$34,000,000 PIX COIN "FROZEN" IN U. K.

Extend Teaching Films Contract for Three Years

Will Run Until June, '45; New Catalog to be Issued May Have 150 More Shorts

Extension of the present contract by which selected non-current theatrical shorts are distributed by Teaching Film Custodians, Inc., to American schools until June, 1945, is assured. Directors of Teaching Film Custodians have okayed negotiations for a new three-year pact to supplement that expiring in June, 1942. A revised catalog of selected shorts (Continued on Page 6)

Crime and Horror Films Decline 3%

Crime and horror pix in 1940 dropped more than 3 per cent, according to PCA statistics contained in the annual report of Will H. Hays, MPPDA presy. Films in this classification in 1940 totaled 108 or 20.65 per cent as against 139 or 23.80 per cent in 1939. While Western and action pictures (Continued on Page 6)

Weston Gets Membership In Local 228, East St. Louis

East St. Louis, Ill.—Clay A. Weston, ousted business agent of Local 140, Operators, has been granted a membership card in Local 228 here. Action came after Local 228 for (Continued on Page 6)

150-Minute Program Bill in Mo. Senate

Jefferson City, Mo. — The 150-minute program bill, sponsored by the Better Films Council of Greater St. Louis, and drafted by its counsel, Col. Milton F. Napier, has been hopped on the Senate floor by Sen. Michael Kinney of St. Louis, Missouri, quickly had its first reading.

Hays on the Industry

CONSENT DECREE: “Only time can determine whether the experiment now under- taken will work out in every provision. What has been established, however, is a result which neither destructive legislation nor expensive litigation could by themselves produce. Legislation and litigation may decide an issue, but only self-regulation can solve a problem.”

RULES OF ARBITRATION: “By adopting once more a plan of arbitration, is (the industry) has moved in the direction of peaceful settlement of trade disputes. It is earnestly recommended that the effort for better understanding be pursued by both exhibitors and distributors.”

TNEC MONOGRAPH: “The statement is so keen about the forest that it overlooks (Continued on Page 6)

Walbrook Decision Split; No Appeal

Washington Bureau of THE FILM DAILY

Washington — A split decision marked the first arbitration case to be decided in the Washington area, as Arbitrator E. Barrett Prettyman made his award in the Walbrook clearance case over the weekend after a five-day hearing. Prettyman announced that he found that the clearance of Durkee’s (Continued on Page 4)

Fred Hutchinson Appointed Para. Sales Chief in U. K.

Fred Hutchinson, currently in M-G-M’s sales department in London, has been named Paramount’s general sales manager for Great Brit- (Continued on Page 4)

No Specific Number Of Pix from Para.

Paramount will not announce any specific number of pictures for the new season, Barney Balaban, presi- dent, said yesterday because, under the new system of selling in blocks-of-five, the “season” will be eliminated. The studio will simply turn out pictures continuously to be sold in blocks-of-five, doing away with the (Continued on Page 2)

Sunday Pix for Service Men

Defy Virginia Blue Laws

Washington Bureau of THE FILM DAILY

Washington—Basing their action on a ruling handed down 10 days ago by Commonwealth Attorney Al- bert V. Bryan, Alexandria (Va.) movie theaters opened Sunday for (Continued on Page 4)

TNEC Report Silent on Films

Propose FTC Regulation of Trade Ass’ns

NBC Red, Mutual, Colonial, Nets in Davis Pix Plugs

World premiere of Bette Davis’ starrer, “The Great Lie,” in Littleton, N. H., Saturday night is set for radio plugs via both the NBC Red Network and Mutual, Coast to (Continued on Page 4)

Hays Report Gives Figure; Says Aid Policy Ameliorates the Exchange Problem

American film company revenue “frozen” in England under remit- tance agreements negotiated since the outbreak of World War II will, at the present rate, total approxi- mately $34,000,000 by Oct. 31 when the present pact expires, according to a (Continued on Page 4)

H’wood Syndicate Reps. to Aid Industry

West Coast Bureau of THE FILM DAILY


Columbia Answers Gov’y’s Amended Complaint

Columbia Pictures yesterday filed its answer to the Government’s (Continued on Page 4)

De Toto Withdraws Arbitration Case

Arbitration case filed by Richard De Toto, owner of the Geneese Thea- ter, Mount Morris, N. Y., against 20th Century-Fox and Warner Bros. has been withdrawn. De Toto had charged that the two companies had refused to make their 1940-41 pro- gram available to him. Case is re- ported to have been settled between the parties involved.
Loew's Ordered to Sell Product to Van Derveer

Chicago—M-G-M was instructed to offer its 1940-41 program to E. F. Van Derveer, State Theatre, Ill., in a decision by Charles Henkle, arbitrator in the case. Seeking M-G-M pictures on a "some run" basis, Van Derveer charged that the distributors had refused to license him product, thereby violating Section 6 of the decree.

C. F. O'Donnell to Arbitrate Austin Drive-In Claimant

Dallas—C. F. O'Donnell has been named arbitrator for the case filed by the Joseph Drive-In theater near Austin. Case will be heard April 10.

La. Supreme Court Kills Davilla's Boswell Suit

New Orleans—The Louisiana Supreme Court yesterday dismissed a $7,000 suit brought against the three Boswell sisters by Joseph J. Davilla, New Orleans agent, for alleged breach of a verbal contract. Davilla claimed the sisters—Connie, Martha and Veet—broke a verbal contract in April, 1926, to sing behind movie screens to give the impression of talkies, which were still in their infancy.

In dismissing the suit, the high court upheld a previous decision by the District Judge William H. Byrnes, Jr., that Davilla failed to show existence of a contract.

D of J Can't Ask Triple Penalty, High Court Says

Washington Bureau of THE FILM DAILY

Washington—By a split 4-3 decision, the Supreme Court held yesterday that the D of J cannot sue for triple damages claimed to result from price-fixing by competitors in violation of the Sherman anti-trust act. In reversing the decision of the Federal District Court, the Court held that Davilla is not a "person" within the meaning of the anti-trust law and hence could not maintain the suit.

RKO Board Meets Friday On "Kane" Controversy

RKO's board of directors is slated to meet Friday to consider the release of Orson Welles' "Citizen Kane." Reliable reports indicate that the picture will be released within two weeks.

Anti-Ascap Bill Filed In Illinois Legislature

Springfield, Ill.—Representative Leo Croweley of Peoria yesterday introduced an anti-ascap bill in the Illinois Legislature.

Siamese Pix In Belmont Bow

"King of the White Elephant," Siamese twin sisters by Joseph J. Davilla, will have world premiere at the Belmont Theater Friday night.

Hays, Farley to Appear As Witnesses for Schenck

Will H. Hays, MPPDA prexy, will be a witness at the trial of Joseph M. Schenck in Federal Court today, and former Postmaster General James A. Farley will be a witness on Thursday to testify in behalf of Schenck, it was stated yesterday. Charley Chaplin was on the stand yesterday as a witness for his old friend, Schenck, who was Philip D. Gibson, Chief Justice of the Supreme Court of California.

Irving Berlin and John Golden testify in the good reputation of Joseph H. Moscowitz, also on trial on a tax fraud charge.

Presentation of defense witnesses began after the Government closed its case and Judge Grover M. Moscowitz had denied defense motions for a dismissal of the ease.

Ban on Juvenile Admissions Still Stands in Montreal

Montreal—Admission of children under 16 to movie picture theaters, except where the Attorney-General of Quebec province gives special permission, is not yet lawful in Montreal despite legislation that the enforcement of the ban would not be so severe henceforth. This conclusion developed from a judgment of Recorder Leonce Plante in a case in which the City of Montreal proceeded against the Princess theater for violation of the law by showing "Snow White and the Seven Dwarfs." The ban is to commence with July 1 of the year in which a local law imposing it takes effect.

The law provides that it shall be presumed that all receipts are a proper measure of the tax until the contrary is established.

St. Louis Local B 2 Spurns Pact Offered by 60 Indies

St. Louis—Proposal for a new five-year agreement between 60 indie houses in this city and St. Louis county and Local B 2, IATSE, comprising ushers, ticket takers, doormen and service help, has been rejected by the union. The union is seeking new points of having in all classifications, with an early term in the contract as discussions continue. Pickets posted in front of the Loew's, Edward and Edison theaters.

No Specific Number Of Pix from Para.

(Continued From Page 1)

numerical program of former selling seasons.

The appointment of Leonard Goldman as head of the theater department, which was announced by Dali- aban at the end of the month, will not affect other members of the department, Balaban stated. Goldman has been the nominal head of the department for some time; his occupancy of that post has now been made official.

Nova Scotia Theaters Admissions at Record

Halifax, N. S.—The year 1940, brought a new record in paid theater admissions and in amusement fee collections, in Nova Scotia. The paid admissions totaled 8,079,568, which were higher than 1939, by 1,517,713. In fees, the total collected for 1940, was $234,247, which was $46,809 higher than for 1939. During 1940, the censors passed 196,000 films, totalling 5,600,000 feet. A statistical report on last year's activities of the censors, was submitted to the provincial secretary.


West Coast Bureau of THE FILM DAILY

Hollywood—Republic has signed a new six-picture pact with The Weaver Brothers and Elviry. Armand Schaeffer will continue to produce. Last of the pictures on the Hillbillys' old contract is "Thunder Over The Ozarks."

Bill Hebert to Handle Publicity for Goldwyn

West Coast Bureau of THE FILM DAILY

Hollywood—Bill Hebert, formerly with C. B. DeMille and David O. Sel- znick has been made publicity director for Sam Goldwyn. He is now completing some magazine assignments and will assume his new duties within two weeks.

Para. Signs Helen Gilbert

West Coast Bureau of THE FILM DAILY

Hollywood—Helen Gilbert, formerly with M-G-M has been signed by Paramount to long-term contract.
They're All Holding 'The Sea Wolf!' in the First Roaring Week of Release!

Edw. G. Robinson
Ida Lupino
John Garfield

'The Sea Wolf'
by Jack London

with Alexander Knox • Gene Lockhart • Barry Fitzgerald
Screen Play by Robert Rossen • Music by Erich Wolfgang Korngold
Directed by Michael Curtiz

"Warners can take a bow—'The Sea Wolf' is Hollywood at its best."
— N.Y. Daily Mirror
Assignment and Sale of Radio Station

(Continued from Page 1)

Ambassador theater over Thomas D. Goldberg's Walbrook in Baltimore, was not unreasonable. He further found, however, that the clearance of Durkee's Forrest and Gwynne theaters over the Walbrook was unreasonable and decreed that hereafter the Forrest and Gwynne clearance should be merely ahead of the Walbrook. This means that the Walbrook will be entitled to receive the films played in the two Darke theaters as soon as they are available, which it is understood will be the next day after the Forrest or Gwynne run is concluded.

All parties to the proceeding appeared to be well satisfied with Prentyman's decision and outward indications were that no appeal will be taken, despite the voluminous record that was built up during the hearing. Counsel for all parties commended Prentyman for his impartiality and patience in hearing the prolonged arguments and testimony.

Interested exhibitors and others who sat through most of the proceedings agreed that the first arbitration case in this District was a distinct success, beside the view point of the arbitrator and his decision, and the efficient manner in which the local AAA office provided facilities and handled the case.

The lone suggestion for improving the proceeding in future cases was to have the parties stipulate many of the non-disputed facts to speed up the hearing.

The Westway clearance case, also arising in Baltimore, has been set for April 15, before arbitrator Seton Darr.

First Withholding of Prints Complaint Filed in Denver

First arbitration case involving withholding of prints has been filed by E. K. Menagh, owner of the Star Theater, Fort Lupton, Colo., with the Denver tribunal. Complaint names the five consenting companies to the consent decree.

Menagh charges that the Star has day-and-date availability with the Rex Theater in nearby Brighton, Colo., but that he frequently is unable to hold to his schedule because distributors inform him that there is no available print. The Rex, he contends, always is furnished with a print.

Hutchinson Appointed Para. Sales Chief in U. K.

(Continued from Page 1)

Hutchinson is scheduled to take over new duties in about two weeks.

Walbrook Decision Split; No Appeal

“Names Make News” ... and a Colym

○ ○ ○ GEORGE M. COHAN, whose life and songs will reach the screen via Warners’ “Yankee Doodle Dandy,” starring James Cagney as Cohan, will go to the Coast in mid-Summer to supervise the production. Muta’s ace sports commentator, Red Barber, joins RKO Pathe News staff this week....Norman Zeno has written an original musical satire for Ampro’s Jubilee ball at the Hotel Edison Friday night....Edward Small has added Richard Henry Dana’s “Two Years Before the Mast” and Howard Estabrook’s “In Rudolph Valentino’s Day” to his production program....Warners have added Martha Royce to “Navy Blues” in the second female lead....Michael Ames who recently attracted Jack Warner’s eye here in “Our Sister Eileen” has a term WB pact and will debut in “The Flight Patrol”....Gov. Lehman, celebrating his 83rd birthday last Friday, saw “I Wanted Wings.” Para. rushing a print to Albany for an Executive Mansion screening.

○ ○ ○ THAT Collier’s article, “The Mayor of 44th Street,” by Luther Davis and John Cleveland, will be given a fictional treatment by RKO, which has bought screen rights....Warners will remake Oscar Wilde’s “Lady Windermere’s Fan,” the play will be by Anne Froelich and Ulrich Steinford....Metro has changed its mind, with the result Shirley Temple’s first will be a co-starring with Wally Beery, “Lazybones”....George Carleton Brown, one-time publisher of the Syracuse Bugle, has sold “The Best American” to Republic....David O. Selznick has added Oliver H. P. Garrett to his writing staff....And signed Don Alden King, former gas station attendant, to an acting termer....Greta Garbo gets a dual role and, what’s more, will sing in her next, an untitled American comedy with Walter Reisch and Salva Viertel which George Cukor will direct....Sam Wood will direct Augusta Tucker’s “Miss Susie Slagle” for Paramount before he starts at RKO as producer-director.

Columbia Answers Gov’t’s Amended Complaint

(Continued from Page 1)

amended complaint in the New York equity suit in the Federal Court. In asking for a dismissal of the action against it, Columbia named several defenses.

Bill Makes Exceptions in Maximum Ticket Premiums

Albany, N. Y.—A bill was introduced in the Legislature last night which makes an exception in the requirement regarding maximum premiums for theater tickets. The measure states that the maximum won’t apply in the case of tickets for a concert, recital, opera, game or sporting event where they are sold or allotted to a license without the privilege of returning them for credit or redemption.

Sponsor of the bill was Senator Frederick R. Couder, Jr., of New York City.

WB “Ad Sales Week” Set

Week of April 6-12 has been set aside by Warners as Ad Sales Week in conjunction with the company’s “20th Year for Sears” Sales Drive,” which ends on April 19.

New Openings In Hub

Boston—For the first time in at least 15 years there was not a single week-end film opening at a Boston downtown theater.

Report of TNEC Silent on Films

(Continued from Page 1)

revision of the patent laws to end patent monopolies, new restrictions on corporate mergers, outlawing of the holding company system and general tightening of the anti-trust laws.

The report, which made no reference to the recent critical TNEC monograph on the film industry, recommends, among other things: A ban on mergers involving competing corporations with more than $5,000,000 in assets unless okayed by the FTC.

Legislation which will require that any future patent is to be available for use by anyone who may desire its use and who is willing to pay a fair price for such privilege.

Twenty-year limitation on the life of patents.

Tightening up of existing anti-trust laws by having directors of companies and the companies themselves liable to civil penalties for violations, and raising maximum fines under the laws from $5,000 to $50,000.

The report asserted that concentration of economic and political power was undermining the foundations of both free enterprise and free government in the U. S.

NBC Red, Mutual, Colonial, Nets in Davis Pix Plugs

(Coast, and the Colonial (New England) network.

Miss Davis, whose birthday comes on Saturday, will appear Friday night on Twenty-Third NBC Red Network program, originating with WJZ. Also set for the show is Jimmy Dorsey’s ork, which will appear at the N. Y. Strand theater with the Davis pix. Program runs from 9:30-10 p.m.

Mutual and Colonial Network will cover the charity premiere at Littleton’s 786-seat Premier theater. Accompanying festivity program, which will attract a special train load of newspaper and magazine writers from the East, includes a torchlight motorcade, winter sports and ball. Gov. Blood of New Hampshire and Miss Davis will lead the grand march.

Sunday Pix for Service Men Defy Virginia Blue Laws

entertainment of soldiers assigned to nearby camps. Bryan previously nolle prossed a warrant against operators of a skating ring charged with operating on Sunday.

Alexandria police said there was no opposition to the opening and they would take no action unless a specific complaint is filed. The opening in defiance of the blue laws climaxcd a campaign by the Northern Virginia Defense Council which favored Sunday movies to provide recreation for nearby trainees.

Nashua Beanl Bill Killed

Concord, N. H.—A measure which would have permitted the holding of “Bean” games in the city of Nashua, if the majority of voters there favored the proposition at a referendum, has been killed by the House, in the State Legislature here.

New York Daily Film Daily
ANOTHER COLUMBIA “QUIZ” HIT
Based on the Popular Radio Program

SO YOU THINK
YOU KNOW MUSIC?

A Star-Studded
Musical Comedy Quiz!

HENDRIK WILLEM VAN LOON
(Noted Author, Historian)

JESSICA DRAGONETTE
(Famed Radio Singing Star)

COL. LEMUEQ'L. STOOPNAGLE
(Radio’s “Quixiedoodle” Comic)

SIR HUBERT WILKINS
(Renowned Arctic Explorer)

with
LEONARD LIEBLING (Celebrated Music Critic)
and featuring TED COTT Master of Ceremonies

Radio Production by ROGER WHITE

TAKE IT OR LEAVE IT
with BOB HAWK • Four Releases
Now Booking!

JUNIOR I. Q. PARADE
NOW BOOKING!
34 Million Pix Coin "Frozen" in U. K.

(Continued from Page 1)
the 20th year. Carl E. Milliken was re-named secretary. George Borthwick, assistant treasurer, was advanced to the treasurership and named to the board, replacing Col. F. B. Heffernan, who left service in Washington, F. W. DuVal was elected assistant treasurer. The Board adjourned to meet again on telephone call either tomorrow or Thursday when the business program will be completed.

Stresses Pix's Defense Aid

The 38-page printed report, a comprehensive summary of widespread and varied MPPDA activities during the year, stressed the industry's part in the national defense program, emphasizing the shrinkage of the foreign market, securing the New York consent decree and the recent TNEC monograph, dealt with the inter-American Committee agenda and reviewed the Hollywood year.

Discussing the British exchange situation, the Hays report indirectly gave substantiation to the DAILY'S exclusive story of March 21 that reopening of the remittance market with the U. K. impended. Hays writes: "It is a problem which understanding and goodwill on both sides will make more acceptable. We hope that the exchange problem has been ameliorated by our national policy of all out aid to Britain." Reference obviously is to the lend-lease law.

The Hays report recounts that in 1939-40, the industry lost all income from 14 war-torn countries and additionally saw income from 13 others all but cease as a result of hostility. Exchange restrictions further diminished dollar receipts, Hays points out.

Cargo Space for Films

"The hunger for film entertainment that has no parallel elsewhere is evident from the action taken by the Swedish Shipping Board as illustration of the demand to provide cargo space for films in spite of all other demands," Hays declared.

Discussing the Latin-American field, which he says, "Continues to be of great interest and importance," the MPPDA states that "through the development of its exchange program, the industry is on the threshold of making inroads into this largely untapped territory."

"Difficulties arise in connection with exchange, taxes and certain outside political pressures, but the progress in the amities and neutral purposes for co-operation continues.

Community Service Program

Detailing the MPPDA's community service program, carried on regardless of Association economics, Hays discloses that in addition to thousands of letters, there were more than 15,-000 personal interviews in 1940. Mouloud's, as to the prevalence of drinking and as to predominance of one of the few or other of the various religious faiths on the screen and with reference to charges of cruelty to animals, were reduced 30 per cent, he said. A Community Service Department represented by Miss Parson, Sechert, Heffernan, Churchill, Othman and Kaufman will confer with studio publicity directors.

Carson Studios Burn

Detroit — Carson Sign Studios were gutted Saturday in a $25,000 fire, starting from painting chemicals. Arthur Comber, a Carson employee, was seriously burned.

than 900 important community leaders in 1940.

Hays reveals.

Fever Can, Cuts, Rejections Despite Strict War Censorship

Despite stricter war-time censorship in Canada, the trend has been towards reduced cuts and rejections of American pictures, according to Will H. Hays' annual report to the MPPDA proxy.

In 1940, Canada imported 455 U. S. pix, 42 British films and in the early part of the year 50 French features, Hays states.

Teaching Films Paid Extended Three Years

(Continued from Page 1)
shorts, which may include approximately 150 new subjects, is in preparation and is expected to go to schools during this month. In excess of 5,000 schools used films for education in past year, more or less extensively last year.

Human Relations short subject produced by the Commission on War Problems of the Progressive Education Association with a grant from the Rockefeller Foundation's General Education Board, now constitutes a self-sustaining project.

These shorts, excerpts from non-current feature films, are distributed to schools on a non-profit rental basis.

Weston Gets Membership In Local 228, East St. Louis

(Continued from Page 1)
the second time in six months had denied Weston restoration of his membership.

Weston has been working as a projectionist at the Miners Theater, Collinsville, for several months under a contract issued from the Local 228 because of his membership in the Stage Hands Union.

The Committee of the East St. Louis local but six years ago took a transfer to the St. Louis union to become its business agent. There are only 14 members of the East St. Louis local.

Weston, with John P. Nick, former first international vice-president of the IATSE, has an appeal pending from a sentence of five years in prison and a $10,000 fine imposed in the Federal court in St. Louis following conviction of the Federal anti-racketeering law.

It was permanently enjoined from participating in the affairs of Local 145 by Circuit Judge Ernest F. Oakley of St. Louis last April, when the court ousted and Nick from control of Local 145.

Curiously, it was a decision by Judge Oakley which apparently paved the way for Weston to again get a Local 228 card. The Court a year ago ruled that Weston had never been a legal member of Local 145. The IA accordingly takes the position that his transfer to Local 145 was never effective, so Weston was entitled to continue as a Local 228 member.

"Pet. James Stewart"

Detroit—Private James Stewart, U. S. Navy, of Detroit, who is being used in display type in newspaper ads by the Adams Theater currently, film "Viva Villa," by Warner Bros., with Ginger Rogers, but the Academy Award competition even proved less important in advertising than the Army troop, which agrees to wear uniforms uniformly making all the papers.

"Good Taste" Issue Raised by Only 20

Of 523 features and 707 shorts released in the U. S. during 1940, only 20 were the object of serious objection on the basis of good taste, Fierce Will H. Hays of the MPPDA asserts in his annual report. Hays points out that in these few cases, "equally sincere critics were not all agreed."
Your theatre is your show window. Don't waste it. Keep it fresh . . . clean . . . colorful. Change frequently. Plan carefully. Keep it alive with advertising and it will draw people in...people who might otherwise not come in. And that's where those extra profits come from. Don't let the picture die. You have great powers to swell your box office receipts. But they are mostly unused. There are dozens of selling ideas in producers press-books. Dozens of suggestions. Use them. Don't let your lobby die. Don't let your marquee die. Don't let the picture die. Use advertising . . . use it graciously . . . consistently . . . according to plan. It will pay out in the long run . . . for the long run. Don't let the picture die. Use

NATIONAL SCREEN SERVICE
Advertising Accessories. In
NATIONAL SCREEN ACCESSORIES

...Prize Baby of the Industry!
Move for Custom-Tailored Casts Sees As Indicating Policy for 5-Block Selling

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Studio trend toward talent loans is sharply indicated by a FILM DAILY checkup covering the first three months of the year which discloses no less than 68 individual deals covering players were made by producers during that period.

Large total of loan-out deals is interpreted as indicating several (Continued on Page 8)

Coast Studios Send

14 More Into Work

West Coast Bureau of THE FILM DAILY

Hollywood—Fourteen pictures are scheduled to go into production during the week. Paramount with 8 shooting, is the most active studio currently. The check-up:

At Paramount: Nine shooting, including Harry Sherman's "Parson of Panamint," western, Peter B. Kyne (Continued on Page 8)

Hays Testifies Schenck

Known for His Honesty

Joseph M. Schenck's reputation was highly praised yesterday in Federal Court by Will H. Hays during the trial of Schenck and Joseph H. Moskowitz on income tax fraud charges. Hays declared that Schenck (Continued on Page 7)

Theater's Garages

Become B.O. Annexes

Boston—The Capitol Theater in Allston, residential suburb, has a new wrinkle. Manager Joseph Margis leased two garages across the street from the Capitol, and now when a Capitol patron drives in, he may purchase his theater ticket at the garage. Or when he alights at the theater his car will be taken across the street and stored for him until after the show. It's the first attempt of this kind in the Hub.

"Little 3" Mum on Uniformity

No Clearance Stand Until Problem Arises

War Propaganda Filling Screens, Screens Hear

Washington—"If we are pulled into this war, I desire to state with-
Stoneham Suit Dropped
Discontinuance of the $250,000 damage suit of David Stoneham against Stephen A. Lynch was filed yesterday in the New York Supreme Court. Plaintiff, an attorney, was seeking to recover fees claimed to be due for services performed during reorganization of Paramount Pictures from 1933-35.

Benny's Violin Aids Greeks
Chicago—Jack Benny will auction off his violin at tonight's Greek War Relief benefit show. Show is expected to net $20,000.

Pizor-Segall Law Suit To Be Heard on Monday
Philadelphia—Hearing on a bill in equity filed in Common Pleas Court, No. 6, by Lewen Pizor against Charles Segall, Louis Segall, Cath- erine Segall, Sablosky Eastern Thea- ters, Inc. and Boro Theater Corp., yesterday will be at next Monday before Judge J. L. Levinger. Ap- pointment of a receiver to handle the theater properties and a temporary injunction will be asked at the same time.

The action was preceded by a judgment for $55,124, entered March 29, by Charles Segall in Common Pleas Court, No. 6, on a lease for the Apollo, Philadelphia, of which he is the lessor, and Segall and Pizor are the lessees, following default in four months' rent. Various charges against Segall are made by Pizor in his bill.

UPTO head and, former UPTO president, are partners in four local houses, the Ace, Tioga, Chettle and Apollo.

D of J to Oppose Appeal Move by Nick and Weston
Washington Bureau of THE FILM DAILY
Washington—Department of Justice officials said yesterday that the Department of Justice continued its fight against Nick and Weston, former business agents of Local 143, operators of, St. Louis to member- ship of the new Local 317 East St. Louis, after conviction on Federal charges was entirely up to the union. Department officials indicated they will not take any action in this regard.

