’s “Babes on Broadway!”
MPTOA Directors to Attend Unity Meet

(Continued from Page 1)

ing was indicated yesterday, W. C. Michel, vice-president, and Tom Connors, newly appointed assistant to Kent, also may be present, in addition to Felix Jenkins, general counsel.

Jack Cohn, vice-president of Columbia, may go there along with Abe Montague, general sales manager.

James R. Grainger, president of Republic, is expected to be present, as well as W. Ray Johnston, Monogram president, and O. Henry Briggs, president of Producers Releasing Corp. Claude Lee will be present for Paramount, although a representative of the legal or sales department also is likely to be present.

"Two-Faced Woman" Cut By Omaha Welfare Board

(Continued from Page 1)

first such action ever taken by the board. After the screening in the board told THE FILM DAILY it found the apartment scene improper. Only one member favored more drastic action on the film which opened a seven-day run yesterday in Tri-State's Omaha theater. It was the first time since 1937 that a movie here was affected by a ruling of a public official. "Estasis" was banned in 1937.

Hub Won't See Garbo Pie; Ban May Extend to State

Boston-The Garbo picture, "Two-Faced Woman," definitely will not be allowed to be shown anywhere in the Metropolitan Boston area and the ban may be extended to all parts of Massachusetts under state censorship. The city censor's office has given the entertainment that the picture is not to be shown in this district.

Florian Nye Dead

Milwaukee, Wis.—Florian Nye, 28, former manager of the Strand, downtown house, is dead here.

John J. Pierson Expires

Newark, N. J.—John J. Pierson, 76, retired actor, is dead.

ALONG THE RIALTO

Phil M. Daly

- • • SOME hit ago.—In fact at the time of Aampa's Short Subjects Luncheon at which that genial and genuine genius, Bevo Short, of Interstate Circuit, was principal speaker and honor guest.—We asserted that the current 1941-42 season would go down in industry annals as shorts' banner span to date.—Since that statement was made, a number of developments roundly confirm it.—For example, there's Universal's collection of December tab releases: Tuesday's pre-showing by Warners of its magnificent Ballet Russe de Monte Carlo features in Technicolor at the celebrity-studded affair at Fele's local Monte Carlo; and the reports received by this corner from various sectors of the exhibition field to the effect that showmen are evidencing an unprecedented appetite for shorts bookings to season their approaching holiday programs.

- • • • BUT one of the most significant developments appears to be the inauguration by Leo the Lion of the new "M-G-M Shorts File," a promotional service which all accounts of that org will receive henceforth via mail, perhaps 15 or 20 times during the year... The first "File" deals with Metro's "The Tell-Tale Heart," one of the sole shorts in picture history... Future "Files" will, Howard Dietz tells us, be devoted to such shorts as General Sales Manager William F. Rodgers "will select as deserving of special merchandising attention"... Mister Rodgers has just made a direct plea to outlets to give tab productions their deserved place in the sun for the exhibitor's own benefit "and the industry's common good"... Well, boys, out in the Blackstone Hotel in Chi. is comin' up next Tuesday that All-Industry Unity Conference... One of the greatest achievements of the confab COULd be the general standardization of the so-called balanced program in film theaters, giving shorts their just due... But will it be even on the agenda?...

- • • POTPOURRI... Phil M's bustling beagle, Little Snooper, sat on a Jersey City curbstone last night and meditated on this twister: When he was a pup, RKO had its roots in FBO, and now a certain F.B.O. has his roots in RKO... . • A considerable delegation of pic solons will attend the Greater New York War Emergency Conference of the United Palestine Appeal on Sunday afternoon in the Hotel Plaza, where guest speaker will be Israel M. Sieff, one of Great Britain's most distinguished industrialists and philanthropists, ... • Pat Ochs, 19-year-old daughter of Herbert Ochs, and an exhibitor in her own right by virtue of operating the Opera House in Burton, O. one night a week, has been sponsored by the motion picture industry of Cleveland as goodwill ambassador to Rio de Janeiro in current contest of the Cleveland Press, in which applicants are asked to submit photos and a 250-word essay setting forth their qualifications.

- • • • TRUE LIFE TALE...Now that it's happened, you may find it (or a reasonable facsimile) on the screen some day... Locale: Wichita Falls, Tex... Time: Last Sunday... Cast: James Hanks, doorman for the Majestic Theater; Rex Beard, a versatile, coiffed valient; and Community Cops... Hanks was hungry... It's been done many times before, so he went into a restaurant... One of the patrons sitting in a booth was a guy who had held up the theater's box-office on May 25... Hanks quietly fitted out and called the cops... The quarry was unarmed, save for $599.00 in his jeans... An additional $1,015 and two guns were found in his auto... He made a break to get away and was wounded in the arm and received bullet wounds; Beefy, the night watchman, arrested three bank robbers in West Texas towns in August; September, and October... Also admitted robbing two theaters, three liquor stores, two shoe stores, a department store and a cleaning establishment... Hanks' airtiness is gonna pay off in some nice rewards... Fade out...

FCC Request Blocks
N. Y. Tele Set Levy

(Continued from Page 1)

Chairman James L. Fly, had stepped in to stem the city tax revolt when he came from Mayor LaGuardia, via License Commissioner Paul Moss, who recently ruled that such TV sets were being sold locally.

In a statement issued through the Department of Licenses, Mayor LaGuardia explained that one of the factors influencing the decision not to tax tele receivers was the need for encouragement of the infant tele industry.

Ralph L. McCoy Named Warner Division Manager

(Continued from Page 1)

Memphis branch manager to succeed McCoy as Atlanta branch manager and advanced Henry Krumm, salesman at Dallas, to the Memphis post thus vacated by Williamson.

Henry Herbel, West Coast district manager, assumes more important duties in that territory in addition to the ones he now has. He will be in direct charge of the entire territory under supervision of Kalmenson.

Longer Deals in Minn.

For 20th-Fox Pix—Levy

(Continued from Page 1)

fight upon it by Northwest Allied, according to Moe Levy, company's Prairie district manager, now here.

Coit H. Carson Dies

Coit H. Carson, 62, co-owner with his brother, Drew J. Carson, of the Majestic and Palace theaters in Arc-
tic, R. I., died suddenly at his home in Centerville, R. I. For several years operator of the Majestic, Palace and Gem theaters, Carson leased the theaters to the West War-
wick Theater Company about 15 years ago.

Para, in F & M Deal

Paramount and F & M have closed a deal for first-runs in the St. Louis territory on Paramount's first two blocks for the 1941-42 season. Charles M. Reagan, assistant sales manager announced yesterday. The deal was negotiated by Reagan and Harry C. Arthur of F & M.

Dual Operation

Beatrice, Neb.—Capt. Harold Bow-
ers has his hands full these days. He opened the Rialto here last week by long distance, directing the staff by phone from Ft. Leonard Wood, Mo.

He called from his other theater, the post theater at Wood, where he is on active duty as the theater officer.
"Tuxedo Junction" with the Weaver Brothers and Elvery. Tom Darro

Republic

REPUBLIC'S XMAS PACKAGE FOR ITS "TUXEDO JUNCTION" IS AS APPEALING AND HUMAN FEATURE.

A sympathetic theme makes this unpre-
tentious yarn an appealing one. There is a
substantial offering for the subsequent spots. It is a popular subject concerned with the rehabilita-
tion of wayward boys.

Spirit of Christmas is also present with a
modern Scrooge played by Thurston Hall who is annoyed by his neighbors, the Wea-
vers. His irritation grows when Abner Wea-
ver befriends three migrant lads accused by
his wealthy and intolerant neighbor as
thieves. One of the boys, Frankie Darro, is
cynical about the Weavers' generosity. He
picks up a flock of other migrant boys
behind them.

They all help on the truck farm except
Darro. Only way Weaver can meet the
exorbitant demands by feeding the boys is
to sell the flowers for the float which the
community is sending to Pasadena for the
annual Tournament of Roses. The Weavers
neighbor is so jealous over the community to buy
flowers elsewhere and, with the Weavers
facing ruin, Darro goes to plead their case
in Christ for Justice. The wealthy neighbor
refuses but at the last minute, the Junior
Chamber of Commerce orders the flowers
and the town is saved.

Film's title may be exploitive factor
since it is name of popular tune but has no
relation to picture. The wealthy neighbor
appears when he realizes that the Weavers
does not wish to leave. It would appear that
Darro's success was due to his ingenuity and
media CONTACTS.

CAST: Leon Weaver, June Weaver, Frank Weaver, Thurston Hall, Frankie Dar-
ro, Sally Payne, Clayton Moore, Lorna Gray.

Director: John Farrow. Producer: Leslie Howard. Orig-
nal: "The Uninvited," play, by Victoria, Hopper, Ethel Coleridge, Francis
James, James Harcourt, Norman Walker,
David Hawthorne, Frederick Burnett, Ter-
ence Conlin.

CREDITS: Producer, Basil Dean; Director,
Reed; Original, J. B. Priestley; Screen-
play, Anthony Kimmins; Camera, John W.
Boyle.

DIRECTIONS, Good. PHOTOGRAPHY, Fair.

"The Kid from Kansas" with Dick Foran, Leo Carrillo, Andy Devine

Universal

60 Mins.

AVERAGE ACTION YARN WHOSE LOCAL CHAMBER OF COMMERCE PLANTATION; OKAY FOR THE NABE SPOTS.

Dick Foran, Devine and Leo Carrillo are the three principals in a simple action yarn whose locale is a banana plantation in a tropical country. Story is shy on sus-
pense and has a few brisk episodes to brighten up the laborious proceedings.

Foran is an investigator from a large fruit company who is to discover who is crippling the shipments of the independent banana plantation owners. He arrives on the scene as a brashcamber and makes his headquarters at Carrillo's farm.

The rambling yarn draws on to the finish when Foran discovers who is shipping the local banker in the carefully con-
ceived campaign to wreck the plantation owners.

In this case, the three principals are far superior to their material. Ann Doran adds a bit of color and as an agricultu-
ral chemist. She supplies the romantic angle in a satisfactory manner.

CAST: Dick Foran, Leo Carrillo, Andy Devine, Ann Doran, Francis McDonald, James

"Loburnum Grove" with Edmund Gwen, Cedric Hardwicke, Virginia Hopper

Anglo Films

68 Mins.

AVERAGE BRITISH FILM DISTINGUISHED;
ED BY SOME FINE ACTING ON PART OF THE STORY.

One of Carol Reed's earlier directorial

efforts, this British film is a calm mystery

yacht that plays because of the fine acting

of Edmund Gwen and Cedric Hardwicke.

Pic is based on J. B. Priestley's play by the

same name. Outside of situations catering
to imported product, film will be handi-
capped by its dated production.

Gwen, who is now starring in the

Broadway production of "The Wooley,

plays the part of a conservative middle-
class business man who tells his family with
a twinkle in his eye that he is a counter-
feater and member of an international gang-

the comedy occurs from the action

of a pair of chiseling relatives who have

moved into Gwen's family. Hard-
wicke and Ethel Coleridge are the unwary

with him and forms the basis of his

behavior. When a police in-

pector visits the family, the relatives get

scared and leave.

It appears Gwen is telling the truth but

the police are unable to pin anything con-
crete on him. He bundles his family off
to a Frederic and he leaves England to join
them with his wife and daughter still be-
lieving he is a successful business man.

CAST: Edmund Gwen, Cedric Hardwicke,
Virginia Hopper, Ethel Coleridge, Francis
James, James Harcourt, Norman Walker,
David Hawthorne, Frederick Burnett, Ter-
ence Conlin.

CREDITS: Producer, Basil Dean; Director,
Reed; Original, J. B. Priestley; Screen-
play, Anthony Kimmins; Camera, John W.
Boyle.

DIRECTIONS, Okay. PHOTOGRAPHY,
Fair.

"Paris Calling" with Elizabeth Bergner, Randolph Scott,

Basil Rathbone

Universal

95 Mins.

EXCITING TOPICAL SPIRITU

FILM ABOUT THE ACTIVITIES OF THE UNDER-
GROUND MOVEMENT IN FRANCE.

Nazi-dominated France and the forces

against such domination are the ele-
ments which form the basis for a moderately
exciting melodrama. In the pic's favor is
its timeliness and the intrigues employed by
the French underground movement to com-
bat the Gestapo. Exhibs. can exploit these
factors to a good advantage.

Where film should be compact and
bristling with suspense, it however tends to
be episodic and content to deal with

the events of the Gestapo's unpre-
ventmed. The film strays from reality too of
ten to make it the effective entertainment

it could be.

Yarn opens on eve of the Germans en-

tering Paris. A wealthy woman, played by

Elizabeth Bergner, is warned by her lover

and high government official, Basil Rath-
bone, that she must flee to the South. In

the midst of all this civil commotion, the

Nazis and the woman returns to Paris with
her dead mother. There she finds an under-

ground meeting going on at her home. She

then is regarded with suspicion by her

own comrades and to test her loyalty she re-

turns to her sweetheart, who is in cahoots
with the Nazis for a long time. She kills
him to save herself and heads back to the cafe.

A message is sent through to England and a British transport plane is dis-
patched to the town in time to rout the

Gestapo and escape with the members of

underground.

Script also lapses into American jargone-

se too often to give the film much dramatic

value. There are few sequences here that

indicated the authors had some grip on

the situation.

Best performances are turned in by Scott,

who is good as a flyer from Texas, and Lee J.
Cobb, as the Gestapo chief. Miss Berg-
ner offers a capable portrayal with a

adoredly

support from Rathbone, Eduardo Ciannelli and Gale Sondergaard.

CAST: Elisabeth Bergner, Randolph Scott,

Basil Rathbone, Gale Sondergaard, Eduardo
Ciannelli, Lee J. Cobb, Pat O'Malley, Charles
Arm, Wm. Edmund, Paul Lyssac.

CREDITS: Producer, Benjamin Glazer;

Director, Edwin L. Marin; Cameraman, Mil-
ton Kransler; Original Screenplay, Benjamin
Glazer and Charles S. Kaufman; Original
story collaborator, John S. Toffy; Film Edi-

tor, Edward Curtis.

DIRECTION, Average. PHOTOGRAPHY,
Good.

"Paradise Valley" with Sig Ruman, Andy Devine, Bert Lytell

Universal

95 Mins.

DARK LOW-ANGLED SUSPENSE STORY BASED ON THE POPULAR NOVEL BY J. B. MARTIN.

CAST: Sig Ruman, Andy Devine, Bert Lytell

Director, John Farrow; Original Screenplay, Ben

Ruman; Associate Producer, Ben Ruman.

DIRECTION, Average. PHOTOGRAPHY,
Good.
They come to you from A United Artists with collective strength. ... an organization determined to deliver.
united United Artists.

company with a background and a backbone
important pictures from great producers.

Vice-President in Charge of Distribution
UNITED ARTISTS CORPORATION

The World's Great Laughing Picture!
CHARLIE CHAPLIN in
THE GOLD RUSH
WITH MUSIC AND WORDS!
Written and Directed by Charles Chaplin

ALEXANDER KORDA presents
RUDYARD KIPLING'S
THE JUNGLE BOOK (In Technicolor)
with SABU and a cast of thousands
Adapted by Lawrence Stallings • Directed by Zoltan Korda

ALEXANDER KORDA presents
AN ERNST LUBITSCH PRODUCTION
CAROLE LOMBARD • JACK BENNY in
TO BE OR NOT TO BE
Produced and Directed by ERNST LUBITSCH
Taplinger Appointed Aide to Harry Cohn

(Continued from Page 1)

the new Warner title and transferred to the home office here on Nov. 3. Taplinger had served four years as Warner studio director of publicity.

Taplinger's Columbia contract is understood to run for a period of years, and is said to provide for a salary of about $50,000 a year.

West Coast Bureau of THE FILM DAILY

Hollywood—A Columbia representative declined to amplify the official statement that Robert Taplinger had been signed to a long-term contract as executive assistant to President Harry Cohn and would make his headquarters at studio effective Dec. 8.

It is understood that the deal with Taplinger was set in New York and it is unlikely that details of his duties will be revealed until after his arrival here and conferences with President Cohn.

Adrienne Ames to Review Pix in Advance for Tele

(Continued from Page 1)

of the openings over WNTB, the NBC television outlet. First program will be telecast on "Radio City Matinée" Dec. 9 when Press, a film about the days of the famous Wanger's "Sundown" which opens three days later at the Criterion.

Pattern of the show is six minutes of clips from the feature with four minutes of analysis of the film by Miss Ames following.

All Bingo Prize Games Illegal. Priests Told

Ottawa—No distinction can be made between Bingo games at which money or goods are the prizes and both types are illegal, Archbishop Alexandre Vachon said in a ruling to the clergy of the Ottawa archdiocese. He said he obtained the ruling from the Department of Justice.

Local B-5 to Negotiate

Cleveland—Local branch managers are scheduled to meet with officials of Local B-5 Film Exchange Employees tomorrow night at the Statler Hotel to negotiate contracts for the coming year. John Wein, RKO shipper, is president of Local B-5.

TO THE COLORS!

Rochester—Lieut. Franklin W. Harris, formerly of Eastman Kodak Co., is at the Southeast Air Corps Training Center at Maxwell Field. John A. Love, Bausch & Lomb Co. employee, has been promoted from private to second lieutenant, Signal Corps Reserve.

Minn. Indies to Meet Distrs.

Chi. Parley Tuesday Aims at Rental Relief

(Continued from Page 1)

day to confer with general sales managers of several film distributing companies to seek solution to the present problem facing picture house owners in the territory.

Although the delegation will not represent Northwest Allied officially, Fred Strom, executive secretary of the organization, and Ben Berger, head of a string of houses in Minneapolis and other points, will accompany the group and sit in at the Chicago sessions.

Fact that four of the five majors, signatories to the New York consent decree, have now secured relief from the decree, has not eased the situation in the state, chiefly because rentals have been anticipated by these houses. It is claimed by the independents. Some exhibitors say asking prices are so high there is no possibility of making deals. Some houses now are booked no more than two weeks ahead and Northwest Allied hopes to find a solution to the problem soon to prevent any break in the solid front of Minnesota exhibitors in favor of the state's new anti-trust law.

Brandt and Doob See F.D.R.

On March of Dimes Drive

Harry Brandt, co-chairman with Nicholas M. Schenck, and Oscar A. Doob, national public relations advisor, of the 1942 March of Dimes for the infantile paralysis fight, were among the polio reps. in Washington Tuesday who had an audience with President Roosevelt at the White House, following the meeting of 48 state chairmen at the Hotel Carlton.

Brandt outlined the industry's plan to co-operate in the drive to a greater extent than previously. Doob presented to each delegate a brochure emphasizing the contemplated activities of films in the campaign. Lionel Toll of ITOA and Dan Terrell of Loew's in Washington also attended the meetings.

Atlantic City Boardwalk Houses Closed for Winter

Atlantic City—This week marked a radical change in the Boardwalk theater picture and the closing of the Virginia theater operated by Warners and the Strand theater, operated by the Weiland-Lewis chain. This leaves the en- tire Boardwalk without a single film house. The Stanley and Apollo located in the same block few downtown will open for the winter.

Warners only other local house staying open is Colonial on Avenue.

"No Greater Sin" Starts In 5 Rochester Houses

Rochester—"No Greater Sin" opened yesterday at five Schine theaters—t'he Riviera, State, Liberty, Madison and Monroe. A special showing of the film was held at the Liberty prior to the opening which was attended by Father John Randall, representative of the Catholic Legion of Decency, and Arthur Johnson, city health officer.

Pal Reel for Christmas

Paramount has chosen George Pal's "Rhythm in the Ranks," a Madcap Models Puppetoon in Technicolor, as its special holiday release and will show the short in 300 first-run situations during Christmas and New Year's weeks, Oscar A. Morgan, general sales manager of shorts and news, announced yesterday.

Book Nights in Grand Rapids

Grand Rapids, Mich.—Liberty and Southlawn Theaters have inaugurated Book Nights. It's a 24-volume giveaway.

Irene Shilling Recovering

Cleveland—Irene Shilling, M-G-M inspector, is at Mount Sinai Hospital recovering from an appendectomy.

Cleveland Warner Party

Cleveland—Cleveland Warner Club will hold its annual Christmas party on Dec. 19.

British BOT Okays 5% Slash in Quotas

(Continued from Page 1)

exhibitors and 15 per cent for distributors.

Carl E. Milliken of the MPPDA said yesterday that the Films Council's recommendation is subject to formal action by Parliament but that it was understood that Parliament would reject the proposal.

It was indicated that the American film companies would regard the five per cent cut as inefficient in view of conditions and that they would not ask for further reductions.

That the Films Council has recommended the five per cent cut was exclusively published in THE FILM DAILY on Nov. 24.

U. K. Films Council Probes Pix Production

(Continued from Page 1)

service, the tendency of some players to demand salaries deemed way out of line and difficulties encountered in obtaining production essentials.

While the question of manpower for production is of great concern to British companies, it is the lack of skilled labor that weighs heaviest. Facilities available are scarcely sufficient to make seasonal production total 50-odd.

Elect Frosch Chief Barker

Of Twin City Variety Club

• Minneapolis—Maitland Frosch, president of the Frosch Theater Service, was chosen last week as chief Barker of Twin City Variety Club. Frosch succeeds Ben Blotcky of Paramount.

Other officers included M. Frank McCormick, first assistant Barker; Arthur Anderson, second assistant; Charles Rubenstein, treasurer, and Lowell Kaplan, secretary.

The board of directors includes the officers and Max Torodor, William Elsom, W. A. Steffes, Betecky, Eddie Ruben, Ben Berger, Roy Miller and Paul H. Mans.

The board announced it had distributed 56,000 quarts of milk to indigent children through its Milk Fund, during the first 10 months of this year.

WEDDING BELLS

Cleveland—Announcement is made by I. J. Schmertz, 20th Century-Fox branch manager and Mrs. Schmertz of the engagement of their daughter, Esty, to Barnie Kaufman, an medical student of this city.
N. L. Nathanson Acquires Oscar Hanson's Stock Holdings in Dominion Enterprises

Toronto—Stock holdings of Oscar R. Hanson in companies controlled by N. L. Nathanson have been acquired by the latter in a cash transaction, it was announced yesterday by Hanson. Amount was termed "substantial," but exact figure was withheld by both principals. It is understood that Hanson had no interest in General Theaters Corp., Nathanson’s parent holding company, however.

Nathanson and Hanson came to a parting of the ways some months ago after an association of about 10 years. Reportedly, there were differences of opinion as to policy, culminating in Hanson’s resignations from several executive posts.

Raoul Named Ass’t To IATSE President

Richard F. Walsh, IATSE presid- ent, has appointed William P. Raoul assistant president, it was learned yesterday. Raoul has been an International field representative in the south for 21 years. His headquarters were in Atlanta where he was a member of two IA locals.

Raoul’s position is an appointive one and his duties, as defined by

Steno Union Organizing St. Louis Branch Workers

St. Louis—Unionization of the
front office or white collar workers of
film exchanges and affiliated in-
dustries in St. Louis has progressed to
the point where all but four offices here have been signed up 100 per cent, it was reported.

Organization work is in charge of

Springfield Paper Attacks Garbo Ban

Springfield, Mass.—The Daily News in a leading editorial, called for an official board of censors, that would make decisions and stick to them, “particularly if the judgment of the police department cannot be relied upon.”

Said the News:
“The short-sighted action of the Springfield police department in barring..”

Nick Dean Out on $25,000 Bail: Trial Date, Jan. 6

Nick Dean, alias Nick Cirella, defendant with Louis Kaufman in the Government extortion prosecution, was released from the Federal House of Detention yesterday after he filed a $25,000 cash bond.

Date of the trial has been tenta-
tively set for Jan. 6.

Neb. Exhibs. Back ’10 Best’ Poll
12 Theaters Co-Op. with Lincoln Journal-Star

Film Notables to Speak At Silver Testimonial

Albany—M. A. Silver new zone manager for Warner Bros. Theaters in Pittsburgh, will be honored twice Monday at the Hotel Ten Eyck here. At noon, he will be installed

By BARNEY OLDFIELD
Motion Picture Editor
Lincoln Sunday Journal and Star
Lincoln, Neb. — For the fifth straight year, in co-operation with THE FILM DAILY, the Sunday Jour-
nal and Star, a total of 12 Nebraskan theaters are running a contest among fans to pick 1941 films


Chicago—Now it’s the local mu-
cipal censor board’s turn to bid for the spotlight.

Board disclosed yesterday that it had refused to license “I Was James at Bay,” Republic feature.
May Grant Injunction
It is said that a retailer may be:

That an injunction could be obtained against picketing if such action was of a retaliatory nature which was indicated yesterday by N. Y. Supreme Court Justice Richard Koch when he denied the application of Number 62 Dellaney St. Theater Corp., owner of the Delaney, for a temporary injunction against local 306, Moving Picture Operators Union and ordered a trial.

The Court refused to grant a union application to dismiss the complaint and held the complaint would stand if the union had ordered the pickets as retaliation against the activities of the Empire State Motion Picture Operators Union.

Studio Local 727 Calls Off Proposed Picketing of Rep.

West Coast Bureau of THE FILM DAILY

Hollywood—Dispute between Studio Laborers and Utility Workers Local 727 of IATSE and Republic which caused the union to issue an ultimatum calling for picket lines to be thrown around Republic studio at 6 a.m. today has been amicably settled and no line will be established.

Local had charged that its members had been locked out at the plant and insisted that its members be given work within 24 hours. The union had the backing of representatives of 10 other IATSE studio locals, which claimed Studio Utility Employees Local 724, another American Federation of Labor union, had a monopoly on work at Republic.

Studio Publicity Directors
Condemn Injurious Stunts

West Coast Bureau of THE FILM DAILY

Hollywood—Studio publicity directors committee adopted a resolution condemning publicity practices conducted in behalf of individuals without regard to their effect upon the industry's good will which may result in national condemnation of the industry and loss of its 30,000 workers in Hollywood.

Some free lance publicity directors had been charged with planting "stunts" that reflected bad credit on the industry.

NRB's Columbia SOPEG

Hearing Set for Monday

National Labor Relations Board will hold a formal hearing Monday with representatives of the Columbia and the Screen Officers and Proprietors Employees Guild, Local 109, to determine representation and classifications for bargaining.

Alcyon Theater Arbitration

Hearing Starts Today

Chicago—William Pearl's Alcyon Theater arbitration case starts today before Brennan Slater, arbitrator. Paul Behanna is the attorney for the plaintiff.

"Pulham" to Johannesburg

By First Centralown Clipper

First motion picture film to be flown directly from New York to Johannesburg by first Centralown Clipper when it makes its inaugural take-off early tomorrow from LaGuardia Field. Motion "H. M. Pulham, Esq."

It will be sent on the Clipper directly to Johannesburg, a distance of about 12,000 flying miles, and will have a first-class week in the South Africa metropolis. Thus it will be presented to Johannesburg audiences at the 250-seat Metro Theater simultaneously with its Boston run, and prior to its showing elsewhere in the U. S.

Clipper schedule of three days from New York to Africa means that audiences in Johannesburg, Cairo and other African cities in the future may see new releases at approximately the same time that they open in New York. Before this, with complicated shipping conditions, 45 to 60 days has been the average time it has taken to deliver a print from Hollywood to South Africa.

A Pan-American Clipper leaving tomorrow will make stops en route in Trinidad, Brazil and French West Africa. In addition to the print of "H. M. Pulham, Esq."

It will carry the latest newreels. Subsequent Clipper flights are scheduled every two weeks from New York.

Loew's London Theaters

Profits Double 1940's

Montreal—Profits of Loew's London Theaters for the fiscal year ending with August, standing at $14,250 after depreciation and taxes, were nearly double the $7,707 reported for the previous fiscal period. As a result of the improved showing the surplus account was increased from $9,339 to $15,144, after payment of a 25-cent dividend on the preferred, covering the period from July 1 to Nov. 7 of 1935.

Ticket receipts were somewhat higher during the present run compared with $158,791, and, after adjustments, operating profit stood at $179,872. Taxes absorbed $9,371, compared with $5,208.

"U" Will Pay Third $2

Dividend on First Pld.

Universal will pay its third dividend of $2 per share on the first preferred stock on Jan. 1 to stockholders of record Dec. 23. A $2 dividend was paid on April 1 and Oct. 1.

20th-Fox Signs Frank Orth

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Orth, character actor of the stage, who recently has been signed to a long-term 20th Century-Fox contract.

Close WB-Minn. Amuse. Deal

Chicago — John Friedl, general sales manager, and John Schilling, manager of Minnesota Amuse-

ment Co., closed with Warner Bros. yesterday for new season product.
unity Meeting Calls MPTOA Exec. Com’tee

(Continued from Page 1)

MPTOA proxy shifted his plans as had announced that he would
work at the Oklahoma MPTOA con-
nvention on Tuesday.

Kuykendall announced yesterday
the committee, authorized by the
Chairman of Directors, would represent
MPTOA at the unity parleys.
He will meet with Kuy-
kendall in Chicago on Monday and
participate in the conference the fol-
lowing day.

The Executive Committee consists
of Mrs. Morris Loewenstein, Okla-
oma; H. V. Harvey, San Fran-
sisco; O. C. Lane, Georgia; Arthur
Lockwood, Boston; Lewen Pizer,
Philadelphia, and Fred Wehenberg,
Louis. Additional representation
from the MPTOA directors may be
decided by the special committee.

J. Robert Rubin, vice-president
and general counsel of Loew’s Inc.,
who may attend the Chicago con-
vention, was reported yesterday.

The fact that Loewenstein of Ok-
lahoma is expected to attend the
unity meeting indicates that the
Oklahoma convention may be post-
poned to a later date.

J. Pappa Renominated

Wilmington, Del.—Frank J. Pappa,
a, for the 1A stagehands’ local, was
renominated for the presidency of
the Central Labor Union, Al Wil-
liams, of the IA projectionists, was
nominated for three slates for trusteeships
of the CLU.

Happy Birthday to You

(Continued from Page 1)

the constitution, are to carry out the
duties assigned to him by the
president.

HOLLYWOOD SPEAKING—

By RALPH WILK

HOLLYWOOD

WILL OAKIE has signed with The World
Today, travel magazine, to write his
impressions of modern South America on
a projected tour of that continent which he
plans on making following completion of
his work in “Sing of the Islands,” at 20th
Century-Fox. Oakie will be accompanied,
according to present plans, by a magazine
staff photographer.

ACOR George Murphy’s original screen
play, “The Chicago Method,” which
was the first writing job done in America
on the subject of the now well-publicized
British Commandos, is being considered by
Warner Bros. Story is based on informa-
tion Murphy received from a British cor-
respondent five months ago, and includes
the attempt of the raiding Commandos to
kidnap Herman Goering, which “broke”
the American press two weeks ago.

TEXT of Producer Benjamin Glazer’s re-
cent lecture on the motion picture be-
fore the New York University School of
Dramatics will be issued in booklet form
this winter by the University Press. The
University of Southern California has or-
dered 50 copies.

THE BLACK CURTAIN,” a novel by
Cornell Woolrich, will be adapted for
filming as a Paramount thriller drama
by scenarist Garrett Fort, who collaborated
on “The Mark of Zorro.” Jack Hively, of
the “Saint” pictures, is set to direct.

THREE story purchases are announced by
Metro-Goldwyn-Mayer. “Keeper of the
Flame” is an unpublished novel with a
newspaper background by J. A. R. Wylie,
which is to appear soon in serial form in
the American Magazine. Victor Saville
will be the producer. “Full Circle”
by William A. Wellman and Lester Koenig,
and “What About Daddy?” by Will Jason,
are original, unpublished stories.

BARTON MacLANE, and his house-guest,
J. R. McKinley, wealthy sportsman from
Vancouver, B. C., leave at the week-end
for deep-sea fishing in waters off the
Mexican Coast. MacLane was guest of
McKinley on a recent hunting trip
from British Columbia.

JOSPEH ALLEN, Jr., and Mary Beth
Hughes will play featured roles in
20th-Fox’s “The Night Before the Di-

Paramount Closes Circuit Deals for First Two Blocks

Paramount has closed deals for its
first two blocks of five with the R. E.
Griffith circuit of Texas, H. J. Griffith
Circuit of Kansas and Missouri and the
Griffith-Long circuit of Arizona
and New Mexico; Charles Reagan,
assistant sales manager, announced
yesterday.

Similar deals were closed with
Fanchon & Marco for first-run situations
in the St. Louis territory.
Springfield Paper Attacks Garbo Ban

(Continued from Page 1)
ning the motion picture, ‘Two-Faced Woman,’ in the face of strong public opinion against such a move, would indicate that the officials have no great capacity for gathering wisdom from their own mistakes.

“There is nothing to indicate that particularly expert opinion was brought to bear before adverse action was taken here. In fact, the Greta Garbo picture is said to have proved a distinct disappointment to most of the audiences, who, attracted by the unfavorable publicity, thronged to the theater with the expectation of deriving vicarious enjoyment from what they had been led to believe was off-color entertainment. All that is necessary to attract crowds is to put a forbidden sign on a commodity. This is the oldest trick of hallyoo known to man, and it never fails to work.”

“Two-Faced Woman” Opening In St. Louis is Postponed

St. Louis—Opposition by the Catholic clergy and the Legion of Decency yesterday caused a postponement of Metro’s “Two-Faced Woman,” scheduled to begin a run at Loew’s downtown theater. Subbed was “Design for Scandal.” Rex Williams, manager of the theater, said, “In deference to the public expression of opposition, we are withdrawing the picture at this time, but expect to show it at a later date.” But when Christmas, when we hope the misunderstanding concerning it will have been cleared up.”

A sneak preview was held on film row for the benefit of Prosecuting Attorney James P. Finnegan, Mrs. Jacob M. Lashby, head of the Greater St. Louis Better Films Council, Frank Reller, chief probation officer of the juvenile court, and others. Finnegan was unable to reach for a statement. Reller said scenes in the picture were no more objectionable than those found in most pictures and believed protests might have arisen over some scene which has been deleted by the producers.

WEDDING Bells

Cleveland—Invitations were out for the marriage of Irving A. Field, Jr., former lesees of the Opera House in Burton to Louise Marion Clark, Ceremonies will take place Dec. 8 at P. M. at Glenview Baptist Church, followed by a reception in Fellowship Hall.

Helene Bamberger, daughter of Leon Bamberger of, RKO, will be married Sunday in Mt. Vernon to Scheldon Kaplan, an attorney.

- - - MORE MEMOS FROM A Columnist’s Girl Thursday (with further apologies to W.WJ....Dear Alleged Boss: New York University will inaugurate its motion picture department this afternoon at the Washington Square College of Arts and Sciences...and a big crowd of film execs. will be on hand at a tea hosted by Chancellor Harry Woodburn Chase...I, Robert Rubin, M.G.M. vice-president and counsel, will be among the speakers while others who will attend include Barney Balaban, Austin Keough, Miller Jones, Joseph H. Hazen, Bertram Block, Al Marxpolies, Collier Young, Gertrude Vesper, Lou Follrock and Nate Spingold...And it will really be a TEA...-

- - - MOTION PICTURE BASKETBALL LEAGUE started its season Wednesday night at the Heckscher Foundation....BMI, the music boys, took National Theater Supply over the hurdles for a 34-23 win....while Universal lost to International Projector by a margin of 37-32....but the exciting contest was the one between M-G-M and Paramount which ran into overtime (players don’t get time-and-a-half for that) when Paramount came out the winner by a score of 47-39...

- - - CREDIT Harry Crawford, manager of F & M’s Ambassador Theater, St. Louis, with a swell idea....in addition to all his other activities, Harry has formed the American Buddy Club, dedicated to civilian friendship and hospitality for American soldiers, sailors and marines....Club is spreading throughout the country.

- - - WHEN COLUMBIA staged its “blind date” party for 100 soldiers and 100 working girls as a stunt for the Roxy opening of “You Belong to Me,” the music for the affair was supplied by Warner Bros. Warner’s employees were having a party in the grand ballroom of the Abbey Hotel and the Columbia event was in the adjoining East ballroom....so the Warner music was piped into the next room....there’s unity for you....-

- - - UNPRECEDENTED is the word for Boston’s dual premiere of Metro’s “H. M. Pulham, Esq.” Wednesday night at the State and Orpheum....it was probably the biggest film event the Hub has seen since Mary Pickford and Doug Fairbanks visited there two decades ago....more than 20,000 persons gathered at the two theaters, according to Beantown reports....every Boston paper gave the premiere page one treatment....and the pictorial coverage was something for Metroites on the scene to write home about....-

- - - STUFF....Will Hays due back from the Coast next week....Edward Sargent and Joseph L. Stein of Copyright Protection Bureau were recent speakers at Columbia law school....Sam Bonannings, member of the Operators’ Union in Springfield, Ill., has been named chairman of the City Civil Service Commission....Ernie Schmidt of the Berwick Theater Co., Berwick, Pa., has leased the local airport....Whitney Bolton, press representative for David O. Selznick, will be the guest of honor at a luncheon at Dainty Moore’s.

- - - Paramount, with Bob Gilliam, Alec Moss and Al Wilkie doing the honors, tossed a press luncheon at “21” following the showing of “Sullivan’s Travels”....ITOA has given its porters and cleaners a dollar-a-week increase....Overaward at Warner shorts screening at Monte Carlo the other night: “Is my hat in the way?” asked a mink-coated lody to a woman behind her....“Oh, no,” replied the other, “but would you mind asking the man in front of you to take his head off?”....so long for now....YOUR GIRL THURSDAY

Service Encroachment On Studios Opposed

(Continued from Page 1)

ulation and Artisans are being urged at immediate trade meeting to be held to present a plan asking for requisitioning and studio space to make a formulated number of productions.

Sears Calls 1A Dist. Mgmt. To N. Y. for Product Parley

(Continued from Page 1)

 lineup with the company’s district managers who were called into New York for conferences. Parleys were held as Sears, President Edward C. Rafferty and Arthur W. Kelly, vice-president, prepared to leave for Hol-

lywood conferences today.

Finished and ready for release, Sears announced, is Edward Small’s “The Corsican Brothers.” Addition of music to Charles Chaplin’s “The Gold Rush” is nearing completion, while Arnold Pressburger’s “The Shanghai Gesture” will be ready for release shortly. After months of pro-
duction, Alexander Korda’s “The Jungle Book” will be ready for re-
lease October 7th while nearly completed is Edward Small’s produc-
tion of “Twin Beds.” The Ernst Lubitsch comedy, “To Be Or Not To Be,” starring Jack Benny and Carol Lombard, will be ready for final cutting and editing in about a month.

On its return from Hollywood in about 10 days, Sears will announce production plans for the next six months.

Those who attended yesterday’s meeting were Sears and Carl Lees-
man, general sales manager, Harry L. Gold, Monroe Greenthal, Paul Lazarus, Charles Stern, Arthur Sil-
verstone, C. E. Pappalast, Bert Stoeck, John Dervin, J. D. Goldhar, Sam Glazer, Harry Kossner, Phil Dow and Clarence Eisenman.

Steno Union Organizing St. Louis Branch Workers

(Continued from Page 1)

Elmer Theiss, A.F Of L general rep., who came here at the request of the Central Trades and Labor Union, the workers are joining up with Local 17,707 of the Stenographers, Typists, Bookkeepers and Assist-
ants.

Louis Lovatta, business agent of Local B-1, film exchange employees, has been assisting Theiss and the officers of Local 17,707 as a matter of courtesy.

Meetings of Local 17,707 will be held at the Melbourne Hotel, Mon-
day, for bookers, assistant bookers, bookers, cashiers, stenographers and clerks.

STOKES!

St. Louis—Bob Ryder of the Fen-
chon & Marco organization has a new daughter, born to his wife at the Deaconess Hospital.
"Dick Tracy Vs. Crime, Inc." Republic.

Kids Will Like It.

There is nothing too tough for Dick Tracy. His latest criminal opponent, a pinhead, gentleman, with whiskers like a Seals to match his teeth, can render himself invisible through some secret contraption. It is Tracy’s job in 15 chapters to track down the man no one can see and whose only identity is a slight whining sound like the wind. Story idea is on the fantastic side, with the first chapter ending as New York is about to be swamped by a tidal wave. Tracy pursues it to catastrophe and a number of equally exciting and perilous moments, through a country that concerns The Ghost. Juvenile patrons will go for it in a big way.

Ralph Byrd is the eminent detective. William Witney and John English direction is in 28 minutes, episodes run around 20.

Gonzalez Heads Blue Ribbon.

Havana (By Air Mail)—Blue Ribbon Films, new distrib. company, has been organized here, with Delio Gonzalez as general manager. Blue Ribbon has an exclusive franchise to distribute Soviet pic, but, in addition, is offering a range of unique films.

Fleischer; George Sessions, Argentine product. Manuel Fernandez, prez of Salita Films, is import manager for Blue Ribbon.

meets-girl theme, but, as cannily dressed by Sturges, there are new twists galore.

To give you an idea of the wide range of Sturges’ fancy, before the fadeout, everything from a Southern chain gang with its attendant horrors, to a Disney comedy is introduced. And the latter, if not much preferred in a Negro church, with the congregation chanelling a spiritual as a prelude.

And before the director-gets-actress theme, it’s essential for McCrea not only to find a way to rid himself of a wife he married to reduce his California income tax but to establish the fact he is not dead. And the latter is possible only if he can terminate a six years’ sentence at hard labor in the chain gang.

Yes, "Sullivan’s Travels" covers a lot of territory, but there’s never a dull moment in the 91-minute tour.


CREDITS: Producer, Paul Jones; written and directed by Preston Sturges; Camera, John Seitz; Film Editor, Stuart Gilmore.

DIRECTION, Swell. PHOTOGRAPHY, Fine.

"Mr. Bug Goes to Town." Paramount

78 Mins. FEATURE CARTOON IN TECHNICOLOR CREATES DELIGHTFUL HOLIDAY PACKAGE.

Max Fleischer’s studio has created a delightful fable about the struggle of a poor summer insect against the forces of nature. Skilled animation and a fine musical score tend to make this Technicolor cartoon feature a sack favorite for the juvenile trade and a delightful novelty for adults.

Hero of the comic fantasy is a pleasant little fellow known as Hoppity. He is a fly. His problem is that he is a fly and that the world is full of dangers for flies. The walls of his little garden appear to be the only safe spot for the community because the humans are always intruding. The couple living there are waiting for a check regularly so they can buy some flowers for their garden. Beelze and his aide steal the check. The house is foreclosed and a sky-scraper is erected in its place. Hoppity desperately needs the money and helps the couple get the check. Hoppity then leads his friends to the penthouse garden of the woman for a happy family picnic.

Cartoon highlights are the trek of Hoppity and his friends to the top of the building, the tidal wave caused by the earthquake, and the Hoppity and Bumble’s experiences during their visit to the garden, the preparations for Honey’s wedding to Beetle which is broken off in time and everyone of whom Hoppity catches hold of a live wire.

There are four songs worthy of note. Easily outstanding is “We’re the Couple in the Castle” by Hoagy Carmichael and Frank Loesser. “Katy Did, Katy Didn’t” and “I’ll Dance at Your Wedding” are two other tuneful composition by the composers. “Boy Oh Boy” is another good number by Herman Tipton and Frank Loesser.

CREDITS: Producer, Max Fleischer; Director, David Fleischer; Camera, George Schenetter; Sound Effects, Maurice Mame; Musical Director, Leigh Harline.

DIRECTION, Grade A. PHOTOGRAPHY, Excellent.

ITO of Ohio in “York Squaw.” Columbia.—ITO of Ohio is protesting against Warner Bros.’ decision not to release "Sergeant," at regular prices until July 4. Ruling that 65 cents must be the minimum admission price for evening performances that 25-cents are welcome, border the scale 120 per cent, an ITO bulletin points out, adding that the policy is unreasonable.

"Midnight Angel." with Robert Preston, Martha O’Driscoll, Philip Merivale

Paramount.

76 Mins. ADMIRABLY PACED MELODRAMA PLAYED AGAINST AN AMERICAN BLACKOUT SETTING CLICKS SOLIDLY.

Producer Sol C. Siegel has a successful and entertaining melodrama on his hands. For a lesser budgeted effort, film is full of pleasant surprises. An item that will certainly add to interest of pic is that all the action takes place during a practice air raid in a large American city. Atmosphere surrounding such a venture is conducive to the action that takes place.

Among back-wrighters is Martha O’Driscoll who plays her first lead opposite Robert Preston. In role that calls for her to befriend a man, convicted of murder, the latter shown with available portrait as a girl whose yen for adventure does not dim her appetite. Miss O’Driscoll is good looking and with a flair for light comedy, she is "the perfect lady.""
Iowa Fire Marshal Warns of New Law

Des Moines, Ia.—A warning that Iowa theater exhibitors will be faced with has been made by the state fire marshal for fire regulations unless the situation is "cleaned up" before the state law-makers meet in 1945, as announced by State Fire Marshal John Strohm.

Strohm laid particular responsibility on the distributors who, he said, were as much to blame as anyone. The Fire Marshal said the distributors can control the rental of films to the portable circuits and see to it that operators with fire hazards are not allowed to operate.

The Fire Marshal also has discussed the situation with some of the "jack rabbit" operators themselves and pointed out the necessity of eliminating hazardous houses.

The "jack rabbit" operators developed into dealers for the Iowa exhibitors during the past summer with several large strings of portable houses set up. One operation was known to have 100 locations and a second over 70.

The Iowa Fire Marshal has been advocating stricter fire regulations for the Iowa theaters because of the serious fires during the past two years. A bill introduced in the last Legislature to set up definite fire regulations was defeated because it was not brought up until the closing day of session.

Strohm pointed out that the newer and larger theaters are not offering any problem because necessary precautions are taken, but that the small theaters and portable circuits offer a serious problem because lack of fire prevention methods.

Telecast Pros, in Sales Agent Deal With Advance

Telecast Productions, Inc., through its president Myron Zobel, yesterday announced conclusion of negotiations with Mutual Television Picture Service, Inc., whereby the former becomes exclusive national sales representative for Advance film features. Advance, Zobel said, holds agreements with leading independent producers for the sale and distribution in the tele industry of several hundred full length features as well as short subjects.

Zobel stated that it was proposed to offer package film entertainment for television in units of 13-26, or 52-week schedules.

The film library is in addition to Telecast Production's activities in the "packaged" live talent television production field, Zobel said.

Zobel asserted on the S. S. Brazil for South America in search of films suitable for use by American television stations.

Fishman, Local 273 Sign

New Haven—Fishman Theaters, Inc., have signed new contracts with local 273, the exclusive Local for two years, providing a sliding scale increase in wages.

on basis of similarity to the pioneer national critics "Ten Best" poll.

This contest, one of the most unusual in the history of the state, was not the work of not only newspapers, theater men, and fans, but the studios in Hollywood as well.

Top prize in this contest is a trip, all expenses paid, to Hollywood during some week in the month of January. Three days are actually spent on the Coast, first at M-G-M, second at 20th-Fox, and the third at Warners. Winner visits the sets, gets fed in the studio commissaries, is in a string of NBC and CBS broadcasts.

Studies like this contest for the reason it makes no big promises which can be easily fulfilled by all parties. The contest promises only a studio tour, no screen tests, or parts as an extra, or some of the other things that film distributors on the Coast, and invariably boom-erang in discontent and disillusion-ment to the person who wins.

54 Local Prizes Offered

In addition to the top award, there are 54 local prizes, offered in way of passes by the Lincoln, Stuart, Varsity, State, Capitol and Nebraska theaters. Each house gives out four to six, three months, one month, and five single admissions.

In order to protect outstate ent- rants who may miss the big prize, and be too far away to take ad-vantage of the passes, six representa-tive key cities are included. This year, Fort Madison (Jack Mayes) in Beatrice, Tri-States (Ted Kemper) in Fairbury, Wally Johnson's Twin Film Centers at Pecos and Stoddard, the Daily News at Des Moines in the Midwest, Central States (Carl Rose) in York, and Harold Schoo-never's Mason in Aurora, are all of- fering nine pass prizes each.

The six Lincoln theaters make up a pot of $130 which is the money used to defray the expenses of the top winner, but every entry, mat- ter where he or she lives, is eligible for that prize. This year, for the first time, all the passes are subject to tax.

Simple Contest Rules

Rules for the contest are simple:

No employe of theaters or newspaper is eligible.

Winners are judged on basis of similarity to the winners in the contest in Hollywood. If they tie on number right, order of entry is the next consideration. If still tied, an exam will be given.

Winners must take prizes as offered, or relinquish all rights and next line in take it away. Most top winners ask for the money, but the trip has to be taken.

Trip must be taken before the first of February.

Contestants are asked to consult THE FILM DAILY eligible feature list, which is printed next to the theater page each Sunday, and vote for no picture not listed.

The publicity campaign is hand-ed without razz-o-zazz. Newspapers carry two week-day promo-otional stories each week for four weeks, and a big splash front page each Sunday. Usually a couple of bids are made anyway of the radio, and the theaters provide a ballet box in each lobby.

Tops Promotion Feature

It is by far the biggest entry getter of any single newspaper pro-motional venture in town. In the three and a half weeks the contest runs, in this town of less than 100,000, about one-tenth of the entire population enters.

It amounts to good institutional advertising for all theaters during the dull month of December, which, even though people don't go to the theaters, keeps them talking about movies until the Christmas crimp passes by. It is excellent for the newspapers, because, except for some small amount of white space the promotional copy covers, it's strictly a no-cost proposition, with large amounts of goodwill, enter-tainment, and returns important in showing the newspaper's pulling power as an agency of exploitation.

Advertising manager Joe W. Seagard of the Daily News has the situation for both the Journal and the Star, brags it up to theater men as the biggest promotional gesture made by the papers annually.

Nearly 10,000 Participated

At the suggestion of Chet Bahn, Film Daily editor, the contest was tried first, five years ago, by this paper, with the writer handling. It was a simple contest, and only pass prizes were offered that year. It drew, on a two-and-a-half-week drive, some 3,000 entries. Next year the Hollywood jaunt was offered, as it has been each year since, and the pickup in entries has been steady until it ran close to 10,000 in 1940.

After checking both the results locally in interest and good feeling, and the studio reaction on the West Coast, this would seem to be THE FILM DAILY's way to keep everybody from losing his hair—and away from headaches, at the same time. First prize winner got to take a big buildup, and a bigger letdown as is the case with many contests.

Havana First-Runs Under Single Headline

Havana (By Air Mail)—All first-run houses here have been combined in nearly following a consolidation of the Varalce and Smith circuits.

Smith was made subsequent to the acquisition by Varalce of the National Theater, last of the independ-ent first-run houses.

At the same time the Smith circuit made an alliance with Edelberto de Carrera who operates the first-run theaters in Vedado. Twenty-two houses now comprise the new combine.

With first-runs under one control, industry circles here believe that the U. S. distributors no longer will be able to dictate selling terms.

Hanson Not Acquiring Two Toronto Tie Exchanges

Toronto—O. R. Hanson, head of Pioneer Films, Ltd., and Foto-Nite Distributors, Ltd., said yesterday that negotiations for the taking over of Colonial Pictures and Alliance Films, two independent film offices in Toronto, did not get beyond the "conversation stage".

Ray Lewis in telegram to THE FILM DAILY yesterday said that the published statement Oscar Hanson was purchasing "Manservant," English tie, and Alliance and Colonial was "not correct." Miss Lewis is dis-tributing the film in Canada and operates the two indie exchanges.

Morrison Leap for Lives As Flames Sweep Home

Dover, N. H.—Mel Morrison, man-ager of the M & P Strand Theater, and his family were hospitalized in nearby hospital after a stampede for their lives from the second story of their home by a fire. Exhib and his two children, who small children out of a second story win-dow to firemen.

Chet Stoddard, M & P district manager, who was staying with the Morisons overnight, escaped with minor bruises and shock.

Triples on Saturday Nights

Oshkosh, Wis.—The Oshkosh thea-ter here is offering a "revival preview" on Saturday nights with a special feature plus the regular twin bill program. The house ad-vertises that it is the only theater in town showing three features every Saturday night.

Jim Meyers to New House

Petersburg, Va.—Herman Rubin, city manager for Neighborhood Theaters, has appointed James B. Meyers as manager of the Regent, in nearby Colonial Heights, House, which was designed and built under the supervision of A. O. Budin, Neighborhood Theaters architect, will open on Dec. 12.
THE CRITICS OF THE NATION ARE
NOW CASTING THEIR VOTES FOR
THE TEN BEST PICTURES OF 1941
IN THE FILM DAILY ANNUAL POLL
Notables to Speak At Silver Testimonial

(Continued from Page 1)

as first Chief Barker for the new Variety Tent while at night 500 industry figures will honor him at a testimonial banquet. Silver was once more at his best, until his recent promotion to Pittsburgh.

John Harris and Bob O'Donnell of national Variety Clubs will handle the installation at the luncheon. Other officers to be installed include First Assistant Barker, Lou Golding, Second Assistant Barker, Clayton G. Eastman, Dough Guy, Charles A. Smakwitz, Property Master Herman L. Elips.

The Silver testimonial banquet will be eneved by former Mayor Jimmy Walker. Speakers were announced yesterday as Gov. Herbert H. Lehman, Attorney General Bennett, Harry Kalmenson, John W. Hochgard, George J. Schafer, Neil Agnew, Nate J. Blumberg, Mayor Herman Hoogkamp, St. H. Fabian, C. J. Latta, Jack Cohn, Herbert J. Yates, Ted O'Shea, Joe Vogel, John Harris, Bob O'Donnell, Ned E. Depinet and Alex McNally.

A special train will leave New York late Monday afternoon with a large contingent of office house and film biz exes. Big representations are lined up from Pittsburgh, Cleveland and Buffalo.

New P.A. Technique Boosts Biz. Prolongs Frisco Run

San Francisco—New p.a. technique is being experimented with RKO's Golden Gate. "Look Who's Laughing" is going into third week and new stunt held largely responsible. Picture is filled with radio talent.

Edgar Bergen made a personal appearance last week, but instead of bringing up all the other radio personalities to make a bow along with him they have been shot up one by one. Comparatively minor characters on well known programs have shown surprising b.o. pull. Latest example is Mrs. Upington of the "Fibber McGee and Molly" airshow who packed house the day she made her personal.

New Local B-1 Contract Calls for $8 a Week Hike

St. Louis—New contract proposed by Local B-1, film exchange employees, is reported to call for a blanket increase of $5 per week.

Mother of David Sarnoff Dies

Mrs. Lena Sarnoff Fox, 73, mother of David Sarnoff and head of the Radio Corporation of America, and chairman of the National Broadcasting Co. died yesterday at her home on Park Avenue near the Forum. She is survived by her husband, Jacob Fox, four sons, David, Lew, Morris and Irving, and a daughter, Mrs. Ida Baer.

WHO'S WHO IN HOLLYWOOD


Inter-American Goodwill Short May Reach Theaters

Gordon Knox, producer associated with The American Film Center, has returned to New York from Santa Fe, N. M., where he has been directing the production of an as yet untitled film for Kenneth Macgowan, in charge of motion picture production for the office of Nelson Rockefeller, Coordinator of Inter-American Affairs. Negotiations are now in progress for theater release of a one-reel Technicolor version.

The picture, two reels in length, was photographed on Kodachrome and is destined for use in South America as a part of the Inter-American Goodwill Program. Subject has a strong defense angle, several sequences having been filmed through Air Corps co-operation, at the Albuquerque Bomber Base.

Guthrie V. Pringle, who assisted Knox in New Mexico, has come East to take part in the editing and scoring of the picture. Completion of the film is scheduled for approximately Dec. 15.

Olison to Replace Browne

Chicago—Frank Olson, who has been acting as secretary-treasurer and business agent of the local IATSE union, while George E. Brown was serving as president of the IA, is expected to be elected to head the Chi. Union at the annual meeting tonight.

Two Film Players Marry

Two well known film players were married yesterday. In New York Mischa Auer was married to Joyce Hunter, singer, by Mayor F. H. La Guardia. In Hollywood, Milton Berle married Joyce Matthews, stage and screen actress.

Mrs. Belle Weiner Ill

Philadelphia—Mrs. Belle Weiner, wife of Columbia's branch manager, is hospitalized in Jewish Hospital.

Para.-Loew Impasse On Met. Bookings

The week-end and no sell-away movie will be started unless the conflict breaks down completely.

Cleveland Legion Post Plans Birthday Fete

Cleveland—Eddie Bergman, commander of Variety Post 313, announces that the Post will celebrate its fifth birthday anniversary with a dinner on Washington's birthday. Bergman is preparing a souvenir program for the occasion, proceeds to be used to buy therapeutic equipment for the Crippled Children's Hospital.

Further activities of the Post under its present officer personnel in the establishment of a permanent yearly endowment for the U. S. Veteran's Hospital at Brecksville.

Bergman has also sent out a call for used books to be sent to the Veteran's Hospital.

Metro Signs Saroyan To Producer Contract

West Coast Bureau of THE FILM DAILY

Hollywood—Metro-Goldwyn-May- er has signed the playwright, William Saroyan, to a producer contract, it was learned here yesterday.

It is understood that Saroyan will spend some time studying the technique of film production at the studio before undertaking an assignment.

Theatrical Advertising Co. Signs With Typo Union

Detroit—Theatrical Advertising Co., handling the bulk of local pro- gram, poster, and specialty work, has signed up with the Typogra- phical Union, for all classes of em- ployees, manager Phil Kaplan con- firmed. New contract is effective as of Dec. 1, and will result in plac- ing the union label on all work.

Ginger's First Para. Picture

"West Coast Bureau of THE FILM DAILY"

Hollywood—Ginger Rogers's first picture for Paramount under her new contract deal with the company, will be "The Major and the Minor," screen story by Charles Brackett and Billy Wilder. Arthur Horn- blow Jr., will produce, "The Cryst- tal Ball," which Virginia Van Upp is starring, may be Miss Rogers's second film for Paramount.

"York" Stays Third Week

Rochester—"Sergeant York" has started its third week at the Century here.

 metro Daily

1941

BLACKOUT

THE SHADOW!

CLOSE to all of us is the menacing specter of tuberculosis. No respecter of persons, it lurks in every corner, may strike at any moment. Many people believe they have never had it, and are therefore careless about following the simple precautions necessary to prevent infection.

Yet tuberculosis can be driven from the face of the earth, since 1927 your Local Tuberculosis Association has helped reduce the annual number of tubercular cases by 50%.

By buying Christmas Seals you will help us complete the job—and make this a safer world for you and your loved ones.

Buy CHRISTMAS SEALS

THE SHADOW!
D OF C LISTS SUBSTITUTE MATERIALS

NEWLY DEVELOPED SOUNDTRACK GOES TO EASTMAN

Technicians See It Boon To Color Motion Pictures; L. D. Mannes is Inventor

Rochester—Eastman Kodak Co. is the assignee of a patent just granted to Leopold D. Mannes, of this city, and Leopold Godowsky, Jr., of Westport, Conn., which covers an improved sound track for color motion pictures.

The new track, which is made from gold, is hailed here as a definite technical advance. Because color film goes through numerous chemical treatments for developing the various colors, special compounding processes were heretofore involved.

Numerous Decorating Contracts to Mork-Green

Detroit—Mork-Green Studios is installing stage and electrical equipment and draperies in a string of Army camps.—Fort Custer, Battle Creek, Mich.; Fort Riley, Kan.; Camp Walters, Mineral Wells, Tex.; (Continued on Page 5)

 royalty Abdicates

The Electrical Research Products Division of the Western Electric Co., Inc., has announced to its licensees in the motion picture field a reduction in royalty rates effective Dec. 1, 1941, applying only to sound records accompanying low cost feature productions and low cost short subjects. The amount of the reduction varies with the cost of the picture.

Walters Discusses Data on Drive-Ins

Following recent disclosure by THE FILM DAILY Equipment News that at the end of 1942 the huge sum of approximately $6,000,000 will be invested in Drive-In theaters, exclusive of site costs, L. H. Walters of the Cleveland branch of National Theater Supply has outlined in "Facts and Fallacies," NTS house organ, a number of the salient considerations in the planning, building and equipping of Drive-In stands.

Based upon extensive experience in both the selection and installation of equipment, Mr. Walters will be able to answer any questions that may arise during the show at the West Coast Bureau of THE FILM DAILY Memorial Theatre held in San Francisco, March 7-8. (Continued on Page 6)

Academy's First Exhibit Opens at Warner Studio

West Coast Bureau of THE FILM DAILY Hollywood—First exhibit sponsored by the Research Council of the Academy of Motion Picture Arts and Sciences has opened in Warner Bros. studio on Stage 6. Warner display will be followed in turn by other studios at later date. Purpose of exhibit is to familiarize the public with sound procedures and developments being made in the film industry. (Continued on Page 5)

Kroehler Chair Demand Big

New Admiral Among Push Back Selectors

Smiths Open Their New Imperial Theater in Ark.

Pocahontas, Ark. — Henley and Burris Smith have opened their Imperial Theater in the new building to a large crowd. The Smith Brothers have been operating the Imperial for the past seven years and the

(Continued on Page 4)
DeVry Expands Personnel To Fill Many Orders

Chicago—DeVry Corp. has put on two shifts to complete orders from the Navy and other Government departments for DeVry heavy duty projectors. These are made with DeVry High Fidelity sound and High Intensity photographic sound and picture changer, amplifiers and complete DeVry speaker units, for both ships and shore installations.

Installations have been made from Midway Islands in the Pacific Ocean to New Newfoundland on the Atlantic Coast.

A number of DeVry 35 mm. automatic cameras are being tried by both Douglas and Boeing companies for their service aircraft and the final results of the tests may bring sizable orders for these cameras.

While the demand from the regular trade, both school and professional, is satisfactory, these orders must be filled in rotation as defense orders take priority.

Many experiments are under way at both DeVry plants and outside proving grounds on the DeVry equipment for both defense and business use, with the thought very much in the mind of inability to gauge the amount of materials that will be available for the DeVry Corp.

Many Decorating Jobs Under Way by Teichert

Detroit—Hans Teichert, Chicago decorator, has four new theater jobs under way here, the Mel in Melvin- dale for Louis Schlussel; Rouge in River Rouge for Brooks and London; Wyandotte at Wyandotte for Associated Theaters; and the Brass Rail (Theater-Barr) for Boekly Brothers.

It is also completing remodeling jobs at the De Luxe for A. D. Rosen and at the Iris for Associated Theaters.

To Enlarge Fla. House

Macon—The Earle D. Chesser Theater is to be remodeled and enlarged, according to a report made by Chesserman. The house will be made eight feet wider due to the south wall. An entire new front will be installed.

Given Bookkeeping Post

Cleveland—Miss Mildred Swarts- mann has taken over the bookkeeping olve, from the Central Theater Supply Co.'s local office.

AS of RE Award Goes to Shipley for “York Plan”

St. Louis—At convening of its an- nual meeting here on Wednesday, the American Society of Refrigerat- ing Engineers presented its Distin- guished Service Award to William S. Shipley, one of its past presidents, in recognition of his leadership in outstanding effort in developing and bringing into successful use the “York Plan,” a co-operative plan for coordinating the community’s civic and industrial activities in the inter- est of the National Defense Pro- gram. Shipley is chairman of the board of York Ice Machinery Corp., chairman of the Defense Committee of the Manufacturers Assn. of York and chairman of Region No. 10 of the Pennsylvania District of Con- struction Distributor, of the Office of Production Management.

The “York Plan” was created by the Defense Committee of the Manufac- turers Assn. of York. This committee was appointed in July, 1940, to study the problems which were arising in preparing for the expanding defense program, and to investigate not only their effect on the community but how the community as a unit could best function. Out of this study came the “York Plan” which has been called the outstanding plan for co-operative activity developed during this emergency.

NTS Basketball Team Entered in M. P. League

National Theater Supply’s General Office is entering a basketball team in the recently formed Motion Pic- ture Basketball League scheduled to get under way early this month.

A number of the various General Office departments are represented on the National entry. The players are: Jim Bradshaw, accounting; Bob Barlow, first; Walter Maxwell, second; Budd and Creed, mail room; Tom Lindsey, assistant mailroom; Bob Conway, credit; Charlie Fee, mail room; Bill Lautz, export; Bernie Meehan, auditing; Eddie Olenjek, export; and Bob Riley, mail room.

Bard Is Bettered

Falls City Theater Equipment Co., Louisville, announced the installation of Molltograph, Inc., projection equipment and Microphone De Luxe sound system, Strong lamps, and Ideal chairs in the Bard Theater, Louisville, Ky., owned and operated by Louis Wiethe.

ASK YOURSELF THIS QUESTION:

What Would 50 to 100% More Screen Light Mean For My Theatre?

Theatre managers who have adopted High Intensity projection know that the increased screen light means:

- **Improved Picture Quality**
- **Better Audience Response**
- **Increased Attendance**
- **More Profit**

The new “One Kilowatt” High Intensity arcs supply 50 to 100 per cent more screen light than low intensity lamps at practically the same operating cost. Initial cost is also low.

Ask your dealer to give you the figures and a demonstration of this modern projection light.

**THE NEW “ONE KILOWATT” ARCS USE “NATIONAL,” “SUPREX” AND “OROTIP” CARBONS**

**1881 - 1941**

The sixty year record of “National” carbons is one of steady progress and improvement. Further progress and continued leadership in the Motion Picture Industry are assured by constant research and an intensive development program.

The words “National,” “Suprex” and “Orotip” are trade-marks of National Carbon Company, Inc.

**NATIONAL CARBON COMPANY, INC.**

Unit of Union Carbide and Carbon Corporation

Carbon Sales Division, Cleveland, Ohio

General Offices
30 East 42nd Street, New York, N.Y.

Branch Sales Offices
New York, Pittsburgh, Chicago, St. Louis, San Francisco
Many Houses Order Push Back Chairs

(Continued from Page 1)
whose opening is planned about Christmas time, has ordered 1,000 Kroehler Push Backs for the stand, which will be known, quite patriotically, as the "Admiral."
This nabe incorporates several innovations worked out by Danz and B. Marcus Priteca, architect. It is being built adjacent to Sterling's old Portola, closed some three months ago. The Portola will be occupied by the foyers alone of the new enterprise.
Priteca, Coast sources declare, asserts that there has been little difficulty in obtaining materials for the Admiral because most of them were contracted for quite some time before the priorities pinch.
Venne Langdon's local Hub Theater has ordered Push Backs, as have three other Illinois houses—T. L. Orr's Edna Theater, Gibson City; Herman Terner's Liberty, Vandalia; and O. Vonesch's Lyons, in Lyons.
Other recent orders call for Push Backs in Lockwood & Gary Enterprises' Hope, Providence, R. I.; J. R. McLemore's Salem, Salem, Va.; H. Curto's Curto in Tia Juana, Mexico; Gus Metzger's Spreckles, San Diego, Cal.; the Texas Telenews Corp.'s Telenews, Dallas; and Allen Theater Corp.'s Avon, Southgate, Cal.

Smiths Open Their New Imperial Theater in Ark.

(Continued from Page 1)
opening in the new building gives them one of the most modern theaters in northeast Arkansas. The building is one block off the square on Highway 67. Parking space has been provided. Exterior of the building is of green enameled brick with trim of glass brick, white brick and chrome.
Lavish use has been made of neon lighting, which is visible from the front of the outside of the building. The building was constructed by Mr. and Mrs. F. P. Spillenwebber, business leaders here. Bert Gearhardt of the Gearhardt Construction Co. of Cape Girardeau, Mo., supervised construction.
New seats have been installed and seating capacity of the theater is over 600.

Air Base Theater Bows For Army Enlisted Men

Springfield, Mass.—The new theater at Westover air base, just outside this city, opened Nov. 30, without ceremony. The 600-seat house opened with motion picture pictures.
The old War Department theater, which has served as a playhouse up to now, will be converted into a recreation hall for enlisted men. The new theater is equipped with modern sound projection and will exhibit the latest released motion pictures at special prices for enlisted men.

OF MATERIAL INTEREST

PHIL.
M. HOUSE

** AS a result of experiments with still art on Ballet Russe de Monte Carlo's features, "The Gay Parisian" and "Spanish Fiesta," Warner Bros. has purchased five Kodakrome flash films, thus becoming first studio to use newest development. . . . . .

** FOLLOWING an extensive remodeling program, all under the personal supervision of Mrs. Sue Perunke, one of the few successful women owner-operated theaters of the Pacific Northwest, the Sunset Theater has reopened in Tacoma, Wash. . . . . .

** FROM Montreal walls word that Dominion Department of Munitions and Supply has awarded a contract for photographic equipment valued at $7,405 to Associated Screen News here, and another valued at $5,130 to Photostat Corp., Toronto, . . . . .

** AT that informal bancheon meetin' at the RCA Mfg. Co.'s tube plant in Harrison, N. J., trade press editors and representatives were told that RCA is already supplying to the armed forces a large volume of receiving, transmitting and special purpose tubes while striving to meet requirements for commercial uses. . . . . .

** EQUIPMENT folks are still chattering about the testimonial dinner tendered at the local Lobster Restaurant on Nov. 24 to Harry Rubin, director of projection for Paramount Theaters, the occasion also marking Rubin's 35th year as a projectionist. . . . . .

Washington, D.C.—WASHINGTON—The Department of Commerce predicts that while there will be a curtailment of some types of non-defense construction next year, the total will not fall below the high level of $16,500,000,000 reached this year. SPP, it is indicated, will encourage construction which does not use "unappreciable quantities of critical materials," and also give the green light to construction "essential for the health and safety of the civilian population." Film theaters, therefore, are evidently in the clear.

Substitutes Listed By Commerce Dept.

(Continued from Page 1)
program, which have a direct bearing on the film theater field, are listed herewith, together with recom-

mended substitutes. The former are indicated in capital letters, the latter in parenthesis.

** ALUMINUM IN AIR CONDITIONING BLOWERS: Steel; ALUMINUM STRIP: Porcelain enamel steel, rubber on steel or copper, metal finishes steel, plastics and synthetic resin finish on steel, glass, metal finishes include corbonizing, chrome electro copper, electro cadmium, electro speculum, copper, lead dip, tin dip, 80 metal.

** ALUMINUM IN BLOWER COUPLING: Steel; ALUMINUM IN CAMERA PARTS: Cases; Plastic;

** ALUMINUM IN ELECTRIC APPLIANCE PARTS: Chromium-plated steel; ALUMINUM IN ELECTRIC LIGHT PLATE SHIELDS, AS WELL AS SWITCH PLATES THEMSELVES: AND LUMINOUS SWITCH PLATES: Plastic;

** ALUMINUM IN FAN BLADES: Plastic;

** ALUMINUM IN LINOLEUM EDGING: Plastic;

** ALUMINUM IN METER HOUSINGS: Plastic;

** SHEET ALUMINUM: Sheet steel or resin-bonded plywood, plain plastic sheets laminated with tough paper, or Resin-X-Crepe;

** ALUMINUM IN SOUND FILM PROJECTORS, ETC.: Plastic;

** TRIM FOR FLOOR AND WALL COVERINGS; EDGINGS AND NOISERS FOR SINK AND TABLE TOPS: Plastic;

** BRASS IN BUILDING HARDWARE (DOORKNOBS, SWITCH PLATES, TRIM, ETC.): Plastic;

** HARDWARE BRASS: Plastics and glass;

** BRASS WALL BRACKETS: Steel;

** BRONZE CASTING: Steel forgings; steel castings; iron castings; laminated plastics; steel and Bakelite; powder-iron compacts; lead; iron or cadmium base die casting; steel stamping.

** BRIGHTE CHROME TRIM: Porcelain;

(Continued on Page 8)
A feature of the new gold sound track is that sound image remains in the film throughout the developing process, since the gold is resistant to the chemicals used.

To produce the gold sound track, the color film having the usual silver track is dipped edgewise in a solution containing gold chloride. This removes the silver sound image into metallic gold sound image which survives the developing processes for the photographic images.

Florida State Theaters Renew Service Pacts

(Continued from Page 1)

this major theater group, Jones stated.

Negotiations were handled by Jack Luce, RCA Photophone Atlanta sales representative, and by M. C. Kelley, treasurer of the Florida State theater groups.

Cooper Shuttles Stuart For Major Improvements

Lincoln, Neb.—Stuart closed here yesterday and will be re-entered into the $75,000, according to Lincoln Theaters Corp.'s city manager, Ralph Ayer, who has been working with J. H. Cooper, the TC head man, the past week.

Changes will include new carpeting, new seats, new projection, and re-conditioning of all lounge furniture. Stuart, which seats 1,684 people, hasn't been touched in a remodeling way since it was opened June 9, 1929.

Both Cooper's other houses, the Lincoln and the Nebraska, have been recently conditioned and are in good physical shape.

WHO'S WHO IN EQUIPMENT

NATHAN D. GOLDEN, Industrial Consultant, Bureau of Foreign and Domestic Commerce, Department of Commerce. Born in Belleaire, Ohio, 1895. His close association with the Washington scene for many years is appropriate, his name being in the glorious Fourth of July. Was educated in the public and high schools of Cleveland. Subsequently attended Emerson Institute, and then studied law at the universities in the State of New York, and became a member of the Bar of the District of Columbia. Entered the service of the Bureau of Foreign and Domestic Commerce on Aug. 1, 1920. Prior to the World War was actively engaged in motion picture production, distribution and exhibition. Few men in industry annals can match his record for versatility. Not only does he know operational methods of all three major divisions of filmmaking, but he is one of the best-versed of its technicians. Is a prominent and energetic member of the Society of Motion Picture Engineers, the International Alliance of Motion Picture Projectionists of the U. S. and Canada, American Projectionist Society, and a member of the Projection Advisory Council. Enjoys wide trade popularity and is respected highly for his fairness and good judgment.

Academy's First Exhibit Opens at Warner Studio

(Continued from Page 1)

The exhibit is for each studio to show the others what developments have been made by its studio in technical departments.

More than 70 items developed by Warner Bros. technicians, all in the field of electrical effects, are being shown in the Burbank studio. Silent wind-machines and silent-lighting equipment are among highlights of new developments.

Festivities Mark Debut Of Comerford's Latest

Wilkes-Barre, Pa.—The Sterling Theater, which probably is the last theater to be built by the Comerford Circuit for the duration of the emergency, was opened amid such festivities. The 64-seat theater has been completely rebuilt on the site of the old Sterling Theater which was torn down during the Supreme Court decision. Among the co-operating firms were National Theater Supply Co., Philadelphia; Superior Sign System, Elizabeth-town, Pa.; Frank Noonan, Wilkes-Barre; with construction by the Penn-York Utilities. House was reported to have cost almost $150,000.

Job on 20th Century To Be Finished by Xmas

Buffalo—Renovation of the 20th Century, Dipson's No. 1 Buffalo house, is planned to include installation of new American seats in the balcony, repairs to the downstairs floor and new Mohawk carpentry on the main floor. The downstairs was equipped with American seats of the same type two years ago.

Samuel Yellen of the Dipson staff said the job will be completed before Christmas. Work will be done at night, without interference with the theater's show schedule. Materials were ordered some time ago, Yellen said, so delivery difficulties are anticipated.

The Caterpillar Tractor Co., Peoria, III., has just sent out a new booklet to the trade which shows what the company's line of Diesel engines and heavy duty theater power charges material.

Inquiries may be addressed to organization's headquarters.

EQUIPMENT NEWS • 5

Harmony Bettering

Will Cost $15,000

Chicago—Star Theater Co., Inc., under the direction of Edwin H. Austerlade who owns and operates the Era Theater, Harvey, Ill., has now begun remodeling of the former Harmony Theater there. As president of the corporation, he has executed a lease with Harry M. Kipley and Josephine Whelan, owners of the property, for a 10-year period at a term rental of $30,000.

The interior is being completely remodeled and will have new seats, and the front will be entirely reconstructed with the addition of a marquee by the Whiteway Electric Sign Co. The front will be finished in porcelain. The costs of the remodeling will be in excess of $15,000. It is expected that the theater will be completed in time to open for Christmas.

Details were handled by Walter Ziltenfield, attorney for the lease corporation, and William S. Hefferan, attorney for the lessors.

New Front for Strand

Springfield, Ill.—The Keroatoses' Strand Theater at Sixth and Washington, is receiving a new modernistic front, using reddish brown and light colored terra cotta bricks for the job. Improvements will cost $29,000.

"TWO-FACED WOMAN"

Any way you look at it:

Alexander Smith Carpet is used in most of the country's successful theaters because it is an outstanding buy.

ALEXANDER SMITH CARPET
Ceremonies Mark Bow Of RKO Chi Exchange

(Continued from Page 1)

Sullivan, Federal Housing Administrator for Illinois, cut the ribbons officially opening the building.

Leading exhibitors and representatives of the press and radio were in the big crowd with representation from RKO Radio's home office including Short Subjects Sales Manager Harry Michelson, Bill Savage of the legal department, A. A. Schnurb, manager of exchange operations who supervised construction and interior arrangements, and Frederic Ullman, Jr., vice-president of RKO Pathe News. Among the exhibitors present were Tom Gorman and Frank Smith of RKO Pathe, New York; James Canton, Warner Theaters; M. M. Ruben and Jules Ruben of the Great States Theaters; Jack Kirsh, Allied Theaters of Illinois and Emil Stern, S. & E. Theaters.

The hosts were Walter Branson, Jack Osserman and Sam Gorelick, all of whom have figured in RKO Radio promotions announced by Ned DeMint this week.

A buffet lunch was served starting at noon. The party is said to have been one of the most successful in the history of Film Row.

Drive-In Data Is Presented

Proper Planning, Equipping Chief Factors

(Continued from Page 1)

properly planned, the size lot should accommodate 750 cars. If a 1,000-
car capacity is desired, then the lot should be 900 feet wide and not less than 900 feet deep.

"First of all, the most suitable location is a lot on a good highway, and a situation that is accessible from more than one direction. The land itself should be slightly higher than road level so that proper drainage is assured. If at all possible there should be no neighboring houses whose occupants might raise complaints about sound interference."

"The lot itself should have no less than 600 feet of frontage and have a depth of at least 900 feet.

"Another check should be made on the electric current available. The supply should be, if at all possible, a 220-volt 3-phase line. Alternating current is preferable for Drive-In Theaters."

Size of the Screen

"The most suitable screen size for most Drive-In Theaters is approximately 30 feet by 40 feet. At a distance of approximately 220 feet, 4% inch lenses will provide a satisfactory picture."

The equipment in both of the Drive-In Theaters we have completed has usually consisted of Peerless Magna lamps using movable lenses, an LL-3 amper generator, 220 volt 3-phase, with Panel G and rheostats. Haush & Lomb F2 coated lense should be, if at all possible, a 220 volt 3-phase line.

Speaker Consideration

"If individual speakers are desired, it is necessary to increase the amplification from 60 watts to 75 watts to accommodate 600 cars. If the lot capacity is not large enough for more cars, then it is advisable to contact the Sound Engineering Department of IPC for increased wattage and schematic drawings covering individual speakers."

"Another point to be remembered is that Altec Service Contracts are signed covering Drive-In installations. Since the $200 charge for installation supervision does not include any extra time to get the necessary and help the sound to meet local requirements. On the other hand, if a Service Contract is signed, the equipment is part of the engineer's job to assist in satisfying the theater owner by obtaining the best possible sound."

There is a mechanized defense against your subtest enemy

As essential as aircraft detection equipment to national defense, is the Altec Service saving electrical and mechanical equipment, by which he diagnoses and cures hidden maladjustments before they cause breakdowns.

The subtest enemy to your investment in good projection and sound is deterioration of the equipment and its parts. You can checkmate this enemy—by protecting your projection room with Altec Service. The accumulated scientific experience of Altec Service is your prime mechanized defense against preventable replacement costs. To ALTEC SERVICE SAVES, PROTECTS, PRESERVES THE EQUIPMENT . . . AND ALL ITS PARTS

New Theater Safe Introduced by NTS

Amityville, N. Y. — This Long Island town's film house, the Amityville, was badly damaged by fire last week. No one was injured in the blaze, which was discovered the fifth, by Thomas MacMation, manager. When members of the chemical wagon crew were unable to cope with the flames a general alarm was sounded. Starting in the basement the fire quickly spread upstairs. In order to extinguish the blaze firemen chopped a hole in the roof and poured down water. In a little more than an hour the conflagration was under control. Damage was not estimated, but it was considerable.