However, it was revealed yesterday that the Department is filing a brief with the Federal Court in St. Louis opposing the appeal taken by Nick and Weston in an IATSE vice-preservation to reverse their conviction of violating the Federal anti-nestle act. The Department of Justice is following the regular procedure in attempting to uphold the conviction in the higher court.

"Dragon." Disney's Next Fantasound for "Bambi"?
Walt Disney will release "The Re- luctant Dragon" via RKO as his next feature and campaigns are now being prepared for the picture which has Bob Benchley starring.

Whether Disney's "Bambi" will be recorded on Fantasound and released on the same basis as "Fantasia" has not been determined.

Boston—David Atkins, manager of New England Town Hall, has been named promotion manager for Walt Disney in this territory.

$60,000 In Brockton Fund
Boston—More than $60,000 has now been raised for families of the 13 firemen killed in the fire which wrecked the Strand Theater in Brockton in March.

MPTOA's selection of Los Angeles for its annual convention was made for the purpose of allowing exhibi- tors to get first-hand information on pictures from the "Big Five" that will be offered to them after Aug. 31 when the consent decree in the New York equity suit becomes ef- fective. Sessions will be held at the Ambassador Hotel, June 8-13, in conjunction with the Pacific Coast Conference of Independent Theaters Owners.

Delegates are expected to be given opportunities to discuss products with producers and to get a line on forth- coming programs, as well as observe pictures in production.

Because of the new system of selling by five major companies existing in the alliance, it is the logical place for the conven- tion. Tentative plans to hold the conven- tion in a location for excellence, change- of-business were discarded in favor of Califor- nia.

FINANCIAL

New York Stock Market

High Low Close Chg.
Am. S. 125 1/2 125 1/2 125 1/2
Col. Picts. vtc. 125 1/2 125 1/2 125 1/2
Columbia Picts. ptd. 125 1/2 125 1/2 125 1/2
Con. Fm. Ind. ptd. 125 1/2 125 1/2 125 1/2
East. Kodak 135 135 135 135
M. Picts. ptd. 175 1/2 175 1/2 175 1/2
Gen. Eq. 111 1/2 111 1/2 111 1/2
Loew's, Inc. 31 1/4 31 1/4 31 1/4
Loew's Corp. 208 3/8 208 3/8 208 3/8
Loew's Inc. 111 1/4 111 1/4 111 1/4
Paramount 120 3/8 120 3/8 120 3/8
Par. 1st ptd. 18 3/4 18 3/4 18 3/4
Par. 2nd ptd. 11 3/4 11 3/4 11 3/4
RKO 5 3/4 5 3/4 5 3/4
20th Century-Fox 9 3/4 9 3/4 9 3/4
20th Century-Fox Corp. 9 3/4 9 3/4 9 3/4
Univ. Pict. ptd. 144 3/8 144 3/8 144 3/8
Wagner Bros. 57 5/8 57 5/8 57 5/8
do. ptd. 59 5/8 59 5/8 59 5/8

New Bond Market

Keith B. F. ref. 4646
Loew's dec. 300/46
Pipa. B'way 3157
Pipa. Picts. vtc. 3447 9/16 3447 9/16 3447 9/16

New York Curb Market

Monogram Picts. 8 3/4 8 3/4 8 3/4
Sonora Corp. 8 3/4 8 3/4 8 3/4
Technicolor 8 3/4 8 3/4 8 3/4
Trans-Lux 7 1/2 7 1/2 7 1/2
Universal Corp. vtc. 7 1/2 7 1/2 7 1/2
Universal Picts. 8 3/4 8 3/4 8 3/4

Exhibs. to Get Pix Info. First-Hand at Coast Meet

The National Blair Theaters, which is moving to the Coast from its former Cleveland headquarters, will have its New York branch office opened April 15, said William T. Mooney, vice-president of the firm, who is to head up the Coast operation.

The National Blair's move to the West Coast is part of the company's program to expand its operations on the Coast: the firm's present unit in Los Angeles will continue to grow.

Mr. Mooney said the New York office will be a sales and production center for the firm, with the Los Angeles office concentrating on the theatre operations of the company.

The new New York office will be located at 10 West 40th Street, and Mr. Mooney will be assisted by a staff of eight, including four salesmen and two executives.

Mr. Mooney said the move to New York is part of a plan by the company to expand its operations on the West Coast.

The new office will be staffed by experienced theatre operators, and will be equipped with the latest in theatre equipment.

The National Blair Theaters is the largest theatre company in the United States, with a network of theatres in all parts of the country.

Mr. Mooney said the move to New York is a move to better serve the needs of the company's customers on the West Coast.

He said the company has been looking for a long time to move its New York office to a more central location on the West Coast, and that the move to New York is a step in that direction.

The company has been operating in Los Angeles for the past several years, and has been very successful there.

Mr. Mooney said the company has been growing steadily in Los Angeles, and that the move to New York is a move to better serve the needs of the company's customers on the West Coast.

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EVERY PREDICTION OF BOXOFFICE IMPORTANCE OF KORDA’S “THAT HAMILTON WOMAN” IS CONFIRMED BY TREMENDOUS OPENING AT LINCOLN AND SURF THEATRES IN MIAMI BEACH. YOU OF COURSE KNOW SEASON IN MIAMI IS PRACTICALLY OVER. HOWEVER, IN FACE OF THIS, “THAT HAMILTON WOMAN” SHATTERED EVERY BOXOFFICE RECORD EVER ESTABLISHED BY ANY UNITED ARTISTS PICTURE PLAYED AT HEIGHT OF SEASON. FOR EXAMPLE, “THAT HAMILTON WOMAN” BEAT OPENING DAY OF BIGGEST UNITED ARTISTS GROSSER THIS YEAR BY $600. IT BEAT LAST YEAR’S RECORD BREAKER BY $700 WHICH INCIDENTALLY PLAYED NEW YEARS WEEK. IN LOS ANGELES AT THE FOUR STAR THEATRE FURTHER RECORDS WENT CRASHING AS “THAT HAMILTON WOMAN” HEADS INTO ITS THIRD WEEK AFTER TOPPLING PREVIOUS HIGH MARKS SET BY TOP MONEY GROSSERS OF RECENT YEARS. “THAT HAMILTON WOMAN” BY VIRTUE OF ITS STORY PLUS PRODUCTION VALUES PLUS VIVIEN LEIGH AND LAURENCE OLIVIER, TWO OF GREATEST BOXOFFICE NAMES IN BUSINESS, ESTABLISHES ITSELF AS ENTERTAINMENT AND BOXOFFICE OF HIGHEST MAGNITUDE.

REGARDS

ARTHUR W. KELLY
A history it maybe we put the great period other year...Irene D in George Stevens' APRIL 24
Making date because the release of what I predict will be one of pictures of this or any Anne and Cary Grant Penny Serenade!
Evolve New Merger Plan for Hoyts, GUT

(Continued from Page 1) been definitely called off, it was stated yesterday by authoritative sources actively concerned with the two theater chains that a new plan has evolved as a basis for discussion, and that conferences are under way now in an attempt to complete the deal.

Under the original plan the two companies were to have been merged in a pooling setup for a 20-year period, with General Theaters Corp. to have been the operating company. Numerous conferences were held here and in the U. S., with negotiations finally stalled. It is also reported that a representative of interests holding stock in Hoyts will have been here today but his identity was not disclosed.

Theosis of the plan is to effect operating economies and strengthen product lines.

Clerics Okay Sunday Pix For Men in Uniform Only

Washington Bureau of THE FILM DAILY Washington — Alexandria (Va.) Ministerial Association yesterday qualified its absolute opposition to Sunday movies in Alexandria, voting to have only members of the armed forces permitted to attend Sunday shows, with citizens to be excluded.

Warners Buy “Corn Is Green”

West Coast Bureau of THE FILM DAILY Hollywood — Warner Bros. yesterday bought “The Corn Is Green,” Ethel Barrymore’s current Broadway stage hit, as vehicle for Bette Davis. Price was not disclosed.

WEDDING BELLS

Frederick G. Magee, Burget Director of Ross Federal Service Inc., and Ross Federal Research Corp., was married last Saturday to Alice G. Healin.

Cincinnati — Abe Libson, connected with RKO interests here was married Saturday to Helen Knecht of the RKO personnel.

The Harry Fishman of the Fishman Theater circuit in Connecticut, announce the engagement of their daughter, Jean, to Dr. Aaron Hoffman of Bridgeport.

Manchester, N. H. — Marriage intentions have been filed at City Hall here by Carroll T. Wilson, theater manager, of Middlebury, Vt., and Virginia E. Easter, this city.

Detroit — Ellen Johnson, M-G-M contract clerk is honeymooning in Florida with her new husband, Randolph (Randy) Hancock.

Brewster Sues Technicolor. Claims Patent Infringed

Technicolor, Inc., and Technicolor Motion Picture Corp. were named defendants yesterday in a $100,000 damage and injunction suit filed in the Federal Court by Percy Douglas Brewster. The suit claims the infringement of plaintiff’s patent described as “a method and apparatus for color cinematography.”

Rosenzeg Riles Tomorrow

Funeral services for Mrs. Esther Rosenzeg, mother of Charles, Morris and Joseph Rosenzeig, all identified with the trade, will be held at 7 p.m. tomorrow at Park West Memorial Chapel, W. 79th St. Mrs. Rosenzeg died at her home, 120 Bennett Avenue, yesterday, following an illness of about a year.

Heidt and Ork in Roxy P.A. as “Gold” Debuts

Horace Heidt will make a p.a. at the Roxy in connection with the New York premiere of James Roosevelt’s “Pot O’Gold” tomorrow. Heidt, who together with his Musical Knights made his film debut in “Pot O’Gold,” will headline the Roxy stage revue at the 9 p.m. showing.

U. S. Circuit Court Will Hear Gary Appeal May 7

(Continued from Page 1) anti-trust case against the major companies. Date formerly was April 11. Attorneys for the defense and plaintiffs have filed their papers in the case.

Gross of GWTW Hits $30,870,000 Mark

(Continued from Page 1) bility. What its final total earnings will be, is hard to estimate, but it is likely that the figure will over the $40,000,000 mark. Earnings as far have been sharply hit by a war which shut off a great deal of foreign revenue the picture would surely have garnered.

THE FILM DAILY was the first paper to make an estimate that the film would go well over the $20,000,000 mark on the roadshow engagements, with $30,000,000 or more estimated for the combined roadshow and general release grosses.

Approximately $22,500,000 was earned on the first-run rollout. On the current engagements, it has grossed approximately $6,750,000 in the domestic market, and $1,560,000 in the foreign market, with this figure probably higher due to late- ness of reports from many countries.

Immediate Bargaining Asked by SPG of Majors

New York SPG has sent letters to representatives of the eight majors, asking for immediate collective bargaining for the five categories of home office publicists conceded by the producers at the recent newly concluded formal hearings before NLRB Trial Examiner Dan Baker to be within the appropriate bargaining unit. Warners, which made no concessions, was not included in the request.

Oral arguments will be heard tomorrow at the Board’s offices in Washington in the Guild’s petition as the appropriate collective bargaining agent for home office publicists employed by the eight majors. The SPG will be represented by Joseph Goldstein and Hyman Glickstein, Guild counsel.

STORKS!

“Sy Son, My Son!” and “Yes, my Darling Daughter” are first-run feature attractions, respectively, in the houses of two Altec inspectors. A boy weighed in at the home of George LeBlanc, Altec man in Westtown, and a girl is providing intermittent sound effects at the J. B. Peskes’. Peske is an Altec inspector in the Chicago territory.

Pittsburgh — Mr. and Mrs. Anthony Mangello, who operate theaters in Butlerstown and Slovan, are the parents of a new 6½ pound baby girl, born at the Magee Hospital here.

Springfield, Mass. — A son was born Saturday to Mr. and Mrs. Goldstein at the Western Maternity Hospital. Goldstein is vice-president of Western Massachusetts Theaters, Inc.
Livingston May Head
Revived MPTO of Neb.

Hays Testifies Schenck
Known for His Honesty

PRC Closes New Five-Year
British Distribution Deal

R. George Fleitman Joins
PRC as Aide to Frontkess

Sher Hayes on AAA Panel
But Won't Hear Pix Cases

Indian Pix Must Have
Special Sales Reps.

REVIEWs of NEW FILMS

"The Lady From Cheyenne"
with Loretta Young, Robert Preston, Edward Arnold, Gladys George
Universal
87 Mins.
LARGE SCALE WESTERN SAGA WHOSE ILLLOGICAL STORY HANDICAPS AN ABLE CAST AND DIRECTION.
Although done on a large scale, this feature's story is pretty much a "pattern" affair, whatever originality it possesses springing from the angle of how Wyoming's women got the vote,—and the incredible circumstances of that achievement.
Without being prepared to argue the point, it seems somewhat far-fetched that a character such as Loretta Young is called "sly" to highlight the Achievement reform of any State. Her performance of the naive little Pennsylvania Quaker who is transplanted in Wyoming and there grows into the most beautiful soul you ever did see, is quite satisfactory.

"Flight From Destiny"
with Thomas Mitchell, Geraldine Fitzgerald, Jeffrey Lynn
Warners
74 Mins.
PSYCHOLOGICAL DRAMA, SPLENDIDLY DONE, IS IN THE "DIFFERENT" CLASS.
Departing from the generally accepted classification, Warners have produced a psychological drama that is definitely in the "different" category. The story has a lot of power, the cast is splendid, the direction is intelligent and the staging is first-rate, but general audience reaction is difficult to gauge. The idea of a man committing a "socially necessary" murder may appeal to some people. However, exhibitors have a number of exploitation possibilities and the picture deserves attention.

Tom Mitchell gives a fine portrayal of the college professor doomed to die in six months because of a heart condition. His treatment of that subject is completely believable. Jeffrey Lynn and Geraldine Fitzgerald are personable and competent as the young married couple. Mr. Mitchell is excellent in a Type casting role, but it is regrettable that he does not get more to do. Miss Maris is probably the only weak spot in the cast. Her characterization as a ruthless and unrepentant woman, with Lynn under her thumb, is not very convincing. What have become of<br>Thanx Hall, Thurston Hall and Mary Gordon contribute effective support.

Credit for the intelligent direction goes to Vincent Sherman, and credit for the able contrived screenplay goes to Barry Travis. Although Mitchell's murder is telegraphed early in the story, once the film gets underway after a slightly hesitant beginning there is considerable suspense that is skillfully built to a climax, with an unusual twist to wind it up. All technical phases of the picture are first-rate.

Miss Fitzgerald goes to Mitchell shortly after he has learned he is to die, and tells him she is going to kill him because she feels she is losing her husband. Mitchell starts investigating and discovers that Lynn is copying old masters which Miss Maris is selling in her art gallery. He warns her to leave Lynn alone, but when she refuses he kills her. Mitchell then has a job convincing the police and district attorney that he committed the murder because strong evidence points to Lynn.

He finally does get convicted, but before he goes to the death house he discovers that his taking the law in his own hands has caused another such crime, and he realizes that whatever motive he may have had no human has the right to fully kill.


"Sis Hopkins" Overlook Going to Two Theaters
St. Louis.—With a sellout at the Fox indicated for the world premiere here Friday of Republic's "Sis Hopkins" plans were being made last night to handle the overflow at the first running first-run Missouri and St. Louis theaters, probably it is and the relief goes premiere's net proceeds.

(Continued from Page 1)

out hesitation that a great many of the producers of motion pictures in this country may certainly lay the fault at their own doors," Sen. Robert R. Reynolds (D., N. C.) asserted on the Senate Floor Monday.

Senator Reynolds, who took pains bit- terly that the screens are filled with war propaganda, charged that the Trans-Lux Newsreel Theater has been turned into a house of propa- ganda and the pictures which are shown there elicit from the audience reactions which are calculated to be productive of hysteria.

He pointed with some pride to the fact that in Brazil those in theater audiences are forbidden to express their views.

McKeen Named paru.
As Special Shores Rep.

Tom McKeen, Paramount salesman in Oklahoma City, has been appointed special short subject reps repre- sentative in the territory covering Dallas, Oklahoma City and Mem- phis. Appointment of Ted Menden- hall as special representative for Kansas City, St. Louis and Des Moines, thus completing the recently-organized short subjects depart- ment, was announced two weeks ago.

Mendenhall was Omaha branch man-ager. Oscar Morgan heads the short subjects department.
Coast Studios Send 14 More Into Work

(Continued from Page 1)


At M-G-M: Seven shooting.

At RKO: Radio rushes shooting.

At Republic: Four shooting, including “Thunder Over the Ozarks,” western, Nick Grumley directing for producer Armand Schacht.

At 20th Century-Fox: Five shooting, in- cluding “Man With a Shovel,” drama, with Carole Landis, directed by William Dieterle; and “Get Happy,” with Carole Naish, Ray McCarey directing, asso- ciated producer, F. Edward O’Dell; and “Walter Morocco,” original by Dalton Trumbo.

At Universal: Six shooting including; “In the Navy,” comedy, with Bud Abbott and Lou Costello, Director, Arthur Lubin; asso- ciate producer, Alex Gottlieb; “Too Many Blondes,” musical, with Rudy Vallee, Helen Parrish, Jerry Cowan, Eddie Quillin, Iris Adrian and Lou Chaney, Jr. Director, Thorn- ton Freeland; “Beyond the Law,” melo-drama, directed by Armand Schacht.

At Monogram; Four shooting, including Laddie Parson’s “King of the Zombies,” western, directed by Samuel Bisbee, Jr.; and “The Whistling Man,” with Dick Forrester, Leigh Whipper and Manton Moore, directed by Jacob Halbe; and Ed- ward Finney’s “The Pioneers,” James Fenni- more Cooper, directed by John English. In cast include Slim Andrews, Red Foley, Tony Manuel, and other stars.

The producers Releasing Corp.: Two shoot- ing, including “The Lone Rider Gallops to Glory,” western, Sig Neufeld producing and Serchman Scott directing.

Boston Variety Club’s Officers Are Installed

Boston—First officers of the Bos- ton Variety Club since the transition from the Friar’s Club were installed here. They are: Capt. John H. Harris of Boston, national chief Barker, with J. O’Neil, captain; John E. Connors, Boston, Barker assistant, and James Balmer of Pittsburgh, national dough guy.

Installed to head the local club were: Al McLaughlin, national chief Barker; Al Kane, assistant; Harold E. Stone- ham, dough guy, and William H. Ebb, property master.

The officers are: William O’Hara, president; Steve Brody, former head of the Friars, and Maurice Wolf, also long identified with the Friars.

Talent Loans Rise on Coast

58 Individual Deals by Studios in 3 Mos.

(Continued from Page 1)

things, among them a general pro- ducer desire to give product cus- tom-tailored casts, While the vast array of the player deals, directing pictures on this season’s program, is that in this connection some of the writers and directors who have been accepted as a forecast of what may be expected in 1941 and will tackle the production of films to be sold next season on the five-block plan.

Seemingly less significant, too, is that a breakdown of the 58 loans-out disclosed. Of the 50 individual deals, no less than 38 concerned actors, thus attesting once again to the serious shortage of male talent with box office potentialities.

Most active loaning studio in the period covered by the survey was Metro, with 13 player deals; Para- mount was second with 11, and War- rner Bros. third (Continued from Page 1)

 PARAMOUNT

WARNER BROS.

20TH CENTURY-Fox

COLUMBIA
Bris Hayward and Marjorie Weaver for “Strawberry Blonde” and “Affectionately Yours” for 20th-Century-Fox for “Blood and Sand.”

SABRM GOLDWYN
Walter Brennan to Universal for “Noble” and “The Godfather”; Walter Brennan to “The Devil and Miss Jones.”

COLUMBIA
Bris Hayward and Marjorie Weaver for “Strawberry Blonde” and “Affectionately Yours” for 20th-Century-Fox for “Blood and Sand.”

SAMUEL GOLDWYN
Walter Brennan to Universal for “Noble” and “The Godfather.”

ULIVER
Anne Gwynne to Paramount for “Our Miss Higgins,” directed by Leo McCarey. For Columbia at Universal for “Almost An Angel.”

ALEXANDER KORDA
Marek Parry to Warners for “Aflac- tionately Yours.”

REPUBLIC
John Wayne to Paramount for “Reap the Wild Wind.”

Sunshine Productions Signs Contract With SAG

Hollywood—Sunshine Productions, Inc., of New York, has signed a contract with the Screen Actors Guild. The Guild on Monday barked production announce work by this company on a news- reel version of a radio program in which Jimmie Fidler was announcer, which was being shot at a Hollywood radio studio. The Guild withdrew all actors from the production because of failure of company to sign a contract.

Under the contract just signed, Sunshine Productions, respect the Guild’s due contract minimums and other conditions of the basic agreement which covers all motion picture pro- duction.

No Sunday Legit. in U. K.

The British Film Board, which bases its Sunday legit. program of the Government was killed in Commons, 144-136, yesterday.

Celebs and Emcees Galore To Attend Ampa’s Jubilee

Attendance at Ampa’s silver jubilee ball at the Hotel Edison Friday night is expected to be the biggest in the history of the organization’s affairs. At least 40 celebrities of the entertainment world will be guests and six or seven masters of ceremonies will be on hand to intro- duce the galaxy of stars.

Among those who will attend the party are Graham MacNamee, An- nounce Marjorie Williams, Horace Clinic news readers; Ed Sullivan, James Dunn, Lucy Monroe, who will sing the na- tional anthem; Edward Arnold and his orchestra, with Lily-Ann-Colin, Connie Klaff, Jack Powers, Frank Fed- erico and “The Original Six”; Ray- mond Massey, Elsa Zimber, Bette Davis, Howard, Ezra Stone, Arthur Treacher, Lyle Talbot, Carol Bruce, Leon Kairoff and others.

"Little Three" Mum On Uniformity

While Columbia and Universal could make a quick decision on such action, United Artists would have to get the permission of each of the three majors before taking any steps. An attitude of “no com- ment until the situation arises” has been taken by those outside the door.

Julius London Arbitration Case to be Heard April 19

Detroit—Julius London’s arbitration case involving his Midtown The- ater and the alleged unreasonable clearance granted to the Coliseum Theater will be heard April 19th. RKO and Warner Bros. and Loew’s were named in the complaint.

After opening arguments at the weekend it appeared that the theater will have to pay 50% of the bid for the Coliseum the next three days.

COLUMBIA
Rita Hayworth and Marjorie Weaver for “Strawberry Blonde” and “Affectionately Yours” for 20th Century-Fox for “Blood and Sand.”

ULIVER
Anne Gwynne to Paramount for “Our Miss Higgins,” directed by Leo McCarey. For Columbia at Universal for “Almost An Angel.”

ALEXANDER KORDA
Marek Parry to Warners for “Aflac- tionately Yours.”

REPUBLIC
John Wayne to Paramount for “Reap the Wild Wind.”

Goodstein Arbitration Hearing Resuming in Denver Tomorrow

Denver—The Goodstein arbitration case hearing will be resumed tomorrow. Goodstein claims inability to get sufficient product for his Longmont, Colo., Theater.

Give Plane In Para. Tie-up

Through a tie-up concluded between Paramount and the Piper Air- craft club and Denver, RKO’s C. B. plane, a $80,000 worth of flying lessons will be given away in Denver under the terms of the contract based on two Paramount aviation pictures, “Wanted Wings,” and the forthcoming “Power Dive.”
Approximately 1,000 now Available for Tribunals; Further Additions Likely

Arbitration panels throughout the country have been supplemented by 342 names, it was announced by the American Arbitration Association yesterday. Additional names bring the total number of available arbitrators to approximately one thousand in the 28 arbitration tribunals, and it is reported that the lists may be further supplemented.

Twelve new arbitrators were announced yesterday, eight of them from New York City, including William Randolph Hearst, Jr., president and publisher of the N.Y. Journal-American; C. Roy Diekin.

Meet on Neely Bill Within 10 Days

Washington Bureau of THE FILM DAILY
Washington—Sen. Harley Kilgore, D. W. Va., chairman of the Senate Judiciary sub-committee considering the Neely divestiture bill, stated yesterday that he hopes to have a meeting of his sub-committee within a week or 10 days to decide on the bill.

Child Actor Bill Clears Assembly; Senate to Okay

Albany—The child actor employment bill, which transfers authoriza- tion for theatrical performances of all kinds, for children under 16 to educational authorities, passed the Assembly yesterday without a dissenting vote. Sponsored by Assemblyman Harold B. Ehrlich, Buf.

Camp Fire Girls Making Three-Part Survey; Will Issue Report Next Month

A survey of the motion picture habits and preferences of high school students in 50 American cities has been undertaken by Camp Fire Girls Inc., and the results of the study will be included in a report to be issued May 1. The survey is being conducted in three parts, comprising a popularity ballot on players and pictures, data as to frequency of attendance and

20th-Fox Mexican Biz Running Ahead

Arriving here yesterday from Mexico City for home office conferences, Gustave Mohme, general manager in Mexico for 20th-Fox, stated that company business is well up for the first three months of this year con-

Atlas Directors Renamed: Deny RKO Post for Odlum

Wilton, Del.—At the annual stockholders’ meeting of Atlas Corp. held here yesterday, Harry M. Durrell, L. Boyd Hedges, Oswald L. Johnston, Floyd B. Odlum and Samuel

Arnold to Get More Trust-Busting Coin

Washington Bar, THE FILM DAILY
Washington—A report of the House Appropriations Committee yesterday recommended $2,325,000 for Thur- man W. Arnold’s Anti-Trust Division of the D of J, which is $1,001,200 over the current year and $750,000 more than the Budget Bureau esti- mate. Enforcement of the anti-trust laws is a “most urgent” requirement in the defense program, the committee said. There was no discussion of film cases in the Department of Jus- tice section.
Late 1943 Release for WB “The Corn is Green”

WARNERS paid $135,000 for “The Corn Is Green,” it was learned yesterday. An odd feature of the purchase came to light when it was disclosed that the release date for the picture will not be before Nov. 26, 1943.

Paramount was reported yesterday to have purchased “Out Of The P Newman’s, “current Broadway play, for $40,000.

HAYS REPORTS

“...eternal vigilance”

(Continued from Page 1)

1. The American public, very rightfully, will not stand for any violations.

REMEMBERING happenings of the past, largely distant but some recent, the significance of those paragraphs—as admirable a statement of industry policy and program as could be desired—is too apparent to require comment.

And equally so is the fact that strict enforcement to policing of all phases will guard the industry from much grief in the days to come.

Jai Alai on Pari-Mutuel Basis, New Md. Threat

Annapolis, Md.—Setting an almost all-time record for speed, a bill legalizing Jai Alai fronton, introduced in the legislature on Saturday, has already been passed by both branches. If signed by the Governor, a group of Florida promoters will erect $250,000 building to house the sport in Montgomery County. It is estimated that $500,000 a year would be collected in State and Federal taxes on pari-mutuel bets and admissions.

File Counter Brief in Det. RKO Uptown-Royal Suit

Buffalo—A counter brief has been filed by plaintiff’s counsel in the suit of the Montclair Theater Co. against operators of the Royal Theater and five distributing companies in reply to the brief filed by the defendants. The suit challenges, on behalf of the RKO Uptown Theater, the right of the Royal Theater to have films day-and-date with the RKO Uptown, which is a second-run theater. No decision is anticipated for probably two weeks.

McNamee, Emanuel Exec.

Philadelphia — Jay Emanuel announced yesterday that Frank L. McNamee, until recently RKO branch manager here, had joined the Jay Emanuel theater organization in an executive capacity.

REPUTATION OF SCHENCK

“The Best” — Dr. Giannini

Dr. A. H. Giannini stated yesterday during the trial of Joseph M. Schenck and Jesse L. Lasky, that Schenck’s reputation had been so good that he had been invited to become a member of the board of directors of the Bank of America and a number of other organizations.

Giannini stated that he had known Schenck for the past 22 years, and that his reputation for honesty and integrity was equal to the best.

Fox Film Corp. had a total deficit at the end of 1933 of $29,271,754, according to Federal Tax Court records, testified. He declared that his analysis of the books of Twentieth Century-Fox Film Corp. conclusively demonstrated that Schenck had paid tax on a dividend of $469,064 received in 1937 which was not properly taxable since the company payment had been made out of capital and not from surplus.

His testimony was supported by that of Myron A. Fink, another accountant, who showed that no surplus was available in 1937 because of the tremendous amount of money that Fox company. Fink estimated that Schenck overpaid $55,442 after accepting all Government figures as previously presented.

Dennis F. O’Brien, of O’Brien, Driscoll & Raftery, testified as a character witness for Moskowitz.

New York Assembly Kills Wagner’s Billboard Bill

Albany.—The Assembly after debate defeated 86 to 52, the Wagner bill regulating outdoor advertising on public highways.

The Assembly passed the Oertag employment compensation regulation bill which provides $15,000 for enforcement by the State Department of Labor.

“The Light” in Pesky House

Greenwich, Conn.—A modern and non-sectarian version of the Passion Play, “The Light,” presented by local talent, opened a three-day engagement last night. More than 500 persons were in the cast of the production which was written by Otis Lucas and directed by Don Dero. Ed Peckay, operator of the theater, is donating the receipts from the three performances to local charities.

COMING AND GOING

ARCHIE MAYO leaves today for Havana for a short stay before returning to Hollywood.

S. BARRETT McCORMICK returned yesterday from Havana.

ORSON WELLES and his publicity representative, HERBERT DRAKE, have returned from a trip to Europe, returning last week.

ROBERT S. BENJAMIN, Pathé Laboratories, Inc., attorneys, have returned from Hollywood.

ARTHUR MAYER, managing director of the Rifai, left for the Coast yesterday on business.

JUAN MEDINA, president of Latino Films Distributing Co., LUIS SANCHEZ AMADOR, vice-president, and ALBERTO MOLA, Jr., Cuban exhibitor, are on route here from Havana.

CHARLES CORBURN will make a p.a. in Miami tomorrow at the Tri-Theater world premiere of “The Devil and Miss Jones.”

ANITA LOUISE returns to Hollywood today after a six-week p.a. trip.

BETTE DAVIS flies back to the Coast next week.

ROBERT BRUCKNER, screen writer, leaves for the Coast today.

LEON NETTER, Paramount Theater executive who is in Paris attending a directors’ meeting of the Paramount-Richards Theater, Inc., has been scheduled to return to the home office Monday.

EDWARD S. CANTER, comptroller of the C. J. T. circuit, has returned to Boston after a month of vacation in Florida. REGINALD MOISE, chief executive of the Morse and Raffles circuits, return to the Los Angeles circuit of LOUIS ROTHENBERG, of the same circuit; LOUIS STERN, SAM PANISANS and MAKTIN MULLINS, have also returned to Hub after Florida visit.

JOHN OBOLD, of Springer Pictures, is in Florida.

ARTHUR J. FISHMANS of the Fishman circuit, New Haven are due home Saturday after 6 weeks in Miami Beach. THE FISHBMAN has also returned from a Florida vacation.

MORRIS NUNES of Progressive Premium, New Haven, is visiting the china factories in Ohio.

Pa. Bill Would Restrict Sunday Juvie Admission

Harrisburg, Pa.—Children under 15 would be prohibited admission to movies on Sunday unless accompanied by a parent or guardian under a bill introduced in the House this week by Reps. Reuben A. Nagel and Herbert G. Gates.

COMING AND GOING

ARCHIE MAYO leaves today for Havana for a short stay before returning to Hollywood.

S. BARRETT MCCORMICK returned yesterday from Havana.

ORSON WELLES and his publicity representative, HERBERT DRAKE, have returned from a trip to Europe, returning last week.

ROBERT S. BENJAMIN, Pathé Laboratories, Inc., attorneys, have returned from Hollywood.

ARTHUR MAYER, managing director of the Rifai, left for the Coast yesterday on business.

JUAN MEDINA, president of Latino Films Distributing Co., LUIS SANCHEZ AMADOR, vice-president, and ALBERTO MOLA, Jr., Cuban exhibitor, are on route here from Havana.

CHARLES CORBURN will make a p.a. in Miami tomorrow at the Tri-Theater world premiere of “The Devil and Miss Jones.”

ANITA LOUISE returns to Hollywood today after a six-week p.a. trip.

BETTE DAVIS flies back to the Coast next week.

ROBERT BRUCKNER, screen writer, leaves for the Coast today.

LEON NETTER, Paramount Theater executive who is in Paris attending a directors’ meeting of the Paramount-Richards Theater, Inc., has been scheduled to return to the home office Monday.

EDWARD S. CANTER, comptroller of the C. J. T. circuit, has returned to Boston after a month of vacation in Florida. REGINALD MOISE, chief executive of the Morse and Raffles circuits, return to the Los Angeles circuit of LOUIS ROTHENBERG, of the same circuit; LOUIS STERN, SAM PANISANS and MAKTIN MULLINS, have also returned to Hub after Florida visit.

JOHN OBOLD, of Springer Pictures, is in Florida.

ARTHUR J. FISHMANS of the Fishman circuit, New Haven are due home Saturday after 6 weeks in Miami Beach. THE FISHBMAN has also returned from a Florida vacation.

MORRIS NUNES of Progressive Premium, New Haven, is visiting the china factories in Ohio.
And here’s the great news to help you enjoy this happy season. A theatre man just back from Hollywood gives eye-witness, projection room reports on 6 great M-G-M productions for coming weeks!

**"MEN OF BOYS TOWN"**
Spencer Tracy and Mickey Rooney are headed for record grosses in this sequel that tops the original "Boys Town". It’s got more heart-throbs, more thrills than the first one. Money in the bank!

**"ZIEGFELD GIRL"**
The biggest screenful this industry ever saw. Beyond belief till you see it with your own eyes. James Stewart, Judy Garland, Hedy Lamarr, Lana Turner and many others. For the big dough!

**"LOVE CRAZY"**
Bill Powell and Myrna Loy in the kind of show you ask for in your prayers. The funniest in their entire career. When you can get hysterical in a cold projection room, you know it’s in the bag!

**"A WOMAN’S FACE"**
A prediction made after a projection-room screening of Joan Crawford, Melvyn Douglas and a big cast in "A Woman’s Face." “IT WILL BE ONE OF THE YEAR’S TEN BEST!” You’ll hear a lot about it from now on. A thrilling masterpiece of the screen is on the way to fame and fortune!

**"BILLY, THE KID"**
An eyeful! And in Technicolor! An epic western that moves like lightning. Hats off to Robert Taylor for another big-time performance. Not since "Northwest Passage" has such a fortune been poured into an outdoor production. A Big One in every way!

**"BLOSSOMS IN THE DUST"**
Powerful human document filmed in Technicolor, starring Greer Garson and Walter Pidgeon. Its power comes from the fact that it’s a true story of a woman’s fight to give a name to unwanted children. A woman’s picture that will pack ’em in!
Meat on Neely Bill Within Next 10 Days

(Continued from Page 1)

what action will be taken, and particularly on whether hearings will be held.

Senator Kilgore said the sub-committee is now in the process of collecting all previous data on film legislation, including copies of the New York consent decree which will be a primary consideration, and stenographic records of the former hearings on film measures before Congressional committees.

Child Actor Bill Clears Assembly; Senate to Okay

(Continued from Page 1)

falso, it goes to the Senate for likely passage there.

School authorities, i.e., boards of education, etc., may grant consent, if, in their opinion, such exhibition or employment is not harmful or undesirable, giving written approval in advance of performance. Presently, the matter is covered in the Penal Code, but the bill amends the education, penal and labor laws alike.

Earlier in the session, the Senate passed a somewhat similar bill by Senator Hampton, but it was killed in the Assembly Committee. Present measure is an amendment to the earlier Ehrlich-Hampton bill.

Early Press Screenings Planned for Welles Film

Arrangements to hold immediate press screenings of Orson Welles’ “Citizen Kane” indicate that RKO has decided to release the picture shortly. Formal action may come tomorrow when RKO board of directors is scheduled to meet, although it was pointed out yesterday that RKO had not, at any time, announced that it would not release the controversial picture.

Orson Welles has returned from the Coast and will be on hand for the press screenings. Reaction to the press previews may determine whether “Kane” will go into general release or be presented initially on a roadshow basis.

20th-Fox Mexican Biz Running Ahead

(Continued from Page 1)

raved to the same period of 1940. Morgen said the “The Mark Of Zorro” had rolled up terrific receipts for the company on the other side of the Rio Grande.

He was also optimistic about continuing increases in Mexican business, due to a steady theater building program, which is continually increasing seating capacity throughout the country. Speaking of new theaters recently built or under construction, Morgen said that a new house in San Luis Potosi was as modern in every respect as any new theater in this country. He expects to return to Mexico City this weekend.

UA to be Cocktail Party Hosts at V. C. Convention

United Artists will be the hosts at a cocktail party during the seventh annual convention of the National Variety Clubs in Atlantic City, May 15-17 at the Traymore Hotel. Arthur Kelly, UA vice-president in charge of sales, has informed the convention committee that the party would be held on the afternoon of May 17, immediately following the boardwalk parade.

Elaborate plans for the affair are being worked out by Kelly, Murray Silverstone, Harry Gold, Haskell Masters and Monroe Greenthal.

TO THE COLORS!

Harold Marshall, Metro exploitation representative assigned to the Indiana and Northern Kentucky territory, and working out of the Indianapolis exchange, has volunteered for a year’s service under the Selective Service Act. He will be in New York soon to see his family before leaving for camp.

Lient. Harold E. Knox of Pathe Laboratories, Inc., Hollywood, is on active duty with Signal Corps Training, 20th-Fox Film Unit No. 1 at Fort Monmouth, N. J.

Cincinnati—Dick Brown, 20th-Fox shipper, was guest of honor at a luncheon Saturday, and a farewell party at the exchange, prior to his departure for Army training.

New Haven—Adolph Johnson of the Strand, Harden, reports appointment of his son, Robert, as chief petty officer and physical director under Gene Tunney, to be stationed at Fort Jayville.

Sidney Lax, Columbia shipper, is scheduled for a Hartford final exam next week to pass on his induction into the Army. Harry Caplan, and Fred Toth, projectionists at the Colonial, Bridgeport, have both been called for training.
Fill Three Canadian Film Board Vacancies

TRENTON, Ont.—Three positions are open on the Canadian Film Board. The positions are for: 
1. A layperson who is not related to the film industry. 
2. A person with expertise in film production. 
3. A representative of the film industry.

The Canadian Film Board is responsible for the promotion and distribution of Canadian films. Applications should be submitted to the Canadian Film Board by June 30, 2023.
Survey Student Film Habits in 50 Cities

(Continued from Page 1)
what determines choice; attitude on double features; films' influence on reading habits; choice of literature, with both local theater managers on technicalities of picture presentation, sales policies, etc., and practice in reviewing, etc.

Local exhibitors are co-operating by serving on advisory committees, arranging demonstrations of theater equipment and explaining the procedure of booking and exploitation. The girls also will draft recommendations for the improvement of local film fare. Reports of the girls' activities will be sent to the Camp Fire Girls national headquarters and the best will be selected for a special exhibit. A committee consisting of Mrs. F. D. Roosevelt, Helen Hayes, Robert Montgomery and Edward Weeks, editor of The Atlantic Monthly.

Similar polls are being made on radio programs and magazines under the title "Movies, Mags and Mikes."

Cowdin Flying to "U's" Convention at Cristobal

(Continued from Page 1)
Universal is holding in Cristobal. Cowdin will leave New York today by plane tomorrow night, and will be present at the Saturday and Sunday gatherings. President Nate J. Blumberg and Vice-Presidents J. H. Siedelman are presiding at the conference.

Small Signs Fairbanks For "Corsican Brothers"

West Coast Bureau of THE FILM DAILY Hollywood — Edward Small has signed Douglas Fairbanks, Jr. as the star of "The Corsican Brothers." Fairbanks will play a dual-rolled character. The two brothers, Tom and Allen, will have a budget above $1,000,000.

Hakim to Do Legit. Piece

Raphael Hakim, one of the French film-producing brothers, will turn Broadway legit. producer with "Happy Days," Zoe Akins' adaptation of Claude Andre Puget's French play, "Les Jours Heureux."

WEDDING BELLS

Thomas McCabe of the home office exploitation staff of United Artists will be married to Dorothy Lunny of Waterbury, Conn. on April 19 at the Brown Street Congregational Church in New York.

Springfield, Mass. — Miss Elma E. Goldstein, daughter of Samuel Goldstein, president of the Western Massachusetts Theaters, Inc., was married recently to Arthur H. Preston, a member of the firm of Foster & Preston, New York.

«REVIEWS»

"Free And Easy"

with Robert Cummings, Ruth Hussey, Judith Anderson

Metro 56 Mins.

TIME-WORN STORY IDEA AND OVERLY TALKATIVE SCRIPT MAKE PICTURE DULL SURESCREEN.

The sole redeeming feature of this new Metro offering is an able cast, but it is defeated in its efforts by the material. The Motion Picture is the poor young English man who has to marry for money, and the poor young girl in love with him who must do the same thing, has a long board. However, even such a time-worn plot can be dressed up with smart situations and dialogue to make it interesting, but all the ancient cliches are in evidence, there is nothing novel or new in the script or dialogue, and the general result is very dull screen fare.

Robert Cummings fills the bill as the handsome but penniless young man, and Ruth Hussey makes a charming vis-a-vis. Miss Hussey is beautifully played, effectively photographed and a delightful addition to this or any other picture. Judith Anderson is miscast, but her roles credible because of her own ability. C. Aubrey Smith, Nigel Bruce, Reginald Owen and Tom Conway are also in the cast, making the most of what they have to do.

The production is far better than the picture. George Sidney directed from a screenplay by Marion Borowsky. Miss Hussey is about to marry Owen, wealthy and handsome; Cummings, poor; and about to marry Miss Anderson, pretty, good-natured, but homely and older. Gambling debts of Bruce, Cummings' father, force him to break his engagement to Ruth and enter into one with Judith. Misunderstanding, Owen marries money, understanding and clinical. The result: brother CAST: Robert Cummings, Ruth Hussey, Judith Anderson, C. Aubrey Smith, Nigel Bruce, Reginald Owen, Tom Conway, Forrest Taylor, Anabel Williams, Anthony Veale, John Sutton, Richard Arlen, Herbert Mundin, A. Edward Sutherland, William Tabbert, Cara Williams, Polly Parsons, Mrs. Myles Standish, George L. Fox, Gordon Currie, Wanderley Dobson, Carl Service, Louis Wolheim, Berma Perkins, Mary Pierce, Yma Sumac, Ruth Short, John Ralston, William Eldridge, John Pershing, William Warren, Reginald Owen, Thomas O'Brien, John Bennett, Glenn Trybeck, Fred S. Sherman, Kenneth Noyes, Paul Gilmore, William H. Sader, Robert S. King, Malcolm Waite, Brian Donlevy, Charles Adair, Henry Redfield, Franklin Pangborn, Hal B. Wallis, Paul Muni, Gail Patrick, and others.

CREDITS: Produced by Metro; Director, George Sidney; Screenplay, Marion Borowsky; Based on a play by Ivor Novello; Produced by Ivor Novello and George Folsey; Editor, Frank E. Hull.

DIRECTION. Adequate. PHOTOGRAPHY. Good.

Atlas Directors Renamed: Deny RKO Post for Odlum

(Continued from Page 1)
Zeurnazar, the complete directorate of the company, were re-elected. The stockholders approved redaction of capital from $97,777,462 to $34,249,185 by returning 704,953 shares of common stock of no par value held in corporation's treasury Dec. 31, 1940.

Floyd B. Odlum was not present at the meeting, being currently in California. Directors informed him asserted yesterday that the recent reports of his taking a key post in TKO Radio are, as far as they know, without any foundation whatever.

Art Morrone III

Pittsburgh — Art Morrone, head of the Pittsburgh legal firm, is confined to the Mercy Hospital with a serious foot infection.

Mono. Eastern Contingent On Coast for Convention

West Coast Bureau of THE FILM DAILY

Hollywood — Eastern delegation to Monogram's three-day sales convention which opens here tomorrow arrives this morning on the Super Chief. Contingent is headed by Henry Eliman, Monogram's Chicago rep., and includes John Mangham, Monogram's assistant music director, Harry Berkson, Buffalo; William Onie, Cincinnati; Nate Schultz, Cleveland; Charles Trampe, Milwaukee; Ben Nathanson, Minneapolis.

Franchise holders will be greeted at the convention at the Roosevelt Hotel by company's contract stars and members of casts of five pictures now in work. They include Wallace Ford, Jean Parker, Jed Prouty, Polly Ann Young, Bola Lugosi, John McGuire, Clarene Musc, Dick Purcell, Joan Woodbury, John Archer, Martin Moreland, Johny Downs, June Welansky, Robert Morgan, Martha Hayes, Jackson Morax, Dorothy Lee, Evelyn Knapp and Betty Compson.

News to Boys Executives Appeal on "The Outlaw"

No appeal has been made to the SCWA'S boys executives review of the Hughes production "The Outlaw," Hays Office officials declared yesterday when questioned as to the appeal. The studio's story, that the effect that a production code seal has been refused for the picture in its present form by the PCA in Hollywood. It was also stated by a 20th-Fox official, distributors of the picture, that no information had been received here that the picture has been denied a code seal, and as far as they knew there was still work being done on the picture. No appeal is expected here before April 12.

Cultural Relations Coin Recommended to Congress

Washington Bureau of THE FILM DAILY

Washington — The House Appropriations Committee yesterday recommended to Congress an appropriation of $54,650 for improvement of cultural relations between the U. S. and the American republics, by the State Department. This activity is separate from the work of Neils A. Rockefeler's "Economic Cooperation Administration." Of this amount, $6,750 is for motion picture programs and $20,000 is for editing and scoring in Spanish and Portuguese by the Interior Department of Travel Bureau pictures for exhibition in the American Republics.

Len Daly Speaks Today

Len Daly of UA's foreign publicity department today will address the American Society of Newspaper Business Administration, C.C.N.Y. He will discuss contemporary publicity and advertising methods as they apply to motion pictures in the foreign field.

Newcastle Exhib. Asks Arbitration

(Continued from Page 1)
swered to sell films on several occasions, causing loss of patronage.

Silver asked that the arbitrator direct M-G-M to sell its product the same manner as its competitors, and so on.

Great Neck, L. I., Clearance Case to be Heard Tomorrow

Hearing on the Great Neck, L. I., clearance complaint against the five consenting companies will be held tomorrow instead of today as previously scheduled. Case was filed by the Squire Theater which seeks a change in the clearance now granted to Skouras' Playhouse.

Nabors Named to Arbitrate New Orleans Drive-in Case

Eugene A. Nabors has been named arbitrator in the hearing of a complaint filed by the Modern Drive-In Theater, New Orleans, against M-G-M. Case will be heard in New Orleans on April 8.

Du Pont Film Reports $1,569,998 Net for '40

(Continued from Page 1)
over, $751,702 was paid in Federal income taxes for 1940, compared to a total of $357,471 paid in 1939. A special reserve fund of $150,000 was also established last year. If tax scales had not increased as heavily as the profit for 1940 would have been higher than in 1939.

A net profit of $439,416 was reported by Pathe Film Corp. for 1940 after Federal income taxes. This is equal to 67 cents a share after dividend requirements had been made to holders of preferred stock, compared to 64 cents per share in 1939.

Pathe Film Corp., annual stockholders meeting will take place April 29, it was learned yesterday. Seven directors will be elected at the meeting.

Father Flanagan Lauds "Men of Boys' Town"

West Coast Bureau of THE FILM DAILY

Hollywood — Father Edward Flanagan, founder of Boys' Town, predicted that M-G-M's "Men of Boys' Town" would awaken the public to a realization of its duty in the prevention of delinquent cases.

Speaking at a luncheon yesterday given by Louis B. Mayer in the M-G-M studios, Father Flanagan made a plea for the welfare of youth. Bishop James Ryan, at the same luncheon, praised the motion picture, press and radio for their outstanding performance as powerful instruments in the continuing education of the people.
Year after year ⚫ for twenty-three years ⚫ our subscribers ⚫ have been calling ⚫ The Film Year Book ⚫ the greatest ever ⚫ and the 1941 Edition ⚫ will be no exception to the rule ⚫ now on the presses ⚫ out soon ⚫
EVEN IF AMPA DIDN'T HAVE THIS BIG SHOW I WOULD STILL BUY TICKETS TO HELP THE RELIEF FUND!

DINING DANCING

BIG SHOW

LOUIS PRIMA

and his

NEW ORCHESTRA

featuring

LILY-ANN-CAROL • CONNIE KLASS

JACK POWERS • FRANK FEDERICO

"THE ORIGINAL SIX"

Graham McNamee
Andre Baruch
Ed Sullivan
Bill Slater
Diosa Costello
Victoria Cordova
Hazel Scott
Golden Gate Quartet
Ezra Stone
Doodles Weaver
Arthur Treacher

Bea Wain
Raymond Massey
Danny Kaye
Lyle Talbot
Pert & Gay
WHN Jewish Hour
Carol Bruce
The Martins
Willie Howard
Lucy Munroe
Patricia Carroll

Tickets can be obtained from Ed Schreiber, Warner Bros., or AMPA members of your company $5.00 per person

AMPA SILVER JUBILEE BENEFIT AMPA RELIEF FUND
FRIDAY, APRIL 4, 1941 • GRAND BALLROOM, HOTEL EDISON • NEW YORK
and of Sky Blue Water" and "Navy Bound" to Top Program, Says Johnston

By RALPH WILK

at Coast Bureau of THE FILM DAILY

Hollywood — Monogram's sales hit for 1941-42 stands at $9,225,-

, the figure announced a year ago for the current season, it was announced by Eddy Johnston, manager of the company's Chicago sales office. Jones Johnston closed as well that plans had been made (Continued on Page 3)

BC in Large-Screen Efforts Tonight

NBC tonight will test its large television pick-up at the New York Theater in New York before a large audience of movie fans (Continued on Page 5)

Antidiscrimination Child Actor Bills to be Introduced

Albany — With the adjournment rush in full swing, the Senate yesterday completed legislative action on the Ehrlich child acting bill for children under 16 by passing it and (Continued on Page 3)

Censorship Fee Advance Killed in Md. Legislature

Annapolis, Md.—Measure providing for drastic increases in censorship fees was killed by the State Legislature's Legislative Council, while the State Senate rejected a (Continued on Page 7)

Raid Cooking School At the S-W Sedgwick

Philadelphia — The cooking school session at the S-W Sedgwick was raided by police yesterday on the charge that raffling off of door prizes constitutes illegal lottery. About 500 women were present at the school session, which is co-sponsored by the Philadelphia Record and General Electric.

20 PARA. AFFILIATES IN DRIVE-IN TESTS

$9,225,000 Sales Quota, Mono. Meet Told

Great States Closes Site Deal Near East St. Louis; B & K Also Setting Plans

Two Paramount theater affiliates will experiment in the drive-in theater field, it was learned yesterday. Great States circuit of Chicago has closed a deal for a site near East St. Louis, Ill., where a drive-in spot to accommodate a large number of cars will be constructed.

At the same time, it is reported that B & K is planning to build a drive-in theater in the vicinity of Chicago. Plans are said to be in a formulative stage but it is under (Continued on Page 3)

Hexter Arbitration Case, Philly's Third

Philadelphia — Third arbitration case in this area was filed here yesterday by Rose Hexter, Breeze theater, Philadelphia, against Warner Brothers Circuit Management Corp., Vitagraph, Paramount and 20th Century-Fox, based on a clearance claim. The Breeze theater, which now plays (Continued on Page 5)

Annual Meeting of Ascap Waits on By-laws Changes

Although Ascap's radio committee is mulling over plans to be presented to a similar group representing the broadcast industry, its (Continued on Page 8)

Ohio House Smothers Anti-Ascap Measure

Columbus, O.—Ohio's anti-Ascap bill, for all practical purposes, died when the House Judiciary Committee referred it to a sub-committee "for further consideration." Officially still alive, possibilities of any additional consideration, however, are deemed too remote to even consider. Committee's course of action was taken, it is understood, to let the measure's author, "Cap" Mowrey, "drown easy."

FRIDAY, APRIL 4, 1941
MPPDA Adjourned Meeting

 Deferred: Hays to Coast

 Adjourned annual meeting of the MPPDA board will not be convened for some time, due to the absence from New York of Will H. Hays. The MPPDA proxy departed suddenly for the Coast Wednesday night.

 Olson’s Daughter Killed

 Detroit—Evelyn Olson, 18, daughter of James L. Olson, was electrocuted yesterday when the automobile in which she was seated, upon starting, killed a telephone circuitor, was killed in an automobile accident, while driving her sister to school in Grand Rapids.

 "Triple Damages" Measure Said Headed for Congress

 Washington Bureau of THE FILM DAILY

 Wash-Ing-ton: A Federal legislation to meet the situation confronting the D of J as a result of the U. S. Supreme Court decision holding that the Government’s demand for triple damages in anti-trust litigation is expected to materialize.

 Administration leaders follow the lead of a third, the minority on the court led by Justice Black, that the U. S. could sue for triple damages under Section 5 of the Sherman Act which permits any person to be injured by another person or corporation as a result of a violation of the law to sue for threefold the loss sustained.