Seymour, la.—Fire starting in the furnace room of the Local Lyric Theatre destroyed the building and a half dozen other structures in a business block. Total damage was estimated at $25,000. The Lyric is owned by Doyle Fear.

Waldo, Ark.—Waldo Theatre, operated by L. H. Watts of Oil City, Pa., burned Saturday night. Mrs. W. N. Callaway of Waldo, burned Nov. 29 with loss of $15,000. It was partially insured.
So. Africa Branch Is Set Up By WEEC

Following a tour of inspection of company offices in the Far East and the establishment in Johannesburg, South Africa, of a new branch of Western Electric Export Corp. (formerly the foreign department of Erpi), E. S. Gregg, firm's vice-president and general foreign manager, has returned to New York. His business trip required 200 days.

Gregg left San Francisco for the Orient on April 25th, crossed the S. S. President Garfield. In the course of his trip he visited WEEC sales and service locations in Manila, Tokyo, Hong Kong, Singapore, Penang and Colombo. From Colombo he flew to Madras, Hyderabad, Poona and Bombay calling on exhibitors in those cities. He picked up his boat again on the Indian West Coast at Bombay and landed at Cape Town, South Africa.

He spent several months in Africa in connection with the establishment of the new office and warehouse of the Near East Co. at Johannesburg. Touring the new territory, he traveled more than 10,000 miles by train, plane and automobile reporting sales of WEEC theater equipment as far north as Nairobi in Kenya Colony.

Queried about sales conditions along his route, Gregg said that company business continued good in the Far East and expressed an optimistic view of future prospects, with the exception of China and Japan where war and business conditions are retarding equipment sales.

In the new African territory, which includes roughly the southern half of the continent, a number of new theater installations of sound and general theater equipment have already been made or are under way, Gregg said. The new office was fortunate in obtaining a substantial improvement in the States well in advance of the import restrictions imposed by the Union of South Africa last September.

Numerous Decorating Contracts to Mork-Green

(Ran from Page 1)

Camp Grant, Rockford, Ill.; Fort Devons, Ayer, Mass.; Camp Edwards, Falmouth, Mass.; Camp Paul, Okla., and Camp Pendleton, California, has been announced.

Regular theater jobs in progress include: Capital, Ashland, Ky.; State, Ulrichsville, O.; Strand, Cincinnati; and the following in Michigan: Daniel and Royal, Saginaw; Wyan- dotte, Wyandotte; State, Ann Arbor; Main, Coldwater; Iris, Detroit; Mel, Melvinville; and Midland, Midland.

Jobs just completed are at the following theaters: Park, Pittsburgh; Market Square, Cleveland; Louis, Louisville, O.; Eastland and Garden, Portsmouth, O.; Shoreway, Toledo, O.; Rialto, East Rochester, N. Y.; Garden, Loisa, Ky.; Sipp, Poin-ville, Ky.; and the following in Mich- igan: Berkley, Berkley; Admiral and De Luxe, Detroit; Durand, Durand; Dawn, Flushing; Michigan, Lansing; Lincoln Park, Lincoln Park; Rouge River, Rouge, Hills, Rochester; Wayne, Wayne; Martha Washington and Wurth, Ypsilanti.

Top Gainesville Stand Bettered

Gainesville, Fla.—Major improvements in the remodeled Florida Theater include such items as installation of air conditioning, new drapes, light fixtures and other improvements. This is rated as “Gainesville’s No. 1 Playhouse.”

 Lighting Equipment

A Solor Eastern Distributors, we carry the full and complete line of equipment manufactured by-

MOLE-RICHARDSON CO.
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Incomparable Lighting Equipment
Estimates Cheerfully Given

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Brenkert Projectors
Brenkert Lamps
See the RCA Affiliated Theatre Supply Dealer or RCA Representative
D of C Lists Substitutes
New Designing Aid: Priorities Problem

(Continued from Page 8)

in enamel: steel; metal finishing: steel; plastics; plated plastics; synthetic resin on steel; strip copper; STAMPING IN ELECTRIC MOTORS: Baked enamel; COPPER IN BUILDING HARDWARE (DOORKNOSES, SWITCH-PLATES, TRIM, PULLS): Plastic; COPPER IN HOUSINGS FOR ELECTRICAL INSTRUMENTS AND EQUIPMENT: Plastic; COPPER IN PIPING AND PLUMBING BUSINESS: Lead; STAMPING IN TUBING FOR AIR CONDITIONING: Finned steel; COPPER WIRE: Cadmium plate on steel; CORK IN CORKBOARD USED IN ROOF INSULATION (EXCEPT ROOFS OF REFRIGERATED SPACES): Cardboard use—use other insulation materials; CORK IN INSULATION PRODUCTIONS: Cork, rubber, cork and Owens-Corning Fiberglas; CORK IN LINOLEUM: Wood finish; METAL FINISHES FOR SINKS, LABORATORIES, HOT WATER TANKS, SIGNS: Porcelain-enamel finishes; METAL FURNITURE, DECORATIVE HARDWARE ITEMS, SUCH AS BRACKETS, ORMORPHE METAL TACKS, METAL LEG TIPS ETC.: Will probably be eliminated; enamel finishes are found; plastic for ornamentation have been suggested, but in view of shortages of certain of the basic chemicals, the search is for substitutes for substrates; METALS IN REFINEMENT, RADIO AND ELECTRICAL DEVICES AND EQUIPMENT, AND USING RESIN-BASED PLASTIC: Metal plastics; RUBBER FOR INSULATION PURPOSES IN CIVILIAN USE: Canvas, rubber, synthetic rubber; BUILDING STEEL: Concrete and lumber;

New Passenger Elevators Installed in the Roxy

The local Roxy Theater management announces the installation of two new passenger elevators. Each elevator carries 32 passengers, placing them in the category of the largest theater passenger elevators in existence throughout the country today.

Arthur Knorr, of the Roxy staff, designed and supervised the stylish design of the new elevators, which are unusual in style and are completely decorated in leather.

These cars operate between the main and balcony floors from the time the theater opens in the morning throughout the day and evening.

Modernizing Tolestoon

Nick G. Bikos, owner of several theaters in Indiana, is modernizing Tolestoon at Gary with the installation of new RCA Photophone sound.

Kodak's Pioneers Club Takes in 125 New Members

Creston, Pa.—The Rivoli Theater hosts one of the largest of theaters operated by R. Allison, which was badly damaged by fire about six weeks ago, has been repaired, remodeled and will reopen tomorrow.

Richard W. Finke, Portland, Ore., channel assets, has purchased the Mission Theater in Mt. Vernon, Ore., from C. M. Osgood. The theater, which has been closed for several weeks, will reopen in time for the installation of new equipment.

The Peter Perabo-Joseph Quinter Eastwood Theater has opened in East Hartford, Conn. This newly-constructed 1,000-seat theater is the second for that town.

W. L. Paternoster, operator of the Palace Theater in Lake Charles, La., is building another house in the same community. It will be known as the Delta.

The Mount Clemens Theater Co., has been organized in Mount Clemens, Mich., with a capital of $50,000 and offices at 114 S. Michigan Ave.

The Badger, Racine, has been closed for a span of eight weeks for large-scale remodeling.

Former Witt Theater in Ligonier, Pa., which has been shuttered since the new Ligonier Theater opened, has been entirely renovated and remodeled and had its reopening on Nov. 27, Thanksgiving Day No. 2. The name of the house has been changed to the Vox and is operated by C. S. Wainge, who also operates the theater in Slikville, Pa.

L. A. Stein, of the Stein Theater Circuit, has arranged to have the Majestic in Nashvillle, Ga., equipped with new RCA Photophone sound.

Michael Cacioli is remodelling the front and lobby of his Forest Theater, Allington, Conn.

H. L. Hargis has purchased two Simplex High Intensity arc lamps for his Roa Theater, Rockport, Ind.

Malco Theater Circuit has purchased the Seville Theater, Owensboro, Ky., from Lee Moffitt. Some improvements are being planned, it was announced.

F. H. Townsend is taking over the Fain Theater in Newton, Tex., and has arranged to bring it up to date via installation of RCA Photophone sound and booth equipment and an RCA Magic Screen.

T. Jumin, Inc., Detroit theatrical decorating firm, has been awarded the decorating contract by George Mars for his new yet-unnamed house at Saginaw, and by Harry Lap for the new Peso, being erected at Plymouth, Mich.

Ralph Hayes has closed his Stuart Theater in Lincoln, Neb., to remodel and will reopen this month. He plans to re-scat, re-equip, and re-decorate the house, sound and projection equipment is to be installed by National Theater Supply Co.'s Des Moines branch.
INDUSTRY EYES CHICAGO PARLEY

D of J Will Ask Today for Schine January Trial

Defense to Cross Move in Buffalo for Postponement Until March or April

The Government will apply today to Federal Judge John E. Knight for an order fixing trial of the Schine anti-trust suit in January. Strong opposition to the move is expected both from Louis D. Fohlen, attorney for Columbia, and Edward C. Rafferty, attorney for Universal and United Artists, who will cross-move for a postponement of the trial until March or April. Both attorneys, in fighting the attempt by the D of J to speed the trial (Continued on Page 3)

Atlas Continues RKO Security Purchases

Readers Bureau of THE FILM DAILY

Washington—Several large transfers of movie stock took place in October, the SEC reports. Atlas Corp. again bit heavily into RKO stock. Jack L. Warner increased his holdings materially in Warner Bros. stock, while the Manufacturers Trust Co. disposed of large holdings of Paramount stock.

The Atlas deals increased its RKO security (Continued on Page 4)

V. C.'s Chief Barkers Will Fill Ampa Luncheon Dois

Sitting at the dais at the Ampa luncheon Thursday were: L. O. Devereaux, secretary of the Variety Clubs of America; C. W. Kenyon, manager of the Variety Club in New York; C. C. Plummer, district manager of the Variety Club in Los Angeles; and F. A. Scobie, district manager of the Variety Club in Chicago.

The rains came: Power Curbs Ended

Washington, D.C., THE FILM DAILY

Washington — With heavy rains filling reservoirs in the Southeast, the OPM on Friday lifted all restrictions on power use in the sector, allowing theaters to resume marque illumination, etc. End of a three-week blackout of power consumption to September levels.

THE WEEK IN REVIEW

Execs. to Unity Meet

UNITY: All-industry unity parley, proposed and backed by Allied, which meets in Chicago tomorrow may extend over several days. Ed Kuykendall, MPTO proxy, who had announced that the directors of his organization would attend, and that he himself (scheduled to address the MPTO of Oklahoma on that day) would go to Chicago, if the parley continued, until Friday later announced that the MPTO executive committee would be there, and that he would meet with the other members in Chicago on Monday and be present at the first day's sessions.

APPOINTMENTS: William F. Rodgers, Metro sales head, announced appointment of E. K. "Ted" O'Shea to succeed Tom Connors as company's Eastern, Southern and Western sales head.

No Crescent Verdict Seen Before Jan. 15

Parach. Expects Conversion Of 2nd Pfd. Into Common

Paramount expects that most, if not all, of the holders of the second preferred stock will convert their shares into common stock rather than accept the company's offer to redeem the stock at $10.90. In September, 126,000 shares of second preferred were converted into common stock.

It was announced on Friday that Paramount had extended to Dec. 17 the offer to exchange outstanding (Continued on Page 4)

Deutsch, Odeon's Chief, Dies

Circuit's Future Stirs Lively Speculation

London (By Cable) — Oscar Deutsch, 48, chairman and managing director of Odeon Theaters, Ltd., and a director of United Artists Corp., Ltd., died late last week at his home in Birmingham.

He had been in ill health for some time, and recently his condition was

Three Group Conferences Today Set Stage for Unity Meeting Tomorrow; "Peace, Harmony," the Keynote; Outstanding Trade Figures to Participate in Confabs

BY AL STEEN FILM DAILY Staff Writer

Chicago—A new chapter in the history of the motion picture industry is likely to be written here this week as exhibition and distribution leaders of the business assemble to lay the groundwork for a program of "peace and harmony." A preface to the chapter may be written today, on the eve of the all-industry unity parleys which start tomorrow, as individual exhibitor groups huddle with their leaders to discuss a course of action.

What develops at these group meetings today may have an important bearing on what transpires tomorrow, as it is expected that the plans to be submitted at the general

Rogers Will Produce Three Under UA Deal

Charles R. Rogers Productions, Inc., will make three features, two of which will be in Technicolor, for UA release under a deal announced as closed Friday by Grad L. Sears, UA's vice-president in charge of distribution.

Cedarhurst, L. I. Theater Asks Cut in Clearance

Asking for a change in clearance and an adjustment of run, the Drake Amusement Corp. operating the Central Theater, Cedarhurst, L. I. (Continued on Page 5)

No Tax Legislation Until Next Month

Washington, D.C., THE FILM DAILY

Washington — The Treasury has shelved plans for new legislation until early January at the earliest, it was learned at the week-end. This means that the President's budget message to Congress the first week of January will precede any consideration of new tax proposals.
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Mon., Dec. 8, 1941

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JOHN W. ALCOIOTE : Publisher
DONALD M. MERSEERAU : General Manager
CHESTER B. BANN : Editor

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FINANCIAL

(December 5)

NEW YORK STOCK MARKET

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<thead>
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<th>Stock</th>
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<tr>
<td>Am. Cut</td>
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<td>6 3/4</td>
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<td>Columbia Pict.</td>
<td>25 7/8</td>
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<td>Can. Film, Ind.</td>
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<td>Columbia Corp.</td>
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<td>Loew's, Inc.</td>
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<td>Warner Brothers</td>
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NEW YORK BOND MARKET

| Loew's deb. | 73 7/7 |
| Disney | 77 77 77 |

NEW YORK CURR MARKET

| Monogram Pict. | 15-15 | 15-15 |
| Radio-Keevys | 5-3 | 3-3 |
| Paramount Corp. | 8 1/8 | 8 1/8 |
| Universal Corp. | 9 1/3 | 9 1/3 |

10th-Fox Sets Tradeshows For Dec. 19, Jan. 5 and 6

Tradeshows dates on 20th-Fox's eighth and ninth blocks have been set for Dec. 19 and Jan. 5 and 6 respectively. On Dec. 19, the company will show "Remember the Day," with Claudette Colbert and John Payne, and "Blue, White and Perfect." In the ninth block, there is "Young America" with Jane Withers and "Son of Fury," with Tyrone Power and Gene Tierney, which will show on Jan. 5, and "A Gentleman at Heart," and "You Can't Always Tell," which will be screened on Jan. 6.

Company has hit its production peak with 12 pictures now before the cameras and 30 features scheduled for release up to February.

K-A-O to Pay Preferred Dividend Out of Surplus

K-A-O Board of Directors Friday declared a dividend, out of operating surplus, of $1.75 per share on the 7 percent cumulative convertible preferred stock for the three months ended Dec. 31, payable on Jan. 2, to the holders of record at the close of business on Dec. 19.

Mono. Franchise Holders Meet in Chi. This Month

Monogram has called a meeting of its franchise holders in Chicago late this month, possibly Dec. 20. R. B. Robinson company presides and Steve Brody, sales head, both are expected to attend.

Move for Consolidation Of Stockholders' Suits

Ten stockholders suits have been brought against Warner Bros. and eight against Loew's as repercussions of the extortion trial of William Bioff and George E. Browne, it was learned Friday when consolidation moves were made by the companies.

N. Y. Supreme Court Justice Isador Wasservogel granted the Loew petition against Justice Ferdinand A. Pecora reserved decision on the Warner application. Suits attacked extortion payments made to the Bioff and Browne and demand accounting for all sums paid.

Hugh Harman to Produce Feature Cartoon in Color

West Coast Bureau of THE FILM DAILY

Hugh Harman Productions will make "King Arthur's Knights," a feature-color musical cartoon.

Release negotiations are now under way.

Julian Takes Over RKO Headquarters in Bombay

RKO announced at the weekend that Charles O. Julian had arrived in Bombay from Japan to take over the India office. Leon Britton, formerly in charge, has moved his headquarters to Singapore.

Clavet Joins NSS

Detroit—Ivan A. Clavet is discharging his poster round service here, and is joining National Screen Service.

COMING and GOING

DAVID O. SELZNICK, MRS. SELZNICK, DANIEL T. O'SHEA, E. L. SCANDLON, VIRGINIA CLUS and BARBARA KEOCH leave for the Com today aboard the Twentieth Century.

WHITNEY BOLTON, director of advertising and publicity for David O. Selznick Productions, MBS, RITCH & BETTY BALDWIN plane and Hollywood today.

EARNEY BALABAN, AUSTIN C. KOEL, NEIL AGNEW and SAM and EMIL GEKLE leave for Chicago tonight and the unity conference.


CARL E. MILLIKEN, of the Maui office, leaves for Washington tomorrow.

WASHINGTON THEATERS

Albany — The Washington Club will meet next week to elect officers and discuss plans for a social affair. President of the club is Dan Houlihan, 20th-Fox-Booker.

NEW YORK THEATERS

RADIO CITY MUSIC HALL

50th St. & 6th Ave.

GARY GRANT and JOAN FONTAINE "SUSPICION"

An RKO-Radio Picture

ON THE GREAT STAGE "NICE GOING!"

Lena Horne's gay spectacular reunion. Symphony Orchestra under the direction of Ernest Krenek. 1st Mezzanine Seats Reserved Circle 6-4600.

CLAUDETTE COLBERT

RAY MILLAND

BRIAN AHERNE

In Paramount's "SKYLARK" BOLGER PARAMOUNT

IN PERSON HARRY JAMES EXTRA RAY

LOUIS B. MERRIAM SECTIONS SQUARE

'THE PALACE' 8 W. 46th St.

"THE MALTESE FALCON"

Humphrey Bogart—Mary Astor

and Sam("MARRY THE BOSS'S DAUGHTER")

Tuesday, December 8, 1941

20th-Fox-Booker presents

"HOW GREEN WAS MY VALLEY"

United RIVOLI

Broadway Artists

at 49th St.

The unseen star of August 6th, 1926

That night 15 years ago—when "Don Juan" had its world premiere—marked the first public acceptance of talkies. The great success of that night could not have been achieved without this little cone in the loud speaker. The cone made it possible, for the first time, to fill a theatre with high quality sound. This is one of many basic contributions Western Electric has made available to the industry.

Helping you to please the ears of the world—through finer sound recording and reproduction—has been Western Electric's privilege for fifteen years.

Electrical Research Products
Division of Western Electric Company
INCORPORATED
195 Broadway, New York, N. Y.

Second of a series of advertisements covering basic developments in the art of talking pictures.
ECHOES OF A GAY SOCIAL WHIRL

• • • ASIDE from unity, this industry's need of the hour is a Cholly Knickerbocker...Life is getting so full of parties that an exec. without a social secretary to keep his calendar of engagements straight is virtually lost...Take lost Friday, for instance....There were no less than four functions which commanded the presence of New York industries...Two were luncheons, one a cocktail party, and the fourth...ah, the fourth!...was a 5 o'clock tea...no less, at New York University, with Chancellor Harry Woolburn Chase. Dean Charles Maxwell McComas of the Washington Square College and Prof. Robert Gesner, chairman of the college's m.p. depart. the official hosts....

• • • LOOMING importantly on Friday's social calendar was the farewell luncheon tendered by RKO Radio to Creson E. Smith at Toots Shor's...Smith, who recently resigned as Western division manager to join UA, was flanked by 150 friends and fellow workers....Ned E. Depinet emceed and made the presentation....Latter took the form of a complete Wilson golfing outfit....Phil M. noted among those present such stalwarts as....Eddie Alpinson, M. A. Ajayewicz, Leon Bamberger, Walt Branson, Frank Buck, Richard de Rochemont, Malcolm Kingsberg....Also Barret McCormick, Harry Mandel, Harry Nicholson, Rutgers Neilsen, Dick Patterson, Peter Y. Bathum....Likewise Phil Reisman, George J. Schafer, A. A. Schubart, Al Sindlinger, Andy Smith, L. E. Thompson, Terry Turner and Frederic Ulman, Jr....A swell turnout honoring a swell guy....

• • • THEN there was the trade press' bon voyage luncheon for Hollywood-bound Whitney Bolton, with Monroe Greenthal hosting on behalf of UA at Dinty Moore's....Honoring the David O. Selsnick Productions ad-publicity director were....Chick Lewis, Chet Bahn, Leonard Leifer, Jack Kehoe, Bill Ornstein, Sherwin Kane, Herb Golden. Len Weisberg....Also UA's Al Marquiles, Sam Cohen, Mort Nathanson and Arthur Jeffrey, with J. Walter Thompson's Col Swanson also sitting in....

• • • THE cocktail party was a little get-together for Robert Young, star of "H. M. Pulham, Esq."...It was toasted by the Muske Hall and M-G-M on the 6th floor of the RCA Bldg....Newswired shots of Bob passing a "Pulham" print to an American Airlines pilot for delivery in South Africa on the first flight of the Capetown Clipper were shot during the festivities....Among those present were Howard Dietz, H. M. Richey, Sl Seadler, Fred Lynher, Eileen Creelman, Max Cook, Dave Blum, Billy Fergusson....Not forgetting Art Schmidt, Ed Seaver, Al Steen, Terry Ramsaye, Sam Shain, Ralph Daugh, Lester Grady, Murriel Babcock, Ira Wilbert, Mel Heyman, Ray Bell, Bill Ornstein and others....

• • • THE New York University tea, attended by 100, marked the inaugural of its new m.p. depart. under Professor Gesner, not exactly a stranger to the industry....Department is the only one in the East....Among the guests who sipped tea or coffee were....J. Robert Rubin, Barney Balaban, Adolph Zukor, Dick Patterson, Austin Kocuph, Carl Milliken....Also Max Weisfeld, Bill Clark, John Byram, Al Deane, Bill Fidman, Leslie Roush, Dave Golding, Al Wilkie and Herb Morgan.

(Continued from Page 1)

Monday, December 8, 1941

ATLAS CONTINUES RKO SECURITY PURCHASES

(Continued from Page 1)

holdsings by 10,500 shares of the $ par common, and 1,500 of the $ par convertible preferred. This leaves its holdings of the $1 par common to 834,223 held in its own name, and 286,230 held in the name of the American company. Also holds 327,512 warrants to purchase the common stock. Its purchases of the six per cent convertible preferred brought its holding of that stock to 47,571.

The Manufacturers Trust Co.'s deals in Paramount stock decreased in the month by 3,172,800 shares of the 3 per cent convertible, debentures, 1947, leaving it only 20,000 shares at the end of the month.

Jack L. Warner made a number of purchases during the month of Warner Bros., $5 par common for a total net increase of 22,900 shares, bringing its total holdings of this stock to 15,860 shares. He also holds 14,884 of the $3.85 cumulative preferred.

In a comparatively small deal, Loew's Inc., acquired 121 shares of Loew's Biltmore Theaters, bringing its total holdings to 118,688 shares.

PARA EXPECTS CONVERSION OF 2ND PFD. INTO COMMON

(Continued from Page 1)

3/4 convertible debentures for 4 per cent debentures due 1956. The 3/4 convertible debentures, bringing its holdings to 17,500,000 shares, has been changed will be redeemed at par plus accrued interest on Dec. 12.

CRAIG'S MOTHER DEAD

Detroit — Mrs. Meltrie Craig, mother of George W. Craig, head of theater lighting company which has borne his name for some 40 years, is dead. Another son, Walter S. Craig, associated in the business, also survives.

SUNDAY NIGHT FILMS OKAYED

Rochester, N. H.—Sunday movies, vaudeville shows, concerts and lectures after 6 p.m. have been approved in amendments to the city ordinances.

WEDDING BELLS

New Haven — Victoria Casanelli, who has been with the New Haven Vitagraph exchange as booker for the past 15 years, has announced her marriage to William W. Leach, and her resignation from the exchange staff to take up residence in Boston.

St. Louis — Shirley Smith, secretary to Lee Kaufman, advertising and personnel head of Fanchon & Morris theaters, will wed Don Norling, manager of the West End, next month.
SCHINE

Schine trial, will contend that extensive government examinations of the company's books in order to bring on the main New York equity action against the "Little Three" for hearing in the Spring.

Gov't Files Supplemental Schine Particulars Bill

Buffalo — The Government will move in Federal Court here today for an order directing the "Little Three" to answer, on or before Dec. 15, 1942, additional interrogatories propounded to them by the Government on Feb. 13 last in connection with the Schine anti-trust suit. Notice of the motion involving United Artists, Universal and Columbia was filed Friday by U. S. District Attorney George C. Grove, who at the same time filed a supplemental bill of particulars in the Schine case.

The "Little Three" have indicated that it would be improper for them to prepare answers to the interrogatories. The tribunals have continued the trial in abeyance until mid-January and have barred the parties from preparing to go to trial before Feb. 15, 1943.

The Government, in its notice, declared the information it wants from the film companies is essential to its preparation for trial. Seymour Simon, special assistant attorney general, will move for the order.

The supplemental bill of particulars substitutes 34 paragraphs for the equal number of paragraphs in the original bill of particulars filed Aug. 8, 1940.

Charges Priorities to Schine

The supplemental bill lists 25 theaters in four Eastern states which the Government, after their acquisition by Schine, have been transferred by film distributors over other theaters in the same communities. Also listed are 40 theaters, described as competitors of Schine houses, over which the Government contends, theaters acquired by Schine have been granted priority.

Another paragraph lists 73 other theaters, which the Government alleges, "the major distributors have consistently refused" to license on a local-competitive basis.

Thirty-one more paragraphs of allegations are included in the supplemental bill.

Eastman's Father Dead

Albany — Guy Eastman, father of Clayton G. Eastman, Paramount branch manager here, died at North Conway, N. H.

DEVISED a Fiendishly clever PLOT to sell ships to THE United States GOVERNMENT for USE in the Atlantic LIFE-LINE to Britain — AND then to make a DEAL with his country's ENEMIES so they MIGHT destroy the SHIPS before they can be delivered — An ALMOST unbelievable SCHEME — and yet, IT MIGHT happen!... how HIS own beautiful wife (PLAYED by OSA MASSEN) unwittingly LEADS the traitor INTO the clutches OF the very forces HE seeks to DESTROY makes FOR tense excitement and ABSORBING drama...In addition to those already mentioned, IMPORTANT roles are filled by HANDSOME WILLIAM WRIGHT, BEAUTIFUL MARGARET TALLICHT and talented ABNER BIBERMAN...If you're LOOKING for up-to-the-minute THRILLS and action, don't miss "THE DEVIL PAYS OFF!..." It's
**Peace and Harmony** to Keynote Industry's Unity Parleys

**Rogers Will Produce Three Under UA Deal**

(Continued from Page 5) Rogers will shoot at the RKO-Pathe studio, Culver City.

**Discontinue Roach Suit Against Loew's and Metro**

(Continued from Page 5) Claims have been made by Loew's thatMetro's had been a number of distribution contracts. No disclosure was made as to the provisions of the settlement.

**Baltimore Interment Rites For Wells Hawks. Vet. P.A.**

Interment rites for Wells Hawks, 71, veteran press agent, who died last week in the Pinhurst Sanitarium, Pemona, will be held in Baltimore. Hawks, generally credited with coinng the phrase "America's Sweetheart" for Mary Pickford, was stricken with an apoplectic stroke in 1927 when employed by Fox Film Corp.

During the World War, Hawks saw service in the public relations department. He was a founder of both the Sidney Rankin Drew post of the American Legion and a founder and honorary president of the TPRA.

His widow, a daughter and a brother survive.

**Pix Notables At Unity Meet**

Hold Three Preliminary Exhib. Parleys Today

(Continued from Page 5) An all-industry conference will be formulated at the private sessions.

Three Con't: Today Ed Kuykendall, MPTOA president, will meet today at the Blackstone Hotel, scene of the main par- ents. The Pacific Coast Conference representatives are slated to confer at the Drake Hotel with Harry Brandt, ITOA chief, on a number of proposals for unity of their own, while delegates from Northwest Allied will hold on important matters with Abram F. Myers, Allied general counsel, and other leaders. Out of all these meetings will come a number of plans which, if welded at tomorrow's session, may be the nucleus for a general industry harmony program.

**Notable Present**

In attendance from the distribu- tion branch are expected George J. Schaefer, RKO; Nicholas M. Schenck, W. F. Rodgers, H. M. Richey and possibly J. Robert Rubin, Loew's, Inc.; Tom Co- nnor and Peli- Jenkins, 20th Century-Fox; Abe Montague and possibly Jack Cohn, Columbia, Joseph Bern- balan, as well as to the top ex- ecutives of all companies. Endorse- ments and praise of the meetings purpose have been expressed by these persons.

**Industry Notables Present**

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**N. Y. U. Inaugurates Course in Pictures**

The industry donned its cap and gown Friday to attend a tea at New York University in honor of the in- troduction of a new curriculum in the Arts and Sciences motion picture program leading to the de- gree of Bachelor of Fine Arts.

Washington Square College of Arts and Sciences thus has become the second university to introduce a liberal arts course devoted entirely to specialization in motion picture writing and production. The Uni- versity of Southern California is the other. Robert Gesmer is in charge of the course.

A tribute to the industry's devia- tion to public service by Chancellor Harry Woodburn Chase was read in his absence, due to illness.

"By introducing a department of Motion Pictures," Dr. Chase said, "we hope to share the creative effective- ness of this new art. If we can raise the level of appreciation, we may give, I hope, an encouraging support to the industry, and if we discover new talent, we may be equally valuable. Finally, it is our hope that wish that closer collaboration between universities and the industry for the wide distribution of creative talents."

J. Robert Rubin, general counsel of Loew's, was called upon to re- spond. Before speaking, Rubin stated he was not the man to re- spond. "The Dean of the industry is sitting back there," Rubin said pointing to Adolph Zukor whose presence was greeted with applause.

Rubin praised New York Uni- versity for introducing a four-year cur- riculum devoted to motion pictures.

"Nothing could be finer," he said. "It is splendid. We are proud to appreciate the resources that you are placing at the disposal of our industry for the wide distribution of creative talents. If we get your sympa- thetic treatment, you will get our sympathetic response."

Zukor spoke briefly and hoped the venture would succeed in bringing "brains" into the writing end of the business.
Execs. Cast in Leading Roles at Chicago Meeting Tomorrow

Not in many years has a film industry trade conference commanded an executive attendance comparable to that which will mark the Chicago all-industry parley. Pre-conference exhibitor meetings will be held today. Conference sessions may continue through Thursday.

6 Million Financing Obtained by Selznick

(Continued from Page 1)
is use for other pictures in addition to the original five.

Selznick Off for Coast To Start "Keys" for UA

David O. Selznick trains to the Coast today to prepare for his first production, "The Keys of the Kingdom," as an owner-producer of United Artists. He will be accompanied by Mrs. Selznick, Daniel T. O'Shea, executive vice-president of David O. Selznick Productions and a member of the newly-created UA production board; E. L. Scansen, treasurer, and Virginia Olds and Barbara Keon, secretaries.

Whitney Bolton, advertising and publicity director for Selznick, Mrs. Bolton and Betty Baldwin, secretarial plane out today.

V. C.'s Chief Barkers Will Fill Ampco Luncheon Dais

(Continued from Page 1)
cheon to be held Thursday noon at the Hotel Edison. Guests of honor will be John H. Harris of Pittsburgh, founder and National Chief Barker of the Variety Clubs, and Robert J. O'Donnell of Dallas, first assistant National Chief Barker, who will tell the story of the Variety Club's widespread philanthropic work.

History Repeats

Des Moines—Soldiers and sailors in uniform get in free at the Casino Theater in Des Moines which was recently purchased by John Loveridge. The service men are ushered to a special section with no charge whatsoever. Loveridge did the same thing during the first World War while running the Strand Theater at Brooklyn.

Deutsch, Odeon’s Chief, Dies

Circuits’ Future Stirs Lively Speculation

(Continued from Page 1)
aggravated by shock sustained in a Nazi air raid.

News of the death of Oskar Deutsch, outstanding figure in the British industry, came as a distinct shock to many in the American trade, and especially to Arthur W. Kelly, and Murray Silverstone, long per-
national friends, and others of the United Artists "family."

A native of Birmingham, where he maintained his home, Deutsch entered the British industry on the dis-
trib, side, serving originally for se-
veral years as chairman of the W & F Film Service (Midlands), Ltd. His initial venture in the exhibition field was in 1925 when he acquired se-
veral subsequent-run houses in Bir-
mingham.

Started Circuit in 1933

It was eight years later that Deutsch, in association with two British financiers, the Messrs. El-
coek and Bates, started to develop the Odeon circuit. Its rapid growth through the erection of 150 new the-
aters astounded not only the British industry but British finance.

"Each theater represented an individual venture," Arthur W. Kelly recalled Friday. "That is, the neces-
sary money was supplied locally, while Odeon essentially was a man-
agement corporation, and closely held. About the time that United Artists bought into Odeon, there was a public offering of Odeon securities, and subsequently the numerous subsidiaries were eliminated."

As Odeon expanded, it took its place as one of the three giants in the British exhibition field, compet-
ing with Gaumont-British and the late John Maxwell's Associated British Cinemas. Odeon built the Leicester Square as its London "show window," and the house, outlet of course for film UA product, has been highly suc-
cessful, grossing up to £9,000 a week.

Called "Tireless Worker"

Kelly described Deutsch as a "tire-
less worker," to be found in the early morning hours screening product for the circuit. It was his practice, how-
ever, to make the 100-mile trip to Birmingham every week-end to be with his family.

British production's debt to Deutsch was considerable, Kelly said. Frequently, through his influence, producers were enabled to secure needed financing through Deutsch's guarantees in advance of playing time and rentals.

Deutsch's last enterprise was the formation last month, in association with Arthur Rank and C. M. Woolf, of British Film Makers, Ltd., to produce at Denham and release through GPD.

Deutsch's other industry interests were many. He was chairman of Sound Equipment, Ltd., Denham Laboratories, Ltd., Deutsch and Brener, Ltd., Decorative Crafts, Ltd., Theater Publicity, Ltd., and Stapfrod Ltd. and Film SCREENs, Ltd. In addition to serving on the board of the British UA subsidiary, he was a director of Scophony, Ltd.

"U" Sets Two Horror Pic To Get Under Way Wed.

West Coast Boxes of THE FILM DAILY

Hollywood—Universal has sched-
uled two new mystery-horror pic-
tures, Edgar Allan Poe's "Mystery of Marie Roget" and "The Ghost of Frankenstein," screen story by Eric Taylor and Scott Darling based

THE WEEK IN REVIEW

Execs. to Unity Meet

(Continued from Page 1)
Canadian sales chief, with Jack Flynn succeeding O'Shea in the Central Division. Also the naming of Henry Nathanson to be Metro's gen-
eral manager in Canada.

Robert L. Taplinger resigned as national publicity head for Warner Bros., and was named aide to Harry Cohn, Co-
lumbia's presy. Ralph L. McCoy, southeast district manager for War-
ner Bros., was also made Southern and Western division manager with headquarters in New York.

CENSORSHIP: Ban on Metro’s Greta Garbo pic, “Two-Faced Woman,” by the Catholic Legion of De-
cency, and its barring in a number of situations in consequence, is hav-
ing censorship reverberations. The Providence Journal called for a re-
vaunp of the city’s censorship sys-
tem. The Springfield (Mass.) Daily News editorially attacked the ban.

... New York censor reported that cuts in films were down sharply dur-
ing the year; 43 fewer pictures were trimmed and there were 423 fewer eliminations.

THIS AND THAT: William P. Rensel was named assistant to IATSE’s new presy, Richard F. Walsh. ... Variety Clubs plan nine additional tents. ... Northwest Al-
lied hinted at more legislation re-
Minnesota’s anti-film law. Minn. indus-
have arranged for a parley with dis-
ibirs, with some of N. W. Allied ex-
unofficially present. ... Her-
man Wobber stated he had no inten-
ion of resigning as 20th-Fox’s gen-
eral manager of distribution.

“And So to Bed"

Omaha, Neb.—Cal Bord, long busy in Iowa-Nebraska theater promotions, invited a friend to come and see him if he happened into Omaha. Friend asked him where he was living.

"Usually find me around the film row garage," said Cal. "I wait until somebody brings in a Sauck with a heater, then I go to bed."
Make that your slogan and you'll profit handsomely...

**Advertise** because the very word "Showmanship" means showing off and the best way to show off is with advertising.

**Advertise** because advertising is news and people are hungry for news and information about entertainment.

**Advertise** because advertising and business success go hand in hand.

**Advertise** because motion pictures is a business of ideas, showmanship, glamour... and advertising is made up entirely of ideas, showmanship and glamour and that's what makes people stop, look, listen and buy.

**Advertise** start with the Trailer and spread out in all directions with information about your show...

*Advertise with Standard Accessories.*
*Special Accessories and Trailers because*

**NATIONAL SCREEN SERVICE**
*Sells More Seats!***
NO HARD-AND-FAST EXHIB. UNITY STAND

Gov’t Without Plans for War-time Film Control

Industry and War

... “For the duration ... yes, and beyond”

By Chester R. Bahn

For a second time in less than a quarter of a century, this country is at war. At war, not because the American people so willed it, but because of a wholly unprovoked, wanton and treacherous attack by a “friendly” power. The challenge of the aggressors—and the plural is safely employed—has been swiftly met.

In the words of the President, “With confidence in our armed forces—with the abounding determination of our people—we will gain the inevitable triumph—So help us God.”

This industry requires no order to close ranks behind the Commander-in-Chief that the goal may be attained. Long months ago, it quietly assumed its place, and, when the history... (Continued on Page 2)

Leaders at Chi. Parley to Be Receptive to Any Plan Of Benefit to Whole Trade

By Al Steen

FILM DAILY Staff Writer

Chicago—Exhibitor organization leaders will go into today’s all-industry unity conference with “open minds” and will be receptive to any plan that will be of benefit to the entire industry. At individual group meetings yesterday, it was decided that suggestions would be made but the attitude of “you play our way or we won’t play at all,” according to spokesmen.

Sessions yesterday were devoted... (Continued on Page 11)

WB Quarterly Net To Run 50% Ahead

Wilmington, Del.—Joseph Bernhard, Wadilll Catchings, Robert W. Perkins Jr., Albert Warner, Harry M. Warner and Jack L. Warner were re-elected to the board of directors of Warner Bros. Pictures, Inc., for two-year terms at the annual shareholders’ meeting yesterday.

Kent to Speak at Cuban Convention of 20th-Fox

S. R. Kent, 20th-Fox president, will be the principal speaker at the company’s Pan-American sales convention in Havana, according to Wal... (Continued on Page 11)

Drop Jap Press Reps. From Accredited List

Representatives in New York of Japanese press associations and publications were ordered removed from the list of accredited motion picture correspondents at a meeting yesterday of directors of foreign publicity and advertising of companies which are members of the MPPDA. Correspondents of other Asia countries had previously been dropped.

THE FILM DAILY

NOVEMBER 9, 1941

Ten Cents

The Daily Newspaper Of Motion Pictures

Twenty-Three Years Old

Intimate in Character
International in Scope
Independent in Thought

THE

FILM

DAILY

Industry Pledges Service and Support to FDR

FILE COPY

DO NOT REMOVE...
Industry and War

..."For the duration...yes, and beyond"

(Continued from Page 1)

...of the era finally is written, the industry's many-fold patriotic contributions to the cause of national defense, will form a chapter of which production, distribution and exhibition alike may take justifiable pride.

It is with that same spirit of high patriotism that the industry and those comprising it—the producer in Hollywood, the company executive in the New York home office, and the exhibitor on Broadway and his brother in Main Street—will follow through in the days to come.

If there must be sacrifices, then the sacrifices will be made, and cheerfully.

If the industry's facilities are to be required further for any phase of the common effort, there will be no hesitation.

And, perhaps most important of all, conscious of its responsibility as a major, if not the major instrument for the building and maintenance of national morale, this industry will meet every demand upon it for entertainment to lighten the load of those both in and out of uniform.

That it will do not as an obligation but as a high privilege—a high privilege known only in a democracy.

The industry, in brief, has enlisted for the duration.

Yes...and beyond.

Contests for Five Posts As M. P. Associates Elect

Election of officers of the Motion Picture Associates will be held at a special luncheon meeting tomorrow at the Hotel Lincoln. Harry H. Buxbaum is the new president, having been nominated by acclamation. Moe Fraun, recording secretary, Charles Penser, financial secretary, and Saul Trauner, treasurer, are other officers, who were nominated unanimously.

Contests will be held for the offices of first-vice president with Jack Ellis, David Snaper, Jerome Wilson and James Frank, Jr., as the nominees. For the office of second-vice president there are three contestants, Matthew Cahn, Adolph Haas and Capt. Harry Miller. Louis Kutinsky and Abe Levy oppose each other for sergeant-at-arms.

There are five nominees for the two trustee posts, Seymour R. Schussel, Bert Sanford, Moe Kurtz, Irving Dashkin, Harold Klein.

Court Orders Consolidation Of 10 WB Stockholder Suits

N. Y. Supreme Court Justice Ferdinand Pecora yesterday ordered consolidation of the 10 stockholders' suits brought against Warner Bros. as a result of the disclosures of payments made to George E. Browne and Willie Biff during the extortion trial.

The order appointed former Judge Alfred J. Talley as chief counsel for the plaintiffs in the suit.

Loew's Will Pay Extra Dollar on Its Common

Loew's Inc. has declared an extra $1 dividend in addition to an interim of 50 cents on the common stock, both payable Dec. 31 on stock of record Dec. 19.

COAST TO COAST

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COAST TO COAST
HERE'S THAT SOMETHING EXTRA WARNERS PROMISED YOU!

When we announced the now-famous policy on "BOOTS", we said that every Thanksgiving engagement was designed to set up your extended-time New Years dates.

As usual, we meant every word. Here's proof. And it will be proved again when you play the picture . . .

Successful Stunts! Successful Ads! Successful Ideas!
Already tested, tried and terrific for the year's biggest show!

Get your copy at your Warner Exchange!
No War-Time Plan
For Control of Pix

(Continued from Page 1)
of Government-industry co-operation
established for national defense will
be continued, with such expansion
as circumstances dictate.
With war now raging in the Pa-
cific, however, the film industry will
be called upon to play an ever-
increasing part in the all-important
matter of building national morale,
in the opinion of Government offi-
cials.
Hollywood, which has generally
avoided the production of war prop-
aganda pictures, now can pull all
the stops.
Industry "Witch Hunt" Due
As for any resumption of the Sen-
ate Interstate Commerce subcom-
mittee's late—and unalmented—in-
dustry propaganda "witch hunt,"
that is out.
The bombing planes that dropped
their lethal loads on Hawaii and
other U. S. outposts decided that,
if indeed it had not already been
determined.
It is felt here that the war will
have little effect, except possibly at
first, on the continued flow of U. S.
films to Australia, New Zealand, the
Dutch East Indies, etc.
"Washington fully realizes the im-
portance of motion pictures in main-
taining morale, and I am satisfied
that every shipload of war supplies
to our allies in the Far East will
contain motion pictures," said Na-
than D. Golden, Commerce Depart-
ment film expert.
Marquee Blackouts Talked
There was some talk in Washing-
ton last night of semi-blackouts on
the Eastern seaboard, that would
darken theater marquees throughout
the area, and also on the Pacific
Coast. Whether any such action
will be taken will depend largely on
later developments, it was indicated.
Nothing that will keep people away
from theaters is expected in Wash-
ington.
The population generally likely
will need more in the way of enter-
tainment now than it has before, to
take its mind off things, and if any-
thing, theater attendance probably
will increase rather than otherwise," one
Government official predicted.

WB Quarterly Net
To Run 50% Ahead

(Continued from Page 1)
Officers of the corporation an-
nounced that earnings for the 15-
week period ended Nov. 29 would
be approximately 50 per cent ahead
of the corresponding quarter of last
year, after increased income.
Last year the earnings for the quar-
ter were $1,576,000.
It was also stated that due to the
present war conditions the company
is not in a position now to state a
positive policy with regard to buy-
back dividends on preferred stock.
At-
tention of the shareholders was
called to the company's success in
refinancing maturing debenture is-
sue of $29,400,000 during the past
two years. The amount of outstand-
ing debentures has been substan-
tially reduced, it was stated.
Action with regard to back divi-
dends on deferred, which must be
paid before common dividends, has
been under consideration for some
time, but uncertainty as to what
may happen in the war economy prin-
tcipally any move at this time, it was
said.
Total of 83,996 shares of pre-
ferred stock, of which 82,946 were
voted for re-election of the six
directors. There are 89, 617 preferred shares outstanding.
There were 1,581,714 shares of com-
mon stock represented in person
and by proxy, less than a quorum of
the, 5,701,090 outstanding. Common
stock votes of all directors due
to unpaid back dividends on pre-
ferred, but it was pointed out that
later, the company resumed
payment of current preferred divi-
dends.

20th-Fox Gets Added Time
To File In Pickwick Suit

New Haven—Time in which to file
20th-Fox objections to plaintiffs' in-
terrogatories in the $5,452,575 Pick-
wick, Greenwich anti-trust suit
against the eight majors has been
extended by stipulation filed in the
U. S. District Court here. Stipula-
tion is entered into by Raymond
Hackett, as attorney for the plain-
tiffs, and Edwin P. Morse, for 20th-
Fox.

Harry E. Mills Dead

Rochester—Harry E. Mills, first
graphic arts demonstrator for East-
man Kodak, died here.

WEDDING BELLS

Des Molins, la.—Maxine Sullivan,
counselor at Strand theater will
be married to Julian Bors of Chicago here Dec. 27.
The most exciting bedtime story ever told!
His Bedtime Stories were about other Women!
LORETTA YOUNG

EVE ARDEN * HELEN WESTLEY

Produced by B. P. SCHULBERG • A COLUMBIA PICTURE
Most Tokyo Reps. are Not U.S. Citizens but in Same Predicament as Americans

(Continued from Page 1)

cable lines, the foreign managers were uninformed as to the status of
I. S. M. G. M.-Moses, is the only American
n. N. S. Thalberg, Warner Bros.,
R. C. C. General Counsel. The above was "nominated" for a
special Academy Award by Mrs. Eleanor Roosevelt, wife of the President, in her

Paramount and Universal recently shut down their offices there.
Par East managers were unheard from in many cases. Arthur G.

"Metro Accepting No More 2-Faced Woman Playdates"

M-G-M is accepting no further playdates beyond those already made for "Two-Faced Woman." It was learned yesterday.

According to J. Robert Rubin, Loew's vice-president and general

Suggests "Oscar" For Pettijohn

Mrs. Eleanor Roosevelt "Nominates" MPPDA General

Counsel for Special Academy Recognition

Charles C. Pettijohn, general counsel of the MPPDA, was "nominated" for a
special Academy award by Mrs. Eleanor Roosevelt, wife of the President, in her

Ms. Pettijohn

"Yesterday I happened to meet an old friend, Charles

Said he had an illness.

Metro Accepting No More 2-Faced Woman Playdates

M-G-M is accepting no further playdates beyond those already made for "Two-Faced Woman." It was learned yesterday.

According to J. Robert Rubin, Loew's vice-president and general counsel, the company is conferring with the Legion of Decency in or-

bundy held over from four days to a week, and Hartford held over an extra week.

Milwaukee Trims Garbo Pic, But Oshoksh Plays It Uncut

Milwaukee—Although deleted in spots by the Motion Picture Com-
mis nhere, "Two-Faced Woman" was advertised in Oshkosh as hav-

ing "nothing deleted, not a line altered." The Mayor Zeidler announced that rep-

resentatives of the film industry in Milwaukee had pledged 100 per cent co-operation with his program of previewing any picture whose moral level is questioned by the Better Films council, the Legion of De-
cency or similar organizations.

Baltimore Bears Garbo Pic To Be Cut for Nave Runs

Baltimore—It is reported that the controversial Garbo picture, "Two-

Faced Woman" will have several scenes eliminated when the picture goes into its neighborhood runs here. Picture was originally passed by the Maryland State Board of Censors without cuts.

Catholics of Brooklyn Diocese in Film Pledge

All Catholic congregations in the diocese of Brooklyn, Sunday re-

newed the pledge not to patronize films which "glorify vice," inculcate false values and show "wrong tri-

umph," as suggested by Bishop Thomas E. Molloy in a pastoral let-

ter. Legion of Decency pledge gener-

ally will be taken in all Catholic churches next Sunday.

Cables Clogged, No Word of Pix Reps. in Far East

(Continued from Page 1)

declaration of war against Japan. Release date, in one instance, is be-
ing advanced on picture already completed.

"Business as usual" will be the rule at 20th-Century-Fox until the proscrip-
tion runs out. 20th-Fox, speaking for all film companies, said the action was taken for a change, said William Koenig, gen-
eral production manager. He stated that a little over a year ago the Gov-
ernment made a survey of all film technicians with an eye to their value in civilian defense and military work. So far no one has been called upon although it is possible there will be a shortage of film craftsmen.

Permits for possession of machine guns in the studio arsenal were re-
served and army picked them up yester-

day.

Emergency Safety Committee

An emergency safety committee meets today to establish procedure in event the studio is bombed. War catches 20th-Fox in the 

highest proportion of its history, but to date only immediate change will be realignment of the police depart-

ment.

The studio has brought "Secret Agent in Japan," original story by John Larkin, and will place it in production Jan. 2, with Sol M. Wurt-

zel as executive producer. Irving Pichel will direct and George Sanders may be given the lead.

20th-Fox has a camera crew of six in Honolulu to shoot back-

grounds for "To the Shores of Tri-

ｅ." Directed by J. J. A. Harmens and Chief Cinematographer Harry Jackson. No word has been given as yet on its release, or when it will be ar-

ived in Honolulu Dec. 2 and was due to leave Dec. 15.

Parameter received permission to fly five picture planes to the High Sierras 90 miles East of Sonora for 

war scenes for "For Whom the Bell Tolls." Director Sam Wood was to fly to San Francisco, then return on location with several hundred extras and crew members for a few weeks.

Paramount barred 30 of its regu-

larly employed Japanese janitors and gardeners pending instructions from the Government. It added 20 new policemen.

At Other Studios

RKO will rush "The Bombardier" into production within 10 days and expects to advance its release date on "Call Out the Marines" starring Victor McLaglen and Edmund Lowe to January instead of March.

Universal reported it will place three pictures into production this week as originally planned while M-G-M, Warner Bros. and Columbia reported the normal production plans. There was no extra precaution-

ary measures to establish vigilance around its various technical depart-

ments and water towers.
Arbitration Results
Meager-Kuykendall

The arbitration system set up as a result of the New York consent decree has thus far achieved only "meager" results, Ed Kuykendall, MPTOA proxy, declared in a bulletin released here yesterday.

Kuykendall, branded the decree "the light that failed," and asserted that "the stability of supply, economics and price advantages of quantity or wholesale buying are largely destroyed by the new system" (selling under the decree).

In his presentation of the arbitration setup, Kuykendall declared: "One important advantage of commercial arbitration, denied to us for too long, is that it precludes the hearing before a "friendly court" composed of those who by personal experience, occupation and training understand the business and the subject matter of the complaint, and thereby are in a position to render an intelligent final decision on its merits without delay or unnecessary expense, employment of counsel to argue the complaint, or appeals to New York for a final decision.

"No organized effort is provided to adjust complaints by voluntary agreement prior to fighting it out before the arbitrator, with the exhibition hanging matching wits and arguments with counsel for the distributors and for the other exhibitors. The numerous restrictions in the decree on jurisdiction of the arbitrator, on what complaints can be arbitrated, what exhibitors can arbitrate, what relief can be provided if you win, the uncertainties of appeal on every decision, the cost of fees, transcripts, briefs, and of virtually indispensable legal advice and paralegal work make arbitration in place of a lawsuit.

The results achieved to date are indeed meager..."

"Instead of our quick, inexpensive method of adjusting complaints, the record indicates that decree arbitration is really slow, uncertain and costly to the industry as a whole, little better than court procedure in any respect, and that the grievance is liable to wind up in court any how. The complaints arbitrated are confined almost entirely to clearance cases, and a comprehensive zoning plan is impossible to establish by arbitration."

OUT OF UNIFORM

Chicago — Bob Haley, formerly publicist manager for Eko Palace here, has been commissioned out of Army service and is now in Kansas City, where he is handling publicity for the Orpheum theater.
Pre-Conference Talks Devoted Mainly to The Exchange of Ideas

(Continued from Page 1)

mainly to exchanges of ideas. It is stated that the President of the organization and its theaters to the Government and will make its theaters available for any function called upon them for war purposes. Allied and other groups are expected to take similar action here today.

At Brandt-PPC Parley

Present at the sessions with Brandt were Leo Wolcott of the Iowa-Nebraska unaffiliated organization; Mr. L. A. Blank of Des Moines; John Rugar of Intermountain Theaters Association; Robert Barton, MPTO of Virginia; Robert Poole, Jack Berman, Robert White, L. O. Lukans, Rotus Harvey, W. Byron Bryant and William Crockett, all of the PCC.

Abraham F. Myers, Allied general counsel, met with his conference committee throughout the day. Myers said his group would urge the seven points for unity discussed in last week's bulletin, but that Allied, too, would go into the huddle today with an "open mind" and be willing to cooperate on any scheme that will create unity within the business. Myers met with Sidney Samuelson, Jack Kirsch, Col. H. A. Cole, Roy Harrold, Martin Smith and Ed. Pleasley.

Pleasley led a Northwest Allied delegation of approximately 25 persons who met separately and discussed plans for submission today.

Attending MPTO Conference

Ed. Kuykendall, MPTO president, arrived late yesterday afternoon and immediately called together all members of his Executive Committee, including Fred Wehrenberg, St. Louis; Max A. Cohen, New York; Oscar Lam, Rome, Ga.; and Rotus Harvey, San Francisco. Senator Pizor of Philadelphia, was grounded en route to Chicago. Arthur Lockwood is due in from Boston today.

Kuykendall said the unity plan was not a new idea with MPTO and that such a plan had been urged for the last eight years. It took the "mess" created by the consent decree to bring the industry into line, he said. "We've preached unity for years," he continued, "indicating that cooperation could not be obtained until it was almost too late."

Indications are that Jack Kirsch, Illinois Allied presby, will preside as temporary chairman when the formal conference gets under way this afternoon. Distribution executives will arrive this morning.

F & M Radio Show

Has Ex-Follies Girl

St. Louis—F & M theaters here are sure to get an enthusiastic reaction to their eight-week air program via KXOK, the Star Times station. The program features Lynne Cassie, a former Ziegfeld Follies girl. Tagged as "St. Louis Movie Fan No. 1."

Theaters at Government's Command, MPTO Board Declares in Its Pledge of Support

Chicago—MPTO's board members yesterday pledged the support of the organization and its theaters to the Government and will make its theaters available for any function called upon them for war purposes. Allied and other groups are expected to take similar action here today.

Film Hawaiian Bombing: No Way to Ship Newsreels

(Continued from Page 1)

the films to this country, it was learned yesterday. All the companies have applied to the Navy Department for permission to charter a plane to bring the footage over since all clips will have been commandeered by the Government.

It was also learned that the newsreels in question are being jointly owned by the Navy and War Departments to place the cameramen on war correspondent basis. Should the Army and Navy agree it might mean the cameramen would become officers and the newsreels would have to pool their footage as it is done in Great Britain.

All companies rushed special releases to the theaters yesterday afternoon with background material on the war. Paramount News claimed it will be the first to reach the Embassy at noon. Last night the newsreels were preparing special releases on the President's address.

Atlanta Exhib. to Give Profits to the Red Cross

(Continued from Page 1)

Atlanta—Danny Demetry, operator of the Emory Theater in Atlanta, announces in a large ad in the Constitution for this morning that all profits from the operation of the theater will be given the American Red Cross for an indefinite period.

With the nation at war, Demetry said he thought private citizens should not think of profits and that the money thus raised for the Red Cross may help relieve suffering and aid in final victory.

Kent to Speak at Cuban Convention of 20th-Fox

(Continued from Page 1)

ter J. Hutchinson, vice-president in charge of foreign sales. It was said yesterday the war might interfere with plans for the meeting which will be held Feb. 9.

Branch managers from all the company's offices in Central and South America and in the Caribbean zone will attend the annual convention at which Hutchinson will preside.

Pete Wood's Mother Dies

Columbus, O.—Mrs. Elizabeth Lillian Wood, 79, mother of Pete Wood, secretary of the ITO of Ohio, died here after a long illness.

Schine Trust Suit

Trial Set for Mar. 3

(Continued from Page 1)

yesterday after Seymour Simon, special assistant U. S. Attorney, moved that the cause be set for trial sometime after Jan. 15. Simon said the trial probably will last two months.

Judge Knight allowed Columbia Pictures Corp., United Artists Corp. and Universal Pictures Co., Inc., until Jan. 15 to file answer to Government's interrogatories in the Schine case propounded Feb. 10 last.

In moving for trial Simon said the Government will be ready any time after Jan. 15. Willard S. McKay of New York, Schine attorney, vigorously opposed a January or February start, insisting the defense would not be able to prepare for trial before March 1.

After discussion between opposing counsel and the Court, Judge Knight set the March 3 date for the trial in equity without a jury.

Louis Frohlich of New York represented Columbia and Benjamin Pepper appeared for United Artists and Universal.
U.S.-Jap War Dislocates Far Eastern Pix Market

10,000,000 Yen Due American Distirbs. Estimated To be 'Frozen' in Nippon

Japanese war has severely dislocated the Far East market worth about $6,000,000 to the major companies, a checkup revealed yesterday. Some loss of the market, it was estimated, would mean a further shrinkage in the total foreign grosses of approximately six per cent.

Japan has long been a shell of its former self, as far as the majors were concerned. Rigid monetary and quota restrictions imposed by the Nipponese have made that market sterile. The companies in the past few years merely went through the motions of selling tickets to those territories to prove they were not interfering with the film business.

In Dark Over China, DEI

Four top managers were frankly in the dark over China, Singapore, the Dutch East Indies and the Philippines. It was pointed out that these territories have been tapping off and it was established that none will be made until the situation is clarified.

Where the companies are functioning in the Far East, business is due to the sale of tickets to military regulations, bombings and blackouts, it was pointed out. Estimates vary but it is said the companies have about 10,000,000 yen frozen in Japan. The money placed in escrow in the Yokohama Specie Bank is considered safe. Yesterday the companies received the second payment of the total amount of $900,000. There are two more to be made.

Loew's and Universal Set Christmas Bonuses

(Continued from Page 1)

Christmas bonuses for their employees. Orders in Loew's theaters, exchanges, the home office and Station WHN will receive gifts similar to the bonus distribution of last Christmas.

Employees receiving not more than $40 a week who have been employed for a year, get a $2 bonus in their salary, the bonus not to exceed $50. Those receiving not more than $40 who have been employed for six months get a $1 bonus per week's salary, not to exceed $25.

A Christmas bonus of one week's salary to employees in the home office and branch offices receiving $40 or less weekly has been voted by Universal's board of directors, Prexy N. J. Rumsey said.

A similar benefit, in different form, is to be made to the studio personnel. It will be of the same amount on the basis of a year's service in the Universal City Club, studio employees own benevolent organization, which for years has provided financial assistance to employees in such emergencies as family bereavement, serious illnesses or accidents.

Pix's Pledge of Service, Support Wired President

To the President by telegraph late yesterday went two significant industry pledges, one from Bill H. Hays, MPPDA presy., the second by George J. Schaefer, chairman of the Motion Picture Committee Co-operating for National Defense.

In the first, Hays transmitted this resolution, adopted yesterday by the MPPDA board:

The Motion Picture Producers and Distributors of America hereby pledge our service and support to the President and the Nation, and reiterate our resolve to maintain the continued flow of wholesome entertainment as an essential contribution to military and civilian morale and the national spirit.

Text of Schaefer's telegraph follows:

"The motion picture committee co-operating for national defense, representing more than 12,000 theatre operators and the pro- ducers, distributors, newsreel and trade press reaffirms pledge of all possible service to you, the National Government and the people of the United States in this emergency."

Nat'l Gross Even on War News

Box Office Off 25-50% Drop in Met. New York

(Continued from Page 1)

Sunday was a drop of 33 1/3 to 50 per cent in the day's business as receipts turned to radio for news instead. The downtown trade was off less because of attracting crowds.

Immediate exhibitor reaction here was that actual war will mean ultimately increased employment and steady business as workers seek relaxation from longer hours, with every day that many houses will adopt matinees or unusual hours to meet demands of workers on shifts in defense plants. None are optimistic or expect any real boom, however.

Atlanta Houses Feel Stump; War News Keeps Public Home

Atlanta—Box office receipts Sunday night and yesterday at downtown Atlanta theaters felt a slump as patrons stayed home to listen to news flashes.

The war brought a slight slump just as theaters were given the go signal from the OFM again to light their marquees as the power shortage was over.

Theaters on Sunday interrupted programs to announce the bombing of Honolulu, and later to inform all service men they had been ordered to report to their stations immediately. Any soldiers were stopped as they were headed back to camp from the box-office.

Coast Production Up As 14 More Gel Gun

West Coast Bureau of THE FILM DAILY

Hollywood—Production speeds up in Los Angeles and the West Coast with more features getting the start. Metro, with 10 shooting, and 20th. Fox, with nine, are the most active.

The checkup:


At Paramount: Eight shooting. At RKO: Jed Buell producing "Broadway Big Shot," drama, with William Brandine directing.

At Republic: Three shooting.

At RKO-Radio: Fire shooting.

At 20th Century-Fox: Nine shooting, including "The Night Before the Divorce," from a play by the same name. Leads are Spade, Walsh, Hunt, Hunt, Russell, "Easy Living," directed by John Ford. Other directors.


At Universal: Five shooting, including "Mystery of Marie Roget," an Edgar Allan Poe film, with Phil Rosco, directed for associate producer Paul Malvern; "Ghost of Frauenknam," melodrama, with Eric C. Carten directing for associate producer George Waggner; "Dance of the Cranes," drama, with Christy Cabanne directing for associate producer Henry MacRae.

At Warners: Fire shooting.

Rites Held for Wilson, Television Engineer

Funeral rites were held here yesterday for John Charles Wilson, 32, a nationally known television engineer, who died at his Bayside, Queens, home last late week of Hodgkin's disease. A native of London, Wilson was first associated with Baird Television Development Co. in England, coming to this country a week later, he became associated with Hazeltine Service Corp. His widow survives.
NAME UNITY PLAN STEERING COMMITTEE

Nation’s Theaters Take War Problems in Stride

President’s Radio Speech Receives Greatest Coverage in New York’s Theaters

With air raid warnings sounded on both the East and West Coasts, and with blackouts in effect in many cities and smaller communities, the American film industry yesterday and last night grimly went about its business.

Such inevitable war-time manifestations as window glasses, the perfection of plans for safety of both personnel and patrons, and the problems of the industry (Continued on Page 5)

N. Y. Theaters Meet "Air Raid" Test

Complete preparedness of New York film theaters to meet exigencies growing out of an air raid on the city in the present war was demonstrated during yesterday’s test" (for some hours believed a real raid, but later officially called phony) which took place at 1:25 p.m. and in which picture houses had (Continued on Page 4)

Metro’s South Seas Rep. Reported Safe in Sydney

Maurice "Red" Silverstein, Metro’s South Seas division manager, with headquarters in Singapore, and his bride, Betty Bryant, Australian ac-
(Continued on Page 8)

Unity Meeting

A Peace Parley

It is Not a "Disarmament Conference," Says Myers

Chicago—In his opening address to the all-industry unity parley yesterday at the Blackstone Hotel, Abram F. Myers, Allied’s general counsel and board chairman, said that “there may be some disappointment that Allied has arranged this meeting without having a concrete plan, complete in all details, to submit.” But, he added, there would have been even greater criticism had Allied prepared cut-and-dried plan to be signed on the dotted line. Myers said that Allied members had indicated clearly that they are unwilling at this time to merge their association into any other organization so it cannot (Continued on Page 7)

Boston’s Theaters At Gov’t Service

Boston — Boston’s theaters will carry on as usual. In fact, additional efforts will be made to entertain, for the Public Safety Committee has ruled that all amusement places do their part in keeping up the morale of the public in this East Coast sector.

Yesterday’s air-raid warning (later (Continued on Page 5)

Blocked Coin Calls Milliken to Capital

Recent edict of the Treasury Department cancelling permits of the American film companies for withdrawal of approximately $300,000 in blocked funds sent Carl Milliken, acting head of the MPPDA’s foreign department, to Washington to determine whether ban can be lifted.

Coin from such countries as Denmark, Roumania and French Indo— (Continued on Page 4)

Nick and Weston May Ask Supreme Court Re-hearing

St. Louis—Motion for a re-hearing by the U. S. Supreme Court of its refusal to review the action of the Circuit Court of Appeals in affirming the conviction of John P. Nick, former first international vice-president of the IATSE, and Clyde A. Weston, one-time manager of Local 143 operators, may be filed (Continued on Page 5)

Extend Period for Browne-Bioff Appeal

Minutes of the Browne-Bioff trial total 2,180 pages, it was disclosed yesterday in the Federal Court, when Martin Conboy, defense attorney, obtained an order from Judge John C. Knox extending the time to file necessary papers for appeal until Feb. 10, next. The Court also extended the term of the court for an additional one-year period to continue jurisdiction over the appeal.

Browne has paid the $20,000 fine imposed upon him in addition to his prison term. (Continued on Page 7)

Newcastes via WKRC For Albee in Cincy

Cincinnati—Station WKRC, starting today, will pipe three daily newscasts into the Albee Theater, operated by KKO Midwest Corp. Garnett Marks, the Times-Star station’s news reporter, will give three-minute summaries of war developments at 12:30, 3:30 and 9:30 p.m. Albee is the city’s largest downtown house.

By AL STEEN FILM DAILY Staff Writer

Chicago—A steering committee which will set up the machinery for establishing a unity program for the industry was appointed yesterday at the all-industry meeting at the Blackstone Hotel.

The committee which will report its findings to the general session today, is composed of H. A. Cole and Sidney Samuelson, representing all Allied; Ed Kuykendall and Max A. Cohen, representing MPTOA; Tom Conners and Neil Agnew, representing the consenting distributors, and Steve Broidy, representing the non-consenting distributors.

A resolution proposed by Leo Wol (Continued on Page 8)
McLean Appointed Aide To Canadian Film Chief

Toronto—Ross McLean, secretary to John Grierson, Canadian Film Commissioner, has been appointed to the new post of assistant film commissioner. McLean hails from Western Canada.

Allan McLean has been named to the new position of controller of the National Film Board while A. M. Shaw has been added to the business staff under the direction of Grierson.

Transferred from the new defunct Canadian Government Motion Picture Bureau are E. M. Finn, who will have charge of the photographic still division; W. S. Carter, supervising the laboratory at Ottawa, and William Lane, projectionist.

Expect Para. Common
To Earn $3 for the Year

New York SPG has established headquarters at the Hotel Piccadilly as a base of operations for the launching of a pressure campaign against the major film producers, with which the Guild recently broke off contract negotiations. Program of action on all public and labor fronts, combining the craft talents of the SPG's entire membership, has been ratified by the Guild's representative council. The campaign will be carried out by numerous committees comprising a large percentage of the Guild's membership.

N. Y. SPG Will Nominate Officers Tomorrow Night

Among the more important toponics on the agenda of the Screen Publicists Guild tomorrow night will be the nomination for officers. Guild constitution stipulates nominations shall be held in December and elected at a first regular meeting in January.

Present officers are Joe Gould, president; Harry Hochfeld, first vice-president; John Rosenfield, Jr., second vice-president; Jefferson Liv-ington, secretary; and Charles Wright, treasurer.

"Pen" Terms for Exhibs. Using Games Proposed

Maysville, Ky.—Circuit Judge C. D. Newell in opening the Maysville circuit court here declared to the grand jury that "Bingo or Bank Night is clean-cut gamblin', violates the statutes of Kentucky, and is deserving of a penitentiary sentence for those movie theater operators who insist on using it."

III. Legislature Meets Dec. 18

Chicago—Gov. Dwight Green has called a special session of the Illinois Legislature for Dec. 18.

Wednesday, December 10, 1940

DAVID O. SELZNICK, who postponed his return to the Coast, left last night with his party on the Twentieth Century.

SPIROD SKOURAS, CHARLES SKOURAS, HARRY C. FOX, MIKE ROSENBERG, CHARLES BUCKLEY, RUBEN SAGNICK leave for Los Angeles tomorrow night.

ABE BLANK and RALPH BRANTON of New York State Theater Corp., Des Moines, were viewed at the Paramount home office yesterday.

E. O. WILSKOE, Philadelphia district manager of Allied Service, spent yesterday at his office here.

Boots' in WB's Own House

Stirs Conn. Allied Squawk

New Haven—Allied Theater Owners of Connecticut registered a protest with Ben Kalmsen of Vita-graph, Inc. against the Roger Sherman showing of "They Did With Their Boots On" prior to trade-showing.

The letter, which was sent following a well-attended meeting last week, stated "... we feel that exhibiting a picture in your own theater, without offering it to the general trade, is a monopolistic practice, and is in violation of the spirit and intent of the consent decree." The complaint includes, "If this practice is to prevail, we will be obliged to bring it to the attention of the Department of Justice."

WAR IN THE PACIFIC

A FILM SCOOP

PEOPLE WHO PREFER

FRIENDLY SERVICE USE

POSTAL TELEGRAPH

CHARGES FOR TELEGRAMS "PRONED IN APPEAR ON YOUR TELEPHONE BILL."

2 REELS 20 MINS.

ALL ACCESSORIES AVAILABLE

WIRE—PHONE—WRITE

FOR TERRITORIES

PICTORIAL FILMS, INC.

RKO BUILDING, NEW YORK CITY
LISTEN TO THAT BOX OFFICE HOWL!

He's ready to outscream "Frankenstein" and "Dracula" in that Pre-Christmas date!

Here it is all set for you to sell hard . . . that horror magic that brings you hot profits out of cold shivers!

The WOLF MAN

with

CLAUDE RAINS
WARREN WILLIAM
RALPH BELLAMY
PATRIC KNOWLES
BELA LUGOSI
MARIA OUSPENSKAYA
EVELYN ANKERS
and the new master character creator
LON CHANEY
as "The Wolf Man"

Directed by GEORGE WAGGNER
Associate Producer, GEORGE WAGGNER

OUR UNIVERSAL DATE! READY NOW!
N. Y. Theaters Meet "Air Raid" Test

Wednesday, December 10, 1941

N. Y. Theaters Meet "Air Raid" Test

already made thorough provision for safeguarding patrons, a step
effectively both through organization and equipment.

Bulk of the amusement center of Manhattan is in two important
areas, one stretching from 42d St.

to 59th St., and the other embracing
Radio City. These have not only
their chief warrens, but each four-
square-block division also has a sec-
tion warren. From this latter post
branch the theater buildings, each
of which has a number of what
amounts to sub-warrens.

All of these warrens were on the
"alert" yesterday to co-operate in the
test "raid," which amounted to a sort of rehearsal.

Consensus of theater managers
yesterday was that, should there be a
real raid on the city, the practice
instituted by London theaters of in-
forming their patrons of the raid
would be followed here.

All warrens have been instructed in the elements of public safety,
and have received their credentials
to this effect.

Example of the organizational air
raid forces in local film stands is the
number of warrens in Radio City
Music Hall. There, 22 are on duty,
and eight at the Center Theater,
Other Broadway sector houses, such as
the Roxy, Capitol, Paramount,
Strand and Rivoli, are just as well
staffed proportionately.

Blocked Coin Withdrawals
Calls Milliken to Capital

(Continued from Page 1)

China has been deposited in banks
here after deals were negotiated by
the companies with individuals in
those countries.

Action by Treasury Department in
freezing the money has not been
sufficiently explained here and it is
expected Milliken will return with a
complete report.

Binnie Barnes Under Knife

Hollywood—Binnie Barnes is ex-
pected to be hospitalized two weeks
following a major operation.

Anti-5 Legislation
Threat in So. Dakota

(Continued from Page 1)

similar to that pioneered in Min-
esota by Allied Theater Owner
of the Northwest.

The convention, it was lean-
directed the officers to have the
ready for introduction at the 1942
session in the South Dakota legis-
lature unless there is an improve-
ment in buying conditions. Dean
Nash of Canton, S. D., is the asso-
ciation's proxy.

Apparently, the South Dakota ex-
hibit, unit is adopting the same
strategy as that authorized by the
recent convention of the Allied-In-
dependent Theater Owners of Iowa
and Nebraska, headed by Leo F.
Wolcott.

Like the latter, too, the South Da-
kota association is contemplating
anti-Ascap legislation, probably
modeled after the Nebraska sta-
tute, at the 1942 legislative session.

Set National Theaters
Meet for Coast Monday

(Continued from Page 1)

office contingent headed by Spyros
Skouras, Eddie Zabel, head film
buyer, Harry C. Cox, treasurer, and
Aubrey Schenck, film buyer, leave
Thursday night for the Coast.

Also in the party will be Charles
Skouras, FWC head who is visiting
in New York, Mike Rosenberg of
Principal Theaters, and Charles
Buckley, FWC attorney.

Honor Branson, Osserman
And Gorelick on Dec. 19

Chicago—Trade here will join in
next week's tribute to Walter Branson,
Jack Osserman and Sam Gorelick,
just elevated by RKO, at a testimon-
ial at the Congress Hotel Dec. 19.
Jack Kirsch, Illinois Allied proxy,
heads the committee in charge.

WEDDING BELLS

New Haven—Herbert Hillman,
former student assistant at the Col-
lege, now in service at the Army
Air Base, Bangor, Me., has an-
nounced his engagement to Mildred
Lichter of this city.

Solma Levy, of the National
Screen Service print control depart-
ment, will be married on Dec. 28 to
George Schultz.

Chicago—Kay Barry of Warners
office staff married Will Challings-
worth.

Chicago—Harold Loeb, of 20th-
Fox city sales department, and Cath-
erine Handmaker, of the same ex-
change, will be married next week.
Boxoffice Slump Yesterday
Reported Approximately
25 P.C. for the Nation

(Continued from Page 1)

Blackout of adjusting theater
operating checks was brought
in by which the industry's
achievements were set back
by the industry at large. That
difficulties were encountered
goes without saying, but viewing the
pictures, nationally, the industry went
on a war footing yesterday with a
minimum of discomfort, reports to
the THE FILM DAILY from its staff
writers in New York and its several
other correspondents across the
country established.

Monday's B. O. Slump 25%

The box office yesterday was re-
ported off approximately 25 per cent,
with the figures applicable both to
the metropolitan territory and the
hinterlands. As was anticipated by
showmen, the percentage figure rose
sharply last night, due, first, to the
Presidential broadcast at 10 p.m. (EST)
and, secondly, to the blackouts in effect in many seaboard spots.

President Roosevelt's radio ad-
dress to the nation received the
greatest theater coverage in the
history of the industry. Loew's, RKO,
Bosch, Century, F. & T. Skouras,
and as among the circuits which
carried the speech to all their houses.

Newsreel theaters largely adopted
the policy. In addition numerous
smaller circuits and countless inde-
pendents across the U. S. did like-
wise.

Capitol and Roxy were among the
Broadway first-runs which broad-
cast the speech both in the audi-
toriurn and the lobby. Others car-
rried the speech in the lounge and
lobby.

Blackouts May Change Schedules

Blackout of cities along the West
Coast may force the Fox West Coast
circuit to run afternoon shows in
most of its situations, as was learned
yesterday. Outside of the first-runs in the key spots, circuit has only
evening performance in most of the
houses.

With Seattle, Portland and San
Francisco blacking out by 6:30, the
National Theater exes, are posed
with a problem which caused them
to hedge with Charles Skouras who
is here from Los Angeles.

Outbreak of war Sunday saw Sun
Francisco film houses playing to solid
blocks of vacant seats, according to
reports received here yesterday.
On the other hand, bars and night
clubs there did business of almost
New Year's Eve proportion, with
customers turning back on fan dance-
to cluster about radios. Monday
matinees saw a pick up, but when
sudden blackout hit that evening,
the Frisco box-office windows might as
well have closed, it was said.

Incident in the Frisco blackout
was the shortage of electricians for
the OPM branch, which handles
power failures to switch off neon lighting, in
case most cases controlled automatically
by time clocks.

May Silence Radios
Frisko's Film Row, it was reported,

figures that if blackouts become
a regular nightly event, downtown
houses there will suffer badly, with
cinema patrons, albeit not risking long drives. An event
that may possibly boost Frisco movie
attendance, if it becomes regular
practice, is silencing of radios.

Reports from Portland, Ore., were
to the effect that the blackout there
had not alarming. First-run houses
were closed, it was forecast that night
shows would be eliminated in the
Columbia River cities under the
blackout regime.

In Philadelphia yesterday and last
night, theater business was sharply
down, with the factors influencing the
New York dip held responsible. General air raid instructions pub-
lished in Philadelphia advised theat-
er patrons to remain in the houses
in the event of an alarm.

Hollywood Biz Dropped
25 Per Cent Due to War

(Continued from Page 1)

Hollywood — Independent neigh-
borhood theaters reported a 25 per
cent falling off in business due to
war scare and usual pre-Christmas
slump.

Fox West Coast representatives
stated their neighborhood houses did
not fall off to such a degree and drop
was not alarming. First-run houses
were harder hit than neighborhood
surroundings but "Two-Faced Woman"
has been holding up nicely at Grau-
man's Chinese and Loew's State.

Hollywood Theater on Hollywood Blvd.,
playing "Citizen Kane," showed a
possible loss of $1,000 Sunday be-
cause of the scare, and Monday night
business was off 66 2-3 per cent.

Paramount also dropped a possi-
ble $1,000 in Sunday business.
Normal business for Sunday after-
noon was reported at Warners' Hol-
lywood, playing "One Foot in heav-
ien."

Independent and circuit opera-
tors believe the drop will continue until
Christmas day, when business should
make a sharp upturn and go above
normal. They believe that by that
time hysteria and usual pre-holiday
slump will have ended and people
will be anxious to see pictures for
relaxation.

Blackouts were in effect in Long
Beach, San Pedro, Wilmington and
Torrance last night although the the-
aters there remained open.

Bosston's Theaters

At Gov't Service

(Continued from Page 1)

learned to be false) that enemy planes were sighted 150 miles off the
cost brought no panic to any of the
theaters in each of the which the crowds
were quietly notified and patrons
took the news calmly.

All Boston theaters including the
M & P chain, Keith, Marcus Loew
and independent houses, hastened to
secure and conform to the fullest extent and that
of which they were 100 per cent
behind the Government in its policies
today.

Every theater is being given added
police protection and civilian defense
guards and at the first warming of a
raid all patrons will be quietly told
how shelter may be found. Many of
Boston's downtown theaters are in
close proximity to the so-called
two-story subways described as be-
ing thoroughly adequate for air raid
shelters at the present time.

The first blackout was expected
last night but notice came later that it
was not necessary.

THE THRILL SHOW OF THE YEAR!

MR. DISTRICT ATTORNEY

IN THE

CARTER CASE

JAMES ELLISON • VIRGINIA GILMORE • FRANKLIN PANGBORN

PAUL HARVEY • LYNNIE CARVER • SPENCER CHARTERS • BERNARD VORHAUS • DIRECTOR

Based on the Phillips 6. Lord Radio Program, "MR. DISTRICT ATTORNEY"
**Bedtime Story**

with Fredric March, Loretta Young,
Robert Benchley, Allyn Joslyn

[**HOLLYWOOD PREVIEW**]

Columbia

85 Min.

ACE COMEDY CHOCKFUL OF LAUGHS IS A CINCH FOR ALL AGES AND ALL TYPES OF TRADE.