 The Supreme Court majority, however, ruled that the Government was not a "person" or "corporation" within the meaning of the Sherman law which permitted treble damage suits.

 British Propaganda Shorts Remains Still Safe

 Contributions of American filmgoers to the British Spitfire Fund, established for the purchase of American American aircraft to be used by the R.A.F., have been boosted by $35,000 through release by Warners, of the American propaganda shorts. "London Can Take It!" and "Christmas Under Fire." The fund grew to the British war effort when Jack L. Warner sent a check for $10,000 to Lord Beaverbrook. All rentals for the two shorts were turned over, with Warners contributing distribution services without cost.

 11.12 See Korda Pic At First Two Showings

 Radio City Music Hall execs. reported last night that 11.121 persons saw Alexander Korda’s UA release, "Red River," in its first two showings yesterday, setting an eight-year record for the theater. Added draw was the Music Hall’s Easter program, W. G. Van Schmus, managing director, estimated that the first day’s attendance would exceed 20,000 persons.

 Detroit Theater Cuts Prices for Service Men

 Detroit—Half-price policy for soldiers, sailors, and marines in uniform went into effect yesterday at the first-run Wilson Theater. Policy will apply to all service branches, but will not include other persons escorting soldiers.

 "Bringing Up Baby" Will Be RKO Re-issue May 2

 RKO will reissue "Bringing Up Baby" on May 2. Picture co-stars British propaganda short "Helen of Mexico," currently teamed in "The Philadelphia Story."
dexter Arbitration case, Philly's Third

(Continued from Page 1)

even days after the Stanley-War-
n is asking that its
n houses in the neighborhood.

Complaintant asserts that before
n took over the Earl, a run was seven days after the
n and although Breeze has the same admission

d main as the Earl, it is now playing 35 days after the Sau-}

odstein Arbitration Case

Searing Resumes in Denver

Denver—Charges that J. J. Good-}
ness, and Jackson Colonial, which

t toward 20th Century-Fox, Para-

Ashby, RKo exchange man-

t to save Goodstein's "some run" ar-

t Goodstein, who operates the Longmont, Colo., Theater, and 20th Century-Fox, Para-

Goodstein, division manager for Fox In-

mountain theaters, dictated all

scripts in towns where theaters
are in opposition to Fox and a Fox pay
rent on dark theaters

indications are that the hearings
will continue for several more days.

Para. Affiliates

In Drive-in Tests

(Continued from Page 1)

stood that several sites are being

Success of the ventures will de-

termine further expansion in the

field.

Paramount is the first of the ma-

jors, through subsidiaries, to invade

the drive-in field which, during the

last two years, has expanded mark-

edly. The Phil Smith interests of

Boston were the last to have been

particularly active in the mid-West.

Anti-Discrimination. Child

Actor Bills to Gov. Lehman

(Continued from Page 1)

singing it to the Governor. Measure-

is regarded as a liberalization of the present Phil

The Senate also passed the And-

ews bill writing anti-discrimination policy into the Penal Code and mak-

ing penalties. The bill, which pre-

viously had passed the Assembly,

was not opposed by theaters.

The Legislature passed the bill of Assemblyman Irwin Davidson which

prohibits the denial of admission to or ejection from theaters, except mo-

tion picture theaters, on the basis of over 21 possessing tickets of admission and not acting or speaking abusively or

objectionally. It is designed to prevent barring of theater critics from legitimate theaters, etc.

The Assembly joined the Senate in passing the Coudert bill which pro-

vides that when ticket brokers cannot return purchased tickets for redemption, the 75 cent brokerage over ad-

mission fee law does not apply. Here, too, motion picture theaters are not affected.

Fate of the Oesterrug employment

agency bill, to which theatrical agen-

cies are opposed, was still in doubt, but it had not passed the Senate with

but a few hours left.

The Bowley bill putting impost on films which average more than 16

frames to the foot or double that now charged 35 mm. per 15,000 feet

passed the Senate but not yet the Assembly. However, it was believed likely to prevail.

TO THE COLORS!

Rochester—Edward Bourne, chem-

ist at Eastman Kodak, and one of

the city's crack shots, has been

drafted.

Parsons Trotter, another Kodak employee, is in the army at Camp

Stewart.

Plymouth, Pa.—Thomas P. Brinzio,

assistant manager of the Shawnee

Theater, has been drafted.

Rochester—Rufe Wesson, a Kodak

mechanical engineer, is now a lieu-

tenant with the 209th Field Artill-

ery at Camp Stewart, Ga.
BETTE DAVIS W
AND Birthday APR

Another Warning To Bally 'THE GREAT'

Two Big Special Trains carrying the correspondents covering

BETTE'S BIRTHDAY PARTY
AT LITTLETON, N. H.

Every newspaper syndicate will cover! So will critics, photographers, magazine editors from New York, Boston, Philadelphia, Providence, Washington, Pittsburgh, etc. So will 2 newsreel crews! All in addition to the continual bombardment of radio broadcasts!

Bette's Host!
Governor Robert O. Blood of New Hampshire will personally preside over the entire 2-day celebration!
WONDER-STUNT!

FIVE to the Easter Sky!

ON THE AIR from Bette's home town, Littleton, New Hampshire

FRIDAY, SATURDAY, SUNDAY!

NBC at 9:30 p.m. Friday!
Colonial Network & Mutual Hookups, 7:40 p.m. Saturday

Also
Birthday Greetings broadcast to Bette by most of the top radio shows all through the weekend!
“The Great Lie”

with Bette Davis, Mary Astor, George Brent, Warner

A SPLENDID DRAMATIC PICTURE; WOMEN PARTICULARLY SHOULD GO FOR IT, AND IT SHOULD BE A STRONG O. O. ATTRACTION.

Chalk this one up as another chapter in the Warners-Bette Davis success story. Audiences generally should find it entertaining and absorbing screenfare, and it should go over big with female audiences, as it is more of a woman’s story than anything else. Exhibitors should find it a strong attraction for any theater and Miss Davis, Brent and Miss Astor are “names” that have plenty of marquee value. The story itself is dramatic in content, the production value is top-drawing, the cast is excellent and the direction deft.

Edmund Goulding, who has always been a great woman’s director, handles the players and story with a sure touch that brings fine results. He does not allow the story to bog down sentimentally, and at the same time shades the heavier drama neatly to keep it from going overboard. Credit for skillful moving and sensitive screenplay goes to Lenore Coffee, who adapted the Polan Banks novel for the screen. All technical aspects are top-flight.

Miss Davis displays her splendid histrionic talents effectively and efficiently in a more sympathetic role than she had in “The Letter.” In “The Great Lie” she plays a do-gooder who has been hurt in the cast. Given a strong role that required a great deal of acting ability and understanding to make it thoroughly convincing, she does a superb job. She is beautifully gowned and photographed to perfection as well. Brent carries the burden of the principal male role on his shoulders, registering strongly. Hattie McDaniel, Lucille Watson, Grant Mitchell, Jerome Cowan, Thurston Hall and Malcolm Riddick are all in top form, with little less of Miss McDaniel in a couple of sequences would have all been right.

Brent, in turn, as George Brent’s Davis, marries Miss Astor, a noted concert pianist, as the climax of a terrific party. At the end of a week, and in a sober moment, he learns from her lawyer that Miss Davis’ divorce was not final so that the marriage is automatically void. He flies to Miss Davis’ plantation to tell her it was a mistake, but doesn’t get around to it. He does marry Miss Davis shortly after, though, and shortly after that is lost in the Brazilian jungle. The conflict between the two women comes to a head when Miss Davis learns Miss Astor is going to have a baby, and she insists that she has to take care of her financially for life doing it.

Complications ensue when Brent is found, returns, and believes Miss Davis is his mother of his child. A dramatic climax worked out for a happy ending that should please audiences.

CAST: Bette Davis, George Brent, Mary Astor, Lucille Watson, Hattie McDaniel, Grant Mitchell, Jerome Cowan, Charles Trowbridge, Thurston Hall, Russell Hicks, Virginia Grey, David Landau, MacDonald, Addison Richard, Sam McDaniel.

CREDITS: In charge of Production, Jack Warner; Executive Producer, Hal B. Wallis; Associate Producer, Edmund Goulding; Screenplay, Lenore Coffee; From a novel by Polan.

“Pot O’ Gold”

with James Stewart, Paulette Goddard, Horace Heidt

United Artists

JIMMY’S GOT IT: A FIRST-RATE B. O. STORE PRODUCTION THAT DEMANDED AN ENGAGING AND ELECTRIFYING AMUSING AND SHOULD DRAW WITH GENERAL AUDIENCES.

The debut of James Roosevelt as a film producer may very definitely be termed auspicious. “Pot O’ Gold” is an amusing and entertaining picture that should please general audiences everywhere. Exhibitors should do very well with this release. The air show of the same name has a tremendous audience, James Stewart and Miss Goddard are excellent marquee draws, the name of Roosevelt connected with the picture has big sales possibilities, and Horace Heidt is a very popular orchestra leader. All in all, the picture presents a few top-notch comic material for exhibitors to capitalize on, and the picture merits attention on its entertainment merits.

Pot O’ Gold has given the picture plenty of production value, and deserves credit for assembling an expert group of technicians and players to put it over. A nice pace has been given the picture by director George Marshall, and a well-geared screenplay was whipped up by Walter De Leon, director of the original story written by Monte Brice, Andrew Bennison and Harry Tugend. Stewart is personable, competent and promising in the lead role of Jimmy. Miss Goddard dances, sings and turns in a well-rounded job. Heidt leads his orchestra, films well and is always funny in what he has to do. A grand comedy characterization is contributed by Charles Winninger, and Mary Gordon, Frank Melton and other capable players give able support.

Stewart, penniless grandson, of million-aire Winninger, arrives in the big city to work for him when he goes broke. He im- merses himself in the middle of the feud raging between Winninger and the McCorkle family, Miss Gordon, Miss Goddard, et al., and their friend Heidt and his band, who all live in the house across from Winninger’s office and are slowly driving him crazy with their music. Stewart finds a story hole is, light and frothy, but it serves as a frame-work to get the Pot O’ Gold show on the air, settle the feud and work out a romantic ending for Stewart and Miss Goddard. There is a liberal amount of comedy that will get laughs from everyone, and the picture as a whole is good entertainment for any and all audiences.


CREDITS: Producer, James Roosevelt; Director, George Marshall; Screenplay, Walter De Leon; Story, Monte Brice, Andrew Bennison and Harry Tugend; Cameraman, Hal Mc Editorial, Lloyd Nosler.

DIRECTION, Good. PHOTOGRAPHY, Good.

“Bad Man”

with Wallace Beery, Lionel Barrymore, Laraine Day

Metro

BEERY FANS SHOULD LIKE IT, BUT THERE’S TOO MUCH TALK, TOO LITTLE ACTION.

Wallace Beery’s many fans will undoubtedly enjoy the cast, but many will be disappointed. The setting is a western town where the picture begins, the story is a romance among three people, and the production value is attractive and well acted. The picture was filmed in beautiful south California and was a high budget project. The story is weak and the acting is not as good as it should have been.

Wallace Beery is first-rate as the philosophical Mexican bandit; Lionel Barrymore portrays the crusty old ranch owner ably, but overacts several scenes; Laraine Day is decorative but not very effective. The principal fault of the picture seems to be in the script. It is more of a stage presentation than a film script, with the continuity and action hamstrung to a certain extent so that it seems to be too condensed.

Reagan and Barrymore are rustled by Beery. They are about to lose the ranch to Travers when Miss Day, childhood sweetheart of Reagan, shows up with a husband. Conway. Conway thinks there is oil in the oil field they will never be able to make money. Then Beery shows up with his gang, and after discovering that Reagan is the same person who had saved his life a few years before, he sets to work to straighten things out. He shows Conway, who has several other problems and hooka a rope on Berryman’s wheelbarrow to get him to town in time to pay off the mortgage.


CREDITS: Producer, J. Walter Ruben, Director, Richard Thorpe; Screenplay, Wells Root; Based on a story by Henry Deems; Emerick Brown; Cameraman, Clyde De Vinna; Editor, Conrad Nervig.

DIRECTION, Good. PHOTOGRAPHY, Good.

Deny Change In Venue

Motion for a change of venue by Herman Robbins, Toby Grun and National Screen Service, defendants in an earlier filed suit, has been denied by Justice Patterson of the Supreme Court of Westchester County, N.Y. Defendants have been ordered to answer a new complaint filed in Westchester County, where the case was filed, to New York County.

“Mr. District Attorney”

with Dennis O’Keefe, Florence Rice, Peter Lorre

Republic

MODERATELY ENTERTAINING; GRAM OFFERING HAS SOME CAPTIVE SCRIPT IS FAULTY.

Pop house audiences should get a fair measure of entertainment from this offering. There is a considerable amount of action, quite a few laughs and a highly competent cast that works hard, but the story has a number of holes and dialogue times is below par. Story concerns a district attorney, a young social law school graduate wishing on him, a pretty report and a couple of bad men, all of which presents interesting possibilities. However, it is hard to believe some of the things that happen, even though you are top-heavy with credibility.

Dennis O’Keefe is okay as the bumbling district attorney. Florence Rice fills the bill as the pretty reporter. Stanley Ridges is good as the district attorney, and nicely turned characterizations are contributed by Peter Lorre, Minor Watson and Charles Arnt. William Morgan directs the picture, achieving good results from the material at hand. The screenplay was written by Karl Brown and Malcolm Stuart Boylan.

O’Keefe is sent to Ridges, the d. a., by an influential uncle. He has no sooner been assigned to a department and sworn in than he bungles a case for another prosecutor due to a mixup with Miss Rice. Ridges then gives him a supposedly dead case to work on to get rid of him. But things happen, a supposedly dead man is apparently alive, there are two murders and the action becomes very lively right through a weird climax that vindicates both O’Keefe and Miss Rice.


CREDITS: Associate Producer, Leonard Fields; Director, William Morgan; Screen- play, Karl Brown and Malcolm Stuart Boylan; Based on the Philip H. Lord radioplay; Cameraman, Reggie Lanning; Editor, Edward Mann.

DIRECTION, Good. PHOTOGRAPHY, Good.

Breen Notifies Studios Against Sweaters in Pix

(Continued from Page 1)

red studio censors that sweaters that cover out a woman’s breasts will not be permitted to be used in pictures.

Breen’s office also called attention to a clause in the Production Code that restricts the use of apparel which is too revealing.

Mattuck Funeral Today

Brooklyn funeral services will be held today for George F. Mattuck, 88, theatrical auditor, who died in Miami Beach after a two-day illness.
"Golden Hoofs"
Jane Withers, Charles (Buddy) Rogers, Katherine Aldridge
67 Mins.
SQUEEZE ENTERTAINMENT FOR "PO TRAP TROT TROTING HORSE"
MARKS BUDDY ROGERS COME-
amable tale of trotting horses forms basis for the story, a personable cast
for the picture, and the pop trade find it agreeable entertainment. In
con, the vehicle serves to bring Charles
dy Rogers back to the screen, and
are a number of fans who will prob-
be pleased about that. Exhibitors
find the picture generally useful.
As Withers is her usual competent
Rogers makes a handsome leading
and Katherine Aldridge, George Ir-
and Buddy Pepper are helpful. Lynn
is directed from a screenplay by Ben
Kohn.
Withers, although quite young, is
trainer of the Yankee Stock Farms,
ists in trotters. The place is sold
and Jane hears that he is going
all of the trotters to make room
his flat racers. However, when he
up sells him a bill of goods
gets a crash on him. Miss Aldridge-
‘s fiancée, shows up and Jane’s big-
ence is chilled, but she does produce
winner of the big trotting event and
rests her as trainer of his racing
ers. There is a lot of atmosphere
and a deal of information about
story of the film.
ST: Jane Withers, Charles (Buddy)
, Katherine Aldridge, George Irving,
pper. Cliff Clark, Philip Hurlic,
ryan, Howard Hickman.
EDITS: Associate Producers, Walter
co and Ralph Dietrich; Director, Lynn
n; Screenplay, Ben Grauman Kohn; Or-
ory, Roy Chanslor and Thomas Lan-
 cameraman, Lucien Andriot; Editor,
 Clark.

RECTION, Good. PHOTOGRAPHY.

"Fly’s Daylight Saving
spurned by Mayor"

Norfolk, Va.—Proposal by rear-
ial J. K. Tausig, commandant of
Fifth Naval District, that this
adopt daylight saving time
summer left Mayor J. D. Wood
Proposal was regarded as in
national defense program of
the Mayor.
in opposed to a daylight saving
people desire to go to work
earlier during the warmer
ths, that is their affair. I have
posed a daylight saving and
always will. It does no

"Seldomridge Riots"
Philadelphia—Last riots were held
day for Clinton J. Seldom-
99, veteran exhibitor.

"In Old Cheyenne"
with Roy Rogers and George "Gabby" Hayes
Republic
58 Mins.

LOTS OF ACTION, ROGERS’ HEROIC
AND PERSONALITY COMPENSATES FOR,
HORSEBACK RIDING.

There’s not much solid framework to
the story—nor logic to some of the char-
acterizations and situations—but there is
a fair amount of good tunes, and of-
course, Roy Rogers’ ingratiating personality.
Consequently the segment of fans to whom
cacti yarns are catnip will enjoy this pic-

At the outset, matters are a bit in-
volved because George "Gabby" Hayes and
his followers are allegedly the villains
of the opus, while the clique headed by George
Rogers, "a kind of true cowboy," controls the
reverse is true as the plot unfolds.
Roy Rogers is tagged as the New
York society buck who gets out of Wyoming
to get at the bottom of the warfare being
waged "twixt the ranchers and the townies
of Cheyenne.

As he scarcity looks the part,
but this can be rapidly overlooked as he
swings into the saddle, courts the animated
and comely Joan Woodbury (who fills her
role neatly), croons a melody or two, and
finally leads the battle which brings to
well-merited defeat the Rosser gang.
His
reward, aside from winning the Woodbury
and heart, is acquisition of the editor-
ship of her father’s Cheyenne newspaper.

Cast is capable generally; direction is
okay, and the photography at times is
exceptional and always satisfactory.
Horses showing westerns will find this better than
average. Chief assets are that there is
always something happening, and Rogers
Hayes, et al, are at their best.

CAST: Roy Rogers, George "Gabby"
Hayes, Joan Woodbury, J. Farrell MacDonald,
Sally Payne, George Rosser, William Haade,
Hal Talafiero, Jack Kirk.

CREDITS: Associate Producer-Director
Joseph Kane; Original Script, John Kralit;
Screenplay, Oliver Coope; Production Man-
ger, Al Wilson; Photography, William Nobles;
Film Editor, Charles Craft; Musical
Director, Cy Feuer.

DIRECTION, Okay. PHOTOGRAPHY.

"Skouras Library Lost
As Summer Home Burns"

George P. Skouras, president of
Skouras Theatres Corp., nationally
yesterday that the fire which de-
stroyed his summer home on Green-
haven Road, Rye, N. Y., on Wed-
nesday nights resulted in a loss to-
talling some $70,000, representing
$40,000 to the building proper, and
$30,000 to the contents. The invaluable
library of first editions was lost.

When notified at his other home in
Rye of the conflagration, he tried
without success to save some of the
valuable, but was driven back by
flames and smoke. Structure was in
complete when the Skouras Bros.
company and the employee’s wife,
both of whom were absent when the
blaze broke out.

"Horror Island"
with Dick Foran, Leo Carrillo, Peggy Moran
Universe
60 Mins.

PAPER YARN LACKS SUITABLE
ACTION AND EXCITEMENT; CAST IS
BEETER THAN MATERIAL.

A fairy tale about a deserted fortress
would seem to be an ideal setting and plot
for a mystery yarn, but without too much
mystery and insufficient excitement and
entertainment; the story is advertised as
appealing, interesting screen fare for nubian
audiences. A first-rate cast of competent players
does its best to make the material at hand.

Dick Foran, Leo Carrillo and Peggy Moran
headline the cast, with all of them capable
and competent. John Eldredge, Lewis Howard,
Hobart Cavanaugh, Walter Catlett, Ralph
Harolde and Iris Adrian are in the support-
ing cast. George Wagner directs from a
script by Maurice Tombragel and Victor
McLeod.

Foran owns a deserted island off the Flor-
ida coast, and Carrillo, a seaman, believes
that a treasure map he possesses will lead
them to a fortune supposedly buried on the
island. As the story unfolds, the cartographer, tells
them the map is a fake, but when an as-
sorted collection of characters sets sail for
the island he goes along. Two murders are
perpetrated, Cavanaugh is the chief
murderer. The Government buys the island
as a defense base, the treasure is uncovered
by the warmen, Moran, a nice day’s
work if you can get it.

CAST: Dick Foran, Leo Carrillo, Peggy
Moran, Fuzzy Knight, John Eldredge, Lewis
Howard. Halsey Tweed’s out to be only moderately
Ralf HAROLD, Iris Adrian, Fay Van Dolsen,
Emmett Vogan.

CREDITS: Associate Producer, Ben Pivar;
Director, George Wagner; Screenplay,
Maurice Tombragel and Victor McLeod;
Art Directors, Alex Gottlick; Cameraman,
Elwood Bredell.

DIRECTION, O.K. PHOTOGRAPHY Good.

"565 Persons to Attend
Amra Silver Jubilee Ball"

Six hundred and fifty persons are
expected to attend the Amra Silver
Jubilee Ball, at the Hotel
Edison with entertainment provided
for two score of celebrities. President
Leon J. Bamberger said last night.

Boxes have been taken by 15 organiza-
tions including Paramount, RKO
Theaters, RKO Radio Pictures, War-
ner Bros. Pictures, Consolidated
Pictures, Quig-
ley Publications, M-G-M, Walter
Reade Theatres, Skouras Theatres,
National Theatres Amusements, Uni-
versal Pictures, Columbia Pictures,
National Screen Service and the
MPPDA.

Censorship Fee Advance
Killed in Md. Legislature

(Continued from Page 1)
bill which would have authorized
charge of $50,000 for making films suitable
or unsuitable for children under 16.

Co-op Sound Service Sold
St. Louis—Control of the Co-op-
ative Sound Service Co., has been sold to the Sound Systems.

"The King of the White Elephant"
with Rene Kritayakorn, Swati Nilson
Pridi—King of the White Elephant 66 Mins.
MINI THEATERS MIGHT FIND THIS PIC-
TURE USEFUL, BUT SALE OF RIGHTS
Produced in Thailand (Siam) with an all-
native cast, this production has a number of
meritorious points, but compared to any
Hollywood offering it is woefully deficient.
A foreword on the screen states that the film
is to be compared to Hollywood stand-
ards. The cast tries hard, several of the
players giving performances that put them
above the rest of the cast, some of the out-
door scenes with large numbers of extras
and herds of elephants are unusual, and
the picture as a whole has an air of sincere
effort about it. Much credit is due the cast
for the terrific work done in learning
and speaking all lines in English.

Actors might find this picture use-
ful as a teaching tool, refused to see what
it is, an amateurish feature produced by a group of Thai nationals. Technical
aspects of the picture are not too bad con-
sidering difficulties involved, lack of ex-
perience and lack of equipment.

ART-commercial invasion of the king-
dom ruled by Kritayakorn by Pradab Sab-
yongse, ally of an unscrupulous land grubber.
A number of warring tribes are scored in the
picture, which extends at least in the
infancy of today. Suffice it to say that right triangles in the
end.

CAST: Rene Kritayakorn, Swati Nilson,
Nairin Pinn, Langsuriya, Pradab Rabin-vongse, Vasic V. Pitaks, Langs Smak.

CREDITS: Production supervision and
story, Pridi Bonomyong; Director, Sunh
Vsudhara.

DIRECTION, Adequate. PHOTOGRAPHY.

Fair.

St. Louis Hears D of J
In IATSE Investigation

St. Louis—Department of Justice, through its special agent here, is
reported investigating the circumstances surrounding the restoration
of membership in Local 238, Oper-
ators, of East St. Louis, Ill., of Clyde
. Weston, former business agent
of Local 149 here.

With John P. Nick, former IATSE
vice-prexy, Weston was convicted
here of violating the Federal anti-
trust-kickback statute in conducting the
affairs of Local 149.

It is reported that the IATSE
suspended the autonomy of Local 238
for about 24 hours during which
time Weston’s membership was re-
stored. The Local itself is under-
stood to have received a threat to
store Weston to active membership.

Reports are current here that the
D of J not only is scrutinizing the latest developments in Weston’s case
but is also quietly extending its in-
quirities into the IATSE in Chicago,

In Washington, officials of the D
of J declined to comment on St.
Louis reports that a broader IATSE
inquiry was on the Departmental
program.
Mono. Sales Quota Up to $9,225,000

(Continued from Page 1)

completed for a 50 per cent increase in the budgets of 16 features and a 30 per cent increase in the budgets for 12 others. For the current season, Monogram announced 30 per cent increases for 14 pictures, except for 12 Full 1941-12 lineup calls for 55 features, including 13 re-issues.

Company's top bracket pix for 1941 can't be two "Loves," productions, "Land of the Sky Blue Water," outdoor spectacle, originally scheduled for the current program, and "Navy Beach." Balancing the titles recently announced in New York by Johnston, former will have Charles Wakefield Cadman music.

"East Side Kids" In Four

The "East Side Kids" will be seen with an adult male star in four Box Office Champions, first of which will be "Ghosts in the Night," co-starring Bela Lugosi. No other titles were mentioned, although the list released by Johnston in New York had identified the other three.

Placed in the Monogram Money Makers group are "Aunt Emma Paints the Town," by Harry Horner; "The Night of Horror" and "Kiss of Death," to star Lugosi; "The Spy," by James Fenimore Cooper; "The Big Sleep," by Dashiell Hammett, also prefixed to as "Beating Back!" by Al Jennings; "Trail of the Wolf," by Jack London; "Sweetheart of the Campus," by Beena Dalmiyne, said to be announced for the current line-up as "College Sweetheart"; "Top Sergeant" and "Homicide," by F. Marion Cooper; and "Here Come the Marines," with the exception of the Lugosi vehicle, earlier identified as "East Side Kids." It was also announced that "East Side Kids" was not on the list announced in New York last month by Johnston.


It was also announced that the company would make "Freckles Comes Back" by Jeannette Stratton.

WEDDING BELLS

Wilmington, Del.—Wedding bells were ringing for the marriage of William E. of Loew's Theater. Kathryn Card is the bride of Lawrence A. Wharry. Norma Fisher will be married to GEORGE W. DEMPSEY of the Philadelphia garden, while June 12 at Sacred Heart R. C. Church.

Annual Meeting of Ascap Waits on By-Laws Changes

(Continued from Page 1)

The greatest problem at the moment according to industry officials is to correct the re-writing of its by-laws in order to comply with the U. S. consent decree. Work on the by-laws has been in constant progress since the decree was signed. Necessity of readying the new by-laws as soon as possible is due to the fact that the annual meeting of the Ascap membership usually held in March, has been postponed indefinitely. In order to comply with the Government's decree, the membership will have to ratify the proposed new by-laws and also agree on the method of choosing members of the board.

Possible that Ascap committee and Miit will hold another meeting early next week. Also another confab with the NAB before a definite proposal will be presented. Per-person plan, it is said, will hold too many bugs for an immediate proposal, due for one thing to lack of machinery to keep track of individual uses of songs.

Porter, as a special. Pix was on the 1940-11 lineup announced a year ago. Also identified by Johnston as "specials" were "Aunt Emma Paints the Town," "False Colors" and "The Fighting Cadet."

Aim Westerns at Latin Trade

The Western series and re-issues stand as announced in New York by Johnston. The list, indicating that a "great portion" of the Westerns will be slanted for Latin-American consumption. Johnston, added, will have South American locales and others will get Spanish orks, dancers and songs. Titles were not mentioned.

Distribution and production problems hold the spotlight at today's sessions, with Johnston presiding and Steve Brody, sales chief for the Trelm Carr, production head, speaking. Tomorrow the convention will hear from Arthur Marshall, William J. Goll, Norton V. Riceby, John Manhem, Harry J. Thomas, Howard Stubbins, Scott Dunlap, George Woess, Paul Malron, Lindsal Par- sons, I. E. Chadwick and Sam Katsman.

Katzman entertains the visitors at the Hollywood Legion fights tonight and a get-together at Charlie Foy's Club follows. Tomorrow night, Chadwick gives a banquet at NGT's Florentine Gardens, while on Sunday, Week's will be held at the Range Busters' Ranch.

Conventioners, totaling 125, include all franchise holders and company home office execs. and directors.

Raps Ban on the Press At Arbitration Case

(Continued from Page 1)

hearings are conducted behind closed doors, it was said. The expression of interested exhibitors attempted to sit in on the case which involved a "some run" dispute, but the complaint. Charles Woolner, is head in New York, has been asked the arbitrator, Philip E. James, to bar everyone except those actually concerned in the arguments.

James, a New Orleans lawyer, inter- tered the decree on this pro- claim that decisions and demands "could" be made public and not necessarily "must" be made pub- lic, thereby taking the position that he could bar outsiders.

One prominent exhibitor said yes- terday: "At a time like this when an exhibitor is interested to see or learn Kane. Others in the party- ducted, it is unfair to the entire in- dustry to keep the press from re- the entire industry. And obser- vation. Arbitration is news— perh-aps the most important news to be printed in the trade press in years."

James reserved denial of spea- arguments presented against Parmount which allegedly had refused to service the theater.

360 "Great Lie" Dates Give WB Easter Record

(Continued from Page 1)

claimed an all-time record high for Easter Week bookings. Numerous others are in the making it was said.

New York newspaper, magazine and radio contingent to attend the premiere and participate in the in- cidental Davis birthday party pro- gram pulls out for the New Hamp- shire with the map on the night tonight. It's headed by Mitchell Rawson, WB press agent, and includes Ralph Buid, Larry Golob, Sid Rechentik, Gil Golden and Eva Siegel of the home office. Norman March, WB eastern publicity director, and Lee Blumberg will pilot a similar Hub delegation, Bill Brumberg, Isa- bell Turner, Bob William and Phil Engel of the WB publicity depart- ment already are in Littleton to whoop it up.

Trade paper reps, going tonight with Rawson include Al Steen, Jack Harrison, Jim Cunningham, Red Kann, Ralph Cokain, Jim Dalton, Shown Koechling, Sid Leibowitz, which include critics, columnist and staff writers of all New York dailies, weeklies, syndicates, magazines and commentators from several radio stations. Newspaper men from Chicago, Pittsburgh and Providence will also cover the premiere. Littleton program starts with the arrival of the New York and Boston parties totalling about 75 at 9 a.m. tomorrow. Visitors return home Sunday night.

Goldwyn Signs Carlson

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Goldwyn yester- day signed Richard Carlson for "The Little Foxes."

NBC in Large-Screen Tele Trials Tonight

(Continued from Page 1)

a special audience composed of Mike Jacobs, fight promoter, and sportswriters of the daily papers in New York, it was learned yesterday.

The trials, both mechanical and technical, will feature pick-ups from the boxing bouts at Madison Square Garden, and it is believed that the results will be used to base further pick-ups on the large screen. To the results will determine whether or not NBC will attempt any future prize-film demonstrations via television in the future.

NBC announced yesterday that they would televise a two-way British refugee program Easter Sunday a noon-12:30 p.m. from their head quarters in Radio City. The program will feature ex-servicemen speaking via short wave to their parents and relatives in England.

NBC will televise tomorrow Army Day parade.

NLRB Heats Arguments

On N. Y. SPG's Petition

Washington—Counsel for the major film companies and the New York SPG submitted arguments before the NLRB yesterday as to which employees should be included in the election to be conducted to determine if the SPG should be certified as the collective bargaining agent for publicity employees. Companies involved are: WB, Loew, Columbia, UA, Universal, 20th-Foto- RKO and Paramount.

Three main points of contention are the question of what employees of foreign publicity depart- ments and certain named individ- uals in various publicity offices. Counsel for major companies insisted free lance artists are inde- pendent contractors and cannot be considered employees, that employees of foreign publicity offices stationed in U. S. do totally different work than domestic publicity employees and should not be included, and were through the list of individuals con- tending generally they do super- visory or clerical or other non-pub- licity work. SPG counsel contends all employees classified belong within jurisdic- tion of the union.

NLRB's decision will be followed by the election.

STORKS

Medford, Ore.—George Hunt, owner of the Craterian Theater, has a new son.

Spokane — Manager Willard W. Seale of the Orpheum Theater, has a new son, Michael Daniel.
ANTI-5 BLOCK BILL PASSES MINN. HOUSE

Elect Youngman, Walker to New RKO Offices

THE WEEK IN REVIEW

Hays Report

By L. H. MITCHELL

$3,000,000 "FROZEN": Annual report of Will H. Hays, MPDA proxy, gives a total of $3,000,000 in coin "frozen" in the U. K. and states that our lease-lend legislation ameliorates the exchange problem. Report cited Swedish Shipping Board's allocating cargo space for films despite all other demands, and details the national defense program of the industry. It also cites a three per cent decline for the year 1940 in crime and horror pix.

* * *

LEGISLATION: Senate judiciary sub-committee named to consider Neely divestiture bill, may hold hearings . . . Maryland bill to increase censor fees was killed . . . House Appropriations Committee recommends increase in Thurman W. Arnold's trust-busting fund.

Great Opportunities

In Decree—Johnston

West Coast Bureau of THE FILM DAILY

 Hollywood — The consent decree offers the greatest opportunities that have ever been presented to Monogram, said W. Ray Johnston, president of the company, in addressing the ninth annual franchise holders' meeting at the Hollywood Roosevelt Hotel on Saturday.

"We expect to take full advantage" (Continued on Page 6)

"Citizen Kane" as Roadshow

Goes in Two Houses in N.Y., Chi., L.A.

INS Gives "Lie's" Debut

Wired Pictorial Coverage

Littleton, N. H.—Thanks to Warners, creator of the junket world premiere, this New England town (Continued on Page 6)

"Citizen Kane," Orson Welles' production, distribution of which reportedly was held up due to Hearstian opposition, will be presented as a roadshow attraction, bowing in within a month in two houses in each of three cities—New

Only Three Ballots Cast Against Measure Designed To Nullify N. Y. Consent Decree Selling Provision; Senate May Pass It Tomorrow; Governor Will Sign

by GEORGE E. GUISE FILM DAILY Staff Correspondent

Minneapolis—The Minnesota House of Representatives Friday passed the anti-blocks-of-five bill sponsored by Allied Theater Owners of the Northwest. The vote was 104 to 3, with the trio opposing giving no explanation of their ballots.

The Senate Judiciary Committee already has recommended the bill for passage by that body and the measure has been on the general orders calendar of the Senate for nearly two weeks. It was expected here it might be reached by tomorrow.

Senate Passage Said Certain

The measure is almost certain to (Continued on Page 7)

Goodstein Drops His Case, Assessed Costs

Denver—J. J. Goodstein on Friday asked for the dismissal of hearings on his arbitration complaint against Loew's, Paramount, 20th Century-Fox and the Fox Theater, Longmont, Colo. Dismissal was granted and costs were assessed against Goodstein Enterprises, Inc.

Hearings had been held for four (Continued on Page 6)

Squire Hearing Deferred: Air Regent's Case Today

First New York arbitration hearing which was scheduled to be held last Friday was postponed until Wednesday because of the inability (Continued on Page 7)

Columbia to Co-star Top Western Actors

Columbia will co-star outdoor players of top box-office magnitude in two series of eight films each on next season's program, Charles Starrett, and Russell Hayden, will be teamed in one series. Bill Elliott and Tex Ritter, will be co-starred in the other group of eight.
FINANCIAL

(QUOTATIONS OF FRIDAY, APRIL 5) NEW YORK STOCK MARKET

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<td>Am. Scot.</td>
<td>8 1/4</td>
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NEW YORK BOND MARKET

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<tr>
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<tr>
<td>Warner Bros. deb. 4%</td>
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NEW YORK CURB MARKET

| Monogram Pct. | 8 1/4 | 8 1/4 |
| Sonourmet Corp. | 8 1/4 | 8 1/4 |
| Technicolor | 8 1/4 | 8 1/4 |
| Trans-Lux | 7 1/2 | 7 1/2 |
| Universal Corp. | 8 1/2 | 8 1/2 |
| Universal Picts. | 7 1/2 | 7 1/2 |

20th-Fox to Have 10 Pix Ready for "5 Block" Sales

West Coast Bureau of THE FILM DAILY

Hollywood—Production plans being worked on by Darryl F. Zanuck call for 10 features to be ready for the start of selling under the New York consent decree the first of September. Company policy of shooting Technicolor releases in pairs will also be continued next season.

The Broadway Parade

Picture and Distributor

FUTURE OPENINGS

Road to Zanzibar (Paramount Pictures)—April 9—Paramount Men of Boys Town (Metro-Goldwyn-Mayer Pictures)—April 10—Capitol The Miracle (United Artists—Korda)—4th week—Film-Arama Flying Wild (Monogram Pictures)—April 11—World The Chicago Fringe (Laurel)—April 11—Coriolis

Metro Buys "Drivin' Woman" West Coast Bureau of THE FILM DAILY

Hollywood—Metro has bought screen rights to the novel, "Drivin' Woman," by Elizabeth Pickett Chevalier, for approximately $100,000.

Ross Federal Convention Calls Execs. to Chicago

Chicago—Executives of Ross Federal Service, Inc., are here for a convention at the Hotel Stevens. Fifty Ross men, including Home Office executives, branch and district managers, district supervisors, are meeting for discussions of plans for the Spring and Summer. Represented are Ross Federal offices from the North and Central parts of the country.

President Harry A. Ross heads the group. Other New York home office execs. attending are: Charles M. Shermansmore Am. Ross, General Manager; Clifford B. Ross; Frank X. Miske; Fred Magee; B. E. Jolley; Ben Sparkling; W. J. Shime.

Roach Denies Padding Charges

All charges of Loew's and M-G-M Distributing Corp. that Hal Roach Studios had padded its bills on production expenses were categorically denied on Friday in a reply filed Wednesday in the Federal Court answering the M-G-M's $500,000 counter-claim. Roach is suing for $41,253,993 for damages for violations of distribution contracts made with the defendant.

Set Bill Sussman Month

May has been designated by the 10 territories in the 20th-Fox Eastern Division as Bill Sussman Month in honor of the Eastern Division manager. Drive period will run from May 4 to June 7.

Don't Forget....
You Have a Date....
National Convention of The Variety Clubs of America

Tramway Hotel
Atlantic City, N. J.
May 15th, 16th & 17th

COMING AND GOING

SINIDY R. KENT returns from Florida for the last part of this week.

CHARLES KOSKINSKY is on the Coast, has returned here late this week.

CHARLES KOSKINSKY is due here this week—or rather, after visiting a number of National Theater offices throughout the country.

DOUGLAS FAIRBAIRNS, JR., arrived yeskill from the Coast for a short stay.

REYNALD K. KANE and his wife are here for a Hollywood vacation for a few days.

MAUREEN O'SULLIVAN is at the Sherry Netherlands.

ALAN FREEDMAN, president of De Lux Laboratories, returns this week from the Coast.

Clyde W. Eckhardt, branch manager Chicago for 20th-Fox, has returned to chi after a Southern vacation.

VIRGINIA CRUZON and MYRNA DELL, are in Metro's "Ziegfeld Girl," arrived Friday from the Coast.

MORRIS ALIN and his bride, the former SYLVIA KAPLAN, left for Florida last week to follow their marriage here yesterday.

HARRY A. ROSS, DENNISMORE A. ROSS, CLLFORD K. ROSS, will be here shortly to ad B. E. Jolley, BEN SPURLING and W. J. SHINE of the New York offices.

HOWARD DIETZ flew to the Coast by American Airlines Friday; he returns in about a week.

JUDY GARLAND was a Chicago visitor, on her way back East.

MORRIS LEONARD, B & K General, and his brother, the former VERA FOLEY, have returned to Chicago from an extended home visit.

ARTHUR GOLDBERG, Chicago film artist and family have returned from a Florida vacation.

Gov't Okayed Computation Plan, Moskowitz Testifies

Joseph H. Moskowitz in Federal Court on Friday displayed a letter which he said he had received from the Government in 1953 which gave the Government seal of approval to Moskowitz's method of computing expenses on federal productions for his activities.

Moskowitz, who testified for the full trial day, stated that he had used the letter as the basis for his computations on payments of $33,550 to $33,567 in 1955-56-57 expenses and that U. S. Treasury Department, which had approved this method in 1955 never told him that his estimates were improper.

In this regard, the witness said government agents after examining the records had approved of the Caliente deal and the sale of th yacht prior to the inception of the Government case, Moskowitz stated that in 1955 he had only deducted two-thirds of the expenses of Schenck's trip to New York, although 100 per cent would have been fair since the purpose of the trip was to negotiate the merger. The defendant will maintain that the evidence is not adequate.
"I WANTED WINGS"

starring RAY MILLAND · WILLIAM HOLDEN · WAYNE MORRIS · BRIAN DONLEVY

with CONSTANCE MOORE · VERONICA LAKE · HARRY DAVENPORT

A PARAMOUNT PICTURE · DIRECTED BY MITCHELL LEISEN

Screen Play by Richard Maibaum, Lieut. Beirne Lay Jr. and Sig Herzig · Based on a Story by Eleanor Griffin and Frank Wead · From the Book "I Wanted Wings" by Beirne Lay Jr.

PRAISED TO THE SKIES!

"THE THRILL OF A LIFETIME!" N.Y.WORLD-TELEGRAM

"POISED FOR FABULOUS GROSSES!" HOLLYWOOD REPORTER

... And every New York critic, every trade paper critic went overboard with the same superlatives for Paramount's...
"This is Lubitsch—bottled in bond, 100 proof Lubitsch—all Lubitsch and utterly delightful. It should prove a solid audience hit." — Hollywood Reporter

"Has a potential for profitable grosses. Lubitsch has lost nothing of his inimitable touch!" — Hollywood Variety

"Good box-office!" — Film Daily

"Lubitsch delivers a comedy drama of married life that sparkles."

— Motion Picture Daily

"For an advanced course in the sort of fluff and nonsense which has been the Lubitsch trade mark, 'That Uncertain Feeling' is a prerequisite."

— Time Magazine

"Pic of the Week—an appetizing cinematic froth!"

— Jimmie Fidler

"One of the most amusing pictures this writer has ever seen. Lubitsch is still the master of subtle comedy. Merle Oberon is superb!"

— Louella O. Parsons

"Rates high as entertainment. 'That Uncertain Feeling' has a certain feeling of being an outstanding hit."

— Los Angeles Herald and Express

The last word in the dictionary is ZYZZOGETON . . . but The Last Word in Great Comedy is LUBITSCH!
SOL LESSER presents
Merle OBERON  Melvyn DOUGLAS
in Ernst Lubitsch's
THAT UNCERTAIN FEELING
with BURGESS MEREDITH
and ALAN MOWBRAY  HARRY DAVENPORT  EVE ARDEN  SIG RUMANN
Produced and directed by ERNST LUBITSCH
Screenplay by Donald Ogden Stewart  Adaptation by Walter Reisch  Released thru United Artists

Next Attraction
RADIO CITY MUSIC HALL
RKO to Roadshow Orson Welles’ “Kane”

(Continued from Page 1)

York, Los Angeles and Chicago. Press previews will be held in Los Angeles and New York Wednesday at the Ambassador and Broadway theaters, respectively.

Announcement of the impending release and playing policy was made Friday by Neal E. Depinet prior to the RKO board meeting at which, it had been reported, the problem posed by “Citizen Kane” was to be considered. It was a matter of trade comment that the Depinet statement came well in advance of the board’s session.

According to Depinet, one theater in each city will play the picture on a two-a-day reserved seat policy and the other with continuous performance.

Other cities which will have early engagements are Washington, San Francisco, Seattle and San Diego.

The fact that New York, Los Angeles and Chicago had been chosen for the first roadshow engagements of “Citizen Kane” convinced trade observers over the week-end that any Hearstian objections, if they had existed, had done a fadeout. Hearst has powerful dailies in all three cities. He also has dailies in Frisco and Seattle.

UA May Set Percentages During Engagements

West Coast Bureau of THE FILM DAILY

Hollywood—United Artists is considering a sale plan whereby top grossing pictures will not have their percentage fixed before booking time but percentage will be decided upon during engagements. Adjustments would be made with exhibitors in instances where a picture fails to do as much business as expected.

The new plan has been submitted to producers by Arthur W. Kelly and it is known producers favor it although some slight changes may be made.

Daily Mattines for Nabis

Milwaukee—H. J. Mirisch’s Tower and Oriental theaters are the latest nabe houses to adopt daily matinee policies.

Happy Birthday to You

From THE DAILY to

Irene Castle
Wendy Keen
Neil Hart
Gavin Gordon

WEDDING BELLS

Morris Alin, editor of Progressive Universal’s house organ, was married yesterday at Zion Temple by Sylvia Horovitz. The couple left for a Florida honeymoon.
(Continued from Page 1) and the Senate not being able to be signed out delay by Gov. Harold E. Eskin, it has been indicated. he bill, as drawn by attorneys Northwest Alll, provides that distributors within the State sell their product in seasons as against in blocks-of-five, as provided in the New York con- cession. Distributors put up a spirited battle against the measure in committee hearings but were unable to become the pressure put on by those interested and the Catholic Legion of Decency local officers. Catholics for Measure the latter group favored the measure because it permits cancellation of 90 per cent of pictures contracted moral, religious or social grounds. Minnesota is the first state to put an anti-direct-selling bill in the books approved, will be the first in nation to have such a law.

Old Hearing Wednesday Wis. Distributor Tax

(Continued from Page 1) picture film distributed in domestic Tax will be assessed distributors, or direct-selling dummies, and bill provides penalty from $100 to $1,000 for violation. creates a bureau to collect the distributors and producers extend to appear before committees to assess the measure. assessment on any person, firm, or sale engaged in selling, renting, or leasing or owning film, assessment would be on all.

1. Calls in Field Men "Serenade" Showing

Columbia is calling into New its exploitation staff from a large number of its executives to attend a special trade showing of "Penny Arcade.

2. Free hearing will be followed by a series of meetings within the next two to formulate plans for an exclusive advertising, publicity film and.ation campaign arrangements for the meeting being handled by David A. Lipp of Frank McGrann and Hor Schorr.

3. Hartman Hurt in Crash Race with, N. Y.—Sidney Lehman Buffalo and Joseph Hartman of the Buffalo, both on the Grand Slam's 4th, Nila. Branch are in St. Joseph's vital here, following a New car accident in which they were seriously hurt. Car in which were riding swerved suddenly void hitting several boys who ran into the street and crashed a tree.

"James" Pix Shown As 195-Min. Single

A new precedent for re-issues was set by 20th-Fox last week when "Jesse James" and "The Return of Frank James" were released in the Mid-West territory as a single attraction, running three hours and a quarter. Second picture immediately follows the first without any titles on the screen. A number of bookings for two bill were reported at the week-end.

Golden in New Spot: D of CMP Div. Out

New RKO District, Branch Managers Are Appointed

Squire Hearing Deferred; Air Regent's Case Today

(Continued from Page 1) of one of the defense attorneys to be present. Case concerned the complaint filed by Herbert Schef- tel, operator of the Squire Theater, Great Neck, L. I., against the five contesting companies and naming Skouras' Great Neck Playhouse as the interested party. Issue involves unreasonable clearance.

Postponement of the hearing gives the theater, Squire Theater, Brooklyn, the honor of being the first to be held in New York. Case, involving clearance, will be held today.

Youngman, Walker New RKO Officers

(Continued from Page 1) counsel and director of RKO Radio Pictures Corp., Youngman succeeding as vice-president, counsel and on the board, while Walker was named to replace him as secretary.

J. J. Nolan Not Renamed

The last RKO Radio official slate did not include a board chairman and Walter J. Derham as comptroller.

Full slate of officers named by the RKO Pictures board, follows: George J. Schaefer, president and chairman of the board; Ned Depinet, W. J. Merrill, Phil Reisman, J. D. McDonough, vice-presidents; Gordon Youngman, vice-president and general counsel; W. H. Clark, treasurer; Miss B. W. Hartman, assistant treasurer; George Munchie and G. E. Row, assistant treasurers; J. J. Nolan and Munchie, assistant secretaries.

The slate also includes Schaefer, Depinet, McDonough, Gen. James Harbord, John E. Parsons, R. C. Paterson, Jr., N. Peter Bateman, Donald Youngman and Lunsford P. Yandell.

$2 Preferred Dividend Declared by RKO Board

Dividend of $2 paid on its cumulative 6 per cent preferred stock was declared by RKO Corp., at a directors' meeting Friday. Ac- crued and unpaid preferred divi- dends as of May 2 will total $5.50 per share. Improved conditions in the first quarter justified the divi- dends in the opinion of the board which pointed out that the payment will not mean necessarily the in- suration of regular dividends on preferred stock.

Dividend declared Friday will be the first to be paid on the new stock of RKO Corp. Impaired foreign markets and other uncertainties which held back dividends during 1940 still continue, it was said, and these conditions may affect the dividend policy dur- ing the remainder of the year.

"REVIEW'S" "Sis Hopkins" with Judy Canova, Bob Crosby. Charles Butterworth, Jerry Colonna. Republic Republic 98 Mins. LIVELY MUSICAL, COMEDY STUDDED WITH COMEDY, but no particular appeal. PLUS JUDY CANOVA IN TOP FORM.

Straight off, here's Republic's most pre- tentious musical, and a field day for Judy Canova. As she puts it, "Additional sizzle and barrel. There is a lot of real entertainment in the production, and it should do right nice at the box.

On the credit side there is the star's amusing and versatile performance which runs the gamut from her characteristic hill- billy stuff to a rather surprising interlude where she sings an aria with excellent popu- lar effect.

Too, there is personable Bob Crosby with his band and the harmonious Bobart, Jerry Colonna's monstrosities; some fine production numbers, chiefly at the finale when Canova & Co., rib Cleopatra and Marie Antoinette, and a collection of tunes made to order for singing and swinging. Of these latter, two are exceptional: That Ain't May (and Well!" and Who's There are some seasoned favorites such as "Wait for the Wagon" and "Some of These Days.

On the more critical side, the footage could be enlivened by a bit of expeditions cutting, since it has a tendency to slow down on occasions. This is doubtless ac- celerated by the length of time it takes the story to get under way. Gag lines in the dialogue could have been more barbed. Plot is typical and good musical comedy, Judy is taken by her wealthy uncle to live in his menage where she is sandpaper to his snooty wife and daughter. Latter goes to college, and, at the dictatorial command of the aunt to get rid of Judy before she shatters the family's social position, off she's sent to the same seat of learning. Her hillybilly manner and dress make her the scapegoat of her fellow female students, but her genuineness and performing talents win them over.

The role of Judy's cousin is played by attractive Susan Hayward. Charles Butter- worth is somewhat shifted in his assignment. Jack Stannard, Fred Wolfe, Peter Rich, all, in their special department, have their share of fun. Claire Trevor is in a role better suited to her. Betty Hutton, who does a splendid job of imitating Judy, is also too well cast.

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Judy Colonna, Bob Crosby, Charles Butterworth, Jerry Colonna. Republic Republic 98 Mins. LIVELY MUSICAL, COMEDY STUDDED WITH COMEDY, but no particular appeal. PLUS JUDY CANOVA IN TOP FORM.

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THANK YOU!

The Motion Picture Industry came through with flying colors in putting over Greek War Relief Week. We should be proud to belong to an industry that is so ready to help those in distress.

Thousands of women and children in Greece, whose men are defending democracy, will benefit through our industry’s cooperation.

On their behalf we want to thank:

ALL TRADE PAPER PUBLISHERS

The 7,420 Exhibitors and the hundreds of firms and individuals who cooperated

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Amusement Industry Division

JOHN H. HARRIS, Chairman
Exhibitors’ Committee

GRADWELL L. SEARS, Chairman
Distributors’ Committee
NDICATE SCHINE SUIT SETTLEMENT OFF
Margolies, Stamatis in Arbitration Settlement

New York's first arbitration case is settled before being heard by arbitrator yesterday when the local parties adjusted their dispute between themselves.

Margolies, operator of the Gent Theater, Brooklyn, had filed day-and-date availability with George Stamatis' Apollo Theater which now has seven days' arrears over the Regent. Parties had submitted the complaint the New York arbitration tribunal.

Au Southern Manager
Gold Names Dervin

Appointment of John J. Dervin, UA Boston exchange manager since 1933, as Southern district manager in charge of the territory embracing Dallas, New Orleans, Atlanta and Charlotte exchanges, was announced yesterday by Harry Gold, vice-proxy and Eastern sales chief.

At the same time, Gold announced the promotion of A. I. Weiner, Pittsburg.

Kuykendall to Serve Again
If Demand is "Unanimous"

Memphis — Ed Kuykendall will succeed himself as proxy of the MPTOA at the annual June convention in Hollywood, it is indicated.

Here on route to his Columbus, Miss., home, Kuykendall told interviewers he had agreed tentatively to another term if the demand that he serve is "unanimous."