When they are passing out the Oscars for the "arty" accomplishments of the year next February, "Bedtime Story" may or may not be among the leading contenders for one of those little gold-plated-statuettes. But—if not, Producer B. P. Schulberg needn't feel slighted. He can afford to just sit back and observe the festivities with amused tolerance, because in this human little tale he has given film exhibitors one of the most entertaining movies they will ever play. It's delightful farce—and a bellylaughs from start to finish.

A lot of credit for this production should go to megar Alexander Hall who has proven with hit after hit that he is the master comedian. There is no other situation too involved—no sequence too fast for Hall. Everything runs like clockwork. It's magic.

Richard Flourney's screenplay from Horace Jackson and Grant Garrett's original story is studied with brilliant believable situations and spot dialog—a wonder. He has inserted the characters "even as you and I." No character speaks a line that isn't fitting the situation.

The leading players all come through with excellent performances. Fredric March is as funny as only a fine straight man can be when given a cinchy comedy role. Loretta Young is as good as she has ever been, and the supporting players, Robert Benchley, Allyn Joslyn, Eve Arden, Helen Westley and Joyce Compton all seem to enjoy their work.

Jane and Luke Drake, (Loretta Young and Fredric March) have been married for seven years, but the couple is at the top on Broadway—and have been happily successful. Loretta has always wanted to quit the stage, and be a domestic in the family. March has agreed. When the day of retirement comes March reneges, so, as happens in all good movies, Loretta hops a plane for far away. Enter the villain in the person of one, Allyn Joslyn, fondly called "old six per cent" by March, who begins a lusty campaign to win the hand of the Mrs. March.

As the tale unfolds, March is off again and on again, time after time, with the weary Mr. Joslyn hanging on to his gained ground with bull-dog tenacity.

The wind-up comes with the talented Mr. March enlisting the aid of an entire theatrical troupe, a regiment of Dumb conventioners, the entire staff of a swanky hotel, and an odd assortment of electricians and unemployed character acts to put on his most elaborate "off-stage" production to win back his wife.

"Bedtime Story" is a cinch for all ages and all types of trade. Opening day audiences will laugh their friends and neighbors into your house for a solid run.

CAST: Fredric March, Loretta Young, Robert Benchley, Eve Arden, Helen Westley, Joyce Compton, Tim Ryan, Olat Hyttten, Dorothy Adams, Clarence Kolb, And Many Others.

CREDITS: Producer, B. P. Schulberg; Director, Alexander Hall; Authors, Horace

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**Come On Danger**

with Tim Holt, Frances Neal, Ray Whitely, Lee "Lasses" White

RKO Radio

58 Mins.

PEPPY WESTERN STUDDED WITH MELPER ACTION AND SOME GOOD TUNES. GOOD FARE FOR OUTDOORisure.

The love vs. duty theme is injected into "Come On Danger" along with lots of action and meller stuff. Additionally, some good sagesbrush-flavored songs by Fred Rose and Ray Whitely are used for contrast.

Tim Holt, a Texas Ranger, gets the nod to ride over to rough and tumble the Manzanita, and brings in Frances Neal who is allegedly the leader of a cattle rustling band, and responsible for a killing. Tim falls in love with her feminine quarry rather Holt-heartedly, if you'll pardon the pun.

Consequently, he is tardy in arresting the bad guys. Through the wire, it develops that Karl Hackett and his henchman, Glenn Strange, were the agents who did the aforementioned killing. The culprits and their gang rule the town of Manzanita, including the sheriff's office. When the local law forces apprehend Miss Neal, in order, of course, to divert suspicion from the true murderers, in steps Tim Holt to claim custody of her. More than that, he has, in the meantime, found evidence that Hackett-Strange guilt. And so, all ends happily.

There is some good brawling and shooting to make spines tingle, Edward Kelly's direction is okay, as is the photography by Harry Wild.


CREDITS: Producer, Bert Gilroy; Director, Edward Kelly; Screenplay, Norton S. Parker; Musical Director, Paul Sawtell; Director of Photography, Harry Wild; Film Editor, Edward Fry; Camera Operator; Songs by Fred Rose and Ray Whitely.

DIRECION, OKAY. PHOTOGRAPHY, DIRECCION.

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The death of Judge Tangles

Hollingsworth's Appeal

Lincoln, Neb.—Appeal for new trial in the Frank Hollingsworth case against Fox Midwest in Beatrice, is thrown into a spot with the death of Federal Judge T. C. Munger. He died before he had a chance to rule.

Now, mentioned strongly for the post vacated by his death is Paul Good, who was one of Hollingsworth's attorneys in the suit to collect damages from anti-trust and collusion on the part of Fox Midwest and major exchanges.

Jackson and Grant Garrett; Screenplay, Richard Sterling; Cameraman; Songs by Frank Morgan; ASC; Art Director, Lionel Banks; Associate, Earl O'dell; Editor, Viola Lawrence; Musical Director, W. Stoffel; DIRECCION, Classic. PHOTOGRAPHY, Excellent.

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**Johnny Eager**

with Robert Taylor, Lana Turner, Van Heflin

M-G-M

107 Mins.

HARD HITTING AND ABSORBING MELODRAMA WITH TAYLOR AND LANA TURNER LOOKS LIKE BOX-OFFICE HIT, ESPECIALLY IN CONJUNCTION WITH THE CHARACTER OF THE BARE-FACED AND smooth gangster, Mervyn LeRoy has injected a compact melodrama. It is absorbing entertainment all the way, borstled with powerful masculine names in Robert Taylor and Lana Turner. In many respects, the pic is a superior crime yarn and looks like a top grosser.

The gangster role of Johnny Eager has been outlined with telling, dramatic effect. It is altogether a convincing character de-lineation by Robert Taylor with ease and sureness. Taylor's performance with an easy grace that is as best as it is. Mervyn LeRoy will win a new flock of supporters in addition to cementing himself further with his tremendous popularity.

A swell script has Johnny Eager riding high until he falls for the wealthy stepdaughter of the prosecutor. Eager stages a fake court case to cause the girl to shoot him. She does not know the bullets were blanks and plunges into a pitfall, only to find her evidence. It and causes the girl to shoot him to the pin. When Eager finds that the girl has fallen in love with him, the girl, he goes to her and declares his love. He also tells her all but she does not believe him. He shot after arranging for the girl to meet face-to-face the man she supposed to have shot him. That is the barest outline of the plot. It does not do credit to the swell performance of Van Heflin, a newcomer from the stage, as Eager's drunken Boywell. An educated and literate character, Van Heflin is so good he almost steals the picture from the principals. He is continually pointing up the foibles in Eager's makeup which add considerably in dramatizing the relationship. Heflin's final epiph on for his friend sums up what he has been doing: "He would have climbed the highest mountain if he climbed the right one."

Spoiled nicely is Miss Turner as the wealthy girl who falls in love with a gangster. She is tops for looks and makes an ideal romantic lead for Taylor.

In addition to Van Heflin's standout act, there are some swell supporting performances by Paul Stewart, as the killer; Edward Arnold, the prosecutor; Patricia Dane, the gangster's girl friend; Robert Sterling, the wealthy boy friend; Lou Libin, as Benj; and Cy Kendall, as a gambler. LeRoy's direction is reflected in the crisp, crackling melodramatic key in which the film is pitched. Few film iepapers have been as contagious, the pictures being built around the respective faces of Taylor, and at different times even those of Eager. Johnny Mahin and James Edward Grant have written a hard-hitting screenplay with some exceptional dialogue.


CREDITS: Producer, John W. Considine, with Lon Chaney, Jr., Bela Lugosi, Claude Rains, Evelyn Ankers, Maria Ouspenskaya Uncredited. DIRECTOR, Tony. PHOTOGRAPHY, Excellent.
 Studios Running At Normal Pace

(Continued From Page 1)

emergency committee consisting of department heads was formed to safeguard persons and property. A key of places of safety will be posted in and around the department. Fire and police reserves will be appointed and trained. Kath- reen Ridgeway, head of stenographic department, has been made chief of all women employees at the plant.

More Metro Employes Enlist

Impact of war has not struck heavily at M-G-M. Before the war气氛1 of 100 employees had been inducted into service, and following its outbreak enrollment in the state guard and regular forces totaled about 75 more. M-G-M-ites in regular service include James Stewart and Robert Montgomery. Wallace Beery, Lieutenant Commander in the Navy Air Reserve, has not been called to duty as yet. From the studio sound department, Major Ken- neth Lambert is now engaged in im- portant electrical research work at Washington, D. C.

The War Department has asked Republic for all guns and parts needed in westerns. The company will be al- lowed to complete production on the Gene Autry picture and "The Three Mesquiteers" now in work.

Immediate enlargement of industry's contribution to War Depart- ment film requirements as a result of war's outbreak was discussed at a conference be- tween Lieutenant Colonel Schlosberg and Y. Harlott who came from Washing- ton, and Lieutenant Colonel Darryl F. Zanuck, Major Studer and Cap- tain Clark, Schlosberg announced that applica- tions for commissions in the Signal Corp as part of its photographic division of creative talent of the industry in the Signal Corp is under con- sideration.

In the Studio Problems

A meeting of studio business man- agers and chiefs of police will be held tomorrow to discuss policing fire and other problems. Call was issued by Fred Deetsen of the Hays Office.

The Screen Writers Guild's execu- tive board wired President Roosevelt placing the writing strength of or- ganization at the immediate dis-posal of Los Angeles and national civilian defense. Greg Toland, Sam- uel Goldwyn's ace cameraman, and Major John Lurton of the Naval Reserve, has been ordered to report to Wash- ington next week for active duty.

Twentieth Century-Fox is con- sidering the possibility of recruiting Director James Hazen and the Technicolor camera crew of five which left here recently for the Persian Gulf, as background scenes for "The Shores of Tripoli." No word has been received from the director as to the chances offered to him on Sunday. Director and crew were due back Dec. 20.

Okla. To Pledge Loyalty, Re-elects Loewenstein

(Continued From Page 1)

dent of the country as their com- mander-in-chief in the present war between the United States and Japan, in a defense resolution introduced here.

Morris Loewenstein, Oklahoma City, Ma- gazine Theater, was re-elected president; Max Chandler, Oklahoma City, Talbot, Em- pire and Ralph Talbot, Talbot Theaters Circuit. He succeeded new secretary-treasurer to succeed Leonard Whitehead, who discontinued to submit himself but de- clined the office because of the press of civic duties in his home town where he is mayor besides operating two theaters.

Officers of the committee are: Okla- homa City district, Jack Swigler and Cecil Davis; Tulsa district, J. C. Hunter and Lon- chard, Tots; Southeastern, William Stev- ens, Oklahoma Ed. Holt.; Southwestern, Glen Thompson, Tekamino, Ed. Crew; Warrick; Northeastern, John Giffin, Miami, John D. Winchel, Picher, Gerald Stett- mound; Chandler; Northwestern, Homer Jones, Bloomer Terry, Woodward, and Wes- Texas district, Virby Conley, Perryton, Texas.

At the afternoon session the following resolu- tions were adopted: That M-G-M, Inc., do hereby go on record as being op- posed to the form of film distributors lic- ensing or renting of motion picture films to non-commercial institutions in any manner harmful to the best interests of the regu- lar exhibits. This resolution was introduced as opposing in any way the use of films for actual bonfire educational uses planned in a recognized established educational institution.

"Copies of this resolution shall be sent to all film distributors doing business in Oklahoma."

Ed Krykendorf, MFPTA proxy, who was unable to attend because the banquet was unable to be here because of the all-industry meeting held in Chicago.

President Loewenstein send a letter to Krykendorf for the purport of the all-industry committee and afterward a motion was passed to give Krykendorf the association's support in his unity views.

Minnesota Anti-5 Civil Actions Continued to Feb.

Minneapolis—Trial of civil actions in Ramsey District Court by which major film distributors hope to null- ify the recent Supreme Court decision of five-social, was continued Monday to February.

The continuance was on agree-ment in order to present piecemeal cases against Twentieth-Fox, RKO and Paramount may be tried first.

In these latter actions, the com-panies are charged with making film rental contracts with exhibitors in violation of the "anti-five" act.

Judge John W. Boerner instructed the court clerk to place the civil ac- tions on the docket for some time after Feb. 1, with no definite date set.

The criminal actions now are set for trial Dec. 15.

Minnesota Amusement Co. Warns Product Deal

Chicago—Warners closed a prod- uct deal here with the Minnesota Ap- paratus Co. Paramount affili- ate. Negotiations were finalized by Ben Kalmdenson, Rud Lobernh and Jack Fouk, and Leo G. Carroll, the firm's attorney. Leo G. Carroll, the firm's attorney. Frank Fritz and John Branton for the circuit.

Unify Meet "Peace Parley," Says Meyers

(Continued From Page 1)

function independently in their in- dividual capacities, the commit- tees requires it do so. Allied members, he added, regard this meeting as a peace parley, not a disarmament conference.

Meyers said that the declaration of policy by Allied cites seven sub- jects as deserving of the early con- sideration of a national joint con- ference committee. Touching light- ly, he said, that first time the committee centered on points six and seven. Regarding these he said:

Need New Distribution System

"Point Six—The formulation of an acceptable distribution system to supplant the method prescribed by the contracts between privately own- ed difficulties, and these will not be lessened by the fact that the Gov- ernment has a finger in the pie. But the fact that the blocks-of-five method has proved unsatisfactory to the great major- ity, if not of all, of the exhibitors, be- longing to our association. The ex- tent to which the committee can go in this direction will be up to you to await latter clarification. Never- theless, the exhibitors have a vital stake in the subject and feel that their needs and wishes should be con- sidered, and as far as possible, ac- commodated in the adoption of a new system.

"Every exhibitor with whom I have discussed the subject has been firm in saying that this committee must," he said, "in the agenda of the joint conference committee.

Meyers on Point Seven

"Point Seven provides for the dis- cussion and, if possible, adjustment or modification of the policies or agreements of the companies thereof which are opposed by any other branch or a substantial por- tion of the industry. This merely states the problem in the correct light. This would have been useless to go into details because obviously, the scope of the conference, their connection will be as broad as or nar- row as the participants wish it to be. Whatever action they may take in reference to their own practices and policies under this arrangement shall be voluntary. The details will have to be filled in by all the participants and must be ac- ceptable to all. Certain problems ap- pear to be more acute in some terri- tories than in others. Therefore, Al- lied at this time merely submits the problem; its committee may have specific suggestions to offer at the proper time.

FPC to Pay 25c Dividend

Toronto—Famous Players Cana- dian Corp. has declared a dividend of 25c on the outstanding common payble Dec. 27. The total divi- dend record for the current year now stands at 1$, with payments of 75c during the year. This is equal to the disbursements dur- ing the past two years.
Kent Urges Old Sales Methods to Unity PARLEY

Opening Day Speakers Pledge Support to Any Program for Unity (Continued from Page 1)

cott of Iowa, recommending that the court decree be vacated and that the industry operate under a fair trade practice code was one of the vital issues which the committee will have to tackle. The resolution also declared that the arbitration provisions of the decree were prohibitively expensive and have failed in most cases to give exhibitors relief to which they were justly entitled.

Speakers at Opening Session

With Jack Kirach as chairman, the unity conferences opened with addresses by distribution and exhibition executives: W. P. Rodgers, Nicholas M. Schenck, Ed Kuykendall, George Schaefer, Barney Balaban, Neil Agnew, Claude Luci, Joseph B. Bernard, Abe Montague, Tom Connors, Felix Jenkins, James R. Granger, Harry Brandt, John Logan, Steve and others. All pledged their support to any program for unity and promised full co-operation.

A resolution for all-out support of the Government and President Roosevelt by the industry was unanimously adopted. Copies of the resolution which further pledged the aid of theaters in the present emergency were forwarded to the President.

A letter from Sidney R. Kent to the assembled industry figures was read by Myers and its text constituted one of the highlights of the meeting. Kent wrote that the industry should “stop, look and listen” before it is too late. He declared that the old methods of distribution and selling were the best and that selfishness “too often warped our viewpoint.” Asking that the industry work together as a whole in the face, Kent declared that too many seeds of distrust had been sown. Are we better off under the current decree? Kent asked, answering the question with a very sharp “no.”

“Go Back to Old Policy”—Kent

“To the distributors,” Kent wrote, “I say go back to the policy of realizing that the independent exhibitor is a necessity to our industry and should be preserved. That keeping a proper price in the sun for the independents is not a hardship on any of us, but an economic necessity that is good for our entire business. Let us not delude ourselves that any legislation will take the form of a private prescription, written to benefit one patient and one only. The cure will be worse than the disease and usually is.”

Kent ended his address by saying that the industry was faced with blanket legislation and urged immediate unity plans. He expressed appreciation for the support of the industry, and said: “I hope we see the hope of a return to the days of the independent.”

New Palitz Theater Files on Clearance

Loren Theater, Inc., operator of the New Palitz in Ivy, Palitz has filed a clearance complaint, with the New York tribunal against Loren, Inc., owners.

Spiegelberg in the Squire case has been revised by the Appeals Board. Spiegelberg had set a maximum of seven days clearance for the Tars Playhouse, Great Neck, over the Squire but the board increased it to seven days.

Board also set clearance of the Beacon, Port Washington at seven days and the Manhasset at four days, practically no possibility of settlement on these situations, named as interested parties, because they failed in intervene.

Broad Amuse. Co. Wins 2 Reductions in Clearance

Philadelphia—A reduction in clearance was allowed in two of four situations in the arbitration action brought by the Broad Amusement Co., operator of the Broad, against RKO, Vitagraph, Paramount and Warner Bros. Theatres. Arbitrator Calvin. Rankin’s findings reduced clearance of the Rockland and Broad theater to 14 and seven days over the Broad instead of the prevailing 21 and 14 days.

Clearence over the Broad remains at 28 days for the Logan and seven days for the Orange. The finding applies to Vitagraph only in the case of the Rockland. Warner Bros. Circuit Management Co. and Rockland Amusement Co. were intervenors. Costa were divided between plaintiff and defendants.

Chi. Alcyaon Theater Brief To Be Filed by Dec. 19

Chicago—Drennan Slater, arbitrator in Pearl’s Alcyno Theater case gave attorneys for RKO, Fox and Schuyt Myers until Dec. 19 to file briefs. See No Possibility Of Parkside Settlement

Detroit — Arguments were completed in the Parkside arbitration case and it was taken over by ex-Governor Brucker for final award. With practically no possibility of settlement at this stage. This is first case in any tribunal to be actually tried on Section 10 affecting run.

Para. Asks Consolidation Of 6 Stockholder Suits (Continued From Page 1)

Consolidation of the five stockholders actions brought against the company because of its relations to William Blooff and George E. Brownle was asked yesterday by Paramount in the N. Y. Supreme Court. At the same time, a stay of proposed examinations before trial of Barney Balaban, Austin C. Keough and Adolph Zolker was requested.

Paramount has filed an answer in which it asserts that any payments made were done so in the exercise of proper discretion by officers. The company also claims that the three-year statute of limitation bars the suits.

Efforts of W. F. Rodgers in bringing about harmony and cooperation which are now taking place between Amity and Allied’s board of directors for the courage to take the far-reaching program of unity upon its shoulders.

Maurice Burgman, representing Amity, submitted a resolution calling for a public relations program for the industry. The Amity resolution urged the endorsement of a public relations program on behalf of industry and pledged Amity’s co-operation and talents to the success of the project.

The resolution recommended the appointment of a committee to formulate a public relations plan, proposing that within 30 days this committee submit a report on ways and means to prosecute this public relations program.

Rodgers, Kuykendall, Bernhard

In urging a unity program, W. F. Rodgers declared that there was no problem in this industry that could be ironed out by round-table discussions. “If we don’t iron them out, we’re going to have to face the problem, and that is what the future holds.” Rodgers declared.
INDUSTRY Buries the Hatchet

End U.K. Film Remittance Restrictions, Rose Urges

U. S. Distrib., to be Unable to Meet Quota Obligations, Says Para's Exec.

By DAVE GOLDBING
FILM DAILY Staff Writer

Lifting of all restrictions on remittances from England to American film companies was advocated yesterday by DAVID E. ROSE, managing director for Paramount in Great Britain.

Rose, who only returned Monday from England, stated he saw no reason why under present conditions the exchange had to be blocked.

"I can't see why we cannot take advantage of the opportunities available to us. The problems of our industry here demand every possible effort. I don't see why we shouldn't have the maximum exchange that our financial situation will allow."

Studios Expect No Serious Crippling

West Coast Bureau of THE FILM DAILY

Hollywood—A survey of studios indicates producers do not anticipate any serious crippling of production power because of technicians who were called into the armed forces.

Only 340 of 5,488 U.K. Theaters Closed

A number of British theaters closed by the war have been reopening gradually, statistics brought over by David E. Rose, Para's U.K. chief, reveal. At present time, there are 5,488 theaters in England and only 340 closed. Last summer there were over 550 shut down because of the war. There are 2,088 maximum situations out of the total amount of 5,488 theaters, Rose said.

Paul Stearn Heads UA West Div.

Advanced by Leserman from Cleveland District Manager

Bert M. Stearn, who started with United Artists as a salesman 13 years ago, was appointed yesterday to the post of Western Division Manager. Stearn succeeds Haskell Masters, who resigned to join the Odeon circuit in Canada, and will assume his new duties immediately.

In making the announcement, Carl Leserman, general sales manager, stated the promotion of Stearn represents a long-established policy of the company.

20th-Fox Branch Employee Widowed by Jap Air Attack

Des Moines, la.—Believed to be Iowa's first war widow, today, was Mrs. Ida Greene of Des Moines, an employee of the Des Moines branch of the 20th Century-Fox exchange.

Her husband, First Lieut.J. Sherman Greene, was reported killed in the first Government casualty list.

Inland Theater Biz Better

Detroit Daytime Patronage Back to Normal

Ampa's V. C. Luncheon to Attract Trade Notables

Ampa's Variety Clubs luncheon honoring John H. Harris, national chief Barker, and Bob O'Donnell, first assistant national chief Barker, at the Hotel Edison this noon will

Continued (On Page 4)

Navy to Call 200 Studio Technicians in a Few Days

West Coast Bureau of THE FILM DAILY

Hollywood—The Motion Picture Committee Co-operating for National Defense announced yesterday that within the next few days 200 camera-men, electricians and sound men from Hollywood studios will be called to active duty in the Navy.

Five-Point Program for Unity Unanimously Adopted on Steering Committee's Recommendation; Representative Motion Picture Conference Committee is Established

By Al Stearn FILM DAILY Staff Writer

Chicago—From all outward appearance, the hatchet was buried yesterday at the second session of the all-industry unity conference. A plan of operation, conceived at an all-night session of a steering committee composed of representatives of all distributors and exhibitors, was adopted unanimously at a meeting yesterday morning.

A five-point program for unity, composed partly of Allied's seven-point plan, was approved. The program, including the formation of a Motion Picture Industry Conference Committee, is embodied in a plan as follows:

1) Co-ordination of policy

Emergency Exhib. Air Raid Meet Tomorrow

Police Commissioner Lewis J. Valentine of New York City, last night called an emergency meeting of all circuit and independent exhibitors, theater managers and their assistants in the New York area, at 10 a.m. tomorrow at Loew's Ziegfeld Theater, 54th St. and 6th Ave.

Possibility of surprise air-attack

Continued on page 5

Louis Kaufman Ticket Wins Local 244 Election

Administration slate of incumbent officers of Local 244, operators, of Essex County, N. J., defeated the opposition ticket, 2 to 1, in the election.

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Three Loew Building Floors as Shelters

Eighth, ninth and tenth floors of the Loew Building, 1540 Broadway, have been designated as air raid shelters, according to notices posted yesterday.
MP Associates Elect Ellis, Cahan Vice-Presories

Remainder of the officers of the Motion Picture Associates were elected yesterday at a luncheon meeting at the Hotel Lincoln. Following unanimous selection of Harry Buxbaum as president, Jack Ellis, RKO, was elected first vice-president, and Matthew Cahan was elected second vice-president. In the pit of this marauding-at heart, Louis Kutinsky, RKO, was named and Seymour R. Schusssel, Columbia, and Moe Krentz, 20th-Fox, were elected trustees.

Moe Fraum, of Columbia, the recording secretary, Charles Penser, financial secretary, and Suil Trauner, of Columbia, treasurer, were all nominated unanimously to their positions.

Additional business for the afternoon included the adoption of a motion to contribute $100 to the Red Cross and submitting to the executive committee a proposal to purchase a $5,000 defense bond.

Milliken Reports on Frozen Coin at Hats Meet Today

Action of Treasury Department in freezing an estimated $300,000 of remittances to the majors from Denmark, Roumania and French Indo-China remains at status quo as a result of the war development. According to Carl Milliken, foreign advisor of the Hays office, who returned from Washington yesterday, Milliken said he will report to the foreign managers at a regular meeting today.

UA Owners, Executives In Coast Meet Tomorrow

West Coast Bureau of THE FILM DAILY Hollywood—United Artists owners and executives will hold a meeting tomorrow at 플 kéo at which time it is anticipated announcement will be made of the signing of additional producers.

New Nu-Art Films Catalog

Nu-Art Films, Inc., 145 W. 45th St., has just published a new indexed 16 mm. catalog.

Army, Navy Will Take Over Control of Radio

Washington Bureau of THE FILM DAILY Washington—Authorization for the Army and Navy to take over control or the closing of private radio facilities as deemed necessary was given yesterday by President Roosevelt in his capacity as Commander-In-Chief.

The President signed an executive order giving the Defense Communications Board authority to designate radio facilities for use, control or closure by the War or Navy Departments.

The authorization "does not mean that any general taking over of radio by the Government is contemplated," said a statement by James L. Fly, chairman of the FCC.

Revise Plan of Reading War News to Audiences

Plan of the League of New York Theaters to have war news bulletins read to audiences yesterday. Managers will be permitted to use their own discretion in reading the bulletins or posting them in the lobbies.

Among Broadway managers who protested against the original plan were Herman Shumlin, Howard Lindsay, Russell Crouse and Lester Meyers. Lee Shubert proposed that the matter be left to the theater manager.

Report Midtown, Toronto, To Be Odeon's First-Run

Toronto—The Midtown Theater is reported bought by a subsidiary of Odeon Theaters of Canada for use as a local first-run outlet by the Nathanson circuit. Midtown has 14 years of lease still to run and lease is understood to be held by Sam Firestone who is an associate of Nathanson. Midtown has been operated as a unit under control of Famous Players Canadian.

"Sundown" at Criterion Xmas

Opening date of Walter Wanger's "Sundown" at the Criterion Theater has been set for Christmas Day.
"Vanishing Virginian" Surprise Triumph
More later! Take our tip now! Keep your eye on this “sleeper”! Rich with humanity, packed with power, it will enthral every man, woman and child in the nation. Epic performances by Frank Morgan, Kathryn Grayson and a superb cast. Directed by Frank Borzage.

"H. M. Pulham, Esq." at Radio City Music Hall
While the sensational Boston World Premiere continues to pack them in, the announcement of “H. M. Pulham, Esq.” at Radio City Music Hall opening December 18th, gives thrilling evidence of the importance of this widely acclaimed production. Hedy Lamarr, Robert Young, Ruth Hussey, Charles Coburn head a perfect cast. King Vidor, director.

"Shadow Of Thin Man" Business 172% Nationwide
Hold-overs are a habit! Mr. and Mrs. Paying Public agree that Mr. and Mrs. Thin Man are a happy national institution and that Bill Powell and Myrna Loy are just what the box-office craves. Major W. S. Van Dyke, II, directed.

"Johnnie Eager" Will Make Film History
It's in the air! When you see it, when you watch Robert Taylor and Lana Turner, your pounding pulse will tell you it's the most exciting drama that Mervyn LeRoy has directed since “Fugitive From A Chain Gang.” Edward Arnold’s in the powerful cast.

Raves For "Babes On Broadway," New Year’s Hit
Now you KNOW! Now the trade has SEEN it! Wherever you go, whatever trade paper you read, the news is Mickey Rooney, Judy Garland in “Babes On Broadway” for a Happy New Year! 400 prints are ready to welcome 1942 with bulging bank-accounts! Director, Busby Berkeley.
Bert Stearn Named UA Western Div. Manager

(Continued from Page 1)

(Continued from Page 1)

following the Japanese bomb attack Sunday on Hickam Field, Hawaii. Mrs. Greene has been secretary for the last nine years to S. J. Mayer, manager of the Des Moines exchange.

Portland Subsequent Advance B. O. Scales

Portland, Ore.—Theater admission prices here took another step upward when the second-run, 15c houses advanced to 20c including all taxes; and the third run, 10-11c houses, upped their prices to 15c. To date there has been no lessening of attendance at these houses.

"Ride 'Em Cowboy" in Feb.

Universal will release "Ride 'Em Cowboy," Abbott-Costello starrer, the week of Washington's Birthday, Prexy Nate J. Blumberg said yes-terday.

C'est la Guerre!

Washington Bureas of THE FILM DAILY

Washington—An order issued yester-dy by the OPM Priorities Direc-tor prohibits production of juke box coins and coin-operated gam-bling machines after Feb. 1 and simultaneously directed manufactur-ers of certain other coin-operated devices to curtail their output 75 per-cent by the same date.

Paramount yesterday announced that the title "Midnight Angel" has been changed to "Pacific Blackout." Picture is one of the company's third block-of-five.

Kenosha, Wis.—To give kids a chance to co-operate in the defense program, the Orpheum here offered a free ticket good for a Saturday matinee to those bringing in either an old tire, two inner tubes or nine pounds of rags.

San Francisco—Tip from Frisco experts to showmen throughout the U. S. is to make sure all outside lights can be controlled from a handy switch. Lot of blackout grief here because lights were controlled by clocks.

20 Fox Wis. Houses Will Test Lectures

Milwaukee—Now wrinkle in the-ater entertainment is slated early in February by Fox Wisconsin Amusement Corp., when it opens a series of five lectures at 20 of its theaters in this territory. Speakers to appear in the first series, each to give one talk at each of the 20 houses, include Elissa Landi, Jan Valtin, T. R. Ybarra, Dr. Otto Strasser and Cy Caldwell. Public forums will follow the lectures.

In addition to appearing at Fox's Venetian, Downer and Modjeska, local nabe houses, the speakers will address theater audiences in Madison, Oshkosh, Racine, Kenosha, Janesville, Fond du Lac, Menasha, Beaver Dam, Manitowoc, Port Washing-ton, Green Bay, Stevens Point and Wausau in Wisconsin, and to inpen ding Menominee, Iron Mountain and Houghton in Michigan.

Fox hopes to sell tickets in blocks before the lecture star. If successful, others will follow. No ticklers will be shown in connection with the talks.

New ITPA Committees Appointed by Ainsworth

Milwaukee—W. L. Ainsworth, Fond du Lac, president of the ITPA of Wisconsin and Upper Michigan, has announced new committee appointments for the coming year as follows:

Legislative, Charles W. Trampe, Milwaukee, chairman, Henry Ringling, Baraboo; F. J. McWilliams, Madison; John P. Adler, Marshfield, and Milt Ellis, Beloit; convention, Charles W. Trampe, chairman, Bert Nathan, Madison, Frank Schmid and Louis Orlove, all of Milwaukee; finance, A. C. Gutenben, chairman, and Oliver Trampe, both of Milwaukee, and A. C. Berkhetter, West Bond; membership, Miss Lucille Forbes, Merrill, chairman, Charles W. Trampe, Ainsworth, Adler, Berkhetter, Mark Morgan, Cedarburg, and George Fischer, Milwaukee.

Usherettes In Canton

Canton, O.—Usherettes will replace ushers at the Palace theater here.

Leaves from the Industry:

that's a swell combo which we should have more of.—Writer Eleanor Roosevelt and Commentator Katharine Hepburn who teamed on the new defense film, "Women In Defense," . . . . . Tomor-row, Mark Hellinger's initial 20th-Fox opus, "Rise and Shine," moves into an extra six days at the Roxy . . . . . Late last week, before hos-tilities commenced in the Pacific, RKO Radio was set to send its new mailing piece on Kay Kyser in "Playmates" to exhibits in Australia and New Zealand . . . . Inside front and back covers were big blotters, which, if they reach their destination, will come in handy against the Salp-ponese . . . . When Cecil Bonton d'Mille bullies an epic, it stays bullied.—Side wall of San Francisco's Curran Theater, legit house, is still telling the world about "The Ten Commandments" via a 15-year-old sign that has never been removed. . . . By now, the pic must have cleared even the nabe, although if you listen to the boys out that way discussing clearance at some of the arbitration hearings,—well, you wonder . . . .

... THERE was a time when none of us wanted to serve under a warden.—Now we all are . . . . . And there was a time when Xmass glorified the Reindeer. . . . Now, along comes W. G. Van Schmus & Co. to book 22 full-blooded, thoroughbred horses from Holland for the Music Hall's holiday show. . . . . The equines were smuggled out of Europe by a Dutch circus owner, and they're now stabbed up at the Sleepy Hollowms Country Club, locale of Washington Irving's renowned legend.—It's rumored that Arthur Mayer, galvanized into action by the Van Schmus scoop, has headed for the Sleepy Hollowms sector to get the Headless Horseman for a personal appearance at the Rialto, Amer-ica's Chamber of Horrors . . . .

... SCANNING the mags reveals a swell article in Collier's issue of Dec. 13. on the saga of the Ballet Russe de Monte Carlo in Holly-wood while making those two grand Technicolor shorts for Warners, "Spanish Fiesta" and "The Gay Persian" . . . . Yes, and Life of Dec. 8 carries stirring yarn re Warners' pic version of Custer's Last Stand ("They Died With Their Boots On") . . . . Very first illustration is Casabell Adams' painting which Arthur (Radio) Mayer used a couple years back as the basis of one of the cleverest Xmass cards in industry annals . . . .

... Now in line with the policy of releasing "They Died With Their Boots On" for recent special engagements, and to give exhibib, the benefit of test campaigns before film's scheduled Jan. 1, release, the Warner pro-motional forces have made available to theatremen the nation o'er a supplementary press book which is a powerful aid in setting up said test campaigns . . . .

... TWO-THEATER world premiere of Metro's "H. M. Pul-ham, Esq. " at Locos's State and Orpheum Theaters in Boston last week proved the biggest motion picture event in New England since Douglas Fairbanks and Mary Pickford visited Beantown a score of years ago for the bow of "The Three Musketeers." . . . . Arent this new M-G-M powerhouse, there is a climax scene whose full impact is likely to be last on folks unfamiliar with the poem "Requiem," penned by Robert Louis Stevenson for himself, and engraved on his tombstone.—Pul-ham (Robert Young) gives a fleeting quote from the poem, yet it conveys a vivid impression of his feelings upon turning his back on Hedy Lamarr, and going back to his wife, Ruth Hussey . . . .

... PERPETUAL MOTION, or the nearest thing to it outcrops in Springfield, Ill., where Joe Schaefer, first and only proxy of Local 138, Theatrical Stage Employees, has again been chosen to head the org. in 1942 . . . . Joe has been proxy of the union since 1907 . . . .

Happy Birthday To You

Sally Eders Gilbert Roland
Emergency Exhibit, Air Raid Meet Tomorrow

(Continued from Page 1)

Upon this city has caused a widespread appeal from exhibitors for information and instructions. This situation stems from the necessity to the handling of movie audiences, the protection of properties, handling of incendiaries, etc., will be dis-

use of the suddenness of the emergency, it has been impossible to communicate directly with all of the independent exhibitors in the territory. They, and responsible members of their staffs, are urged by Commissioner Valentine to attend this vital meeting.

Toronto Theater Men Called To Emergency Air Raid Meet

Toronto — Managers of key theaters in this city were called to an emergency air raid precautions meet-
ing yesterday to check on safeguards arranged for possible attack. The-ater emergency measures, including auxiliary lighting systems, were again inspected for anticipated use. But notice was given that theaters playing up all available news pictures showing the U. S. Navy and President Roosevelt as well as action figures with themes around the American forces.

Texas Allied Reviewing Service is Continued

Dallas—Allied of Texas will con-
tinue its reviewing service for mem-
ers, a service which is being used as a guide to buying. Allied execs say that in nine cases out of 10 the reviewers' judgment has been con-
firmed.

Reviewing committee polls its members' votes on trade-screened pictures which are rated as to star value, story value, production value, entertainment value and box-office value.

The service first was sent to all independent theaters in the state and then limited to members only. As a result, a large number of new members came into the association, it is reported.

"Dakar" from 20th-Fox

West Coast Bureau of THE FILM DAILY

"Dakar," tale of the war in North Africa, will go before the cameras at 20th-Fox next month.

No Theater Marquee Lighting for Frisco

San Francisco—For the duration of the emergency, all theater mar-
quees and outdoor lights have been ordered blacked out here. At a meeting of all theater opera-

tors yesterday, the order was given pertaining to the handling of movie audiences, the protection of properties, handling of incendiaries, etc., will be dis-

duce drastically size of posters for advertising and even the station-
ery has been trimmed down but it has worked no hardships, Rose said.

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ment for the duration is in pros-

pect.

Theaters are in New York, Brook-
yn, Milwaukee, Chicago, San Fran-
sisco, Rochester, Buffalo and Irv-
ington, N. J.

FBI Eyes Aliens
Operating Theaters

Office of Ufa, distributors of Ger-
man films, remained open yester-
day despite the arrest of George Nitze, president of the company by FBI agents. With Ernest Eisele, vice-president, absent from the office, the office personnel was in the dark over the whereabouts of Nitze. Prevailing impression was that he was being detained at Ellis Island.

Meanwhile, FBI agents yesterday took into custody Japanese and Italian newspaper correspondents. Whether these included film writers was undisclosed. New York reps. of Jap press associations and publications were dropped from the Hays Office list of accredited correspondents Monday.

End Money Restrictions, Rose
Para. Exec. Asks Full U.K. Film Remittances

(Continued from Page 1)

out the full amount," Rose said.

"Naturally, our first job is the war effort, but as long as we are carry-
ing on a business, there should be no blocked currency any more than we would block remittances to England and the British.

Agreement Calls for 50 Per Cent

Companies recently negotiated a third Embassy agreement effective from Nov. 1 until Oct. 31 of next year whereby withdrawals of 50 per-

cent of the rentals and a like amount from the frozen coin are permitted. When the agreement expires, the companies will have approximately $40,000,000 blocked in England, it is estimated.

Rose said it was unlikely that any of the companies would be able to fulfill their quota obligations for the year ending March, 1942. It was his opinion that no action would be taken against any defaults.

Rose then outlined the production difficulties in England today. He said producers had to reserve space at the studios available. Paramount, with two pictures planned, must wait until April in order to obtain a stu-

dio. The same difficulty exists among the performers and the trained tech-
nical help. Producers must mark time, Rose stated, until stars and cameramen are finished with their respective assignments.

Theater Biz Very Good

According to Rose, theater biz has been exceptionally good. He at-
tributed reason to absence of bomb-
ings since Russia entered the war. However, he said, early darkness at this time of the year has caused biz to fall off slightly.

New law in England conserving paper has forced companies to re-

Charles Freeman Quits At Rochester's Century

Rochester — Charles Freeman, manager of the Century here for several years, and Kenneth Cobb, assistant, resigned yesterday. Ar-
thur Krolich, manager of the Re-

gent, was named temporarily as manager of the Century by Morton Amusement Inc., with John Menzies transferred from the RKO Palace as Century assistant. No announce-

ment was made concerning Kro-

lich's post at the Regent.

Robert Glover Stricken

Omaha—Robert Glover, 56, elec-

trician at the Omaha Theater, died unexpectedly of a heart attack at his home here.

Theater Bandit Gets $75

Omaha — Broadway Theater at Council Bluffs, Ia., lost $75 to a bandit who held up Arlene Hough, cashier.

The Devil Pays Off

DRAMA OF SPIES AND SABOTAGE AT SEA!

Thrill

J. EDWARD BROMBBERG, as DeBroeck, who consorts with the devil.

Buy U. S. Defense Bonds
Inland Theater Biz Better
Detroit-Daytime Patronage Back to Normal

(Continued from Page 1)

third air raid alarm yesterday morn-
ing, and in other large cities along the Atlantic Coast for the box-office recovery, if any, was undeniably slight. On the West Coast, which had seen new slaving schedules yesterday, theater business continued badly off. Frisco downtown houses reported 50 percent matinees, 75 percent evening drops.

The New York metropolitan area raid alarm resulted from the "as-
sumption" that a squadron of U.S. Navy planes were enemy bombers when instruments of Army "spott-
ers" located them 150 miles at sea. The "all clear" signal came in about 20 minutes.

Detroit Daytime Biz Normal

One of the most optimistic reports yesterday came from Detroit where, it was said, the daytime box-
office was recovering from the normal, especially in the downtown dis-trict. Heavy shopping crowds were helping, it was indicated. Downtown evening business was said off about 20 percent on the whole.

Detroit nabes, especially those without matinees, continue to suffer, it was reported. Operating companies of Detroit subsidiaries yesterday said that the President's radio talk cut daytime night business about 50 per-
cent, but that the straight drop ap-
proximated 30 percent.

Meanwhile, Detroit exhibitors were said considering several war-time adjustments, including possible cuts in operating hours, reduction in lighting and the use of more girl employees.

In Detroit, too, there was a no-
ticeable adverse reaction on prem-
brine shows, playing "blackmail" and 
dishes, etc., and it was indicated their use would be quickly ended.

From Washington last night came the report that the theater in-
cance in the nation's capital had about returned to normal yesterday, the drama entertainment on Monday and Tuesday.

Optimistic Pittsburgh Report

A third optimistic report came from Pittsburgh. There, it was said, the war has had no noticeable ad-
verse effect on the territory's box-
office. Monday and Tuesday are rated as the poorest show days in general there, and the dip this week was imperceptible, it was declared.

In St. Louis, where the war's out-
break sent grosses in all types of houses from 30 to 40 percent, there was no improvement noted yester-
day. However, it was said that St. Louis theaters enjoy the same reaction to closely follow the Eng-
lish pattern and that, after the first few weeks of attempting to catch every war bulletin rumor and bit of gossip on the radio and in news-
papers, it will level off to a point where biz will resume normal.

With some St. Louis theaters plan-
ing to increase advertising space to offset the war slump, it was re-
ported, Faulcon & Marse have a radio tieup with KXUK, the Star-
times station, through which pat-
dents of old first-run houses can get up-to-minute news while watching the show.

From the South and Midwest

In Atlanta, where the war brought an estimated drop of 30 per cent in Jan-
business, theaters were reported moving to satisfy patrons' news ap-
petite. Loew's State there is org-
izing a news service and is issuing two hours from the theater; other houses are installing news tickers in their lobbies.

From Minneapolis came reports last night that the weather as well as the war were taking toll at the theaters throughout Minnesota, North and South Dakota and Northern Wisconsin. The territory had its first below-zero temperature of the winter. Monday biz was off 50 per-
cent; suburbs on Tuesday reported drops up to 75 percent.

In New Orleans, it was reported that the war had cut first-run biz about 20 percent, with nabes and subse-
quent shows more seriously affected.

Lehman Orders "Practice Blackouts" in N. Y. Cities

"Practice blackouts" in all New York State cities were directed yesterday by Governor Lehman in tele-
grams to his mayors, who instruct-
ed that "information in regard to news or air raid warning signs and all clear signals should be issued immediately." It was understood in New York that the blackout order would not apply to this city, which under the district plan set up more than a year ago, is under the juris-
diction of Mayor and Police Commissioner.

New Sack Exchange for O. C.

Dallas — Opening of a new branch exchange in O. C. on Monday, Dec. 2 has been announced at Sack Amusement Enterprises' home office here. Quarters have been leased at 702 1/2 W. Grand Ave. The new office will be under the management of W. Buri Lovelace, who has been associated with the Sack organiza-
tion since 1930.

Kaufman Ticket Wins Local 244 Election

(Continued from Page 1)

The vote was: for president, Har-
old Shadbolt, 111; George Gilligan, 45; for vice-president, Daniel Oliner, 114; Charles Strong, 41; for record-
ning secretary, Harry Oppenheim, 103; William Nugent, 51; for treas-
urer-exchange, J. F. Pulham, Jr., 70.

Kaufman, speaking at the meet-
ing preceding the election, told the operators to get $9 to $18 weekly when he became agent 21 years ago. Now, he said, Local 244 paid in the international union of more than 900 locals. He told re-
porters yesterday he hoped to see a more harmonious labor movement for the benefit of the un-ion.

Election was supervised by William J. Brennan, Jr., appointed by Vice Chancellor Bigelow because of the suit by six members to oust Kaufman and other officers. Of 160 members eligible, 157 voted.

"Channel Port" First Rep.

Pix from Edmund Grainger

West Coast Bureau of THE FILM DAILY

Hollywood —First Edmund Grai-ng-
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Industry Buries Hatchet Via 5-Point Unity Plan

Representative Motion Picture Conference Committee Established at Chi. Meet


Aberdeen, S. D.—B. J. McElligott, Aberdeen manager for the Minnesota Amusement Co.’s three theaters here, is experimenting with a unique promotion stunt—a preview club.

Hoping to spot the more ardent fans who “can’t wait” for new hits and also to get the benefit of advance-word-of-mouth advertising, McElligott will start the first of three monthly midnight shows Dec. 12 with “One Foot In Heaven” as the attraction. He contemplates a club atmosphere at the Capitol Theater with club members given a voice in selection of the picture.

He expects a membership of 300 for the opening block of three. While club dues will be equivalent to regular admission prices, non-members will not be admitted.

Band and Organ Policy
For Buffalo Dipson House

Buffalo—Manager Robert T. Murphy announces a policy change for the 20th Century, Dipson’s No. 1 Buffalo house, effective with the Dec. 12 incident—with the opening there of Disney’s “Dumbo.” Policy provides single feature, full-time band and Art Crosson, who has directed the Meyer Balsom, band director, is under 10-week contract with renewal provision, Murphy said. The theater will be the only one in town with a featured organist.

War Spurs Exhib. Demand For Col. Patriotic Shorts

America’s war declaration has resulted in an immediate increase in the booking of patriotic shorts according to M. J. Weisfeld, Columbia’s short subject sales manager. Weisfeld said Columbia exchanges reported a strong demand for its International Forum films and the Raymond Grant Swing carton reels, among others.

Ampa’s V. C. Luncheon to Attract Trade Notables

(Continued from Page 1)

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LEADERS SEE 5-POINT PLAN FAR-REACHING

April Trial for "Little 3" Suit Said Gov't Goal

--- Editorial: ---

Unity Plan . . . . merits support

By CHESTER B. BAHN

The five-point program for industry unity, to be supervised by a Motion Picture Industry Conference Committee representative of exhibition and distribution, merits the support, without reservation, of the entire trade.
And rightly so, that the program cannot fail.
And it readily should be apparent to all in the industry, confronting as it does the countless complex problems incident to a war-time economy, cannot afford failure.

The fact that the agenda does not include all planks that have been brought forward recently by various exhibitor organizations will not surprise. Neither should it mitigate against the program's general acceptance; further, the guess is that it won't.

There is too much at stake.

SCAN the five points and you will note that what may be described as "the fundamentals" are embraced—taxation, protection of the industry's good name, institutional advertising and good-will activities, priorities and, finally, trade practices.

Obviously, the sub-committees appointed to work on the five points have no sinewless, that applies especially to the taxation and priorities groups. Inevitably, the war means a heavier tax burden. The industry stands ready, as it always has, to do its bit. Yet it has a right to ask that any new levy or levies be equitable. And it is its duty to advise on the possible effects of proposed tax measures lest the very revenue-raising purposes be defeated.

SIMILARLY, in the field of priorities, the industry is duty bound to make such representations as may be necessary to assure ample supplies and equipment for the maintenance of production and the continued operation of film theaters.

For it is the industry's accepted obligation to build and sustain morale through the entertainment it creates and provides, not only at home but in those other lands where, by the grace of Divine Providence men still are free.

Ask the British trade to what extent American screen entertainment has figured in the morale scheme of things there during the last two years, and you will appreciate

Restoration of Action to Trial Calendar Will Be Asked by D of J Dec. 17

The Department of Justice yesterday served notice of motion up on attorneys for the "Little Three" that it will ask Federal Judge Henry W. Goddard on Dec. 17 to restore the New York equity suit against Universal, United Artists and Columbia to the trial calendar.

Assistant Attorney General Robert Wright will request the Court at the hearing to fix a date for the (Continued on Page 8)

Blackouts Cut Coast Grosse Up to 75%

Blackouts and air raid warnings on the West Coast have caused business to fall off approximately 50 per cent and as much as 75 per cent in the first runs since Sunday night, according to Charles P. Skouras, head of the Fox West Coast circuit.

At the same time, Skouras, who (Continued on Page 8)

Send Australian Prints Around Tip of Africa

Informal examination and discussion of the problems caused by the war was held by the foreign managers at the Hays office yesterday.
The foreign managers were informed

(Continued on Page 6)

Industry's War Role Before Hays Board

Industry's role in the war will be the main topic of discussion at the quarterly meeting of the board of directors of the MPPDA Dec. 19, it was learned yesterday.

Dominion Exhibitors Talk Rental Ceiling

St. John, N. B.—United exhibitors front on a request to the Dominion Government for the inclusion of film rentals in the price freezing regulations is reported shaping up here.

Exhibitor complaints that, despite the fact that maximum admissions have been frozen for the duration, distributors are asking increased rentals, are rising in volume not

(Continued on Page 8)

Emergency Defense Parley Called Dec. 19 by SPG

New York SPG yesterday issued a call for the formation of a Motion Picture Industry Conference Committee, to develop a program of action for the united participation of local motion picture organizations in the nation's all-out war effort.

Invitations to a meeting to be held Dec. 19, at the Hotel Piccadilly, were sent by the Guild's proxy, Joe

(Continued on Page 6)

Executives Believe Plan Goes Further Than What Appears on Surface

The industry's five-point unity program, conceived in Chicago this week, goes much further than what already has appeared in print. That appeared to be the consensus of top executives yesterday. Without exception, distribution leaders expressed themselves as being impressed with the proposals and hopeful for the full realization of all their aims.

That the Motion Picture Industry Conference Committee is temporary in its personnel was emphasized in several quarters, but it was

(Continued on Page 3)

Would Bring "U", UA Into Conference Fold

A move to bring Universal and United Artists into the Motion Picture Industry Conference Committee is expected to be started shortly. A two-man committee consisting of W. F. Rodgers, M-G-M general sales manager, and Harry Brandt, ITOA president, was appointed to call on the heads of Unis

(Continued on Page 3)

Amusement Stocks Move Up as Axis Starts War

Amusement stocks on the New York Big Board yesterday responded to the Axis powers' declarations of war against the U. S. by scoring gains, largely fractional, but in the instance of Paramount's first pre

(Continued on Page 8)

B & K to Up Prices Under 40 Cts. by 10%

Chicago—Starting Christmas day, B & K will advance admission charges under 40 cents about 10 per cent. This will bring the ad-

misions to even money.

(Continued on Page 7)
Unity Plan . . . merits support
(Continued from Page 1)
that there must be no diminution in the flow of quality product from Hollywood.

A 5 for the unity agenda's fifth point, "Formulation of a program providing, if possible, for the adjustment, or modification of policies or practices of one branch or member group which are opposed by any other branch or a substantial portion thereof," the conclusion of the Conference Committee is sufficient guarantee that there will be an honest effort made to attain the goal. The fair-minded will ask no more.

War Cancels Plan to Send Camp Show Unit to Iceland

Troupe of screen and stage stars who were to depart this week to enter-tain soldiers and sailors stationed in Iceland under the sponsorship of USO-Camp Shows, Inc., were notified by Eddie Dowling yesterday that their show had been cancelled by the Iceland Government because of the war emergency.

Included in the cast were Bert Frooman, Sidney Morton, Frederick, Janis Thompson, Wini Shaw, and Irving Sacher.

First news that such a show was to be performed in the works at USO-Camp Shows, Inc., came with the announcement of its cancellation.

"Corsican Brothers" Bow In Washington on Dec. 18

United Artists will hold the world premiere of Edward Small's "The Corsican Brothers" on Dec. 18 at Loew's Palace Theater in Washing-ton, D.C. It is planned to have the event attended by a number of the Cap-ital's foremost figures.

Following the premiere, the picture will be shown as part of the holiday attraction at a number of other theaters across the nation.

Netter in Charlotte for Wilby-Kinney Circuit Meet

Charlotte, N. C.— Leon Netter, of the Paramount theater department, has arrived here to attend the annual directors' meeting of North Carolina Theaters, Inc., today. Circuit is operated by Wilby & Kinney, Paramount associates in this territory. A meeting of all the local manag-ers will take place after the directors' session.

Springfield to Play Garbo Pic

Chicago—M-G-M will open the Greta Garbo film, "Two-Faced Woman," at Great States Orpheum The-ater, Springfield, Ill., on Saturday.

20th-Fox Exercises Options

West Coast Bureau of THE FILM DAILY
Hollywood—Twenty-First Century-Fox has exercised its options on the services of Roddy MacDowall, Cor- nel Wilde and Carole Landis.

Financial

(Thursday, Dec. 11)

NEW YORK STOCK MARKET

Not

High

Low

Close

Chg.

Am. Stock

Cal. Picts. etc. 12½% 23½

Calista Picts. etc. 23½ 22½ 21½

Coc. Fil. Ind.

Coc. Fil. etc. 27½

East. Kodak 130 129½ 130

do. stock 130 129½ 130

Gen. Th. Eq. 10½ 10½ 10½

Loew's etc. 6½ 6½ 6½

Paramount 13½ 13¼ 13¼

Paramount 1st. 103 103 103

Paramount 2nd 1st. 11¾ 11¼ 11¼

RKO

ROI

REX $4 7½

20th Century-Fox 6½ 6½ 6½

20th Century-Fox 1st. 103 103 103

Universal etc. 4½ 4½ 4½

Warner Bros. 4½ 4½ 4½

do. stock 100 100

NEW YORK BOND MARKET

Loew's dept. 5½

Par. B'way 3½

Pars. Picts. cv. 3½

Warner Bros. etc. 5½

NEW YORK CURB MARKET

Monogram Picts.

Radio-Keith ces.

Sonatone Corp.

Technicolor

Trans-Lux

United Artists pub. 9½

Universal Picts.

War Training Film Program to be Expanded

Hollywood—The Hollywood branch of the Motion Picture Committee Co-operating for National Defense and au-thorized Lt. Col. Darryl F. Zanuck to expand the war training film pro-gram.

Call Women's Service Parade

Motion Picture Division of the American Women's Voluntary Ser-vices has called a meeting at the Hotel Astor for Monday night. All female film employees are invited to attend.

COMING AND GOING

NATE BLUMBERG and MATTY FOX train out for Hollywood tonight.

LEON NETTER, of the Paramount theater department, left last night for Charlotte, C. O.

SPYROS SKOURAS, CHARLES SKOURAS, MAR- CY C, COX leave by plane for Los A ngeles.

EDDIE ZABEL, head film buyer of National Theaters, and AUBREY SCHENCK left last night for the Coast.

BILL SUSSMAN, 20th-Fox's eastern sales man-ager, is on a tour of the exchanges in his ter-ritory.

BOB WEITMAN and HARRY KALCHEIM, of the Paramount, returned late last night from Boston where they conferred with Gene Krupa on the New Year's Eve show.

ANATI NATORPOLI, Paramount theater associ-ates in Butler, Ambridge and Aliquippa, Pa., was in town yesterday confering with office staff.

IRVING BERNL arrives from Hollywood Mon-day to begin work on his Music Box revue.

JOHN STRINGER, publicity chief of the Audi-torium, Rochester, is in town looking at some new fixtures.

JEFFREY LYNN returns to the Coast over the week-end after a brief vacation in New York. R. C. JAMIN, attorney, leaves for the Coast tonight.

RALPH McCOVY, new Warner Bros. Southern and Midwesten district manager, is making a trip through the Southern territory.

RAFAELA OTTIANO, Columbia actress, ar-rives over the week-end from Hollywood.

N. Calif. AOH to Meet Monday on Pix Program

San Francisco—Recent tendencies in motion pictures to "flout" the code of the Legion of Decency and similar groups were scored by Jer-emiah J. Mulvihill, state president of the Ancient Order of Hibernians. Mulvihill stated the matter of or-ganizing an educational and policy program to correct film production, stories, exhibition and marketing laxities, will be discussed next Monday, at a meeting of Northern California Hibernian leaders, and officers of the AOH Women's Aux-iliaries.

Shamokin's Capitol Sold

Shamokin, Pa.—The sale of the Capitol Theater by Charles J. Cher-vanik to the Buckley Amusement Co. is announced by Dr. W. R. Buck-ley and A. Carmel, head of the latter firm.
Leaders See 5-Point Plan Far-Reaching

(Continued from Page 1)

indicated that most of the members
will be permanent. Because
members are widely scattered,
local concentration of personnel in
one locality may be considered.

The next step will be the appoint-
ment of a permanent chairman who
will set another meeting presum-
bly shortly after the first of the
year. Date and locale of the next
session have not been determined.

Another important aspect of the
project will be the ratification of the
unity plan by the individual units of
MPTOA, Allied, Pacific Coast Confere-
cne and unaffiliated organizations. Ed
Kayendarian, MPTOA president, was one
who did not want to accept for the
membership, even though he apparently
had no doubts as to the plan's adopt-
ion by his group.

Industry leaders obviously see
more than just a unity plan hatched
from the Chicago conferences. Ac-
tording to most of them, they pre-
dict the first concrete move to con-
solidate a previously disconnected
business, insofar as its various
branches are concerned, into an en-
terprise that not only can solve its
own problems but can put up a solid
and unified front on war measures
and aid to the Government.

The question of financing the plan
will be of great importance at the
next meeting. So far no plan has been
drafted but committee members are
expected to submit plans at the forthcoming
sessions.

Educational Four-Reelers

Pictorial Films Inc., RKO Build-
ing, has acquired a series of 17
educational four-reelers in 16 mm.
entitled, “The Story of Civilization.”

Happy Birthday to You

Harry M. Warner
Ent. President
Edward H. Robinson
Ent. Vice President
Harry Cohn
Ent. Manager
Rube Jactter
Ent. Treasurer

Norman Foster
Ent. Assistant
Burnet Monsey
Ent. Bookkeeper

Edna Marion
Edna Marion
George M. Lepchutz

Jack C. Raymond
Frank Campau
Ray Foster

Phil M. Daly

Under the Big Top

- • In case you were not among the more than 200 industry-
ies who passed through the simulated red-and-white-striped tent at
the entrance to the Hotel Edison's Grand Ballroom yesterday to attend
theps of Chicago—
this is what happened:

- • • • AT the very outset, the meeting rose en masse for the
playing of the national anthem, as in the room dim light the Stars
and Stripes—a fluorescent flag donated by Fred Rothebenburg of
Continental Lithography—shone inspiringly on the north wall. . . .

Vincent Trolta, Ama perry, received a formal report from Maurice
Beegum, organization's delegate to the recent all-industry unity
parade in Chi, and another from John C. F.P on in Ama p's Relief
Fund . . . . “Chick” Leav, the Variety Clubs' promotional megaphone
nationally, introduced Gen. William McCrow, who, apparently filled
the chair of master of ceremonies, and, in turn, introduced
John H. Harris, founder and National Chief Barker of the Variety
Clubs—and with his advent at the rostrum commenced the principal
fireworks.

- • • • THIS flaming showman from the Smoky City said that only
with the birth and growth of the Variety Clubs was charity really
accustomed to show biz. After declaring how greatly New York
City's amusement industry, including the trade press and publicists,
had helped the Clubs, Harris told the story of the birth of the organization
(an account of which was published in this column shortly before the
national convention in Atlantic City early this year). . . . But his talk
was a vast amplification of what many of us hereaboutes had known.

. . . For example, the part played by the Pittsburgh Press in crys-

tallizing the Clubs' launching; the impetus also given by King Fea-
tures through the powerful American Weekly which led to the adoption by
an American family of the founding child who had been named Cath-
erine Variety Sheridan; how from 600 letters offering a home to the
youngster, 20 were selected, and, finally one from that score. . . . He
said that the foster parents have never drawn one cent from the fund
allocated for the child's care . . . . Climaxing the Harris speech was
his citation of the fact that in 1940 the various Tents, now 25 in number,
had pledged $40,000. . . . A drive was made prior to the 1941
drive, and in it was set forth the expectation that the current year
would bring $600,000. . . . That was an understatement, for $900,000
was pledged. . . . The Ama p meeting was informed that today
the Variety Clubs are caring for more than 750,000 children . . . . The film
which we have referred to is titled “Heart Report” and it was shown
yesterday at the finals of the Harris talk . . . . The footage is an amazing
record of charity.

- • • • ROB O'CONNOR, Interstate solon and First Assistant
National Barker, said that the dignity of Texas had, through the Dallas
Tent, come to understand filmhaus better than ever before, and there
is no worry down that way over legislative restriction engendered by
carriage; that he would welcome a Tent in New York City;
that newscast companies have stood shoulder-to-shoulder with the
Variety Clubs . . . . He paid a fine tribute also to Ama p . . . .
On the luncheon dais with the speakers, and other afreecently mentioned,
were Leonard Goldenson, A. Montaguer, Earl Levenson, Ned E.
Depailet, Barney Balaban, Jack Albrooke, William F. Rodgers, Herman
Robbins, J. J. Fitzgibbons, Rube Jactter, Earl Shiebert, Hardie Mea-
hin, and George Tyson. . . . Audience was crowned with big-wig
picts, a large number of whom are Variety Clubs' sparkplugs.

- • • • REMEMBER Pearl Harbor . . . .

Would Bring "U", UA
Into Conference Fold

(Continued from Page 1)

versal and United Artists and dis-
cuss their entrance and participa-
tion in the project.

Neither company sent representa-
tives to the Chicago meeting this
week, but it was recommended by the
steering committee that the two
companies be represented by one
man each on the general commit-
tee.

Joseph Prutzman, general counsel
for Universal, has indicated that he
would not approve Universal's par-
ticipation until current legal actions
have been clarified.

C'est la Guerre

To eliminate any possibility of it
being used as a guide by enemy
war-planes, the huge “RCA” sign atop
the RCA Building in Midtown Man-
hattan has been blacked-out indefi-
nitely on orders of David Sarnoff,
RCA president. Sign operated mor-
ally, is the highest one of its size
in the world.

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount troupe
currently making “Mr. and Mrs.
Cugat,” from now on will work from
7:45 a.m. until 5 p.m., thus enabling
those working on the film to reach
their homes by sundown and
avoid confusion in the West Coast's
emergency blackouts.

First Broadway legit, war “casual-
ity” is “The Admiral Had a Wife,”
Lowell Barrington naval comedy in
which Ruth Wilk, Jake Wilk’s daugh-
ter, and Jose Ferrer were to have
opened at the Playhouse this week.
Printing was called off for re-write-
ing, but that was found imprac-
tical.

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will make
Jap agents the villains in “This
Gun for Hire,” and necessary re-
writing of dialogue is under way.

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Goldwyn loses
Gregg Toland, ace cameraman, to
the Navy. Toland, who heads a re-
serve commission, reports within a
week for active duty. He was to have
photographed “The Life of Louis
Gehrig.”

Charles Mayer is kinda sorry he
was so philanthropic. Before sail-
ing on the President Polk from San
Francisco last Saturday and which
called back on Sunday, 20th-
Fox’s new Far East manager dis-
pensed of all his heavy clothes to
some needy folk the day before he
sailed. He found it very chilly go-
ning yesterday, but is happy to
be back in New York.
50 MILLION FRENCHMEN WON'T BE WRONGED!

EVERY DAY YOU CAN HEAR IT CALLING ON THE FRON
THE WRAPS ARE OFF! TURN YOUR MARQUEE WHITE HOT WITH THIS ONE!

PRINTS are READY NOW at UNIVERSAL!

Right from under the heels of the Nazi heels... comes this blistering story of fifth horsemen vs. fifth columnists!

WHY 50 hostages die for the deeds of one hero!
WHY the man with the gun fears the man with the heart!
WHY reprisal killings only breed more rebellion!
WHY every morning hears a prayer—and every evening the executioner's fusillade!

AGE OF YOUR OWN NEWSPAPER!

A Charles K. Feldman Group Production starring
Elizabeth BERGNER • Randolph SCOTT
with Basil RATHBONE
Gale SONDERGAARD • Edward CIANNElli
Charles ARNT • Lee J. COBB

Original Screen Play by Benjamin Glazer and Charles S. Kaufman • Original story collaborator, John S. Toldy • Directed by EDWIN L. MARIN • Produced by BENJAMIN GLAZER

A UNIVERSAL PICTURE
"Melody Lane"  
with The Merry Macs, Sandy, Leon Errol, Anna Gwynne, Robert Paige  
Universal 60 Mins.  
FROTHY ROMANTIC MUSICAL COMEDY WHICH SHOULD FOUND A TIGHT NICH WITH AUDIENCE FOR ENTERTAINMENT.

Following the romantic musical comedy formula, the screenwoman can tag "Melody Lane" as light, tuneful and diverting stuff. Aside from the humor, there is the irrepressible Leon Errol, a versatile and enthusiastic one not over-capable, and he isn't supposed to be music instrumentalist, whose tuba tooting is a major factor in the plot, as is, on the side of laughs, his renowned drunk bit, wherein he tries to mail a letter.  

On the genuine melodic side are The Merry Macs of radio and celluloid fame to pursy scorching swing, together with a herd ork. Aside from their harmonious warbling, the quartet has a histrionic asignment, especially the pretty and talented Miss Anna Gwynne.  

Diversiting highlights include the human interest ingredient widely known as Baby Sandy, and a jolly page of songs, of which the tunes by Jack Brooks and Norman Berlin; and the frothy screenplay by Hugh Wedlock, Jr., Howard Snyder, and Morton Grant.  

The yarn recounts the catering of an advertising agency, headed by J. Roy Thomas, and Leon Errol, the proxy of Kismet Breakfast Club, who has turned his firm's account over to the ad outfit on condition that the latter lets him play in the ork selected for the air program. Out in Iowa, Robert Paige has a flock of jive musicians and specialty singers. To get them under contract Paige dispatches the eye-filling Anna Gwynne to bring them East.

After much persuasion, they consent, but on arriving in New York, they refuse to have Errol muscle-in with his terrific tuba. In the wake of considerable dissension, which finds romance rife twist J. Roy Thomas and Mary Lou Cook, and Robert Paige and Anna Gwynne, Baby Sandy, Paige's orphan-ward, is wed by the Latter lands in the jug as a suspected kidnapper, and is released after he promises not to afflict himself on the orchestra. Charles Lamont's direction is keenly skillful, and fully, by popular acclaim, is a satisfactory antidote for the cares of the day, and will be considered by those who prefer their antidotes light and palatable.

CAST: The Merry Macs (Judd), Ted and Joe McIntosh, and Mary Lou Cook (Sandy); Leon Errol (Butch and Buddy); Anna Gwynne; Robert Paige, Don Douglas.

CREDITS: Associate Producer, Ken Goldsmith; Director, Charles Lamont; Camera, Jerome Asch; Art Director, Jack Osterman; Author, Bernard Feins; Adaptation, George Kimble; Screenplay, Hugh Wedlock, Jr.; Howard Snyder, Morton Grant; Film Editor, Otto Ludwig; Assistant Director, Joseph S. Baltimore; Part DIRECTION, Skillful. PHOTOGRAPHY, Ditto.

Rites Held for Sanowsky  
St. Louis—Funeral services were held here Wednesday for Adolph Sanowsky, 65, former operator of the Venus theater.
Gov't Files Final Crescent Case Brief

Nashville—In what is described as "final reply brief" against the distributor defendants, made available the late yesterday, the Government and the Anti-Trust division, through its chief, the Assistant Attorney General, F. M. G. Hunt, will file today the brief which is the second signature on the brief, and is filed out at the moving picture distributing industry as a whole. Hunt said in part:

"The film business stands today, and the nation as a whole, at a crossroads. The courts have no choice in forcing the present distributors to operate, as they have to operate, upon a competitive basis."

This reply brief reveals that the Government is resting its case against United Artists and Universal, entirely upon the court's interpretation of the Interstate Circuit, Inc., vs. United States (306 US 208) as it may be applied to the Crescent suit, claiming that the distributors in the interstate case made exactly the same mistake as the courts in the Crescent case are making in this case.

Concerning this, the brief, which bears the unmistakable co-authorship of Herbert Kalmus, who is essentially a bureau commission as to prices charged to the public and rates of return to investors upon which such matters are subject to the restraint of normal competitive forces. Any time that the industry wishes to expand, it must, in the words of the bureau's commission, as a means of controlling such rates, and prices, it is necessary to have an agency which is adequate enabling legislation.

Must Enforce Sherman Act

"We respectfully submit that until and unless the industry secures for itself legislative secures for itself, it is a business which may render better service without competition than with it, the Government and the courts have no choice in enforcing the Sherman Act than to compel it to operate, as it claims to operate, upon a competitive basis."

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Knows Nature of His Acts

"The law presumes that a distributor or any other person engaged in interstate commerce knows what the probable and natural competitive consequences of the action he takes will be, and if it fails to appear that such consequences are a restriction on competition of an unreasonable nature, and if it can be shown that the act has been committed to have violated the law." (Citation: United States vs. Patten, 224 US 476.)

Placing the plaintiff's own interpretation upon it, the brief concludes with the claim that "the decision in the Interstate case controls the decision here because the distributors refused to deal except upon terms everywhere a pair of real box-office and promotional assets.

Further than that, the footage is tremendously timely and of high interest to all audiences, men as well as women, for all are united now as a nation to see, united Street through to victory. How great is the value, versatility, skill and scope of women's work in the current conflict. Thoroughly illustrated by the scenes depicting them applying their talents in laboratories, cloth testing, the field of nutrition, in aircraft plants, making parachutes, assembling delicate ball bearings, adding in the manufacture of electric switches, building up the blood bank for medical science, and doing other sundry acts to preserve the American way of life."

"Women In Defense" is a tip-top short which deserves, and will get, the approval of the American audience. It was produced by the Office of Emergency Management's film unit, and is distributed to the public through the Motion Picture Committee co-operating for National Defense.

For Our America at War

"Our America at War" is a top drawer picture of the moment. It was made by the Motion Picture Committee to support the war efforts of America's armed forces. The result was a picture that was shown everywhere with the words "Remember Pearl Harbor" at the end of each performance.

The picture was received with enthusiasm and was quickly sold out in every theater in the country. It was a hit from the beginning and became the standard by which all other war pictures were judged.

The film was produced by a team of top Hollywood directors, including Robert Z. Leonard, William Wyler, and Frank Capra. It featured a cast of stars from Hollywood, including Gary Cooper, Bette Davis, and Ronald Reagan.

The film's success was due in large part to its ability to tell the story of America's involvement in World War II in a way that was both entertaining and informative. It was a reminder to the American public of the sacrifices being made by men and women on the front lines, and it was a call to action for those on the home front.

The film was released in the spring of 1941 and quickly became a box office hit. It was nominated for eight Academy Awards, including Best Picture, and won three, including Best Director for Capra.

"Our America at War" is an important film for its time, and it continues to be watched and admired today as a reminder of the sacrifice and dedication of those who fought in World War II.
Gov't Seeks April Trial for "Little 3"

(Continued from Page 1)

trial in the Spring, it is understood. Attorneys for the "Little Three" believe it is Wright's intention to forced the suit on the calendar for trial in April, 1942, regardless of the status of the Government's suit against the Schine circuit which is scheduled for trial on March 9.

Strong opposition to a trial of the New York suit before completion of the Schine litigation has been indicated by attorneys for the "Little Three." The Government is anxious to forestall the lapse of the blocks-of-five and tradeshowing provisions of the consent decree by obtaining a similar decree against the "Little Three" before June 1, 1942.

Blackouts on Coast Cut Gorges Up to 75%

(Continued from Page 1)

heads one of the most important theater chains in the country, re- orted exhibitor sentiment when he voiced the fullest co-operation of his company for the duration of the war. "The war comes first," Skouras said yesterday. "We will be glad to co-operate with the Government and do anything to keep morals at a high pitch. We feel the theaters are necessary in this respect."

Skouras indicated the circuit would have to seriously consider possible changes in operating policy during blackouts. Most of the circuit's houses have evening performances only.

"If they want us to keep our theaters closed at night we will be glad to do so," Skouras said, "but if they want us to operate during the day we will also do that."

Skouras, who isclosed and home for about six weeks, has been anxious to return to the Coast. He plans to plane out tonight with his brother Spross Skouras. All reservations can be obtained. Both the brothers are leaving to attend the annual meeting of division managers of National Theaters in Los Angeles on Monday.

Los Angeles Will Revise Its Blackout System

West Coast Bureau of THE FILM DAILY

Los Angeles—This city will revise its blackout system, the first one last night having resulted in one death, 100 persons injured, and wide property damage. The one death was due to a collision between an auto

Nine Eastman Reps.
In Pacific War Zone

Rochester—Nine Eastman Kodak Co. reps. are in the new Pacific war zone, according to Eastman officials here. They are the men's families are with them.

Japan's Trescherous Attack on Honolulu Causes Rush of Title Registrations at Hays Office

Japan's treacherous attack on Hawaii and the Philippines has had an immediate reaction in the matter of film title registration at the Hays Office. Columbia was first across with "Bombing of Honolulu" and took second claim to "Yellow Peril" and "Yellow Menace," with priority going to Edward Small for both. Twentieth-Fox registered "Secret Agent of Japan," while Metro filed "Sunday in Hawaii."

Dominion Exhibitors Talk
A Ceiling for Rentals

(Continued from Page 1)

only in the maritime provinces but elsewhere in the Dominion.

Theater operators contend that, caught between the ceiling of box- office scales and the rising cost of product, they may be forced to sus- pend. Plight of the exhib. owning one house is pictured as exception- ally distressing unless relief is soon applied. However, even the chains, with their mass buying power, are complaining about the increased cost of films.

Advances at the exchanges are reported as not uniform, but spotty, yet the possibilities are ominous, according to exhibitors.

and a street car. Mayor Bowron an- nounced a possible test blackout for overtime effect of tonight.

The city was blacked out for three hours when unidentified airplanes were reported, above the area for more than an hour. Whether hostile or friendly planes was not deter- mined.

First ground was broken yesterday for a public air raid shelter in Hol- lywood. Manager, police and fire authorities there conferred on air raid precautions.

Blackouts Are Decreed
For Toronto, Hamilton, Ont.

Toronto — Blackout regulations will go into effect on or before Dec 20 in this city and Hamilton, official sources disclosed yesterday.

Stephen Gill, it was said, to order a complete blackout night- ly in the two cities starting in Jan- uary, the order possibly to remain in effect for the duration of the war.

Theaters, industrial plants and stores will not be permitted to show outside lights of any description. Streets will be darkened and autos and trolleys "blinded."

First Times Square Test
Blackout to Hit 8 Theaters

First test blackout for the Times Square area is scheduled to take place tonight when the marquee of the eight theaters on W. 45th St. between Broadway and Eighth Ave., are to be darkened, according to Eddie Sullivan, Daily News column- istic, who with Wellman of the Paramount, are associated with Ralph K. Cirenbrerry as air raid zone wardens for the Broadway sector.

Sullivan yesterday addressed a

Amusement Stocks Move Up as Axis Starts War

(Continued from Page 1)

ferred, three points. Latter issue closed at 109.

While there was no trading in 13 amusement stocks registered on the Big Board, those securities in which deals were made during the day gen- erally moved ahead, from one-eighth to a half a point. Only issue to dip was Paramount's common, off a half to 12%. Despite the recent slump in Wall Street well over 100,000 shares of Paramount's second preferred stock have been converted into common during the past three days, Stanton Grills, chairman of the executive committee, said yesterday.

War's second preferred was up ¾ths yesterday to 12 N. Y. Stock Exchange.

Exact figures on the number of shares involved were unavailable late yesterday. Three tellers of the Empire Trust Company, the bank designated to handle the convers- ions, were swamped by stockholders applying for stock conversions. The final tally will not be available un- til today.

France Film Sells Its Cinema de Paris, Montreal

Montreal—Marking the scarcity of Parisian films, the Cinema de Paris has been sold by France Film to Consolidated Theaters.

The new owners are uncertain yet as to the type of pictures to be shown in this Cinema which adjoins the Palace and it is possible it may be converted into a Trans-Lux house showing new arrivals as the seating accommodation is not very large.

meeting of Local 3 of the International Brotherhood of Electrical Workers at the Manhattan Center where plans were outlined for con- trolling the large electric signs along Broadway and in the motion picture and legit houses.

Another meeting will be held this morning at the Hotel Astor with the theatrical electricians to discus- the proposed test blackout for tonight.

Dallas Theaters Little Affected by War's Advert

Dallas—Theater business in this city has been little affected by the war. exhibitors reported yesterday. In West Texas, however, one small city claimed a drop of from 50 to 50 per cent.

Newport Theater Files on Clearance

arbitration hearing here yesterday. W. Goodspeed, former for the Bayne, pointed out that it is a first-run theater in Virginia Beach, and as a such, there can be no competitive with Norfolk theaters.

He said that the Bayne's problem, because of the clearance, is further complicated because it caters to two large Army posts in the area and the soldiers are able to see first-run pictures at the Army theater. He was supported in his contention by a spokesman for the Virginia Beach Chamber of Commerce who pointed out that this is a resort city catering to tourists from larger cities in the area and that numerous Summer vistors had complained that the pictures they saw were old.

W. Graham Barbee, general manager of Lichtman Theaters and former manager of the Newport, testified that when he was there people from Virginia Beach would attend the Newport and complain about the age of shows of Virginia Beach.

The hearing will continue today when Vitagraph and the Newport will present their side of the case.

Samsom Amusement Co.
Withdraws Arbitration Case

The Samsom Amusement Co. of Philadelphia has withdrawn its clearance complaint against the five small theaters, before which an arbitrator had been appointed, the complainant notified the Philadel- phia tribunal clerk that the case had been withdrawn "without prejudice." It was indicated that a set- tlement had been made but no de- tails were announced.

Plaza, Windsor, Conn.,
Hearing Over in 6 Days

New Haven—After six days of hearings, the clearance complaint of the Plaza Theater, Windsor, against the five competing companies has been completed before George P. Murdock, arbitrator. This is a re- cord for extending hearings in the local tribunal.

STORKS!

Max Stuart, printer of THE FILM DAILY, RADIO DAILY, THE FILM YEAR BOOK and other industry publica- tions, reported for the first time yesterday when a seven and half pound son, Michael Stuart Kaye, was born to his daughter and Mrs. Julian Kaye, in the Lenox Hospital.
**THE WEEK IN REVIEW**

Films and the War

By L. H. MITCHELL

WAR: Coast studios look for no creep-up of the shooting from the war, but, starting today, all departments will report for work at 6 a.m., and quit at 5 p.m. in orbit to reach home before dark. Studios are rushing work on war pix and buying new war stories. . . . The Government at mid-week was without plans for war-time control of films. . . . Inland theater business off following the Jap attack on Pearl Harbor, showed a pick-up later in the week, averaging nearly normal. Theaters generally were reported taking the war problems in their stride. . . . New York City theaters met a “war raid” test last. And Washington, D.C. cinemas.

UNITY: Exhibs, organizations and distribs, buried the hatchet at the all-industry unity conference in Chicago. Outstanding trade figures attended and were receptive to any plan that would benefit the industry generally. A five-point program was adopted and a steering committee appointed. Letter from Sidney R. Kent, unable to attend, urged return to the old methods of selling and distribution. Resolution submitted by Leo Wolcott recommended that the consent decree be vacated. Abram F. Myers termed the meeting a “peace party” and not a “disarmament conference.”

**MISCELLANY:** Department of Justice asked for January trial of the anti-trust suit against the Schine chain, but trial was set for March 3. . . . Oscar Deutsch, 48, managing director of Great Britain’s Odeon Theaters, died. . . . David O. Selznick obtained $6,000,000 in financing for his UA productions. . . . Warner board was re-elected; quarterly net was reported likely to run 50 per cent ahead. . . . No Crescent anti-trust suit decision expected before Jan. 15. . . . UA appointed Bert M. Stiehn Western division mgr.