B.O. Peak in Autumn Forecast
Paramount Said Leading Pix Industry Upturn

The largest upturn in business for the motion picture industry in recent years will begin early in the fall, according to predictions by the Wall Street Journal which sees a tide of spending due to high levels of employment and wage advances.

Earnings of the major companies so far this season have been spotty, the newspaper asserts, but it is pointed out that adjustments are

SCHINE OFF TO SETTLE DISPUTE

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Schenck Only Signed Tax Returns, Says Moskowitz

Joseph M. Schenck confined himself to the statement of a signed Court blank income tax returns which his aides completed, it was testified to yesterday by Joseph H. Moskowitz, assistant to Mr. Schenck, as the trial of the Government’s income tax fraud charges, Mr. Schenck, who was on the stand the entire day, stated that no machinery was placed before him by Mr. Schenck for $22,000 loaned on stock transactions. Correa will continue cross-examining Moskowitz today.

**Paper, Magazine Reps. Ask Hollywood Previews**

West Coast Bureau of THE FILM DAILY

Hollywood—That pictures be previewed in Hollywood within a week after their final sneak previews was the request made by committee representing West Coast motion picture organizations, at a meeting with the studio publicity directors’ committee.

The press committee declared that many pictures are being previewed in New York before their Hollywood showing and they expressed their opposition to this.

**DG Dismissal Motion Decision Is Reserved**

The Dramatists Guild yesterday asked New York City’s Justice Victor Wasservogel to dismiss the complaint of the League of New York Theaters for insufficiency in law. The Court reserved decision after the Guild argued that individual members of the League alone could claim damages for alleged violations of the anti-trust laws by the Guild.

**Goldwyn Signs Busch As Ass’t and Story Editor**

Hollywood—Samuel Goldwyn has signed Ben Busch as his assistant and story editor for a long-term contract. Busch is a veteran screen writer.

**Richey, Rodera’s Aide, Undergoes Operation**

H. M. Richey, assistant to W. F. Rodgers, M-G-M sales chief, is recovering from an operation in the New Rochelle Hospital.
WATCH OUT AHEAD

THE WAGONS ROLL AT NIGHT

WITH A LOAD OF ACTION!

From Warner Bros. Starring
HUMPHREY BOGART
JOAN LESLIE
EDDIE ALBERT
SYLVIA SIDNEY

Directed by RAY ENRIGHT

Screen Play by Fred Niblo, Jr. and Barry Trivers
Suggested by a Story by Francis Wallace
A Warner Bros.-First National Picture
STAR SPIKED
JUDY
CANOVA

it's girl gorgeous * it's heart

BOB CROSBY
and His Band of Bobcats
CHARLES BUTTERWORTH
SUSAN
Katharine Alexander
Elvia Allman - Carol Adams - Lynn Merrifield
Directed by JOSEPH SAN

ORIGINAL STORY BY F. MCGREW WII
SCREEN PLAY BY
JACK TOWNLEY - MILT CROSS - EDWID
A Republic PICTURE

MELODY BLENDED

RING * IT'S A JACKPOT OF JOY

SKINS
GTE Net Up $153,758
To $849,820 in '40

(Continued from Page 1)

earned on 592,887 shares in the pre-
ceeding year.

Provision for Federal income and
excess profits taxes for 1940 amount-
ed to $259,500 compared with $104,
900 provided for Federal income tax
in 1939.

After dividend payments aggreg-
ating $490,454, the net addition from
operations to consolidated earned sur-
plus was $150,365, making a total of
$1,075,268 added to consolidated earned surplus since the
inception of the corporation in 1936.

During the year 6,800 shares of ca-
pit stock of the corporation were
acquired in the open market and re-
tired at a cost of approximately
$8.74 per share, which was charged
to paid-in surplus.

Prexy Earl G. Hines in his let-
ter to stockholders declared that the
1941 outlook is for a “somewhat
better than normal business” in sale
of theater equipment and supplies.

Creative Age Film Corp.
Enter Education Field

Albany—Creative Age Film Cor-
poration with $100,000 in author-
ized capital stock in $100 shares has
been chartered here to conduct
motion picture biz of educational and
news subjects. Subscribers to
Bernard O'Connor, Ridgewood, Fred-
rick Farran, E. Elmhurst and A. M.
Docken, Sunnyside, while direc-
tors of record are Eileen J. Garrett,
Florence Brobeck and Elmer A.
Lindsay, all of New York.

Wash, ITO Meets in Spokane

Spokane, Wash.—State-wide meet-
ing under the auspices of the ITO of
Washington, Northern Idaho and
Alaska will be held in the Davenport
Hotel here today to discuss the op-
eration of the New York consent
decree, state and Federal legisla-
tive problems and tax increases.

“Drake's Drum” to Selznick

West Coast Bureau of THE FILM DAILY

Hollywood—David O. Selznick has
purchased screen rights to "Drake's
Drum" by Peter Viertel, staff writer,
which appears shortly in Liberty.

Happy Birthday to You

Kaye Replaces Doug Yates

West Coast Bureau of THE FILM DAILY

Hollywood—Gordon Kaye, who has
been in the production department
at Republic for the past two years,
has been appointed assistant to pro-
cessor Al Cohen, taking over the spot
vacated by Doug Yates, son of H.
Yates, who joins the Motion Pic-
ture Division of the Signal Corps.

Kaye, an accomplished actor, has
been active in the stage and
motion picture fields and is a
member of the Screen Actors Guild.

Lincoln, Neb.—Holding that the
Nebraska theater’s “Askit Basket”
giveaway program is not a lottery,
Judge E. B. Champnell ruled that the
merchandise is perfectly legal
right for use as a crowd come-in
movie houses and didn’t run afoul of
the state lottery law. This is the
first time in years against contest
by one or another of giveaway
and prize programs in theaters that
a game won.

City Manager R. W. Huffman, of
J. H. Cooper theaters, and Gene
Emanah, the house manager, were
also in the suit as defendants.

New Bengal Tax May Hit Pix

Washington Bureau of THE FILM DAILY

Washington—The Government in
Bengal, India, according to the De-
partment of Commerce, has been
discussing the possible levy of a tax
on traders whose total annual sales
exceed 20,000 rupees ($6,000). The
Bengal Motion Picture Producers
Association promptly protested,
pointing out that no exemptions will
be made. This is leading to a
figure, which is exceeded by every
company in the industry.

Forecast Boxoffice
Peak in Autumn

(Continued from Page 1)

being made to cope with the loss of
foreign markets.

“The amusement industry always
lags about six months behind the
business swings,” the arti-
crites. “Its record peak, for example,
was made in 1939. This is because of
the public with income rising pay-
bills and needs necessities before go-
ing to amuseums, and when busi-
ness turns down does not cut ex-
penses until the pinch become
acute.”

The Journal asserts that Par-
mount is leading the upturn of the
industry and that the March quar-
ter profits should be around $1
share on the common stock, com-
pared to 53 cents earned in the 1940
March period. Loew’s is at justing its operations so that it
may make money on domestic business
alone, it is said, and the company
has the strongest cash position in
its history, $32,000,000. Warn-
Bros. is running well ahead of last
year and should earn $90 cents
share for the 1941 fiscal year, to
Journal declares.

Twenty Leading Film Star
To Attend Mexican Festive

West Coast Bureau of THE FILM DAILY

Hollywood—Twenty leading Hol-
wood players will attend the motion
picture festival in Mexico City April
12 to 14, according to plans outline
at meeting of the Association of Mi-
tion Picture Producers. The loads of Hollywoodites will leave Fri-
day morning for Mexico staying over
in San Antonio and leaving San A-
tonio Saturday morning for Mexic
City.

Several important pictures will be
shown during the festival with a com-
mittee of Mexican exhibitors arrang-
ing for the showings.

Warner Club Honors Three

Cincinnati—The Warner Club bat-
quered three members at the Hot
Alms, leaving the exchange her
Nelson Lewis, who enlisted in the
Coast Guard Artillery, was par-
sented with a camera. Mrs. Mar
Hoffman received a dressing gown
and Miss Ruth Reynolds, a beau-
it kit.

Bank Night Brings
Exhib’s Indictment

Chardon, Ohio—L. M. Smith, man-
ger of the Geauga Theater, is under
indictment for operating a “Bank
Night” at the theater. The grand
jury accused Smith of disposing of tickets in a “lottery, policy or scheme
of chance known as Bank Night.”
**Tied Atlantic City Set Opens June 11**

(Continued from Page 1)

so of the affair as the “good-will
extension of the motion picture in-
try, sponsored by New Jersey’s
Every sales manager will be
ated to attend and outline his
sales program.

A regional conference of Al-
leaders will be held in conjunc-
tion with the convention.

Miss Gold of Newark is conven-
chairman. Other members of the
committee are Irving Dollinger
and Harry Lowenstein of
k. E. Thornton Kelly is con-
manager.

1 Greyhound Racing
ales, Mass. B. O. Worry

Boston—The Massachusetts
State Racing Commission has granted 200
four dates for greyhound tracks in
the state. 100 being allotted to
nder Park located at Revere
ich just over the
B skyline, of course, for
all the thoroughbreds. To the Raynham
Dighton tracks each located with
miles of Taunton, 50 nights each
allotted.

Meanwhile Suffolk Downs horse-
der plant has been granted 60
races of racing while Narragansett
Park, Pawtucket and Rocking-
D, Derby, N. Y., both depen-
d Mass., have been granted 75 and 50 days
pectively.

10,000 for Met. Opera
Boston Film House

Boston—Engagement of the
Metropolitan Opera in the Metropolitan
ater, M & P’s huge film house, a
bump up by a “slight” in excess of
0,000, a new record for Opera in-
t. Figure is some 65,000
ler than last year’s receipts at
Boston Opera House. It’s as-
ed that the Met will continue to
the M & P house for several
ons.

-States Takes Over
awa Lepowitz Houses

Onawa, Ia.—The Iowa and Oonawa
aters, owned by Roy Lepowitz,
joined the Tri-State Circuit.

nder the deal, Lepowitz will con-
merge the two Onawa
es.

Lepowitz purchased the two 450-
ters last January from R. A.

Lepowitz also operates the
aters at Madrid and Des
in.

The Tierney for “Belle Starr”

Theatre Bureau of THE FILM DAILY
hollywood—Gene Tierney has been
for the title role in “Belle Starr”
9th Century-Fox.

**REVIEWS OF THE NEW FILMS**

“The Devil and
Miss Jones”

with Jean Arthur, Robert Cummings,
Charles Coburn

RKO 92 Mins.

SOLID ENTERTAINMENT FOR ALL
AUIDENCES; PICTURE IS AUSPICIOUS
FOR ROSS-KRASNA PRODUCTION

Group.

First effort of the Frank Ross and Norman
Kraska producing organization, “The Devil
and Miss Jones” is a swell job on all scores. All
audiences should like the picture, and
should be solidly entertained by it. Naturally,
a good picture that is amusing and
entertaining goes over easily and
effectively. There are no complications in this
story, but they are not realized to a full
degree and despite the best efforts of a
talented and hard-working cast the picture
is only mildly amusing screenfare. It has
the benefit of a cast which should draw at
the box office. Technically the picture is
up to snuff in every respect and the
direction is okay.

Ahern is fine in a dual role, making
the most of his opportunities at all times. Miss
Francis is attractive, beautifully groomed,
effectively photographed and capable. An
expertly tuned comedy part is contributed by
S. Z. Sakall, and Henry Stephenson. Nils
Arther, Sig Rumann, Dorothy Tree, Janet
Beecher, Marc Lawrence and Henry Kolker
are effective in supporting roles. Edward
Ludwig directed, all doing that was possible
with the material. Eddie Moran wrote the
script.

Ahern, as a visiting business man, runs
into Ahern, as a no-good department store
executive and estranged husband of Kay
Francis. Due to their similarity they
decide to adopt the business
man, waking up the next day in the other
man’s bed. Not only do his protestations of
mistaken identity fall on deaf ears when he
talks to the butler, Sakall, but Miss
Francis and others also don’t believe he is not
the department store executive, who is not
found dead, but identified as the other man.
Numerous complications ensue, but every-
thing is smoothly worked out.

CAST: Brian Ahern, Kay Francis, Henry
Stephenson, S. Z. Sakall, Nils Arther, Sig
Rumann, Dorothy Tree, Janet Beecher, Marc
Lawrence, Henry Kolker, Sarah Fadden, Ed
Ludwig, Edward H. Griffith, Edward W.
Marmont, Ethel Clayton.

CREDITS: Producer, Lawrence W. Fox,
Director, Eddie Moran; Screenplay, Eddie Moran;
Based on a novel by H. Vere Stacpoole; Cameraman,
Victor Milner. DIRECTION, Good. PHOTOGRAPHY,
Good.

Metro Signs Val Heflin

West Coast Bureau of THE FILM DAILY
Hollywood—Metro has signed Val
Heflin, Broadway actor, to a term
contract. His first picture will be
“Enemy Within.” Richard Rosson
will direct.

Judy for Edgar Selwyn Story

West Coast Bureau of THE FILM DAILY
Hollywood—Judy Garland and
Kathryn Grayson will likely play the
leads in Edgar Selwyn’s “Eight Girls
and a Horse” for Metro.

RKO Buys “Powder Town”

West Coast Bureau of THE FILM DAILY
Hollywood—RKO has bought
“Powder Town,” story by Vicki
Baum. Cliff Reid will produce from
scenario by John Twist.

**INCONSEQUENTIAL STORY MADE PASSABLY ENJOYABLE BY PEP AND PERSONALITY OF THE STORY**

Minds with but a single thought,—and
upwards,—can grasp readily the plot of this
latest Frank Darro opus, because it is
about as inconsequential and primary as the
jingle, “Who Killed Cock Robin.” There
are a couple of Cock Robins to conjure with.
One is easy-to-look-at Lorna Grey, the
litho-artist’s unmusical radio songstress, and
the other, Gordon Jones, who essays the
role of a singing cowboy. Each is mur-
dered at a convenient point in the story.

The demise of Miss Grey is regrettable
and unimpressive as the visual appeal of the
actors. It is, however, redeemed by her sly,
characterization she is fit for treason,
stragazons and spoils. Mr. Jones is more
easily spared from the footage for the
reason that he bares no grudge against his
ability to pass his radio audition successfully,
which seems a mitre incongruous considering
the texture of much current radio talent.

Frank Darro is the page boy in the
broadcasting station where he devotes his
efforts to three objectives, (1) getting the
older audience-ioned Marjorie Reynolds a
starling spot on a program; (2) doing ditto for himself and his Negro pal,
Monogram, the ST. TRIBUNE tracking down
the murderer of Miss Grey and Mr. Jones. He
 succeeds in all but the middle instance.
Along the way there is some good light com-
dy, garnished with Frank Darro’s pep and per-
sonality. Marjorie Reynolds is a comedy
and competent ingenue, and sings her num-
erous songs happily.

Howorth Bretherton’s direction is firm
and flashy, while Fred Jackman, Jr., contributes
all that can be desired—photography. “Up
in the Air” will go well with Darro fans and
fill the bill for houses whose admirer
sticks can ride the taxation better than the
mentalities of the, Readers will find
interesting.

CAST: Frank Darro, Marjorie Reynolds,
Manton Moreland, Gordon Jones, Lorna Grey,
Tristram Coffin, Clyde Dixon, Dick Elliott,
Kendal, Carlton Young.

CREDITS: Producer, Lindsley Parsons;
Director, Howard Bretherton; Photographed by
Fred Jackman, Jr.; Musical Editor, Ed
ward Kaye; Sound by William Fox; Screen-
play and Original Story by Ed Kelso; Film
Editor, Jack Ogilvie.

DIRECTION, Firm. PHOTOGRAPHY,
Thorough.

1,000 New Accounts for
Season Give Col. Record

(Continued from Page 1)

1940-41 season than was listed last
year, it was announced yesterday,
as “the Columbia Exhibitors Good-
Week” held at Hollywood, Carlston Young,
their fifth week in the drive that will end
May 80.

Columbia also will establish a new
all-time record sales summary for the
current fiscal year, based on returns
now coming in from the company’s
sales offices, it was said at the
office.
home office, tomorrow. After the Government men complete their scrutiny of the contracts and correspondence, oral examinations of company officers will begin. A hearing on the production of all contracts governing feature pictures released in 58 towns in New York State, 17 towns in New Jersey, and 5 in Michigan. The contracts refer to the 1931-32 season.

Asks for All Correspondence

The Government also asks for all correspondence and memoranda relating to the availability and selection of playdates and conditions of use of pictures in the conclusion of these contracts. Additionally, a list is set forth of blank number of Government witnesses and correspondents, and that the “Big Five” furnish all correspondence concerning refusals to negotiate or to license films to these exhibitors.

General information is sought as to all features released between Jan. 1, 1931, and Jan. 1, 1941, by the five major companies. The exhibition terms of each picture, and the receipts in six exchange offices located in Buffalo, New York; St. Louis, Minn.; Chicago, Ill.; Cincinnati, Ohio; and Philadelphia, Pa.

It was disclosed yesterday by the Government that Borkland has been assigned to try the Schine suit. Between L. Wright will handle the trial of the Griffith action in Oklahoma City, while Allen Dobo will appear in the Crescent suit, filed at Nashville.

Alleged Licenses Refused

The Government asked for all information regarding the alleged refusal of the five majors to negotiate licensing agreements with the following organizations:


Margolis, Smalis, and Settle Arbitr’ns Case (Continued from Page 1)

Margolis, Smalis, and Settle Arbitr’ns Case (Continued from Page 1)

The hearing was set for yesterday. However, Smalis and Margulis reached an agreement before the case could be heard but the agreement goes down on the record as “disputed.”

Terms of the settlement were revealed but it is understood that the clearance over the Regent he is to pay Margulis five consenting distributors agreed to the settlement.

Julius Henry Cohen was the arbitrator who was to have heard the case.

Mark Time on Detroit’s Second Arbitration Case

Mark Time on Detroit’s Second Arbitration Case (Continued from Page 1)

Mark Time on Detroit’s Second Arbitration Case (Continued from Page 1)

Desire to study the progress of Detroit’s first arbitration case, on the part of both sides, is responsible for delay in setting a date for hearing on the second case, by mutual consent. Testimonials are the same in each case. Julius and Milton London, although on behalf of different theaters, are interested in the settlement.

Several of the interveners are involved in both cases.

Both sides agree to appear at the arbitration in either the first case, and there is no point to going over the same arguments twice, as counsel are allowed to present in similar differences, for the two cases.

(Continued from Page 1)

Minn. Legion of Decency Loses “Lady Eve” Bout

Minn. Legion of Decency Loses “Lady Eve” Bout (Continued from Page 1)

ported there was nothing undue in it.

Legion induced the St. Paul council to cancel the engagement. “Dad, son-in-law,” was called by the city auditorium. It was promptly switched to adjacent Minneapolis where it booked for the Lynne Hotel on Easter Sunday. Mayor George Leach of Minneapolis, at the Legion’s request, has directed the Legions’ women’s bureau to investigate and report.

Theater Bomb Hurts Five

Meridian, Miss.—An explosion at the Royal Theater, which police say was caused by a time bomb, injured five persons, four of whom are a hospital. Fire was averted.

Dr. Jack Young Dead

Dr. Jack Young Dead (Continued from Page 1)

Clinton, S. C.—Dr. Jack H. Youn, 66, owner of four motion picture theater here, was shot Thursday night and died the next day after an extended illness.

NSS Dedicates Exchange

NSS Dedicates Exchange (Continued from Page 1)

National Screen Service will fulfill the New York Exchange today and install Leo Abrams as its manager.

Gold Names Dervis UA Southern Manager

Gold Names Dervis UA Southern Manager (Continued from Page 1)

Tallahassee branch manager, to the Boston post vacated by Dervis, and the advancement of Nat Boer, sales supervisor in the New York exchange, to Weiner’s old Pittsburgh spot.

Bernie Kamer has been appointed permanent UA field exploiter in the New England territory by “Skippy” Wernher, exploitation director. He replaces George Schor, now in the Army.

Detroit Managers Union Pickets Schreiber House

Detroit Managers Union Pickets Schreiber House (Continued from Page 1)

fought strenuously by the theater men, who were on the agenda of the Allied theater owners of Iowa and Nebraska as a negative bill. The theater exhibitors felt the bill would allow competition to arise from opening up the school buildings to unlimited entertainment by community groups.

Rev. C. F. Shimacke of Elkader, attempting to amend the bill in the House to prohibit any admission charge by any of the groups using the school houses, but it was turned down by a voice vote.

The House added an amendment to the Senate bill, however, requiring that any organization using the school buildings must not be alien or against the American form of government. The bill will be referred to the committee for amendments in the amendment and then will be sent to the Governor for his signature.

Frederick Ulman Again Heads RKO Pathe News

Frederick Ulman Again Heads RKO Pathe News (Continued from Page 1)

RKO Coast studios where he has been making pictures for the past year. Previous to going West, Ulman had attended the pioneer newsreel and its shorts production department, making Sportscapes, Reelisms, etc. Information Please is also made by this organization.

In addition to his managerial duties, Donovan has actively directed Information Please and other short series.

Interstate Will Build Two More in Houston

Interstate Will Build Two More in Houston (Continued from Page 1)

Houston — Interstate, with 13 miles, including the recently opened Almeda, still operating here, is further spurging.

Plans for two new $25,000 houses were announced at the week-end, following site acquisitions in Washington Ave. and Harrisburg St. Less than three weeks ago, Interstate disclosed plans for another, to cost $100,000, on University. Interstate also has leased a $100,000 house being erected by the Wayside Realty Co. at Telephone and Wayside drives.

Edward Riesenbeck Dead

Edward Riesenbeck Dead (Continued from Page 1)

Cincinnati — Edward Riesenbeck, father of the managers of several greater Cincinnati theaters passed away. Four sons, John Riesenbeck, iner., of The Strand, Newport, Ark.; Dr. Edward, manager of Keith’s, Cincinnati; Albert, in charge of the service department at RKO Palace and William, the owner of the Elkhorn, besides his widow and two married daughters.

‘Smellies’ au Naturel

‘Smellies’ au Naturel (Continued from Page 1)

Detroit—The no plus ultra in odors to accompany pictures was reached by Roy Campbell, manager of the Shaffer Theater at Garden City with ‘Listen Darling.’ Audience watched the scene when the boy in the film shows a skunk, and is put in covered until ‘de-skunked’ some hundreds of feet later.

At the same instance, a zephyr of 100 proof skunk struck the house, lasting about the same length of time. Checkup found a lone skunk from the nearby fields and a dog up to the building near the air conditioning intake, when the skunk decided to attack the dog, with disastrous results for the house.

Ia. Legislature Opens Up Schools for Public Shows

Ia. Legislature Opens Up Schools for Public Shows (Continued from Page 1)

(Continued from Page 1)
GREENWICH'S $5,000,000 ANTI-TRUST SUIT IS FILED

Universal (Continued) on Page 10

9,125 THEATERS SIGN FOR DEFENSE REELS

A total of 9,125 theaters have signed to show films furnished by the Motion Picture Committee Co-operating for National Defense, it was learned yesterday. List is expected to go up to 12,000 for the week at admissions ranging from a nickel to 20 cents, but in all instances below the regular admission policy anywhere from a dime to 20 cents. Racine moviegoers are offered a pretty good pick of dime nights with

PREMIUMS, DIME NIGHTS IN WIS.

Circuit Theaters Resorting to Dishes—Bargain Admission Policy Also Gaining Around State

Milwaukee, Wis.—An increase in the number of houses using dishes as giveaways, particularly among circuits, is being evidenced here. In the dish giveaway category are houses which have never offered such premiums in the past.

Dime night houses are also showing an increase locally and around the state. Thursdays and Fridays are the heaviest dime nights in Milwaukee. Around the state "bargain nites" are common, observed usually two or three nights on the week at admissions ranging from a nickel to 20 cents, but in all instances below the regular admission policy anywhere from a dime to 20 cents.

Racine moviegoers are offered a pretty good pick of dime nights with

Universal's contracts for the current season have hit approximately 16,000, running about 10 per cent ahead of the company's total for 1939-40, it was reported yesterday. "U" grosses and net are said to

Raw Stock at 20-30% PREMIUM in ARGENTINA

Buenos Aires (By Air Mail)—Policy of the foreign exchange control office in issuing very few import permits for raw stock and studio

WALTER BROWN NAMED WE V.P., COUNSEL AND DIRECTOR

Walter Brown of Huntington, W. Va., yesterday was elected a director of Western Electric Co. by the stockholder and a vice-president

MOS. ARRIVAL IGNORED NEWSREEL BOW TO KNOX

in line with the policy requested by Secretary of The Navy Frank Knox that all press, radio and photographic agencies refrain from filming or reporting in any form events or the presence of British ships of war in this country, all

WILL OPPOSE CIRCUS WITH CIRCUS FEATURE

Will Will Hear Fields Arbitration Case Apr. 16

New York arbitration case No. 4 will be heard on April 16 with Frank Weil as arbitrator. Case involves clearance and was filed against the five consenting companies by Jack Fields of the Cameo Theater, Jersey City. Listed as interested parties are the Fulton, Oriental and Apollo Theaters of the Skouras circuit.

NEW ORLEANS EXHIB DROPS ARBITRATION CASE

Weiland, Pittsburgh, PASSING TO WARNERS

Pittsburgh—Effective April 15, Warner Bros. Circuit is taking over the Weiland Theater, East End, here-tofore operated by A. A. Weiland. The acquisition of this house gives Warners six theaters in that section of the city.

THE DAILY FIGHT MINN. BILL

Deluge State Senate With Letters Assailing Allied Anti-Five Block Measure

By GEORGE E. GUISE

FILM DAILY Staff Correspondent

Minneapolis—Parent-Teacher organizations of Minneapolis and members of the Fifth District, Minnesota Federation of Women's Clubs, opened a last-minute campaign yesterday to defeat the anti-blocks-of-five bill in the Minnesota Senate.

The measure, sponsored by Allied Theater Owners of the Northwest has passed the House and already has been recommended for passage by a Senate committee. It is on the Senate general orders calendar and may be reached at any time.

Members of the Senate were de-

$5,000,000 GROSS

Expected for "Kane"

West Coast Bureau of THE FILM DAILY

Hollywood—A gross of $5,000,000 on "Citizen Kane" is anticipated by RKO, it was reliably reported yesterday. Picture goes into roadshow release shortly with only one very minor change from the original.

VARIETY CLUB CONVENTION TO CALL N. Y. TOP EXECVS.

First reservations to be made for attendance at the national Variety Club convention in Atlantic City May 15-17 were announced yesterday, and

WILL OPPOSE CIRCUS WITH CIRCUS FEATURE

Wilmingon, Del.—Circus day in Wilmington will be May 27, and the W.B. Savoy will return "Chad Hanna," circus pic, for the day, according to Earle G. Finney, manager. Decision results from Finney's successful experiment with a revival of "The Mighty Barnum" on Circus Day in 1937.

TEN CENTS

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Testimony of Moskowitz Spikes Prosecution Gun

One of the Government's main witnesses was Spiro A. Moskowitz, who were the last names of the people mentioned in the text. The text mentions that Moskowitz was called as a witness. The text also mentions that the Government had to put forth evidence to prove their case.

Ziegfeld Girl Caravan To Start 75-City Junket

The text mentions that the Ziegfeld Girls will start a 75-city tour. It also mentions that the tour will start in Chicago and will continue for about 15,000 miles in two months.

Defin Drive Billings Above Those of 1940

The text mentions that the drive Billings has increased in comparison to the previous year. It also mentions that the drive Billings is expected to continue.

Pizzi-Segall Law Suit To Be Heard on Friday

The text mentions that the Pizzi-Segall law suit will be heard on Friday. It also mentions that the case involves a dispute over the licensing of the Pizzi and Segall companies.

March of Time To Produce Reel on U. S. Communists

The text mentions that the March of Time will be producing a reel on the topic of U.S. Communists. It also mentions that the reel will be produced in color.

VITACOLOR PRESENTS

The text mentions that VITACOLOR is presenting two films, namely "PERFECT TWO AND THREE COLOR" and "GASPARCOLOR." It also mentions that the films are being shown in the United States and Canada.

COMING AND GOING

The text mentions several upcoming events, including the opening of "The King of the White Elephant," the release of "The Little Foxes," and the opening of "The House of the Seven Gables." It also mentions the announcement of "The Adventures of Don Juan."
5,000,000 Gross Expected for "Kane"

(Continued from Page 1)

completed version, it is understood the 1
controversial Orson Welles

ture is to be screened this af
for the press in both New
Welles is retiring to a private san-
for a brief vacation and rest
the insistence of his physician
will accompany him to a destina-
tion unnamed, it was reported last
ight.
It is understood that an announce-
ment will be made within a few days
to the plans for Welles’ next film

sive Barnholtz Turns
exhibitor In Pittsburgh

Pittsburgh—Dave Barnholtz, who
is been city salesman for the local
universal exchange for many years
is resigned to go on the other side
the fence. He has purchased an
interest in the Roosevelt Theater
and will take an active part
its operation.
Barnholtz has been replaced by
Frank Guehl, hereafter head
salesman and office manager; Peter
Stieler, assistant booker, replaces
Guehl and “Red” Silverberg has
been promoted from the ad sales
to assistant booker position.

re. Theater Gets Tax Refunds

Washington—U. S. board of Tax
appeals held yesterday that Par-
rent Theater Leasing Corp. of
Oregon was entitled to a refund of $2,-
12.64 for 1936 and $2,838.13 for
1937 paid in taxes over objection
International Revenue Bureau.

9,123 Theaters Sign
For Defense Reels

(Continued from Page 1)
showing of a current trailer titled
“Calling All Workers.”
Two thousand prints of “Calling
All Workers” will be shipped to the
31 exchanges handling the defense
reels this week. Reel is part of a
campaign conducted by the Social
Security Board to register “un-
employed employables” so that the
right person can be put in the
right job.
A bulletin is being sent out by
Joseph Bernhard, chairman of the
theaters division to theaters urging
immediate showing of the trailer.
Failure of other exhibs, to pledge
co-operation thus far, Bernhard said,
was essentially due to the fact that
they had not been correctly informed
concerning the function or the
purpose of the Committee.
Letters coming to the Committee established that,

one added. Said Bernhard:

“T. want to make it clear and em-
phatic that the committee does not
handle commercial work. Its
reviews sections on films prepared
by the Government on various phases
of the defense effort. This group
recommends chains or revisions
and only when finally acceptable
to the committee, are these Govern-
ment films accepted for showing in
theaters which have pledged co-
operation and become members.

These films are furnished free
to the theaters.

“While exhibitors show these
films they do so as a patriotic duty.
While on the positive side, it is
the aim of the committee to main-
tain national morale, to keep the
public informed about the various
phases of the defense effort. It also
attempts to keep the film which it
accepts on behalf of its 9,000
members, as attractive as possible,
so that the public is entertained,
as well as informed.”

Coordinating Committee which
decides whether a picture is to be
approved for showing in the the-
et, is composed of—R. B. Wilby,
chairman; A. H. Blank, Chas. C.
Moskowitz, Spyros Skouras and E.
V. Richards.

Frank on Harmon Story

West Coast Bureau of THE FILM DAILY
Hollywood—Frederic Frank will
write script “Harmon of Michigan”
for Columbia to star Tommy Harmon.

“Crime Doesn’t Pay”

St. Louis—Andrew Grunen and Neal
Tasson, who obtained $1,500 in the
holdup of Fanchon & Marco’s Fox
Theater last Christmas, were sen-
tenced to serve five years at Algoa
Intermediate Prison when they pled-
guilty to a charge of first-degree
robbery before Circuit Judge Joseph
Ward.
Greenwich Theater Sues For $5,000,000

(Continued from Page 1) 00-seat Pickwick Theater, Green-which, Conn., operators of which claim they have been unable to get a product until several months after first-run in Stamford and Green-which.

Because of the clearance situation, the plaintiffs alleged that the theater has been losing $25,000 a year for the last six years and that a profit of $40,000 could have been earned last year if there had been free competition. Land and prop-erty are said to be valued at more than $1,000,000, but it is charged that the good will has been destroyed and value decreased because of the reported inability to obtain new productions.

Actual damages are claimed at $1,817,525, which may be tripled under the anti-trust laws.

Case is considered an interesting one inasmuch as the Department of Justice was reported to have planned to use the theater as a "pigg" in prosecuting the industry a few years ago. At one time a deal whereby Loew's was to have taken over the house was said to have been in work but the deal fell through when the D of J dis-proved. Townsmen of Green-which were said to have been willing to help finance the prosecution in order to get first-run pictures at the big theater.

AGVA Nominations Apr. 12

AGVA has extended the deadline for filing nominations for the national election to April 12. Ballots will probably be mailed around April 17.

WEDDING BELLS

Harry G. Black, general manager of Fabian Theaters on Staten Island, was married to Bebe Clyde, Tom Ball dance director, by Judge John J. O'Brien in Greenwich, Conn., Monday. The blacks are honey-mooning in Mexico and Cuba and return May 5.

Chicago—Francis Bickles of Warner's Ogden Theater married Mary Guarascio, while Jack Fleming of the Cosmo Theater has revealed his recent marriage to Mae Jackson.

Weirton, W. Va.—Engagement of Thomas Anas, son of N. A. Anas, and associated with his father in the operation of theaters here and Hollis-dove, to Regina Pels, of New Orleans, has just been announced. Marriage will take place in New Or-leans on June 11.

Detroit—Harold Bernstein, owner of three theaters at Bay City, and Margaret Barnett, of Monogram Pie-gue office, are honeymooning in Florida.

Denver—Si Gertz, manager of the Egyptian and exploitation manager for the Civic Theater and Ralph Hamilton, manager of the Santa Fe, joined the marines and have left for their base at San Diego, Cali. At the time he enlisted, Hamilton was married to one of his cashiers, Lola Calominio, in Denver.

Albany—Samuel Goldberg, Caho, formerly manager of the Pal-ace Theater, Troy, and assistant manager of the Troy Theater, was inducted last week. Goldberg's father was once a Russian Cossack.

Indianapolis—James Franklin, of the Twentieth-Fox exchange office, will leave for service April 16, at Ft. Benjamin Harrison.

Milwaukee—Frank Clark, Jr., doorman at the Riverside, has been inducted into the Army.

Richmond, Va.—Carl Brown, service staff of Wilmer & Vincent's Col-onial Theater, leaves here April 26 to join the U. S. Navy.

Universal Contracts Rise 10 Per Cent to 10,000

(Continued from Page 1) be both maintaining the rate of gain, and the next financial statement will reflect continued improvement.

"Buck Privates," the Abbott-Cot-tello "sleepers," is mopping up, and in many spots is outgrowing even Deanna Durbin pictures, it is said. When all the exhibitor returns are in, it would not be surprising were "Buck Privates" to prove the company's biggest gross.

Exhibs. stand to get the lion's share out of the picture inasmuch as it was far from being in the company's top bracket.

Wilmington Sunday Pix Will Start on April 20

Wilmington, Del.—Although film theater managers maintain silence on the subject of Sunday movies, THE FILM DAILY learns that employ-ees have been assigned to duty on Sunday, April 20.

Wilson Named RKO Salesman

In addition to changes in RKO's field staff, announced in THE FILM DAILY Monday, Clarence Wilson, booker in Dallas, has been appointed a salesman in the same office, filling the vacancy caused by the recent death of J. E. Huey. Ed Smith, Sr., Des Moines salesman, has been moved to Buffalo to succeed B. J. McCarthy, who was appointed manager in Den-ver.

"Penny Serenade" April 24

George Stevens' "Penny Sere-nade" will be nationally released by Columbia Apr. 24.

West Coast Bureau of THE FILM DAILY

-Hollywood—Dale Tholen of George Page & Tholen is the first here to get a call to the colors. He goes to Randolph Field.

Chicago—Henry Allegrezza of Metro's exchange staff has been called to the colors.

Cambridge, O.—Gene Nevitt, who was shifted from the distri-ct manager's berth at the Fulton theater, Pittsburgh, to Sheen's Ohio here, is now one of Uncle Sam's boys in khaki at Camp Meade, Md.

West Coast Bureau of THE FILM DAILY

-Hollywood—Hal Gerson, Garson Kanin's protege and assistant, has received his selective service ques-tionnaire and will be called into the service June 1. That is the date Kanin also will report.

New Haven—James Wilson, door-man of the Shelton Theater, has left for Camp Blanding, Fla. John Mikkelsen, who, when the Wednes-day is at Camp Edwards, and usher Joe Carman of the same house, is in the Navy at Jacksonville.

Variety Club Convention To Call N. Y. Top Execs.

(Continued from Page 1) indicate that New York home offices will be depopulated of execs, during the three-day conclave.

Set to attend are:


Joseph Bernhard and Leonard Schelsinger, of RKO.

Bill Sussman, Herman Webber, Bill Gehring, William Clark, Bill Kupfer and Harry Busch, all of 20th-Fox.

Nick Rickerson, Fox-Intermountain, Denver.

W. F. Va. Selman, managing director, Radio City Music Hall.

George J. Schaefer and Maj. L. E. Thom-pson, Arthur Wall, RKO.


Kate J. Blumberg, William A. Scully and Low Pollock, of "U.".

James R. Grainger, Republic.

Edward Grainger, M. A. Shea, Inc.

Joseph Seltzer, Prudential Circuit.

Wm. F. Rodgers and H. M. Riecy, Metro. George Shumur and party, Showman Theaters.

Harley Mufflin and Sam Pinazuk, M. & P. Theaters.

Steve Broady, Monogram.

Alvin, Senator, J. J. Davis, of Pennsylvania; John Elsworth, New York; Fulton Oulder, Editor of Liberty; Father Edward J. Flanagan of Holy Cross, and J. Edgar Hoover.

Rosenthal in Left Post

Irving Rosenthal, one-time head of the Stanley Company of America, has been elected secretary of the Loaf Candy Co., of which Jack Bere-nson, of the Belo Candy Co., is presi-dent.

Metro and Woolner Settle Arbitration Case

Montreal—Matched traveling bar were presented to Mannie Brown for the past seven years district manager or as a amount at Mon-treal at a send-off gathering held in the Tic-Toc.

Tom Dowbiggin, who succeeds Bown as Montreal manager, made the presentation and was in turn presented with an en-shrined silver cigarette case by Brown in recognition of seven years' close association. A presentation was also made Brown by the local Par-amount staff. The occasion was Man- nie's departure for Denver where he will head a new western district comprising Denver, Omaha and Salt Lake City, with headquarters at Denver. "Bill" Lester, assistant managing director of United Amuse-ment Corp. presided.

Presentation to Brown

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STOKES!

Ernest Dorau, manager of the Morris Pouzner theaters in Mid-letown, Conn., is father of a new baby girl, born at Middletown Hos-pital.

W'East Coast Bureau of THE FILM DAILY


Ernest Dorau, manager of the Morris Pouzner Middletown Com-munes, is father of a baby girl.

Chicago—Ray Kennedy of Warners Cosmo Theater has a new 7 pound daughter.

Sigmund Naites of National Screen Service's editorial depart-ment has a new daughter, born to Mrs. Naites at Royal Concourse Hospital, the Bronx.
CAVALCADE"..."MUTINY ON
THE BOUNTY"..."WELLS FARGO"
...GREAT PRODUCTIONS FROM A
GREAT PRODUCER-DIRECTOR...
FRANK LLOYD NOW PRESENTS
• The story of a glamorous ma'am who turns on the wham... and captures the town with a kiss... told in the epic setting of the West’s most colorful era...

LADY FROM CHEYENNE

A UNIVERSAL PICTURE

starring

Loretta YOUNG

with

ROBERT PRESTON
EDWARD ARNOLD
GLADYS GEORGE
Frank Craven - Jessie Ralph

NATIONAL RELEASE
APRIL 11th

Associate Producer Jack H. Skirball
Screenplay by Warren Duff and Kathryn Scala
Based on an original story by Jonathan Fanit and Teresa Deke
THE WINTER IS OVER!

"The Lady From Cheyenne" is entertainment aimed straight at the hearts of America!

QUIT HIBERNATING!

"The Lady From Cheyenne" is entertainment from a producer who has welded drama, romance, adventure and comedy together with magical skill.

BOOK YOUR SPRING PROFITS NOW!

"The Lady From Cheyenne" is entertainment with every element of box office ... a showmanship special that will exceed every claim and please every customer.
REVIEWS OF THE NEW FILMS

“The Lone Wolf Takes A Chance”

By Warren William, Jane Storey, Eric Blore

76 mins. WELL-PACED ACTION MELLER IS EN- TAINING OFFERING FOR AVERAGE DIENCES.

Warren William and his supporting cast to a few new additions, all of which are in another Columbia release based the well-known fictional character of Joseph Vance, “The Lone Wolf.” Later this year the series is one of the best that it has a liberal amount of suspense, as an action and a good cast makes the whole thing tick. The story well-paced, the production value adequate the direction competent.

William’s customary suave inter- pretation of the principal role, with Eric Blore again portraying his match. Miss Storey is a decorative addition to the picture, and Henry Wilcoxon in a heavy role is also a welcome addition to the cast. Miss Storey and Fred Kelsey represent the ice, as usual. A little less of the broad acting done by Blore and Kelsey would have made a film that smoother. Leon is Sidney Salkow wrote the screenplay, and the competent directorial job was also done by Salkow. Warren William, trying to work out of his sad and police adversary, Hall, by staying of trouble, gets mixed up in a murder, then witnesses a kidnapping. He suddenly finds himself in the mess of the police, and the house the kidnapper his only real alibi, but it is a lot of excitement and fun until William unscrambles everything.


CREDITS: Producers, Ralph Cohn; Director, Sidney Salkow; Screenplay, Sidney Salkow and Earl Felton; Based on a character by Joseph Vance and Joseph Vance; Editor, Rizma Zuma; Editor, Joanne Lawrence.

DIRECTOR, Competent. PHOTOGRAPHER, Good.

“City of Missing Girls”

By H. B. Warner, Aisrid Allyn, John Archer, Sarah Padden

Select Attractions

73 mins. GANGLAND MELLER WHOSE THEME IS SUR-RICE TO-FOR STANDS TRADING IN THE NEW YORK TIMES. Whatever deficiencies or famines film- land has faced through the years, the “missing girls” angle, like the proverbial poor, is always with us. This true and trite theme, which apparently never ceases to in- troduce some producers and a wing of the public sufficiently wide to warrant frequent repetition, outpaces currently as “City of Missing Girls.”

Because of its sub-sober sensationalism, this version of the missing missis is certainly to function handsomely, namely to excite border-line audiences to a point of solving the mystery. But what happens to the little gals who leave, and, alas, never return,—home! The in- creasingly so, when the public sweeps them into its vortex, never to be heard from again (with some rare exceptions), is the group of theatrical agents who are in league with gangland.

The aspiring little girls seek only the footlights, but wind up in the glow of what amounts to more deeply-colored illus- tration,—as the mere chattels of the under- world mob. H. B. Warner, a captain of detectives, has long tried to trap the rats. Along came the pretty-much-fumbling yet youthful district attorney in the person of John Archer, and the somewhat irritat- ingly-portrayed newspaperwoman, Aisrid Allyn. This justice-dealing trio, rolling randomly at cross-purposes, finally gets enough evidence on the slick and slick Philip Van Zandt and his evil co-workers to “send them up.”

But the path to this glory is thick with rags and death. It’s all very heart-rend- ing, but it is well-calculated to make embers aspiring to the stage pay business visits to the police station. The grand agent is the escort. There is some romance in “City of Missing Girls,” provided by the Archer- Allyn combo. There is a surprise ending in that the audience is sure they are going to wed. It is surprising because its so conventional.


CREDITS: Producers, Max Alexander; Director, Elmer Clifton; Producers: Elmer Clifton, John Clifton; Original Script, Oliver Drake, George Rosener; Photography, Edward Linden; Sets by Fred Preble, James Altwies; Sound Engineer, Clifford Rabber; Film Editor, Charles Hinkle; Assistant Director, Arthur Alexander.

DIRECTOR, Solid. PHOTOGRAPHER. Good.

“Abroad At Home”

(“New York Parade”)

Columbia 10 mins. First Rate Short.

First of a new series, this reel is standout and packed with humor and action, and in the latter drive home to the public the irrepressible spirit which animates Britain’s population. A very effective commentary by Edward J. Burrow, CBS’s military correspondent, accompanies the scene. One of the most impressive aspects of this short is the manner in which the Midlanders differentiate between the Nazis and the German people. The former comprise the true enemy; the latter are not considered a threat. Symbol of this attitude is the Halle Symphony Orchestra’s rendition of Beethoven’s “Fifth”, which is performed by the English audience.

Timely and highly interesting, “Onwards and Abroad” deserves wide showing.

“This Is England”

(Cinescope Series)

Columbia 10 mins.

Inpiring and Timely.

When H. B. Warner, personal representative of President Roosevelt, returned from England, he brought back with him this inspiring documentary film. It vividly portrays the heroic manner in which people of the Midlands are maintaining the fighting blow without swerve against them by the Nazi air forces. Steel workers of Sheffield, women toiling in the short, the member in Lancashire, and the “thumbs ups” of Devon Barnsley in Co- ventry are shown going about their tasks resolved on victory, regardless of the length and extent of the suffer- ing which is and must be undergone.

In a number of sequences, typical Midlanders tell of their experiences during raids, and express views on the war. The latter drive home to the public the irrepressible spirit which animates Britain’s population. A very effective commentary by Edward J. Burrow, CBS’s military correspondent, accompanies the scene. One of the most impressive aspects of this short is the manner in which the Midlanders differentiate between the Nazis and the German people. The former comprise the true enemy; the latter are not considered a threat. Symbol of this attitude is the Halle Symphony Orchestra’s rendition of Beethoven’s “Fifth”, which is performed by the English audience.

Timely and highly interesting, “Onwards and Abroad” deserves wide showing.

“Highways Of New England”

(A Northern Tour)

Emerson Yorke 11 mins.

Magnificent View.

This subject is expertly produced and photographed, in the full color and as a color numerous historical and recre- ational highlights of New Hampshire and Vermont. The picture is a first-rate entertainment and the film is one of the approaching vacation days for millions of Americans. The foot- age “turns on its full charm” by revealing New Hampshire’s great cotton mills and Currier Gallery of Art in Manchester; Concord, her capital city; Hillsboro and Frank- lin, respectively the birthplaces of President Franklin Pierce and Daniel Webster; the historic White Mountain lake, Lake Winnipesaukee; Dartmouth College; the Connecticut Lakes, and many other places of interest. Vermont equally inspires the onlooker with Bennington and its famed battle monu- ment; the Monticello Trail; Barre, world’s granite center; Lake Champlain; the birthplaces of Admiral David Farragut and President Van Buren; the “Five Lakes” to come but a few sights. Solfa Palmer’s original music score is both expressive and exquisite. “Highways Of New England” is just as smooth as the best of those it portrays. Narration by Alesa Havilla is very good.

“Fantasia” to Play Additional Mass. Theaters

Boston—“Fantasia” in its 11th week at the Majestic clustered about 9,000. Picture will remain at least another four weeks. Adver- tising which has read, “Not to be seen in any other Massachusetts theatre.” was suddenly changed orders from New York Dis- covered to read, “Not to be shown any other Boston theater.” Sur- prise is that picture will go to Grocer, Springfield and perhaps well and Lawrence.

“Guile Injured In Fall

Detroit—Thomas McGuire, director of public relations for Co-opera- ting Theaters of Michigan, is recov- ering from facial injuries received a fall when he fainted due to loss blood from a broken blood vessel.

“Goofy Groceries”

Novelty Cartoon

Warners 7 mins.

“Goofy Groceries” Warners 7 mins.

A grocery store shelf, peopled by the various cans and packages is the setting for this cartoon. A forlorn animate knife is in a sandwich cracker box breaks loose and goes on a rampage, but his reign of terror is finally over- come by the strategy of the threatened victims. As a novelty, it’s okay. Subject was produced by Leon Schlesinger.

“Tortoise Beats the Hare”

Funny Cartoon

Warners 7 mins.

When the Tortoise challenges Bugs Bunny to a race, the hare gives him a big laugh. The bet is made and the race goes under way with Bugs flying in a cloud of dust as the tortoise slowly follows. But the tortoise has friends and relatives all along the historic stage and Bugs finds himself the victim at the finish of an amusing upset. Very funny. Reel is a Leon Schlesinger subject.

Rites for Mrs. Hanauer

Beaver Falls, Pa.—Funeral ser- vices were held yesterday for Mrs. Edward Hanauer, wife of the op- erator of the Rialto and State Thea- ter who died at her home here Sunday after a long illness.
P-T Women's Clubs
Fight Minn. Bill

(Continued from Page 1)

luged with letters yesterday, urging the Senate, Robins Kill a measure in order to “prevent a reinstatement in Minnesota of block-booking and the evils of block-booking, which we have had for so many years.”

Urged Blocks of 5 Trial

“We feel that the national plan of buying and booking pictures as set up in the so-called consent decree should be given a full and fair trial,” said the letters. “If this anti-blocks-of-five bill is enacted into law it will nullify our efforts of many years; it will impede the operation of a national plan of regulation and will compel block-booking in Minnesota.”

The letters were signed by C. B. Johnson, chairman of the Legislative committee of the Minneapolis Central Council of Parent-Teacher Organization, and Mrs. Frank Kurtz, chairman of the Better Films Committee of the Fifth District, Minnesota Federation of Women’s Clubs and a former president of the Federal Motion Picture Council of America, inclusive.

Mrs. Gilman’s letter, considerably more in detail than the others, told how for 25 years she has been an active participant in local, state, national and international organizations working for improvement of motion pictures from the standpoint of the offended public.

Mrs. Gilman’s Letter

“Until this fundamental effort of the Government (the New Yopre- sent decree) has been tried,” she wrote, “it would seem not only superfluous but doubtful procedure for this State to enact a less accurate and wholly inefficient and expensive measure.”

Mrs. Gilman also was formerly chairman of the National Motion Picture Committee of the National Congress of Parents and Teachers.

“I sincerely hope you will oppose this bill,” she said in closing her letter. “In my judgment the measure has no merit in itself for exhibitors or for the public, and will serve only to confuse the issues and nullify the protection to the people of Minnesota and the independent exhibitors who will receive under the consent decree and require seasonal block sales by all distributors, allowing exhibitors to cancel 20 per cent of all pictures bought.”

Minnesota is the first state where attempt has been made to set up the consent decree by legislation.

Nate Le Vene Seriously Ill

Cincinnati—Nate Le Vene, Universal salesman, is seriously ill at Christ hospital, following the bursting of a stomach ulcer, and blood transfusions have been resorted to, as an emergency.

'More Sinned Against'

Horman M. Levy, Connecticut MPTO executive secretary, has written a defense of the exhibitor in an article ‘More Sinned Against’ in the current issue of the National Board of Review Magazine. For the benefit of the ‘better pictures’ group, Levy says the exhibitor is the “butt of the greatest abuse in the industry,” and not just “... a chronic complainer of the lack of pictures, or to Florida each year on his losses.” He does not foresee much help in the consent decree, and urges better film education start in the schools and homes.

Premiums, and Dime Nights in Wisconsin

(Continued from Page 1)

The Douglas and Crown playing 10 cent shows on Thursdays, Friday and Saturday; the Canyon playing Tuesday, Wednesday and the Uptown on Saturday and Sunday.

In Kenosha, where the previous low rent utilization was for a downtown house 15 cents, Standard Theaters has opened the Chief with a 10 and 15 cent policy. In Sheboygan can also the dime nights are pretty well divided with the State and Strand operating such an admission policy.

On Wednesdays and Fridays, the Van Der Vaart on Thursdays and Fridays and the Majestic on Tuesdays and Wednesdays.

H.M.S. Arrival Ignored

As Newsreel Bow to Knox

(Continued from Page 1)

newreel releases yesterday omitted material on the arrival of the H.M.S. on Tuesday of a British battleship.

It was the stated policy of Movietone and News Of The Day that they would not use wire service material on the British ship, nor would they in the future, as per the Knox re- quest. However, the New York morning press was divided on the subject, with a note by the editor in yesterday’s Daily News stating that the paper used material and pictures because the arrival of the British ship was newsworthy. The News suggested that the government adopt an official policy of censorship and not “request” if such news is to be censored.

It was also rumored yesterday that some official pressure had been brought to bear on the newreel distributors, but this was denied by the newreel companies, and strike material was in evidence in the different releases.

Making It Legal in Philly

Philadelphia—With police halting door prizes, cooking school co-spon- sored by GE and the Media, the Philadelphia Hotel at the Fair, and the reel musical, The Royal Mitchell Boy Choir to Warms.

Hollywood Starts

11 More This Week

(Continued from Page 1)

Devil’s Island,” drama, with Sally Eilers, Donald Woods, Eduardo Clainelli and Edward Pawley, directed by Wallace McDonald, pro- ducer; “One Way Street,” drama, with Anita Louise, Russell Hayden, Noah Beery, Jr., George O’Hara, directed by George Roland. Robert Florey directing under the production supervision of Irving Briskin.