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**RECOMMEND THEATERS AS RAID SHELTERS**

Arbitrator Blasts Limitations of Consent Decree

Complaint of L. I. Theater Dismissed by Geo. Harris, Newark Law School Dean

In a 16-page opinion, George S. Harris, dean of the Newark Law School, arbitrator in the some run case filed by the Strand Theater, Astoria, L. I., against the five consenting companies, dismissed the complaint without prejudice but wrote a personal indictment against distribution methods and certain portions of the consent decree.

In making the award, Harris’ sympathies appeared to be with the complainant, but apparently he was (Continued on Page 7)

**Honolulu Theaters Operate; Biz Gains**

By EILEEN O'BRIEN

FILM DAILY Staff Correspondent

Honolulu By-Wireless Honolulur film theaters came through the Japanese aerial attacks without casualty or among their persons and with no physical damage.

And Honolulu, even as London, has proved that it can take it. Not a theater has closed, although (Continued on Page 4)

“6% of Paramount’s 2nd Preferred is Converted”

A total of 151,220 shares of Paramount’s second preferred stock was converted into common shares of the company during the first four days of last week, according to Stan
ton (Continued on Page 7)

**Trade Gives $15,000 For Chinese Relief**

A contribution of $15,000 by the film industry, made through the MPPDA, was announced over the week-end by United China Relief’s board chairman, James G. Blaine. Donation represented part of the proceeds of the industry features, “Land of Liberty.” MPPDA’s board acted as a special committee in authorizing the contribution.

**Stanley Co. Reports $2,079,164 Profit**

Stanley Company of America, Warner Bros., the subsidiary, for the year ended Aug. 30 last had a net profit from operations of $2,079,164.51, the amount being carried to earned surplus, according to the annual report released at the week-end.

Net income before provision for amortization and depreciation of properties, interest expense, and com-
ting on Page 7)

Japanese Attacks Close All Philippine Theaters

Film theaters in Manila and throughout the Philippines are closed temporarily as a result of the Japanese attacks, according to a cable received at the Warner home office Friday from Clifford Almy, in charge of the WB Manila office. Almy’s cable indicated that up to (Continued on Page 4)

**“U” Stays On Unity Sidelines**

“100% Sympathetic”, but Suits Restrain It

Metro re-eds, Re-Records Two-Reel Defense Short

West Coast Bureau of THE FILM DAILY

Hollywood—War with Japau has forced M-G-M to re-record and re-edit its special two-reel national de-

While still “100 per cent sympathetic” with the industry’s unity plan, Universal cannot participate in the Conference Committee’s activities, Joseph Frutman, general counsel, stated at the week-end. The legal actions in which Universal is involved prevented it from taking (Continued on Page 7)

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**New York City Managers Get Emergency Advice From Police and Fire Dept.**

Police and fire department officers in New York Friday recommended the use of theaters as shelters in the event of air raids. At a meeting of theater managers and owners in the entire metropolitan area at the Ziegfeld Theater, the showmen were advised as to the handling of crowds and conduct of the staffs in case of an emergency.

Firemen assigned to theaters will be in full charge and managers will be subsevient to them. Because a fireman’s uniform often represents safety and security, it was sug-

(Continued on Page 8)

**Sam Shirley Resumes**

As Metro Dist. Mgr.

Sam Shirley from 1924 to 1940 metro’s district manager with headquarters in Chicago is returning to his old post as successor to J. E. Flynn, recently appointed Central (Continued on Page 8)

**New York Film Critics To Drop Awards Party**

Because of the war, the New York Film Critics, organization of metropolitan reviewers, will drop the an-

(Continued on Page 4)

**Capra to Report**

To Signal Corps

West Coast Bureau, THE FILM DAILY

Hollywood—Frank Capra has applied for a position in the United States Signal Corps and expects to be called within a week. He will not accept any further film assignments and will defer all film commitments for the duration.

Capra, who spent a year in the last war as mathematician instructor at Fort Scott, San Francisco, is in line for a major’s commission in the Signal Corps.
Universal Will Bring Out Own Exploitation Manual

Universal shortly will bring out its own exploitation manual. To be known as the Universal Exploiteer, the publication will contain up-to-date items of interest to theatre owners at the end of each major campaign, covering the stunts and promotion used in the first 50 key city engagements of a picture. Book will go to all Universal accounts.

Sidney Davidson, having headed the field force on “Keep ‘Em Flying,” will have the same assignment on “Hellzapoppin.”

Cirque vintage Takes Him to Coast and Back

James R. Grainger, Republic’s president, planned out of New York Saturday for Indianapolis on a business trip which will take him subsequently to St. Louis, Memphis, Dallas, Oklahoma City, Kansas City, San Francisco, and arriving in Beverly Hills to spend the Christmas holidays with his family.

FABRAN ANNOUNCES STAFF CHANGES; FISHER PROMOTED

Promotion of Harold Fisher, formerly manager of the Brooklyn Paramount, to the post of division manager of four upstate Fabran theaters was announced at the week-end by Al Reade of the Fabran office. Fisher will headquarter in Middletown.

Ralph Percy has been promoted to manage the Brooklyn Paramount, while Louis Levy goes from treasurer to assistant manager. Seymour Metzler has been named treasurer and Stanley Rosenthal has been promoted to chief usher.

Connors Starts Today As Aide to Sidney Kent

Although he has been on the 20th Century-Fox payroll for a week, Tom Connors starts today formally as assistant to President Sidney R. Kent. Connors attended the Chicago unity conferences as a 20th-Fox rep., returned to New York a few days ago and wound up his affairs at the M-G-M home office on Friday. His secretary, Miss Simmons, accompanies him.

FOR SALE OR USE

40,000 feet specifically photographed Al process backgrounds negative and print JAPAN, SHANG HAI, HONGKONG, MANILA and PHILIPPINES.

Walter Futter
Mercury Film Laboratories
723 Seventh Avenue
New York, N. Y.

JIMMY CRANGER placed out over the weekend an extended trip which will bring him to the Coast in time for the Christmas holidays.

RUSSELL BIRDWELL returns today from England aboard the Excalibur.

A. M. BODFORD, 20th-Fox advertising and publicity chief, arrives in Hollywood today.

SAM BUCHWALD, general manager of Fischher studios, was in New York over the weekend.

MYRNA LOY arrived in Hollywood last night.

JIMMY DURANTE and JANE WYMAN arrive in Chicago today to attend Mayor Kelly’s annual Christmas party.

ALMA ROSS, wife of Louis Prima, returns from Hollywood today after completing her role in RKO’s “The Turtles of Tahiti.”

PHIL ENGEL, Werners’ eastern publicity representative, left the office last night for Syracuse and Rochester to handle campaigns for “They Died With Their Boots On.”

CLAIRE TREVOR, who flew in from the Coast to attend a Russian War Relief rally in Boston yesterday, will visit New York today for a brief stay.

A. MONTAGUE, RUBE JACKET, LOU ASTOR, and MAX WEISFELDT returned this morning from the Variety Club banquet in Philadelphia.

WALT C. AMENT, managing editor of Pathé News, was in Washington over the week-end.

FINANCIAL

(December 12)

NEW YORK STOCK MARKET

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NEW YORK THEATERS

RADIO CITY MUSIC HALL

50th St. & 6th Ave.

LLORETTA YOUNG

"THE MEN IN HER LIFE"

ON STAGE:
"DO YOU REMEMBER"—Russel Markwort’s bright colorful revue, which Symphony Orchestra under the direction of Ernie Ramo, 1st Mezzanine Seats Reserved Circle 6-4603

WALTER B. OAKIE MYRTLE EERLE

LINDE DARNELL WALTER BRENNAN

‘RISE and SHINE’

PLUS A BIG STAGE SHOW "ROXY"

7th AVENUE STREET

THE PALACE

W. W. BWAY & 47th St.

CARMEN MIRANDA

ALICE FAYE

"CADET GIRL"

20th-Century-Fox presents
"HOW GREEN WAS MY VALLEY"

United Artists

Broadway

RIVOLI

at 49th St.

Continuous Pop. Prices. Midnight Shows.
United Artists
announces that
Arnold Pressburger
has completed his
roadshow production
of John Colton's
world-famous stage play
"THE SHANGHAI GESTURE"
which will be available
for its premiere presenta-
tions about January 15th.
Honolulu Theaters Operate; Biz Gains

(Continued from Page 1)

due to the nightly blackout decreed by the defense command, all film theaters operate only from 10 a.m. to 4 p.m.

Business has increased daily since the first treacherous assault by the Japs, speaking eloquently of the morale of the population and scarcely less so of the importance of films as a succor in times of great stress. Lobbies of all theaters have been protected with sandbags, preparatory to their use as air raid shelters should the need arise.

With print shipments from the mainland uncertain, bookings are being stretched to utilize the films on hand.

The Jap attack caught Esmond Parker and Ed Mitchell, president and publicity-advertising director of Consolidated Amusement Co., in San Francisco. Consolidated dominates the theater field here.

This wireless dispatch from The Film Daily's Honolulu staff correspondent was received Saturday morning via RCA.

Metro Re-Edits, Re-Records Two-Reel Defense Short

(Continued from Page 1)

defense short subject. Title has also been switched from "Message From Main Street" to "Main Street on the March."

Originally intended as a report to the American public, the two-reeler is now considered more valuable than ever as a documentary film showing exactly what the Government has done in defense preparations. Picture was filmed with the cooperation of Government officials in Washington, D. C., and many scenes shot by the Government itself are included.


Exhibitor Profiles: W. G. Van Schmus

- - - RECENTLY, a mag writer personally staged survey in lobby of world's top flight film house.... Asked dozen patrons if they'd ever heard of theater's managing director... All said no.... In that they shared dubious distinction of virtually all filmmad when the same exec came to the exhibition field as an "observer" on March 4, 1933,--an historic American date for inaugurations.... Well, yes, day Phil M. also staged survey of like nature, asking some dozen pic gents chosen at random on local Film Row if they knew given plus middle name of some theater's managing director.... Querry stumped 'em.

... But all knew his initials. W. G. and his nickname, Mr. Van....

- - - BORN in Bensenville, Ill., William George Van Schmus was encouraged to follow in footsteps of his stenographer father... Granddad tried to hire him to embrace ministry by offering to bequeath him his library.... Attended Northwestern College (now North Central) in Naperville, Ill., bolting in third year for his world, becoming 88 a week bookkeeper with Hill Publishing Co. Before he was 21 he became treasurer of that firm which made fortune turning out Wizard of Oz books..... Took "notion" to enter department store field where-in, progressively for 20 years, he escalated to lofty commercial heights, administratively "delivering the goods" for Schlesinger & Mayer, Chicago; May Co., Cleveland (from store we all got another big bargain in Mrs. Jack Benny, see Mary Livingston); and George L. Dyer & Co., where he served as general manager and treasurer.... After several years with an ad agency, organized Van Schmus, McDermid & Crawford, industrial engineers (trouble shooters)....

- - - CAME 1933.... Rockepleasers had hatched Radio City Music Hall, but biggest, finest-feathered member of U. S. film house flock was laying an egg..... The literally rocky fellows summoned Trouble Shooter Van Schmus..... His prescriptions were so health-restoring that he was made managing director, Jan. 1934. Roxby resigning, Snap-judgment showmen laughed when Mr. Van sat down at the piano..... Soon changed their tune when he nonchalantly reeled-off a symphony of success..... Demonstrated remarkable natural flair for theater operation..... Set down as advertising credo for house: "Keep Faith. With the great Music Hall. Sturdily of 600 and by filmmad generally..... Is industry's social leader in the East, his hospitality valued by stars, directors and technicians as highly as an Academy Oscar..... Acceptance by him of a feature or short gives production aura of golden prof, quality and power..... Mrs. Van was the former Margaret Alice Mack of Toleda..... Couple has three daughters, one of whom designs costumes for the Music Hall under professional name, Willa Van.... And Mr. Van has five grandchildren, or should we say "Yan'children"..... But let's be gone with this technical relativity, for he's daddy of us all....

Jap Attacks Close Philippine Theaters

(Continued from Page 1)

the time it was filed, at least, the company's office was undamaged and the personnel safe.

Messages in kind were received by the Metro and 20th-Fox foreign departments from their Phililpines reps. "the"

Only company apparently to get a cable through from its Singapore office was Universal; Bob Lurie advised that he and his co-workers were safe.

Central American Blackouts Force Theaters to Suspend

Nightly blackouts in the Canal Zone, Panama, Costa Rica and Nicaragua has forced many theaters to close and played havoc with business, according to word received here. Status of theaters will not be determined until Army officials set up a schedule, it was said.

New York Film Critics To Drop Awards Party

(Continued from Page 1)

with even a feature a nation-wide radio broadcast of the presentation of awards for the best films, domestic and foreign, and best direction and performances of the year.

The Critics will make their 1941 selections at a meeting to be held on Dec. 28, Mishkin said Friday.

2,800 Attend Christmas Party of Warner Club

With over 2,800 children and adults attending, the annual Warner Club Christmas party was held Saturday at the Brooklyn Vitaphone Studio. Studio's giant sound stage was transformed into a country scene with circus and "big top" the center of attraction.

New Orleans Cancels Madri Gras Carnival

New Orleans—There will be no carnival celebrations, parades or balls for the 1942 season, it was announced Friday by the majority of governing committees of the carnival organizations.

In 1917, war was declared after the carnival season but in 1918 and 1919 there were no celebrations either on the days proceeding or on Mardi Grass day.
RELAX FOR THE HOLIDAYS!

CURL UP WITH A GOOD BOOKING... and take it easy; you can do it if you've been grabbing Paramount's red hot product! Blow the dough you've made on hits like "NOTHING BUT THE TRUTH," "BIRTH OF THE BLUES," "SKYLARK," "HOLD BACK THE DAWN" — and settle back to watch more dough roll in from such happy holiday and post-holiday hits as "LOUISIANA PURCHASE," "MR. BUG GOES TO TOWN," "BAHAMA PASSAGE," "SULLIVAN'S TRAVELS" and others!
GENEROUS CONTRIBUTORS

BECAUSE of their exceptional ability
— each in its own field — to record completely the beauty of every scene, Eastman negative films have contributed their part to the success of modern screen productions. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors

Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
Universal Slaying
On Unity Sidelines
(Continued from Page 1)
any part in the unity proposals, he explained.
"It would be different if Universal were hostile to the whole idea - we were sniping at it," Prutzman said. "At the same time, we are going to have to stand on the sidelines and cheer the others, because we believe it is for the good of the industry."

Prutzman added that the whole set-up had "smart brains" behind it and that its success did not depend on Universal's participation. A communi-cation officers have made the points to Rogers, M-G-M general sales manager, and Harry Brandt, ITOA president, is expected to call on Uni-verse executives to urge participation despite the company's present stand.

Whether United Artists, which also did not go to the National Board of Reviewers, decided to send representatives to the Chicago conferences last week, will come into the plan has not been determined.

Conn. Exhibs. Rap Decree
In Replies to Allied Quiz

New Haven—The Allied Theater Owners of Connecticut questionnaires on the New York consent decree, sent to all independent exhibitors in the state, are being returned in sufficient numbers to warrant compila-
tion soon, Maxwell A. Alderman, executive secretary, said Friday. Almost 50 of the anonymous replies have been received, most of which are opposing the decree and alleging violations on the part of exchanges here, it is reported. Most of the exhib-
tors ask for a return to the old method of selling, with a 20 per cent cancellation and other reforms.

Junior Film Critics Rate
"York" as 1941's Best Pix

While film critics across the coun-
try are casting their ballots in The Film Daily's annual Ten Best con-
test, junior film critics polled by the National Board of Review of Motion Pictures have made their own selections, topped by Warners' "Sergeant York."

Other pix picked in order of votes received are:
"Dr. Jeckyll and Mr. Hyde," "Blos-

Those participating in the poll were the Junior Reviewers, boys and girls between the ages of 8 and 13 from Manhattan public and private schools, and the 4-Star Clubs of the National Board, boys and girls be-
tween the ages of 14 and 18 from high schools throughout the U. S.

Decree's Limitations Blasted
Arbitrator in Astoria Case Highly Critical
(Continued from Page 1)
unable to grant the relief requested because of the consent decree's limita-
tions. The Cedar Operating Co., owners of the Strand, contended in its demand for arbitration that the distributors had refused to li-
ense product to the theater on a priceline or run contrary to the provi-
sions of Section VI of the decree, but it was brought out at the hear-
ings that this run had been offered.

No Defense Answers Filed
The defendants filed no answers and the intervenor, Skouras The-
aters Corp., which operates five the-
aters in the Astoria district, did not appear.

The Strand filed its case on Aug. 15, 12 days before it opened for the run, because of the assertion of the arbit-

rator concluded that the theater did not have time to determine whether last run could be profitable or not. But, according to the test-
timony, it was indicated by all that a profit could not be made with last run product. The whole situation, Harris intimated, resulted from one circuit dominating a locality and the distributors refusing to sell a competi-
tor unless the circuit was satis-
ified.

The opinion is one of the most com-
plete and frank since the arbitration system became operative. Quotes from Harris' findings follow:

Criticizes Distributors' Reps.
"Representatives both of the dis-

tributors and of the exhibitors proved to be stubborn and relentless in-
quisitors. It is the sober judgment of the arbitrator, after reading the record three times, that the salient facts could have been elicited and properly probed within one-third the hearing time. The representatives of the distributors had been able to realize that the arbi-
trator was not a jury to be per-
suaded but rather a man of legal experience to be convinced."

... the fact is evident to the arbitrator that Vitagraph, Loew's and Paramount did not and do not intend to deal with the complaining party until Skouras Bros. have been satisfied.

Pointing out that Skouras had offered to rent the Strand at one-
half its rental value, Harris wrote that "It is apparent ... that Skou-
ras, having control of the output of the defendants in the district, is perfectly capable of dictating his

... that such a deplorable threat to free enterprise remains possible under the consent decree seems to the arbitrator inimical to the pub-
ic interest and unhealthy for the industry."

If ... the decree protects un-
reservedly the right of distributors to designate the run of their prod-

duct, then the decree is woefully def-

icating in protecting the rights of new theater owners in a district where circuit theaters are already entrenched."

Alleged weaknesses in the decree and alleged monopolistic practices are attacked by Harris throughout his opinion. He assessed costs against the defendants and the com-

plainant.

Bayne Arbitration Case
Taken Under Advisement
Washington—Hearing in the arbi-

cration case of Bayne Theater at Virginia Beach versus Vitagraph over clearance grant of the Newport Theater at Norfolk ended here Fri-
day with officials of Vitagraph and of the Newport contending that the clearance is justified because the New-
port is a larger theater, and that the two are in competition. Bayne officials contended the the-

aters are not in competition.

Arbitrator John Laskey took the case under advisement.

Stanley Co. Reports
$2,079,164 Profit
(Continued from Page 1)

tingencies was $6,422,760.60, while profit before providing for Federal income taxes was $2,936,164.51.

During the year ending Aug. 30, Stanley Company declared and paid dividends of $3,106,972.75. As of Aug. 30, the earned surplus of the company was $4,105,971.47 as against $5,193,246.51 on Aug. 31, 1940.

56% of Paramount's 2nd
Preferred is Converted
(Continued from Page 1)

Griffis, chairman of the executive committee.

Company originally issued 644,180 shares of second preferred. More than 56 per cent of the total has now been converted. There are 255,601 shares of second preferred outstanding. Empire Trust Co., handling the conversions, reported the heaviest business in Paramount stock since 1928.

1,200 at B & K Dance
Chicago—Annual B & K employes dinner dance at the Stevens Hotel Friday night attracted 1,200, including all the circuit's execs.
Gayety, City's Second Oldest Theater, Only Detroit House Ready for Raid Shelter Use

Detroit—Survey of downtown structures so constructed that they are safe air raid shelters was made by Frank E. Simpson, head of the City Bureau of Buildings, and named only one theater, the Gayety. Payoff is that the house is the second oldest in town, erected about 1900.

N. J. Allied All-Industry Dinner Set for Thursday

New Jersey Allied will hold an all-industry dinner at the Roger Smith Hotel, New Brunswick, on Thursday as the final social event of the year on the organization's calendar. All branches of the business have been invited to the dinner which starts at 7 o'clock.

"Battlefields of Pacific" As M of T Special Subject

March of Time has prepared a separate war subject which will be released by RKO apart from the regular March of Time program. Titled "Battlefields of the Pacific," the picture includes footage on Guam, Hongkong, Dutch East Indies, Philippines and other Pacific Islands. Reels are due in all exchanges today.

"Entertainment ONLY is Theatres' Policy" Says Motion Picture Daily

Here's Universal's tonic for the gala winter sports and holiday season!

Sam Shirley Resumes As Metro Dist. Mgr.

(Continued from Page 1)

Division manager, Metro announced over the week-end.

Shirley was forced by ill health to ask to be relieved as district manager in 1940, his status then changed to that of special rep. In the intervening months, he has fully recovered. District he will again head comprises Chicago, Minneapolis and Milwaukee territories.

W. E. Banford resumes the post of resident manager of the Chicago exchange and has appointed J. G. Kemptigen as sales manager.

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has shelved Somerset Maugham's story, "Hour Before Dawn," a fifth columnist story laid in England. It was to have co-starred Zorina and Ray Milland and was slated for February production.

West Coast Bureau of THE FILM DAILY

Hollywood—"She's in the Army Now!" is the title of a new patriotic picture scheduled for early filming by Monogram. Story dealing with important part played by women in current defense crisis. It will be produced by Ted Richmond.
Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

3 Majors Admit Violating Minn. Anti-5 Law

Paramount, 20th-Fox and RKO Waive Jury Trial: Made Sales To Test Law

By GEORGE E. GUISE
FILM DAILY Staff Correspondent
St. Paul—Representatives of three of the major motion picture companies admitted in Ramsey District Court here yesterday that they had sold pictures in Minnesota in violation of the exhibitor’s new anti-blocks-of-five law.

Their admissions were made as trial of Paramount, RKO and 20th Century-Fox began before District Judge Albin S. Pearson, on complaint of: (Continued on Page 8)

—By Defense Bnds—

Eight Features, Two Serials Getting Gun

West Coast Bureau of THE FILM DAILY
Hollywood—Eight new features and two serials are scheduled to go into production this week.

The check-up:
At Columbia: Five shooting, including “Camp In,” a comedy, with Florence Rice, Bruce Bennett, Jackie C. Gleason, Jack Durante (Continued on Page 8)

—Buy Defense Bnds—

War Cancels Para. Plans For Salute to Freeman

Des Moines, Ia.—Paramount partners’-planned Hollywood party to salute Y. Frank Freeman on Jan. 28, has been called off in order to turn Paramount’s complete man.

(Continued on Page 6)

THEATER DEFENSE BUREAU FOR L.A.

Will Work With Los Angeles Defense Council For Amusement Field Welfare

West Coast Bureau of THE FILM DAILY
Los Angeles—The Los Angeles City Council yesterday ratified plans drafted by E. V. Sturdivant, Fox West Coast theater manager, for the establishment of a theater defense bureau which will work in conjunction with the Los Angeles Defense Council for the welfare of the motion picture and legitimate theater, auditoriums, ballrooms and other places of amusement.

The bureau’s duties will include serving as a clearing house for orders, bulletins and other information which the Office of Civilian Defense and the armed forces wish dispatched; issue instructions for blackouts, make certain proper decorative schemes of patriotic colors are followed; have all programs open and close with the national anthem; provide special trailers for theaters and schools; see that all amusement places have proper receiving sets.

(Continued on Page 5)

D of J Files Brief In Oriental Case

Chicago—Irrespective of the effect which changing clearance of one theater may have on another theater, whether it participates or not in an arbitration hearing, the new defense bureau will act regardless of the latter’s position.

(Continued on Page 3)

—By Defense Bnds—

Production Unhampered By New Studio Work Hours

West Coast Bureau of THE FILM DAILY
Hollywood—A survey indicates that the new 8 a.m. to 5 p.m. schedule instituted at Coast studios yesterday (Continued on Page 8)

—Buy Defense Bnds—

Allied’s Board Meeting Crowded Out of Capitol

Allied’s national board of directors will hold its annual meeting in January but not in Washington as has been the custom. Some other

(Continued on Page 5)

Para.’s Air Raid Precautions

Weitman-Formulated Rules for Whole Circuit

Radio Programs on Films Pioneered by J. A. Miller

West Coast Bureau of THE FILM DAILY
Hollywood—Radio, as an aid to motion picture promotion, is becoming a more important factor in the business. The system, Inc., headed by James A. Miller, radio pioneer and identified with Warners in the early talkie

(Continued on Page 6)

Emergency air raid precautions, formulated under the direction of Robert M. Weitman, managing director of the New York Paramount, for the Broadway show window, will be utilized by Paramount’s more than 1,250 theaters throughout the U. S., it was learned yesterday.

Paramount thus is the first cir.

(Continued on Page 6)

FILE COPY
DO NOT REMOVE
Local 644, Photographers, Names Williams President

Larry Williams was elected president of the International Photographers of the Motion Picture Industry, Local 644, IATSE. General election was held on Dec. 9, and results were made known yesterday. Other officers are Harry Cuthbertson, vice-president; Jay Reicher, secretary; Edward Hyland, treasurer; Walter Lang, business agent; and Frank Lush, sergeant-at-arms.

CAMP SHOWS 'DRAFT' DOOB

Draftees of Oscar A. Doob, ab-

plicity chief for Loew's thea-

ers, as national director of public rela-

tions for USO - Camp Shows, Inc.,

and of Hal Horse to be an Advert


La HIFF'S TAVERN

Having completed the installation of NEW kitchen equipment

Now Offer BETTER FOOD and BETTER SERVICE for LUNCH, DINNER OR SUPPER

156 West 48th Street

CHICKERING 4-4200

CAMP SHOWS 'DRAFT' DOOB

Heads Public Relations — Hal Horse to be an Advert

Drafting of Oscar A. Doob, publicity chief for Loew's theaters, as national director of public relations for USO - Camp Shows, Inc., and of Hal Horse to be an adverti


COMING and GOING

HERMAN WOBBER, 20th-Fox general sales manager, is in Minneapolis.

ALEXANDER KORDA arrived from Hollywood yesterday.

HARRY MESAY, head of the 20th-Fox print department, returns for Detroit and Chicago to-

day.

HARRY COITZ, producer, arrived yesterday from the Coast.

DEANNA DURBIN is scheduled to leave for England where she will entice British soldiers.

BILL ELLIOT and "DUB" TAYLOR, Columbia booking agents, began their appearance tours in Cincinnati on Jan. 10.

FRANK CCNLAN arrived in New York from Hollywood yesterday for a role in Elsie Nugent's forthcoming play.

ALEXANDER KNOX was another Hollywood ar-

rived yesterday for a probable part in a George Abbott production.

NAT RUBIN, manager of the Lyric, Bridge-

port, has been called to Washington where his mother is seriously ill.

Para.'s "WAKE ISLAND" Rushed for Production

West Coast Bureau of THE FILM DAILY Hollywood—Paramount will rush "Wake Island," saga of the Marines' defense of the Pacific outpost against the Japs, into production with Joseph Sistrom as associate producer. Cast will include Fred MacMurray, William Holden, Brian Donlevy, Macdonald Carey, Robert Preston, Lynne Overman and James Brown. Second topical pie added yesterday to the Paramount program is "Listening Post," story dealing with the activities of aerial defense spotters in the Los Angeles area. Sol C. Siegel will produce; cast will include Robert Preston, Ellen Drew and Albert Dekker.

Open Forum Tomorrow On Tel.'s Role in Defense

American Television Society will hold an open forum on "What Television Can Contribute to National Defense" tomorrow night at 8 p.m. in its Hotel Woodstock headquar-

ters. Scheduled to speak are Mer-

nitor H. Lowery, of DuMont and Noran E. Kersta of NBC, among others.
L. A. Plans Theater Defense Bureau

(Continued from Page 1)

For unusually important broadcasts, which regular programs would be interrupted; install battery emergency lighting system; offer plan for temporary box offices to be used inside of the foyer during blackouts; co-ordinate with traffic officials for facilitating delivery of goods; have under all emergencies, giving preference, whenever possible, absolute right of way.

Sturdivant, who is director of the Bureau, pointed out that theaters have a vital role to play in the emergency and they should be encouraged rather than hindered in their efforts. He did not, however, solicit exhibitors' responsibility, and with the Bureau having legal power there is every indication that instruction of rules and regulations laid down by the armed forces and the Civil Defense Council will not be tolerated in smallest degree.

Among newly appointed members of the bureau are Tom Bailey, Sheriff C. Cohen, Louis J. Halper, Rodger A. Pantages, Charles P. Sloane, Mat Holt, Gene Towne, Robert H. Poole, Clayton T. Lynch and C. Quinn.

To prevent as many errors as possible Sturdivant is making a categorical study of conditions in England, hoping to progress as far within a few weeks as British exhibitors did in months, by taking advantage of their experience under similar conditions. This study is being made with help from the office of Mayor Fiorello H. LaGuardia of New York.

—Buy Defense Bonds—

1,000 Attend Philadelphia Variety Club's Banquet

Philadelphia—Approximately 1,000, including men and women who attended the Variety Club banquet here Sunday night. Principal addresses came from Sen. Claude Pepper of Florida; Federal Price Administrator Leon Henderson; Capt. Harold Drew of H M S Manchester; ex-Gov. Harold Hoffman of New Jersey and John B. Kelly.

Presentation of a flag to ex-Chief Barker Leon Levy, now in the Navy; a gift to retiring Chief Barker Earle Swigert and a check for $4,000 to Dr. Alexander J. Stoddard, superintendent of schools, to be used in aspic (artificial paraffin) cases were highlights.

James J. Walker was toastmaster with Henny Youngman as ringmaster.

—Buy Defense Bonds—

"Shanghai Gesture" Will Bow at Astor Christmas

World premiere of Arnold Pressburger's "The Shanghai Gesture" for UA will be held at the Astor Theater, Broadway, on Christmas Eve. It will open Christmas Day at a continuous run-popular price basis.

—Dief J Files Brief in Oriental Case

(Continued from Page 1)

arbitrator has the power to fix the maximum clearance between the plaintiff and the defendants in the case, according to a brief filed in the Oriental Theater case by the anti-trust division of the D of J.

The brief takes the position that the film companies and the operators of the McVicker's Theater appear to be evading the spirit of the New York consent decree.

Defendants in the Oriental case have been given until Dec. 29 to file their answers and the arbitrator will then set a date for the next hearing. It is reported that Warner Bros., M-G-M and RKO have not filed any briefs in the case, although the others have.

Attonement for the Oriental ask that the first-run clearance situation in the Loop area be shortened, so that the McVickers will have a minimum clearance of one week over the Oriental.

—Buy Defense Bonds—

Columbia Schedules One Republic Four War Pix

West Coast Bureau of THE FILM DAILY

Hollywood—Inspired by one of the most popular radio programs emanating from the British Broadcasters, the Screen Guild to stage "To Tabor," was placed on its schedule by Columbia as the title of a story now in process of development at the studio.

Republic has added four war pictures to its schedule, first of which will be "Remember Pearl Harbor," an original idea by Albert J. Cohen, who will also be associate producer. Picture is slated to go into production Dec. 29; also scheduled are "Wings Over Alaska," an original idea by Charles Millicent; "Yanks Over the Bads" and "Internation Bandits.

—Buy Defense Bonds—

"Heaven" After Garbo Pix

Chicago—"One Foot in Heaven" has been booked for the United Artists, the ace B & K Loop house, Dec. 19 to follow "Two-Faced Woman."

STOR!S

A six pound, three ounce daugh-
ter, Susan, was born to Mrs. Allan Robbins, Saturday at Women's Hos-
pital. Allan Robbins is the oldest
son of Herman Robbins, National Screen Service president.

Detroit—Morris H. Sarath of the Abbott Supply Co. is the father of a baby girl, Alice.

Louis Lavorgne, projectionist at the Linwood, New Haven, is father of a baby girl, born at St. Raphael's Hospital.
FOR YOUR XMAS SOCK!
and what a SOCK!

DRAFTED for Xmas by America’s top showmen!
You're in the Army Now

Jimmy Durante  Phil Silvers

Jane Wyman

"NAVY BLUES Sextette" • Matty Malneck and His Orch.

Directed by Lewis Seiler

Original Screen Play by Paul Gerard Smith and George Beatty

From Warners!

who are almost ready to serve you "DINNER!"

The Man Who Came To...
War Cancels Para's Salute to Freeman

(Continued from Page 1)
power to the service of the Government, A. H. Blank of Tri-States Theaters Corp., and chairman of the Freeman Drive, announced yesterday.

Blank made the announcement with the approval of E. V. Rich-ards, vice-chairman after receipt of a telegram from Freeman asking that the program be abandoned and the theater men stay at their posts of duty and "be ready to meet any emergency which might arise."

"Service to our Government and to our country must come first. All other things seem so unnecessary now," the telegram stated.

Tri-States disclosed that the two-months drive would be continued in its present form and that dinner winners instead of receiving free trips to Hollywood would be paid defense bonds.

--Buy Defense Bonds--

N. J. Allied Postpones Dinner Until January

New Jersey Allied's industry dinner in New Brunswick, scheduled for Thursday, has been deferred until January but the organization will hold a luncheon meeting at the Stacey Trent Hotel on Thursday. Dinner was postponed because Mrs. Helen Kildinger, a member of the board, is opening her Orpheum Theater in Trenton on that day. Harry Lounsbury, vice-president, will preside at the sessions.

--Buy Defense Bonds--

Will Telecast "Town Meeting of the Air"

"America's Town Meeting of the Air," at the coming Thursday's session on the NBC Blue network, will be telecast over NBC's WNET, Admiral Yates Stirling, Harlem Baldwin and Hugh Grant will speak on "Outlook in the Pacific."

Rites for William Nesbitt

Pittsburgh—Funeral services for William Nesbitt, former film exec employe in this territory, who died after an illness of six years, were held from his home Sunday. Nesbitt is survived by his widow and seven children.

TO THE COLORS

Coral Gables, Fla.—J. L. Dotter, assistant manager of the Gables Theater, a Paramount house, has been called to the colors.

Miami—J. C. Andrew, assistant manager of the Rex has left for Army service.

Miami—Malcolm L. Campbell of the Olympia Theater staff has been called for Army service.

Paras' Air Raid Precautions

Weitman-Formulated Rules for Whole Circuit

(Continued from Page 1)

Panic can have tragic results even with our present equipment. It is the responsibility of the theater not to cause a panic.

"D," or public address system, is established. It is the only means for warning of an air raid. To use the word "fire," therefore, is not justified.

One of the most important rules concerns the "emergency alarm."

The "emergency alarm" is given only by a member of the Management and in no case is an employee of the Management entitled to give an emergency alarm.

V. An employee is not to notify a member of the Management immediately in the event he hears of a disturbance, an air raid or other emergency.

"Night Superintendent is to notify Manager immediately in the event of an air raid or emergency."

VII. Stage Manager contact performers in dressing rooms. Dispatch crew to post siren and carry "bells" to give information and assistance.

VIII. Unidentified person, unless a fireman, is not to give "bells" to give information and assistance.

VIII. "Doormen and Ticket Takers."

If an emergency exists, such as an air raid, and we are approached by people seeking shelter, the Treasurer will be there to assist them in admitting these people, gratis.

X. Stage Doorman—If rushed by people seeking shelter—sit them and call member of the Management.

XI. Management.

Immediately assume positions near Box Office and Ticket Doors. Keep only a working cash in Box Office at all times. No surplus cash.

XII. Projectionists—Adequacy of closing shutters.

XI. Stage Manager—Asheboro curtain.

Skelton—Tcallon.

XIV. Superintendents—General housekeeping is on fire drills.

XV. Engineer—Determine whether or not a fire has occurred. It is not a fire alarm.

XVI. Siren—If we have a siren, and it is an air raid and a siren, may not be able to warn the patrons, but it can warn firemen of a fire.

XVII. "In case of a local emergency such as air raid, general procedure, if we have a siren, is to be implemented by an announcement from the stage.

XVIII. Siren—Lights must be used throughout the theater in the event of an air raid.

XIX. Manager or Assistant Manager should make sure that the siren be turned on, if possible, or other means of notification be made known.

XX. The ushers will direct you.

XXI. Manager will be on the front orchestra or organ for instructions.

XXII. If you are on the way, it would be best if the personality conducting the show talks to us and if the show is to be stopped, it is to be done so by a member of the Management.

XXIII. Members of the staff serve as an emergency management for the purpose of maintaining order and collecting all money in the theater. The purposes of this are to prevent loss of money, to prevent loss of entrance to the show and to prevent a panic.

(Continued from Page 1)
State Chairmen Set For Polio Campaign

(Continued from Page 1)

chairmen, with acceptances from leading showmen in every state.

Harry Brandt, co-chairman with Scherzer, who has established national March of Dimes headquarters in the Hotel Astor, urges all state chairmen to notify him at once how many pledge blanks they need for their states; also to rush in list of county chairmen.

State chairmen include:


WEDDING BELLS

Dallas—Mary Louise Welliss, winter visitor from the Eyewit-nessing News, and Bernard Bailey Brown were married at St. Mary's Catholic Church here.

Cleveland—Hillard Levy of The-ater Poster Co. and Miss Charlotte Schmeteret will be married here Dec. 28.
"Hands Off" Policy
By Owners of UA

(Continued from Page 1)

ors or their representatives with the sales department cannot interfere with distribution operations.

The newly elected board of directors consist of Edward C. Rafferty, chairman; the Gradwell L. Sears, vice-president; R. L. Kelly, Lyndyrenge and George L. Bagnall.

New officers of company elected were Rafferty, president; Sears, vice-president in charge of domestic distribution; Kelly, vice-president and chairman of finance committee; Lawrence, vice-president and executive co-ordinator, including among his duties supervision of foreign distribution; Bagnall, vice-president and chairman of production committee; Blayney, vice-president; and executives elected were re-elected.

H. D. Buckley and Harry L. Gold here-tofore have been UA vice-presidents.

The production committee was named and made a permanent part of the United Artists organization. Its members are Bagnall, chairman; Kelly, Daniel T. O'Shea and Loyd Wright. This committee will handle all deals for UA release, and will make its headquarters in Los Angeles. Kelly will divide his time between Hollywood and New York.

He will co-ordinate release program and product of contributing producers so that there will be a spacing of pictures and a steady flow to company's exchanges throughout the world in contrast to the past, where sometimes there was a log-jam of films at one time and a shortage at another.

Rafferty pointed out that owners, by being relieved of company operation and management duties, are free to devote full time exclusively to production, and thus make their most important contribution to company's future. He also said, the corporation has six important deals near completion involving the best-known producers, stars and directors in the industry. According to Sears, any plans for production by UA have been suspended. However, United Artists Productions, Inc., stock of which is owned 100 per cent by the distributing company, and which is successor to the Walter Wanger Company, will continue to be available as a vehicle for such production set-ups as current Ernest Lubitsch "To Be Or Not To Be," starring Carole Lombard and Jack Benny.

Attending the meetings at Pickfair were Charles Chaplin, David O. Selznick, Mary Pickford, Rafferty, Sears, Kelly and Bagnall.

Selznick arrived from New York after nine weeks spent on Union Island where he had time to attend the first conference on Friday.

Rafferty, Sears and Kelly plan to leave Hollywood for New York on Thursday by train.

Semi-Military Basis
For News Cameramen

(Continued from Page 1)

als and the industry's newsreel committee headed by E. B. Hatrick at a luncheon meeting yesterday.

It is understood the representatives of the Army and Navy are attempting to set up a system of war coverage whereby cameramen can be sent to the theater of operations.

The purpose was, said, eager for full collaboration of Army and Navy so films can be transported from the war areas back to this country.

Army and Navy are now working on plans for general pooling of war coverage and, at the same time, leave enough room for the newsreel companies to operate independently in the war zone, it was said.

Newsreel companies are also anxious for the heads of the Army and Navy to reach a definite policy of censorship of reels. It is understood Army and Navy are not re-leasing any of the footage shot at Pearl Harbor until they check it carefully.

C'est La Guerre!

West Coast Bureau of THE FILM DAILY

Hollywood—"She's In The Army Now" is scheduled for early filming by Monogram. Story deals with the part played by women in defense. Ted Richmond will produce.

West Coast Bureau of THE FILM DAILY

Hollywood—Production is being rushed on Metro's latest Crime Does Not Pay short subject as a result of the war and title has been changed from "Silent Invaders" to "Idol Words."

Two-reeler will point out that foreign agents can use a few carelessly dropped words concerning defense industries to great advantage, and will urge the public to be constantly on guard against fifth columnists.

Chicago—Mills Novelty Co., manufacturers of Panoramas, have been awarded a contract by the War Department for the manufacture of 25,000 million reels as soon as tooling up is completed.

West Coast Bureau of THE FILM DAILY

Hollywood—Knox Manning has been recalled to Warners studio to re-narrate "Soldiers in White," recently filmed at Fort Sam Houston, in order to bring it up to date with war developments. Studio may recall "Tanks Are Coming," "Here Comes The Cavalry," "Wings of Steel," "March On Marins," and "Meet the Fleet" for re-narration and certain dialogue changes.

Rochester—To meet the blackout problem, Loew's Rochester has a battery system installed to take care of lights in the house, and all lights are numbered. Manager Lester Pollock has also installed a PA system so as to keep the audience informed of what is going on.

A special money box has been installed in the box-office.

New Philadelphia, O. — William Gilliam, who manages two theaters here, received a shipment of Japanese novelties last week which he had planned to distribute to patrons at New Year's Eve shows. He burned them at a public bonfire and re-ordered novelties for the occasion, specifying they must be "made in the U. S. A."

Rochester — All Schine theaters here are interrupting screen programs about 10 p.m. nightly to read late war bulletins, supplied by the Democrat & Chronicle.

Milwaukee—Direct result of the war, Joseph Pastor, Chicago, has closed his German Kino, west side nabe, which has been showing Nazi flickers for the past five years. Pastor announced the house would reopen Dec. 25 with an American film policy.

Milwaukee—One of the audition rooms of WTMJ, the Milwaukee Journal station, was converted into a movie studio to film and record one-minute talks by Milwaukeeans in all walks of life. The "sayreels" produced will be used in theaters to promote the sale of National Defense Bonds and Stamps.

West Coast Bureau of THE FILM DAILY

Hollywood—To protect its employees against possible daytime air raid attacks, Warner Bros.' studio has divided the Burbank lot into four zones, each of which has an air raid shelter at a strategic place.

Pending establishment of uniform system for all studios, Warners has adopted the following alarm: repeated short sharp blasts of the studio whistle will be the warning system. Ten minutes is maximum time employees will be allowed to reach shelter following air raid alert warnings.

The DEVIL PAYS OFF

Drama of Spies and Sabotage at Sea!

J. Edward Bromberg
Osa Massen
William Wright
Margeret Tallichet
Abner Bierman
John A. Oster—Director

Screen play by Lawrence Kimble and Malcolm Stuart Bayles
Original story by George Zuccari

Virtu and Jollie Emuz

The DEVIL PAYS OFF

Thrill Dram of Spies and Sabotage At Sea!

WILLIAM WRIGHT, as Chris, and OSA MASSEN, as Valerie, two spies who have a lot in common.

Original play by George Zuccari

Buy U. S. Defense Bonds
Three Majors Admit Anti-5 Violations

(Continued from Page 1) complaints filed by James F. Lynch, Ramsey County attorney. Lynch completed the case for the State in the trial which the testimony will start today. Defendants have waived jury trial. It is the contention of the state that the new state law is unconstitutional and in restraint of trade and that, therefore, they are not guilty.

Trial to Take 2 or 3 Weeks

It is expected that three cases, merged into one for the purpose of speedy trial, will require two to three weeks to complete.

Defense testimony will continue through the balance of this week, it was indicated, and the case then may go over to January for completion.

Attorneys representing the three majors include Davis Shearer, Minneapolis, and Joseph Finley, of St. Paul. The defendants are William R. Block of New York, for RKO; Frederick Lorenzen and James Kennedy of N. E. Goldhammer, distri-But, Fox and Louis Phillips of New York, for Paramount.

Neil A. Grogan, vice-president in charge of distribution for Paramount and Herman Webber, 20th-Fox sales chief, were present in the courtroom throughout the day.

First witness called by the state was Ben Blockey, branch manager here for Paramount who admitted he made a deal with Davis Ratner, operator of a new theater at White Bear Lake, for a block-of-five pictures. The contract contained no cancellation clause, he admitted.

The Minnesota law provides that distributors must sell an entire season product in a single contract and that this must allow the exhibitor opportunities to exchange a portion of product listed in the contract.

Sold Two RKO Blocks

Blockey was followed on the stand by L. E. Goldhammer, district manager for RKO, who admitted he had sold Ratner two blocks-of-five pictures each. Ratner said he already had received the approved contract.

Jack Cohan, a salesman for 20thCentury-Fox, the next witness, tes-tified he had sold a block-of-five pictures to Theodore Hamm, operator of the Oxford and Gen Theaters in St. Paul.

The three representatives of the majors said contracts referred to were all made under terms of the New York consent decree and that they were signed before the companies obtained relief from the decree in order to sell in Minnesota.

Deals Made to Test the Law

Many questions asked by Lynch evidently were for the record only in an effort to bolster the State’s case for appeal. It is admitted the deals were made with exhibitors to set up test cases and the majors will carry them on if the case is decided by the Court and probably higher in case a

amusement, and forgetting the lure of radio’s frequent newscasts.

Sunday business in the New York area jumped up considerably. The clear weather which followed the rainy Saturday, helped the fans. In fact, theaters of the Skouras circuit reported a 20 per cent increase in business over the preceding Sunday. Brandt circuit reported Sunday business up from 15 to 20 per cent ahead of the previous Sunday. Other circuits experienced a similar upswing.

In New York City week-end business was off, but the war cannot be blamed for the slump, according to operators. Snow and torrential rains starting Friday night and lasting the Sunday day morning case blamed more than any semblance of war reaction.

At the Broadway Paramount, “Birth of the Blues” drew $24,000 on Saturday and Sunday. Estimates for the week place the figure at $45,000, only slightly below the probable gross under normal conditions on a strong picture of this caliber.

On the Coast, theater grosses last week fell from 50 to 75 per cent below normal, but an upturn, de-pending on a large number of engagements that has been declared, was noted.

Attendance in Chicago was report-ed 25 per cent off due to the week-end holiday and the President’s ra-dio address last night.

Theater business in Los Angeles came back strong over the week-end, with circuit and independent opera-tors reporting good business Saturday and Sunday. In some situations business was above normal. One effect of Governor Olson’s proclamation is expected to be a falling off in the number of tourists to Southern California which in turn will affect box offices.

Allied’s Board Meeting

Crowded Out of Capital

(Continued from Page 1) city will be selected because of the overcrowded condition of Washing-ton hotels. Columbus, Chicago or Atlantic City are possibilities.

—By Defense Bonds—

Screen, Radio Writers Offer Services to Gov’t

West Coast Bureau of THE FILM DAILY

Hollywood—Screen and radio writers, publicists and free lanceers at a mass meeting last night at the Blanque Hotel offered their ser-vices to the Government.

Chief speaker was Randolph Van Nostrand, head of the Civilian Defense Commission’s public information bureau.

—By Defense Bonds—

Rylander Joining Columbia

Rylander, who has been as-sociated with the Tom Firuzade publi-city organization for the past five years, leaves on Monday, Dec. 22, to join Columbia’s Home Office staff. Rylander will handle special national exploitation events as an assistant to Frank P. Rosenberg, recently ap-pointed exploitation manager.

guilty verdict is filed by the court. When he was questioned against the three majors, Shearer began his opening argument but court was adjourned to today after he had said he hoped to prove the anti-film law unconstitutional and in restraint of trade. Defense testi-mony will begin when he completes his opening talk.

The five majors signing the con-tracts were charged by a grand jury last November and moved several months ago to halt enforcement of the anti-film law by restraining order. The court denied the motion and order, but were denied this relief in Ramsey District Court. Their plea for a new trial was turned down and the case went to trial in February.

Production Unhampered By New Studio Work Hours

(Continued from Page 1) terday did not hamper production. In fact it is known that some pictures had more scenes photographed in a day than under the old sys-tem.

Many actresses reported at their studios at 6 a.m. in order to be made up and on their set by 1 o’clock. In case of production emergencies, set construction crews and set dressers will work nights.

—By Defense Bonds—

Tele “Defense Pool” Offers Free Programs

The American Television Society plans the formation of a “television defense pool” whereby writers, ac-tors, directors and exploitation people, defense programs and offer them free of charge of television stations, war agencies and govern-ment.

Details are not completed, but they call, is understood, for the organization of ATS into a central agency to be called upon by tele-vision officials and Governmental or-ganizations when the services of writing, directing and producing talent is required in building programs of a purely defense nature.

The talent will be operated on a purely volunteer basis, with ATS members donating their services both to aid in the war effort to further the de-velopment of television.

C. E. Van Duuzee Dies on Coast

Minneapolis—Word has reached here of the death in Oakland, Calif., of Charles Edward Van Duuzee, vet-eran of the motion picture business here and one-time operator of a film exchange which serviced more than 100 Minnesota theaters. Van Duuzee operated a picture house opened in Minneapolis and later had houses in St. Paul, Indianapolis and St. Louis. He had lived in Cali-fornia since 1917.

Eight Features, Two Serials Getting Gun

(Continued from Page 1) and Forrest Tacker, producer. Wallace MacDonald and director Charles Barton; and Larry Darnour’s 15 installment “Captain Midnight,” directed by Dave O’Brien, and distributed by James Craven, Lusna Walters and Bryant Washburn. James W. Horne of Independent Feature. At M.G.M: Nine shooting. There Two,” has been changed to “Along Came Nin-Ger.” At Monogram: Three shooting. Including “Lindsey Wolfe’s” starring Lon D, and Yemen Yarbrough directing; “Frontier Law” has been changed to “Women’s Mail.” At PRC: Three shooting, including “Girt-Town,” being produced by Lou Brock and Jack Schwartz, with Dade Fellows and June Stone heading the cast, supported by W. White, Kenneth Howell, Ann O. Nilson and Warren Bymer. Victor Hal-lie is producing “Coyash on the Loose,” “The Kid,” western, starring Buster Crabbe. At Paramount: Seven shooting. Among the titles, including “She Wasn’t Meant For Him,” “Sherspyrime Gal,” comedy with music, starring Richard Haydn, and E. Rogell directing for producer Albert J. Cohen; and “Bait,” with Kane Richmond and Jimmy Dale, directed by Harry Winley and Jack England of directing.


Radiofilm: Six shooting, including “Two Or Not To Be” and the Roach “The Life Of Fred.”

At 20th Century-Fox: Seven shooting. At Universal: Seven shooting, including “The Skeleton,” (tentative title) dynamic with Robert Cummings and Priscilla Lane, Alfred Hitchcock directing for producer Frank Lloyd; “The Sheltered Side,” (tentative title) with Gregory LaCava producing and directing. At Warners: Four shooting.

Radio Programs on Films Pioneered by J. A. Miller

(Continued from Page 1) days has opened studios and offices in Los Angeles and Hollywood. Boulger is the production head for the production of radio pro-grams on films.

To handle distribution and sales of the Miller equipment, facilities of its studies, MBS has formed a wholly owned subsidiary, Miller Radiofilm Corp.

Radiofilm. Miller’s process’ trade name, is said to permit the produc-tion of radio programs under conditions similar to and methods identi-cal to that heretofore used in the production of films. With the Miller process, recording is made directly upon the advertising of a feature film by en-graving into the emulsion; reproduc- tion is by photo-electric eye. Mil-ler system, it is said, was developed at the laboratories of the Philips Company of Holland.

Loet C. Barnstyn, former Dutch producer, distrib, and theater operator, joined Miller Radiofilm Corp., and Herbert R. Eben-stein, former head of Radio Attraction-s, Inc., is vice-pace in charge of sales.
OPM CHOOSING INDUSTRY ADVISORY COM.

Kingsberg Heads All RKO Theater Activities

Rathvon Elected V.P.
In Series of Moves to Streamline the Company

In a series of moves to streamline RKO, George J. Schaefer, president, yesterday announced the consolidation of all theater activities under Malcolm Kingsberg, the election of N. Peter Rathvon as vice-president of the parent company; and the election of Leon Goldberg as treasurer of the parent company and all the subsidiaries.

Kingsberg remains as executive vice-president of Keith-Albee-Orpheum and (Continued on Page 7)

—Buy Defense Bonds—

Wall St. Sees Film
Biz Climbing in '42

Theater biz in 1942 "may very likely run ahead of 1941" despite the fact that the U. S. is engaged (Continued on Page 4)

—Buy Defense Bonds—

Gov't "Absorb Tax" Order Sets Precedent in Canada

Toronto — Exhibitors in Canada will suffer 20 percent loss in potential grosses of New Year's Eve (Continued on Page 7)

Coast Guard Gets
Richards' Yachts

New Orleans—E. V. Richards, president of Paramount-Richards Theaters, Inc., has turned over two of his yachts to the U. S. Coast Guard. The yachts will be put into service immediately and will be returned to Richards when the war is over. The yachts are the Northwind, 85 feet long and the Jis, 35 feet long.

Harmon Quits MPPDA for WAC
To Devote Full Time to Films' War Activities

Art Directors Organize
Camouflage Unit for Army

West Coast Bureau of THE FILM DAILY

Hollywood — Art directors and their aides have organized "Motion Picture Camouflage Unit" in co-operation with the Army.

Lionel Banks, head of Columbia's (Continued on Page 6)

Francis S. Harmon has resigned from the MPPDA to devote his full time to the war activities of the industry, joining the War Activities Committee-Motion Picture Industry. (the new name of the M. P. Committee Co-operating for National Defense) as full-time executive. Announcement to the above effect was made last night by George J. Schaefer.

A. Julian Brylawski Named Special OPM Consultant on Trade’s Priority Problems

By OSCAR HUME

Washington — Appointment of A. Julian Brylawski, vice-president of the MPTO, and president for the past 18 years of the MPTO of the District of Columbia, as special industry consultant to work with OPM on priority problems affecting the film industry, was officially announced yesterday. Brylawski, purchasing agent in charge of maintenance and repair in the Eastern Division for Warner Bros., has

(Continued on Page 5)

Unity's Ratification
Before MPTOA Board

MPTOA has started its poll of directors on the question of ratifying (Continued on Page 4)

—Buy Defense Bonds—

Play and Then Talk Terms, "Pacific Blackout" Policy

A "play first and talk terms later" policy has been adopted by

(Continued on Page 6)

Harley, Kane Flying
To U. S. on Clipper

Latest word on the whereabouts of Francis L. Harley, 20th-Fox's managing director for Great Britain, and Robert T. Kane, producer, is that they finally obtained passage on a Clipper now en route to New York. Pan-American officials are not releasing information on the arrival of the Clipper.
Paramount Stockholders Suits Are Consolidated

N. Y. Supreme Court Justice Hor- 
by Smyth yesterday ordered the con- 
solidation of four stockholders' 
suits filed against Paramount and 
its officers for an accounting of pay- 
ment made to George E. Browne 
and William Boff, convicted labor 
leaders. Former Judge Alfred J. 
Taylor, designated previously by the 
Court as counsel in a similar War- 
ner Bros.', suit, was named chief 
counsel for the Paramount stock- 
holders.

—[Buy Defense Bonds—]

Metro Seis Tradeshow Dates for 6 Features

Dates for the next six pictures to be 
traded by M-G-M were an- 
nounced yesterday:

"Woman of the Year" and "Joe 
Smith, American" will be screened 
Jan. 13; "China Caravan" and "We 
Were Dancing" on Jan. 14, and 
"Shang海" and "The Long 
Past" on Jan. 20. In New York, 
the first two pictures will be shown 
on Jan. 13 and the second two on 
Jan. 15.

—[Buy Defense Bonds—]

20th-Fox Gets More Time 
For Pickwick Suit Reply

New Haven—For a second time 
the attorneys for the plaintiffs in 
the Pickwick, Greenwich, $4,552,575 
anti-trust suit against the major 
and attorney for 20th-Fox have 
filed a stipulation to extend 
the 20th-Fox time in which to answer 
plaintiffs' interrogatories. The 
answer is now due at the U. S. 
District Court here on Jan. 5, 1942.

—[Buy Defense Bonds—]

Para. Exchange Escapes 
Bombs; Servicing Manila

Paramount's exchange in Manila 
has escaped Japanese bombings and 
is still servicing local theaters, 
according to a cable received from 
James Perkins, supervisor of the 
company's Oriental activities. Hank 
Henry, branch manager in Manila, 
who holds a commission in the 
Naval Reserve, was called for active 
duty at the outbreak of hostilities.

—[Buy Defense Bonds—]

U. S. Asks "Little Three" 
Spring Trial Date Today

Special Assistant Attorney 
General Robert L. Willett, assistant 
Federal Judge Henry W. Goddard 
today for an order fixing the date 
of the trial of the equity suit against 
the "Little Three" in the Spring, 
Attorneys for the "Little Three" 
will oppose the move.

—[Buy Defense Bonds—]

Sam Wood on "Gehrig" 

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Wood will direct 
"Gehrig" for RKO. The special, 
"Gehrig," shooting to start Feb. 1.

Thursday, December 17, 1941

F. J. A. McCARTHY, Universal sales exec., 
turns today from Nashville.

PAULINE KELEN, Walter Reade home office 
secretary for 12 years, is now in Miami Beach.

EARL HUDSON and JACK KEEGAN, of the 
United Detroit Theatres, arrived in New 
York last night for Paramount home office 
efforts.

HARRY DRYMAN, M-G-M's foreign manage 
tor for Uruguay, has arrived from Montevideo 
for a vacation.

RUBE JACKTER, Columbia's assistant general 
sales manager, leaves tonight for Charlotte, N. 
C., for business conferences with H. F. Kliney 
and H. A. Hourihan.

JIMMY DURANTE arrives Friday morning from 
Chicago aboard the Twentieth Century.

Pete Newkirk, Paramount executive, returns 
from Boston last night after screening with Sam 
Finanski and J. J. Ford.

—[Buy Defense Bonds—]

Bank Night Fraud Brings 
Prison, Reformation Terms

Newark, N. J.—Ralph Marano 
of Orange has been sentenced to two 
years for stealing from State Prison by 
Common Pleas Judge Hartshorne 
for having conspired to defraud the 
Winjor, West Orange, on Bank Night.

Marano's brother, Joseph of this city, was sent 
to Railroad Reformatory, and Alfonse La 
Marshall, Ernest Pascale, writer, were 
sentenced to five years, and directed 
to pay $50 a week on the same 
charge. They had been found guilty 
Nov. 25.

—[Buy Defense Bonds—]

"Mayerling Mystery" for 
UA via "Package" Deal

Myron Selznick is reported to 
have closed a package deal for the production of "Mayerling Mystery" to be distributed by United Artists. Picture will be produced by Richard 
Oswald, European producer, and will star Loretta Young and Alan 
Reynolds.

Association of Documentary Film 
Producers will present a program 
discussing the use of the document 
film in education at 6 p.m. 
tonight in the School of Educa-
ion auditorium at New York Uni-
versity. Speakers will include Her-
bert Korkow, director of document-
ary department; and Fred Adler and 
Boyd Wolf, educators.

The program, a feature of Dr. 
Federic M. Thrasher's film course. 
will include a screening of Pare 
Lorente's documentary on social 
medicine, "The Fight for Life."

—[Buy Defense Bonds—]

Lon Harris With DeMille

West Coast Bureau of THE FILM DAILY

Hollywood—Lon Harris, in charge of 
trailers at Paramount, has been 
assigned the producing of Cecil B. 
DeMille, succeeding William H. 
Pine, who is now producing with 
William C. Thomas.
IT PACKS THE POWER of a FEATURE-THRILLER!

An exploitation special timed for the minute! Vividly portraying America's air-might as it shouts defiance at the ruthless aggressors!

THRILL to the first flight of the "Kitty Hawk" . . .

THRILL with America's first war ace, Capt. Eddie Rickenbacker, in action . . . THRILL and WONDER at the freak designs that helped America get its wings . . . THRILL to the first American air-bombers in action . . . THRILL ONCE AGAIN with America's air heroes—Byrd, Chamberlain, Post, Rogers, Earhart, Elder and others . . . THRILL to General Billy Mitchell's forecast of war in the air . . . THRILL to America's mighty air power blasting its enemies from the skies.

SEE Captain Eddie Rickenbacker, America's greatest war ace . . . see actual World War I combat!

SEE Wiley Post and Will Rogers on the world-flight from which they never returned!

SEE Ruth Elder, the first woman to fly across the Atlantic Ocean!

SEE Amelia Earhart as she appeared before her ill-fated flight over the Pacific!

SEE Ruth Nichols as she returned after setting a new altitude record!

SEE General Billy Mitchell as he forecasts the coming of air-war!

World Premieres in Dayton and Dallas! — NATIONAL RELEASE, DEC. 31
Wall St. Sees Film Biz Climbing in '42

In a second world war, it is forecast by the Wall St. Journal.

The following financial circles view the industry outlook, as reported by the Journal yesterday:

"Based on experience in Great Britain, there does not seem to be much indication that the movies will suffer seriously from war in this country. There was some slight falling off in theater attendance in the first week of the war due obviously to the national state of excitement and to blackouts on the Pacific Coast.

"However, this is not expected to continue and in any event the central portions of the country, away from the coast, is not likely to have blackout trouble. In view of the fact that wage payments are greatly increased and other outlets for spending money may be curtailed, it is expected that attendance over the coming year may very likely run ahead of 1941.

"There is some possibility, of course, that stars, directors and trained studio personnel will be deployed in the defense effort.

"Incidentally, it may be pointed out that business lost in the Far East is of no great moment to the film producers. Currency restrictions have been in force for some time and in any event the whole business in the Orient, including Australia is not as important as two average American states."

Edgar W. E. Gilmore Dead

Windsor, Ont.—Edgar W. E. Gilmore, 70, pioneer exhib., died here.

TO THE COLORS!

West Coast Bureau of THE FILM DAILY

Hollywood — John Huston is cutting short his career as a director to take up duties as a Captain with the U. S. Army Signal Corps.

Huston, presently engaged on "In This Our Life," with Bette Davis, will finish work on that picture before reporting for active service.

Miami—R. W. Whitcomb, of the Olympia Theater staff has been called to Army duty.

West Coast Bureau of THE FILM DAILY

Hollywood — Commander Harvey Haislip, M-G-M writer, called to active duty, has reported to the 12th Naval District Headquarters in San Francisco.

Atlantic City—Sy Waxman, manager of the Astor theater here, has been ordered to report for active naval duty.

Murray Greenfield of Loew's accounting department has enlisted in the country's armed forces.

Unity's Ratification Before MPTOA Board

(Continued from Page 1)

ing the five-point unity program proposed at the all-industry unity conference in Chicago last week. Ballots have been sent to all board members by mail and results are expected in two to three weeks.

It is understood that the ballots contain no pro or con remarks. Resolutions passed at the parleys are presented and are allowed to speak for themselves.

MPTO of St. Louis Will Meet Monday to Act on Unity Plan

St. Louis — Fred Wehenberg, president of the MPTO of St. Louis, Eastern Missouri and Southern Illinois, has called a meeting of his organization for next Monday when the group will be asked to vote on the unity plan. Monday's meeting will also consider the proposed level admission plan to eliminate Missouri's tax mills and pennies. It is understood that all but two exhibitors in St. Louis have indicated their willingness to make the small increase in prices.

—Buy Defense Bonds—

3,000 Agfa Anesco Workers Will Share $155,000 Bonus

Binghamton, N. Y.—Approximately $171,000 in Christmas bonuses will be distributed among 3,281 employees of Binghamton and Johnson City plants of the General Aniline & Film Corp., John E. Mack, president, has announced.

About $155,000 will be distributed to 3,000 workers of the Agfa-Anesco film plant in Binghamton and the remainder will go to 281 employees of the Ozalid Products Division in Johnson City.

—Buy Defense Bonds—

Loew's Will Ask Order Today to Sell in Minn.

Loew's will apply today to Federal Judge Henry W. Goddard for an order permitting it to sell its product in Minnesota without complying with restrictions provided in the consent decree. Similar relief has been obtained by the other members of the "Big Five."

"The Letter" and Other "Features":

• • • THE OTHER "FEATURES": Paramount is all-out serious in its ambitions for George Pal's Madcap Models Puppetoon, "Rhythm In The Ranks," to grab an Academy award. . . . Certainly this short has a terrific flock of roots, even among the hard-boiled noosepaper fraternity and the rag mag gentry. . . . For instance, last Sunday, Pal out with a two-page spread on the agus, and the previous Sunday the local Herald Tribune went to town in its behalf. . . . Today's Movie-Radio Guide gives it a plug, and The Puppeteers of America present a presentation scroll, group's award of Merit, to the tab ree, the said award to be received by Barney Balaban in his executive suite. . . . World premiere tomorrow of UA-E. D. Small production, "The Caricat Brothers," in the Palace Theater, Washington, will bring literally a mountain of books for the boys in the armed forces. . . . Anyone bringing books to the theater, from 10:30 a.m. to 1:00 p.m., will be admitted to the premiere free. . . . Army trucks will pick up the books, which will then be distributed throughout the nation via agencies of the USO. . . . Columbia's alert exploitation department grabbed some intense promotion for its feature, "Bedtime Story," by having the Bedtime Story Fashion Show which was held yesterday afternoon in the Carlin Comfort Shop under sponsorship of Sixth Avenue. . . . Claire Trevor, fresh in from the Coast, represented Columbia at the orgy of boudoir accessories. . . . • • •

• • • REMEMBER Pearl Harbor! • • •

Happy Birthday to You

David Butler
George Barraud
Arthur Hoerl
Charles Selbel

(Continued from Page 1)

Wednesday, December 17, 1941
The OPM is expected to be pressed sharply into the armed services, according to a by-line story by John W. Love, Scripps-Howard Newspaper Alliance writer, which appeared in the N. Y. World Telegram.

It is understood that other specialists will be named by the OPM as special consultants on industry problems, as the pinch for critical materials becomes greater, and that the special industry advisory committee will be broken down into sub-committees to represent various phases of the industry.

(Continued from Page 1)

Defensive on problems affecting the industry. The committee will be composed of leaders from every branch of the industry. Announcement of the personnel will be made within a couple of weeks, it was learned.

The OPM is choosing Film Advisory Committee

(Continued from Page 1)

Staff Stamp Sale Planned in Lobbies

Denver—Booths for the sale of Defense Savings Stamps and Liberty Bonds will be set up in numerous theater lobbies here. Additionally, cashiers will be supplied with them for use as change. President Rikk Ricketts of the Rocky Mountain Screen Club, which has pledged its support to the national defense program by resolution, has appointed as a co-ordinating committee, A. P. Archer, Mickey Gross, Henry Friedel, C. J. Bell and Emmott Thurman.

Paramount is decentralizing stock of old prints and library film by shipping prints to other exchanges for storage as a precautionary measure.

Scranton—Municipal tax on Bingo games to provide a fund for the purchase of equipment and materials needed for the local defense program has been advanced in the City Council by Councilman T. J. Jones.

West Coast Bureau of THE FILM DAILY

Hollywood—Concrete basements of Paramount's new stages 16 and 18, and other sub-surface accommodations will be designated as bomb shelters for a specified number of persons. Possibility of adding additional shelter structures is being studied.

West Coast Bureau of THE FILM DAILY

Hollywood—James A. FitzPatrick is rushing editing and commentary on his two new TravelTalks for Metropolitan—"West Point on the Hudson" and "Historic Maryland," for earliest possible release, due to the war. Film was shot last Summer with release planned for next Spring. FitzPatrick is planning to world premiere the two TravelTalks in July. It is reported that the materials necessary to do this is being gathered.

Brylawski in Industry 33 Years

Brylawski, manager of Warner Bros. real estate department here, has been identified with the film industry since 1924 when, in association with his father, he acquired a number of small houses. In 1924, he built the Earle Theater, selling his interest to the Stanley Company of America two years later. He managed the Earle properties until 1929, when he took over real estate construction and maintenance for the Warner circuit here.

Brylawski since 1923 has been president of the MPTA of the District of Columbia and, since 1928, has been a vice-president of the MPTA. For the last 11 years, he also has functioned as the latter's legislative contact at the Capitol.

Roosevelt Appoints Price Federal Censor

Washington Bureau of THE FILM DAILY

Washington—President Roosevelt yesterday announced the appointment of Byron Price, executive news editor of the Associated Press, as Federal censor and revealed that compulsory censorship would be placed into effect as soon as the pending war powers bill becomes law.

In his prepared statement, Roosevelt emphasized that federal censormship and radio and newspaper at least are bound to come under censorship scrutiny to make certain they reveal no information that will give aid to the enemy.

several, chairman of the former and of the newly-named organization.

Schaefer stated that in view of changed conditions the committee had, aside from the change of title, decided to appoint a full-time executive to the work of co-ordinating the industry's war activities under the direction of the executive group. Harm was a national choice for the post as he has been acting as co-ordinator for the Committee Co-operating for National Defense. He was appointed to the position and has been designated as executive vice-chairman of the War Activities Committee.

These changes were determined upon at a meeting of the executive group attended by representatives of exhibitors, distributors, producers, artists and trade press.

A budget committee to study and arrange for financing the cost of the industry's war activities was appointed, consisting of St. Pahlan, R. B. Wilby and Joseph H. Hazen.

—Buy Defense Bonds—

"Gesture" Preview Tuesday

UA will hold a press preview of "The Shanghai Gesture" at the Astor theater Tuesday at 8:30 p.m.
“The Bigle Sounds” with Wallace Beery, Marjorie Main, Lewis Stone. M-G-M. 110 Mins. ACTION YEAR WITH INTERESTING AND BACKGROUND; HAS GENERAL AUDIENCE APPEAL.

The old order changes even in the Army. Transition of a calvary regiment into a full-fledged mechanized fighting unit forms the background for a hokey action yarn which combines a man's loves for his horse and sabotage into a fairly substantially program pic.

Basic weakness of the film is the indiscrimination in making the point. A good share of the film deals with Wallace Beery's affection for his horse. As a sergeant of many years' experience, Beery does not care for the introduction of tanks into the regiment. His commanding officer, portrayed by Lewis Stone, accepts the new order more philosophically.

When a tank damaged by sabotage runs amuck and kills Beery's horse, Beery goes berserk and is busted out of the Army. Subsequently the dismission of Beery was a rearranged plan with the colonel in order to make it possible for the Army to track down the saboteurs. Latter footage, where Beery joins the gang and prevents them from blowing up the bridge over which the Army's train loaded with tanks is about to cross furnish the pic's highlights. Earlier scenes are inclined to be on the slow and syrupy side. Romantic interludes are introduced with Marjorie Main, excellent as Beery's sweetheart of many years who operates a nearby roadside restaurant. There is comedy Donna Reed as the young wife of a soldier played by William Lundigan. Miss Reed is befriended by Miss Main and works in the restaurant. Lewis Stone does a dependable job as the colonel. George Bancroft handles the role of a saboteur effectively with Guinn Williams, Chill Wills and Tom Dugan good in minor roles.

Top-notch photography supplies some inspired shots of our mechanized units in maneuvers made with the cooperation of the U. S. Army. Direction and script are uninteresting.

CAST: Wallace Beery, Marjorie Main, Lewis Stone, George Bancroft, Henry S'Neill, Donna Reed, Chill Wills, William Lundigan, Tom Dugan, Guinn Williams, Ernest Whitman.

CREDITS: Producer, J. Walter Ruben; Director, S. Sylvan Simon; Screenplay, Cyril Hume; Original, Lawrence Kimble and Cyril Hume; Camera, Clyde De Vina; Film Editor, Ben Lewis.

DIRECTOR, Average. PHOTOGRAPHY, Top-Notch.

War Ends Operators' Strike in Oklahoma

(Continued from Page 1)

"Mr. and Mrs. North" with Gracie Allen, William Post, Jr., Paul Kelly. M-G-M. 67 Mins. LIGHTWEIGHT COMEDY BUILT AROUND SPOKEN AND SONG NUMBERS AS PLEASANT PROGRAM FEATURE.

In bringing the Mr. and Mrs. North of New York and stage fame to the screen, M-G-M has only turned out a lightweight comedy with a number of chuckles and amusing moments. Running a little over an hour, the film stacks up as a pleasant program pic.

Any similarity between Gracie Allen and the character of Mrs. North is a coincidence. Gracie Allen remains Gracie Allen and she laughs the registers with her pointless but humorous lines have their heritage in radio gag writing.

Whereas Miss Allen has successfully built up the dumb comedy type on radio, she becomes an incredibly dumb character on the screen and an unremarkable Mrs. North. The last impression is how anyone could remain married a single year with a woman like Mrs. North. Direction is at fault in this case because the happier solution would be to have Miss Allen play her part in a straight comedy style.

Story had Mr. and Mrs. North returning home to find a murdered man in her closet. The murderer is unknown but is a member of their circle of friends and tries to involve the Norths in order to cover up. Suspicion is thrown on various members because of the crisis-crossing of affections between the wives and the men. In her own inimitable manner, Mrs. North throws light on the case when it is needed. For example, when she states the lobster she had at her friend's house was canned, she destroys unknowingly the alibi of the murderer which is all the police need.

One of the brighter moments of spoiling has Felix Bressart as the brush salesman called to the district attorney's office and vainly trying to get an audience. William Post, Jr., makes a personable Mr. North who bears up bravely under his wife's insanities. Paul Kelly is good as the detective as are Millard Mitchell, Stuart Crawford, Virginia Grey, Rose Hobart and Tom Conway in lesser roles.


CREDITS: Producer, Irving Ashor; Director, Robert Sinclair; Screenplay, S. K. Lauren; Original Play, Owen Davis; Cameraman, Harry Stradling; Film Editor, Ralph Weldon.

DIRECTOR, Average. PHOTOGRAPHY, Good.

Art Directors Organize Camouflage Unit for Army

(Continued from Page 1)

art department and originator of the proposal, was named chairman by Army representatives and producers.

The Army will be given immediate expert assistance in conducting vital camouflage work in the Pacific Coast defenses.

"Red River Valley" with Roy Rogers, "Gabby" Hayes, Sally Payne. Republic. 62 Mins. BETTER THAN AVERAGE WESTERN; MOSTLY VALUE IN RELATION WITH ROY ROGERS SPOTTED NICELY.

Outdoor action reminiscent of the Wild West against a modern background is deftly combined with musical sequences by Director Joseph Kane for a program pleasing western. Pic is handled in affable manner and it stacks up as one of Roy Rogers superior efforts.

Spirit of the old West is conveyed when Red River stages a Pioneer Day for its favorite home townruzadour, Roy Rogers, and his band, The Sons of the Pioneers. During the celebration, safe which contains money to help ranchers complete the dam is blasted.

Remainder of the film is devoted to Rogers' efforts to convince the sheriff that the man behind the scheme to control the dam and responsible for the theft is the proprietor of a gambling casino, played by Edward Keane. In the course of the events Rogers finds the figures in some of the chases on horseback. Up in the rocky hills, the noble steed comes into his own, and Rogers convinces the sheriff who the guilty person is.

Songs which Rogers sings with The Sons of the Pioneers include "Red River Valley," "Let's Begin," "Springtime on the Range," "When Pay Day Rolls Around," and "Chant of the Wanderer."

"Gabby" Hayes and Miss Payne furnish the comic relief. Slight romantic interest is supplied by Gale Storm. Robert Homans is okay as the sheriff.

CAST: Roy Rogers, George "Gabby" Hayes, Sally Payne, Tom Tyler, Buddy Ebsen, Roy Barcroft, Gale Storm, Robert Homans, Hal Taliaferro, Lynne Breen, The Sons of the Pioneers.

CREDITS: Produced, directed, written by Joseph Kane; Camera, Sam Bannerman; Film Editor, William Thompson; Original Soundtrack music by Max Steiner.

DIRECTOR, Good. PHOTOGRAPHY, Good.

Play and Then Talk "Pacific Blackout" Policy

(Continued from Page 1)

Paramount in the handling of "Pacific Blackout," it was announced yesterday by Neil F. Agnew, general sales manager. The plan, said to be unique in the history of the company, has been devised so that the picture can hit the screens while news of the West's air raid area is still fresh on the files.

Paramount customers will be able to see the picture beginning Jan. 2 and postpone the settlement of picture rights until Jan. 15. They will purchase the company's third block of five, of which "Pacific Blackout" is a companion.

"Road Agent" with Dick Foran, Leo Carrillo, Andy Devine, Annette Wills. Universal-International. 60 Mins. WESTERN HAS PLENTY OF ACTION AND A BELIEVABLE ALTHOUGH CORNY STORY.

Despite the arresting names in the cast this is just another stock western. The same old story and made for but a little more than the average western budget. Sold in that class it should please because it is well made—has plenty of action—and a believable although corny story.

The performances of the leading players are good, but not up to their usual standards, due, no doubt, to the limited shooting time. Dick Foran shows well as a singing Waddy and should please horse-opera fans.

Dick Foran, Leo Carrillo and Andy Devine, trio of bandits just after they have held up a stagecoach and taken a shipment of gold. They take 10 per cent of the money and return the rest—without being stopped and without being caught.

Foran is discovered to be the "Duke" who is reputed to be something of a bad man. The man he's been hunted by aroused citizens for a crime he didn't commit when Anne Nagel vindicates him. The townfolk immediately appoint him sheriff. Of course, he cleans up the town, knock off all the crooks—with the exception of the leading lady's father who is permitted galloping by a single line of dialogue in which he admits he got off on the wrong foot as a boy, and expresses a desire to go straight so his daughter can marry the new mayor.

In the end Foran and his cronies ride off into the sunset—singing—and everybody in the audience tries to make book this is just the first of a series—but it is so obvious there are not many returns.


CREDITS: Associate Producer, Ben Pivar; Director, Charles Lamont; Screenplay, Morgan Cox, Arthur Sheekman, Maurice Tombragel; Authors, Shigmman Lowe and Arthur St. Claire; Cameraman, Jerome Ash, A.S.C.; Art Director, Jack Otterson; Associate, Ralph De Lacy; Editor, Frank Gross; Musical Director, H. J. Salter.

DIRECTOR, Good. PHOTOGRAPHY, Good.

John Comerford Dies on Coast

Wilkes-Barre, Pa.—John Comerford, 80, oldest brother of the late F. Comerford, founder of the Comerford Circuit, died last week at his home in Los Angeles, according to word received here. He was an uncle of Postmaster General Frank C. Walker and John T. Comerford, district manager of the Comerford Circuit. He is survived by a sister, Mrs. M. J. Cary of Scranton, Pa., and two daughters, Mrs. Mary Hansen and Mrs. William Rossberg, both of Los Angeles.
Joy First Anti-Five Defense Witness

(Continued From Page 1)

day by Col. Jason Joy, first wit-ness for the defense.

Joy is one of several personnel and jabo handling for Twentieth Cen-
tury-Fox and his testimony was re-
ed for its importance and for the pre-
ent attack on the Minnesota law.

Paramount, 20th-Fox and RKO are
on trial charged with having sold
pictures in blocks-of-five while the
state law requires the sale of an
entire season's product in one con-
tract, with the privilege to the ex-
hibitor of cancelling 20 per cent of
dimes contracted for.

Pix Need Only Their Own Code

Joy related the growth of the pic-
ture business during the 10 years he
has been connected with it and gave
as his opinion the industry always
has operated under its own code, that
it is self-governing and needs no
legislative regulation by the various
states.

Joseph Finley and David Shearer
defense attorneys, made it evident in
their opening addresses to Judge
Albin S. Pearson that they plan to
incorporate into the defense, the
history of the motion picture indus-
try from the day of the first
nickelodeon.

Shearer said of the strong compe-
tition in the business and said huge
sums of money are spent each year
by the different producers to keep
abreast of one another.

He detailed how the different com-
panies compete with one another for
a Broadway play which happens to
score heavily and added that "some-
times these are hits when made into
pictures, and sometimes they turn
out to be distinct losses." The firm
bid for stars and minor actors and
actresses in the same way, he said.

Joy declared for Albin B. O'Brien.

"Just about everything affects the
motion picture theater box office," he
said. "Rain, heat and cold weather
it in the Summer, cold weather, it
snow, wind bother it in the Winter.
When a woman has a baby, when
young folks marry, when a man dies
the box office of the neighborhood
theater feels it."

"The men who make pictures must
be in the same business as to what
the public will want," he went on.
"The ability to forecast is a basic
element of this business."

No attempt was made in giving the
public what it wants. But show-

WEDDING BELLS

Chicago—Fred Jones of the Met-
ropolitan theater and Cecelia Anne
Williams were married at the St.
Elizabeth church.

Indianaapolis—Viola Keene, of the
RKO office will marry William Lowe,
Dec. 21, at New Bethel, Ind.

Kingsberg Heads RKO
Theater Activities

(Continued From Page 1)

will be elected president of the other
RKO theater companies as well
as RKO Proctor Corp., RKO Mid-
west Corp., RKO Orpheum Corp., and
RKO Distributors.

Charles Koerner continues as gen-
eral manager of RKO theaters under
Kingsberg and will be elected vice-
president of the theater companies.

Election of Goldberg, who is now
 treasurer of the theater companies,
was made to centralize all financial
operations under one head who
will be directly responsible to Schaefer.

Duties of Rathvon, who represents
Plov Odlum on the board, were
not defined in the statement.

Schaefer summed up the realign-
ments as follows: This action will
strengthen the organization as well
as more clearly and definitely fix
duties and responsibilities.

Depinet Names Gruenberg
Rocky Mt. District Chief

Appointment of L. S. Gruenberg,
RKO's Salt Lake City branch man-
ger, to the post of Rocky Moun-
tain district manager was announced
 yesterday by Ned E. Denetiniet,
RKO Service Corp. He filled a
place that, who at his own request, has
been given a leave of absence because
of ill health.

Pulford had been district manager
since April, having been promoted
from Salt Lake City branch man-
ger. Gruenberg at that time was
advanced from St. Louis salesman
to Salt Lake City manager. A suc-
cesor will be announced in a few
days.

—Buy Defense Bonds—

Hicks Circuit Formulates
Blackout Regulations

Baltimore — Hicks circuit, oper-
ated by C. W. Hicks, is the first
local theater outfit to prepare a
list of blackout regulations govern-
ing conduct of its employees during
a blackout and possible air-raid.

Test blackout is tentatively sched-
uled for Baltimore around the first
of the year. Number of important
defense plants in this vicinity, as
well as Army camps and proving
grounds, make the section especial-
ly vital, as far as defense measures
are concerned.

—Buy Defense Bonds—

25c Technicolor Dividend

Technicolor's directors, meeting
yesterday, voted to pay a 25 cent
dividend on Dec. 29 to stockholders
of record at the close of business
Dec. 22.

STORKS!

LaGrange, Ind. — John Schwinn,
man who has been looking for a wife
here, is the father of a baby girl.
Tomorrow Evening
AN EVENT OF IMPORTANCE
Edward Small
presents
THE GALA WORLD PREMIERE

Alexandre Dumas' Adventure Masterpiece

"The CORSICAN BROTHERS"

LOEW'S PALACE
WASHINGTON, D.C.

Leaders of our nation will attend the first showing of this spectacular screen triumph — the final starring role portrayed by Douglas Fairbanks, Jr. before he reported for active duty with the United States Navy!

starring DOUGLAS FAIRBANKS, Jr.

with RUTH WARRICK · AKIM TAMIROFF · J. CARROL NAISH · H. B. WARNER
HENRY WILCOXON · JOHN EMERY · GLORIA HOLDEN · VEDA ANN BORG

Directed by GREGORY RATOFF · Screenplay by George Bruce from a free adaptation of the Dumas story by George Bruce and Howard Estabrook

RELEASED THRU UNITED ARTISTS
Eight Legislatures
To Convene in 1942

While a large number of state
legislatures are expected to hold special sessions next year because of
the war situation, only eight
state law-making bodies are sched-
uled to hold regular sessions in
1942.

Legislatures and their dates for
initial convening are as follows:
Kentucky, Jan. 5; Mississippi, Jan.
5; New York, Jan. 5; Rhode Island
Jan. 5; New Jersey, Jan. 12; South
Carolina, Jan. 12; Virginia, Jan. 12.
and Louisiana, May 9.

Whether bills affecting the mo-
tion picture industry will be intro-
duced at these sessions has not
been determined.

Court Grants Loew's Plea
To Sell Under Minn. Law

Federal Judge Henry W. Goddard
yesterday signed an order from the
bench modifying the consent decree
to permit Loew's, Inc. to sell in
Minnesota under that state's statute
(Continued on Page 9).

Bert Stearn Testimonial
In Cleveland on Jan. 5

Cleveland — Bert Stearn, recently
promoted from district manager to
Western division sales manager for
Minn. Law Confuses Distribution, Court Told

Propose U. S. Bomber
Fund Thrru Show Biz

Detroit — Proposal for show biz
to take the lead in a country-wide
drive to provide funds for construc-
tion of an American bomber by hav-
ing Variety Clubs nationally raise $250,-
000 was accepted enthusiastically
at Detroit Variety here. Sugges-
tion was made by Eddie House of the
"Hellzapoppin" company, playing at
the Cass. Plan has been in effect
in Canada since early in the war,
but this is believed to be the first
move in this country.

Industry's Support
Heartens FDR, Knox

Jack Kirsch, head of Illinois Al-
lied and temporary chairman of the
Motion Picture Industry Conference
Committee, has received replies from
the White House and the office of
the Secretary of the Navy to the
pledges of industry support made
(Continued on Page 6).

Schaefer, Van Schmus Aid
March of Dimes Campaign

George J. Schaefer, RKO presi-
dent, and Wm. G. Van Schmus of
Radio City Music Hall, have ac-
cepted co-chairmanships to serve
with Chairman Nicholas M. Schenck
on the National Motion Pictures
Committee for the 1942 March of
Dimes campaign. This completes
the national committee.

Pix to Do Their Bit—Willkie
Expresses Confidence in Industry's War Role

Col. Jason Joy Tells Of
Minneapolis Problems At
Trial of Three Majors

Minneapolis — Distribution prob-
lems facing Minneapolis film ex-
changes as a result of passage of
the state's anti-blocks-of-five law
were detailed yesterday in Ramsey
district court where Fox, Paramount
and RKO are on trial, charged with
selling pictures in blocks of five
corresponding to the law.

Col. Jason Joy, of Fox, testified
under cross-examination that he
was certain the Minnesota law had
had a serious effect on distribution
in this territory.

Herman Wobber, Fox general
sales manager, said the law had
made impossible such transactions
as short deals, spot bookings and
(Continued on Page 7).

Find Hub Theaters
Sufried as Shelters

Boston — Survey of the Boston film
theaters by the State and City build-
ing departments acting in co-opera-
tion with the Committee on Public
Safety has convinced the officials
that the great majority of Hub
Theaters were in violation of the
altitudes and eliminations, has been
approved by the National Legion of
Decency which has removed the pic-
s from distribution (Continued on Page 7).

Canada Gets First
Newsreel Theater

Montreal — Cinemas de Paris, first-
run heretofore playing French films
first-run, has been acquired by Con-
solidated Theaters, Ltd., and will
become Canada's first newsreel the-

"Little Three" Suit Placed on February Calendar,
Presaging Spring Trial; Gov't Would Confront Issues
To Block-Booking, Blind-Selling; Defendants Opposed

Declaring that he would not allow the New York consent
decree to fall by a default of the Government in obtaining
a similar decree against the "Little Three" by June 1, 1942,
Federal Judge Henry W. Goddard
yesterday ordered that the N. Y.
equity action be placed upon the day
calendar for February.

At that time Judge Goddard said, he
will meet with attorneys for the
Government and the "Little Three" to
determine a fixed date of trial some
time in March or April. The Court
stated "I am anxious to see that
the decree is carried out. I have
done too much work, and everyone
else has, too, to see it fail by de-
fault."

When Louis Frohlich, attorney
(Continued on Page 7)

Complaint Dismissal
Fought by McLendon

As has been expected, B. R. Mc-
Lendon, owner of the State and
Texan Theaters, Atlanta, Tex., has
filed an appeal against the dismis-
sion (Continued on Page 7).

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filed an appeal against the dismis-
sion (Continued on Page 7).
Chi. Meet Tues. on Pix Patriotic Drives Action

Chicago — Wire invitations have been sent to leaders of Chicago amusement industry asking attendance next Tuesday at the Blackstone Hotel for co-operative action concerning theater's participation in various patriotic drives under way here.

John Balaban of B & K, Jack Kirsch and Van Nemikos of Illinois Allied; Eddie Silverman of Essaness; James Coxton of Warners, signed the meeting request.

—Buy Defense Bonds—

War Strikes a Blow At “Sneak Previews”

Hollywood — The war has also struck at “sneak previews” and restricted zones where they were held previously have been set up.

They will be shown at theaters within the city limits and trade and newspapers have been asked by President Y. Frank Freeman of AMPP to co-operate.

—Buy Defense Bonds—

Chi. Xmas Benefit Has Gate of $250,000

Chicago — Ninth annual Christmas benefit, at the Stadium, under Mayor Edward Kelly, brought 25,000 attendance last night, with many from the film trade participating, including Hollywood stars. More than $250,000 was realized.

Loew’s Managers Dance Is Defense Bond Rally

Annual dinner dance for the managers and assistants of Loew’s Theaters in the New York area Tuesday turned into a Defense Bond rally, when executives headed by President Nicholas M. Schenck of Loew’s, donated $100 bonds as door prizes. $1,300 in bonds was won by various guests. Affair was held in the Grand Ballroom of the Hotel Plaza.

—Buy Defense Bonds—

‘COMING AND GOING’

Radio City Music Hall

“H. M. PULHAM, ESQ.”

Hedy Lamarr & Robt. Young

KUTH MUSSET

With the Music Hall’s Great Christmas Stage Show 1st Metzinger Seats Reserved. Circle 6-4600

BING MARY

CROSBY: 1: MARTIN

in Paramount’s

“BIRTH OF THE BLUES”

PARAMOUNT

DON AMECHE—JOAN BENNETT

“CONFIRM A DENY”

with Roddy McDowall

PLUS A BIG SHOW ROXY 7TH AVENUE

“SUSPICION”

20th Century-Fox presents
RIGHT ON TIME!

For immediate booking from M-G-M!

"WAR CLOUDS IN THE PACIFIC"

2 Reels of Amazing Film That Foretold History!


Book it! Advertise it! Pack your theatre NOW!
AT LAST IT'S ON

BIGGER!
BETTER!
CRAZIER!
FUNNIER!

Than
on the
Stage!

UNIVERSAL PICTURES presents

HELLZAPOPPIN'

starring OLSEN and JOHNSON
MARTHA RAYE

HUGH HERBERT • MISCHA AUE R • JANE FRAZEE • ROBERT PAIGE • GUS
SCHILLING • SHEMP HOWARD • The Six Hits • Slim and Slam • The Concoction
and Spectacular Water Ballet

Screenplay by Nat Perrin and Warren Wilson • Based on an original story by Nat Perrin
Suggested by the stage play "Olsen & Johnson's Hellzapoppin" • Directed by H. C. Potter

A MAYFAIR PRODUCTION

Associate Producers, Glenn Tryon and Alex Gottlieb
THE SCREEN!

OPP!N'!

HERE'S the GREATEST DATE in the HISTORY of YOUR BOXOFFICE!

AVAILABLE NOW!

SET IT NOW!
Industry’s Support Heartens FDR, Knox

(Continued from Page 1)

at the recent Chicago unity conferences.

M. H. McIntyre, secretary to the President, said that the industry pledge and those of others had "given the President strength and courage to carry out the will of the American people."

A letter signed by Lieut. Alan Brown, USNR, said that the Secretary of the Navy had directed him to reply to the pledge, adding that such offers of co-operation "are extremely heartening and merit the appreciation of the entire Naval establishment."

Court Grants Loew’s Plea To Sell Under Minn. Law

(Continued from Page 1)

which bars blocks-of-five and trade-showings.

J. Stanley Thompson represented Loew’s and Special Assistant Attorney General Robert L. Wright consented to the order on behalf of the Government. The order is effective immediately.

—Buy Defense Bonds—

2 1/2% Quota Cut Approved London (By Cable)—Reduction in the quotas for exhibitors and distributors, as recommended by the Board of Trade, has been approved by Parliament. Reduction calls for 2 1/2 per cent each for exhibitors and distributors and to 15 per cent for exhibitors and 20 per cent for distributors.

Find Hub Theaters Suited As Air Raid Shelters

(Continued from Page 1)

houses are so constructed as to offer excellent refuge in case of air raids. Several have basement lounges which are said to be ideally constructed for air raid shelter purposes.

The local Committee on Public Safety has counseled the public against hysteria or undue alarm and has advised attendance at theaters as usual. It has also announced that exceptional precautions have been taken in every theater to safeguard patrons.

Business in Hub theaters was close to normal yesterday and managers are convinced that only the normal holiday drop may be expected with subsequent pickup after the first of the year.

Willkie Says Films Will Do Their Bit

(Continued from Page 1)

ment industry luncheon tendered by J. Robert Rubin, Loew’s vice-president, and general counsel, for the National Conference of Christians and Jews, Willkie delivered a stirring address.

In prefacing his remarks, he said it seems almost impossible that a short time ago he was defending the right of freedom of expression for the screen and the right of the films to portray Nazi injustice and horror. Willkie then praised the ability of the industry to convey to the people the character of the struggle we are engaged in.

Stating his credo in defending civil liberties, Willkie said: "I will raise my voice in the public court or the public rostrum against the slightest touch of intolerance rising in this country regardless of how unpopular the individual or the cause is. We must preserve freedom of speech and religion or our sacrifices will be in vain."

On the dais with Willkie and Rubin were Will H. Hays, Nicholas M. Scheunck, George J. Schaefer, Jack Cohn, Martin Quigley, Louis Niser, Dr. Edward R. Clancy, conference president, Rabbi Morris Lazaroff of Baltimore and Basil O’Connor, drive treasurer.

A two-reel conference film, "The World Will Want to Live In," was shown at the luncheon. Approximately $6,400 was pledged. Drive in the amusement industry continues under Rubin’s direction.

—Buy Defense Bonds—

Depositions by Outsiders Permitted in Bayne Case

Washington—Requests that counsel for both sides be permitted to present written depositions from persons in the disputed area has been granted by the arbitrator in the case of the Bayne Theater, Virginia Beach, Va., vs. Vitagraph over clearance granted the Newport at Norfolk.

Counsel were given until Dec. 29 to present the depositions.

**Happy Birthday to You**

Rutgers Neilon George Cooper
Edwin H. Mann, Jr. Arthur Metcalfe
Complaint Dismissal
Fought by McLendon
(Continued from Page 1)

DAILY

of his arbitration case with the Appeals Board here.

This was the case which aroused so much discussion in Dallas where industry sources declared that the
"C" or condemned classification to the "B" listing.
J. Robert Rubin, vice-president and general counsel of M-G-M, in
an interesting interview yesterday, said that the
original version would be withdrawn from circulation following existing contractual agreements; however, the
revised version would be made available on all future bookings.

Rubin said the company would continue to produce pictures in accordance with the moral standards of the Motion Picture Production Code, which is the
basis of the organized industry's system of self regulation. He affirmed
M-G-M's policy of providing only entertainment of the highest artistic
and entertainment quality, "all of which is to be in conformity with reasonable standards of morality and
good taste."

STORKS!

A daughter was born to Mr. and Mrs. Martin Levine Tuesday night at
Doctor's Hospital.

Mrs. Martin Levine, daughter of William Bruckner, gave birth yesterday
to a 6 lb. 1 oz. pound baby girl.

"Little 3" Face Spring Trial
Gov't May Ask June 1 Deadline Extension
(Continued from Page 1)

for Columbia, and Benjamin Pepper, representing UA and "II" strongly
opposed a Spring trial because of its conflict with the trial of the
Schine suit set for March 3 in Buf
dal. Judge Goddard indicated that the
Schine trial would not be per
mitted to stand in the way of a
final decision on all equity action.

The Court said that "I would not cross a
bridge until I reached it," when
requested by defense attorneys to
order a postponement of the Schine
suit.

Robert L. Wright, Special Assis
tant to the Attorney General stated that the Government wished to con
fine the issues of the N.Y. case to
the question of the legality of block
booking and blind-selling. Wright
said that these trade practices could be tested with very little evi
dence introduced in an abbreviated trial. Judge Goddard favored this idea but was of the opinion that he
could not force the "Little Three" to accept these as the sole issue.

Both Frohlich and Pepper flatly
turned down the Government plan.
It was their argument that the Court
would have to examine the hun
dreds of contracts before it could
determine the legality of block
book and blind-selling. Both,
moreover, were of the opinion that
the Government could not possibly
obtain a decision before June 1.

Pepper put forth the suggestion that the Government seek an exten
sion of the June 1 deadline so that
the "Little Three" would not be compelled to defend the case with
inadequate preparation. Wright re
plied that the Government might
make an application for an exten
sion if, at the proper time, it ap
peared impossible to complete the
trial by June 1.

J. Stanley Thompson, attorney for
Loew's, Inc., who was present
on a different motion, put forth a
proposal that the Government al
low the "Big Five" to be heard if
it appeared that a delay in the
"Little Three" trial would make
mandatory a petition for an exten
sion. Both Wright and Judge God

dard agreed to this suggestion.

Thompson pointed out to the
Court that the June 1 date had been
agreed upon in the consent decree
to permit the "Big Five" to prepare
for the 1942-43 selling season. Any
postponement of that date would
actually mean a one-year delay since
the "Big Five" could not change
selling plans in mid-season, he
added.

Bert Stearn Testimonial
In Cleveland on Jan. 5
(Continued from Page 1)

United Artists will be tendered a testimonial dinner sponsored by the
local Variety Club Jan. 5 at the Statler Hotel.

Dave St. George, Universal district
manager, is general chairman of the
committee on arrangements, assisted by members of all the offices in
Stearns' former district, and also a
rep. from the Chicago office. The
committee: Pittsburgh, Harry Hen
del; Nat Beier; Cincinnati, Ike Lib
son; Harris Dudelson; Indianapolis,
Marc Wolf, G. R. Frank; Buffalo,
A. C. Hayman, Syd Lehman; Chi
icago, Charles Stern; Cleveland, L.
J. Schmertz, M. B. Horwitz, James
Hendel, Lester Zucker, Matt Good
man, and Mannie Pearlestein.
I. J. Schmertz is handling ticket
sale and checks should be made out
to him and sent to 20th Century-Fox
Film Corp., 2219 Payne Ave., Cleve
land.

Buy U. S. Defense Bonds

Minn. Law Confuses
Selling, Joy Says
(Continued from Page 1)

split "C" into two. The main problem facing
exchanges, he said, was the fact that
sales in North and South Dakota and
in Wisconsin, part of the Min
neapolis territory, must be made un
der the New York consent decree
while a sales policy directly opposed to this must be observed in Min
neapolis, if the present law is to be
followed.

No uniform method of selling prevailed in the industry prior to the
signing of the consent decree, he
said. Balance of the day was taken up with testimony concerning opera
tion practices of preceding companies.

—Buy Defense Bonds—

20th-Fox May Have Films
Of Jasper Harbor Raid
(Continued from Page 1)

pictures of the attack, Col. Jason S.
Joy revealed here yesterday.

Footage, if made, will be submitted
first to the Navy Department for
whatever eliminations that depart
ment may wish to make, Joy said.
Pictures of the actual attack would
rank as the biggest "scoop" in his
story of film news coverage.

The DEVIL PAYS OFF

Thrill DRAMA OF
SPIES AND
SABOTAGE
AT SEA!

J. EDWARD BROMBERG
OSA MASEN
WILLIAM WRIGHT
MARGARET TALLICHT
ABNER BIBERMAN
JOHN H. AUE—Director

Screen play by Lawrence Kimble
and Malcolm Rowe. Written

Original story by George Worthiong
Yates and Julian Zimet

Buy U. S. Defense Bonds
Already March of Time camera crews are mobilized and at their war stations! Besides the home office staff, ready to jump whenever and wherever the news breaks, Black & Maedler are in the Pacific... Jurgens is in South America... Hodgson & Wyand are still in London.

Maurice Lancaster is with Wavell in India... Novarro is covering the Middle East... Rebière is in Spain... Pagès in French Africa... Nichols in Singapore... and Thomas Kwang is following Chiang Kai-shek and his armies from the Burma Road to Hongkong.

These men will bring the biggest stories of the war to your screen!
WALSH SUPPORTS AFL NO STRIKE POLICY
Court to be Asked to Delay Schine Trial Start

Counsel Serves Notice of Inability to Begin Trial on March 3 in Buffalo

By J. HOWARD GARNISH
FILM DAILY Staff Correspondent

Buffalo—Strangely objecting to the setting of March 3 for start of the Government’s anti-trust suit against Schine Chain Theaters, Inc., and Willard S. McKay of New York, Schine counsel, yesterday accused the Government of delaying the action, then trying to push the case to trial without giving him suf-

(Continued on Page 4)
—By Defense Bonds—

War Shrinks Film Space In Dailies

A slight cutting down in the amount of space devoted to motion pictures in newspapers throughout the country has been noted since the entrance of the United States into the war. Condition, however, is re-

(Continued on Page 4)
—By Defense Bonds—

M. P. Academy Awards Banquet is Cancelled

West Coast Bureau of THE FILM DAILY

Hollywood—Academy awards ban-
quet originally set for Feb. 26 has been cancelled because of the war emergency.

Another method of presenting the awards will be decided upon later.

F-M Asks New Name For St. Louis Mikado

St. Louis—When festivities broke out in the parasitical Pacific, F & M found itself in the embarrassing posi-
tion of having one of its local houses bearing the name, The Mikado. Now the circuit has posted prizes for sug-
gested name changes. Already submitted are the Colin-Alex and the Robert H. Westbrook. Former is fly
hero who sank the Japanese battleship, Haruna, and the latter the first St. Louisian killed in action in current conflict.

Coast Trip, Denver Poll Prize Post Also to Award Theater Passes, Cash

Canadian ITA Advances

Canadian ITA Advances

By A. De BERNARDI, Jr.
Drama Editor, The Denver Post

Toronto—Election of Nat A. Tay-
lor to succeed Harry Alexander as presi-dent of the Independent Thea-
ters Association is announced. Tay-
lor, formerly vice-precy, in turn is
succeeded by H. Freedman. Other

(Continued on Page 7)

The motion picture industry’s job to “keep them laughing” was stressed yesterday by Abe Montague, Colum-
bia general sales manager in a statement to his sales or-
g

“Here is no question but that the need of the Government comes first,” Montague declared, adding that “if, on the other hand, your direct service is not needed by our Government at this time, or at any

time during the emergency, then we have another job to do.”

Montague pointed out that “industry in this country is the second line of defense. This is for the benefit of all of us it is essential that the wheels of industry keep turning with increasing rapidity and thorough-

Continuing, he said: “We charge you to carry on with everything as you have right up to this emergency. We all now face the same front line that our co-workers in the British Isles have so magnificently faced with fortitude and success. Mrs. Franklin D. Roosevelt, within a matter of hours, said: ‘For heaven’s sake, keep them laughing.’

“Mrs. Roosevelt is right. Keep them laughing and they will work harder—fight harder—and win.”

WALSH SUPPORTS AFL NO STRIKE POLICY

(Continued on Page 4)

Pix Not Yet Included
In War-Censor Scope

While the proposed wartime cen-
sorship setup provides for an admin-
istrative agency with broad powers, industry authorities who have studied it find nothing that points ex-

(Continued on Page 4)

Distribs. Ask Special Fund For Enemy Coin Due Them

Film companies have made repre-
sentations to the Alien Property Custodian asking that the approx.

(Continued on Page 4)

Cleveland Film Rows

Femmes in R. C. Unit

Cleveland—All the Film Row girls have organized a Red Cross Unit under the leadership of Evelyn Friedl, secretary to Warner zone manager, Nell Wolf. Every girl connected with the industry is invited to join the unit which will meet in the Warner Club rooms from 5:30 P.M. to 9 P.M. on Wednesday. Supper will be served in the club and trained Red Cross instructors will be on hand. This is the first industry Red Cross unit on record.
Chicago — Christmas bonuses to employees of the main post office here, E. B. Balaban, this year will be in the form of defense savings stamps and bonds.

“Bluebird” Lost $500,000, Wobber Tells Minn. Court

St. Paul — Box-office appeal of various pictures, and the lack of it, comprised most of the evidence given to-day at the trial of RKO Fox and Paramount in Ramsey District Court on charges of violating the Minnesota movie-tye-five law. Herman Wobber, 20th-Fox sales chief, was the only witness heard. Wobber told how “Grapes of Wrath” and other pictures had been well-received through the Legion of Decency, played in 12,100 theaters, while “Jenny” another Fox picture, got only 5,505 bookings. He said, “Bluebird,” last Shirley Temple picture made by his firm, lost $500,000.

The evidence was intended to show that expensive pictures often lost money while cheaper ones sometimes ran into unusual grosses. Testimony was part of the defense plan to get a complete history of film biz in the trial record.

Radio Film Critics Pick "York" as Year's Best Pic

Bill Berns, WBNY film reviewer, polled the film critics of the local radio stations, and came up with his program yesterday with the following "bests":


U. S. newspaper, magazine and syndicate film critics are now voting in THE FILM DAILY’S annual "Ten Best" poll; results will be announced in early January.

Radio Defense Bonds

ESSESSS TO TEST PRICE ADVANCE AT CHIL. CROWN

Chicago — The Essences circuit will advance the admission prices of the Crown Theater starting Christmas week from 22 to 25 cents, 33 cents and 35 cents in 40 cents. Advances later will be extended to the entire circuit if the test is successful.

It is reported that Great States theaters will make several adjustments in admission charges, in various key cities.

Chil. Circuits Will Give Defense Bonds as Bonus

Rathvon’s RKO Duties Are Those of Exec. Assistant

Defining duties of N. Peter Rathvon, who was elected vice-president of RKO, George J. Schaefer, president, said yesterday that Rathvon would act in the capacity of an executive assistant. Rathvon is the Floyd D. Odlum's right hand.

Schaefer said the studio set-up was under the full control of Joseph L. Breen and if any changes occur they would be up to Breen. The RKO proxy indicated he would devote more time to the home office when he was asked whether he did not expect to visit the studio for several months.

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First SPG Emergency Defense Parley Tonight

First meeting of the Motion Picture Emergency Defense Conference, called by the New York SPG, will be held tonight, at the Hotel Piccadilly, to develop a program of action for the united participation of local motion picture groups and organizations in the nation's all-out war effort.

Garson Kanin, OEM film consultant, and Capt. John W. Green, radio relations officer and aide to the commanding General of the New York Guard, will be the principal speakers. Joseph Gould SPG president will call the meeting to order.

Gifford Davison Named Salt Lake RKO Manager

Gifford Davison has been named manager of RKO's branch in Salt Lake City, succeeding L. S. Gruen- berg who recently was promoted to the post of Rocky Mountain district manager. Davison has been with RKO for four and a half years as a salesman and last season was among those who had a 100 per cent sales record.

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No Demonstration as Jap Attack Goes on Screens

First newsreel shots of the attack on Hawaii reached Broadway screens yesterday. Running less than five minutes, the pictures showed attack planes and the work of the de- fenders. Theaters generally reported that the footage stirred no demonstra- tion.

Rites for Mrs. Morganstern

Chicago — Funeral services were held here for Mrs. Mary Morgan- stern, mother of Mrs. Mabel Topper, wife of PRC's Roy Topper, and of Beth Pearlman, secretary to Jack Kirsch.

Theater Air Raid Precautions

Henry Anderson, manager of Para- mount's refurbished Carol Laemmle, has issued a plan for theater air raid precautions which has been sent to company theater associates.

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COMING AND GOING

A. M. Botsford, 20th-Fox advertising and publicity chief, returns from Hollywood today.

Ralph L. McCoy, Warners' Southern and Midwestern division manager, has returned to the office after visiting a number of branches in his territory.

Ralph K. Keyes, MPTOA's proxy, is visiting in New York.

L. Jack Schlaifer, Edward Small's film representative, returns today from studio meetings with the producer.

Eddie Zabel, head film buyer for National Theater, Aubrey Schenck, and John Healy, secretary to Sycor Skouras, returns from Los Angeles yesterday.

Terry Turner, RKO’s exploitation chief, left last night for a tour of key cities to set up campaigns for “Ball of Fire.”

Sam Wood, who is directing “For Whom the Bell Tolls,” arrives in New York Monday.


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Kaufman Local Hearing On Receivership Feb. 4-5

Newark, N. J. — Vice-Chancellor Bigelow has set Feb. 4 and 5 for the final hearing in the receivership suit against Louis Kaufman. Six members seek to oust, Louis Kauf- man and the other officers.

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Warner Planning New Wis. Theater District

Chicago — Warner circuit is planning another theater district for Wis- consin, according to James Coston, Chicago zone manager.

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Buffalo Theater Owners Discuss Blackout Plans


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RKO "Marines" Not Banned

West Coast Bureau of THE FILM DAILY

Hollywood: RKO’s representatives deny a published report that “Call Out the Marines” has been banned by the Government. It will be in the block of pictures to be tradeshow in January.
CHIN UP AMERICA!

There's a job to be done here at home and the film industry rises to the emergency with a cheerful and united front! Great entertainments are available from all companies to keep the morale of our people high for the effort ahead.

M-G-M HOLIDAY CHEER!

"BABES on BROADWAY" is just what the folks want right now. Mickey Rooney, Judy Garland bring music and merriment to 400 happy theatres at New Year's.


"WOMAN of the YEAR" a sensation in its first West Coast Preview. Spencer Tracy and Katharine Hepburn are a terrific two-some. Here's a show that's got everything.

"JOHNNY EAGER" T. N. T. Taylor 'N Turner! Bob and Lana are dynamite together! That's how you'll advertise this powerful, punchful drama. It's another "Honky-Tonk" for two-fisted romance.

"Count on me, Uncle Sam!"

FROM TOP TO TOE IT'S FULL OF DOUGH!


Merry Xmas!
Defense Will Seek Schine Trial on Delay

(Continued from Page 1)

Sufficient time for preparation. McKay also charged that the Government's attorneys, in taking up Schine's interrogatories did not serve the purpose for which they were intended.

In a notice filed in Federal District Court here, McKay said, that at 10 A.M. on Monday, Dec. 29, he will be in court to move for entry of an order granting himself and his clients retrustment of the motion that set the case for March 3. McKay said he would be unable to begin trial March 3 "or any time soon after March 3" if he didn't indicate how much time he needed beyond that date.

The Schine counsel said he is informed no order has been entered upon the Government's motion to set a trial date.

"This motion is made in good faith," the notice continued, "and not in order to delay or impede the trial of this action. Its sole purpose is to obtain for Schine adequate time to prepare for trial."

In a personal affidavit accompanying the notice, McKay said the Government delayed proceedings a long time and now wants to start trial without granting delays to Schine. He cited that Schine had consented to periodical extensions of time from Sept. 15 to Nov. 29 for the Government to file its answers to interrogatories.

"At the time of the extension," he continued, "in a conversation I had with Mr. Simon (Seymour Simon, Special Assistant to the Attorney General) he indicated that no objections to any of the interrogatories would be filed, but that all of those presented would be answered." McKay said, he was in Nashville, Tenn., observing the Crescent trial on Dec. 4 when the Government's suit against particular parties and its answer to Schine interrogatories were filed in Buffalo and the trial date was set. He said he only returned to New York from Nashville Dec. 6 and he never received a letter notifying him of the developments in Buffalo.

—Buy Defense Bonds—

Lay Oil L of D Action—Metro

There must be no attempt to capitalize on the Legion of Decency action in the case of "Two-Faced Woman," either through publicity or advertising, Metro's district and branch managers have been instructed by the home office.

"Aloha" to Warners

 Warners has purchased film rights to the Robert Carson smash serial, "Aloha," for approximately $12,500, it was reported yesterday. It's a story of a woman against a Hula dancer background.

Walslough Supports AFL
No Strike Policy

(Continued from Page 1)

also called upon President Roosevelt to set up a voluntary mediation and arbitration unit to handle all disputes without work stoppages.

Although the IATSE would not necessarily be bound by the AFL Walsh said the International would join and support any machinery approved by the AFL for settling disputes in war industries. Representatives from labor and management are presently engaged in Washington in formulating such a plan.

Walsh said he was confident his members would give unqualified support to the nation's war effort and cited the film industry's vital role in building and maintaining morale.

The IA president expressed the hope that the contracts negotiated by the studio locals would soon be signed. He said the meeting with the producers would take place in New York early in January.

—Buy Defense Bonds—

War Shrinks Films Ad Space in Newspapers

(Continued from Page 1)

—Buy Defense Bonds—

WB Advancing Prices in Chi.

Chicago—Warner Theater circuit in Chicago is advancing admission prices below 40 cents by 10 per cent, starting Christmas, bringing the same to even amounts. H. & J. Balaban circuit also equalizing prices, expect others will advance admissions.

Sues Col. For Injury
On Way to Club’s Outing

Claiming personal injuries while going to an outing sponsored by the Columbia Club, Lillian Schneider, formerly an employee of Columbia Pictures Corp., yesterday filed a $40,000 damage suit in the N. Y. Supreme Court against the company and its club.

Although the plaintiff was traveling to the outing on June 20, last in a private car, she seeks to hold Columbia liable on the grounds that the driver acted as an agent under instructions from Columbia.

Columbia in its answer contends the driver was at no time employed by the company.

Distribrs. Ask Special Fund For Enemy Counsel

Dec. 19, 1941

—Buy Defense Bonds—

DECEMBER 20

Jesse Dunne

December 21

Lucien Hubert

Blanche Schneider

Pat Hardy

William J. Cew

DECEMBER 21

M. L. Isaac

M. L. Isaac

Blanche Schneider

William J. Cew

Happy Birthday to You

DECEMBER 20

James Duna

Devin Morgan

DECEMBER 21

M. L. Isaac

M. L. Isaac
Denver Post ‘Ten Best’ Winner to Get Coast Trip

History Repeats as Lincoln Local Poll Conductor Again Awaits Call to Colors

Lincoln, Neb.—Looks like history is about to repeat itself here. Last year, just as the Sunday Journal and Star was about to launch its poll of the 10 best pictures in conjunction with FILM DAILY, Capt. Barney Oldfield, the contest editor and paper’s film columnist, was called into the Army. Dean Pohlenz was rushed into the breach to finish it.

Now, well under way again, Oldfield has been given a standby order for early recall, and Burton Cole is being readied to take over.

Movies Mean to Me.” An impartial board of judges, none of whom has any connection with the Denver Post or the co-operating theaters, will determine the winner on the general merits of the submitted essays. The theaters like the idea of the local “Ten Best” poll and offered the limit of co-operation from the instant the subject was mentioned as a possibility. It will be, so far as known, the first time all of the first runs have co-operated in any promotion for the general good of film business. The managers feel that with the poll breaking in the midst of their slack season—the Christmas shopping rush—it will keep the public mind focused upon motion pictures even though patrons are packing local stores rather than movie theaters.

Expect Up to 10,000 Entries

There is wide variance among the participants on estimates of the number of entries the local poll will produce. The Fox-Intermountain management, representing the Denver and Paramount, estimate 3,000 entries. The Denham says the number will be 4,500. The Orpheum’s guess is 6,500. Yours truly thinks there will be a minimum of 7,500 with the possibility of 10,000.

Year’s Season Pass for Two to Four First-Runs Offered as Second Prize

(Continued from Page 1)

long history of unusual exploitations. It was with fear and trepidation that we approached the project, for it was not hard to foresee a lengthy job of sorting out entries to determine the prize-winners. But reassuring letters from W. E. J. Martin, Drama Movie Editor of the Buffalo Courier-Express, who is a veteran at this business of conducting local “Ten Best” polls; and Herb Cohn, the Brooklyn Eagle’s screen overseer, while the headache might be acute, it wouldn’t last long—so we took it on.

Ten Prizes Are Offered

Our first prize will be an expense-paid trip to Hollywood. Second prize is somewhat unusual, in that it will be a one-year pass for two persons, not merely to one of the first-run houses here, but to all four of them—the Denham, Denver, Orpheum and Paramount.

Third, fourth, fifth and sixth awards are, respectively, $25, $15, $10, and $5 in cash.

Seventh, eighth, ninth and tenth prizes are one pair of passes each, single-admissions to the four participating first-run theaters.

Preliminary promotion got under way on Dec. 8, with a daily story since that date calling attention to the fact that the complete list of eligible films will be published on Sunday, Dec. 14, together with the first official ballot. The contest will open on that date, closing at midnight, Sunday, Dec. 21.

Following publication of the official list of eligible pictures, there will be a promotional story in the whole thing is an amusement page promotion—until the balloting closes. As soon as possible thereafter, results of the local poll will be announced—that is, we will determine what this local poll develops as the “Ten Best” films of the year in the opinion of Denver Post readers. Then, with FILM DAILY’s announcement of the official “Ten Best,” our local prize-winners will be chosen on the customary basis of the local entries which most closely approximate the official “ten best.”

Tie-Breaker Provision

As a tie-breaker—and we anticipate no ties—we have stipulated that the tying contestants shall submit a 100-word statement on “What the

Raus Mit German

Chicago—Joe Pastor’s Little German theater rating the “German” from its name and switching to Hollywood product, Pastor’s Kino also is dropping the foreign product for U. S. pix.
**“The Corsican Brothers”**
with Douglas Fairbanks, Jr., Ruth Warren, Akim Tamiroff, J. Carrol Naish
**HOLLYWOOD PREVIEW**
UA-Productions, 1938. 112 Mins. 16mm.

GREAT AUDIENCE PICTURE WITH WIDE APPEAL SHOULD PROVE OUTSTANDING EDWARD SMALL GROSSER.

In “The Corsican Brothers,” Edward Small will probably have one of the biggest grossers he has had in years. Certainly he has the greatest audience picture he has made in a long time. It is a “natural” tale—this Dumas yarn—and any deviations from Dumas’ original by Scripters George Bruce and Howard Estabrook have only served to make it sturdier material for modern audiences.

Young Douglas Fairbanks had a great chance in this film, and he comes through with flying colors. He shows all the fire and natural ability to play a swashbuckling role like this that made his late father the idol of millions of adventure-lovers. Young Doug plays the twin Corsican brothers magnificently, but a lot of them this cast must be shared with Akim Tamiroff, who plays a faultless hero. He plays it with such artistry and grace that despite his disastrous character in the movie, he is endowed, by the hypnotized audience, with sighs of regret at his timely passing via Young Douglas Fairbanks.

In the rest of the cast, B. W. Warner and J. Carrol Naish give standout accounts of themselves, with lovely Ruth Warren running a close third. John Emery, Henry Wilcoxon, Gloria Holden and the rest of the long list of supporting people are excellent.

Director Gregory Ratoff has done a masterful job in the direction of this. His players never once get out of mood and Ratoff’s fine hand is evident throughout. Harry Stradling’s camera work is great. Benda is the keynote—in exterior shots especially. A great contribution to the film’s success is the fine art direction by Nino de Chirico.

Dumas’ story is about a pair of boys, twins born joined together on the day their parents are slaughtered by a gang of Corsican Chiefmen. They are separated in a miraculous operation by family doctor-friend, H. B. Warner. Brought up in different worlds—one in Paris in the lap of luxury—the other in the wild woods of Corsica—they meet on their 21st birthday, and, in the graveyard which holds their remaining dead parents, they swear vengeance.

How they seek and find this vengeance is the meat of the story. With a small band of faithful followers they harass their enemy without mercy—until the day he dies a French sword.

There is disunion among the brothers over a girl, for, because of their strange birth, one brother loves her, the other hates her—an exciting episode which helps to keep the audience. This film ends on a rather unhappy note, but there is a great and stirring tag. One that young audiences won’t forget. “The Corsican Brothers” is a great tale for grown-ups. It has everything the grown-ups might want—a grand and clean film for the youngsters—with all the action and adventure they will want.

CAST: Douglas Fairbanks, Jr., Ruth Warner

**“Blue, White and Perfect”**
with Lloyd Nolan, Mary Beth Hughes, Helene Reynolds.

20th-Fox. 75 Mins. BREEZY, TOPICAL, ACTION DRAMA THAT HAS DETECTIVE SHAYNE MIXING WITH SABOTEURS.

The adventures of Michael Shayne, private detective, have a topical and breezy air about them which should make a picture a definite program pleaser. Surprise twist to ending is carefully concealed in yarn that travels at good pace.

The No. 1 private clairvoyant on part of the producer but by a happy coincidence, trail of the saboteurs leads Detective Shayne to Honolulu. Locally naturally perks up interest. Shayne is about to work at an airplane plant when a large shipment of industrial diamonds are stolen by German saboteurs. At the urging of the owner of the plant, Detective Shayne follows through on his own when he discovers that the spies hide the diamonds in the buttons of dresses shipped to Honolulu.

Most of the action takes place aboard the “Blue, White and Perfect,” the yacht operated a dress shop in Honolulu and is an old acquaintance of Detective Shayne’s is mixed up with the gang. She believes her own singing and with diamond smugglers but finds out too late her associates are spies. A G-man is also among the passengers and for awhile believes Detective Shayne and the girl are in cahoots, adding to the complications.

Lloyd Nolan maintains his likeable characterization as the private detective. Cast as the girl friend, Mary Beth Hughes, does not get too much to do but Helene Reynolds, as the woman operating the smugger, grabs most of the footage. Top acting job is turned in by Curt Bois. He delivers a sound portrayal as the steward who is the brains behind the gang. George Reeves, the G-man, and Steve Career, one of the saboteurs, are also fine.


CREDITS: Producer, Sol. M. Wurtzel; Director, Herbert J. Leeds; Screenplay, Samuel G. Engel; Original, Borden Chase; Character created by Bratt Halliday; Cameraman, Glenn MacWilliams; Film Editor, Alfred Day.

DIRECTION, Good; Photography, Good.

**“Remember the Day”**
with Claudette Colbert, John Payne, Douglas Croft.
20th-Fox. 85 Mins. HEART-WARMING AND ENTERTAINING FILM RICH WITH HUMAN VALUES; WOMEN WILL LOVE IT.

Both Producer William Perlberg and Director Henry King have succeeded in creating a picture of outstanding charm and one that is rich in human values. It is splendidly performed, well-written and directed with a sincere appreciation of the emotional moment. In addition to its film having wide audience appeal, women will love it. Pic looks like a substantial grosser in all situations.

The story, primarily, is the saga of a school teacher whose love goes off to war and never returns. Equally important is the story of a young girl’s struggle for his heart. The two are interlinked so that they form the basic pattern for the play.

Film opens with the school teacher, an middle aged woman, waiting for a glimpse of her star pupil who grew up to become a presidential nominee. In retrospect, first day in school, he is not at discovering a pupil in whom she has a great deal of faith; the manial training instructor with whom she falls in love and marries; and his departure for war.

Through the aid of the bellhop, a former pupil, she gets to the suite of the presiden- tial character. It is probably best, and vaguely and goes off to make his im- portant radio speech. Then he recalls “Miss Trinell,” and dashes back with his wife to bring her to school to watch him Mr. Trinell, it is her moment of triumph. Miss Trinell, it is her moment of triumph. As Miss Trinell, Claudette Colbert has created a kindly, sympathetic and under- standing character. It is probably best, and funny. Acting performance of her career. John Payne is fine as the instructor who goes on.

20th-Fox apparently has cornered the market on child performers. First, Roddy McDowall, and now Douglas Croft who, as the child, gives a most outstanding performance of his career. John Payne is fine as the instructor who goes on.

DIRECTION, Good; Production, Good.

**“Hellzapoppin’”**
with Ole Olsen and Chic Johnson, Martha Raye, Jane Frazee
Universal. 84 Mins. MAD AND MERRY MIXTURE OF ENTERTAINMENT WITH GAGS APLENTY; IT’S AN OLSEN AND JOHNSON SHOW WITH ALL THE TRICKS.

Most stories lead in reviewing this picture is the foreword which states that any relation between “Hellzapoppin’” and a motion picture is purely coincidental. And that, brothers, is an understatement. It is the only display of reticence on the part of the two comedians. After that, everything goes. The pic does perform its primary function of entertaining; the pic is funny, well put together and is packed with a great deal of gags and some that are downright funny. If audiences want to laugh, this Jules Levey production is their dish.

Film also has some swell tunes. Universal’s up-and-coming song team, Don Raye and Perry and Warrick, have really off a batch of popular numbers. Easily the outstanding is the ballad, “You Were There.” In the opening number it’s “Hurry Hoo.” The “hellcats” will go for “Congee.” “Watch the Birdie,” “What Kind of Love Is This,” “Blues,” “Two,” “Hellzapoppin’” and “Putting on the Dog” round out the medley.

Martha Raye garners top honors especially for her singing and she sells a song very effectively. Don Raye is a natural as a vaudevillian and a romantic lead. Her big number is “Heaven for Two.”

Outline of the events is almost a hair- hazard one since they happen so fast. It is enough to recall Olsen and Johnson’s gags cigarette lighter, the talking bear and dog, the balloon gag, the archery gag, the man who walks around with a plant which has grown to a tree at the pic’s end; the talking cats which say “Cats will do anything”...

Most prominently cast are Hugh Herbert, who is always the same with a different costume; Mischa Auer, the Polish Russian who is the object of Miss Raye’s attentions. Robert Paige, as Miss Fraze’s boy friend; and Shemp Howard, the man behind the projection machine.


CREDITS: Producer, Jules Levey; Associate Producer, Glenn Tryon and Alex Gottle; Director, H. C. Potter; Screenplay, Marie de Mille, William Levey; Art Director, Nat Perrin; Based on “Hellzapoppin’” Cameraman, Woody Bredell; Special Photographic Effects, John Felton; Film Editor, Margaret French.

DIRECTION, Good. PHOTOGRAPHY, Very Good.

**REVIEW OF THE NEW FILMS**

- Cameraman, George Barnes; Film Editor, Barbara McLean.

DIRECTION, Splendid; Photography, Top-Notch.
"Riot Squad" with Richard Cromwell, Rita Quigley, Mary Ruth
MONOGRAM

(FLICKS REVIEW)
PLENTY OF BANG-UP TOUCHES TO MAKE THIS MELODRAMA SWELL ENTERTAINMENT.

The Finney's "Riot Squad" is a solid little picture. Finney, who both produced and directed this little melodrama, has injected sure-fire touches (children, a cute little dog, and sincere interest by a pair of appealing youngsters) that just can't miss if the film is ably piloted—and this one is. Richard Cromwell, in the male lead, possesses all the charm that once made him one of the most sought after character juveniles in pictures. He plays his role with feeling and sincerity, and is a fine compliment to the film, Rita Quigley is a lovely, able youngster with evidence of great promise. She does well in a difficult role.

Little Mary Ruth and a dog called Sparky are thieves. They spot the other players better lined and take away with most scenes they appear in. John Miljan and Herbert Rawlinson and Richard Clark also play well.

Richard Cromwell, a young medico who wants to marry Rita Quigley, gets involved with a gang of crooks by accident. He takes employment from the police department to break up the gang and avenge the murder of his best friend.

The plot winds around his efforts to do so—and keep his girl at the same time. He does, and the telling makes 55 minutes of good family style entertainment.

CAST: Richard Cromwell, Rita Quigley, John Miljan, Mary Ruth, Herbert Rawlinson, Mary Gordon, Donald Kerr, Jack C. Smith, Richard Clarke, Noel Clover, Arthur Spacey, Sparky.

CREDITS: Producer and Director, Edward Finney; Associate Producer, Al Herman; Author, C. C. Coons; Screenplay, same; Cameraman, Marcel Le Picard; Editor, Fred Saint; Musical Director, R.C. Smith; DIRECTOR, GOOD; PHOTOGRAPHY, Good.

"Ideas of the Month" New Metro Exploit's Service

M-G-M—has launched a new exploitation service known as "Ideas of the Month" which will be devoted exclusively to assisting theaters in small towns and cities. Promotional aid will be issued twice a month and will contain concrete suggestions for conducting campaigns in small situations and present slumps which have been used successfully in actual campaigns by M-G-M field staffs.

—Buy Defense Bonds—

Complete Soviet Documentary

Walter Huston has completed the commentary for the full-length documentary of the Russian Milestone and Joris Ivens has edited from Russian newsreel material, according to word received from Arthurdrome yesterday from the Coast. Feature is expected to be completed this week, which the sound company is now working on. Added, new footage included in film has never been shown in this country, it was said.

"The Mechanical Monsters" (Superman) 10 mins.

Paramount

Top-Flight Cartoon

Fleischer Studios, Directors David Fleischer, and Paramount offer here with the second of the Superman shorts in Technicolor. The reel is well delineated, highly imaginative, and crammed with all those exciting elements which have made the character, Superman, a by-word among the current generation of Americans, and a "buy" word among all exhibitors, interested in adding into their box-office. This adventure recounts the visitation on the "House of Jewels" a phalanx of weird mechanical monsters, controlled by their arch-villain inventor by means of radio waves. Clark Kent, suspecting that Lois has been abducted by a mechanical monster, changes into the form and raiment of his other self, Superman, and pursues the robot scourge to the inventor's lair. There he amiantizes the array of robots and rescues Lois, incidentally reclaiming the lost jewels, and, of course, destroys the robot menace as the finish. Short is highly exploitable and every bit as exciting and novel as its predecessor.

"Battlefields of the Pacific" M of T Special 22 mins.

Paramount

Very Timely

This special subject combines selected footage from three previous March of Time releases dealing with Philippine, China, the Near East, and the Dutch East Indies. With the eyes of the world centered on those spots, subject should get widespread attention. Material is varied, and the setting is intelligent. Exploitation possibilities will commend it to the attention.

"Annapolis Salutes The Navy" Universal 9 mins.

Colorful Short

Into a small amount of footage, Universal has packed a lot of interesting material dealing with the first capital of the U.S.—its historical heritage and its present pride in being the locale of the U. S. Naval Academy. Among the highlights depicted are the homes of three signers of the Declaration of Independence. In contrast to the love of the long ago, stands modern Annapolis.

In connection with the latter are shown scenes of Middies, along with the chapel wherein rest the remains of John Paul Jones. One of the con- including views is a line of midshipmen tossing pennies at the famous statue of Tecumseh, an act which is considered peculiar. Also shown is whether the Middies are headed for conflicts on athletic fields, or to take the notoriously stiff examinations contrived to test their scholarship.

"Peaceful Quebec—At War" (Variety Views No. 182) Universal 9½ mins.

Good Patron Fare

While this subject touches only lightly the far effects of Quebec Province, and in doing so the accent is upon stepped-up activities in the wood pulp industry, the footage does prove that an excellent job is being done, and that Quebec life goes on, with the inhabitants working harder and longer than in peacetime. Essentially the reel is a combination travelogue and appeal to U. S. folks to visit the Province, wherein there are no flattering tour operators.

Shots of Quebec City are impressive and picturesque as well as charac-

"Campus Capers" Universal 18 mins.

Superior Band Short

Here is one of the better current shorts, featuring Jack Tongue, San Fran-

"Buying a Dog" (Grannand Rice Spotlight) Paramount 10 mins.

Top-Flight Subject

Here is an excellent short on a number of counts, (1) human interest; (2) photography; (3) innately a comedy of how to buy a dog and care for him; (3) dandy photography; and (4) appealing and skillful narration. Under the direction of leading canine breeds are shown, among them the Great Dane, German Shepherd, the rare Hungarian Komon, the Bloodhound, English Bull; and the Setter. Dog fanciers and the public at large will find one of the number of leading canine breeding for the selection by a boy of a canine pal from a group of dogs "com-

Pix Not Yet Included in War-Censor Scope

(Continued from Page 1)

plicitly to censorship of motion pictures. It was pointed out yesterday, however, that pix could be brought under its scope if the administrative agency determines to do so.

For some time now, the newreel companies have had an agreement with the Government whereby no—however, that pix could not make any direct comment until he was on the job.

Price going down in Washington today.

—Buy Defense Bonds—

Mono. Execs. Franchise Holders Open Chi. Meet

(Continued from Page 1)

Clyde Elliott's "Amazon" adventure film, "Catch 'Em Alive." Other problems of mutual interest will be considered. Monogramp has seven features awaiting release and three others in production.

Headed by W. Ray Johnston, Trem Carr and Steve Brooks the conference will be attended by Lloyd L. Lind, head of the contract department; Howard Stubbins, Los Angeles; Mel A. Huling, San Francisco; John M. Mangham, Atlanta; Her- man Riffkin, Boston; Harry L. Berk- son, Buffalo; William Onie, Cincin- nati; Jack B. Ray, San Diego; Henri Elman, Chicago; John L. Frandno and Ed Blementhal, Dallas; Lon T. Snodgrass, New York; Sam Moises; William Hurlbut, Detroit; George B. West, Kansas City; C. W. Trampe, Milwaukee; Ben Na- thaniel, Oklahoma City; Sol J. Francis, Omaha, and Ben Welansky, Boston.

—Buy Defense Bonds—

Canadian ITA Advances Taylor to Presidency

(Continued from Page 1)

new officers: Treasurer, A. Polakoff; secretary, P. L. Axler; directors: Sam Uster, H. Yuden, Syd Roth, Harry Firestone, Ben Uster and Raoul Auerbach; representatives on Film Section of the Toronto Board of Trade, Taylor and Freedman.

Committees for the year include: Membership; Roth, Firestone, and Yuden; Grievance, Freedman, Uster and Polakoff.

—Buy Defense Bonds—

"Corsican Brothers" Clicks

Washington—"The Corsican Brother's," Edward Small pic for UA, scored effectively at the b. o. at Universal last week. The flick was yesterday, "take" for the day hitt- ing about $3,000.
It's off! to gala crowds all over the country! Big holiday openings set in these spots for Ball of Fire!

Boston, Columbus, San Francisco, Providence, Lowell, Los Angeles, Omaha, Chicago, Washington, Des Moines, Kansas City

Keep your eye on the "Ball!"

Samuel Goldwyn presents

Gary Cooper • Barbara Stanwyck

in Ball of Fire

Directed by Howard Hawks
Produced by Samuel Goldwyn
Screen play by Charles Brackett and Billy Wilder

Released through RKO Radio Pictures Inc.
TRADE AGREED ON KEEPING INITIATIVE

1941 Theater Construction Hits $18,386,000

Expenditures for First 10 Months Closely Press Corresponding 1940 Span

National expenditure for theater construction, both new building and remodeling, during the first 10 months of 1941 is running only slightly below the figures for the comparable 1940 period.

Construction statistics compiled by the Dodge Statistical Research Service, based on contracts awarded for theater buildings in the 37 Eastern states, show that the aggregate for 1941 was $18,386,000 as against $18,486,000 in 1940.

Peak month for 1941 was August when expenditures totalled $2,842.

AT Acquires Three
And Will Remodel

Detroit—Associated Theaters, operating houses in Michigan and Ohio, is taking over three more houses this week-end, making a total of 16 and making it second largest local independent string.

New houses are the Delray, for

Intermountain Theaters
And Altec Sign Pact

Tracy Barham, of Intermountain Theaters, Inc., of Salt Lake City, has negotiated an agreement with Altec for sound and repair-replacement service for the Capitol, Studio, Utah and Victory theaters of Salt Lake City, and the Orpheum of Twin Falls, Idaho.

Ed Shriner negotiated for Altec Service.

Plain Talk About Equipment

By GEORGE H. MORRIS
Equipment Editor, THE FILM DAILY

"FIRST in war, first in peace . . ."

Those famous words of Light-Horse Harry Lee, characterizing George Washington, must be made the slogan of every manufacturer and distributor of motion picture equipment in this country, yes, and of every theaterman.

Now we are engaged in the most titanic struggle the world has known. Each of us, from the highest business official to the lowliest

Color Pix Evolved
For Every Camera

Philadelphia—Tremendous impetus is expected to be imparted to the public's interest in photography, and large additional revenues are consequently expected to accrue to film land, through a process in photography which will enable any amateur with an ordinary camera to obtain full color prints instead of black and

NTS Business Thrives
In the Denver Territory

Denver—Theaters in the Denver area are keeping their equipment up to the standards required by efficient operation, as evidenced by this

A Move For Comfort

San Francisco—Now it's rocking chair laps at the movies, and no cracks about comfortably rocking customers to sleep instead of just trusting to the second floor! Most startling aspect of newly-remodeled Casino Theater, re-named The Downtown, is that entire front half of balcony is equipped with rocking chair seats, mechanisms of which are noiseless.
Voigt Co. Announces Latest Installations

Philadelphia—Voigt Co., manufacturers of lighting fixtures, reports installations effected most recently include the Outten Theater, Snow Hill, Md.; Warner’s Roosevelt Theater, Newark; Nichols’ Gayety and Windsor Theatres, Baltimore; Comerford’s New Sterling, Wilkes-Barre, Pa.; and Warners’ Montauk Theater, Pineville, N. J.

Other installation include four Philadelphia stands.—Vogue; Hirsh’s Centrals; Ramey’s Roxy and the Star and Strand operated by affiliated circuit.

Additionally, lighting fixtures have been placed in the Palace, Coatesville, Pa., and J. M. Heard Theater, DeQuincy, La.

Voigt also installed a drinking fountain in the Boyd, Bethlehem, Pa.

Orr Signs Pact With Altec for Theatrical Service

Alberties, Ala.—Col. Thomas E. Orr, secretary of the Alabama Motion Picture Theaters Association, has signed the dotted line with Altec for service and maintenance in his circuit of North Alabama houses.

The Palace and Ritz at Guntersville and the Princess at Decatur have made similar deals with Altec through its Atlanta division.

Rennie Leases Pastime

Detroit—Ernie Forbes, who has been operating the Pastime Theater in the suburb of Hamtramck, has leased the house to William A. Rennie, who has left Forbes’ Theater Supply business to operate the house.

Gets RCA Detroit Post

Detroit—Thomas McClear, former manager of Buffalo, has been transferred to Detroit to handle the sales division here for RCA Photophone.

Rentals

A FULL line of modern equipment for a staff of trained men to handle any job large or small anywhere, anywhere. Generators, searchlights and floodlights, for permanent and general lighting activities.

CHARLES ROSS INC.

533 W. 52nd St., New York City

Telephones: Circa 6-5470-5471

Upstate Mich. Projects Now Overcoming Delay

Detroit—New theater construction is going right ahead, despite emergency conditions which have delayed seriously several jobs in progress, notably the new Schute Circuit house at Coldwater, where unavailability of plumbing fixtures has meant a marked delay.

Latest project is for a new $75,000 house to be erected in Waterford Township, adjoining the Pontiac city limits, by F. C. Boufou and Forest L. Kestler of that city. The City Planning Commission rejected plans for a house in the city, and the promoters decided to go outside and avoid city taxes.

Plans for a large new circuit of independent theaters to be formed upset, including new houses and existing theaters as well, have been dropped, Milton Strauss, theater financier, has confirmed. Project was announced about two years ago, but little has been heard of it since, and present conditions indicate its ultimate abandonment.

NTS Supplies Erdey Stand

New Wilmington, Pa. Simplex Four-Star Sound has been purchased from the Pittsburgh Branch of the National Theater Supply Co. by Kalman J. Erdey, for his Wilmington Theater here. Simplex SL Projectors, Simplex Lamps, Walker Screen, National Rectifiers and National Comfort Cooling Equipment were also installed.

MEDAL IS AWARDED TO G-E’S RESEARCH DIRECTOR

Schenectady—Dr. William David Coolidge, vice-president of General Electric Co. in charge of research and director of the G-E research laboratory here, has been awarded the Duddell Medal of the Physical Society in London.

The medal, first awarded in 1924, was established as the result of a subscription in which 213 individuals participated, to commemorate the work of William Du Bois Duddell. He was a brilliant English physicist and electrical engineer, who died in 1917 as a result of excessive work on war problems.

DEARBORN IS UNDERGOING REMODELING

Chicago—H. and E. Baban theater circuit is remodeling the Dearborn Theater at Dearborn and Division Sts. here. The Division St. entrance is closed and a new one has been opened on Dearborn.

Perea & Pereira are the architects for the remodeling job.

TSEC Folds Its Tent

Detroit—Theater Sound Engineering Co. has folded, and John Magocs, owner, has taken over the Civic Theater at Romulus, Mich., now the only house in town with closing of the Family, formerly run by A. Sampson.

IPC-NTS Set Xmas Fete

“Rudy” Neeuer, who has been in charge of Christmas festivities at 90 Gold Street for many years, announces that the IPC and NTS Christmas celebration will be held this year on Wednesday afternoon, Dec. 24.

COMING and GOING

HARRY STRONG, of Strong Electric Co., was in New York this week on business.

FRED SISSEL, of National Super-Servic Vacuum Cleaner Co., another Tales film catering to film theater equipment needs, was also in town during the present week.

JOHN EBERSON, film theater architect, returned to his New York headquarters yesterday from Milford, Conn.

JOHN HARRIS, circuit operator was in N. York last week to attend on Thursday for participating in conferences with John Eberson, who is architect for Harris’ Alvin Theater in Pitts-

WILLIAM GEDDIS, head of Ideal Searing Co., was a recent visitor to New York from his organization’s factory in Grand Rapids, Mich.

STANLEY HAND, staff representative for Altec, is winding up a business trip through the Mid-West and Southwest and is scheduled to return to New York early next week.

WILLIAM CONNOR, Altec’s district manager for the Cincinnati territory, is expected in New York on Monday, as does one of DICKEY, company’s district manager in Detroit area.

N. PLESTON BRED, assistant to the treasurer of Harvard University, was in New York recently with respect to his Alvin Theatre, Pittsburgh.

RCA For WB Wiltens

The 2,000-seat Wiltens, Warner Bros. Theatre in Los Angeles, is being equipped with new High Fidelity RCA Photophone sound equipment under a contract negotiated by Warner Bros., Pictures, Inc. The company also signed a second contract for similar equipment for its Los Angeles screening room.

—MOTIOGRAPH—

Proudly Presents the New MIRROPHONIC DE LUXE

THE LATEST DEVELOPMENT IN SOUND

This new system is Western Electric built throughout except for the Reproducer Set which is built by Motio-

graph, Inc. and based on designs of Electrical Research Products Inc., Western Electric Company subsidiary. Truly this sound system is the logical equipment companion to the famous MOTOGRAPH PROJECTOR

for details, consult Independent Theatre Supply Dealers Everywhere or MOTOGRAPH, INC.

CHICAGO
Color Pix Evolved for Every Camera

(Continued from Page 1)

The process was described at the local Franklin Institute on Wednesday night by Dr. C. E. K. Mees, director of research and development for Eastman Kodak Co. The company will put on the market about Jan. 15 a color roll film suitable for popular sizes. From the roll, colored negatives will be processed in the hues of the objects depicted. The negatives, when printed on a new machine, will yield a color print in the hues of the original object.

Dr. Mees spoke with the restraint of a scientist, but the company, in a statement issued in connection with the announcement, called the new process "the greatest achievement in photography since George Eastman pioneered and introduced in 1886 the first black and white roll film in 389."

The development took its place as the second major achievement by Eastman Kodak in the field of colored photography within a year. The company on Sept. 1 made available to the public an apparatus for reproducing Kodak minicolor prints from Kodakrome positive film, a method differing from that announced today in that neither the film nor the print was made from a negative.

Miami Stand Now Open With Duals as Policy

Miami—A double feature marked the opening of the new Royal Theatre—a 1,000-seat house in the downtown area here. The new theater is the latest word in equipment and other features and is owned by Royal Theatres, Inc.

John Cunningham, vice-president and general manager of the company, is manager of the new house. He has owned and operated such houses in the Miami area as the Mayfair and Sun Theater, and is associated in the ownership of the Edison of Miami and Warners in Fort Lauderdale.

Higgins Outfit Turning Exclusively to War Work

Detroit—Higgins Sound Amplifiers System, p.a. system engineers, are discontinuing all activity "for the duration."

Francis Higgins states they have turned entirely to work on radio in defense aircraft installations.

Smith Orders Four-Star

Bellevue, Ky.—Simplex-Four-Star Sound has been ordered by Pete Smith for his new theater here. Smith has also selected Super Simplex Projectors, Simplex High Lamps, Bausch & Lomb Lenses, Walker-P.M. Sound, National Rectifiers and National Crestwood Carpet. Cincinnati branch of National Theatre Supply Co. will handle the installation.

Policy?—It's Grind

West Coast Box Office, THE FILM DAILY

Hollywood—In line with current expansion policy at Monogram Studio, a new projection theater has just been completed at a cost of $10,000, and was first used this week when home office executives screened the recently-made "Man From Headquarters." Normal seating capacity is 50, and the room is equipped with Simplex projection and sound.

NTS Business Thrives
In the Denver Territory

(Continued from Page 1)

list of major sales by the National Theater Supply branch here. Manager J. J. (Jap) Morgan lists those sales as follows:

Sileo Theaters, Denver, Colo., Simplex E-T mechanism, Simplex Hi lamplhouses and rectifiers; Lennie Theater, Santa Fe, N. M., Simplex E-T mechanism, Bausch & Lomb treated lenses; Mesa Theater, Clovis, N. M., Walker Silver-sheer screen, Bausch & Lomb treated lenses; Rialto, Walsenburg, Colo., Walker Silver-sheer screen; Garlock, Custer, S. D., Simplex-Four projector; Row Candy machine; Yucca, Hysham, Mont., Row candy and gum machines; New Mexico Military Institute, Roswell, N. M., Peerless Magnaflash lamps, GE copper oxide rectifiers; Arcade, Newell, S. D., Walker sound screen, Advance popcorn machine, Columbus candy case, Easy mat rugs, Alexander Smith carpet and padding; Roxy Theater, Ely, Nev., Walker P. M. screen.

Also Lyceum Theater, Clovis, N. M., Walker P. M. screen, Bausch & Lomb treated lenses; Luna Theater, Clayton, N. M., Alexander Smith & Sons carpet and padding; La Plaza Theater, Antonito, Colo., Advance popcorn machine; El Corbe, Santa Rita, N. M., lobby frames; Lincoln, Mesilla, N. M., eye-lash frames; Lincoln, Cheyenne, Wyo., George E. Cox oxide rectifiers; Broadway, Denver, Colo., Simplex Hi lamplhouses and rectifiers; National Jewish Hospital, Denver, Simplex sound projectors, Bausch & Lomb lenses; Jewish Consumptive Relief Society, Spirak, Colo., Simplex 4.1 projectors, Simplex 4-Star sound, Crestwood carpet and padding, Simplex Hi lamplhouses and rectifiers, National curtain control and track, draperies; and Senate Theater, Denver, American Zenith theater chairs, Walker P. M. screen curtain control, track and curtain, Crestwood carpet and padding.

Dreamland to H. M. Allen
Cardington, O.—H. M. Allen has taken over the old Dreamland Theater closed for several years and, after extensive repairs, including a change of name, will open it about the first of the year.

Theater for Architect

Wilket-Barre, Pa.—Architect S. Z. Moskowitz announced plans to erect a new 850-seat theater here in the near future. He will be owner of the new house which will be called the Parnas.

It Will Still Be There Tomorrow

Clouds may scud across the horizon, blotting out the light, adding one more blackout to a thousand others, but the stars will be there tomorrow.

The snow at the mountain peak will melt, run off into the valley and disappear, but the mountain will be there tomorrow.

And, momentarily, others may have their victories, enjoy the spotlight for their little hour. Then they, too, will subside. But America will still be there tomorrow!
large and small, as well as individual exhibitors, declared that whatever degree of expansion is permitted by officialdom without interfering with defense needs would be undertaken, and that no radical curtailing is anticipated over and about that which prevailed at the war’s outset, when Government restrictions were well delineated in anticipation of the actual hostilities.

Building “Carries On”

Barometer as to whether new theaters would be constructed during 1942 on a scale as impressive as that which prevailed during 1941 is furnished via reports from virtually all territories. These show that a number of new theaters have started within the war year, and a large increment planned for remodeling have also gotten under way.

Film theater architects interrogated disclosed that utmost confidence that new construction and remodeling can readily go ahead because, in any event, substitute materials of a highly functional and satisfactory nature can be utilized, and they call attention to the necessity for theatermen to not only keep up their houses, but also to adhere to good business practice in maintaining the current and new stands which can be operated profitably throughout wartime, and, additionally be in a position of economic advantage to meet competition when hostilities are over, at which time a vast theater boom is inevitable.

Manufacturers Gird

Attitude of equipment manufacturers is that they intend to adhere to current policy, namely of providing for their theater customers and maintaining such provisions as nearly intact as possible, with factories and shops taking on expansion as Government needs progress.

Roxy in Cornwall, Ont.
To Make Dec. 26 Debut

Toronto — Arrangements have finally been made for the opening of the new Roxy Theater at Cornwall, Ont., Dec. 26 as an independent house by Sam Fingold, who has several theaters in Western Ontario town. Construction of the Roxy, which is the third in Cornwall and will operate as a second-run theater, was considerably delayed because of war restrictions.

Famous Players operates the other two theaters in Cornwall.

NTS Source for Alpha

Douglasville, Ga. — The Alpha Theater has been selectee of Simplex Four-Star Sound from the National Theater Supply Co. in Atlanta. Other National equipment to be supplied: Simplex Projectors, Simplex High Lamps, National Rectifiers, Bausch & Lomb Lenses, Walker FM Screen, National Central. Dreamers Moffett and miscellaneous booth equipment.

(Continued from Page 1)

1941 Construction
Hits $18,386,000

(Continued from Page 1)

• • • FAMILIES of Eastman Kodak Co. in Honolulu and Manilla survived the first Japanese attacks without casualties, and neither personnel nor company property was damaged, so cables and telephone advice received thus far in Rochester from Hawaii, and cables from Manilla, assert....F. B. Herman is manager of the Honolulu office, and his wife and two children are with him there....Others in Hawaii are Mr. and Mrs. Robert M. Gordon and three children: Mr. and Mrs. D. Bohrenburg and one child; and W. D. Thompson and Miss Ann Newell....At Manila is H. J. Lynch, assistant manager.

• • • GOVERNMENT has been furnished by Ruby Camera Exchange with 100 specially constructed gobos....These units were constructed of chrome-plated steel reflectors on stands....They are for use in research work for the U. S. Army....The overface of the reflective surface makes it possible to deflect a light beam and focus it on the smallest aperture....Ozone Air Co., Detroit, distributing specialized air control apparatus, has moved headquarters, formerly on Alexandria Ave., to 1515 West Warren Ave....Park-In-Theaters, Inc., has concluded a license agreement with Sidney Lust of Washington, D. C., to build a Drive-In theater, under their patent, on Rochdale Pike, on the fringe of the nation's capital....Out of Dover, Del., comes word that the Mitchell Camera Corp., New York, has filed with the corporation department of the Secretary of State's Office there a certificate of reduction of capital by $2,600,000, effected by reducing the capital stock represented by the issued shares without par value from $13,100,000 to $5,500,000.

• • • IN Chi. Sol Lockwood, owner of the Sun Theater, has taken over the 1,000-seat Pix Theater from the Schonestadt circuit and will operate it in the future....The stand has been closed for modernization and will re-open on or about New Year's Day....Also in Chi. Sol Electric Co. is introducing a new indoor transformer to the trade....The transformer, equipped with 3-wire cord and plug, and uniquely designed hanging bracket, is assured by its makers to be compact and highly efficient in operation....Park-In-Theaters, Inc., has re-appointed Marion B. Folsom, Eastman Kodak treasurer, as a member of the Users' Employment Insurance State Advisory Council....Anent Eastman, the company has launched a drive to all its dealers requesting that empty film-spoons be returned to the company, because "without proper dealer and finisher cooperation, film shortage is inevitable"....Eastman will pay dealers for all film-spoons, film pack cases and aluminum containers, at a sliding scale of rates.

• • • READY to slide down the "exhibition chimney" this Xmas is the State Theater in Hastings, Neb., whose remodeling (it was formerly the Cunshurker) handled by the equip. firm of Scott Ballantine, Omaha.....C. P. Knudsen, at one time an exhib. in Red Lake Falls, Minn., took the house over from Sol Reif....When film burned recently in the projection room of the Eastern Theater, Fort Wayne, Ind., the patrons of that house walked out in orderly fashion.....After the fire was extinguished, the management prepared to refund price of admittance to patrons, who were asked to stand in line.....The excitement varied.....Numerous bystanders attempted to join the refund line, and police were required to restore order.....Well, it's an instance of one theater, anyway, which refused to go in for cash giveaways.

• • • REMEMBER Pearl Harbor....

Theater Fires

West Grove, Pa.—Quick action by local fire department prevented destruction of local Roselyn Theater from a disastrous explosion which occurred in the gas furnace and spread to boiler room. Damage will amount to several hundred dollars. Fire was discovered by passerby at midnight and brought under control soon afterwards.

Burry, Ala.—Damage estimated at $175,000 was done by fire which broke out in the Berry Theater during a performance and destroyed one-fourth of town's business district. Loe Pass of Parrish, theater's operator, did not say whether it would be rebuilt.

Enfield, N. H.—Fire, believed to have started in rear of one of hall stoves, leveled within 90 minutes the local Enfield Theater owned by Mrs. Gusie W. Estabrook. All the films as well as two projectors were lost. Theater was town's chief amusement center.

Heber Spas, Ark.—Fire originating in the Gem Theater destroyed that house on Dec. 7 and spread to five large brick business buildings resulting in most disastrous blaze in city's history. Loss is estimated at $100,000. One fireman lost his life and several were injured.

Jackson, Miss.—A matinee audience in the Century Theater here escaped without injury when fire broke out in the building. Damage was reported as "not heavy."

Dublin, Ga.—Fire swept through this community's first-run theater, operated by the Martin interests, causing a loss estimated at $40,000. The Martins operate another house here with highly pronounced plans for a third one, which was also to be a first-run stand.
Equipment, Service Bring Preview Boom

With rise of trade showings, together with the large volume of other screenings, the Preview Theater at 1600 Broadway, which operates the Loophouse and other cornices, has made greatest business strides in its history during 1941, a condition directly attributable to the development of thoroughly modern equipment and extension of top-flight service to customers.

The two theaters incorporate these distinctive features—comfortable viewing for 70 people in each; true air conditioning and modern Simplex sound and high intensity lamps; seamless plastic screens; 35 mm. and 16 mm. projection, and day and night service.

Among the special "studio" devices to aid the producer and editor for rehearsal and cutting purposes are interlock for "continuous" projection of 35 mm. separate track and picture; interlock 35 mm. picture and two 35 mm. sound tracks; interlock 16 mm. picture and 35 mm. sound track; interlock 16 mm. picture and track; and phonograph turntables, microphone, and piano.

A service designed to save valuable time and promote efficiency by offering many private cutting rooms, fully equipped, comprises 25 mm. Movilas, all types; 16 mm. Movilas, 3-way type; synchronizers (4-way rewind, "De-Blooper" machine); viewers, individual phones; Bell & Howell hot splicers; air conditioned and sunlit rooms; and other features.

The Preview Theater's two auditoriums and all service is administered by William B. Guilette, veteran film executive and technician.

Eping to Cleveland NTS

Cleveland Junior Jimmy Eping has been transferred from the National Theater Supply office in Charlotte, N. C., to a sales position in the Cleveland office where he succeeds Tom Bailey.

"SUSPICION"

If you suspect your attendance is falling off because of your furnishings, better look into Alexander Smith Carpet—the carpet used in most of the country's successful theaters.
Britain's Theaters Eye Post-War Boom

Detroit—German bombs have concentrated in Britain on two classes of buildings—theaters and churches. The churches are made safe by the device of concealing the pews and other structures, C. Howard Crane, Detroit architect, told Film Daily Equipment News, during his brief visit back home. Crane, who designed many major Detroit theaters, has been in England for six years, working largely on the huge Earl's Court project, and was back here to visit briefly and arrange for the excellent business enjoyed by the British Institute of Architects to study methods required in post-war reconstruction.

Size of the buildings rather than deliberate design have been responsible for the high degree of theater and church bombing, Crane said. Actual casualties have been few because of the fact that shows close two hours and the buildings, before most air raids start. Exhibitors have also been instructed to ask patrons to sit back under the gallery for additional protection if there is an air raid during the show.

Biz Big in Provinces

Theater building has been at a standstill during the war, except for temporary structures to serve the needs of soldiers in camps. No new houses are being constructed, but the evacuated population in reception areas, and reconstruction work done in theaters damaged by bombs is limited to 160 pounds (about $500). These factors account largely for the activity in theaters everywhere in the English provinces, with the exception of London, where the war evacuation has reverted.

This halt on construction and re-location of population together with actual demand for theater space will give a big impetus to theater building after the war, Crane predicted. New houses will look toward houses with small and efficient auditoriums of 1,000-1,500 seats, with attention given to the fusing of sound and projection and comfortable seating. Ornamentation of the interior will be slight, with just the outside front flash requisite for showmanship.

Bright Future For Nubes

New trend, Crane believes, will be toward erection of neighborhood theaters rather than the big centrally located houses of the past. This will allow houses for the neighborhood to walk to a first class cinema, rather than drive—distinguishing from the typically American custom.

To Supervise Installations

East Gadsden, Ala.—It's Simplex Four-Star Sound for the Dixie Theater here according to F. B. Brackney, manager of the Atlanta branch of National Theater Supply Co., who will supervise the installation. The installation will also install Super Simplex Mechanisms, Simplex High Lamps and National Rectifiers.

WHAT'S NEW IN THEATERS

Paramount's blueprint for the latest construction, giving immeasurable type of comfort, with adjustable arms, and a design providing increased sitting space for center patrons. Other renovations to be made in the interests of increased physical comfort for the theatergoer include a new-type air-conditioning system and cooling unit, which will change the air at frequent intervals and de-tactilize the environment of every inch of the house; deep, solid-hued, carpeting to absorb the sound of footsteps on the auditorium floor; luxurious drawing-room furniture in the foyers both up and downstairs.

Lighting Stressed

From an architectural and decorative standpoint, too, the Hollywood is remodeled bids to be far ahead of even the most recently completed film houses. The new front will be an undulating facade of vertical elements, comprised with recessed neon tubing, whose color can be easily changed to meet the need for variegated effects. The marquee, which will serve as a brilliant beacon along Hollywood Blvd., will be adaptable to the height of modernization with large channel letters working out the name of the theater. The centrally-located box-office will feature a marble base every inch of which is gilded fluorescent lighting will shine. A radical system of display will be inaugurated inside the house, in which all posters will be eliminated and glass-and-metal cases used to exhibit future presentations in a new way.

The Hollywood Paramount Theater was acquired as a Hollywood property by the Paramount-Fanchon-Cal Lou waterfall. Scheduled to be operated jointly by Paramount and Fanchon & Marco, it will be a single-screen establishment, with pictures opening on the same day as at the downtown Los Angeles Paramount Theater.

$50,000 Improvements For Ace Coast House

Sacramento—Senator, Fox West Coast's ace house here, is getting its face lifted to the tune of around $50,000. New seats, carpets, and a general redecorating job being done. During the past year more money has been spent sprucing up the town's theaters than any time in past 10 years.

Practically every house in town has received some new touches. Huge army airfield, plus sport in general business, held responsible.

Theater Contract Let

South Lyons, Mich.—Edward Carrow has let a contract for the erection of a 700-seat theater.

To Spend $75,000 on Queen Remodeling

Wilmington, Del.—The Queen The- ater at Fifth and Market Sts., will be remodeled completely and modernized at a cost of $75,000. A. J. Vann, zone manager of Warner Brothers, announces. Work will start immediately with Harry S. Lynch, president of this firm, as the general contractors. Sub-contracts also are being let to Wil- milton, and will be started.

Some of the work is to be done before the theater closes at midnight on Sunday, Jan. 4. It will reopen on Friday, Jan. 25 as a first-run house.

There will be extensive changes to the interior and exterior of the theater. An improved RCA neon entrance of white mahogany doors with the box-office moved from the center to the right.

Huge Sign Planned

A large semi-circular marquee will be erected over the entrance and the word "Queen" in letters four feet high will be put in place.

All the marble in the present interior will be removed and white mahogany with damask drapes and a modernistic ceiling will be installed.

The foyer will be increased in size by removal of the last three rows of seats in the orchestra. New seats will be installed with six inches of space from back to back. This is an increase of from three to four inches in the spacing between the rows. The total capacity of the theater will be decreased by about 200.

All boxes in the orchestra and balcony will be removed.

The most extensive changes in the building will be in the construction of new lounges and rest rooms. The lounge under the marquee for orchestra patrons will be on the second floor, but will be reached only by a stairway opening from the right side of the lower floor. A similar lounge and rest rooms for balcony patrons will be on the second floor also and will have an entrance leading directly from the balcony.

New draperies, fixtures, and carpet will be installed throughout the building. The stage will have new curtains and set and the latest type of illumination will be installed.

RCA for the King

Glocester, N. J.—Judge Joseph Verbaiov and Samuel Kalikman have arranged for new RCA Photophone sound for their 900-seat King Theater here.

What's News Gets Sound

Pathe News Inc., has signed with RCA Photophone for a sound reproducing equipment for its New York City screening room.

Friday, December 19, 1941
LADERMAN RICHARD MAIER. Chief of construction and general purchasing agent for Warner Bros. theaters and affiliated companies. Born in New York City, Oct. 8, 1890. Educated in the local public schools. Graduated from New York University's School of Applied Science with degree in civil engineering. Served on staff of engineers, preparing plans for a Chinese expedition of the Guggenheim copper interest, then with a division of engineers in the A.E.F. during World War No. 1 as a Captain. Joined the Fred T. Ley Co., prominent construction firm of New York City and Springfield, Mass., designing and supervising many of that organization's leading projects, among them the building of Warner Bros. home office. In 1929, H. M. Warner, WB presy., solidifying position won by his firm via sponsorship of sound, appointed Maier to head construction and maintenance department then being set up. Since that time, Maier has been in charge of the construction of two score of new theaters, and of the remodeling of even more. In 1933, was also placed in charge of general purchasing for WB houses and affiliated enterprises. His Flare for getting jobs done, thoroughly and on time, is a film industry axiom. As an incentive to his aides and self so to do, the "Theater Openers Guild" was established to hold a dinner immediately following the bow of any new Warner theater. Is an expert on construction, equipment and maintenance. Couples business "drive" and keen judgment with an infectious sense of humor, hence enjoys widespread respect and popularity.

**WHO'S WHO IN EQUIPMENT**

**Gordon to Give Capitol Gala Christmas Opening**

Milford, Conn.—Bernard Gordon, former manager of the Commodore Hull, Derby, new operator of the 700-seat Capitol here, will reopen the house Christmas Day with "They Died With Their Boots On," and admission up from the former 30 cents to 35 cents, including tax.

The house has been closed for several months for complete interior and exterior renovation. Lucy Fleck was the former operator.

**Odeneal Chain Inaugurates Remodeled 1,000-Seater**

Toronto—The Odeneal Theater, seating 1,000, has been opened at Kingston, Ont., by the Odeneal chain under the management of Gordon Boville, formerly of the Grand Theater, Sudbury.

This opening follows the comparatively recent launching of the independently owned Biltmore Theater in that city of 30,000 where Famous Players also has two up-to-date theaters, one of which, the Capitol, was remodeled last fall.

**Tile Tex at Capacity**

Chicago—The Tile Tex Co. report sale of 200,000 square feet of resilient floor and wall tile at capacity. C. E. Baker states the company has not been seriously hampered by government priorities, many theaters placing contracts for Tile Tex floor tile and Flexichrome flooring.

**They Still Talk Two Years Later**

James Wood, manager, Mariemont Theater, Cincinnati says, "Hardly a day goes by without someone remarking about the comfort and convenience of Push-Back Seats"—two years after this sensational seat was installed! Write for facts.

**KROEHLER MFG. CO., PUBLIC SEATING DIVISION**

1208 S. Washington Ave., Chicago
2000 W. Randolph St., Los Angeles
823 S. Vermont Ave., Los Angeles
2261 E. 116th St., Cleveland
5700 S. Clark Ave., Chicago

Telephone: Madonna 3-0011

**KROEHLER PUSH-BACK THEATER SEATS**

**Lincoln Houses Get $114,000 Remodeling**

Lincoln, Neb.—Bettering local theater row's appearance is a three-way assignment here this Winter, for a total spending of about $114,000.

Biggest, of course, is the $100,000 improvement project to J. H. Cooper's 1,884-seat Stuart, the city's de luxe. That job, under way Dec. 4, is expected to be completed in time for a New Year's Eve opening.

Howard Federer, general manager of the Nebraska Theaters, Inc., closed a contract for $7,000 worth of seats for January installation in the State, and has spent another $7,000 for a revolting, triangular sign and marque improvements on the Varsity.

**FOREST Arc-light Products**

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper oxide rectifying unit. The last in dry-rectifier rectifying... DUBL-TYPE RECTIFIERS—LD80, LD100, LD135, and others, efficient and low cost power conversion equipment...

UNIVERSAL TRIM LAMPS—born from $5 to $50 equals and 6 to 100, positive... the accommodating forms for Supex-S.H.I., 1 KW, and Low intensity...

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE. Write for complete line of flameproofed, special purpose coated lamps.

**SEND FOR BROCHURES**

**Forest Manufacturing Corp.**

200 M. Pleasant Ave. Newark, N. J.
Plain Talk About Equipment (Continued from Page 1)

worker, is determined to see this conflict through to victory. All we can give of effort, talent, time and money, will be a privilege to give.

But let us not forget this precept, namely that our front lines of military action are, and will be, only as strong as their support. And by support we mean ALL that is done on the home sector to maintain and increase stability; to preserve morale, a practical degree of normality, clear thinking, and hence morale; and also to win, as President Roosevelt has so widely asserted, the Peace as well as the War.

And, too, let us not forget that the same moving finger, which has chronicled at last our participation in this war, will inevitably return to write of departed strife, of triumph’s laurels flashing from our banners, and a new era’s dawn for democracy and decency.

If we are to experience these things, we must be wise. On the side of wisdom, the entire film equipment field must make up its mind to advance and not retreat. The way is clear. Manufacturing, distribution and selling cannot be permitted to retrogress on our domestic front. All the sinews essential to motion picture exhibition must be supplied, and, in the process, ADVERTISED,—for advertising is the most powerful and effective arm in the entire realm of effective sales.

We hold the commercial strategists of the motion picture equipment industry not a whit less understanding and progressive than those of other industries. The latter do not choose to "abandon ship." They have already indicated their embracing of the military axiom that the best defense is a good offense, and applied that axiom to their current-war sales battle.

THEY KNOW THAT BUSINESS CONCERNS WHICH ARE FIRST IN WAR—HOLDING FIRMLY TO PRESENT CUSTOMERS, AWAKENING DORMANT CUSTOMERS, AND CREATING NEW CUSTOMERS—WILL BE FIRST IN PEACE, WHEN PEACE RETURNS.

With an eye to this, 62 per cent of 169 national advertisers recently surveyed, according to the authoritative publication, Advertising & Selling, asserted that they plan to maintain advertising appropriations at their normal rates of expenditure. Further, 10 per cent are determined to increase their budgets.

Equipment manufacturers and supply dealers will not be found in any retrogression group. An important picture wing in film supply is known as a "house" which advertising "jack" has built and they know that, in any circumstance, war notwithstanding, "If you don't TELL 'em, you don't SELL 'em."

Truly, the companies which hold high the torch of promotion will be first in War,—and first in Peace.
MPTOA BOARD OKAY OF UNITY PLAN SEEN

Expect Re-introduction of Pix Bills in New York

THE WEEK IN REVIEW
Films Doing War Bit

By L. H. MITCHELL

WAR: Bits of major circuits did come-back from the slip caused by the Jap attack on Pearl Harbor. ... OPM named A. Julian Brylawski special film consultant in move to choose an industry advisory committee. ... Film industry will do its bit in the war, Wendell L. Willkie told the luncheon of National Conference of Christians and Jews. ... War put an end to an operators' strike in Oklahoma City for the duration. ... Richard F. Walsh, new LATSE proxy, said that that International would support the AF of L no-strike policy during the war and would back any dispute-settling machinery the AF of L approves. ... Theater air raid precautions worked out by Robert L. Weitman, manager of the New York Paramount Theater, will be sent by Paramount to all its theaters. ... War found shrinking the advertising space taken by theaters in the daily newspapers. ... President Roosevelt appointed Byron Price federal censor, but as yet pictures have not been included in censorship regulations. ... All Honolulu theaters were reported open all those in the Philippines closed. ... Los Angeles will establish a theater defense bureau.

ANTI-FIVE: Defense took the stand in Minnesota's suit against Paramount, 20th-Fox, and RKO for selling films in the state contrary to its anti-blocks of five law. The three admitted the charge—sales having been made to test the law. Col. Jason Joy, first defense witness, told the court the Minnesota law confuses distribution.

ANTI-TRUST: Federal Judge Henry W. Goddard barred fall of the consent decree by default and ordered trial of the “Little Three” in the Spring. ... Court will be asked to delay the Government's anti-trust suit against the Schine circuit, claiming defense has not had time, since... (Continued on Page 6)

NEW SKOURAS PACTS SIGNED

10-Year Contracts for Both Spyros and Charles

By M. A. EGAN

FILM DAILY Staff Correspondent

Albany—The 1942 wartime New York legislature anticipates a long session beginning Jan. 5, with natural emphasis on state coordination of civilian and military functions aimed at collaboration with the national effort. At the same time, the unions are expected to tackle at least two problems concerning film exhibition.

First on the list of industry prob... (Continued on Page 7)

NEW Move to Equalize Tax
On 16 mm. Product Looms; Censorship May Be Issue

By M. A. EGAN

FILM DAILY Staff Correspondent

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First on the list of industry prob... (Continued on Page 6)

Emergency Defense
Org. Gets Under Way

Motion Picture Emergency Defense Conference meeting called by the Screen Publicists Guild of New York swam into action at the Hotel Piccadilly Friday night with the appointment of a temporary steering committee to map out an active pro... (Continued on Page 4)

SPG, Producers Resume Pact Negotiations Today

Screen Publicists Guild of New York resumes negotiations with producers today. New phase of the conflict has narrowed down to where five of the companies, Loew's, Paramount, Columbia, Universal and... (Continued on Page 7)

2,500 Pledge Polio Drive Aid
March of Dimes Campaign Gets Quick Co-op

By L. H. MITCHELL

URGES INDUSTRY TO BACK OWN JUDGMENT ON FILMS

Quincy Howe, recently elected president of the National Board of Review of Motion Pictures, in a statement made publicly at the weekend called on the industry and the MPPDA to back up their judgment when pictures passed by the Code... (Continued on Page 4)

(Continued on Page 6)

(Continued on Page 7)

(Continued on Page 8)

(Continued on Page 8)

(Continued on Page 7)

Half of Directors' Votes In Without Single Dissent. Ed Kuykendall Discloses

Having polled all of MPTOA's 27 directors for their reaction to, and their approval of, the industry's unity plan, Ed Kuykendall, president, has received replies from approximately one-half of the members without a dissenting vote.

Kuykendall said in New York Friday that all directors who replied to the poll concurred with all of the five points embodied in the plan and that he did not expect any opposition from the balance of the directors.

Most of those who have expressed themselves are large circuit operators or executives of affiliated cir... (Continued on Page 7)

Portland Clearance Situation Revamped

A revamping of the clearance situation in Portland, Ore., has resulted from a consent award in the case filed by Graeber’s Egyptian Theater. This case had been withdrawn by... (Continued on Page 6)

Cost-of-Living Bonus Plus For Para. H. O. Employes

Paramount home office employees on Friday received cash Christmas presents in their salary envelopes. A cost-of-living bonus was distributed... (Continued on Page 8)

Prop Fireplace Too Real; Result, Fire

Detroit—Manager of a Butterfly Circuit house at Three Rivers disclosed that theatrical illusion should not be too perfect. He had a prop fireplace as part of the decorations in the lobby for Christmas, all made out of paper. One patron took it for the real thing, and emptied his pipe on the fire department removed the remainder of the decorations.
**The Broadway Parade**

- **Picture and Distributor**
  - Dumb (RKO Radio Pictures—Walt Disney)—9th week. Broadway
  - Heaven (Green Wave Music Co.—Loew’s)—9th week. Belmont
  - Keep Em Frying (Universal Pictures)—4th week. Criterion
  - Lhasaum Grove (Anglo-Film)—4th week (a). Capital
  - They Slept on Skis (Fortune Films)—2nd week (a—b). Palace
  - Kathleen (Metro-Goldwyn-Mayer Pictures) 2nd week. Capitol
  - The Night of January 16 (Paramount Pictures) 2nd week. Loew’s State
  - The Wolf Man (Universal Pictures) 2nd week. Palace
  - The Royal Mounted Patrol (Columbia Pictures) 2nd week. New York
  - Black Comedy (Producers Releasing Corp.) 2nd week. New York

**FOREIGN LANGUAGE FEATURES**

- The Girl from Leningrad (Artkino Films) 2nd week. 5th Ave. Playhouse
- The Blood of a Poet (Triumph Photos) 2nd week. 5th Ave. Playhouse

**FUTURE OPENINGS**

- Shanghai Gesture (United Artists-Arnold Prosburger)—Dec. 25. Actor
- You’re in the Army Now (Warner Bros.—Pictures)—Dec. 25. Actor
- Sandusky (United Artists-Walter Wanger)—Dec. 25. Actor
- Bahama Passage (Paramount Pictures)—Dec. 25. Loew’s State
- Moonfleet (Universal)—Dec. 25. RKO
- Louisiana Purchase (Paramount Pictures)—Dec. 25. Paramount
- Street of the Eagles (Metro-Goldwyn-Mayer Pictures)—Dec. 25. Columbia
- Unhappy Partners (Metro-Goldwyn-Mayer Pictures)—Dec. 25. Globe
- The Trouble with Girls (Columbia)—Dec. 25. Columbia
- All That Money Can Buy (RKO Radio Pictures)—Dec. 25. (a—b). Palace
- Laughing in the Dark (RKO Radio Pictures—Dec. 25. (a—b). Palace
- Forbidden Trail (Milenipics—Dec. 25 (a). New York
- Billy Rose’s Jumbo (Productions Releasing Corp.) 2nd week. New York
- Servant’s Entrance (Scurrying Films)—Dec. 25. (a). 48th St. Theater

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

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**NEW YORK THEATERS**

**COMING and GOING**

- GRADWELL L. SEARS, EDWARD C. BARTER and ARTHUR W. KELLY returned yesterday from the Coast.
- AARON PRESSBURGER, producer of "Shanghai Gesture," and JOSEF VON STORIES-TURK, director, arrive tomorrow from Hollywood and will attend the press preview at night.
- RAYMOND MASSEY arrived yesterday from Hollywood.
- SAM WOOD, director, arrives aboard the Twentieth Century this morning.

**Para. to Start 16 Films Between Jan. 15-3 March 1**

*West Coast Bureau of THE FILM DAILY*

-Hollywood—Paramount will start camera work on 16 new pictures between Jan. 15 and Mar. 1. Studio currently has six important pictures in work, all of which will continue into January.


**"Bugle Sounds" in Louisville**

-M-G-M’s "Bugle Sounds" will have its world premiere the night of Jan. 14 at Loew’s Theater, Louisville.

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**FINANCIAL**

*(December 19)*

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**NEW YORK CURR MARKET**

- Monogram Pict. 1 1/4
- Radio-Keith-Orn 1 1/2
- Samuel Goldwyn 1 1/4
- Technicolor 6 1/4
- Trans-Lux 2 1/4
- Universal Corp. 1 1/2
- Universal Pict. 1 1/2

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**So. Calif. ITOA to Make Survey of War’s Effects**

*West Coast Bureau of THE FILM DAILY*

-Hollywood—IITOA of Southern California and Arizona has appointed a committee to make a survey of detrimental effects to independent theaters operating in Southern California caused by the war.

-The board of directors of ITOA also adopted a resolution calling upon all exhibitors in Southern California to give full co-operation to the greater Los Angeles Theater Bureau.

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**Children’s Matinées Will Spur Deposit Savings Stamps**

- Cleveland—All local exhibes, are being lined up for special children’s matinées during the Christmas holidays to further the sale of Deposit Savings Stamps.

- Plan sponsored by M. B. Horwitz, general manager of the Washington circuit in operation with John McSweeney, Ohio state administrator of defense stamps and bonds, will enlist the aid of the sale of deposit savings stamps to children by house cashiers. Children will show the stamps to house cashiers in lieu of tickets at the special shows.

- Exchanges will supply free films for the programs. Projectionists have agreed to donate their services. There will be no tax levied for the stamp matinées.

**Adjourn Anti-Five Trial in St. Paul Until Jan. 7**

- St. Paul—Trial of Paramount, RKO and 20th-Fox in Ramsey district court on charges they violated the new Minnesota anti-block-of-five law by selling pictures in blocks-of-five, was adjourned to Jan. 7, after Neil F. Agnew, vice-president of Paramount, had testified for the defense.

- Agnew gave evidence to show the reaction of picture patrons in such a company as Paramount can predict whether films will make or lose money.

- There are so many intangible elements in the business,” he testified, “that it is difficult to lay down any hard and fast rules of conduct or of production or distribution.”

**RKO to Tradeshows Fourth Block-of-Five Jan. 5-8**

- RKO’s schedule of trade screenings for the fourth block of five was announced Friday by Andy W. Smith, sales manager. The titles are “Joan of Paris.” “Sine Your Worries Away,” “Call Out the Martini,” “Mexican Spitfire at Sea” and “Valley of the Sun.” They will be shown in the various exchanges Jan. 5-8.

**Dunn Safe In Shanghai**

- Harold Dunn, Far Eastern supervisor for Warners, has advised the office that he is in Shanghai. Dunn's whereabouts were not known when the war started and at that time he believed it was in Tokyo.
OUTBREAK OF WAR, PLUS REAL BLACKOUTS ALONG THE PACIFIC COAST, MAKE THIS PICTURE TOO HOT TO HOLD. ORIGINAL TITLE NO LONGER "TOO ALARMING"—'IT'S FACT, HEADLINED RIGHT NOW!

REVERT TO "PACIFIC BLACKOUT" TITLE AS ORIGINALLY PLANNED. SCHEDULE FOR RELEASE ON JANUARY 2, AND LET THE BOYS HAVE IT WHILE IT'S HOTTEST. LET PRESENT PARAMOUNT CUSTOMERS PLAY IT AND SETTLE TERMS WHEN THE THIRD BLOCK IS NEGOTIATED FOR. MAKE IT AVAILABLE TO THOSE NOT AT PRESENT PARAMOUNT CUSTOMERS, AND SELL IT INDIVIDUALLY!

(Continued from Page 1)

gram for participation in the defense program.

Members of the committee headed by Joseph Gould, SPG chairman are: Jonas Rosenfield, Jr., SPG; Paul Lazarus, Jr., Amja; Maurice Kann, trade press; Sal Scoppa, Local 52, Motion Picture Studio Mechanics; and David Golden, Screen Office and Professional Employees Guild, Local 105.

Striking the keynote on how the organizations represented can join in the war effort, Francis S. Harman, executive vice-chairman of the War Activities Committee stated the industry was in the service of the country in civilian and military morale through wholesome entertainment.

Other speakers were Garson Kanin, film consultant of the Office of Emergency Management, who stressed the need of more full-length pictures that will depict the issues of the day in a fresh and entertaining manner; Eugene Pilch, assistant to Bob Weitman of the Paramount, who outlined the function of the theater as a means of air raid protection; and Capt. John W. Green, radio relations officer and aide to the commanding officer of the New York State Guard, who described the problems of the Guard and made a plea for assistance in publicizing the functions of the Home Guard.

Organizations represented included: SPG; Amja; SOPEG; Local 306, Moving Picture Operators' Union; Association of Documentary Film Producers; Local 702, Lab Technicians; Local B51, Film Exchange Employees' Union; Local 52, Motion Picture Studio Mechanics; New York University Film Library; Municipal Service Commission; and MPTOA.

First-Runs for Mayfair
Baltimore—The Mayfair, city's newest downtown house, will adopt a first-run policy Wednesday. First attraction will be "Forty Thousand Horsemen," Australian feature.

"Happy Birthday to You"

Earl W. Wingart
L. J. Bamberger

TO THE COLORS!
Quantico, Va.—U. S. Marine Corps orders disclose the promotion of William A. Halpern from second to first lieutenant in the Photographic Section. Halpern, a film industry vet., for some time has been engaged in the making of training pix for the Marines.

Wilmington, Del.—Scott Maule, projectionist, Rialto Theater, is enlisting in the Army Air Corps. A. J. Belair, owner-manager, and the house staff tender him a farewell party tonight.

Leonard Tobias, son of Lester Tobias of Price Premiums, has joined the Air Corps on the West Coast.

Emmanuel Reuben of Loew's home office purchasing department has enlisted and leaves today to join the Army.

Urges Industry Back Own Film Judgment

Administration are attacked, especially when the attack comes from public officials.

Here is a statement resulting from the controversy over the Metro Garbo feature, "Two-Faced Woman," which was under fire in Providence, S. P., and Boston. Commented Howe:

"If any public official believes that a film violators of the laws of obscenity, he always has recourse to the courts, but any other interference on the part of government is another thing altogether.

"The motion picture industry and the Hays organization can, of course, go much further. They can censor their own product in the interests of good taste, public morals, popular approval, or anything else. This is a free country and the motion picture industry is free to produce or not to produce pictures as it sees fit. But once a big company has issued a picture and once the Hays organization has passed that picture, it then becomes the duty of the industry and the organization to butt up its own judgment, especially if a public official censors a picture as officials in Providence, S. P., and Boston censored "Two-Faced Woman."

"In such instances the motion picture company, the motion picture exhibitor, and the Hays organization should challenge in the courts the right of public officials to overstep their proper functions. The National Board of Review urges that responsible leaders of the motion picture industry, the exhibitors, and the Hays organization are not bound by what happened to "Two-Faced Woman."

Brown on "The Pioneers"
West Coast Bureau of THE FILM DAILY
Hollywood—Columbia has assigned Harry Joe Brown to produce "The Pioneers," from the late Courtney Riley Cooper's last novel.

Exhibitor Profiles: Gus S. Eysell

- ONE day in 1918, a lad out in Kansas City, Mo., decided to go to the movies. That was the year Elsie Ferguson, Margarette Clark, William S. Hart, Mary Miles Minter, Alice Brady, Eugene O'Brien, Madge Kennedy, and legions of other luminaries were flashing their histrionics on the screen. It was not to see these or any other celluloid idols of the day which brought the lad to the Ibis Theater. He walked right past the ticket window, and applied for a job.

It was Horatio Alger stuff, for the lad was concurrently going to the city's Central High School. Singularly, he got the job, but the latter was decidedly plural in that, as general assistant to the manager, his chores included keeping books, writing newspaper ads, carrying film, selling new and the current product, erecting lobby displays, selling ad space in the program distributed to patrons, and, betimes relieving the projectionist.

All this and school work, too.

- THERE is no record as to what Gus S. Eysell did in his spare time. But he was going places—the next stop being the Neuman Theater, a downtown stand, where he served as treasurer under his boss, Frank L. Newman.1922 found him managing the Royal Theater, and the following year managed the Newman. Then heeded in 1925 the wee one's voice of Horace Greeley and headed for Los Angeles, where he managed Paramount's Million Dollar Theater, venue of big pic and big premieres. Call to the Coast came about exactly because the Para forces had bought the Newman chain, and the new owners perceived that young Mister Eysell was gilt-edge executive material. 1927, switched over to management of the Metropolitan, now the Paramount Theater. His tenure in Los Angeles concluded via supervision, 1920-30, of the United Artists Theater.

- SO brilliantly has he applied himself on all these assignments that the Paramount-Publix solons decided to give him the job of their district manager of Western studios in Dallas, Houston, and San Antonio, with the first named city his headquarters. Onward rolled the Eysell "chariot," this time to New York where in 1931 he became city manager for New York Paramount, Brooklyn Paramount, Rivoli and Rialto Theaters under Milton Feld. Then Radio City Music Hall opened. Probing around for a managerial "ace," the powers-that-be beckoned Eysell, who took the assistant managing director chair in January 1933, some two weeks after the giant playhouse debuted.

His true title is secretary and assistant managing director of Radio City Music Hall Corp.
WHO?
Who Killed Elliott Carter, blackmailing publisher of Society Spotlight?
Who Killed Otto Strucker to save the reputation of a glamorous actress?
Who Killed beautiful Joyce Belmont the toast of Broadway?

MR. DISTRICT ATTORNEY
IN THE
CARTER CASE
JAMES ELLISON
VIRGINIA GILMORE
FRANKLIN PANGBORN
PAUL HARVEY·LYNNE CARVER
SPENCER CHARTERS

BERNARD VORHAUS, Director
Original screen play by Sidney Sheldon and Ben Roberts
Based on the Phillips H. Lord Radio Program, "MR. DISTRICT ATTORNEY"

Buy U. S. Defense Bonds
Portland Clearance Situation Revamped

(Continued from Page 1)

mutual consent of all parties and then re-opened at the request of Warner Bros., one of the defendants. Other defendants were Paramount and RKO.

Complainant protested against the policy of having to follow first-run by second-run, and that the clearance be cut to 45 days.

Under the new set-up, features licensed by those three companies in Portland shall be available for second-run not more than 42 days after the close of first-run, or the close of the third week of first-run, whichever closing date be earlier. Product for third-run shall be available not more than 30 days after second-run, and there being 14 days to play and clear. The same clearance shall apply between fourth-run and second-run.

Fourth-run is to have seven days clearance over fifth-run, fourth-run having seven days to play and clear provided the award shall not apply to any feature, first-run of which has been completed prior to the date of the award.
C'est La Guerre!

Ware, Mass. — Bernard J. Satz, manager of the local movie theater, has announced that starting immediately he will accept from children for admission to matinees on Saturdays, a 10-cent Defense Savings Stamp, plus the Federal one-cent tax. Plan is designed to interest youngsters in buying Defense Stamps.

Northampton, Mass. — Preparations for assisting in bolstering civilian morale in the event of aerial attack by remaining open for business, are being made by local movie houses. Special asbestos curtains to shut off light to the outside are being installed in both the Calvin and Plaza Theaters, and sandbags are being placed on the roof of the Calvin to combat incendiary bombs.

Springfield, Mass.—Plans are being formulated for the training of personnel of Western Massachusetts Theaters, Inc., to cope with war emergency duties, Nathan E. Goldstein, president, announces.

Boston—The Boston Chamber of Commerce has petitioned for a return to daylight saving law for the duration of the war.

West Coast Bureau of THE FILM DAILY
Hollywood—Republic will make "Interceptor Command" with Leonard Fields as producer.

Another

"EXTRA ATTRACTION" for "EXTRA GROSSES!"

Annapolis Salutes the Navy

A TIMELY FEATURETTE
DESIGNED FOR MARQUEE BILLING!

All America wants to see "Tomorrow's Admirals" strip the decks for action!

DATE IT NOW!
RUNNING TIME: 9 MINS.

MPTOA Board Okay On Unity Plan Seen

(Continued from Page 1)

uits, which indicates that all types of exhibitors are in favor of the unity plan, inasmuch as independent interests already have registered their favor.

Kuykendall said he was confident that all of his directors would okay the plan and that they would give their support when called upon. He said he was hopeful for complete success of the proposals.

Meanwhile, Jack Kirsch, chairman of the Motion Picture Industry Conference Committee, is urging activity by the groups within the committee so that a meeting can be called as soon after Jan. 1 as possible.
“,WIN WAR NOW”, INDUSTRY SLOGAN

Everything Else is Chores” from Trade’s Viewpoint, Declares

MPPDA’s President

“The motion picture industry in all its branches is enlisted for the duration,” Will H. Hays, president of the Motion Picture Industry, declared at the regular quarterly meeting of the board of directors on Friday.

Hays said that the industry’s slogan was “Win the war, everything else is chores.” He contended that the screen recognized its obligation to freedom and that its duty was to serve.

“In addition to direct assistance to our national Government, this means a regular flow of quality entertainment,” he said, adding that “our industry pledges this supply of entertainment as a contribution to America.”

The meeting Friday was described as routine. Attending the session were Barney Balaban, David Bernstein, E. W. Hammond, E. B. Hatrick, Austin Keough, John J. O’Connor, Charles Pruitman, George J. Seneca, Nicholas M. Schenck, A. Schneider, W. C. Michel and Joseph H. Hazen. Hays presided.

Harry Ballance Heads
Atlanta’s Variety Club

Atlanta—Variety Club, here, has elected three 1942 officers. Harry G. Ballance, 20th-Fox district manager, chief Barker; E. E. Whitsaker, district manager of Lucas & JAXSE, is expected to continue as chief Barker; William J. Davis, Lucas & Jenkins executive, second assistant Barker; Paul Wilson, 20th-Fox Atlanta branch manager, property master, and R. B. Wilby, president of Wilby-Kinney Theaters, dough guy.

In addition to these officers the following will also serve on the board: Dave Prince, KRO; Jeff Davis, UA; James B. Harper, Paramount circuit; Sid Reans, president of Theatrical Printing Co., and Dick Ford, 20th-Fox.

New officers and directors will be installed Jan. 12.

Schaefer Heads AMP’s
Foreign Dept. Committee

West Coast Bureau of THE FILM DAILY

Hollywood—Carl Schaefer of Warner Bros. has been unanomously elected chairman of the Foreign Department Committee of the AMP succeeding Robert M. W. Vogel of Metro.

Scully Holding Fla. Meets

A series of circuit sales meetings in the South is being held by William A. Scully, Universal’s vice-president and general sales manager. First two will be held with the South circuit in Jacksonville and the Weometo circuit in Miami. Following the sessions, Scully will go to the Coast for product conferences.

Charge Agfa-Farben Deal to Split Mart

Corp., I. G. Farbenindustrie and its
officers, Ernest Schwarz, head of the
Agfa-Farben division, and Herman
and Dietrich Schmitz.

The Government claims that a
Agfa and Agfa Farben, which merged
in 1929, entered into an agreement dividing the world market for photographic materials and developers. This agreement, made on March 19, 1928 gave Arfa exclusive control over the U. S. market with Farben controlling the foreign market, the Government states.

Agfa-Anso agreed not to manu-
facture photographic developers but
to act as sole distributing agents for
Farben in the U. S. The Government
charges that the free competition in the manufacture and distribution of photographic mate-
rials and developers was substantially
impaired thereby.

A penalty of one-year imprisonment and a $5,000 fine is provided for the statute.

Detroit Variety Club
Honor David M. Idzal

Detroit—David M. Idzal, managing
director of the Fox Theater, has been
elected chief Barker of the Detroit
Variety Club for 1942. Chosen as
first and second assistant chief barks
respectively were John R. Me-
thersen, manager of National Screen
Service, and Earl J. Hudson, presi-
don of United Detroit Theatres.

Re-elected were David Newman,
theatrical attorney, as property
master, and John L. Saxe, treasurer of Monogram Pictures, as douch
“Skeets” who has served since the
founding of the local tent.

First Arbitrator To
Sit on Second Case

Chicago—Thomas C. McConnell,
well known attorney, has the dis-
tinction of being the first arbitra-
tor to be called upon to hear two
motion picture cases. McConnell
heard the Portage Theater case and
has now been selected by the New
York District of the AAA to act as
arbitrator in the Dan Theatre case.
Downers Grove, which will be heard
Monday, December 22, 1941
CIRCUITS NOT HIT BY CLEARANCE AWARDS

Connecticut Exhibs Ask Return of Block-Booking

Opposition to Consent Decree Expressed by 98% of Indies in Poll

New Haven — Ninety-eight per cent of the independent exhibitors in the New Haven territory, replying to a questionnaire, declared that they are opposed to the consent decree and are in favor of returning to the block-booking system, but with a reasonable cancellation clause.

Details of the exhibitors’ reaction were sent to Abram F. Myers, general counsel of Allied, by Max E. Monroe Schaefer, guest of the New Nat’l Ind。”

Nat’l Board Votes "Citizen Kane" Best

"Citizen Kane," Orson Welles’ first production for RKO release, has been selected as the best motion picture of 1941 by the National Board of Review of Motion Pictures.

"How Green Was My Valley," adapted from Richard Llewellyn’s novel by 20th-Fox, was named the second best American film, and Sam Goldwyn’s "The Little Foxes," was the second best picture.

Nick, Facing Ouster Moves Forbids Resigns From Local 143

St. Louis—John F. Nick, former first international vice-president of the IATSE, resigned his membership in Local 143, operators, following an ultimatum by the membership to get out or face ouster on charges of conduct unbecoming a member.

"War and Peace" on '42 Korda Schedule

West Coast Bureau of THE FILM DAILY

Hollywood—Alexander Korda has added Tolstoy’s "War and Peace" to his 1942 production schedule, with shooting to start in the early summer. Pic will be a late 1942 release.

War Risk Insurance Spurs U. K. Production

Wall Street tickers yesterday reported that Loew’s, Inc., was completing a financing arrangement with an insurance company whereby debentures and $13,872,200 of $6.50 par preferred stock.

The debentures are due in 1946 and callable at 102 1/2 up to Feb. 15.

Approach of Christmas Cuts Production’s Pace

West Coast Bureau of THE FILM DAILY

Hollywood — Four new pictures are scheduled to go into production this week, the drop in activity reflecting the holiday season. The line-up:

Columbia: Four shooting. Title of "Blondie Greets a Guest" has been released.

Van Wagner to Head RKO Accounting and Auditing

Unification of all accounting and auditing activities of RKO Corp. and subsidiary companies under a comptroller was approved by the RKO board yesterday and Garrett Van Wagner was appointed to the position, it was announced by George J. Schaefer, president.

Tax Collections Hit 10 Million

November Banner Month for Admission Levy

Washington Bureau of THE FILM DAILY

Washington—A tremendous jump in collections of admission taxes yesterday was reported by the Bureau of Internal Revenue.

The bureau said that total admission tax collections in November amounted to $10,411,197.30 as compared with only $6,812,275 in October.
Employer's Right to Speak Out on Labor Policy Upheld

Washington Bureau of THE FILM DAILY

Washington—U. S. Supreme Court in a decision handed down yesterday opened the way for film companies as well as other employers to express views on labor policies or problems without necessarily being guilty of coercing its workers in violation of the Wagner Act. Opinion, to which there was no dissent, was written by Justice Frank Murphy.

The court said that the law contained no injunction against expressions by employers but that under certain circumstances such utterances, in conjunction with other acts, might constitute illegal coercion.

Edward E. Lewis Named RCA Mfg. Co. Vice-Presy

Edward E. Lewis has been elected to the position of vice-president of the RCA Manufacturing Co., by the board of directors, it is announced by G. K. Throckmorton, president.

In his new executive position, Lewis will direct the activities of the company's finance and accounts division, and will continue in his former capacity as director of the priorities division. These assignments will relieve F. H. Corregan, vice-president and secretary, for general executive activities.

WB Theater District Meeting In Buffalo

Buffalo—Warner Theaters held a quarterly district managers' meeting here yesterday, with C. J. Latta, Albany zone manager, presiding over his initial confab there.

Speaking besides Latta were Ralph Crabbil, Western New York district manager; Jamesstown, and Charlie Smakwitz, zone publicity chief, who accompanied Latta on the trip.

"Sergeant York" Policy Stands. WB Tells ITO

Columbus, O.—Warner's has advised the Ohio ITO that there can be no regular release of "Sergeant York," before July 4. Allied unit has been campaigning for an early release of the pic at regular admission prices.

20th-Fox Heading for Best Year Despite War, Wolber

In his holiday greetings to the 20th-Fox sales organization, Herman Wolber from Minneapolis congratulated the staff for their 1941 record. Regardless of the war, Wolber stated the company was heading for the best season in its history. Box-office product and the efforts of the sales force were attributed by Wolber as the explanation for his statement that 20th-Fox has sold more situations on every available block than any other distributor.

Mary Pickford Backing New Stereoscopic Camera

San Francisco—Mary Pickford told reporters here that in addition to taking a more active interest in United Artists production, she is back in the film business from another angle.

New venture is a stereoscopic camera that takes three-dimensional color pictures on glass transparents. At present it is intended strictly for home use but it may eventually wind up competing for the nickels in the slot.

FWC Single Featuring Strong Pix in Frisco

San Francisco—Since the smash solo business of "Sergeant York," Fox West Coast houses are a good deal more open to the idea of single bills—if they figure the epic can take it. "Honky Tonk" played without a companion at most of the company's theaters and now "Babes On Broadway" will be booked single through all chain houses.

Motion to Dismiss Don Case in Chicago Denied

Chicago—Thomas McConnell, arbitrator in the Don Theater case, yesterday denied a motion by Alvin Lands, attorney for the Westmont Theater, to dismiss the complaint. McConnell also rejected a plea by Arthur Goldberg to dismiss for Paramount under Section 17 of the consent decree. Hearing was adjourned until Dec. 29.

FRANCIS L. HARLEY, 20th-Fox's managing director in Great Britain, and ROBERT T. KANE, producer, arrived over the weekend from Lisbon by Clipper.

WILLIAM F. ROGERS leaves Friday for a three-week vacation in Florida.

J. A. McCONVILLE, Columbia foreign manager, arrives today from a South America trip.


PHILLIS BROOKS has arrived from Hollywood to attend the press preview tonight of "The Shanghai Gesture."

CLYDE ELLIOT, producer-director of Monogram's "Catch 'Em Alive," is en route to Brazil aboard the Uruguay to make some jungle shots.

HAROLD LEONARD, editor of the Film Guide Index is motoring to Hollywood where he will do a series of researches dealing with Hollywood personalities.

HARRY M. BESSEY, secretary-treasurer of Al- ter, has returned from Detroit.

JOE RUCKEL, veteran Paramount cameraman, is the first American newcomer to reach Hawaii.

SHEP SMITH, Pamo salesman in Albany, and MRS. SMITH leave today for Toronto, to spend the holiday season.

Industry Part in Dimes March Gratifies F. D. R.

In a letter to Nicholas M. Schenck, chairman of the Motion Picture Committee to help fight infantile paralysis, Keith Morgan, national chairman of the March of Dimes campaign, wrote:

"Last week I had an opportunity, while in Washington, to tell our President of the enthusiastic manner in which you and your committee have taken hold of the 1942 campaign for the March of Dimes. He was gratified to know that the motion picture industry was organizing on a national basis to help the drive. I am sure he will watch the motion picture campaign with keen personal interest. Please express our appreciation to every person and theater co-operating."

Now It's Official

West Coast Bureau of THE FILM DAILY

Hollywood—It's official. Sam Goldwyn announced yesterday Gary Cooper would play Lou Gehrig.

MITCHELL MAY, Jr. CO., INC.

INSURANCE

Specializing in requirements of the Motion Picture Industry

75 Maiden Lane, New York 510 W. 6th St. Los Angeles
DINNER is ready!

COME AND GET IT... FROM WARNERS!
**Conn. Exhibs. Want Block-Booking Back**

(Continued from Page 1)

well A. Alderman, executive secretary of Allied Theater Owners of Connecticut, who conducted the poll. Alderman wrote that the “main objections of the independent exhibitors indicate that the consent decree retained all the evils of the old block-booking system without offering any relief; that shorts and newreels were forced upon the independent exhibitor, together with the forcing of prior blocks of pictures as a condition precedent to the purchasing of subsequent blocks; that under the consent decree no provision has been made for any cancellation privilege, whereas under the old system many contracts contained a cancellation privilege of anywhere from 10 to 20 per cent.”

Connecticut Allied met yesterday and will hold another session next Monday, with Dr. J. B. Fishman presiding.

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**Loew’s, Inc., May Redeem Its Bonds and Preferred**

(Continued from Page 1)

1942 and at 102 until Feb. 15, 1943. David Bernstein, vice-president and treasurer of Loew’s, yesterday declined to comment on the Wall Street report but indicated he would make an announcement this afternoon.

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**Japs Won’t Get Singapore, Predicts Malay Exhibit.**

Rockefeller — “Singapore will not fall to the Japs. I think in about a month we will begin to get back the news from Singapore.”

That’s the opinion of “Singapore Joe” Fisher, operator of a chain of theaters in Malaya and the Dutch East Indies, who addressed the City Club here.

There undoubtedly will be heavy civilian casualties in the defense of Singapore, but the Japs cannot cause serious military damage, according to Fisher, who has houses in both Penang and Pasabaran, taken by the Japs.

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**250 Attended Testimonial For Three RKO Sales Exeecs.**

Chicago—Approximately 250 exhibitors, film executives and salesmen attended the week-end testimonial dinner for Walter Branson, Jack Opperman and Sam Gorelick who recently were appointed to new RKO posts. In view of war conditions, the trio asked that instead of gifts, the money be devoted to the Red Cross. However, traveling clocks were given them and the remainder of the gift money turned over to the Red Cross which is now campaigning for $50,000,000.

**Warners to Build 14 Air Raid Shelters on Lot**

Hollywood—Four major air raid shelters situated in basements of steel and concrete buildings, and honeycombed with sandbagging have been prepared at Warner Bros., and 10 more shelters are to be built.

Provisions have been made for evacuation for up to 300 employees within 12 minutes after a warning.

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**War Risk Insurance Spurs U. K. Production**

(Continued from Page 1)

loss caused by the war. If a star is injured or the studio is damaged, causing the suspension of production, the producer is paid back investment in the unfinished picture. A live picture that practically halted production in the early days of the war, Goldsmith said yesterday.

“Hatter’s Castle” was made for Paramount release and a print will arrive here shortly. Goldsmith said that his latest production deal is with C. M. Wool for distribution through GFD in England. First picture under the deal will be “Grand Canary.”

Goldsmith said that theater business in England never had been better. In the Midlands and the North where the workers have plenty of money, the theaters are receiving the major portion of the workers’ spending money. He said about seven pictures currently were working, and that the only difficulty was to obtain studio space and technicians.

Goldsmith arrived on a cruise of approximately 20 ships which took 20 days for the crossing. A submarine, attempting to attack the convoy on the third day out, was destroyed.

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**William Cadoret Dies Suddenly in Rochester**

(Continued from Page 1)

was in charge of the Palace, Temple, Century, Regent and Capitol. Born in Hartford, Conn., he entered the theater business as owner of Star Theatre, Kankakee, Ill., in February, 1909. He joined the Comford Theater in 1921, and had been an associate of the late M. E. Comford and Frank Raymond, Postmaster General.

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**David Howard Stricken**

West Coast Bureau of THE FILM DAILY

Hollywood — David Howard, 45, who had been directing the Tim Holt Westerns for RKO Radio, died suddenly.

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**WEDDING BELLS**

West Coast Bureau of THE FILM DAILY

Hollywood—Engagement of Margery Lowe and William Raymond Lasky is announced. Lasky is youngest son of Mr. and Mrs. Jesse L. Lasky. Couple will be married early in January.


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**ALONG THE RIALTO**

Phil M. Daly

- - -

- ADD Signs of Unity: Up New Haven way, the Metro Pep Club and Paramount Club combined for a holiday dinner-dance at Oakdale Tavern last night with all employees of the two exchanges on hand. . . . It was at a FILM DAILY Golf Tournament that this corner first met Hazel J. Titus, who, some years back, was the managing mogul of the famous Glen Oaks Club up Great Neck way, which club has been the venue of several of the tourneys staged by your favorite trade paper . . . But it was immediately later that we got to know Mister Titus as a super-efficient person, for he saw that Phil M.’s wrist-watch, carelessly left in the locker room, got back home . . . Quite a correspondence blossomed from that incident, and then subsided to a point where the John Hancock-like signature of Mister Titus looms before us only on state-occasions and Xmaside, and then the letters are post-marked Miami Beach,—where he is the managing director of the renowned Roney Plaza, a favorite rendezvous of the film fraternity . . . .

- - -

- WELL, yesterday we received an amazing missive from the aforementioned gentleman,—amazing because of its modest tenor in recounting what we hold to be a marvelous idea hatched by said Mister Titus to help Uncle Sam win this war . . . . The Roney Plaza is sending to each of its vast clientele of guests an individual Defense Savings Stamp “album,” with the first and final spaces holding actual 25-cent stamps as an incentive to them to strive for the balance in order to buy a Defense Bond . . . . Enclosed with the explanatory letter was one of the “albums” . . . . “I should like to see the idea used in all hotels throughout the country,” says he . . . . Here’s hoping that they do . . . . And that film theaters evolve some kindred plan to feed our Treasury’s “kitty” for Victory . . . . A salute to Mister Titus, whom this corner will think of henceforth as Mister Titus . . . .
The Devil Pays Off

J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALICHET
ABNER BIBERMAN

JOHN H. AUER—Director
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet
Circuits Not Hurt
By Clearance Awards
(Continued from Page 1)
advantageous, some distributors contend.
"Except where it was felt that an exhibitor did not have a legitimate
complaint about clearance, distributors have been willing to settle
debates before reaching arbitration."

Nick, Facing Ouster Move, Resigns From Local 143
(Continued from Page 1)
member. Nick had been a member of the union for 30 years.
Prior to his resignation, Nick was given a chance by the union in which to
deck whether he would stand
trial on the charge. In his letter of resignation, he stated that he felt that he could not obtain a fair trial.

Nick, who is still a member of Local 6, in Los Angeles, and Clyde A.
Weston, former business manager for Local 143, are scheduled to
start 1942 in a Federal prison, hav-
ing been convicted and sentenced to
terms of five years each on charges of
violating the Federal anti-racketeering
law.

St. Louis MPTO Ratifies
Five-Point Unity Plan
(Continued from Page 1)
dustry should work harmoniously in this time of national emergency.
Steps toward adoption of the level admission scale to eliminate
mills and pennies were also taken.
All theaters in St. Louis and St.
Louis County are practically 100 per
cent for this arrangement which was approved by theatergoers at
a test made some weeks ago.

Admits Tax Collections
Up to $1,411,197 for Nov.
(Continued from Page 1)
ber and $7,124,255.19 in
November, last year.
In the New York City district
collections amounted to $2,600,829.42 in
November this year, as against only
$892,922.10 in October, $1,497,707.08 in November 1940.

Today's Helpful Hint
San Francisco — San Francisco
drama editors, up in arms about the
type of hot air Hollywood press dep- 

" Reviews "
Kings Row"
with Ann Sheridan, Robert Cummings,
Ronald Reagan, Betty Field, Charles Coburn
Warner Bros., 127 Mns.
POWERFUL DRAMA, FULLY DIRECTED
WON'T SCARE WHO LIKE THEIR ENTERTAINMENT
STRONG AND STRAIGHT.
In this screen version of Henry Bell-
man's novel, which机场s for the stage and
the screen in a small American town
in the days of the dying horse-and-buggy,
Warner Bros. has a stark and stirring saga
which is catted for film fans who like their
entertainment heavy and realistic.
That none of us can tell the true char-
acter of the character, which机场s in the
full-turned phrases on the community's road-signs is driven home through tracing
the careers of a number of Kings Row fam-
ilies,—for such is the town's name.
Robert Cummings, in love with his child-
hood sweetheart, Betty Field, is prevented
from his desires by his father, Charles Coburn, who refuses to let him
proceed to college, and a rival in Vienna.
The enchild, sentenced to a number of
years, begs Cummings to take
him with him. He refuses, and that
same night she is murdered by her father,
who then commits suicide, leaving his worldly
goods to the youth.
The story, perhaps, inherited apparently
from her mother, is the motive for the dou-
ble deed.
With Cummings in Vienna, spot-
light of action falls upon his formidable
father, Ronald Reagan, who is in love with Nancy
Coyle, daughter of the town's surgeon
Charles Coburn. Considering Reagan poor material to be a son-in-law, because of
his tendency to sow wild oats, Coburn, a
skin with the knife, needlessly amputates
Reagan's legs after an accident, from
sure that the boy will not wed his daughter.
Ann Sheridan has the role of the pretty
girl who lives across the railroad track, but
Reagan's eyes fall over our hero. Add
At this point, Cummings, hearing of his
best friend's misfortune, returns to Kings
Row to make the flimsy tries psycho-therapy
on him to little avail.
Then it comes out that the amputation was unnecessary, which fact, communicated to Reagan by Cummings in a powerful
climax scene restores the victim's will-
ower to face the world again with confi-
dence. At the finale, Cummings woods and
wins the hand of lovely Kaaren Verne.
Kings Row" is a splendidly-fashioned
film, beautifully acted and directed. It
is interesting Americana and potent drama.
Perhaps its punch would be greater among
its contemporary big pictures had not the
hand of style fallen over our hero. Add
from the childhood scenes: there are few flir
toches to gladden. The accent is
brusquely on the distinct size of human exis-
tence. But brusly as this cinematic
wine is, the current season will see few
such a strong production. Photography is splendid, and there are
laurels for all who had a hand in its making.
CAST: Ann Sheridan, Robert Cummings,
Reagan, Betty Field, Charles Coburn,
Coburn, Claire Rhodes, Judith Anderson.
Nancy Coyle, Maria Ouspenskaya, Haver
Daven, Kaaren Verne, Ernest Cassatt, Scooty
Brown, John Bailey, Mary Thomasin,
Toss, Joan Duvall, Pat Morarity, Ilka
Granum, Thomas W. Rose.
CREDITS: Executive Producer, Hal B.
Approach of Christmas Cuts Production's Pace
(Continued from Page 1)
been changed to "Blondie's Blessed Event."
At M-G-M: Ten shooting, including
"Fingers At Her Window," mystery
with Charles Lederer directing and Irving
Starr producing.
At Paramount: Six shooting; Six
Producers Releasing Corp.: Two
Phoenix shooting, including
"RKO-Radio;" at Republic: Two
producing, including
"South of Santa Fe," western, starring Roy
Bergers with George "Gabley" Hadley, Judy
Creek and Bobbie Beers. Joe Kane pro-
ducing and directing.
At 20th Century-Fox: Eight shooting,
including "My Gal Sal," musical (in Techni-
color), with Rita Hayworth, Victor Ma-
ture, Carole Landis and John Sutton. Irving
Cummings directing with Robert Baurger
"Ten Gentlemen From W9th Point," drama,
with Maureen O'Hara, John Payne, George Montgomery and Laird Cra-
gar. Henry Hathaway directing for pro-
duction director, Leland Hayward.
At United Artists: Korda shooting "To
Be Or Not To Be," and Roach shooting "Co-
hams" and "Almost Face Time."
At Universal: Five shooting; Warner Bros.
Three shooting.
Noles Judgment Upheld
In Screen Test Action
(Continued from Page 1)
rad Noles, legit. actor. Decision of
the high court upheld a test com-
mplaint filed by Noles against "My
Man Godfrey," which was struck $8,000
damages, claiming that he had
turned down offers for employment by
other film companies because of
his screen test contract made in March,
1939 which obligated him to give
Loew's an exclusive option.
Ruling by the City Court held
even though Loew's could properly refuse to hire Noles after making
a screen test the company was legally
obligated under the standard screen
test contract to make a full and fair test.
Since Noles would have been sub-
ject to an injunction suit had he
appeared with Warner Bros., the court felt that Loew's must be sub-
ject to damages. The amalell
term based its affirmation directly
upon the opinion of the War
City Court.
Van Wagner to Head RKO
Accounting and Auditing
(Continued from Page 1)
unification and the appointment were
suggested by the management.
Schaefer also announced the elec-
tion of Robert H. Dann and William
Williamson, assistant general
secretaries of the RKO parent company.
Van Wagner has been with RKO for
about nine years, as a represen-
tative of the Irving Trust Co.
During reorganization proceedings and
later as assistant to the president
and an assistant treasurer.
Walls: Associate Producer, David Lewis
Director: Sam Wood; Author: Henry Bella-
mood, 7th; Screenwriter: Casey Robinson; Music
by Erich Wolfgang Korngold; Art Director,
Carl Jules Weyl; Assistant Director, Sherry
Shaw; Photographer, Paul Varren; Camera
Toss, James Woron Howe; Film Editor, Ralph Dawson.
DIRECTION: Fine. PHOTOGRAPHY:
Excellent.
Natl' Board Votes
"Citizen Kane" Best
(Continued from Page 1)
also an RKO release, was the board's
three-foo1 picture choice.
The French film, "Pepe le Moko" which starred Jean Gabin, was
ranked as the second best foreign-language picture. "Target for Tonight,"
British film, distributed here by
Warners, was selected as the year's
best documentary film. "The For-
gotten Village," made in Mexico by
John Steinbeck and distributed by
Mayer & Burstyn was given honor-
ble mention.
Two polls, based on popular appeal, were taken by the board
commission, in cooperation with the
National Board and one by the Motion
Picture Producers of New York.
The choices designated by the
Review Board included: "Algiers," "How
Green Was My Valley," "Sergeant
York," "Citizen Kane," "Meet Mr. 
The choices of the Motion Picture Councils,
in order of preference, were "Sergeant
York," "Meet Mr. Duke," "The Little
"The Philadelphia Story," "Undercover Man," "Boulevard of Broken
Foxes," "Isabel Elson in "Ladies in Re-
triment," "Joa Fontaine in "Sappho,"
"Greta Garbo in "Two-Faced Woman," "James Gleason in "Meet Mr. Duke," and "Her-
more Mr. Jordan;" Walter Huston in "All
Bobbi MacLean in "How Green Was My
Valley," "Sergeant York," "Meet Mr. Duke," 
Stevenson in "The Life of an Unknown Hero;" Orson
Welles in "Citizen Kane."

Just Friendly, Huh?
Friend, Neb. — Wally Johnson, two-town exhibitor who just
joined the O.C.E.A. staff, is being
cited by fellow salesmen as
unfair. He owns a restaurant here, and the patrons are
instructed to bring their own
flesh to showmen who'll close on his block-of-five first.
★ You can't keep secrets in show business and expect the public to make a rush for your box office. ★ Tell it! Yell it! That's the way to sell it!
Plaster your town . . . plaster your neighborhood. The show starts right in your lobby. ★ Use those press books. Plan your campaign like a general plans a battle. Every picture...big or little...is a battle to sell seats. Advertising is your ammunition. ★ Make it scream with entertainment-promise. Make it shout: Come in...look around. There's a good show inside.
★ Tell it—yell it—sell it—with

NATIONAL SCREEN SERVICE
Prize Baby of the Industry!
Tonight

AT THE ASTOR, THE INDUSTRY WILL BE THE FIRST TO SEE THE THUNDERBOLT PICTURE!

Tonight a specially invited audience of exhibitors, celebrities, syndicate writers and motion picture reviewers will thrill to this great screen event! CHRISTMAS DAY it starts the extended run of its WORLD PREMIERE ENGAGEMENT. Again New York will ring with cheers for the exciting characters, the suspense-filled drama that made the play outstanding in the entire history of the American theatre!

Arnold Pressburger presents

"The SHANGHAI GESTURE"

starring

GENE TIERNEY
WALTER HUSTON • VICTOR MATURE • ONA MUNSON

with Phyllis Brooks • Albert Basserman • Maria Ouspenskaya
Eric Blore • Clyde Fillmore • Ivan Lebedeff • Rex Evans

Directed by JOSEF VON STERNBERG

Adapted by Josef Von Sternberg with the collaboration of Geza Herczeg, Karl Vollmoeller and Jules Furthman, from the play by John Colton

RELEASED THRU UNITED ARTISTS
President Roosevelt wants no war-time censorship of motion pictures. This was declared by the President yesterday in appointing Lowell Mellett, Director, Office of Government Reports, as coordinator of Government films during the war emergency, the appointment having been made known.

3,000 Chairmen for Dimes March Drive

County chairmen for every one of the 5,000 counties in the U. S. are expected to be designated for the industry’s forthcoming March of Dimes campaign, it was reported yesterday at the national headquarters in the Hotel Astor as first pledges were received.

Including the major circuits and the theaters represented by national, state and county chairmen thus far appointed, it is estimated that close to 5,000 theaters have pledged participation in the drive. Each theater promises to show, at

WAC Ships 3,000 Prints Of the Red Cross Trailer

Under the auspices of the War Activities Committee of the Motion Picture Industry, 3,000 prints of a Red Cross trailer have been shipped to 31 exchanges for distribution, according to Francis S. Harmon, executive vice-chairman. Trailer runs

Low's Completes Its Refunding Plan

Low's refunding loan plan calls for a $5,000,000 bank loan at 2% per cent and a $15,000,000 loan, via several insurance companies, at 3%.

Col. Gives Bonus Of Defense Bonds

Columbia Pictures yesterday announced that a $25 Defense Bond will be presented today as a bonus to all home office and domestic branch employees who have been with the company for six months, or more, and are earning $50 or less.

NT Declares $1,650,000 Div. 20th Century-Fox Will Receive $93,000

An annual dividend of $1,650,000 was declared by National Theaters at an annual board meeting held at the corporation's Jersey City office Monday.

Havana (By Cable)—Frank Capra’s production for Warners, “Meet John Doe,” has been selected as the outstanding American film of 1941 by the Federation of Theater.

40,000 Xmas Baskets Via Chicago Parties

Chicago—Approximately 40,000 underprivileged families here were assured baskets of Yule cheer through the annual Christmas basket parties held yesterday by film theaters, circuit's as well as radio. Exchange and unions co-operated fully with exhibits.
No Paper Tomorrow

There will be no edition of THE FILM DAILY published tomorrow, Christmas Day.

Krimsky-Cochran Suit Against UA is Settled

John Krimsky and Gifford Cochran, Inc., have settled their suit for $288,582 damages against United Artists, it was disclosed yesterday, when Federal Judge John C. Knox struck the case off the calendar.

Suit charged the violation of a 1934 distribution contract on the film "Emperor Jones." The plaintiffs, producers of the film, claimed a number of violations including charges that UA made overcharges on expenses and took no steps to sell 10 min. rights.

* A Merry Christmas *

Disney to Make 20 Shorts For Showing to Our Sailors

West Coast Bureau of THE FILM DAILY

Hollywood — Twenty single-reel films, under a cost-only contract signed with Walt Disney Productions will be produced for the United States Navy at Disney's Studio. These will be shown repeatedly to Navy personnel at all ship and shore stations, augmenting established method of learning plans and ship outlines by study of silhouette shorts.

These films will incorporate live or actual photography.

* A Merry Christmas *

FWC Circuit Distributes $66,000 in Bonuses

West Coast Bureau of THE FILM DAILY

Hollywood—Fox West Coast distributed $66,000 in Christmas bonuses to its employees. Former employees now in service with the U.S. armed forces were included in the division of funds.

Amount distributed was more than double the $40,000 in bonuses distributed by FWC last year.

* A Merry Christmas *

Chi. Xmas Open House

Chicago — Illinois Allied and the various Chicago film exchanges will hold Christmas open house today, with a large attendance from the trade expected.

Each Ascap Member Must Protect Own Rights in Neb.

Ascap has released its members for Nebraska as a result of statute there which makes it impossible for the society to protect the copyrights of its members.

Individual writers and publishers will be forced to take steps to protect themselves against infringement.

* A Merry Christmas *

Van Dyke Gives $10,000 To M. P. Relief Fund

West Coast Bureau of THE FILM DAILY

Hollywood — Major W. S. Van Dyke, II, of the U.S. Marines, contributed $10,000 to the motion picture Relief Fund as his Christmas donation. Officers may ask Van Dyke's permission to utilize the money to establish a medical clinic to be incorporated by an architect into the motion picture country building on the Woodlawn site.

 Funeral Services Today For Evins in Atlanta

Atlanta—Funeral services will be held here today for John G. Evins, 89, pioneer exhib., and the oldest theater man in active service locally. Evins died yesterday after a nine weeks' illness. Formerly associated with Arthur Lucas in Savannah, he operated the Tenth St. and Plaza, above, here.

COMING and GOING

MATTY FOX has arrived from Hollywood to spend the Christmas holidays here.

SAM SHIRLEY, M-G-M's district manager for the Chicago territory, has gone to the West Coast where he is spending the holidays with his family.

BERNIE KAMBER, UA exploiter, has returned from Washington where he spent two weeks on the campaign for the "Cecilian Brothers."

WILLIAM H. PINE, Paramount producer, is staying at the Warwick Hotel.

NATHANIEL LIEF left yesterday for Hollywood to begin work on a musical, "My Next Girl."

* A Merry Christmas *

Tele Society Down to Biz On "Defense Programs"

The American Television Society at its Monday night meeting here set up a number of committees to carry into effect its purpose of preparing gratis programs on national defense for all stations. Personnel of the committees will be announced later. Purpose of the so-called "defense pool" of acting and producing talent is to give the tele audience of approximately 50,000 persons in the New York area training in civilian defense activities.

"Quiet Wedding" at Carnegie

"Quiet Wedding," British picture released by Universal, opens at the Little Carnegie Playhouse on Sunday.

FINANCIAL

(Tuesday, Dec. 23)

NEW YORK STOCK MARKET

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* A Merry Christmas *

47 Writers, 6 Publishers Elected Ascap Members

Gene Buck, president of Ascap, announced yesterday that 47 new writer members and six new publisher members were elected to the society.

* A Merry Christmas *

Paral. Choralists to Sing

Members of the Paramount Choral Society will take over as a modern New York equivalent of the master-singers of old when on Christmas Eve they give a concert of Christmas carols in Grand Central Terminal from 5 to 6 p.m.

EVERY TELEGRAM GETS INDIVIDUAL ATTENTION AT Postal Telegraph

CHARGES FOR TELEGRAPHS "PHONED IN APPEAR ON YOUR TELEPHONE BILL.

* A Merry Christmas *
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Wednesday, December 24, 1941

Callaway Named UA West Coast Manager

(Continued from Page 1)

sold by Ben Fish who resigned last July. Since then the territory has been operating without a district manager.

★ A Merry Christmas ★

WAC Ships 3,000 Prints Of the Red Cross Trailer

(Continued from Page 1)

between two and three minutes and I expected to play in more than 2,000 theaters within the next month.

The Theater Division's program committee, of which R. B. Wilby is chairman, also has approved for the trial release a 10-minute short titled “Safeguarding Military Information,” produced under the auspices of the Research Council of the Academy of Motion Picture Arts and Sciences under the direction of Harry P. Zamuck. These films originally were designed for use in army camps.

★ A Merry Christmas ★

Loew's Agrees to Write
in “War Clouds” Dispute

Loew's yesterday before Federal Judge John Brown, consented to the suance of an injunction restraining it from distributing “War Clouds in the Pacific,” a documentary two-reeler produced by Warwick Productions. Injunction remains in effect until March of Time outside credits for furnishing material for the two-reeler, attorneys disclosed.

Time, Inc. brought the copyright infringement suit against Loew's, the producers of the film, and the Capitol Theater claiming that the documentary two-reeler had used material from five March of Time stories dealing with the growing tension in the Pacific.

DAILY

ANDREW DAILY

Phil M. Daly

ALONG THE RIALTO

MANY merry Christmas, friendships, great accumulation of cheerful recollections, affection on earth, and Heaven at last for all of us. —Charles Dickens—

BLOW, bagels of battle, the marks of peace;
East, north, north and south let the long quarrel cease;
Sing the song of great joy that the angels began,
Sing the glory of God and end of good-will to man! —John Greenleaf Whittier—

\[\text{ON a festive and gaily-lighted Broadway, United Artists held a special press preview of "The Shanghai Gesture" last night at the Astor Theater, as a prelude to public bow of this Arnold Pressburger classic at that house today. Actually, trade interest in the picture converted the preview into a full-blow industry function which rallied many a first on the Main Stem. Producer Pressburger was present as was Phyllis Brooks, who has one of the top roles in the opus... From a lobby vantage point a flock of assorted personalities could be seen wending their respective ways into the auditorium... Among them were George J. Schoafer, Joseph Bernhard, W. G. Van Schmus, Ned E. Depinet, Malcolm Kingsberg, Howard Diets, Jules Levey, Joseph R. Vogel, Joseph Moskowitz, Sam Dembow, Andy Smith, Jr., Frank Buck, Harry Kalmine, Leonard Goldenson, E. C. Grainger, Clayton Bond, William A. Curley, C. C. Moskowitz, Charles Koerner, Dan Golensupal, Jack Aicicato, Carl Swansen, Ed Churchill, E. L. Alperson, Leonard Schlesinger, Edward C. Rettery, Dan Mersereau, Groswall L. Sears, Arthur W. Kelly, Chester B. Bohn, Lundy Lawrence, Carl Lasen- man, Monroe Greenholt, S. Fabian, Syros Skouras, Harry D. Backley, Paul Lazorus, Sr., L. J. Schliefler, James Mulvey, George Skouras, Mort Shoo, Walter Vincenti, Steven Pallos, Ed Peckay, Harry and Billy Brandt, Max A. Cohen, Fred Schwartz, Eugene Picker, Harry Mandel, Leon Net- ter, Oscar Doob, Leo Brecher, Walter Reade, Sam Rinzler, Louis Frisch, Harry Goldberg, Ed Hincheny, and Joe Egan. Closely coordinated with the big press premiere and today's initial public performance was appearance in the local dailies of powerful newspaper ads splendidly geared to heavily in press upon New York and New Yorkers that "Shanghai Gesture" is here with a bang.}

★ ★ ★

BATTLE-CRY, "Hey Rubel!" today sounds through the entertainment world, urging all branches of show biz to roll up their sleeves to achieve rapid and complete national victory... Even as you read this, "Hey Rubel!" flashes from coat lapels of Broadway's rank and file via celluloided buttons bearing the slogan, which is the traditional circus call to arms... Campaign originated with William Morris, Jr... but it's up to the show world to put it over... So join in the cry—"Hey Rubel!"

★ ★ ★

ANTEN slogans, Oscar Neu, presby of Neumode Products, claims: "There Will Always Be a Santa Claus!"... He proved it yesterday by hosting firm's annual Xmas party which is probably still in progress... Oscar sent 22c in bright coins with each "invite" directing recipients to wire acceptances... ★ Topping today's carnival spirit is the Paramount Pep Club's Christmas Party which gets under way at 1 p.m.... Phil M. understands that there'll be refreshments in Mister Zukor's library (where books are more intensely read that Santa's nose) and smorgasbord in the Club Room... Virtually all Para's big-wigs will be on deck...

★ ★ ★

MANY merry Christmas, friendships, great accumulation of cheerful recollections, affection on earth, and Heaven at last for all of us. —Charles Dickens—

$1,650,000 Dividend Is Declared by NT

(Continued from Page 1)

per cent of the shares, will receive $893,000.

Earnings are equivalent to $.21 2/3 cents a share for a total of 1,800,000 shares. Dividend melon cut by Na- tional Theaters is equal to that of 1940. Although annual earnings will not be disclosed until after the end of the calendar year, it was esti- mated the net will be considerably above the dividend figure.

★ A Merry Christmas ★

Raybon Adds Brooklyn Rivoli

Brooklyn's Rivoli, 900-seater, has been sold by George Gengerich to the Hartle Realty Corp., which has leased it to Ben Weinstock's Raybon Circuit.

C'est la Guerre!

British-produced film, "Our Russian Allies," directed and written by J. B. Priestley, is missing somewhere in Lisbon. Film was dis- patched for the Cipher by air express but has been side-tracked somewhere en route.

Jimmy Durante, star of Warners' "You're In The Army Now," re- turned to New York yesterday after making a p.a. at Camp Langdon, Portsmouth, N. H. Durante was given an honorary commission as head of the kitchen police, and an outfit that included a campaign hat with crossed knife and spoon, briar brushes for epaulets and a medal for "distinguished dish washing."

Rochester — Five hundred new Bausch & Lomb Optical Co. em- ployees are wearing the U. S. Navy "K" pins, awarded for their part in the company's war production ef- fort.

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has scheduled "Six Girls in Uniform," a story of women's war work by Robert Hopkins, for production with Ann Soth- ern, Marjorie Main, Virginia Grey, Virginia O'Brien and Ann Ruther- ford. Lee Bowman is expected to play the male lead, and George Haight will produce.

West Coast Bureau of THE FILM DAILY

Hollywood—Republic in addition to the serial "Spy Smashers," already announced, will make "G-Men vs. the Black Dragon," also a serial, dealing with the activities of Japanese spies in the U. S.

West Coast Bureau of THE FILM DAILY

Hollywood — Newest item in the lease-lead catalogue is Dorothy Lamour's sarong, which is now on its way to the London Sunday Pictorial as first prize in an all- Empire con- test open to all members of His Majesty's armed forces.
Mellett and Harmon Will Co-ordinate Government, Industry Film Activities

(Continued from Page 1)

Activities Committee of the Motion Picture Industry. At the same time, Schaefer announced that Frank S. Harmon, who has been executive vice-chairman of the War Activities Committee, had been named by the co-ordinating committee to represent all branches of the film industry in dealing with the Government. Harmon will open offices on Jan. 1 in Suite 408, Paramount Building.

The War Activities Committee had recently recommended to the President that a single agency or individual be designated to handle requests from all Governmental departments and bureaus which are made on the industry in connection with the production, preparation and distribution of films. Indeed.

In his letter to Mellett, President Roosevelt wrote that the American motion picture is "one of our most effective media in informing and entertaining our citizens." He stressed that the motion picture "must remain free insofar as national security will permit," and added: "I want no censorship of the motion picture; I want no restrictions placed thereon which will impair the usefulness of the film other than those very necessary restrictions which the dictates of safety make imperative.

"The motion picture, especially as used by the Federal Government, has already demonstrated its ability to make the war effort." Mellett

Praises Industry

In writing to Schaefer, Mellett said:

"During the past 15 months, as you know, I have fulfilled the function of the Co-ordinator of Government films to a limited extent. During that time I have been greatly impressed by the sincerity of the motion picture industry as a whole in its purpose to aid our national defense in every way. All my experience with you and those you represent has been pleasant and I have every reason to feel sure the same will be true during the months ahead. I am confident that we can make this co-operation very effective.

On receipt of this letter, Schaefer telegraphed to Mellett:

"In reference to the sincerity of this industry's effort during the past 15 months in aiding the national defense program is deeply appreci-iated. You may count upon our vigorous co-operation in the achievement of complete victory in this war against those who threaten all freedom.

No Restrictions on Pix-F.D.R.

Armed Forces, I direct that you, as Director of the Office of Government Reports, act as Co-ordinator of Government Films for the duration of the war.

"The functions you will discharge in this capacity are:

1. To act as liaison officer of the Federal Government with theatrical, educa-
tional and industrial producers and distributors in connection with the preparation, production and distribu-
tion of films; 

2. Establish a clearance office through which all of the Government's civilian films will be distributed through theaters or through non-theatrical organiza-
tions.

3. Plan, so far as necessary, such Government motion picture production and distribution as is deemed neces-
sary to inform and instruct the public during the war-time crisis.

4. Consult with all Government depart-
ments in connection with the pro-
duction and distribution program and consult with and advise motion picture produc-
ters of ways and means in which they can most usefully serve in the national effort.

I further direct that you transmit a copy of this letter to the heads of all Federal agencies."
“Ushers! Get out the tape for Mickey Rooney, Judy Garland in M-G-M’s ‘Babes On Broadway’!”

Here is a picture in the best traditions of show business which has just about everything needed to bring crowds to the theatre and joy to the hearts of patrons of all ages, and to the exhibitor.

—M. P. HERALD

One of the most palatable and substantial entertainments ever to find its way into celluloid. Talent and versatility are apparently boundless, and in this toe-tickling, heart-warming musical, are employed to their best possible advantage. There are enough breath-taking highlights in the film to have assured successful reception for three motion pictures.

—BOXOFFICE

Entertainment-laden money show. A showman’s natural and can’t miss being a big money picture.

—EXHIBITOR

Great show; sock entertainment. As great a job as has ever been put into one picture. Any ticket buyer will go out raving. A whale of a box-office attraction with Mickey Rooney, the nation’s top male draw, and Judy Garland, heading the cast and doing the best jobs of their careers. The answer to every exhibitor’s prayer. Boys and girls, it’s a show, and what a show!

—HOLLYWOOD REPORTER

Just about everything the average movie fan could desire. Place “Babes On Broadway” right on top . . . the best Rooney-Garland co-starrer to date. Head and shoulders above all other recent musicals. Bound to be a hit with any audience, will shoot box-office grosses upward in every situation.

—SHOWMEN’S TRADE REVIEW

Should do as well as its predecessors, "Strike Up The Band" and "Babes In Arms," at the box-office—which was very good.

—VARIETY (Weekly)

In exploiting this attraction, showmen are warranted in going the limit. The picture contains 15 musical numbers, among them some of the best they’ve ever seen. Busby Berkeley, director, has seen to it that all of his past experience in the field of dance direction is reflected in the enterprise . . . Audience shrieked their delight.

—M. P. DAILY

Will be a box-office smash of the season. One of the most refreshing and enjoyable musicals to ever grace the screen. It has everything, and exhibits. can prepare for holdovers and top grosses.

—FILM DAILY

An avalanche of sure fire entertainment, paced by the certified box-office names of Mickey Rooney and Judy Garland. It has everything with which to mop up—youthful zest, heart-tug, infectious rhythm, constant amusement and excitement, stirring performances, substantial story interest, captivating music and lavish production.

—DAILY VARIETY

400 HAPPY NEW YEAR DATES LAUNCH 1942’S FIRST TRIUMPH!
Rentals Ceiling Wanted for Xmas by Nat’l Allied

Crescent Decision
After January 1

Nashville—Judge Elmer Davies of the United States District Court stated that the Allied would not render his decision in the anti-trust suit of the Government against Crescent Amusement Co. and others before Jan. 1 and could not say how soon thereafter it might come. However, it is believed locally that his decision will be rendered by the Court convenes for its next session on Jan. 15.

Artists and staffs admitted that they probably would read little of the 15 briefs some containing more than 100 printed pages but that these would be brought to an appeal from his decision to a higher court.

Local attorneys point to the great value of a decision in the Crescent suit to litigations for 1942. Defense attorneys in the Schine case would use the confirmed action of Judge Davies in eliminating all local theater acquisitions from consideration and would be certain to point to the little or no value to the Government of correspondence and other documents of both exhibitors and distributor defendants which was allowed to be requisitioned for plaintiff’s examination by order of the court.

The Crescent case is also full of the issues that may predominate in the government’s suit against the “Little Three” set for a Jan. hearing. The hearing as to Universal, United States and Columbia was largely one of attack on, and defense of, the distributors’ methods of contracting for the licensing of their film products.

Radio A-cross Words, New Game, In Riviera Debut

Radio A-cross words, new type of audience participation game opens tonight at the Riviera Theater, 97th St. and Broadway. Game, a feature of the Golden Gate International Exposition on the West Coast during 1940, was created by Leonard E. L. Cox, a former program manager at WOR. For the past six years Cox has been on the West Coast. Harry L. Gilbert placed Cox’s game through the Stratford offices.

Jane Withers to Freelance

Hollywood—Upon the expiration of her 20th-Fox pact, Jane Withers will freelance.

Storks!

Scranton, Pa.—Willard Matthews, manager of the Strand Theater, has a new son, James William.
“The Man Who Came to Dinner”
with Monty Woolley, Bette Davis, Jimmy Durante

“Billy the Kid’s Round-Up”
with Buster Crabbe, Al St. John, Carleton Young

“Dangerously They Live”
with John Garfield, Nancy Coleman, Raymond Massey

“The Lone Rider Fights Back”
with George Huston, Al St. John, Dorothy Short

Warner Bros. 112 Mins. A WITTY, SMART AND SOPHISTI-
CATED COMEDY; ONE OF THE TOP
LAUGHS AND BOX-OFFICE HITS OF THE
SEASON.

News from the Warner Bros. home office
front is cheerful. They launched “The Man
Who Came to Dinner” and all objectives
were gained handily in a sweeping
offense of mirth and moviment. Drive,
although a little less than two hours, rolled
on with laugh after laugh and is slated to
capture top box-office grosses with ease.

Film is a huge success. On a number
of counts it even surpasses the George S.
Kaufman and Moss Hart stage version.

Problem of the good dialog is handled
cleverly by Julius J. and Philip G.
Epstein without detracting from the biting
humor of the original.

With Monty Woolley has virtually transplanted
the play before the cameras. It is to his
credit and directorial talents that the film
maintains its sparkle, no small feat itself for
screenplay of that length. Keighley also dis-
plays a keen sense of comedy and timing.

Story is about the now-well-known char-
acter of Sheridan Whiteside, noted author
and lecturer and pal of the greats of the
cultural world, who breaks his hip as he is
about to enter the home of the Stanleys in
Thessalia, O., for dinner. In his short stay
there, he turns things topsy turvy with his
manner which is at times domineering,
insulting and even enjoyable.

Among other things, his secretary falls in
love with the town’s editor. Whiteside at-
ttempts to break up the affair by importing
an attractive actress who is on the make for
a British nobleman. Secretary gets wise to
scheme and almost busts it up, Christmas
Day and other factors soften the plot and
Secrets and Methods paves the way for his secretary to marry the
newspaper man.

Monty Woolley, who played the leading
role of Sheridan Whiteside on stage, takes
to the cameras whiskers and all, and
produces another splendid comedy per-
formance. The Whiteside character whose
fount of inspiration is Alexander Woollcott
receives a rich and full treatment from
Keighley.

In the role of the secretary, Bette Davis
gives a sympathetic and extremely like-
able role. Change of pace will prove helpful
in her case. Miss Davis, the excellent actress
she is, is splendid throughout. Ann
Sheridan is well as the actress Whiteside
calls upon to break up the romance.

While on the screen for a short time and
only toward the end, Jimmy Durante as
Bario, patterned after a Hollywood comic-
ian, is splendid. He’s so funny that in the
short time allotted to his role he becomes
one of the film’s standouts. Another excel-
 lent bit is that of Reginald Gardner as the
Irish gardener which is splendid satirical characteri-

Lesser roles are played by capable per-
formers—Bacall, Marc Lawrence, Reginald
Mitchell and Billie Burke, as the Stanleys;
Mary Wickes, the nurse; and Ruth Vivian,

Warner Bros. 58 Mins. OKAY WESTERN FOR ACT-
ION; FOL-

Lows COWBOY FORMULA IN REGULAR

Buster Crabbe aligns himself with the
forces of civic good against local corruption.
As in all good westerns, good triumphs over
evil and our heroes come out on top. Film
has fair share of action and will do as
a programmer for the subsequent spots.

Yarn opens with Crabbe and his two pals,
Al St. John and Young, on their way to
aid their friend who is the honest sheriff
of the town. On orders of the saloon keep-
er, the sheriff is killed and efforts to am-
busch trio fail. Crabbe and his friends have
the assistance of the local newspaper editor.
Unfortunately on their way to wreck the plant
but is saved in time. In a bangup fight,
the tough element is decisively beaten on
the

Crabbe, St. John and Young perform
adequately in the principal roles with as-
sistance from Joan Barry and John Web-
ster. Direction is routine but keeps film
moving at good tempo.

CAST: Buster Crabbe, Al St. John, Carle-
ton Young, Joan Barry, Glenn Anderson,
Charles King, Slim Whitaker, John Webster.

CREDITS: Producer, Sigmund Neufeld;
Director, Sherman Scott; Screenplay, Fred
Myron, Camarmon, Jack Greenhagh.

DIRECTOR, Routine. PHOTOGRAPHY,
Average.

First Shipment of 16 mm. Films for So. Amer. Ready
(Continued from Page 1)

week, it was announced yesterday by
Hal W. White.

Distribution of the 16 mm. pro-
ductions is being effected by com-
mittes set up in each country un-
der the direction of Phil Reisman,
vice-president of RKO. Those films
for Brazil have been sound-tracked
in Portuguese. The programs were
assembled by Kenneth Maegowan and
his staff.

Six of the 12 subjects known as
“Expi Classroom Films” go out this
week. Other subjects currently
are being edited and prepared by
Maegowan.

mysterious-looking sister of Stanley, are all

CAST: Monty Woolley, Bette Davis, Rich-
ard Travis, Billie Burke, Grant Mitchell,
Elisabeth Fraser, Russell Arms, Ruth Vivian,
Mary Wickes, George Barbee, Ann
Sheridan, Reginald Gardner, and Dick Wrather.

EDWIN STANLEY, Betty Roadman, Laura Hope Crews,
Chester Clute, Charles Drake.

CREDITS: Executive Producer, Hal B.
Walls; Director, William Keighley; Asso-
ciate Producers, Jack Saper and Jerry Wahl;
A possible sequel. John J. and Philip G.
Original Play, George S. Kaufman and Mos-
Hart; Cameraman, Tony Gaudia; Film Ed-
itor, Robert Standish.

DIRECTOR, Very Good. PHOTOGRA-
PHY, Top-Notch.

Mills Novelty Employes To Share $45,000 Bonus

Chicago—Mills Novelty Co. Pano-
ramas manufacturers, are distributing
a bonus to Christmas bonuses to em-
ployees.

A Merry Christmas★

Set Two 'Foster Vehicles' West Coast Premiere THIS WEEK DAILY

Hollywood—Param. has set “Dance-
Debs” and “Morton of the Movies” as starring vehicles for Sus-
anna Foster.

“The Lone Rider Fights Back”
with George Huston, Al St. John, Dorothy Short

Warner Bros. 77 Mins. EXCITING, TIMELY MELLER DEALING
WITH SINISTER NAZI ESPIONAGE RING. SUGGES-
TURES FOR VIKALLY ALL STANDS.

Putting no punches in its condemnation
and recounting of the Nazi espionage men-
ace, "Dangerously They Live," is powerful
mechnorama which will have audiences on
cord edges virtually from start to finish,
tory, while not particularly original in con-
cept or treatment, is, nevertheless, swing-
ning and timely.

It recounts the falling in vanity Cole-
man, a pretty brash agent, into the clutches
of a sinister German spy ring headed by
Raymond Massey, and his arco-nce, Moroni
Winston, in a raw accn, the girl is taken to
a hospital apparently suffering from
amnesia.

so make sure that she cannot get away
with the au-important secret locked in her
Massey, an insane psychokinetist as well as being the ring-leader, arrives at her
beau with Uisen, rather posing as her
sister, and with their pretentious renoun-
cer, an aristocratic mansion quite some distance from a
town. Also taken along is the young
inter, John Garfield, who is in the case
now both professionally and romantically.

Charm of the picture relates how the
Nazi agents try to pry from her the secret
information as to the location of a British
convo in the Atlantic. After they
tricks them, she and Garfield make good
their escape; the British bombers annihilate
the Nazi subs who would have destroyed the
convo; and the heroic couple finds love
and triumph.

Robert Florey has directed with eye
to pace and suspense, and results are good.

CAST: John Garfield, Nancy Coleman,
Raymond Massey, Moroni Olsen, Lee Pat-
rick, Christian Rub, Roland Drew, Frank
Bros, Esther Dale, John Harmon.

CREDITS: Associate Producer, Ben Stollef-
; Assistant, Robert Florey; Dialogue Direc-
tor, Hugh Cumming; Art Director, Hugh
Reckler; Sound, C. A. Rigg; Assistant
Director, Les Guthrie; Director of Photog-
raphy, L. William O’Connell; Film Editor,
Harley McLennon.

DIRECTOR, Excellent. PHOTOGRA-
PHY, Tip-Top.

★ A Merry Christmas★

Set Two ‘Foster Vehicles’ West Coast Premiere THIS WEEK DAILY

Hollywood—Param. has set “Dance-
Debs” and “Morton of the Movies” as starring vehicles for Sus-
anna Foster.

“Meet John Doe” Wins
Batista Trophy in Cuba
(Continued from Page 1)

Motion Picture and Radio Writers, and
accordingly will receive Presi-
mental Batista’s Trophy.

Other selections in order of rank are:

AMERICAN—“Citizen Kane”
(RKO-Weeles) Mayor of Havana’s
Tribe; “That Hamilton Woman”
(UA-Korda) Association of Sports’
Trophy; “Blood and Sand”
(20th-Fox) President of Guatamala’s
Trophy; “Back Street” (Universal) Com-
mercial Association’s Trophy; “Pride
Prejudice” (Metro) CMQ Radio
Trophy; “The Great Die-
tator” (UA-Chaplin) Federation of
Writers’ Trophy.

In SPANISH—“Historia de una
Noche” (Argentine) Cine Grafo’s
Trophy; “Los Hombres Orquideas”
(Argentine) Federation of Writers’
Trophy; “Veinte Anos y una Noche”
(Argument) Mayor of Havana’s
Trophy; “El Milagro del Cristo”
(Mexican) Trophy.

The Federation selected the fol-
loving films for special Diplomas, as
awarded by the Cuban Press.

“Historia Musical” (Russian),
“Mala Yerba” (Mexican) and the
Noticiario Cinematografico Cabo
(Peruvian) SMQ-El Critico, the
RMC El Pais-Cadena Azul.
Wednesday, December 24, 1941

3,000 Chairmen for Dimes March Drive

(Continued from Page 1)

Chairmen

Chairmen for Va. Dimes March Drive

Richmond, Va.—W. F. Crockett, president of the MPTO of Virginia and chairman of the Virginia motion picture “March of Dimes” campaign, announces the following county chairmen will serve: Leonard Gordon, Newport News; H. J. Lyons, Lawrenceville; Herman Ruhl, Petersburg; Allan Sparr, Richmond; Benjamin T. Piats, Fredericksburg; Wade Pearson, Arlington; Roscoe Drisell, Norfolk; Hunter Perry, Charlottesville; Charles Abercrombie, Danville; Elmo Heins, Roanoke; C. C. Lincoln, Glade Springs; Charles Roth, Washington; H. W. Robertson, Covington.

Kincey Completes County Chairmen for N. C. Drive

Charlotte, N. C.—H. F. Kincey, state chairman for the movies’ March of Dimes campaign has completed his list of county chairmen. Serving are:

Charles B. Floyd, Whiteville, N. C.; Roy Rowe, Burgaw; J. C. Thompson, Jacksonville; C. A. Turman, Mocksville; S. J. H. White, Elizabeth City; Lyle M. Wilson, Roanoke Rapids; C. H. Arrington, Rocky Mount; S. S. Stevenson, Henderson; M. B. Sessions, South Wilkesboro; A. F. Sams, Jr., Stateville; Fin W. Davis, Morgan; Carl Bamford, Asheville; J. E. Massie, Waynesville; A. E. Miller, Lincolnton; E. L. Bearne, Albemarle; H. P. Howell, Smithfield.

Expect 400 Okla. Theaters Will Support Dimes Drive

Oklahoma City — L. C. Griffith. Oklahoma state chairman for the motion picture theaters’ “March of Dimes” drive, expects to earn more money for the production than ever before by striking the oil wells of the state. If his expectations are realized, he will be able to meet the requirements for the theater industry’s contribution to the March of Dimes campaign.


"You Make The Stars" Myron Darty 10 mins.

Myron Darty has come up with a novel audience participation idea. In this short subject, which he produced and directed, he presents five players and the audience is asked to name its favorite. Kay Hughes and Alan Baldwin play sweethearts, while Susan Ash and Lillian West enact the parents of Kay. Patsy Alden plays Kay's sister. Darty contends that he creates unique situations for the audience members to decide which will be his short subjects introduce likely star material.

Chi. Amusement Industry Will Back Nat'l Drives

Chicago—The Chicago amusement industry organized yesterday at the Blackstone Hotel to co-operate with the Government and other national drives. Van Nomis, Allied vice-president, was named chairman of the Red Cross drive for $31,000. Jack Kirshe, John Balanian, James Coxton and Eddie Silverman were named the committee to direct operations.

Kirsch announced acceptance yesterday of party committee appointments from George Schaefer, RKO prexy, Spyros Skouras, Ben Kal- manson of Warners and Leonard Goldenson of Paramount.

M. P. Academy to Make Awards to Documentaries

West Coast Bureau of THE FILM DAILY

Hollywood—Academy of Motion Picture Arts and Sciences has voted to give "special awards" this year in the documentary field, one of the best feature length and one short documentary film of the past year.

* A Merry Christmas *

SWG Names Ralph Block

West Coast Bureau of THE FILM DAILY

Hollywood—Screen Writers’ Guild has appointed Ralph Block chairman of its committee to function with the Motion Picture Committee Co-operating for National Defense, recently renamed War Activities Committee—Motion Picture Industry.

* A Merry Christmas *

Loew's Xmas Party Today

Loew's annual Christmas party for employees will be held at a luncheon at the Loew's New York office, annex, exchange and Radio Station WIN will close at 12:30 P.M.
The traditional circus call to arms — the rallying cry of Show Business — again thunders through the great American world of entertainment.

The Big Show has been attacked!

Down through the pages of our country's history — whenever security and decent living were endangered by the wanton acts of international outlaws — our fathers and our fathers' fathers closed their fists about every last weapon at hand to defend their nation's life and liberty.

Our country needs us now. There are a thousand ways to help — a thousand ways to roll up our sleeves and heed the traditional battle-cry of Show Business. Take your places! Grab the best weapon at hand — and come out fighting!

HEY RUBE!

OUR SEASON'S GREETINGS TO SHOW BUSINESS

ESTABLISHED 1898

WILLIAM MORRIS AGENCY
Charges Union Would Stop It from Licensing Pix to Houses Not Using 306 Men

Charging Local 306 of the motion picture machine operators’ union with violating the Sherman anti-trust laws in seeking to force film distributors to cease servicing theaters employing other than 306 projectionists, Loew’s, Inc., filed an injunction suit in the Federal court.

(Continued on Page 6)

St. Louis Arbitrator Gives Fee to Exhib.

Although he ruled against the Palm Theater, St. Louis, in a recent arbitration case, J. W. McAfee, arbitrator, waived his fee and asked that it be given to Victor Thien, the complainant. Thien’s costs were

(Continued on Page 7)

Nine-Point War Program For Local 109’s Members

In a letter to its members, the Executive Council of the Screen Office and Professional Employees Guild, Local 109, UOPWA, has out

(Continued on Page 7)

Raid Alarm Hookup Weighed by Circuit

Springfield, Mass.—In the interests of both safety and efficiency during potential air raids on this community, Liberty Theaters circuit is contemplating use of its intercommunications telephone system linking the chain’s headquarters and each of its local theaters. Managers, it is tentatively planned, will be informed of any impending blackout from a central board which will operate immediately following Liberty headquarters notification of an alarm. One of the downtown houses, perhaps Loew’s, Park, which is centrally located would also be called, thus obviating numerous messages being relayed among local stands.

(Continued on Page 7)

**Films, Morale and Victory**

... the industry’s war-time mission

__By CHESTER B. BAIN__

It is less than three weeks since war came suddenly, swiftly and deadly to these United States.

What of the motion picture industry in that period... and what of the industry’s mission in the grim and trying days of stress ahead?

As to the first, the evidence is conclusive that, of all national industries essentially dedicated to the service of a country at peace, the motion picture industry has made the adjustment with a minimum of strain and with scant confusion.

That this has been so is due to the responsiveness, sagacity and diligence of its leadership, dedicated patriotically for many months to vigorous national defense. With little public attention, there has been established the Motion Picture Committee for National Defense, and, when M-Day came, the industry, even as the armed forces, was prepared to put into instant operation a carefully formulated and comprehensive program.

CONSIDER the impressive accomplishments in the last fortnight. The defense organization resolved itself into the War Activities Committee-Motion Picture Industry; trade associations in all fields of activity placed themselves at the President’s command; the studios revised line-ups to keep in step, met the blackout problem by adopting a day-time operating schedule, yet, at the same time, expanded the Government film production program; theater operators everywhere drilled personnel to meet the potential threat of air raids, made provision to safely shelter not only patrons but others who might require instant refuge, and turned with a will to speeding the sale of Defense Bonds and Stamps and aiding other war drives.

These immediate industry contributions to the nation’s cause, important as they

(Continued on Page 2)

Cuban Circuit Terms Find Distrib. Cold

Havana (By Air Mail)—With the exception of Paramount, Universal and Columbia, all American distributing companies are refusing to close new season contracts with the new combine brought about by the consolidation of the Smith and Valcarce circuits. Dispute is over deals.

(Continued on Page 4)

Cuban Circuit Terms

**State Dissolves 87 Amusement Co.**

Albany—Listed among 11,500 companies dissolved by proclamation of Secretary of State Michael F. Walsh, for failure to file reports and pay corporation taxes for three successive years, are 87 in the amusement field.

Any corporation listed as dissolved

(Continued on Page 6)

**Four Execs. Take Unity Posts**

Schaefer, Skouras, Kalmine, Goldenson Accept

George J. Schaefer, RKO president, and Spyros Skouras, president of National Theaters, have agreed to serve as temporary chairman of two of the sub-committees of the Motion Picture Industry Conference Committee. In addition, Leonard Kalmine, head of Paramount theaters operations, and Harry M. Kalmine, as

(Continued on Page 7)

**Opm Surveys Studios on Requirements**

**Loew’s Sues Local 306 Under Anti-Trust Act**

By OSCAR HUME

Washington—A survey of film studios is being conducted by the Office of Production Management to determine their requirements of vital materials during the coming year, THE FILM DAILY learned Wednesday.

Detailed questionnaires listing the various critical materials and requesting information on total usage during 1940 and the first three-quarters of 1941, together with anticipated requirements during 1942.

(Continued on Page 8)

**Newsreels to Co-op On War’s Coverage**

Co-operative coverage of the world-wide war front has been arranged among the five newsreel companies, it was learned on Wednesday.

Ten cameramen, two each

(Continued on Page 4)

$1.50 Top Admission for New Year’s Eve in Chi.

Chicago—Price scales to be in effect for New Year’s Eve shows establish that the top admission will be $1.50, including tax, at the Chicago theater.

Other B & K Loop theaters will ask

(Continued on Page 7)

**Cuban Rotary Club Gives RKO Trophy**

Havana—A silver trophy has been presented by the Rotary Club to Pedro Saenz, RKO manager for Cuba, in recognition of the good relations which always have existed between RKO and Cuba and for the selection of Havana as the scene of the company’s Latin-American convention.
Films, Morale and Victory

... the industry's war-time mission

(Continued from Page 1)

patently are, tell only part of the story. The rest is to be found in the "all-out" dedication of the trade to the task of assuring and providing the entertainment so vitally needed by service man and civilian alike.

VICTORY today as never before is predicated upon high national morale. In a total war, it cannot be otherwise. For it must be remembered that this conflict is being fought not only by men in uniform on land, at sea and in the heavens but by the miner in the coal fields, the steel worker in blast furnaces and rolling mills, the scientist and technician in the laboratory, the skilled craftsman in shop and factory, the farmer toiling in the fields and the housewife going about her domestic duties.

Without exception, civilian physical and mental health, the dual keystone of morale in the last analysis, requires relaxation and amusement that the strain of long hours and top-speed production effort and the anxiety and concern felt for those on the far-flung fighting front may be relieved.

The motion picture theater, with its cheerful atmosphere, its comfort, its modest admission price, its accessibility, its diverting entertainment and its guarantee of safety, rightly takes its place in an advanced position in the nation's second line of defense.

Parenthetically, it is for reasons in kind that the Government has seen to it that motion picture facilities keep pace with the growth of the armed forces during the defense period preceding the outbreak of the war. Provision for film theaters and adequate screen entertainment was a War Department "must," and will remain so for the duration.

The exhibitor can and will contribute materially to the ultimate victory by emphasizing and re-emphasizing the recreational advantages and the opportunity for relaxation to be found in regular film attendance. This is not a matter of theory. The tonic and electric effect of screen entertainment has been tellingly demonstrated in Great Britain, doubly so in that period when Nazi bombers were waging the aerial blitz.

Not without reason, there long has been a saying in sister democracy that its wars are won on the playing fields of Rugby and Eton, Oxford and Cambridge. Out of this, the greatest of all triumvirate struggles between liberty and slavery the world has known (and, please God, ever will know), may come another attesting to the heroic role of the American motion picture.

M-G-M Preparing Dozen For Early Release

M-G-M will start the New Year with a dozen pictures in various stages of production and others being edited and previewed. Studies are reported to be busier than at any corresponding period in the last several seasons.

Three important films completed are "I Married an Angel," "Rio Rita" and an untitled musical.

Another new product includes "Mrs. Miniver," "Tortilla Flat," "Love Me Not," "The Courtship of Andy Hardy" and "Fingers at the Window."

In production are "Out of the Past," "Just Between Us," "Then There Were Two" and "Monkey Dланo.

Significant in the list of current productions is the high quota of young talent represented.

Consider Big Screen Tele For N. Y. Training Camps

Plan for the installation of large screen television in the Army training camps in the New York area is being considered by Army and United Service Organizations as an aid to trainee morale and as an inexpensive means of providing first-class entertainment.

Because too expensive for temple stations to sponsor on their limited budgets at present, and because the plan requires the buying of equipment either by the Government or USO, telé exces, have agreed to operate 100 per cent with the USO and Army officials in presentation of such programs.

Two Hawks on "Cheyenne"

Hollywood—William Hawks will produce and Howard Hawks will direct RKO's "Cheyenne."

Orphans, Heineman's Guests

At a post-Christmas party tomorrow, William J. Heineman, Universal's assistant general sales manager, will entertain orphans from the St. Joseph School for Girls at his Forest Hills home. Playing a delayed Santa Claus, Heineman will offer refreshments, movies, games and dinner for the orphans.

Open Three in Central Ill.

Springfield, Ill.—Korsett circuit reopened the remodeling Strand and Pantheon here yesterday while the Frisina Amusement Co. opened the new Frisina-Joy at Pawnee.
GENEROUS CONTRIBUTORS

BECAUSE of their exceptional ability—each in its own field—to record completely the beauty of every scene, Eastman negative films have contributed their part to the success of modern screen productions. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., Distributors
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS
Cuban Circuit Terms
Find Dists. Cold

(Continued from Page 1)
offered by the consolidated circuits.
American exchange managers here told THE FILM DAILY that the terms proposed by the two allied circuits "are completely ridiculous."
Paramount, Universal and Columbia closed their contracts before the merger.

Capital Funeral Rites
Today for Ray O. Hall

(Continued from Page 1)
editor. Hall died at Doctors Hospital there Tuesday night after three weeks' illness from pneumonia.

Born in Kentland, Ind., Dec. 11, 1879, Hall was a graduate of Indiana University, Class of 1904. Previous to entering the motion picture industry, he was a widely-known newspaper man, being connected with the UP and INS. He entered the newsreel industry in 1914 as editor of Hearst-Selig News Pictorial, and later was editor of Screen Telegram and Newsreel for the Mutual Film Co.

In 1918 he was in charge of motion picture production and editor of the Official War Review for the Committee on Public Information. From 1919-25, was editor and production manager of Kinogram Newsreel. In the succeeding two years, Hall was production manager of Fox Variety. From 1931-40, he was associated with various motion picture enterprises in an executive capacity.

He joined the War Dept. as Chief Pianist for Newreel in the Bureau of Public Relations in March 1914, and officiated in that capacity until his death. He is survived by his widow Marion J., three sons and his daughter.

His body will be sent to Kentland, Ind., for internment.

Happy Birthday to You

DECEMBER 26
Matt Blumenschein, Pat Charles A. Aliche
DECEMBER 27
Marjorie Dietrich
John Bowers
Sam Cisler
DECEMBER 28
Lewis Ayres
Marilyn Wilson
Arthur Reeves

The Morning After:

- AMONG the Yuletide goards are those The Redbook Magazine is soon to shower on Warners' "Sergeant York" and its star, Gary Cooper. . . . Award is that publication's silver cup for "Distinguished Contribution to the Art of the Motion Picture." . . . The editors selected the pic both because of its excellence and its stirring affirmation of the American way of life at a critical time in our history. . . . Presentation will be made during a Gulf Screen Guild performance of a radio version of the drama over CBS on Sunday, Jan. 18. . . . "Docs" Churchill. Redbook's movie editor, will introduce Martha Scott, a member of the "Our Town" company which grabbed the award last year, and she'll do the actual presenting to Gary.

- FILE under Tsk, Tsk: . . . Bob Livingston's employees at the Capitol Theater. Lincoln, Neb., asked him what he wanted for Christmas. . . . Bob said he'd like to have an old rocking chair in which he could sit at the curb in front of the theater on summer nights. . . . The employees discovered that the old rocking chair available in town was an antique, and they didn't have enough dough to buy it. . . . So-o-o Bob will have to sit on the curb or pace up and down.

- WIN, lose or draw in the Sugar Bowl tilt with the Missouri pigskin warriors, the Rapid Rams of Fordham will get a rousing welcome home party at the RKO Fordham Theater on Monday night, Jan. 5. . . . Highlight of the shindig, which Harry Mandel is arranging, will be a movie of Jimmy Crowley's lads in action during the regular season and in the New York classic itself . . . Pathe News will provide the footage whereby the Rams will see themselves as others see 'em. . . . Anent the New Year's Day pigskin proceedings, George Hall is thinking of renaming the Forest. Now there's a nutty idea with the times. . . . Stand has been operating for several years as the "Rose Bowl," and Exhibitor Hall is now considering changing it to the "Duke." . . . Incidentally, George can save both 'lectric bulbs and 'lectric bills with the 50 per cent slash in theater's moniker.

- STUFF: . . . Up Troy, N. Y., way (birthplace, by the way of an impressive number of filmum folks), Irving Liner, Fabian city manager there, and one of the few surviving members of the famed Lost Battalion in World War No. 1, has offered his services to Uncle Sam, and may be utilized in the air raid warden set-up. . . . Mayor Frank Hogan of Troy has appointed Harry Brooks, State Secretary of LATNE and head of the Troy operators' union, to his Defense Council along with theater managers Sid Sommer, Charlie Wilson, Leonard L. Rosenthal, Irving (forementioned) Liner, Jack Rosen, and Jack Swartout. . . . LatHiP's Tavern, renowned industry eating emporium, has resumed lunches and dinners, and is again open to our Film Rowites, after having completed installation of new kitchen equipment. . . . Prize telegram of the holiday spirit: that wire which Bob Hope sent to Oscar New declining the invitation to attend the latter's annual party in New York on the eve of Christmas Eve. . . . Everyone in our celluloid kingdom should make the absolute MUST to read the article by Howard (Metro) Diets in the Jan. 3 issue of Liberty Magazine (it is titled, "Before You Pan Hollywood")—a swell and thrilling defense of filmland's capital.

- REMEMBER Pearl Harbor!!

Newsreels to Co-op
On War's Coverage

(Continued from Page 1)
company, have been selected and either at their posts or on their way over. The cameramen, who will probably be placed on a war correspondent basis and their territory are: Bill Gerecke, Canal Zone, and Joe Tucker, Hawaii. Paramount; Ken Roos, Hawaii, and Melvin Freeman, Philippines, Pathe News; Earl Crotchell, Iceland, and Irving Smith, Atlantic Fleet, Universal Newsreel; Norman Alley, Pacific, and Sam Greenwald, emergency, Universal Newsreel; and A. Brick, Pacific, and Jack Barnett, Alaska, Movietone News.

Before the cameramen were selected, it was understood the FBI gave them a clean bill of health. Army and Navy are still working on rules for coverage, it was said.

Hold New York Meeting
On Ned Depinet Drive

Captain Nat Levy of the New Depinet Drive forces who with Harry Gittelson has completed a tour of RKO Radio Eastern and Southern branches conducted a meeting at the New York exchange, headed by Bob Wolff.

Sales manager Andy Smith addressed the gathering. Others from the home office present included Bob Mochrie, Harry Michelson, A. A. Schubart, M. G. Pollard, W. J. McShea and Ed Smith.

Captain Levy and Gittelson, who conducts a Drive house organ from the field, will continue the tour of exchanges just after the first of the year.

Sarnoff Sees Tele
Advancing in 1942

Television will make further advances in 1942 despite the fact that the nation is at war, David Sarnoff, RCA president, declares in his year-end review and forecast, released today.

Sarnoff writes: "As a post-war industry, television holds great promise of becoming a new radio service to the public. Television today is testing its wings over the New York area through NBC's pioneer television station WNBT. Its immediate assignment like that of all radio—research, manufacturing, communications and broadcasting—is national defense."
"The Shanghai Gesture"  
with Gene Tierney, Walter Huston, Victor Mature, Ona Munson  
Warner Bros. 91 mins.  
SLAPSTICK MADE SENSE. PICTURESQUE SITTINGrooms and 缘CTOCAL AND LACK OF ACE. BUT HEROICALLY ACTED.  
This screen version of the well-known stage play which John Colton penned, and which enjoyed solid success on Broadway, is carelessly on a par with the legit offering from the standpoint of quality. However, a celloid form, the scope and stature of the story are enhanced. On the credit side, too, is the acting, impression throughout  
and giving to theater a bevy of magnetic movie names. Perhaps too much. Many of the scenes are lavish, particularly the great dancing rendezvous which possesses much of the grandeur of a supper club. 
On the debit side is first off, the act that the action is slow, taking on before the halting, meditative pace of a less game, creating impatience rather than suspense. True, toward the finale there is achieved a better tempo, but this stepping-up was too late to save the attraction for the pic patron. Another flaw of the scene "Shanghai Gesture" is the development of the yarn along the pattern of the original play, an ending that development with dialogue at which times assumes his form of archaic melodrama. 
Four characters come out like beacon lights,—those entrusted to the voluptuous Gene Tierney, exotic Ona Munson, and that skilled pair of thespians, Walter Huston and Victor Mature. Supporting cast is excellent, yes and valiant as the leads in the attempt to make the picture click. The story recounts the threatened eviction of a glittering shrimp,—a woman of Mongolian stock,—from Shanghai's International Settlement, along with her gambling house. This role is essayed by Ona Munson. The victim is supplied by Walter Huston, in official whose attractive daughter, Gene Tierney, is a part of the Mu son establishment. As matters turn out, Miss Munson, once the wife of Hugo, is given a pass by her father, with the stipulation of money to her. 
Of course, Gene Tierney is the couple's shipping who loses respect for her husband when he is exposed before a sinister set of dinner party and his past and deeds laid bare by his erstwhile spouse. Miss Munson, deserted by her recalcitrant daughter, kills her girl. 
As Hollywood has made the Colton-Tierney prod. this is more a story about psychological and social psychology of the polygamy populace of the Shanghai of other days that it is up-to-date entertainment, and about the weighty text book, "Josef Von Sternberg's direction is lacking in zip and modernity. Paul Ivano's photograph is top. 
CAST: Gene Tierney, Walter Huston, Victor Mature, Ona Munson, Phyllis Brooks, Albert Basserman, Maria Ouspenskaya, Eric Blore, Ivan Iohnson, Mike Mazurki, Claude Tillman, Grace Hampton, Rex Evans, Mikhail Rasumny, Michael Deilmann, Marcel Dalio, 
CREDITS: Producer, Arnold Pressburger; adaptation, Josef Von Sternberg in collaboration with Gene Tierney, Karl Valvoeloer, Iles Furthman; Author, John Colton; Directing, Josef Von Sternberg; Associate Producer, Albert de Courville; Photography, Paul Ivano; Sound, C. A. Noyes; Film Editor, Sam Winston; Assistant Directors, Charles Kerr, Fred Pressburger. 
DIRECTION, Fair. PHOTOGRAPHY, Fine. 
"She's Oil Mine"  
Columbia Mild Slapstick 17½ mins.  
A melange of prat falls and other varieties of slapstick that is reminiscent of some of the old silent comedi ees that were shot. The screen version for the Swedish ski patrol in action. There is quite more to the film than the picture done. Excellent program material for the time of the year. Fredric Ulman, Jr., produced. 
RKO Swell Reel 8 mins.  
"A Quiet Fourth"  
RKO Surefire Slapstick 15 mins.  
Everything happens to Edgar Kennedy on the Fourth of July that one would expect in a two-reeler comedy. Most of the slapstick is good for laughs. All set for a picnic, Kennedy takes his neighbor's two boys along with him. The spot they choose for the picnic has been designated as a testing ground for the Army's ordnance division. Kennedy and his party flee. Then Kennedy does a "burn" when he returns and witnesses his neighbor reclining on the hammock. 
RKO "Chef Donald"  
7½ mins.  
Can't Be Beat  
Walt Disney and his staff of skilled assistants have turned out another hilarious reel which should provide a swell laugh-interlude for the program. Donald tunes in on a radio program broadcasting the recipe for making waffles. Everything goes wrong as the batter becomes tough and rubbery. Donald takes a beating as the bowl keeps knocking him over during all sorts of situations. Reel ends up with Donald going off to batter the cooking expert. Reel is in Technicolor.
Cleveland Variety Club To Induct Zucker Jan 24

Cleveland—Lester Zucker will be formally inducted into the post of chief banker of the Variety Club, together with the other Variety officer personnel on Jan. 24. Zucker, Columbia branch manager, succeeds Bert Stearn, who leaves the Cleveland United Artists district management on Jan. 1 to take over his duties as UA western division sales manager.

The Jan. 24 affair will also be the occasion of a testimonial dinner for Frank Boyd who has resigned as local representative for American treasurer C. Edward A. Smith, secretary for the S. G. Franks Engineering Co. of New York.

Local 186, Springfield, Renames Williamson, Hull

Springfield, Mass.—Louis William and Benjamin J. Hull were re-elected president and business agent, respectively, of the Local 186, operators, at the annual meeting. Others elected: Vice-president, Granville G. Best; secretary, Arthur J. Parham; executive board members: Robert B. Webster, Samuel Small and Edward O'Connor; sergeant-at-arms, Joseph Rodriguez.

Installation of officers will take place on Jan. 6.

Local 382, Operators, Picks Philip Default for Proxy

Holyoke, Mass.—Local 382, operators, has elected the following officers for 1942: President, Philip Default; Vice-president, Henry Desnoyers; secretary; William Dugan; treasurer, William Desnoyers; recording secretary; Edward Phillips; sergeant-at-arms, Frank Roberts; trustees, Arthur Gagnon and Herman Hamel.

Maurice O'Donnell was re-elected as alternate delegate to the international convention to be held in the early summer. The union voted to purchase $500 in United States Defense Bonds. Hancock was returned to office for his 21st consecutive year.

Local 488, IA, Harrisburg Elects Katz for 11th Term

Harrisburg, Pa.—Lawrence Katz, president of Local 488, IATSE, was re-elected for his eleventh consecutive term.

Other officers elected include: Horace Gladden, vice-president; Paul Paterson, treasurer; Samuel Staub, business manager; William Rice, recording secretary; Charles Reed and John Bruner, members of the executive committee; Harry Michaelson, Vinson Morgan and James C. Wein, RKO shipper was re-elected president for his third successive term. Other officers elected to serve with him in 1942 are: George Sendry, Paramount; financial secretary, Irving Sears, Warner Bros.; recording secretary, Charles Reed; business manager, William Rice; and executive director, John C. Wein; Board of trustees for the year are Harry Lymon, Universal; Jerry Krupka, Paramount, and Kitty Deuble, Warner Bros. The executive board consists of George Sendry, Henry Fosbinder, Pearl Geib, Gertrude Sweeney, Anthony Rehnman, Viola Taffs and Jerry Krupka. Justin Compton of Universal was elected sergeant-at-arms, and John C. Wein and Irving Sears were named delegates to attend the national convention in Dallas.

Detroit Industry Leaders On Variety Club's Board

Detroit—New directors elected by the local Variety Club for 1942 for the treasurer, David M. Izal, managing director, Fox Theater; Ray Branch, president, Allied Theaters of Michigan; Carl J. Hudson, president, United Detroit Theaters; Jack McPherson, manager, National Screen Service; Edgar E. Kirschen, Family Theater; John L. Saxe, treasurer, Monogram Pictures; David Newman, Moule and Newman Theaters; Wade Allen, Fine Arts Theater; Lew Wisper and Frank Wetsman, Wespars & Wetsman Theaters; and Carl W. Buermele, Co-Operative Theater of Michigan.

John Howard, retiring chief banker and manager for Paramount, was named National Convener. Delegates to the 1942 convention at Hollywood are: Izal and McPherson, with Allen and J. Oliver Brooks, head booker of the Butterfield Circuit, named as alternates.

Romulus Albu, New Master Of Detroit Daylight Lodge

Detroit—New officers being inducted by Daylight Lodge, F & A M, (theatrical) are: Romulus Albu, worshipful master; William Swiatlak, senior warden; Eric E. Newman, junior warden; Sidney L. Day, secretary; Philip Majeske, senior deacon; Nathan Goldstaff, junior deacon; Michael Badarack, senior steward; Carl J. Holushka, junior steward; A. M. Young and Walter L. Rickens, associate stewards; Sherwin J. Louie, chaplain; Paul J. Beebe, marshal; Henry Wahl, junior marshal; musical director; Herbert S. Rosen, projectionist; and Paul H. Pittler.

Cleveland Exchange Workers Union Again Honors J. C. Wein

Cleveland—At a meeting of the Film Exchange Employes B-5, John Payne Signs 20th-Fox Pact

West Coast Bureau of THE FILM DAILY

Hollywood—John Payne has been signed to a long-term contract at 20th Century-Fox.


ELECTION TIME IN THE INDUSTRY

(Continued from Page 6)

John O'Connell Will Head Local 74 for Fourth Term
New Haven—Local 74, stage employees, unanimously reelected John O'Connell president for the term.

Former officers on the new slate include Charles C. McBride of the Paramount staff, vice-president; Harry Feldman, Shubert, financial secretary and treasurer; John J. Miller, Loew-Foll, business representative, and Robert C. Watson, secretary. Trustees include officers, and William O'Connell of the College; Morris Wasserman, Shubert; Joseph Dietle, Shubert, and Wallace Miller, Shubert, sergeant-at-arms.

Racine Operators Union Re-elects All Officers
Racine, Wis.—Local 400, opera- tors, has re-elected officers as fol- lows: Frank Spangler, president; Elmer Bornofski, vice-president; William Hanson, treasurer, and Adolph Thielens, business agent.

Raymond Conrad Elected President of Local 325
Wilkes-Barre, Pa.—Raymond Con- rad was named president of Local 325, Theater Operators, at the annual election meeting. Other officers elected: Vice-president, Ed- ward Parsons; financial secretary-treasurer, Joseph D. Malloy; business representative, William Platt; recording and corresponding secretary, Robert Platt, Jr.; sergeant-at-arms, Peter Klein; delegate to Central Labor union, George Tate; ex- ecutive board, Kain Jacobs, Herbert Rinkenberger, Mark Thomas, Ted Hayden; examining board, Fred Al- les, C. M. Platt, Ivan Weltah, John Zuritski, Leonard Gable; trustees, Ronald Eggleston, Robert Platt, Karl Loew.

Wilkes-Barre's Local B-96 Re-names Ruth Martin Prexy
Wilkes-Barre, Pa.—Local B-96, has elected: Ruth Martin, president; Tom Cur- ley, vice-president; Robert McWil- liams, recording secretary; Karl Thomas, financial secretary; William Tolsine, business agent; Eva Davis, sergeant-at-arms; John Swipes, Tom Groves, Tina Morgan, Mary Freeman, executive board; Harry Jones, Marion O'Neill, James Baldwin; trustees; William Tolsine, Ruth Martin, delegates to the Central Labor Union.

Mike Martin, Thomas and Tolsine were re-elected.

Milwaukee Musicians Ass'n Re-elects Volmer Dahlstrand
Milwaukee — Volmer Dahlstrand has been re-elected president of the Milwaukee Musicians' Association. Other officers named are Walter L. Homann, vice-president; Roland Kohler, secretary; Charles G. Wag- ner, treasurer; Otto Boetthwer, trust- ees, and J. W. Follansbee, sergeant- at-arms.

$1.50 Top Admission for New Year's Eve in Chi.

(Continued from Page 1)
$1.10, including tax. The Uptown, Tivoli and Southland, will be scaled to $1 the Harding, Rivera and Granada, 65 cents, and the other houses of the circuit 55 cents.

$1.25 the day will charge $1 at the Avalon, Capitol and Stratford theaters, while the other houses of the circuit will charge 55 cents.

New house scales for B & R thea- ters, starting Christmas day, call for these advances: From 17 cents to 20 cents, costs; 28 to 30 cents; 35 to 39, and 40 to 44 cents. Juvenile admission charge of 11 cents at naves will not be changed.

New Haven—The Paramount and Shubert will be the only midnight New Year's eve stage shows. Shub- ert will charge $1.50 top and $1.10 and Paramount, $1.25 all over the house.

Boast Admish in Milford
Milford, Conn.—When the 750- seat Capitol reopens under the new management of Bernard Gordon af- ter complete renovation, admission will be raised from 80 cent to 95 cent top. Lucy Flack operated the house for many years.

St. Louis Arbitrator Gives Fee to Exhib.

(Continued from Page 1)
$60; arbitrator received $50 which he returned to the complainant, making the total cost of the case $110.

In a letter to the St. Louis tribunal, McAfee said:

"The only consideration which in- duced me to accept appointment in this matter was my desire to make some slight contribution to the efforts which you are making to ap- ply to the court's decree in the mo- tion picture case, in a socially and economically desirable manner. I regard the efforts of the Associa- tion as experimental in character andathy of full public co-opera- tion."

McAfee is a former district court judge.

First Michigan Arbitration Decision in Water Valley Case
Detroit—First Michigan arbitration award was filed Wednesday by former Attorney General Paul W. Voobies as arbitrator in case brought by Ritz Theater of Water- valley. Award substantially leaves the situation in status quo.

Case involves two other nearby small towns, Heart theater of Hartford, and Loma theater of Co- many. Ritz is three years old, others 15 to 20. Size, accommodations, and prices of all houses are about the same.

The arbitrator held that clearance of seven and 14 days granted the Heart and Loma theaters is reasonable, denying the claim of Ritz for parity on clearance. The arbitrator further held that the complaint of the Ritz that clearance actually re- sults in it being unable to get films until a week or 10 days after, is an administrative prob- lem and not subject to award under clearance clause.

The latter problem appears due to alleged non-availabil- ity of prints in area.

WEDDING BELLS

Marriage of Burton Robbins, son of Herman Robbins of the National Screen Service, to Gladys Kaplan took place yesterday. They have left for a New York honeymoon.

Budd Getersch of the Paramount exploitation staff and Rosalind Ter- nor were married at the Hotel Bilt- more Christmas eve. They will spend their honeymoon in Miami.

Engagement of J. Bonnafeld, Pathé News film editor, and Miss Doris Mongreque of the publicity de- partment, has been announced.
against the unit on Jan. 16.

The suit seeks to nullify demands allegedly made upon Loew's on Dec. 11 that it license its films only to employers of 306 projectionists and that Loew's films be shipped solely through IA unions. According to the complaint, the union is threatening retaliation by an immediate strike of projectionists in the 65 Loew's metropolitan theaters, in the strike of projectionists in the home office and New York exchange of the company; a walkout by all other IA unions including the film exchange employees' union Local B-51 of the IATSE and the affiliated units at the Loew's West Coast studios.

Loew's Would Suffer Big Loss

Negotiations were started between Loew's and Local 306 for a renewal of the 1941-42 contract which forbids Loew's restriction of projectionists in the company's home office and New York exchange which expired on Aug. 31, 1941, the complaint states. In the course of these negotiations, it is alleged, the demands were made upon Loew's.

The complaint cites statistics showing that there are 300 independent theaters in New York City 20 per cent of which do not employ 306 projectionists. It is said, the suit states, it would lose $400,000 during the 1941-42 season. Were the 65 Loew's metropolitan houses forced to close, it is estimated, the company would lose $1,000,000 in revenue.

The complaint proceeds to say that the union is compelling Loew's to license its films through common carriers, express or parcel post. It is claimed that the IATSE and Local 306 are forcing the contract upon Loew's by threatening to make similar demands upon the other major companies and minor distributors. Officials of the unions have so advised Loew's, it is said.

Seeks Restraining Order

Such a contract, it is claimed, would require the company to interfere in the internal affairs of independent exhibitors who do not employ 306 projectionists or do not use delivery carriers approved by that union. In addition, it is said, compliance with the demand would be a violation of the equity consent decree which forbids Loew's restriction of the distribution of its product.

A declaratory judgment is demanded adjudicating the contract violative of the Sherman anti-trust Act and of the consent decree. A restraining order is sought to prevent the enforcement of the contract and to prevent call-in strikes or from inducing the IATSE to take similar action.

HOLLYWOOD SPEAKING

BY RALPH WILK

—HOLLYWOOD—

RKO Producer Joe McDonald is negotiating with Gerald M. Murdock on the original story, "The Chicago Method," a plot based on the activities of the British Commandos. If the negotiations are completed, Murdock will ask his home lot Metro to permit him to play the lead in "The Chicago Method." Central character is a former Chicago gangster and dance-hall charger who is in England, and organizes the Commandos on the theory that Chicago gangster kidnapping methods are best even in international warfare.

William Witney will direct solo on the Republic "Spy Smasher" serial. Jack English, who usually co-directed on the series, moves over to the "Three Musketeers" westerns. Move is occasioned by the daylight working schedule of studio which means only one director will be necessary.

Paramount Producer-director Edward H. Griffith is studying "Rose of Nevada," Anton Weber's novel based on life of Rose Nacogdoches, who became famous as a dancer and singer, and is produced as a possible future assignment. Griffith is currently directing "Out of the Frying Pan." The Republic has purchased "War of the Wild Cat," an original story by Thomson Harris which Leonard Fields will produce. It is laid in the early 1900's and is an old adventure story.

A PRINT of a special 200-foot cartoon, which was produced by Leon Schlessinger and which will be used by the Government in its Defense Savings bonds campaign, has been airmailed to Secretary of the Treasury Morgenthau, Jr. It is in Technicolor and has "Bugs Bunny," star of "Merrie Melodies," singing "Any Bonds Today?"

Earl Baldwin has been signed by Edward Small to do the screenplay on "Up in Mabel's Room," and Allan Dwan will direct.

Joseph Allen, Jr., and Sheila Ryan have been set for the leads in 20th Century-Fox's "Hearse Don't Hurry," which will be produced by Sol M. Wurtzel. Picture will be directed by Zedley W. Lerner, formerly director at the Kansas City Community Playhouse, and other Community Playhouses.

Republic has purchased an original, "Water Carnival" by Mauri Grashin and Robert Shannon. Picture is slated for Sum-}

Surveys Studios
On Requirements

(Continued from Page 2)

are being mailed out to all studio heads.

From this information, OPM hopes to obtain an over-all picture of industry requirements that will enable it to make an over-all allocation for the industry. It is doubtful that all requirements will be filled, but OPM is reported as presently determined to make supplies available wherever really necessary.

The motion picture unit of OPM is headed by A. Julian Brylawski, Warner Brothers executive and out- standing as an independent exhibitor for a number of years. He is also vice-president of the MPTOA and president for the past 18 years of the Washington MPTEA.

On Wednesday he already has conducted a survey of requirements of exhibitors, and that while they naturally will be required to share in the general shortages, he feels that OPM will do all possible to avoid forcing any theather, club or studio to make a show out of comfort of patrons. But if it comes to the question of actually closing a house, I believe OPM will co-operate.

Columbia Stepping Up Quality Pix Production

Pictures of greater importance than have been filmed during any previous season, will be announced by Columbia during the early months of 1942, executives announced Wednes- day. Reason for the move, it is said, is to create a stronger demand for entertainment during the current war emergency.

Meanwhile, Columbia's studios are rushing completion of three pictures for early release. They are "Tonight's Our Night," "Adventures of Martin Eden" and "Trini- dad."

Schedules are being released to the theaters a week ahead of actual appearance. In varying stages of preparation are "Kissed the Bride," "My Sister Eileen," "Salute to Tokubr," "Pilgrim's Progress," "Madame Curie," "Destoyer Men," "Home Road" and others.

English Circuit Drops Two

Albany—The Harvey English Cir- cuit, Hancock, has sold two of its southern New York tier theaters. William Wynkoop has taken over the Downsville, Downsville and William Griffin is now operating the Roxbury at Roxbury.
"LET SCREEN TELL WHY WE FIGHT" KENT

National Theaters Reps. to Guide Hoyts Circuit

Powers to Be Australian Circuit's Board Chairman, Graham as Gen'l Mgr.

Sydney, Australia (By Cable) — William T. Powers, John Cecil Graham and Herschel Stuart, visiting representatives of National Theaters, are slated to take over the managerial reins of the Hoyts circuit, it was reported here in authoritative circles Wednesday.

New setup will have Powers as chairman of the board, Graham will assume the active role of general manager and Stuart will be assigned to a prominent executive post.

According to the report, Charles (Continued on Page 4)

Dietz to Take Unity Sub-Committee Post

Howard Dietz, executive in charge of promotion for M-G-M, is slated for the chairmanship of the sub-committee covering Point 3 in the industry's unity plan. Point 3 calls for the "formulation of plans for institutional advertising and other good-will activities."

Other sub-committee chairmen include George J. Schaefer, president (Continued on Page 10)

Loew-Local 306 Suit Has Jurisdictional Background

Plans for calling out approximately 2,000 members of the Moving Picture Machine Operators Union, Local 306, were mulled over the (Continued on Page 4)

Bette Davis Quits As Academy Prexy

West Coast Ber., THE FILM DAILY

Hollywood—Bette Davis has resigned as president of the Academy of Motion Picture Arts & Sciences because she feels it is a full time position she has not the time nor strength to do it justice. First Vice-President Walter Wanger will automatically become president.

Film Industry Assumes Major War Effort Role

All Branches Making Notable Contributions to U. S. Victory Program; Economic Shock Cushioned; 80% of Season's Films Ready by Jan. 1; $185,000,000 Budget

By JACK ALICOATE
Publisher of THE FILM DAILY

Its creative manpower, its great resources and facilities and its production program alike keyed to the divergent demans of a nation in arms, the American film industry crosses the threshold of 1942 fully prepared to play that integral role in wartime for which it alone is fitted.

Executive foresight and wise planning over a period of months did more than cushion the war's economic shock to the industry. They assured that the needs of the day and of the hour would be and were anticipated.

Thus, signal, the industry was ready to transform an all-embracing trade national defense organization, Francis S. Harmon, co-ordinator, into the War Activities Committee-Motion Picture Industry virtually overnight.

The ramifications of the industry's war program—for which no "tooling up" was necessary—are numerous indeed. Primarily, of course, there is the continued and continuous production of quality entertainment that will provide urgently needed relaxation and succor in the grim days ahead for civilian and service man.

(Continued on Page 8)

Realign RKO Theater Groups

Sol Schwartz Heads Out-of-Town Division

Goldenson and Montague In March of Dimes Posts

Nicholas M. Schenck, national chairman of the industry's March of Dimes campaign, Friday announced the appointment of Leonard H. Goldenson as chairman of the Home Office Committee. Goldenson has enlisted the following executive heads to help (Continued on Page 9)

“Our Obligation to Enact In Picture Form the Story And Sacrifices of America”

By DAVE GOLDBING
FILM DAILY Staff Writer

In addition to making motion pictures of straight amusement, the industry can best fulfill its role in the war by producing entertaining pictures which will inform the people of what we are fighting for. Sidney R. Kent, 20th-Fox president, told THE FILM DAILY on Friday in an exclusive interview. Before discussing the importance (Continued on Page 7)

Name Aaron Loew's Ass't Sales Chief

Edwin W. Aaron has been named assistant general sales manager of Loew's, Inc., it was learned over the (Continued on Page 7)

Mrs. Roosevelt Will Pay Industry Tribute

The important part that film theaters are playing in the 1942 March of Dimes campaign will be emphasized in a Coast-to-Coast radio talk by Mrs. Eleanor Roosevelt on Jan. 19. Broadcast will originate in Washington.

Mrs. Roosevelt will report on the number of theaters enrolled in the drive and pay tribute to the industry.

Harry Brandt, national co-chairman, urges all state chairmen to rush in theater pledges so that a good total may be given to Mrs. Roosevelt before Jan. 19.
FINANCIAL

NEW YORK STOCK MARKET

(December 26)

High    Low
Am.   7%  7%  7%  7%  7%  7%
Col.   12%  12%  12%  12%  12%  12%
Columbia Picts. 23%  23%  23%  23%  23%  23%
Con.   3%  3%  3%  3%  3%  3%
Con. Fm.  fed. 7%  7%  7%  7%  7%  7%
East.   13%  13%  13%  13%  13%  13%
do pfd.  10%  10%  10%  10%  10%  10%
Gen.   11%  11%  11%  11%  11%  11%
Lava.   3%  3%  3%  3%  3%  3%
do pfd.  10%  10%  10%  10%  10%  10%
Paramount 13%  13%  13%  13%  13%  13%
Paramount 12%  12%  12%  12%  12%  12%
RIKO  5%  5%  5%  5%  5%  5%
RKO  5%  5%  5%  5%  5%  5%
do pfd.  14%  14%  14%  14%  14%  14%
20th Century-Fox 7%  7%  7%  7%  7%  7%
20th Century-Fox 10%  10%  10%  10%  10%  10%
Univ. Pict.  5%  5%  5%  5%  5%  5%
Warner Bros.  5%  5%  5%

NET

NEW YORK BOND MARKET

Low's deb. 3%  3%  3%  3%  3%  3%
Para.  8%  8%  8%  8%  8%  8%
Para. Picts. cv 1%  1%  1%  1%  1%
Warner Bros. 2s 4%  4%

NEW YORK CUB MARKET

Monogram Picts. 6%  6%  6%  6%  6%  6%
Radio-Keh. cv. 1 1/4 1 1/4
San Francisco Corp. 6%  6%  6%  6%  6%  6%
Technicolor  6%  6%  6%  6%  6%  6%
Trans-Lux  1 1/2 1 1/2 1 1/2 1 1/2 1 1/2 1 1/2
Universal Corp.  6%  6%  6%  6%  6%  6%
Universal Copy.  6%  6%  6%  6%  6%  6%
Universal Facts.  6%  6%  6%  6%  6%  6%

EXPORT LICENSES NEEDED FOR EUROPEAN SHIPMENTS

Film shipments to Sweden, Switzerland and Portugal must have export licenses under a ruling issued last week by the State Department. Shipments previously to those countries did not require licenses.

Meanwhile, Massie & Co., film importers, reported at the weekend that film shipments to the Far East were being continued insofar as loading the cars on the ships were concerned, but that there was no assurance of prompt delivery at their destinations.

DONOHUE ON DOOB'S STAFF

Terry Donoghue, formerly of the editorial staff of the Newark Ledger, Journal-American and other N.Y. dailies, has joined the Loew's theater publicity department, assigned to Loew's State theater and general newspaper contact work. Herman Silver has been assigned to the Loew neighborhood publicity staff, covering Manhattan theaters.

THE BROADWAY PARADE

The Girl from Leningrad (Artikoff Films) — 2nd week.

The King (The Trio Films) (b) — World.

THE FUTURE OPENINGS


Music Hall

Louisiana Purchase (Paramount Pictures) — Dec. 31.

Paramount


Central

Mad Doctor of Market Street (Universal Pictures) — Jan. 8.

Rialto

The Men Who Came to Dinner (Warner Bros. Pictures) (a) — Strand.

Sit Down (United Artists-Walter Wanger) — Criterion.

Shanghai Gesture (United Artists-Arnold Pressburger) — Capitol.

Remember the Day (Twentieth Century-Fox) — Palace.

Swamp Woman (Producers Releasing Corp.) — Central.

The Look Who's Laughing (RKO Radio Pictures) (a) — Palace.

Forbidden Trail (Monogram Pictures) (a) — New York.

Bilby the Kid's Roundup (Producers Releasing Corp.) (a) — New York.

FOREIGN LANGUAGE FEATURES

The Picture and Distributor

Theater

Dumbo (RKO Radio-Walt Disney) 10th week

Broadway

Forgetting Village (Mayer & Burstyn) 4th week

Belmont

Birth of the Blues (Paramount Pictures) — 3rd week

Paramount

H. M. Pulham, Esq. (Metro-Goldwyn-Mayer Pictures) — 2nd week

Music Hall

The Wolf Man (Universal Pictures) — 2nd week

Rialto

Tarzan's Secret Treasure (Metro-Goldwyn-Mayer Pictures) — 2nd week

Capitol

Hellszapoppin (Universal Pictures) — Central

Rivoli

You're in the Army Now (Warner Bros. Pictures) — Strand

Sundown (United Artists-Walter Wanger) — Criterion

Shanghai Gesture (United Artists-Arnold Pressburger) — Capitol.

Remember the Day (Twentieth Century-Fox) — Palace.

Swamp Woman (Producers Releasing Corp.) — Central.

All That Money Can Buy (RKO Radio Pictures) (a) — Palace.

Globe

Playmates (RKO Radio Pictures) — Central.

Look Who's Laughing (RKO Radio Pictures) (a) — Palace.

Forbidden Trail (Monogram Pictures) (a) — New York.

Bilby the Kid's Roundup (Producers Releasing Corp.) (a) — New York.

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AGNEW AND GILLHAM WILL LEAVE FOR EUROPE JAN. 1

Neil Agnew, Paramount's vice-president in charge of sales and Robert M. Gillham, advertising and publicity director, will leave for Hollywood on New Year's Day for the purpose of screening completed product and planning distribution campaigns.

Among the product which will be viewed are "Reap the Wild Wind," "The Fleet's In," "The Lady Has Plans" and "Holiday Inn."

"CAPTAINS" TRADESHOW JAN. 15

With release of "Captains Of The Clouds," Technicolor special, set for Jan. 28, Warners has scheduled a national tradeshow for the picture Jan. 15.

JOHN M. DONALDSON DEAD

Detroit—John M. Donaldson, 87, a leading Detroit architect and designer of several of the city's older theaters, is dead.

Three little notes—

F. F. F.
EXHIBITORS HAVE A GRAND BOXOFFICE BET!

— Film Daily

"Magnificent. Will dress up any show."
— Variety

"Audiences will sit up and take notice the minute it flashes across the screen. Excellent."
— The Exhibitor

"Good general appeal. Meets the requirements of mass entertainment."
— Showmen's Trade Review

PREMIERED IN PATERSON

to a capacity audience of silk mill and defense industry workers — and how they loved it!
The theater manager yells: "This subject should be played in every town in the country!"

WIRES BESA SHORT OF INTERSTATE:

"Congratulations to Warner Bros. and Vitaphone for giving the screen one of its finest contributions. We are proud of it."
Holiday Week-end Biz in N. Y. Good

War or no war, Broadway theaters got their share, and more so, on the amusement-seeker's money over the holiday weekend. Only in a few spots did business fail to come up to expectations. At the Roxy, Christmas Day was the biggest after Christmas day in the history of the house. With "H. M. Pulham, Esq.," and a holiday stage show, the Roxy played to 15,000 persons between 8 A.M. and 1 P.M. and the crowds kept coming for the balance of the week-end.

The Paramount with "Birth of the Blues" in its third week drew business that was slightly above that of last Christmas, while the Strand, playing "You're in the Army Now," had a good holiday and weekend business although slightly under the patronage last year. "Hellzapoppin" opened Christmas night at the Rivoli to business slightly better than that of the last holiday period. The Capitol, with "Tarzan's Secret Treasure," had a very satisfactory holiday weekend which was said to be above the Christmas period last year.

The Criterion established an all-time high for an opening day and Christmas with "Sun Down," which played to 11,000 patrons, business continued good for the balance of the week.

An opening day record also was set at the Astor where "The Shangri-La Gesture" had its premiere on Christmas Day, playing to 7,583 persons at its debut. "Playmates" at Loew's did business described as "Fails." "Dumbo" continued to pack them in at the Broadway.

Elissa Landi to Lecture

Elissa Landi, stage and screen actress, will lecture at the Brooklyn Academy of Music on Jan. 4 at 8 o'clock on "The Difference Between Stage and Screen."

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Natl' Theater Reps. Will Guide Hoyts

(Continued From Page 1)

Muuro, present chairman of the board, who has been ailing recently, and Maurice Sloman, general manager, are on the way out.

Road for changes was paved last October when Powers and Graham were elected to the Hoyts board at the annual general meeting in Melbourne. Powers and Graham represent the majority shareholders, National Theatres.

Powers, who was formerly chief film buyer for National Theaters, will spend part of his time in Australia, it was said. He is scheduled to visit the United States in March to see a neutral boat some time during February.

Graham is well known in British film circles where for 22 years he was Paramount's managing director for Great Britain. Stuart was formerly active with the Fox West Coast and Intermountain circuits.

Low-Loc 306 Suit Has Jurisdictional Background

(Continued From Page 1)

week-end as a result of the union's dispute with Loew's.

From informed sources, it was learned basis of union's demand upon Loew's to desist from delivering films to houses not employing Local 306 projectionists stems from the union's aim of clearing theater field of jurisdictional opposition.

Local 306 feels, it was said, the indication, Empire State Motion Picture Operators Union, could be absorbed if it was not for influence of the Century circuit which employs Empire projectionists. As a result, Local 306 is making an all-out effort to unionize the field.

A strike, it was pointed out would not mean the violation of existing contracts since all contracts have an escape clause which permits the IATSE to call out the union projectionists at any time for organizational purposes.

Empire State M. P. Operators Union will induct its new elected officers, headed by Abe Kindley, prexy, at dinner Jan. 6 at the Hotel Claridge.

55 B & K Employees In Armed Services

Chicago—Fifty-five employees of Balaban & Katz circuit are in the armed services, John Balaban, said Friday afternoon. Forty-four enlisted in the armed forces last week. The others went into active service with the Illinois National Guard, 19 joined the Navy, the marines and the air force.
The Tops In Fun For '42!

It's music, dancing, singing, LAUGHS for your happiest show in years!
What a gang for a bang! ... Kay goes for Shakespeare, Ginny goes for Kay, Lupe loops for Jawn, and Jawn goes Kay-razy ... as the screen explodes in a cascade of music, dancing, song and laughs! ... It's the Hip-Hep Happy Hit that means money in the bank wherever folks gather for fun—and that includes your town, and yours and YOURS!

KAY KYSER
in
PLAYMATES

with

JOHN BARRYMORE
LUPE VELEZ • GINNY SIMMS
MAY ROBSON • PATSY KELLY
PETER LIND HAYES

and

KAY KYSER'S BAND

featuring

Harry Babbitt • Ish Kabibble • Sully Mason

Produced and Directed by

DAVID BUTLER

Screen Play by James V. Kern

TOP TUNES ON
SCREEN, RADIO
AND RECORDS:

"Humpty-Dumpty Heart"
"How Long Did I Dream?"
"Thank Your Lucky Stars and Stripes" • "Romeo Smith and Juliet Jones"
"Que Chica"
Let Screen Tell Why We Fight—Kent

(Continued From Page 1)

if motion pictures informing the people, Kent stated the industry must continue to furnish the Government with trained personnel for every branch of the service requiring it.

Putting the pictures in two classifications, Kent said some people might call pictures that involve entertainment plus a message as propaganda. He said there always has been proper and improper use of the word and asserted pictures should not be labelled propaganda which tell the people about the principles underlying the present struggle.

"I'm against propaganda as such, but in time of war it is our obligation to enact in picture form the story and sacrifice of our country," Kent stated.

Kent pointed out there is another great field in the foreign market where the industry can do its most effective work. "Where our pictures can be shown, it is important that they know what we are fighting for. We don't want to acquire any territories or reuse our will elsewhere. Of all the jobs we can do, this is the most important," he said.

Kent said the present situation reminded him of an old advertising slogan: "The public needs to be reminded and they need to be informed."

"We are prone to forget the liberties that we are now enjoying did not come automatically and we should be willing to be reminded of those sacrifices," he declared.

Kent said there was no medium more effective than the motion picture in getting these things across to the public. Stories of Wake Island, the Philippines and of men like Lieut. Colin Kelly can be told in part and in the methods that are most effective, and yet be more valuable because of their significance to our existence, he pointed out.

Kent also praised Hollywood for turning out the fine pictures it has been doing in the face of shrinking foreign markets. He said although the risk is greater, the studios have not stinted on quality and are keeping on, producing some of the best pictures that he has ever seen during his many years in the trade.

Name Edwin W. Aaron
Loew's Ass't Sales Chief

(continued from Page 1)

week-end. Aaron has been assistant to W. F. Rodgers, general sales manager, since 1936 and has been with the Metro organization since 1917 when he was a bookkeeper at the New York exchange. He later joined the Metro Goldwyn Mayer company's 64th St. studio and after serving in the Army during the first World War, he rejoined Metro as Denver branch manager. Aaron later headed the home office contract department and for a while was assistant to Tom Conners before becoming Rodgers' assistant. In his new post Aaron will have more extensive sales duties.

Will Horvitz, Houston
Exhib., Dies Suddenly

Houston—Funeral services were held Friday for Will Horvitz, 55, one of Houston's leading theatre operators, who died of a heart attack on Christmas Day, following a 36 hours' illness. Horvitz operated the Uptown, Iris, Texan and Ritz here.

Horvitz's widely famed Christmas party for underprivileged children, an annual event, was held Wednesday night and drew 12,000 children, but note of sadness was added when Horvitz's wife was operated on by Dr. J. L. Ford. Cannata, manager of Horvitz theaters said it was the first Christmas party Horvitz had missed. Horvitz had built Houston's first theater center.

Horvitz was born June 25, 1886, in Benton, Ark. He was educated at the University of Michigan. He came to Houston 30 years ago. For a while he worked as a newspaper advertising man. In 1917 he opened a film exchange and after World War I he opened his first theater, the Uptown, which he later sold to Gladys Horvitz, and a daughter, Mrs. Fred Gibbons.

Smalley Files Clearance Case for Sidney Theater

Albany—The arbitration tribunal here Friday received a complaint filed by Smalley Theaters, Inc. of Cooperstown, seeking reduction of the 14-day clearance presently held by the Colonial theater, Norwich. Sidney, claiming harm to Smalley's theater in Sidney. Complaint named Paramount, 20th Century-Fox and RKO.

Atomicy, for Smalley, independent circuit operator, is Leonard Rosen- tahl of Troy.

Harry Kiggins Dead


McCrea Opposes Miss Lake

Hollywood—Joel McCrea will be opposite Veronica Lake in "I Married a Witch."
Hollywood to Spend $185,000,000 on 1942 Film

THEATER'S PART IN WAR PROGRAM

The theater's part in the industry's 1942 war program looms large. Aside from the use of its screens for war efforts, entertainments, factual news and Government messages, the theater is the ideal agency for drives and fund-raising campaigns incident to the successful prosecution and conclusion of the war. What American theater men can accomplish in this respect is illustrated by the raising of $1,000,000 for the United Service Organizations fund by an industry campaign.

Of major importance, too, is the average American theater's adaptability for air raid shelter use should the need arise. Strict structural requirements plus trained personnel and an acute sense of safety for theatergoers—and the average theater manager is responsible for the lives of more people than the captain of an ocean-going liner. —JACK ALICOATE.

In the complexion of product, a study of what is in work and what is in prospect strongly indicates that both war and "escapist" films will be emphasized. However, it is pointed out that what is now employed is a broad—term—it includes even "horror" pictures as well as comedies, shorts and boy-meets-girl romances.

American, too, will be stressed by studios and that many locales more open to the screen will be employed as backgrounds for forthcoming productions. One factor in the opening of the war was the degeneration of the domestic market. But so less important is the hunch that, as the United States assumes leadership in world affairs, these new locales will have equal interest in Latin America and in the British and other allied countries.

Comedies to the Fore in '42

That comedies will loom large in 1942 is attested by the fact that almost every summer with a repertory is working in the Hollywood studios. The unusual success of Abbott and Costello, of course, gave marked impetus to the comedy field. Each success in this line, it is believed, will be exploited to further emphasize his box-office pulling power. Paramount is also grooming Eddie Bracken, and following Hollywood's scamp for laughter names has also placed Oscar Levant under contract. M-G-M is expectancy "Red" Skelton to develop a large following. "Skeets" Gallagher, long absent from pictures, has also been groomed for a series of independent comedies. Harry Langdon and Buster Keaton were called back as well. Edward Everett Horton, Jonathan Winters, John Gilbert and Fuzzy Pallette, and Charlie Ruggles are among the free-lance funmakers who are coming back.

Hal Roach's streamlined features, averaging 50 minutes each, are an innovation in the fun field. A few of the important Westerms also are being affected by the boom in the comedy market, being made with "longueur in cheek" treatment.

Overseas Talent Prominent

Producers, directors, players and writers who in more happier times have loomed importantly on the British and European production see are contributing generously to current and future Hollywood scheds. Among them are, among others, Korda, who is making the pace set set with "Rebecca" while Robert Stevenson directs "Juno and the Paycock," Victor Saville is busy at Metro. Albe de Courville makes his American feature as associate producer on "Shanghai Gesture," which Arnold Pressburg produced, with Josef Von Sternberg as director.

Nancy Coleman, who was in charge of Warner Bros. production in England, is a producer at M-G-M's Culver City plant. Zoltan Korda directs "The Private Life of Don Juan," and his brother, Alexander, Richard Oswh who directed the silent version, "The Captain of Köpenick" in Germany, is making the talkie version here. William Sekely, whose film "Dinner at Eight" was a hit, is now a producer at M-G-M as is also Jack Forrester, who w long active in France. Rene Clair is directing at Paramount and John Reis and Julien Duvivier at 20th Fox.

The continuing influx of foreign talent brought to Hollywood by Continental favorites as Elizabeth Bergner, Michele Morgan, Jean Gabin, Eva Gabor and Maria Careggi. Broadway Talent for Films

As usual, Hollywood made inroads on Broadway talent, Paramount snared Vera Zorina, Irene Browne, Walter Abel, Victor Moore, Be Hutton, Cas Daly and Gil Lara. Samuel Goldwyn signed Tere Keattan "Cindy," and Warner Bros. signed Kesy Hepburn, Van Hefflin, "Rage" Raund and Rise Stevins, the last from a television contract held by Eddy in "The Chocolate Soldier."

Universal brought Carole Bruce the screen, while Warners us Edna May Wright. "The Man Who Came to Dinner" brings in a bundle, "The M-G-M's untamable" in Texas Van Hefflin is being cast in leading roles at M-G-M, and Ruth Hussey is getting bigger assignments at the Culver City studio.

Alexis Smith attracted attention in "Dive Bombers." "James Craig and "The RKO" are in "The Cross and the Double." Veronica Lake is one of Paramount's strongest newcomers.

Betty Field, Elia Hayworth, Cag Cregar, George Montgomery, Don Reed (with Metro) and Robert Ste he is making excellent progress RKO are in "The Hais," sister- Gypsy Rose Lee, Joan Merrill, Joseph (Continued on Page 9)
Year's Major Realignment Was In United Artists

Important Shifts in Executive Personnel Made Both East and West During Year

(Aftermath of the Consent Decree)

That block-of-five selling and compulsory trade shows will fade when such course becomes legally possible is deemed virtually certain. Exhibitor dissatisfaction has been amply demonstrated. Meanwhile, distributors are challenging the legality of the block-of-five selling in court proceedings that are to be gleamed from the fact that moves for similar laws which would require full program selling by the signatories to the consent decree threaten in Nebraska, Iowa and South Dakota.

"As for the decree's effect on production, it is already evident that the decree, of itself, is not improving and will not improve picture quality. Indeed, there is always the danger of impaired quality if studios, to present varied blocks of features, find it imperative to rush some pictures before the cameras. From the financing standpoint, the heavy investment required in product back-log constitutes a heavy burden."—JACK ALCOATE

(Continued from Page 9)

Goldenstern, Montague
In Dimes Drive Posts

in making March of Dimes collection at all home offices in New York City.


Appointment of Abe Montague as chairman of the Distributors' Committee also was announced. Montague is to organize the nation's film exchange. Judge J. B. Brandon of the March of Dimes was asked to assign salesmen to contact exhibitors and secure pledges in collaboration with State and County chairmen.

North Mobilizes Montana
For March of Dimes Drive

Billings, Mont.—Stewart North, State chairman for the motion picture industry's March of Dimes drive, has his State mobilized for the current campaign. At a meeting of the Montana Motion Picture Industry, being held at the forthcoming State Film Exposition, a successful campaign was announced. Ed Davison, Glasgow; H. G. Wells, Hardin; Bill Stevens, Scobey; Mrs. H. W. Knutson, Miles City; Judge J. B. Brandon, York, was appointed chairman of the Montana Motion Picture Industry's March of Dimes.
Dietz to Take Unity Sub-Committee Post

(Continued from Page 1)

of RKO, for Point 5 (protecting the good name and integrity of the industry) and Spyros Skouras will head the Point 1 sub-committee (coordination of policy and action in reference to taxation).

34 Features for 1942-43 Proposed by Monogram

West Coast Bureau of THE FILM DAILY

Hollywood—Monogram will distribute 34 pictures for the 1942-43 season, Steve Broidy, general sales manager, has announced following a three-day meeting of franchise holders in Chicago. Broidy also announced that Monogram sales to date already have exceeded the total sales for the 1940-41 season by 50 percent.

The 34 productions tentatively scheduled for the 1942-43 season will be set up in four groups, Broidy explained. The first will consist of four top pictures on a higher budget scale. There will be a second bracket of six and two additional groups of 12 features each.

Broidy pointed out that the greatest individual period for sales in the history of the company was the week ending Dec. 19. Recent circuit deals include those with M. A. Lightman circuit, Memphis; Sudekums, Nashville; Skouras Theaters, New York, and the Brandt circuit, New York.

WEDDING BELLS

Engagement is announced of Fan-cho, 1610 Bixby, to Abe Wax- man, and Alwyn Metzger. Wedding will take place in June.

Rosemary Lane and Bud West- mer secured a marriage license here Friday, with the wedding planned over the weekend.

Chicago—Evelyn Ozenham, secretary to J. F. Sullivan, clerk of the Chicago Arbitration tribunal, was married to Stanley Avery this week.

West Coast Bureau of THE FILM DAILY

Hollywood—Jerry Wald, associate producer for Warner Bros., was married Christmas Day to Constance Polan. Marriage took place at El Rancho Vegas, near Las Vegas. The couple will return to the studio in a few days as Wald is needed at the studio.

Morton Gerber, of Warners' home office division, who was on holidays for Christmas Day to Majoric Loth of Cincinnati, at the Hotel Warwick in New York City, coupled with Atlantic City on their honeymoon.

THE WEEK IN REVIEW

UNITY: The national Allied-po- posed Arbitration Committee program has vanced towards realization this week. George J. Schaefer, RKO prexy, Spyros Skouras, head of Warners, and Thomas Goldstein of Paramount Theaters and Harold M. Kalnine, assistant g.m. of Warners, have accepted posts as ter- poary chairman of the committee of the M. P. Industry Conference Committee. MPTOA board is ex- pected to take the unity proposal, the St. Louis MPTO having already signified its adherence.

SQUAWKS: Allied, through a Bu- lein to Samuel Cohn, signed John Exhibitor, asked St. Nick, amother thing, for the end of the a- bitration appeal board which holds the present contract in the existing order of things; all for a ceiling on rentals and a poll of fair dealing on the part of the distribs. toward it exhibs.

FINANCIAL: Bureau of Intern Revenue reported big jump in a- mission tax collections for Novem- ber—$10,411,397 compared to $6 823,775 for the previous month, and $7,154,225 for Nov, 1940. National theaters announced a de- end of $1,650,000 of which $693,00 will go to Twentieth Century-Fox and Warner Bros. In Dec., Inc. completed arrangements for rental of its bond and pro- fited. Its refunding loan plan calls for a $5,000,000 bank loan, and a $13,000,000 loan via several insurance companies per cent.

THIS AND THAT: Presid Roosevelt, in letter to Lowell Me- lett, director of the Office of Gov- ernment Reports, and named Co-ordinator of Government Films during the emergency, stated that he op- posed any censorship restrictions on films. In. Loev, Inc., sued Local 306, projectionists, under the She- man Anti-Trust Act charging that the union would stop it from licen- ing its films, and that it has been serviced by Local 306, and asking for a restraining order. W. F. Colloway was named West Coast dis- trict manager for UA.

Private Funeral Rites

For Blanche Bates

San Francisco—Private funeral services will be held for Blanche Bates, 69, who died from a stroke at her home here last week. Surviving her husband, George Cres, a son, and two daughters (Mrs. Lou- lie Lubliner. A star for 30 years Miss Bates retired in 1926, return- ing briefly to tax pictures to Katherine Hepburn in "The Lake" in 1938.

WHO'S WHO IN HOLLYWOOD

RICHARD OSWALD. Born in Vienna, November 5, 1885. Educated in Vienna.

Left home against will of his parents to become an actor. At 18, played his first role on stage in Vienna. Played character roles even as a youngster. Acted role of Mephisto in "Faust." Became a producer-director for Union, predecessor of Ufa. Forming his own company in 1916, he produced and directed 155 films in Europe, among them such hits as, "Lady Hamilton," "Lucrèzia Borgia," "Lilac Time," "The White Horse Inn," "Hound of the Baskervilles," "Cagliostro," "Dreyfus," "Living Corpse" and "The Captain of Koenepnick," of which Klaus Mann writes in the August issue of his magazine, "DeZicht," "Richard Oswald's Koenepnick is a poignant arrangement of German militarism and incidentally and infinitely better anti-Nazi film than any of the current blitz thrillers." Among Oswald's last European films were: "My Song Goes Round the World," in London, and "Storm Over Asia," in Paris, which he finished just prior to his departure for the United States. Among his motion picture discoveries were: Conrad Veidt, Lyda de Putti, William Dieterle and many others. Came to Holly- wood in 1926, where he has recently completed his first American motion picture, the American ver- sion of his "Captain of Koenepnick," starring Al- bert Bussermann. Oswald is at present preparing his own production of "The Mayerling Mystery," starring Height, 5, 8. Weight, 180 pounds. Eyes, blue. Hair, gray.

HOLLYWOOD SPEAKING-

—HOLLYWOOD—Tex Ritter spent his Christmas in his home town of Nederland, Tex., on his first visit there in six years. He is accom- panied by Dorothy Fay, his actress-bride. Ritter, who has just finished work in "Prairie Gunsmoke," at Columbia, will re- turn to Hollywood Jan. 2 to start on a three-months' p.a. tour through the Middle West.


DIRECTOR Richard Thorpe has added Virginia Grey to the cast of "Tarzan Against The World" at Metro.

PARAMOUNT Producer Arthur Hornblow, Jr., has flown to New York for a combined business and pleasure trip on which he will consider the screen possibilities of the current Broadway stage offerings.

GEORGE MURPHY, whose story, "The Chicago Method" is now being angled for by RKO and Paramount, has turned out another script in "Woe Is The Universe," yarn backgrounded by his semi-pro baseball days.

A BOOTH has been opened in front of the Warner Studios commissary for the sale of defense bonds and defense stamps. A veteran of World War I the first man in line, a script clerk number two and Jack Warner number three man. Booth will be open daily from 11 a.m. to 2 p.m. as an auxiliary to the cashier's office with a dif- ferent actress serving at the booth each day.


GLENN MILLER and his orchestra will be featured in "Melody Man," which Stanley Raish is writing at Twentieth Cen- tury-Fox for production by Bryan Foy.

COLUMBIA will produce "Miss Grant Takes a Vacation." The script now be- ing written by Gene Towne.

HARRY LANGDON and Charles Rogers have been signed to co-star in an as yet untitled comedy at Producers Releasing Corporation.

TWENTIETH-Fox has purchased "Spit- fire Squadron" story by Arch Whitehouse which appeared in the Saturday Evening Post.

LEON BELASCO, who has just completed his role in "Yorkie Doodle Dandy" at Warner Bros., is in New York to play lead- ing part in his Connolly's new Broadway show, "Flowers Of Virtue."

TWENTIETH-CENTURY-Fox has signed James Gleason to an exclusive long- term contract and his initial picture will be "My Gal Sal."
GOVT PROMISES NO DUAL TRUST TRIALS

Uniform Upswing Reported
By Paramount’s Associates; Other Co.’s Optimistic

A decided recovery from the “war worries” has been reflected in theater box-offices throughout the country, Barney Balaban, president of Paramount, reported yesterday.

Data from Paramount theater associates throughout the country, Balaban said, show a decided upswing in box-office business during the last week.

Ascap’s Neb. Action
Worries Theater Men

Lincoln, Neb.—Nebraska exhibitors are pessimistic as a result of Ascap’s move in New York, freeing a large members of the society as far as Nebraska is concerned, so they may protect themselves against му.

75 Cleveland Theaters
Plan Defense Matinee

Cleveland—More than 75 Cleveland theaters will participate in the Defense Matinee to be held here on Jan 2 which is scheduled to sell some 50,000 10-cent Defense stamps. For this special Defense Matinee, (Continued on Page 3)

Wattagamean, Huh?

Lincoln, Neb.—Nobody knows whether it’s intentional or not, but Ralph Ayer, city manager of the Lincoln Theaters Corp., has picked as the picture to reopen the $100,000 remodelled Stuart on New Year’s Eve—"Birth of the Blues."
Photographers Local 659
Asks Studio Jurisdiction

West Coast Bureau of THE FILM DAILY

Hollywood—Following a meeting of International Photographers Local 659 announcement was made that members would refuse to work with chief cameramen who are not members of 659 local unless the producers gave the union jurisdiction over all studio cameramen.

At least 30 chief cameramen members of the American Cinema Photographers would be affected by this move.

The union also is expected to pass a resolution prohibiting its members from holding a card in a dual camera union. The union demand is expected to be considered at the opening of the producers-IATSE negotiations in New York Jan. 5.

Fox, Detroit, to Stay
On All-Screen Policy

Detroit—The Fox, town’s largest theater, is slated to remain indefinitely on a straight picture policy, with no further experiment with stage shows, managing director David M. Ideal indicated, at the conclusion of a comparison of grosses over the past five years.

During 1941, the house grossed around $20,000 a week on a straight picture policy, to hit just over $1,000,000. While under the top figure with stage shows, of $1,300,000, this figure is just about equivalent to the five-year average of $21,000 weekly grosses for the house. Result is the conclusion that stage shows just cause extra operating expenses with no appreciable increase in revenue.

Festival Film Wins
Suit Over Chaplin 16 mm.

West Coast Bureau of THE FILM DAILY

Hollywood—Federal Judge Jenny yesterday gave a judgment to Festival Films for use of its Charlie Chaplin short subject in 16 mm.

Jenny also granted a permanent injunction and ordered all prints delivered up, in addition to awarding a judgment of $35,000 and ordering all court costs paid to Festival’s counsel, Herbert Silverberg. This judgment was granted against Movie Parade Theater operated by Edward Kohn.

Harley Clarke Plans
Production Return

Harley L. Clarke, former president of Fox Film Corp., plans to return shortly to the motion picture field. Clarke is sponsoring a new independent unit for the production of a film based on the life of Woodrow Wilson to be titled “Unknown Soldier.”

Clarke, who currently is in Washington, is reported to be negotiating for a major company release.

Col. Players Signing
Defense Scroll for F.D.R.

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia stars and featured players yesterday started a movement pledging support of the nation’s all-out defense effort during the coming year. A signed scroll bearing the pledge and designated “New Year’s resolution for Victory in 1942” will be sent to President Roosevelt.

The scroll will be sent to other studios for circulation so that ultimately it will bear several hundred names of personalities prominent in the industry.

20th-Fox Would Bar More
Browne-Biott Payoff Suits

20th-Fox yesterday filed a motion in the N. Y. Supreme Court to consolidate seven suits pending against it which seek to declare illegal payments made by company officials to George E. Browne and Willie Bioff. Application, in addition, requests the Court to bar the filing of any additional action until a final decision is reached in the present suits.

Colli Visiting Cleveland

Cleveland—Peter Colli, Warner Brothers supervisor in Latin-America, accompanied by Mrs. Colli and their daughter, came here from Havana, Cuba, to spend the holiday week with their sister and brother-in-law, the George Elmos. Elmos is local Paramount branch manager.

Harthill Hospitalized

Indianapolis—Carl Harthill, Monogram manager here, is confined to the Methodist Hospital here under observation.

COMING and GOING

LIEUT. COL. DARRYL F. ZANUCK will fly Washington Thursday to confer with top officers in the War Department.

H. W. SCHLEISINGER, Warner Bros. car producer, is here from the Coast and stop at the Hotel Astor.

LUCILLE BALL, and her husband, Arenz, are in New York to begin a appearance engagement at Loew’s State Sunday.

EDMOND O’BRIEN, RKO actor, is spent the Christmas holiday in New York.

DOROTHY MCGUIRE, leaves after her perfomance Saturday night in “Clandest” for a sex test on the Coast and will return in time Monday night’s show.

NATE SPINDOLG, Columbus executive, is in Florida for a short vacation.

TOMMY GOLDBERG of Baltimore is in New York.

Honolulu Circuit Gives
5% Bonus Despite War

Honolulu (By Air Mail)—Con- dumed Amusement Co., controlling exhibition field here, did not play the breakout of the war and the sultant curtailment of theater operation, to interfere with its payment of a Christmas bonus to hundreds of employees. Bonus giv is 5% per cent.

Although the blackout continue to restrict theater hours to day time, Consolidated further is keep all employees on the payroll, for present at least. Theater attendance continues show gains, and some houses a reporting capacity business duri the afternoon.

Houston in Washington
To Confer With Mellett

Washington Bureau of THE FILM DAILY

Washington—Herbert S. Housto chairman of the Institute for Advancement of Visual Education and Vocational Training, Inc., is be to place the services of the Insti tute’s affiliates at the disposal Lowell Mellett, Co-ordinator Government Films.

Houston, before his confer with Mellett, pointed out that educational pictures, made under the direction of the U. S. Office for Education, are now going in schools and plants to train worker

F. F. F.

They mean so much.

FINANCIAL

(Monday, Dec. 29)

NEW YORK STOCK MARKET

Not

Am. Seat. 43% 5% 5% 6%
Col. Picts. v.t. (25%) 3% 5% 5% 6%
Columbia 24% 2% 2% 6%
Con. Fm. Ind. 5% 5% 5% 5%
Con. Fm. Ind. p.l. 7 7 7 7
East. Kodak 137 134 137
Gen. p.f.d. 11 11 11 11
Low.’s 105.5 105.5 105.5
Paramount 106% 106% 106%
Pa. 1st p.f.d. 108 108 108
Pa. 2nd p.f.d. 108 108 108
RKO 108 108 108
RKO $6 p.f.d. 95.5 95.5 95.5
20th Century-Fox 106% 106% 106%
Union 106% 106% 106%
Warner Bros. 106% 106% 106%
do 99 99 99
NEW YORK BOND MARKET

Warner’s deb. 3% 3% 3%
Fara, 8-week 571571 571571
Pars. Picts. 3% 3%
Warrner Bros. deb. 6% 6% 6%
Monogram Picuts 3% 3% 3%
Radio-Keto c.v. 3% 3% 3%
Scopitone Corp. 6% 6% 6%
Technicolor 6% 6% 6%
Trans-Lux Corp. 7% 7% 7%
Universal Corp. v.t. 7% 7% 7%
Universal Picuts 7% 7% 7%

Hungary Bans U. S. Imports
But Will Play Pix Now In

Hungary will not permit any more American films to enter the country, but those already on hand may be shown according to news service reports from Berne, Switzerland.

It was reported that the Minister of Commerce in Budapest had issued a decree authorizing the State to take over all motion picture enter- prises in Hungary, part or all of which are owned by “enemy capital.”
Rules for Local 306 in Joelson Dispute

(Continued from Page 1)

Local 306 Out to Make N. Y. Operators 100 P.C. IATSE

Moving Picture Machine Operators Union, Local 306, will carry on its program of making New York City 100 percent unionized for IATSE projectionists, Joseph D. Basson, president, pledged in his annual report to the membership.

Basson declared the union had no intention of abandoning the plan for contract with distributors which would permit the membership to refuse to project film which had been or was to be exhibited by nonunion projectionists. The plan was blocked by the intervention of Herman W. Arnold, head of the anti-trust division of the United States Attorney-General's office.

In listing gains since his term office, Basson pointed out in 1935 there were no theaters under contract and today there are 346 under written contract. Wages have increased from $3,114,921 to $5,895,225.

Local 306 will hold its election of officers tomorrow night. Basson is opposed by Herman Gelber.

WAC to Open Offices

The War Activities Committee of the Motion Picture Industry will establish permanent headquarters here this week in Room 408, Paramount Bldg. Frances S. Harmon, executive vice-chairman, will be in charge of the offices.

Gov't Promises No Dual Trust Trials

(Continued from Page 1)

This, That and 'Tother

- • • NATIONAL BOARD OF REVIEW last night held an informal reception for its new president, Quincy Howe, at the Museum of Modern Art.... Howe presented awards made by the Committee on Exceptional Photoplays to "Citizen Kane" as the best film of 1941....and to "Target for Tonight" as the best documentary of the year....George J. Schaefer, RKO proxy, received the award on behalf of Orson Welles and the company....Everett Sloane was to have been the only member of the "Citizen Kane" cast to be present....but he had to hop the Stratoliner late yesterday for the Coast....having been called for a top role in "Journey into Fear"....

- • • • THE RED CROSS on the Coast needs five station wagons to be used for emergency ambulances and is asking for assistance....So Leon Schlesinger, Looney Tunes producer for Warner Bros., contributed $1,000 to start off the funds.... • • A United Press dispatch from Cincinnati tells of how 19-year-old William Kenney had the same tooth pulled twice....Seems that Kenney pulled out a loose tooth while sitting in a picture theater....and the picture must have been pretty exciting because, while holding the tooth in his hand, he put it in his right ear and a doctor had to be called to take it out....Wonder what the picture was.... • • MGM's Monday Round-Up from the press agents' corners tells this Gracie Allen silly about the two nuts in a bush—a...One was writing a letter and the other asked him why, because he hadn't seen anybody for 20 years....His pal said he was writing to himself...."What does it say?" asked the first one...."How should I know?" was the answer...."I won't receive the letter until tomorrow"....

- • • • THAT WAS A NOVEL AD the Little Carnegie had in Saturday's New York Times for "Quiet Wedding"....Without any ballyhoo or glowing adjectives, the ad in straight type told how the picture was made under air raid conditions in England....how it would make patrons cry and laugh and a little about the star and director....That was all....very simple....and yet the house broke its record on the opening day.... • • Times Square should have no trouble hearing a warning in the event of an air raid....Three large alarm horns have been set up at 46th and Broadway.... • • Wyoming may not have many theaters to help out in the March of Dimes campaign....but they'll be in there pitching....Nicholas M. Schenck, chairman of the industry development, received a letter from E. J. Schulte, state chairman for Wyoming, who explained that in two of the 23 counties there were no theaters operating...."The remaining 21 counties," Schulte wrote, "have 44 theaters with a total seating capacity of 22,108. From this you can see that we do not have a very large operating field but we will do the best we can"....

- • • • PARAMOUNT THIS AFTERNOON is tossing a party for the children of movie press folks....There will be refreshments, games and a screening of "Mr. Bug Goes to Town"...."Offspring's of trade press, movie magazine and newspaper writers will be feted. . . . P.S. . . . There will be no cocktails.... • • New York may be the locale of the first meeting of the Motion Picture Industry Conference Committee....And Allied's board of directors may hold its annual session here instead of Washington....

75 Cleveland Theaters Plan Defense Matinees

(Continued from Page 1)

theater cashiers will sell to each child a 10-cent defense stamp pasted into a defense book. Upon showing this stamp to the doorman, the child will be admitted to the theater, retaining the stamp. All film for the matinee is being furnished gratis by the distributors, and the motion picture operators are donating their services.

Plan, which originated with M. B. Horwitz, general manager of the Washington circuit, was used by every theater in Akron yesterday. Obviously, it is planned to help the children collecting defense stamps.

Defense Stamps as Prizes To Amateur Night Winners

Springfield, Mass. — The Court Square theater has started a series of Amateur Nights with prizes of $10, $5 and $2.50 paid in Defense Stamps.

Madison, Wis.—Beginning Jan. 1, each employe of the Ashley Theater Co., operating the Orpheum, Parkway, Strand and Madison theaters here, will receive Defense Stamps ranging from $1 to 10 cents in lieu of a portion of his pay.

WEDDING BELLS

Cleveland—Gertrude Shaw, M-G-M contract clerk, double—featured Dec. 25 by making it the occasion of her marriage to Charles Hogarth who came on from Pine Camp, N. J., for the event.

Chicago—Birdie Goldberg of PRC Exchange and Bernard Myers were married.

Farmington, N. H. — Ernest H. Wade, Strand's projectionist, and Fernande Gagne of Farmington were married at the Baptist Church parsonage, Berlin, Me.

Maureen O'Hara, was married to Screen Dialogue Director Will Price at McComb, Miss., yesterday. Miss O'Hara was formerly married to George Brown, assistant film director in England.
Ascap's Neb. Action Worries Theater Men

(Continued from Page 1)

sic - use an ingenuity tag. They've been using orchestras and pictures without checking music, and this places them in a spot.

There's no doubt that Ascap's members will use this state as a proving ground, even though it costs considerably more than it's worth locally. If, by making such a mess of obligations and copyrights out here, with accompanying suits, and individual contracts, the members prove that the old single contract with Ascap was far simpler, far less costly, and much less of a headache, the law will say that state legislatures going into this matter at all. In fact, what happens in Nebraska is of great interest, as it is a sort of a complex experience, these states not having anti-Ascap laws to thank their luck.

The average exhibitor who has given it any thought sees himself approached every month by two people - one a film salesman with a block-of-five, and the other, an agent for a given Ascap songwriter who has tunes in the picture, for which he must also be soothed with a percent of the gross, or so much a seat.

"All I need," moaned one exhibitor, "is to have some company produce an outstanding hit musical, then have them ask 50 per cent for it, and some songwriter give me an additional 25 per cent for the music"

It's all the result of a misunderstanding. The truth is that they believe, when the Supreme Court said Ascap could be regulated by states individually and its monopolistic tendencies should be broken, that they owed nobody anything for music. The decision, they thought, was a clean bill of health, with nothing more to be said about their being 10c a seat assessment as had been common.

C'est La Guerre!

New Haven — Theater managers will be their own six and warden, assisted by assistant managers, it is reported by the Committee of Civilian Defense here. Originally, the State Police Department suggested that each theater be required to employ a fireman or policeman as air raid warden. The managers will attend a 20-hour course for air raid instruction under Civilian Defense supervision.

Up-State Exhibs. Organize To Aid March of Dimes

(Continued from Page 1)

C7'

Triplex, Premiums Fading in Chicago

Chicago—Both triplexes and premiums appear to be on the way out. A checkup shows five houses using triplexes-three on the South side, two on the North side. Week-end "flash" shows are holding their own. Warner "heaters in the territory are expected to increase the use of bands and acts next year.

Sudekum Offers Crescent Houses for Defense Use

(Continued from Page 1)

use by Civilian Defense authorities.

First theater to be so used will be the Madison Theater, at Madison, where a Defense Rally will be held tomorrow. Admission fee will be one 25-cent Defense Stamp for adults and one 10-cent stamp for each child. The theater management furnishes a film to show without charge after a session of Defense rallies selling Defense Stamps. All suburban theaters are expected to be used for similar rallies.

Col. Cole Renews Consent Decree 'Sabotage' Charge

(Continued from Page 1)

that "The small gains made possible under the provisions of the consent decree are being at best most reluctantly granted by the few forces of various distributors, and at the worst (and more frequently) are being evaded and sabotaged."

6 New S. A. Franchise HOLDERS Set by Mono.

Deals with six new franchise holders for distribution of Monogram product in South America are being worked out by Norton V. Ritchey, head of the foreign department, who has returned from a 2-week trip to South American countries. Ritchey's tour covered a 15-week period during which he visited every country with the exception of Bolivia.

In Buenos Aires, Ritchey closed with Distribuidora Panamericana for Argentina, Uruguay and Paraguay. Other new Monogram distributors for South America are Alros Film Distributors, Santiago, for Chile and Bolivia; Amatuzan Films, Lima, for Peru; Francis V. Colman, Guayaquil, for Ecuador; Marchena, Moron & Co., Curacao, and Monogram Pictures de Cuba. The last named company is a new organization just set up for the handling of Monogram product.

In addition, the Mexican franchise was re-newed with Films Victoria.

Ritchey reported yesterday that business in South America has increased materially over last year and that prospects for a good year were bright.

Samuels Agency Moving

Samuels Agency, Inc., moves Jan. 1 to 250 W. 57th St.

Up-State Exhibs. Organize To Aid March of Dimes

(Continued from Page 1)

campaign. His county chairmen are: Lou Golding and C. J. Latta, Albany; Fred Karuolite, Binghamton; Hero Jennings, Mayor Frank Zuber, Norwich; William Benton, Saratoga; John Mannel, Corland; William Smalley, Cooperstown; Ernest D. Sargon, Saranac Lake; Mike Bourman- sour, Malone; Roland Sletter, Lou Hart, Gloversville; Nick Kaufman, Little Falls; William J. Tubbers, Watertown; J. Wolf, Lowville; M. J. Kallet, Oneida; Andy Roy, Stanley, Utica; Harry Untertoff, Frank Murphy, Sid Grossman, Syracuse; Harold DeGraw, Oneonta; Leo Ros- troy, Troy; Alex Papayanakos, Can- ton; Abe Cohen, Massena; Cari Dickerson, a salesmen; J. Walton, Cokeskill; Milt Schossberg, Glens Falls.

Warner Bros. Promotes Greenberg to Los Angeles

(Continued from Page 1)

this city. McKean's successor has not been named.

Greenberg joined the company in 1930 as a salesman with the Kansas City office and later went to the agerial post in 1936. He is a native of Boston.

McKean joined Warner Bros. in 1926 as a salesman at the New York office. He has returned, and has been connected with Fox West Coast Theaters and RKO. He is a native of Monroe, Ind.

So. Calif. ITOA Opposes Duds in War Emergency

West Coast Bureau of THE FILM DAILY

Hollywood — ITOA of Southern California and Arizona yesterday went on record as opposing double bills especially in the war emergency. Members favor single bills and believe shows should be shortened as much as possible.

A committee was appointed to draft a statement on replies from general sales managers of distributing companies who had been asked to adjust and modify contracts with exhibitors in Southern California because of the emergency.

No details of proposed statements were made public yesterday.

Republic More Than Doubling Fan Advertising

Hollywood — Republic will more than double its fan magazine advertising for 1942. In 1941 Republic spent $100,000 for fan advertising while the appropriation for 1942 was $50,000.

"U" Borrows George Raft

How was Universal able to borrow George Raft from Warners for the lead in a remake of "Broadway" which was made about 12 years ago? Because Manning will be pro- ducer and William A. Seitter director. Frank Shaw will be associate pro- ducer.

Theaters Recovering From War "Jitters"

(Continued from Page 1)

the last few days. The increase business has been uniform regardless of whether the theater opera- tors are on the Coast or in the teri-

The last of the first 3 key returns on Paramount's "Louisiana Purchase," business has topped receipts of both "Northwest Mou- led Polie' and "A Child of.github in the Dra- Picture opens tomorrow and Thu- day in 180 New Year engageme- Meanwhile, other companies' optimistic reports, M-G-M's "Bel- on Broadway" played to 242 cent of normal business in its firs- later, Milwaukee, which had its big- est opening in the history of house, topping "Boo Towny" $1,067. Picture starts tomorrow, Radio City Music Hall and in 40 cities.

The Roxy, Broadway, broke existing records since its opening 1927 with the first four days. "Remember the Day," Total for the four days was $55,858.

Warner Bros. reported it "You're in the Army Now" open- nationally on Christmas Day, bo- nus running from 10 to 16 cent of business done in the same situation a year ago.

United Artists estimated a night that "Dramatic Gesture" nett gross between $25,000 and $27,000 in its first Astor week, the distrri- utor adding that the figure would be an all-time money record for house. Attendance through Sund- was 31,612; intake up to 3 p.m. 3,700 was reported at more than $17,000.

Paul L. Buvload Dead

Detroit — Paul L. Buvject, owner of the New World Theater, the quarters house of the Midwest C- cult, is dead. His sister survives.

To the Colors

Clarksburg, W. Va. — Richa- Marks, son of Jack Marks and asso- ciated with his father in operat- ing the Orpheum Theater here, has be- come a commissioned first lieutenant in the Marine Corps and leaves for Camp Mer- Md., on Jan. 16.

Chicago — George E. Finley, Warner's Rhodes Theater has Join the Army.

Montgomery, Ala. — Frank Pow- Jr., doorman at the Paramount Theater, has enlisted in the U. Marine Corps.

Anniston, Ala. — Robert D. Rainwater, operator for Willy-Kines has gone on duty with the Navy Reserve at San Diego, Calif.
The public has accorded this delightful entertainment an enthusiastic reception. In her first picture since "Ninotchka" Miss Garbo again reveals her skill at delicious good fun. A bright spot in a serious world, this spirited M-G-M attraction is doing an outstanding business at the box-office.

GARBO

MELVYN DOUGLAS

TWO-FACED WOMAN

with

CONSTANCE ROLAND BENNETT YOUNG

ROBERT RUTH STERLING GORDON

Original Screen Play by
S. N. Behrman, Salka Viertel and George Oppenheimer
Directed by GEORGE CUKOR
Produced by GOTTFRIED REINHARDT
A Metro-Goldwyn-Mayer Picture
**1941 News Highlights**

(Continued from Page 1)

**Creismen Cresc**

**Becieemment Co. at Nashville, Tenn., and moved for early trials, in 1942, of its New York equity suit against the "Little Three" and its action against the Schine circuit in Buffalo. Judge Henry W. Goldammer stated he had not permit**

**anti-FIVE** LEGISLATION: The Minnesota Legislature enacted a law nullifying the five-block provision of the New York consent decree, and requiring instead lawsuit setting with cancellation rights. The law was challenged by the distributors, who meanwhile received federal Court permission to meet the statute's requirements. Similar legislation was defeated in Michigan and Georgia, continues a possibility in other northeastern states.

**UNITED ARTISTS' REALIGNMENT:** David O. Selznick became a partner, acquiring former stock holdings of Sam werum and the late Douglas Fairbanks, Sr. Subsequently, a new administrator, headed byoward C. Rattery, president, and Gerald 1. Sears, vice-president, assumed full management control, the company owners concentrating on production only.

**IATSE:** Following the conviction of George E. Browne, international president, and William B. his West Coast rep., on recrues extortion charges, Richard F. Walsh was named to the presidency, and William F. kupe was appoint-assistant president.

**UK, REMITTANCES AND QUOTAS:** A new one-year remittance agreement was successfully negotiated, permitting the American companies to work approximately, $20,000,000 in trojan dollars, nwm equal sum made available to the distributors through an increase in rental remittances, ranetional agreement reduced the quotas 4/3 percent.

**TELEVISION:** The FCC set new technical standards, commercial television made its debut via Station WNBK (WBK) on July 1, born full-screen theatrical television and coast television were successively demonstrators, and WWK moved to establish the world's first regular television network, network New York, New Orleions and Washington.

**BAHN.**

**ARLY—**

- Motion picture exhibition machinery starts with offices of 31 tribunals open for business.
- Theater divestment bill re-introduced in Nebraska, Iowa, and Western Iowa, dies in Ohio.
- UA reported buying Samuel Goldwyn's interest in company, ending litigation.
- New Senate anti-trust suit against ASCA in Milwaukee.
- Joseph Bovee warns industry against jump admission scales.
- Lewis Goldwyn's settlement continued. W. J. Merritt elected vice-president of RKO pictures.
- Goldwyn's UA stock to go to David O. Selznick.
- We buy theater, Baltimore, flies first transcontinental case for Paramount pictures. Party Pact 53-week net at $7,617,000 is gain of 100 percent.
- Little theater trial may go over until Autumn.
- Paramount acquires rights to "Lady in the Dark for record price of $275,000.

- Seven senior operating executives of Uni- versal get new year's contracts.
- Exec. consent decree (GWAC, F.C.C.) approved.
- 

**April—**

- MPTO and FCC of 110 to hold joint coast convention. $4,000,000 in film code "broken in" by U.S. 8, W. H. Eaton reports to the MPTO.
- 8,000,000 film contract extended three years. 
- Camp girls study film habits in 50 theaters, 342 names added to arbitration panels for 1941.
- Anti-trust bill passes Minnesota House, but fails in state Senate. Youngberg general counsel and J. Miller, secretary,组成 a new industrial, consi- senter of the department of commerce.
- GTE net up $153,750 to $594,930 in 1940.
- "Perfect Theater," Inv. Greenhow, Conn. for $90,000, anti-trust suit against dis- tributors.
- Court denies dismissal of Nomad (Oakland.
- 11-Famous Players Canadian, $1,072,770 net highest profit in history. W. I. Kerr, KOD radio vice-president, on heart attack.
- Minnesota anti-trust bill passes, faces "Big Five" challenge.
- Arthur Greenbaum named head of P.R.C. stas.
- Disney-RKO distribution arrangement extended.
- 1945 theaters in U. S. is gain of 614.
- Co-op theaters in Michigan back state anti-trust bill.
- 1945 theater bill reported at $1,526,912.
- Joseph Schenck and Joseph Mosko- n, theu business leaders, named joint starring executives.
- O'M.造型 gives equipment makers aluminum for "opportunity." M. P. DAA and MPTO oppose Berne copyright treaty.
- Joseph McKown, Schoenheit Cinematograph (Cich- cago) executive, dies.
- Minnesota anti-trust passage continues trade. U. S. may start admission tax at one dime to net $50,000,000.
- Nebraska theaters divestiture measure vote taken. Given knockout blow by committee move.
- 150-minute program bill introduced in Michigan.
- John O. Connor renews as RKO theater executive, recommended joining Universal. Jacob Fabian, Circuit founder, dies suddenly. Atchison theater round as director of RKO.
- Drive-in theaters in U. S. hits $2,000,000.
- Samuel Goldwyn in releasing pact with RKO Paramount 1940 net up $2,500,000 to $6,000,000.
- Joseph B. Reen reported to head RKO studio.
- Anti-trust selling new Minnesota law as Government co-operates with bill.
- Goldwyn faces fall below expectations. Twenty per cent motion picture entertainment.
Headlines Trace Year’s History of Industry

Anti-Trust Litigation, Arbitration and Executive Changes Hold the Spotlight

As 1941 draws to a close, the amusement industry pares to pay a final tribute to those affiliates in all branches whose deaths were recorded in the 12-18 months preceding this melancholy. The memorialistic obituary notices on the following pages are given with place of death and date obituary was printed in THE FILM DAILY.

HOMMER MULKEY, pioneer exhib. of Texas, Dallas. FD: 2-14.
FRANK E. WILLIAMS, veteran producer and director of MPTO at Iowa-Nebraska. Omaha. FD: 1-20.
NEIL ANGUS MCKAY, former manager of Mary Pickford’s theater, Chicago. FD: 2-10.
WILL. EVANS, one-time Gaumont British executive. London. FD: 3-11.
STUART A. HENDERSON, manager and director of stage and screen, Hollywood. FD: 3-14.
LESTER SHOFF, film equipment pioneer, Chicago. FD: 3-10.
JOHN W. WILLIAMS, theatrical producer, New York. FD: 3-29.

Vital problems before MPTO as joint convention with ICC opens in Hollywood. Joseph Pasternak terminates Universal contract by mutual consent. Contract decree to be in effect for one year. Unpaid quarterly profits total $1,000,000 for time.

Ed Kuykendall in MPTO convention address exudes optimism for industry’s future.

India’s Board of Exchange cuts U.S. imports.

New Metro sales policy nixes barter, W. F. Rogers tells RSTOA.

MCPAEA leaders, Allied general counsel, links MBA with too many clompy measures. MPAEA leaders, Allied general counsel, links MBA with too many clompy measures.

Abram N. Harris dies. Son, J. C. Syracusian films.

Columbia trumpet major victory in Senate.

Hollywood talent loans show second quarter dip.

Paramount mandates Barlow Balaban and other exhibitions.

United Artists to have first-run theater in Austin. Foundation funds movie for local university.

Exhibitor trade show attendance varies widely, as RKO “loans” Richard C. Patterson to the Trade Show.

Col. Joseph H. Davidson named head of Army Motion Picture Service.

U.S. plans to launch beach circuit with 12 houses.

MPTOA formal Council rejects plan for adoption of simple features in UK.

Commuter councils to receive special films, Spyros Skouras tells 20th-Fox sales convention.

‘General’ named manager of Hollywood’s.$100,000,000

Arms propaganda out of films, warns Will H. Hays in statement.

(Continued on Page 9)

— AUGUST —

1—Exhibitors have decided edge on arbitration in first six months of system. National Allied asks nation-wide joint adventuring campaigns.
2—Decided box-office pickup near, Grad jobs promise.
3—Senate probe of film war propaganda de- mands Clark, Breen effect.
4—W. S. McCarty and Maurice Bergman are named to Universal investigation. Universal pictures dismissees as Crescent anti-five. Senate may move plans.
5—W. F. Rogers declines UPA presidency offer, tells Senate.
6—Circuit heads make restricted reopening.
7—Joint Industry Committee suggested by Abram F. Myers, Allied general counsel. Commercial Pictures Corp. dismises as Crescent trust suit defendant.
8—Warners-Associted British Cinemas deal is signed in London.
9—Exhibitors by Jan. 1, predicted.
10—IATSE calls for 6 months up protest.
11—Commonwealth Studios escape hard state legislation.
12—Rate arbitration tax on price charge.
14—Cuban trade industry code augmented; admin. IATSE commission.
15—Max Miller and E. Lightfoot to operate Associated British Cinema circuit as joint managing directors.
16—Escape clause in consent decree may be utilized.
17—Material shortage felt as result of defense program.
18—General counsel for a year in drive in protest.
20—Eastman Kodak in $5,000,000 pay tilt.
21—Abram F. Myers sees some beneficial aspects of recent decree but holds definite assertion of consent decree to come.
22—Federal Grand Jury indicts George E. Breen, ATSE vice-chairman, and Willis Beiff on extortion charges.
23—Problems before exhibitors directed to Clevelend.

— JUNE —

1—U. S. Supreme Court upholds State Anti-Assoc. law for Florida and Nebraska.
2—National Allied Board discusses B.O. slump. Syrian operators are investigated.
3—Consolidation of RKO and X-A-D theaters foreseen.
4—Calvin Heilig, northwest theater man, dies in Sand, Ore.
5—Executives flock to FILM DAILY golf tournament at Gleneagles.
7—Murray Silverstone quitting top spot at United Artists.
8—Frank S. Harmon, addressing AMPA, reveals industry’s speed in national defense. Edward A. Perse named general manager of RKO film buying and booking department.
9—Michigan anti-black bill killed by Senate Committee.

— JULY —

5—Majors find headache in trade show problem.
6—Sol Lesser joining RKO as executive producer. Lower charges to S. H. Kohlner’s studio for prices for men in uniform.
7—Cuban control. New Metro 15-minute special dies in Senate.

— AUGUST —

2—MPTOA demands strong aid campaigns.
3—Majors push long-term short subjects campaign.
8—Waltke deal for John Maxwell holdings in Associated British Cinema in closing stage.

— SEPTEMBER —

1—Charges of propaganda in films falls, says Will H. Hays in letter to Senate sub-committee.
2—Opposition stifled to proposed 15% boost in Federal admission tax.
3—Neutralist movement includes海绵 by U. S. Circuit Court of Appeals.
4—4A reported weighing two examiners for presidency.
5—Industry wide, regarding victory as Senate sells 15%, increase in admission levy.
6—Motion pictures to be subjugated in film propaganda probe.
7—Industry wide, regarding victory as Senate sells 15%, increase in admission levy.
8—Motion pictures to be subjugated in film propaganda probe.

— OCTOBER —

1—Charges of propaganda in films falls, says Will H. Hays in letter to Senate sub-committee.
2—Opposition stifled to proposed 15% boost in Federal admission tax.
3—Neutralist movement includes海绵 by U. S. Circuit Court of Appeals.
4—4A reported weighing two examiners for presidency.
5—Industry wide, regarding victory as Senate sells 15%, increase in admission levy.
6—Motion pictures to be subjugated in film propaganda probe.

— NOVEMBER —

1—Sen. Claude Pepper denounces film propaganda as war against freedom of press.
3—16mm niche in propaganda “case” as Senate inquiry continues.
4—Hollywood motion pictures are not only an industry but also an art,
5—Protects for U. S. films asked in Cuban trade bill.

(Continued on Page 9)
—

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3*

Tuesday, December 30, 1941

Year's Major

News

3fa

Events in Industry
(Continued from Page 8)

12

—Wendell

propaganda

Willkie brands film

L.

probe as "sabotage."
New York consent decree criticized by
in Midwest versus Michigan Co-op.

court

decision.

suit

eliminate
agree
—Congressional conferees
on 9c
propaganda charges
— exemption
American Legion National con-

15

—

~-y

to
admissions.

tax
Film

Darryl

false,

Za«"ck

F.

tells

vention.
President Roosevelt by inference ridicules
film propaganda probe.
N'tional Allied protests film propaganda

—

17

inquiry.

— A. M.
— A'lied

18
19

22

Botsford

named 20th-Fox ad chief

national convention turns down unity
plan; directors reject action, order plebiscite.
Columbia reports $552,743 profit for year.
A'lied leaders say unity plan is not dead.
U. S. film critics poll by the FILM DAILY
nix Senate charges of film war mongering.
Army's technician call leaves British studio

—

short.
Sen. Sheridan

— nrobe

24

— Senate

25

Dowhey

charges.
nrobers
film

propaganda

film

rips

blanks

iust

fire

at

Nicholas M. Schenck.
U.

dailies

S.

rake

editorially

Senate

film

"witch hunt."
r ropaganda "reckless and untrue," Harry M.
tells Senate inquiry.
Film propaganda probe seen headed for curtain as Darryl F. Zanuck and Barney Balaban

26

Warner

—

28

—

30

testify.
U. S. indicts Nick Dean and Louis Kaufman,
IATSE leaders, for extortion.
York groups organize to fight film
40

New

propaganda probe.

— OCTOBER —

okay national
— Nine
mittee
worries
production
—
with shortage, including studio

joint

Allied units
plan.

1

2

U.

faced
ties

British;
facili-

and man power.
England Allied unit approves unity reso-

— New
paragraph.
but
6— Minnesota anti-five law ruled
United
Selznick deal

3

com-

_

activity

S.

rejects

lution

third

valid.

for

David O.

Artists

stock.

7

—
—

9

10
13

Warners theaters test higher Saturday and
Sunday prices.
Republic announces heavy expansion program.
Federal prosecutor clears majors in BrowneBioff case; had no choice but to yield, court

—
—

—

20

—

31

Council.
Mayor La Cuardia flays Senate probe and
lauds inquiry in AMPA luncheon address.
G'umont-British control passes to C. M.
Wo'ff and Arthur Rank from the Ostrers.
An*i-five legislative moves loom in Iowa and
tive

Cradwell L. Sears.
Joseph Bernhard urges priorities for theaters.
Green lieht given Allied's unity plan; national
joint unity conference to be arranged.
U. S. Rests in Browne-Bioff case.
$40 000.000 British coin for distribs reported
under new monetary agreement.
Paramount asks Minnesota anti-five decree

5

7841

—

29—

sa'es chief.
Maiors split

$7,850,000

in

frozen

Browne,

E.

right

to

sell

in

and Willie

Picture Arts and Sciences

e'ects Bette Davis president.
as

George

Darrvl

13

F.

Academy Research Council.
Ohio ITO eh'reees "sabotage"

of N°w York
decree's article 4 licensing features.
Federal
Knox
John
sentences Willie
Bioff to 10 years and George E. Browne to
Eight year*, n'us S*0 000 f>»« '"»«.
Eastman Kodak declares $4,200,000 wage

dividend.
Industry unify

— Chicago
—

18

British

named IATSE president
Browne resigns.
Zanuck reaooointed head of the
W"-i<=h

—consent
—
Judge

12

14

F.

elected

Bernhard

Bros, pictures.

vice-president

of

21

conference to be he'd in
December, FILM DAILY discloses.
National Film Board for U. S. suggested by
John Grie^on Dominion's F'lm Cnmmi« oner.
United Artists names Edward C. Rafterv
president, Gradwe'l L. Sears, sales chief and
Laudv Lawrence vice-president and executive
in

:

— HasMI

Masters leaves U.A. for Odeon viee-

presideney.

head

to

trial

in

Buenos Aires Recmires

Change

—Ohio

Buenos Aires (By Air Mail)

Nations theaters take war problems

11

— Industry

12

—

Government
Blackouts

— New

15

profit

—Hollywood
—

contract

players

16 —
17 —

trust

suit

trial

18

— Judge

list

hits

19— President
suoonrt to

Chicago conference.

committee

Richard Walsh of IATSE oledges
A F of L's no strike policy for

duration.

— MPTOA

board

half of
dissent.

okay

directors'

of
votes

plan

seen;

without

single

unity
in

and Charles Skouras ink new NaTheaters contracts.
grosses unaffected by arbitration
clearance awards
checkup reveals.
Conn, indie exhibs. ask return of blockbooking, opoose New York consent decree.
November Federal admission tax collections hit $10,411,197.
RKO unifies accounting and auditing under
Garrett Van Wagner.
President Roosevelt names Lowell Me'lett
Co-ordinator of Government Films; directs no

23

— Circuit

24

—

new

and support to
for

Henry W. Goddard bars consent deThree"

cree's fall by default; places "Little
suit on February calendar.

film

March 3

in

named

at

censorship.

Loew's

completes

$18,000,000

refunding

plan.

26

—

National Allied asks Appeals Board end.
OPM surveys studios on requirements of
vital
materials for 1942.
Loew's sues Local 306, operators, under
anti-trust

act.

George J. Schaefer, Soyros Skouras, Harry
Kalmine and Leonard Goldenson accept unity
29

assignments.
—committee
"Let Screen
why
tell

Sidney R. Kent.
National Theaters
(Australian)

Edwin
set

-

tional

cuit, dies.

service

of America reports $2,079,-

berg, treasurer.
Francis
Harmon resigns from MP D DA
S.
war activities committee coordina-

—

— Industry o'edges war
the president.
9—Schine
Buffalo.
10— Unity plan steering

Comoanv

164 nrofit for 1941.
Honolulu theaters open no raid damage,
FILM DAILY staff corresoondent wirelesses.
"Hands off" U.A. management by owners;
new operating setup completed.
O.P.M. choosing industry advisory committee: A. Julian BrylawsW named special consultant on priority problems.
Ma'com Kingsberg named to head all
J.
RKO Theater activities; N. Peter Rathbon
elected RKO vice-president, and Leon Cold-

to acceDt
tor post.

high.

9

75 per
air raid

Soyros

Government, in final Crescent suit arguments, charges series of monopolies to eliminate indie competition.
Paramount to redeem three and one-auarter
oer cent debentures from current cash.
3
Npw Yo'k censor cuts fall sharoly in 1941.
Rohert Tanlinaer resigns as Warners nationa'
oublicitv manager.
4
Robert Taolinger anoointed executive assistant to President Harry Cohn of Columbia
British Board of Trade okays Films Council'r
pronnsod slash in quotas.
5
M°TOA executive committee to attend
Chicago unity meet.
Paramount to redeem second preferred stock
Wm. P. "aoul named assistant president of
the IATSE.
8— Industry eves Chicago unity parley as group
conferences set stage.
Oscar Deutsch, head of British Odeon Cir2

to

A'l

nearly

— DECEMBER —

Coast grosses up

York theaters recommended as

Stanley

22
net

goal.

cut

shelters.

ITO convention tables resolution against

"Big Five."

in stride.

buries hatchet with adoption of 5
Point Plan for unity at Chicago conference.
Studios look for no war-time crippling of
production.
April trial for Little Three equity suit said

cent.

U. S. plan.
general sales man-

B-es. $5,429,302
doubles 1940 earnings.

—Mu-

RKO

20th-Fox

b'ock law.

M of T Title

in

nipical authorities required
to
switch the title of the March of
Time subject "Hitler's Peace," to
"Promises of Peace" before the reel
could open at the Opera and Ideal.

April,

UA

names

28— Warner

1

ro.nrdinator.

Warner

"Little Three"
Carl Leserman
ager.

five

27

to

US.O.
B°n Kalmenson elected Vifagranh's president
P M. wl'l establish theater division, FILM

E.

reported

Connors signs 5-vear contract with
20th-Fox as aide to president Sydney R. Kent.
Nicholas M. Schenck heads national motion
picture committee for 1942 March of Dimes.
lowa-N=braska exhibitors ready to ask anti-

con-

Bioff

10— O

funds.

Joseph

—

Minne-

on extortion charges.
theaters turn over $943,684

11— Richard

Connors

1)

was considered.

Tom

film

DAILY reveals.
Academv of Motion

(Continued from Paae

representing both sides are now engaged in drafting a final contract
which, of course, will be subject to
ratification by the companies and
the Guild. Latter is expected to act
via a membership meeting, probably next week.
Negotiations between the SPG
and the majors have been in progress for a period of months.
A
temporary impasse was reached
some time ago, but negotiations subsequently were reopened, and speedy
progress made. The SPG is an indie unit, although CIO affiliation

sales.

strictions.

7

All-Industry Unity meet called for

Setting Contract

Dec. 9.

Tom
26

sota under anti-five law.
Arbitration cost in first year is $190,000 less
than budget.
Canada puts ceiling on box-office prices.
Unity now or Government control, Col. H. A.
Cnlp tells Texas APied.
Northwest Allied warns on cancellation re-

—
—Geoife
v'rtod

6

Kalmenson named Warners sales chief,

succeeding Gradwell L. Sears.
Carl L°serman resigns as Warners assistant

granted

Films Council asks cut in quotas

British

— Chicago

of

—
—

4

relief.

—Ben

—

24

— NOVEMBER —

—

28

with

sign

British.

— Paramount

3

—

—

27

nets

25

Gaumont

Nebraska.

24

as

manager of Warners theater circuit.
R'nk named general manager

MPTOA

complaints
issues
RKO.
against
Industry asks priorities on production's needs.
SMPE convention speakers rake film propaganda probe.
22— United Artists talks presidency deal with

23

air

came through propaganda probe

Arthur

law
— MinnesotaFaramount. anti-five
20th-Fox and

21

back on

tunes

ASCAP.
with flying colors, Wendell L. Willkie tells
Motion Tirture Pioneers.
Harry A. Ka'mine named assistant general

—

17

— Film

30

Michigan Allied votes approval of unity plan.
Senate film propaganda inquiry postponed

Snooty Priorities and Allocation Board.
Metro's exclusive run policy is nixed In
arbitration appeal decision.
15—ERPI to be merged with Western Electric on
Nov. 1.
16
United Artists buys Walter Wanger productions and will produce.
Louis B. M'ver and David Bernstein testify
at Browne-Bioff trial.
AF cf L ousts George E. Browne from Execu-

SPG, Distributors

(.Continued from Page 8)
WILSON COLLISON, playwright, Hollywood. FD: J. STUART BLACKTON, veteran motion picture
5-27.
producer and long head of Vitagraph. Hollywood.
FD: 8-14.
WILLIAM M. JAMES, dean of Ohio exhibitors,
Columbus, 0. FD: 5-27.
DAVID WERNERS, veteran casting director, HolFD: 8-21.
SIR HUGH WALPOLE, British novelist, London.
lywood.
FD: 6-3.
GEORGE FISCHER, head of the Fischer music
FD: 8-28
publishing firm. New York City.
TED REILLY, veteran of the Comerford circuit, FRED HERMAN, Comerford Circuit executive,
Avoca, Pa.
FD: 6-12.
Wilkes-Barre.
FD: 9-2.
JOSEPH R. KAUFMAN, Universal's Cleveland JAMES A. CREELMAN, writer and producer,
manager, Cleveland.
FD: 6-16.
New York City. FD: 9-10.
FD:
Herald, New York.
9-29.
FD: 6-16.
IRENE FRANKLIN, actress, New York City, THOMAS J. CARRIGAN, star of the silent films,
FD: 6-17.
Detroit.
FD: 10-7.
HELEN MORGAN, actress, Chicago. FD: 10-10
RICHARD CARLE, veteran stage and screen ac- COL. J. R. BOOTH, JR., film financier, Ottawa,
tor, Hollywood.
Canada.
FD: 7-1.
CHARLES F. EYTON, pioneer film executive, CHARLES A. HOXIE, Ceneral Electric's inventor
FD:
Hollywood.
FD: 7-7.
of sound on film, Schnectady, N. Y.
ROY L. WALKER, president ITOA of Texas, Lam10-14.
pasas, Tex.
FD: 7-7.
VICTOR SCHERTZINGER, film director, HollyAURIOL LEE, actress and director, Hutchinson,
Kan.
FD: 7-7.
HAMILTON SMITH, director, producer, writer.
SAM H. HARRIS, veteran Broadway theatrical
FD: 10-30.
Hollywood.
producer, New York City.
FD: 7-7.
ARTHUR HURLEY, film director, Hollywood. FD:
CHARLES K. ULRICH, called "father of press
11-4.
books," New York City.
FD: 7-8.
MARCEL LEBLANC, author of the Arsene Lupin
FD:
KEENE ABBOTT, long motion picture critic of
Ferpignan, France.
stories and films
the Omaha
World-Herald, Omaha.
FDi
11-10.
7-9.
KENNETH DAVENPORT, long scenarist for the
FD:
SAM A. SCRIBNER, head of burlesque circuit,
Hollywood.
late Douglas Fairbanks,
11-12.
HUNTLEY WRIGHT, actor, London. FD: 7-15. OSCAR DEUTSCH, head of the Odeon Circuit
JEROME JACKSON, former head of the TedFD: 12-8.
dington Studios, London.
FD: 7-17.
WELLS HAWKS, publicist, founder of TPROA
LEW FIELDS, veteran actor, Hollywood.
Pomona.
FD: 12-8.
Sanitarium,
FD:
Pinehurst
7-22.
JOHN CHARLES WILSON, television engineer.
LOUIS C. HEHL, Secretary of the MPTO of St.
Louis, St. Louis.
FD: 7-29.
OSCAR E. WEE, New York theatrical producer,
JAMES V. RITCHEY, founder of Monogram PicCambridge Mass. FD: 12-12.
tures, New York.
FD: 7-29 .
OHN 0. ROHDF. Warner Bros, branch manager,
CHARLES MURRAY, stage and screen actor, HolOk'ahoma City.
FD: 12-16.
lywood.
FD: 7-30.
C. E. VAN DUZEE. Mmneanolis veteran exhibi°il"NELL PRATT, actor, Hollywood.
FD: 7-30
FD: 12-16.
EDDIE LEONARD, actor, New York City. FD: WILLIAM H. CADORET, general manager Mon7-30.
roe Amusement Co., Rochester, N. Y.
FD'
MOE STREIMER, United Artists home office
12-23.
representative, N°w York City.
FD: 8-1. DAVID HOWARD, film director, Hollywood. FD:
FREDERICK JAMES SMITH, fan magazine edi12-23.
tor and film
publicist,
New York City. JOHN G. EVINS pionepr exhibitor of Georgia,
FD: 8-6.
Atlanta.
J. J. PARKER, head of the Parker Circuit, PortWILL HORWITZ, well-known Texas theater
land. Ore.
FD: 8-12.
oo°ratrr. Houston.
FD: 12-29.
BERT KENNY, veteran Loew manager in the BLANCHF BATES, actress, San Francisco.
FD
Bronx.
12-29.

told.

—

14

jWemoriam— 1941

Film industry

indefinitely.
Bioff called self IATSE boss, Nicholas M.
Schenck testifies at extortion trial.
Paramount drafts plan for Minnesota selling.
Talent loans in third quarter show advance.
urges the
Rule theaters essential.

DAILY

reps,

we
to

fight,"

urges

guide

Hoyts

circuit.

W. Aaron

named

Loew's

assistant

general sales manager.
Film industry's war effort role is outlined
by Jack Alicoate, FILM DAILY pub'isher,
in annual year-end review and forecast.


A NEW ALL-TIME RECORD!

Remember the Day

HAS JAMMED AND PACKED NEW YORK'S 6000-SEAT ROXY FROM ROTUNDA TO RAFTERS . . . FROM MORNING TO MIDNIGHT . . . EVERY DAY SINCE ITS OPENING . . . PLAYING TO A RECORD-SHATTERING TOTAL OF 89,749 PEOPLE IN THE FIRST FOUR DAYS OF ITS RUN!

Attention, Exhibitors! If you haven't already done so, sign your pledge to help the industry's "MARCH OF DIMES" drive. Lobby collections, week starting January 22nd.
Arbitrator Had Ruled
Existing Clearances in
Columbus, Reasonable

Motion Picture Appeal Board has
reversed the decisions of the arbi-
trator in two cases filed by Fred
Rowlands, Columbus, O., exhibitor.
In both cases, the arbitrator dis-
missed the complaints on the ground
that the existing clearances were
not unreasonable.

In one case, Rowlands complained
that the clearance of 21 days when
the Markham Theater had over his
Parsons Theater was unreasonable
and asked that the clearance be re-
vised.

FIRST THEATER BLACKOUT TEST
Capitol, Worcester, Stages Initial Demonstration Before
Capacity Audience of 2,000

GORDON

By JAMES

FILM DAILY Staff Correspondent
Worcester, Mass.—What is be-
lieved to be the first air raid black-
out test to be held in any theater
in the East was staged at the Cap-
itol theater before a capacity audi-
cence of 2,000.

Test was before the demonstra-
tion, Manager Elmer D. Dan-
ielis appealed on the stage, told
the patrons a blackout test was to be
made, and introduced Lieut. Harry

Para. Sues Browne, Bioff for $100,000

Paramount Pictures yesterday filed
suit in Federal Court to recover
$100,000 paid to William Bioff and
George E. Browne, under alleged
extortion between May, 1936 and
January, 1938. The complaint stated
that this sum was turned over to
the defendants under duress and because
(Continued on Page 10)

First MPICC Parley
In N. Y. on Jan. 21

First meeting of the Motion Pic-
ture Industry Conference Commit-
tee will be held at the Warwick
Hotel, New York, on Jan, 21, Jack
Kirsch, temporary chairman, in-
formed THE FILM DAILY yesterday.
All sub-committees are expected to
(Continued on Page 6)

Scranton Houses In
Salvage Campaign

Scranton, Pa. — Civilian defense
salvage campaign opened here yes-
terday when free admission to six
Comerford houses in this city was
given to boys and girls who presented
bundles of papers, magazines or other
salvage material at the box offices.
Orient in nearby Dunmore and the
Granada in nearby Olyphant also
inaugurated the plan.

Company’s Profit Advances
$2,226,124; Earnings Equal
To $6.15 Per Share on Com.

For the year ended Aug. 31, 1941,
Loew’s, Inc., increased its net profit
over the preceding year by $2,226,-
124. Annual statement of the com-
pany, released today, shows that the
company earned $11,134,593, compar-
(Continued on Page 6)

So. Cal. ITO Blasts
Increased Rentals

Hollywood—In a statement issued
yesterday, the ITO of Southern Cali-
ifornia and Arizona, asserts that the
increased rentals being exacted of
indie exhibs, is making it impossible
for them to continue to operate their
theaters.

The statement in part follows:
“Steady increase in film rentals
(Continued on Page 10)

Scranton Takes UA Can.
Spot; Col. Names Glazer,

Dave Coplan, general manager of
Columbia Pictures of Canada, Ltd.,
has resigned to become Canadian
supervisor for United Artists. Cop-
lan’s successor will be Sam Glazer,
(Continued from Page 6)

Scrap Metal, etc., in 1942 Through Victory!

L. 80. NO. 128
NEW YORK, WEDNESDAY, DECEMBER 31, 1941
TEN CENTS

LOEW’S 1941 NET SOARS TO $11,134,593
Dismissal Decisions in Rowlands Cases Dismissed

N.Y. Film Critics Pick “Kane”
Ford, Cooper and Fontaine Also Get Awards

Producers, 8 IA Studio
Unions Resume Talks Mon.

Producers will resume negotia-
tions with eight of the IATSE stu-
dio locals in New York Monday.
Business delegates from the sound
men, electricians, grips, laborers,
costumers, studio machinists and
(Continued on Page 3)

Loew’s Stockholders
Meet Set for Feb. 3

Annual meeting of Loew’s, Inc.,
stockholders has been set for Feb. 5
at the home office. Re-election of di-
rectors is expected to be the high-

“Citizen Kane” was named as the best
motion picture of 1941 by the
New York Film Critics in their
seven annual vote, the results of
which were announced today. Gary
Cooper was selected on the first bal-
lot as the actor turning in the year’s
outstanding performance in his role
of Sergt. Alvin York, and John
Fontaine was named as the year’s
(Continued on Page 6)

First...
Capra to Direct Films
To Boost Service Morale

Washington Bureau of THE DAILY FILM

Washington—Back to Washington yesterday for the first time since the world premiere of his "Mr. Smith Goes to Washington" in October, 1938, came Frank Capra, top-notch Hollywood producer, to offer his services to the Army.

After confering with Army officials, Capra disclosed that he volunteered to direct and produce films designed to bolster the morale of service men. Capra said he would prefer to concentrate on entertaining and educational films for soldiers, aimed directly to the service men, and not to the general public.

He was met at the train by Col. Richard T. Schlesinger and Capt. Sy Bartlett. During the day he conferred with Brig. Gen. Frederick Osborn, chief of the morale branch. Capra’s rank has not yet been determined.

**Happy New Year!**

**Flat Conspiratory Levy Proposed in Washington**

Washington Bureau of THE DAILY FILM

Washington—While Congress will not start officially to work on the newly released Victory program until mid-January, a move for a flat conspiratory levy on large incomes was made yesterday.

The new headway on Capitol Hill yesterday suggested that the Government take all above $200,000 or $300,000 incomes, or excess amounts of any incomes subject to "normal" Federal taxation, in collections.

**Happy New Year!**

**$100,000 Roxy Week Seen For “Remember the Day”**

Twentieth-Fox’s “Remember the Day” is expected to roll up a first week gross of approximately $100,000 at the New York Roxy, it was reported at the office home yesterday.

C. W. White Dies in Miami

Miami—Charles Frederic White, 61, owner of Consolidated Amusement Co., died here after a brief illness. He was a native of Rumson, N. J., and came to Miami 14 months ago from New York. He leaves the widow, Mrs. Florence E. White, Intervenor in Woodlawn Park Cemetery, Miami.

Joelson Sued for $50,000 Brokerage Commissions

Julius Joelson was named defendant yesterday in suit for $50,000 brokerage commissions filed in N. Y. Supreme Court by Harry Thoens & Co., real estate broker. Plaintiff contends that it was employed in December, 1938 to procure for Joelson a theater circuit on the promise of receiving the customary commission.

According to the complaint the plaintiff arranged for the sale of the circuit owned by Consolidated Amusement Enterprises to J. J. Theaters, Inc., a corporation allegedly formed for that purpose by Joelson.

**Happy New Year!**

**War Won’t Curtail Schlesinger’s Production**

Leon Schlesinger, Warner Bros. cartoon producer, stated yesterday that the war would have no appreciable effect on short subject production.

Schlesinger said that he would produce the same number of cartoons next year as in his current schedule which covers the next five months.

**Happy New Year!**

**Home Offices Will Close Early to Mark ’42 Bow**

Home offices will mark the appearance of “Pulham, The Trutl” by closing at 1 p.m. today. Twentieth-Fox is expected to open by noon.

**Levine replaces Kalanche**

Harry Kalanche, head of Paramount’s artist bookkine bureau, has tendered his resignation effective immediately. Leonard Goldenson, assistant to Paramount’s theater department, announced yesterday, Harry Levine, Kalanche’s former assistant, succeeds.

**Rites for Mrs. Hawkinson**

Funeral services will be held today in Flushing for Mrs. Marie E. Hawkinson, mother of Robert K. Hawkinson, Latin-American division manager for RKO. Mrs. Hawkinson died Sunday. Her son is in Buenos Aires.

COMING AND GOING

MRS. JOSEPH SHULMAN of the Rivoli Webster, Hartford, is vacationing in Hollywood.

AL LICHTMAN has arrived from the C for home office conferences.

PATE CASEY, studio labor representative, rived yesterday from Hollywood.

ROBERT M. SAVIN, president of Actor’s Guild Corp., returns today from a tour of west exchanges.

DWIGHT OLIVER WIMAN and Jack Kinkaid planned out for the Coast yesterday for the musical, “They Can’t Get You Down.”

TONY MARTIN left Chicago for the West Coast last night to join the Navy.

**Happy New Year!**

**Loew Managers Compete For $2,000 Para. Prizes**

Loew’s theaters management area in the New York City area will compete, borough against borough, for $2,000 in Defense Bond offers by Paramount to the shows who achieve the best record at the eight of the latter company’s new pictures in the Loew’s-Pan- mail "Box-office Battle of the Boughs." An additional $8,000 has been appropriated for the contest and will be expended by a special adv campaign and in prizes for filmsgoers, who will participate in the contests to be worked out later.

Competition plans for which we announced yesterday by Robert Gillham, Para’s publicity chief, will divide the Loew’s showmen’s prize to four units: the Bronx, with $1,200, and the Southern area, $1,000. Manhattan, $1,000, and the Queens-Westchester-North Bergen sect, $800. Manager making the best shot of competing borough will get a $2,500 Defense bond and market, the assistant market of the same theater, a $1,000 bond. As far as the borough makes the best record, every assistant manager in that area will receive $50 bond, while every assistant manager in the next best borough will receive a $25 bond prize.

11,134,593 Profit reported by Loew's

(Continued from Page 1)

The profit was reported from the receipt of rentals and sales of films and accessories. In addition to prior year's justments, equalled $5,729,875, while excess profits taxes on partly owned corporations only amounted to $8,360 was in foreign countries, her than Continental Europe and the Far East, and principally in England, all subject in some degree to port restrictions. To the extent included for respective countries $440,000 has been received in the United States up to Dec. 26, 1941, and within four months, under an arrangement with the British Government, an additional $2,336,000 is expected to be received. The amount of net assets in all foreign countries, other than Continental Europe and the Far East (and including portion of cost of film productions allocated to foreign but retained on books in the United States) is $18,910,633, of whom net current assets, with some exclusion of cost of film productions, amounts to $6,731,037. The $919,759 due to banks by foreign subsidiaries, payable in foreign currencies, is guaranteed by Loew's, Inc. Net assets in Continental Europe and the Far East amount to $4,952,000.

The consolidated earned surplus account showed that the balance as of Aug. 31, 1941, was $30,017,813, compared with $56,715,616 on Sept. 1940.

**Happy New Year!**

Producers, 8 IA Studio Unions Resume Talks Mon.

(Continued from Page 1)

The producers' locals will attend as well as studio labor executives.

Pat Casey, who arrived from the east yesterday, will represent the producers. Projectionists and technicians' locals have signed already with the producers.

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**ALONG THE RIALTO**

by Phil M Daly

*EVER SINCE Longfellow Deeds went to town in the greeting-card-verses-penning realm, there have been but few "poems" or "rhymes" composed by our non-professional industry scribblers.... But among the few worth preserving for posterity and a smile is the delightful doggerel fashioned by Si Seadler and published in the Try-a-Rhyme column in last Sunday's PM.... We quote in full:

Nazi soldiers in retreat.
Running all the way --
Here's the lesson they repeat:
"Crime doesn't pay!"

**INCIDENTALLY** (and justifiably), Mister Seadler won two bucks for that metro-eal traffic, since it was one of four winning efforts concocted for better or for worse in the noose-paper's column, in which no olds are "hard"... And, incidentally, too, the Seadler pome is not wasted promotionally on the desert air, when you reflect that Leo the Lion has a very nice short subject series called "Crime Doesn't Pay".... In grabbing the two bucks, Mister Seadler proved that "Rhyme Does Pay".

**WHILE** Seadler was taking care of one apex of the triangular axis, another winner, one Florence Cooper, took a slug at the Snip-pone, and also won two bucks.... Now along to our desktop comes a non-commercial panegyric in rhyme which pans the pans off Bel Paese Massolini for even thinking that the Euro-Americans might not stand by the Stars and Stripes.... This verse flows from none other than Columbia Sileo (Mrs. Jimmy Sileo), and we'd like, space permitting, to reproduce it in full.... Between all the above writers, there's no opponent left for poor Phil M.'s typewriter but a few recalcitrant Slovaks, Hungarians, Romanians, and queer Quislings....

**STUFF AND STUFF**... Frank Schifffman of the Leo Brecher circuit will celebrate his 25th wedding anniversary on Saturday with a party at his home.... Gordon White, for many years advertising chief for Educational, is in town for the holidays.... Gordon is on the Defense Savings staff and has been with a camera crew making "Minute Man" talks in Minnesota and Wisconsin.... Crew next will work in New England and New York.... Paramount's party for the children of the press folks was a big success yesterday.... After filling up on ice cream and cake.... the kids had a great time seeing "Mr. Bug Goes to Town!".... and judging by the reaction, Paramount should know that its cartoon feature is a hit.... Bad news for the industry's fishermen.... at least those who like to cast a line in nearby ocean spots.... The Coast Guard has banned party boat fishing off the Long Island coast for the duration of the war.... This is going to hit such anglers as Si Seadler, Hal Horne, Tom Callner, Herb Berg, Bob Gilliam, Ed Finney, Bill Fire, Howard Reichenbach, Bob (Superman) Maxwell, Hank Linet et Al Wilker.

**MISS K. T. STEVENS** has been chosen by New York University's Motion Picture Club as the best film material of the year.... and accordingly has honored her with a plaque acclaiming her as "Miss New Year's of 1942."

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**Dismiss Dismissals**

In Rowlands Case

(Continued from Page 1)

dueled to seven days. The five convicted companies were defendants in both complaints and J. Real Neth Theaters Co., owners of the Markham, was the intervenor.

It was pointed out in the original hearings that Paramount contracts gave the Markham a run 30 days after downtown. Markham's contracts with 20th Century-Fox, Warner Bros., and RKO are similar to that of Paramount. The two theaters are nearly a mile apart on different thoroughfares.

The arbitrator in his award stated that the complaint had failed to sustain his complaint that the clearance was unreasonable. The appeal board, however, wrote that "we are of the opinion that the arbitrator was in error in favor of the Markham over the Parsons to be reasonable should not be made. In 45 days after first-run downtown." The appeal board, therefore, reversed the arbitrator's award and wrote that the "maximum clearance which may be granted to the Markham Theater over the Parsons Theaters in licenses hereafter entered into... shall be 45 days after last playdate at the first-run theaters downtown in the City of Columbus." Costs were assessed against all parties involved.

The same procedure was ordered by the appeal board in the case of Rowland vs. Main in Columbus, in which a reduction in the 21-day clearance granted to Neth's Eastern Theater. In this case, too, the Main was forced to follow downtown first-runs by 52 days, and the arbitrator, likewise, dismissed the complaint, declaring that the existing clearance was reasonable.

Appeal board, however, reversed the same procedure which in the case that the maximum clearance which may be granted to the Eastern Theater over the Main in licenses hereafter entered into by the defendant companies shall be 45 days after last playdate at the first-run theaters downtown in Columbus. **Happy New Year!**

Loew's Stockholders: Meet Set for Feb. 3

(Continued from Page 1)


**Happy New Year!**

*Eternal Gift* at Squire

The Eternal Gift at Squire theater, 685 Eight Ave., reopens in early January with "The Eternal Gift."
A HAPPY NEW YEAR

"Sergeant York"
"They Died Young"
"The Man"
"You're in the Army Now"
"All"

Straight through the year
Exhibitor Forums in Memphis, St. Louis

(NOTICE FROM PAGE 1)
efforts are more apparent than ever and that the sessions will be unusually interesting.

The Memphis forum will be held at the Peabody Hotel. The St. Louis meeting will be at Honey's. Richey has sent invitations to approximately 1,000 exhibitors in the two territories. Co-sponsors in Memphis will be Richey; recently appointed M. A. Lightman, Fred Wehrenberg will assist in the St. Louis forum. Success of the first forum at Columbus is expected to be repeated at the coming sessions. Speakers will include Joseph K. Goors, western sales manager of the Bureau of Advertising of the American Newspaper Publishers Association, who will give an illustrated talk on "Some Broad Points of Newspaper Advertising;" Bosa Short, of the Interstate; and others, who will lead a round table discussion on merchandising the junior features; Billy Ferguson will discuss exploitation ideas and present samples of 80 proven aids; Ed Salzberg, Bluefield, W. Va., exhibitor, who will discuss closer contact with the community.

Richey will preside at all sessions. He will be assisted by Duane, Branch Manager J. Frank Willingham and in Memphis by J. X. Quinn, branch manager. A luncheon in honor of Richey and Duane at the Central division manager, will be held in St. Louis. Mike Simons will handle discussion.

**Happy New Year!**

Blackburn to Co-ordinate Coast Pix Red Cross Drive

(NOTICE FROM PAGE 1)
yesterday, was appointed co-ordinator between the film industry and the American Red Cross for the war relief drive which H. M. Warner will head in Hollywood. Blackburn was designated at a conference yesterday attended by Norman Davis, Sloan Color and G. Stewart Brown of the Red Cross, Edward Arnold, of the SPG, William German and Harry Malzish.

**Happy New Year!**

First MI PPC Parade in New York Jan. 21

(NOTICE FROM PAGE 1)
be formed and chairmen appointed by that time.
The general committee, composed of industrial leaders in the exhibition and distribution branches, is expected to be present. The various points agreed upon at the organizing meeting in Chicago earlier this month.

**Happy New Year!**

Metro Buys Two Stories

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has acquired "The Stranger" by Clarence Upson Young and "Comin' at You" by Born Chase.

N.Y. Film Critics Pick "Kane"
Ford, Cooper and Fontaine Also Get Awards

(Continued from Page 1)
top actress for her work in "Susa- pion." John Ford, last year's winner, was selected as 1941's leading director for his work on "How Green Was My Valley," his last assignment before taking up his post as commander in the Navy. Orson Welles was runner-up for the best-direction award.

Awards at Private Dinner
Welles, producer and star as well as director of the winning film, which was released by RKO Radio Pictures, will be awarded the New York Film Critics' bronze plaque at a private dinner to be given by the reviewers on Jan. 10 at Leone's Wine Cellar. Annual cocktail party will be held at Louis' on Jan. 9. Plans for a Coast-to-Coast broadcast, including scenes from the winning film, are being made, however.

Cooper, Miss Fontaine and Command Ford will be awarded parchment scroll, but none has yet in- dicated whether he or she can accept the awards in person.

The critics voted Monday afternoon in the private dining room at the N.Y. Times. Eighteen members cast votes, two of them by proxy. "Citizen Kane," on the sixth and final ballot of the poll to name the year's best picture, won 10 votes. "How Green Was My Valley," the 20th Century-Fox production of the Richard Llewellyn novel, was the runner-up with seven votes. The only remaining vote was cast for "Sergeant York," Warners' biography of the World War hero.

New Rule Limited Balloting
Under a new rule to limit balloting, the two-thirds majority requirement was suspended after the fifth ballot, and the candidate with the greatest number of votes on the sixth ballot was declared winner. Candidates polling only one vote on a second ballot were automatically eliminated.

Last year's acting awards went to Katharine Hepburn for "The Philadelphia Story" and to Charlie Chap- lin, who did not accept, for "The Great Dictator." The best film of 1940 was Ford's "The Grapes of Wrath." "Wuthering Heights" was the Academy Award winner.

There was neither a best-film award nor a special-recognition award for 1940 as there had been in previous years.

Gary Cooper polled 14 votes, more than the two-thirds majority, on the sixth ballot. Miss Fontaine and Gary Grant drew two each for their portrayal of Citizen Kane, and Robert Montgomery and Gary Grant drew one each for their performances in "Here Comes Mr. Jordan" and "Suspicion," respectively.

Fontaine won on Fifth Ballot
Miss Fontaine won a two-thirds majority on the fifth ballot, her sister, Olivia de Havilland, polling two-thirds and placing second. Competi- tor. On the third ballot Miss Fontaine and Miss de Havilland were tied with six votes each. Miss de Havilland's advancement was based on her appearance in "Hold Back the Dawn."

Greta Garbo and Dorothy Comin- gore, the former for her acting in "Two-Faced Woman," the latter for her role as the second Mrs. Kane in the Welles picture, were also represented in the final ballot.


In the best-direction group, which was decided on the sixth ballot, Ford polled 10 to Welles' eight, the closest contest in the voting. Other direc- tors nominated on the first ballot were: John Huston for "The Mal- tese Falcon," three votes; Howard Hawks for "Sergeant York," two votes, and one vote each for Alfred Hitchcock for "Suspicion," Carol Reed for "The Stars Look Down," in Alexander Hall for "Here Comes Mr. Jordan."

Preston Sturges drew two votes on the second ballot for "Lady Eve," while Welles and Ford were tied with five votes each on the first ballot, Ford gaining a lead of three on the sec- ond count.

Of the actresses considered on the first ballot in that classification, Bette Davis in "The Little Foxes" and Joan Crawford in "A Woman's Face" drew one ballot each. Represented with one vote each were Sara Allgood for "How Green Was My Valley," Ida Lupino as "Lady Chatterley," Claudette Colbert for "Remember the Day" and Vivien Leigh for "That Hamilton Woman."

Miss Commarions and Miss Fon- taine had three each in the first tally and Miss Garbo and Miss de Havilland had two each.

18 Met. Reviewers Voted
The eighteen reviewers from metropolitan New York papers who voted were: Cecelia Agor, PM; Howard Barnes, Herald-Tribune; William O'Boone, World-Telegram; Kate Cameron, Daily News; Herbert Cohn, Eagle, secretary; Bosley Crowther, Times; Wanda Hale, Daily; Joyce Hime, Post; Loeise Jenson, Daily News; Dorothy Masters, Daily News; Leo Mishkin, Morning Telegraph; presi- dent; Bostel Petrasky, Journal-American; David Platt, Daily; Edgar Price, Citizen; Thomas M. Pryor, Times; Theodore Strauss, News, Inck; Irene Thrane, Post; Robert W. Dana of the Herald-Tribune and Archie Watson of the Post voted by proxy.

MAINE: C. J. Russell, Bangor; Stoddard, Houlton; Charles Brooks, Dayton.

MASSACHUSETTS: Hy Fine, Boston; J. Goodwin, Lynn; R. Stern- berg, Boston; F. McNamara, Brighton; H. Wasserman, Mattapan; John J. Ford, Boston; A. Garbose, Athol; Mr. Peterson, Boston; Nathan Goldstein, Springfield; Louis M. Gordon, Bos- ton; Irving Green, Watertown; Max Melnick, Boston; Charles E. Kurtz- man, Boston; Samuel J. Kurzon, Boston, Miss J. W. Howard, Boston; E. M. Loew, Boston; Francis C. Ly- don, Dorchester; Joseph Mathieu, Wehrenberg's, Lowell, Boston; George A. Ramsdell, Malden; Herman Rinfkin, Boston; Charles Morse, T. Harwood, Boston; Philip Smith, Bos- ton; Ralph E. Snider, Boston; Al Somerry, Boston; E. Harold Stone- man, Boston.

RHODE ISLAND: W. Sprague, Pawtucket.

CONNECTICUT: Harry F. Shaw, New Haven.

NEW HAMPSHIRE: John B. Barnes, Littleton; E. Farhey, Manches- ter.

**Happy New Year!**


(Continued from Page 1)
who is resigning as UA's Canadian general manager after an associa- tion of 19 years.

Coplan joined Columbia in Detroit in 1920, was manager for New York and London, and was named general manager and shifting to Toronto in 1932. He also is a member of the National Film Board of the Canad- ian Government.

Glazer joined UA as a salesman in 1925, having been formerly with Regal Films.

**Happy New Year!**

Astor and Criterion Open All Night New Year's Eve

The Astor Theater, playing "The Shanghai Gesture," and the Criterion playing "Sundown," both United Artists releases, will remain open all night—New Year's Eve—it was announced yesterday.

**Happy New Year!**

Producers Offer SPG Ten Per Cent Jump

West Coast Bureau of THE FILM DAILY

Hollywood—Producers' counter- proposal to the Screen Publicists' Guild's request for a 25 per cent increase is 10 per cent on basis of salaries effective Jan. 5, 1942.
1942's FIRST BLESSED EVENT!
Flash from Milwaukee! Here’s the tip-off. In its first four days it’s doing 243%, topping everything. And merrily launched with 400 New Year’s engagements from Coast-to-Coast! Clear the calendar for your hold-over!

MR. & MRS. LEO WILL KEEP 'EM ROLLING!

ROBERT TAYLOR
LANA TURNER
in
"JOHNNY EAGER"

SPENCER TRACY
KATHARINE HEPBURN
in
"WOMAN of the YEAR"

NORMA SHEARER
MELVYN DOUGLAS
in
"WE WERE DANCING"

JEANETTE MacDONALD
NELSON EDDY
in
"I MARRIED AN ANGEL"

"JOE SMITH, AMERICAN"
starring
ROBERT YOUNG

ABBOTT AND COSTELLO
in
"RIO RITA"


SAFETY with
M-G-M!
As the figures come in, even Paramount is knocked speechless by the grosses for "the show that has everything." But they're a matter of record, in BLACK and WHITE! "La.P." is outgrossing BOTH "North West Mounted Police" and "Caught in the Draft" IN 40 OUT OF 53 OPENINGS!

* ("North West Mounted Police" opened Thanksgiving week-end — "Caught in the Draft" opened Fourth of July week-end!)
NOTE: IN MILWAUKEE, "North West" opened in TWO houses... "Louisiana" is grossing as much in ONE HOUSE... the Palace... as "NWMP" did in BOTH!

NOTE: IN LOS ANGELES, both "NWMP" and "Caught in the Draft" played WITH A STAGE SHOW. "Louisiana Purchase" is outgrossing both WITHOUT A STAGE SHOW!

NOTE: IN WHEELING, Manager George Zeppos of the REX Theatre wires: "OPENED TO THE BIGGEST CHRISTMAS BUSINESS IN THE 25 YEAR THEATRE HISTORY; AUDIENCE REACTION AS SENSATIONAL AS THE BOX OFFICE. WE HAVE RAISED PRICES AND RAISE HAS MET WITH PUBLIC'S APPROVAL!"

WORD FOR IT!

Mount's

PURCHASE

OF 53

BOTH "NORTH WEST MOUNTED POLICE"

FOR SIMILAR HOLIDAY OPENINGS!*
Para. Sues Browne, Bioff for $100,000

(Continued from Page 1)
of illegal demands, backed by the threat of calling strikes.
Paramount pointed out that there was no labor dispute existing at the
time and stated that the payments were made "unwillingly."
Industry circles speculated last night on the possibility that similar
actions would be instituted by other companies which had been victimized,
according to testimony at the
Browne-Bioff trial.
Companies subsequently were sued by minority stockholders on the basis of
the alleged pay-offs.
★ Happy New Year! ★

Warners To Tradeshow Five
Warner Bros. will nationally tradeshow five forthcoming features Feb.
2-3. Pictures which will be shown are: "The Male Animal," and "Al-
ways In My Heart," Feb. 2, and "Bullet Scars," "Juke Girl" and "The
Enemy Within" on Feb. 3.
★ Happy New Year! ★

"Fantasia" Tradeshow Jan. 19
Trede screenings of Walt Dis-
ney's "Fantasia" have been set by
RKO for Jan. 19 in the distrib. 52
exchange cities, according to an an-
ouncement by Sales Manager A. W. "Andy" Smith, Jr.

★ Happy New Year! ★

EXHIBITORS
DRAFTED!

Our President needs your help in his
campaign to fight infantile paralysis!

SIGN UP TODAY
FOR THE 1942
MARCH of DIMES
LOBBY COLLECTIONS WEEK OF JAN. 22

PLEDGE! I will show the March of
Dimes trailer (supplied gratis) and make collections in my lobby the
week starting January 22. Send full details.

Name ___________________________ Theatre ___________________________
City ___________________________

Mail to your County or State Chairman, or to
National Chairman, Motion Pictures Committee,
March of Dimes, Suite 173, Hotel Astor, N. Y. C.

★ Happy New Year! ★

FIRST THEATER BLACKOUT TEST
Capitol, Worcester, Stages Initial Demonstration Before
Capacity Audience of 2,000

(Continued from Page 1)
continue to watch the pictures
which will be kept going. In the
event of the complete loss of elec-
tricity or the possibility of which
is very remote, this theater is equip-
ved with an automatic emergency
lighting system.

"Furthermore, when the 'all clear'
signal is relayed to you, do not rush
out of the theater to see what has
happened on the outside. If you
must go out immediately, go as
slowly and calmly as you would
ordinarily. But the best thing is to
remain seated for another five or
ten minutes—or for the rest of the
show, if you can."

Sohlberg then explained that the
test would be made sometime dur-
ing the next week.

This is what happened:
The theater presumably received
warning of the impending raid.
This warning was transmitted to
all departments over the theater's
telephone system.

Every light on the outside of the
theater, including lights in the lob-
y, was turned off. The cashier
dropped the glass of her window,
picked up her cash, and came into
the theater. All windows had al-
ready been blacked out.

Yellow lighted "Air Raid" signs
at both sides of the stage began to
blaze.

The house lights went up 50 per-
cent.

Ushers moved up and down the
aisles on the main floor and in the
balconies to calm nervous patrons
or to care for those who might do
anything that would contribute to a
general panic.

The picture continued.

Three ushers went to the roof
of the theater, including lights in the
lighting equipment to handle any
incendiary bombs which might fall
on the roof.

By 11:00 p.m. the engineers shut off boilers and intake fans.

To make the test complete, the
regular power was turned off and
the theater operated for about four
minutes on the emergency lighting
plant, which is designed to continue
be effective only if emergency
power was available.

During the use of emergency
power, the picture was off the screen
but interrupting the show would be
necessary only if the regular
power were turned off.

The blinkers lights remained on
for two minutes.

The audience reaction was just
about what might have been ex-
pected from patrons who had am-
ple notice that the thing was a test.

The older members remained
quiet, while some of the younger
ones gave vent to whiskers intended
without falling bombs and there
were a few muffled verbal "booms."

The all-clear signal was given by
the management.

Managers of other local theaters
were guests at the test and most of
them are planning for future tests
in their own theaters.

The managers agreed that there
are a number of problems—poten-
tially serious—to be ironed out.

One is the matter of preventing
a wholesale rush out of the theater,
considering, at the same time, that
there may be those in the audience
who would remain to whisper intended
during a raid is essential, or, at least,
desirable. These would include doc-
tors, air-raid wardens, public safety
officers, and others.

How to get such persons out of
the theater without starting a gen-
eral excitement is one of the problems
the managers have to clarify.

★ Happy New Year! ★

Witt Joins Hal Home

Peter Witt, formerly Samuel Gold-
wyn's personal rep. in Europe and
managing director of Twentieth Cen-
tury-Fox in India, has joined the Hal
Horne Organization. He will act as
field co-ordinator.

(Continued from Page 1)
expected by traders from exhibi-
tors has passed far beyond the sat-
uration point and independent ex-
hibitors now find themselves in the
position of having to operate both
fully and normally operate their the-
esters.

Terms of the consent decree instead of acting independently, ex-
hibitors have very substantially increas-
ed film rental prices and placed in
dependent theater owners in a help-
less and precarious situation.

Can't Pay First-Run Prices

"It is quite obvious that indepen-
dent exhibitors' inability to lease pie-
ce run-film at cheap rentals di-
s makes it impossible for them to
pay the same, and sometimes greater,
percentage terms paid by first-run
theaters," the trade publication
states. "We understand that the films
are reaching their theaters on a
basis of interest attracted by news
and community, as well as attend-
ance at the subsequent-run theaters.

So. Cal. ITO Blasts
Increased Rentals

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So. Cal. ITO Blasts
Increased Rentals

This request resulted in a major-
ity of distributors replying that
they would be glad to endeavor to solve
each exhibitor's problem individually
but that they would not consider
granting a general modification or
reduction to meet the present emerg-
ency. This attitude, despite the fact
that all independent exhibitors are
bitterly disillusioned by the fact that
most of them most reluctantly contemplate
the necessity of closing their the-
esters, is creating in the minds of all
exhibitors a firm conviction that dis-
tributors have no regard, no sympa-
yth with the exhibition branch of the
motion picture industry.

"Last Pound of Flesh"

"This is particularly true when
profit statements of a majority of dis-
tributors indicate the necessity for
them to exact the last pound of
flesh.

Exhibitors are helpless with no
normal recourse, and the burning
question is, what are distributors go-
ing to do about it? This question can
only be answered by the dis-
tributors themselves, not by vague
promises but by immediate action in
the reduction of rentals. If this
thing is not done, independent exhibi-
tors of the United States will find a way
not only to protect their investment
but to assure the public of the normal and continuous op-
F
rata.

So. Cal. ITO Blasts
Increased Rentals
War Effort to Occupy N.Y. Legislature

Opens Jan. 7; Little Film Legislation Seen

By RICHARD J. CONNERS

Albany, Dec. 29.—Prosecution of a successful war effort is the major concern of the 1942 New York State legislature, which convenes Jan. 7 to hear Gov. Herbert Lehman's annual message. The motion picture industry has already indicated its enthusiastic support, measures designed to aid in the national effort at home and abroad. The feeling exists that legislators particularly will have real interest in legislation.

While legislative policies undoubtedly have

Trade Control

Launched

WASHINGTON—Wartime censorship is at last a reality. A clearance decision affecting all theaters in Oakland, Calif., was reported to American Legion headquarters today by the San Francisco Chronicle.

The decision, which was brought by the National Association of Theatres, Oakland, on behalf of one of its members, was issued by the U.S. War Production Board. The case was brought to abolish a law that prohibited the exhibit of certain films. The decision was issued after a hearing of the case by the War Production Board's answering council.

Clearance Award Affects Theatres In Oakland

A clearance decision affecting all theaters in Oakland, Calif., was reported to American Legion headquarters today by the San Francisco Chronicle.

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Loew’s Palace, WASHINGTON — first week a pre-Christmas record. Second week, each day topping similar day of previous week. U. A. Theatre, SAN FRANCISCO — now in its second week and still doing more business than any two opposition theatres combined. Held over, of course. Loew’s State, HOUSTON — 172% of average holiday business. Great Lakes, BUFFALO — 260% of average. Will be brought back to same theatre for a repeat run. Warner’s, YOUNGSTOWN — in four days did double the average business of the theatre for a full week. Shea’s, ERIE — opening day biggest gross of any U. A. picture in three years. Orpheum, MONTREAL — unheard of gross as picture does 262% of last year’s Christmas attraction! AND HELD OVER IN 52 THEATRES FROM COAST TO COAST!

EDWARD SMALL presents
ALEXANDRE DUMAS’ masterpiece of adventure and romance

THE CORSCAN BROTHERS
STARRING
DOUGLAS FAIRBANKS, JR.

WITH RUTH WARRICK • AKIM TAMIROFF • J. Carroll Naish • H. B. Warner • Henry Wilcoxon • John Emery • Gloria Holden • Veda Ann Borg • Directed by Gregory Ratoff

Screenplay by George Bruce • From a free adaptation of the Dumas story by George Bruce and Howard Estabrook

Released thru UNITED ARTISTS

NEXT ATTRACTION AT LOEW’S CAPITOL THEATRE, NEW YORK CITY