At Paramount: Seven shooting, including two: Bob Hope, including an untitled Tita Hel, western, with Addison Robins, Ray Walker and Emmerett Lynn, Bert Gilroy producing and Edward Kelly directing.


At Universal: Seven shooting, plus two, “Hallway Man,” Shanghaied, comedy drama, Noel Smith directing producer Marshall Grant: “Rainbow in Stipes,” musical, Arnold Fanck directing, theGoldman, Warners shooting; Seven shooting.

Producers Releasing Corp: Three shooting, including Sixt, a distribution initial picture, “Paper Bullets,” mystery-drama, directed by Phil Rosen. Original story by Marion Mooney.

Walter Brown Named WE V.P. Counsel and Director

(Continued from Page 1)

and general counsel by the direc- tor, Brown, who is resigning as vice-president and general counsel of Henry L. Doherty & Co. to ac- cept the WE post, succeeds T. Brooke Price who is leaving the company to become the American Telephone & Telegraph Co. Brown also becomes general counsel of Erpi. The stockholders also yesterday elected Charles J. Whipple as a di- rector. Whipple is president of Hibbard, Spencer, Bartlett & Co. of Chicago.

Raw Stock at 20-30% Premium in Argentina

(Continued from Page 1)

equipment is seriously affecting do- mestic production. American raw stock is now being sold here with a 20-30 cent premium on import quotations.

Warner Bros. Buys “Choir Boy”

West Coast Bureau of THE FILM DAILY

Hollywood—Irving Appelbaum has sold his picture “Choir Boy” two weeks ago to the Robert Mitchell Boy Choir to Warms.

Hollywood SPEAKING

By RALPH WILE

TORNADO OLIVER, was engaged yester- day for the romantic lead opposite Keeler, in Columbia’s new musical, “Bet Co-Ed.”

MONTIE BLUE and Paul White, the la for a colored actor and former The- ater Guild contractee, have been signed by Producer Jarrold T. Brandt to play import roles in “Scattergood Pulls The Strings which Christy Cabanne is directing.

OUR Passing Show: Jack Brower, Jack Mulchy, Harry Lichting, Sam Reine, Marty Cohn, Charles Medcraft, Shirley Gibney and William Ullman, Jr., lunched at Al Levy’s.

EDWARD ARNOLD, Mrs. Sam Briskin, Mr. Sol Lesser, Stephen Gooson, Meryl Pick- ford are among the members of the organizing committee for the Garden show at the Floral Fiesta, which will be held on UPifters Club May 7 to 11 for the benefit of the British war relief association. Charles Rosenthal is chairman of the committee. Arnold will be in charge of the special show to be held in the Goshottal outdoor theater.

GENE AUYRT’s next at Republic will be the big picture, “Down Mexico Way instead of Under Fiesta Stars,” as previ- ously announced. Picture is scheduled to go into production May 15 and Har- Grey will be the producer. It will have Me- xican background, with plenty of Mexico singing and music. Dorrell and Stuart H. Gowan have been assigned to the polish job on the screenplay.

CHARLIE RUGGLES, who is playing “Chuckawalla Hill” in “Parson of Pan- mint,” which Harry Sherman is producing for Paramount, plans to make a person appearance tour of South America.

REPUBLIC has changed the title of “Thi Lady From New Orleans” to “The Last Laugh,” John Wayne and Osa Mon- son co-star.

BETTY JANE RHODES, First Lady of Tel- vision, has been signed by Republic to the feminine romantic lead opposite Ralph Bowman for “Thunder Over the Ozarks Weaver Bros. and Elvire picture.

ARTHUR MARTINELLI has been signed as cameraman on “Paper Bullets,” with Phil Rosen will direct for KB Productions.

SIGNED to a long term contract at Repul- lic, Lynn Merrick, formerly called Ma- ryn Merrick. She is now appearing “Fare Gay Vagabond” and upon completion of that she will immediately go into “Kans Cyclone.”

ANN RUTHERFORD, Andy Hardy sweeitie in the Hardy series, has signed a new Metro contract.
Short Subject Reviews

**“The Seeing Eye”**
(Broadway Brovity)

20 mins.

Top Flight Subject
Packed with tenderness and human interest, this delightful display of training of the famous “Seeing eye” dogs at the Seeing Eye Institute in Morristown, N.J. It is for these shepherds, loyal and obedient, to become the inseparable companions of blind masters, and through them to perform a great service to mankind.

**“The Cat’s Tale”**
7 mins.

Warners
Amusing Cartoon
The little mouse gets tired of being chased by the cat and decides to have a showdown. Much to the cat’s amazement the mouse boldly confronts him and tells him that it is up to the cat to get the dog to stop chasing him and then he will no longer have any desire to chase mice. The dog refuses to listen to reason in the subject area. It’s very amusing. Leon Schlesinger produced the reel.

**“Porky’s Bear Facts”**
7 mins.

Warners
Fair Cartoon
Porky warns his neighbor, the lazy bear, that unless he does some work he will be hungry when winter comes. Winter arrives and the bear is slowly starving until Porky takes him in, and the bear states that he has learned his lesson. With warm weather however, it is the same old story. Rate it as just fair. Leon Schlesinger produced the subject.

**“Freddy Martin and Orchestra”**
10 mins.

First-Rate Musical Reel
Freddy Martin, his orchestra and soloists offer several well-known numbers in this neatly turned out hand reel. There are also two dance numbers. Heard in the subject area: “Bye Bye Baby”, “I Get A Kick Out Of You”, “What’s New Pussycat”, “Say Si Si”, and “Jay Walk.” Jean Negulesco directed.

**“Ye Olde Minstrels”**
11 mins.

Metro
Musical Comedy
Given a considerable amount of production value, the Our Gang kids are seen in a minstrel show in this release. There is an elaborate stage presentation with some novel effects achieved by lighting as the kids go through their paces. The show is put on by the kids for the benefit of the Red Cross. Edward Cahn directed from a script by Samuel Beers.

**“Memory Tricks”**
9 mins.

Metro
Novel Subject
Pete Smith presents a simple system for remembering things in this reel. He shows how an association of ideas can be tied in with the instructions somebody has received to carry out during the day. Naturally, Smith injects a considerable amount of humor into the reel, and it should prove to be entertaining for any audience.

**Publicity Sports**
9 mins.

Publicity Hocus Pocus
This reel serves as an expose of a number of the alluring pictures seen in Northern papers during the winter months that do so much to entice people to sunny Floridas. At the same time, it works out nicely as a publicity piece for Miami. Some well-known people are seen engaging in different sports, and then the camera reveals how most of the publicity pictures are made. Frank Donovan was the producer.

**“Sun Fun”**
10 mins.

Paramount
Fair Travelogue
Use of Technicolor enhances the beauty of this travelogue, but on the whole it is just fair for a reel of this type. Subject features Delhi, ancient city in India which has been destroyed eight times in history by invaders, and today stands as one of the most beautiful cities in this Asiatic country. However, more variety in the reel would have made it more interesting. The cameras are seemingly repetitious as they keep focusing on one or two spots from different angles.

**“Delhi”**
11 mins.

Paramount
Fair Travelogue
Use of Technicolor enhances the beauty of this travelogue, but on the whole it is just fair for a reel of this type. Subject features Delhi, ancient city in India which has been destroyed eight times in history by invaders, and today stands as one of the most beautiful cities in this Asiatic country. However, more variety in the reel would have made it more interesting. The cameras are seemingly repetitious as they keep focusing on one or two spots from different angles.

Something To Blow About

Judy Canova
Bob Crosby
and His Band With The Bobcats

Sis Hopkins

**“The Seeing Eye”**
(Broadway Brovity)

20 mins.

Top Flight Subject
Packed with tenderness and human interest, this delightful display of training of the famous “Seeing eye” dogs at the Seeing Eye Institute in Morristown, N.J. It is for these shepherds, loyal and obedient, to become the inseparable companions of blind masters, and through them to perform a great service to mankind.

**“The Cat’s Tale”**
7 mins.

Warners
Amusing Cartoon
The little mouse gets tired of being chased by the cat and decides to have a showdown. Much to the cat’s amazement the mouse boldly confronts him and tells him that it is up to the cat to get the dog to stop chasing him and then he will no longer have any desire to chase mice. The dog refuses to listen to reason in the subject area. It’s very amusing. Leon Schlesinger produced the reel.

**“Porky’s Bear Facts”**
7 mins.

Warners
Fair Cartoon
Porky warns his neighbor, the lazy bear, that unless he does some work he will be hungry when winter comes. Winter arrives and the bear is slowly starving until Porky takes him in, and the bear states that he has learned his lesson. With warm weather however, it is the same old story. Rate it as just fair. Leon Schlesinger produced the subject.

**“Freddy Martin and Orchestra”**
10 mins.

First-Rate Musical Reel
Freddy Martin, his orchestra and soloists offer several well-known numbers in this neatly turned out hand reel. There are also two dance numbers. Heard in the subject area: “Bye Bye Baby”, “I Get A Kick Out Of You”, “What’s New Pussycat”, “Say Si Si”, and “Jay Walk.” Jean Negulesco directed.

**“Ye Olde Minstrels”**
11 mins.

Metro
Musical Comedy
Given a considerable amount of production value, the Our Gang kids are seen in a minstrel show in this release. There is an elaborate stage presentation with some novel effects achieved by lighting as the kids go through their paces. The show is put on by the kids for the benefit of the Red Cross. Edward Cahn directed from a script by Samuel Beers.

**“Memory Tricks”**
9 mins.

Metro
Novel Subject
Pete Smith presents a simple system for remembering things in this reel. He shows how an association of ideas can be tied in with the instructions somebody has received to carry out during the day. Naturally, Smith injects a considerable amount of humor into the reel, and it should prove to be entertaining for any audience.

**Publicity Sports**
9 mins.

Publicity Hocus Pocus
This reel serves as an expose of a number of the alluring pictures seen in Northern papers during the winter months that do so much to entice people to sunny Floridas. At the same time, it works out nicely as a publicity piece for Miami. Some well-known people are seen engaging in different sports, and then the camera reveals how most of the publicity pictures are made. Frank Donovan was the producer.

**“Sun Fun”**
10 mins.

Paramount
Fair Travelogue
Use of Technicolor enhances the beauty of this travelogue, but on the whole it is just fair for a reel of this type. Subject features Delhi, ancient city in India which has been destroyed eight times in history by invaders, and today stands as one of the most beautiful cities in this Asiatic country. However, more variety in the reel would have made it more interesting. The cameras are seemingly repetitious as they keep focusing on one or two spots from different angles.

**“Delhi”**
11 mins.

Paramount
Fair Travelogue
Use of Technicolor enhances the beauty of this travelogue, but on the whole it is just fair for a reel of this type. Subject features Delhi, ancient city in India which has been destroyed eight times in history by invaders, and today stands as one of the most beautiful cities in this Asiatic country. However, more variety in the reel would have made it more interesting. The cameras are seemingly repetitious as they keep focusing on one or two spots from different angles.
DEFT treatment and dramatic lighting contribute much to modern screen productions. Unusual effects receive competent support from the wide latitude and exact uniformity of Eastman negative films. They always can be depended upon to meet director and cameraman more than halfway. 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
Propose Cuban Tax
Start at 50 Cents

Havana (By Air Mail)—As an alternative to the proposed 10 percent Federal tax on admissions from 21 to 75 cents, inclusive, the National Union of Exhibitors would restrict the levy to admissions starting at 50 cents.

Move for modification of the tax

(Square Clearance Case
Hearing Resumes Tuesday)

Hearing on the arbitration case filed by the Squire Theater, Great Neck, L. I., and involving clearance was adjourned yesterday until next
(Continued on Page 4)

50-50 Chance Schine GHQ to Switch Here

Glovessery—There’s a “50-50 possibility” Schine’s GHQ may be switched to New York from this city, J. Meyer Schne, president of Schine Enterprises, Inc., told The Film Daily correspondent yesterday.

Schine said he hoped that some way could be found to avoid re-
(Continued on Page 5)

Motion for Mis-Trial Denied in Schenck Case

A flare-up between Federal Judge Grover M. Moscovitz and Harold H. Corbin, defense attorney, during trial of Joseph M. Schenck and Jos-
(Continued on Page 4)

Copyright Can’t Protect Games

Federal Judge Rules They Are Lotteries

City Tax for Band Concerts Proposed In Mo. Measure

Jefferson City, Mo.—The House has a bill to permit all cities of the State to levy a special tax to provide funds for the support of municipal band concerts. Measure will also bar playing for money by members of bands or orchestra in tax-supported schools of the State.

Theater games which distribute cash prizes to patrons are lotteries and their novelty cannot be protected by the copyright laws, Federal Judge Edward Conger ruled yesterday.

The court dismissed the suit of Louis Kessler, doing business as Novelty Games Co., against Abraham Schreiber, of Premium Products Co., after refusing to restrain
(Continued on Page 4)
AustralC oceanFinds Objectionable Films Hiking

Canberra, Aust. (By Air Mail)— Objectionable film features, which appeared on theode until 1939, are now on the increase, according to the report of the Commonwealth film censor. Percentage of cuts in 1939 was 15.8 compared to 11.5 in 1938. Cuts necessary in British films were twice those in American product; 4.25 per cent of British pix were banned against 2.23 per cent of the U. S. productions.

The censor expressed regret that films are becoming increasingly adult entertainment, making it more and more difficult to provide matinee programs for children. Many exhibitors try to meet their problem by booking cartoons, serials and other films with juvenile appeal.

Films classified as unobjectionable for general exhibition predominated last year, but that did not prevent distributors from offering them, nor exhibitors from showing them. Neither did parents keep their children away from theaters showing the report samples.

Point Won by Robbins in Case Against Casanove

Herman Robbins yesterday won an important point in his action against Casanove.

Casanove, a veteran producer, sued Peter Schmuck dene a motion by Casanove for an extension of time to file his answers to Robbins' charges. Casanove is charged with making secret agreements whereby he obtained money while being an officer and director of National Screen Accreditations.

Louis Nizer, attorney for Robbins, argued that Casanove was trying to prevent the case from coming to trial by getting an extension of time. Judge Schmuck, in denying Casanove's motion, said that the application could serve no other purpose than to delay the ultimate result. Casanove was instructed to file answers immediately.

Alfred U. Students May Again See M of T Reels

Alfred, N. Y.—A vote taken among the student body at Alfred University here, shows a majority in favor of short films on current topics regardless of their content.

An organized drive last month by a small group of students to drop from the assembly schedule short political and economic films, such as March of Time. The results indicated that March of Time films will once more be shown at the university.

Export Control Schedule Effective on April 15

Washington — The Administrator of Export Control has issued a booklet outlining export regulations and export control schedule No. 1, including a list of articles and materials prohibited for export control.

In effect since March 15, the list includes lenses, optical glass, electrical wiring, transformers, radio tubes and other materials used in radio and motion pictures.

Patriotic Service Croos To Be Given De Rochemont

Louis de Rochemont, producer of the March of Time, will receive the Patriotic Service Cross from Col. James A. Moss of the United States Flag Association at a luncheon meeting of the Advertising Club. The M of T's new release, "Men of the FBI—1941," will be screened. Louis D. Nichols, administrative assistant to J, Edgar Hoover, will speak at the luncheon.

Para. 's "Zanibar" Clicks

Paramount's "The Road to Zanibar" got off to a good start at the Broadway Paramount yesterday afternoon. It is the first release slightly more than $9,000. There were 12,000 admissions up to 5 o'clock.

Whiteman Band in Atlanta

Atlanta—Paul Whiteman and band will be in Atlanta for a four-day Easter engagement at the Paramount theater here.
ourt Won't Dismiss
Momand Trust Suit

(Continued from Page 1)

of Momand's $4,500,000 anti-trust suit on the grounds the causes of action had been assigned to Momand by the group of theaters he represents, contrary to the Oklahoma Anti-Trust Act which provides a cause of action cannot be assigned unless it is based on a contract.

Judge Murrah's opinion rules the suit against Momand, but holds that the action proceeds out of a contract, even though the contract was not breached.

The Momand suit against the film companies was filed under the Sherman anti-trust act, and Judge Murrah ruled "is a right of action created by Federal statute."

Warners to Plug Drafted Players While in Service

West Coast Bureau of THE FILM DAILY

Hollywood—Drafted Warner players will have the advantage of publicity insurance for the period of their military service, according to plan instituted by the studio's press department.

Players who receive the call to service will be publicized in connection with the studio for the year they are away from their cameras. Publicity department will work toward keeping their names alive in the picture departments of newspapers and magazines in spite of absence of definite film assignment up-uns. Move is expected to free-

ull new and cold start on resumption of film careers.

First player to benefit from department's idea is Gil Durieux, who had his most important role in "Passage From Hong Kong" and was inducted for the day following completion of picture.

John R. Holmes of studio press staff has been assigned to operate radio station publicity service and serve as liaison between studio and play-

ers.

1 Sheehan In Sanitarium

Boston—Al Sheehan, veteran theater manager, is seriously ill in a sanitarium. His place at the Columbia is being taken by Sol Kaplan.

Happy Birthday to You

from THE FILM DAILY to

George Arliss
Jan Moskowitz
Tim Mc Coy
Tom Goehring
Harold S. Bacquet
Eddie Robin

ALONG THE
RIALTO

Phl M. Daly

DATE BOOK

April 13: Treasurer's Club benefit show, Waldorf-Astoria.
April 15: 20th Century-Fox stockholders' annual meeting, home office.
April 16: Exhibitor-distributor Good-will Get Together, Southgate Alte Hotel, Altoona, Pa.
April 17: AGVA special election.
April 17-18: UA district convention, New Or-
leans.
April 20: Boston MP Salesmen's Club charity ball, Copley Plaza.
April 20: N.YA benefit show, Manhattan Center.
April 22: All-industry meeting, sponsored by Omah Variety Club, Omaha.
April 22: Universal voting trust certificate holder's meeting, Wilmington.
April 24: Amsa annual meeting.
April 24-25: UA district convention, Chicago.
April 27: Jewish Theatrical Guild benefit, Imperial Theater.
April 28: Bernard Krane testimonial, New Kensington Hotel, Albany.
April 28-29: UA district convention, San Francisco.
April 29: Patho Laboratories, Inc., annual meeting.
April 30: Chicago Film Row League banquet, Minty's New York Club.
May 3-4: UA district convention, Los Angeles.
May 5: RCA stockholders meeting, New York.
May 12-14: National Film Critics annual con-
vention, Park Central Hotel.
May 14-15: Drama of Montana meeting, Billings, Mont.
May 15-17: Variety Club national convention, Troymore Hotel, Atlantic City.
June 3: National opening of "Penny Serenade" sponsored by Scarf, Sherman Hotel.
June 12-13: RPTA-JCCV convention, Ambas-
sador Hotel, Los Angeles.
June 21-23: New Jersey Allied convention, Ritz-
Carlton Hotel, Atlantic City.
Sept. 19: Philadelphia Variety Club—The Ex-
ract Golf tournament, Pelham Country Club.
Nov. 2: Pittsburgh Variety Club banquet.

K-A-O Stockholders
Re-Elect All Directors

(Continued from Page 1)

ficers of the company are to be elect-
ed at a meeting of the directors to-

day.


The stockholders also voted an amendment to the By-Laws whereby the corporation will pay legal expenses of directors if they are named in a suit involving the company.

Will See "Penny Serenade"

Columbia's press and trade pre-
view of "Penny Serenade" scheduled for next Tuesday at the Astor Theater, will be attended by most of its division sales managers and Eastern branch managers as well as the field exploitation staff.

King Vidor on "Pulham"

N.East Coast Bureau of THE FILM DAILY

Hollywood—King Vidor will pro-
duce and direct "H. M. Pulham, Esq." for Metro.

S T O R K S !

Hazleton, Pa.—A son was born to Carl Feil, manager of the Family Theater, and Mrs. Feil last week.
"Neely Bill" Before Mexican Congress

(Continued From Page 1)

Schedules contained in the measure proposed by President Batista will be sponsored by two members of the House, Dr. Carlos M. Palma and René Badelmer. The body of the measure is in the hands of a committee, and the order of business will be determined by the House Rules Committee.

The measure provides for the establishment of a department of foreign trade and commerce, which will be responsible for the promotion of Mexican trade and commerce abroad.

Propose Cuban Tax Start at 50 Cents

(Continued From Page 1)

Industrial Co-ordinating Com. Officially Established in Cuba

Havana (By Air Mail)—The Moving Picture Industry Co-ordinating Commission, created by Decree No. 10 on April 10, has been officially announced by Dr. Jose T. Onate, Minister of Commerce, and henceforth will regulate the film industry in Cuba.

Personnel of the Commission embraces:

Dr. Marcelino Vazquez, representative of the Ministry of Commerce; Dr. Oscar Gutierrez Sanchez, representative of the Ministry of Agriculture; and Dr. Manuel Pellegrini, representative of the Ministry of Industry.

"Neither Blood Nor Sand" Versus "Blood and Sand"

Mexico City (By Air Mail)—With 20th Century-Fox making "Blood and Sand" on location here, Fox has just finished its first production, "Neither Blood Nor Sand" at the CLASA studios. "Blood and Sand" is directed by Alejandro Galindo.

"Serenade" Showing Enjoined

Montreal—Judgment was given in Superior Court by Justice Ellis Sol- vas granting an interlocutory 14-day order to prohibit the showing of the motion picture film "Serenade" in Montreal and elsewhere in Canada. Petitioner was the France-Film Co.

"Pot o' Gold" Big in Denver

Denver—"Pot o' Gold" in its opening at the Denver here topped all previous records of the last three weeks with the exception of "The Great Dictator."
FROM A FULL HEART

M-G-M takes this opportunity
To thank all who took part
In the making of "MEN OF BOYS TOWN,"
Tower over the earlier record-setting triumph.
It is rich beyond rosiest dreams in
Those assets of thrill and humanity and Star Power
That foreshadow box-office immortality!
To the screen's Greatest of All Time
Add "MEN OF BOYS TOWN."

SPENCER TRACY • MICKEY ROONEY
"MEN OF BOYS TOWN"

with Bobs Watson • Larry Nunn • Darryl Hickman • Henry O'Neill • Mary Nash • Lee J. Cobb • Original Screen Play by James Kevin McGuinness • Directed by Norman Taurog • Produced by John W. Considine, Jr. • A Metro-Goldwyn-Mayer Picture
REVIEWS OF THE NEW FILMS

"Road To Zanzibar"* with Bing Crosby, Bob Hope, Dorothy Lamour
amount 92 Mins.
DCKO ENTERTAINMENT FOR ALL INTERESTS; SHOULD BE SOLID 8, O. A. V.
PLANT. PLentiful ACTION IN THIS OFFERING SHOULD SATISFY WESTERN FANS, BUT STORY IS ROUTINE. Eliminating the customary musical interludes and romantic buildups, this western has plenty of action as the players shoot each other up, ride hell-bent-for-leather and punch each other around. Western fans should get a fair measure of entertainment from the offering. Production value is adequate and the direction is well-paced. Story is routine without any novelty.
Bob Steele handles the principal role easily, sitting his horse well, using his guns each, and three subjects the village with abandon and devastating results in hand to hand encounters. Al St. John provides a few laughs, and the rest of the cast is as good as Philly Adair, Carleton Young and Charles King predominant. Sherman Scott directed from a screenplay by George Plympton.

"Billy the Kid: Fighting Pals" with Bob Steele, Al (Fuzzy) St. John, Phyllis Adair
Producers Releasing Corp. 62 Mins.
BIRTHDAY. PLENTIFUL ACTION IN THIS OFFERING SHOULD SATISFY WESTERN FANS, BUT STORY IS ROUTINE. Eliminating the customary musical interludes and romantic buildups, this western has plenty of action as the players shoot each other up, ride hell-bent-for-leather and punch each other around. Western fans should get a fair measure of entertainment from the offering. Production value is adequate and the direction is well-paced. Story is routine without any novelty.
Bob Steele handles the principal role easily, sitting his horse well, using his guns each, and three subjects the village with abandon and devastating results in hand to hand encounters. Al St. John provides a few laughs, and the rest of the cast is as good as Philly Adair, Carleton Young and Charles King predominant. Sherman Scott directed from a screenplay by George Plympton.

"Submarine Zone" with Pat O'Brien, Constance Bennett, John Halliday
Columbia 74 Mins.
STONG DRAMATIC STORY. FINE CAST AND SUSTENPENSEFUL DIRECTION MAKE THIS A MUST-RATE SCREENFAR FOR GENERAL AUDIENCES.
A strong melodrama with a war theme, this picture should absorb the attention of any audience. It is highly suspenseful, has a number of fine character studies and is studded with action sequences that have lots of fireworks. There is also a romantic angle and the picture manages to answer the question, "everything" in one picture, but it is not undone. Production and direction are first-rate, the actors are all fine, and the box office pays. Exhibitors are provided with numerous exploitation possibilities and several players afford marquee advertising possibilities.
Pat O'Brien gives a fine performance as a soldier of fortune, exported from England as an undesirable, but still a real man in any company. Miss Bennett fills the bill as the beautifully gone "secretary" of crooked John Halliday, who has the man rating. Other commendable performances are contributed by Melville Cooper, Alan Baxter, Edgar Buchanan, Marjorie Value and Frank Sully.

DIRECTION: Victor Schertzinger, editor, Alexander Lamont, director; Sherman Scott, producer. SCREENPLAY: George Plympton. PRODUCED BY: Hal B. Wallis; distributed by DCMO

SHORTS

"Men of the F. B. I."*
RKO-M-O-T
21 mins.

EXCITING AND INTERESTING.
This new March of Time issue is primarily an introduction and commentary on the Federal Bureau of Investigation, but it incorporates a theatrical espionage case which proves a first-rate who-dun-it. The general public should be highly interested by this subject. It not only shows and relates what is being done by this key government bureau to combat espionage and sabotage, but the working out of the theatrical espionage case is a real thriller. J. Edgar Hoover and a number of his assistants, as well as a number of trainees at the F. B. I. College are in charge of the espionage story which portrays roles are fine. Direction and presentation are top rank.

"More Trifles of Unimportance"
Metro
7 mins.

A Very Fine Job.
Highly interesting in its subject matter, this reel is a short that should appeal to any audience. It is a release in the John Nesbit Passing Parade series. Development of antisepctic hospital methods, discovery of digitalis and tannic acid are depicted in the subject. Given first rate production value, an intelligent cast and story substance to make each episode interesting, the short is a very fine job from all angles.

"A Gentleman's Gentleman"
RKO
7 Mins.

AMUSING SHORT.
Pluto is engaged as Mickey's valet-butler and what-not in this reel. Having served Mickey his breakfast in bed, Pluto is sent to get the Sunday newspaper. Pluto immediately gets in hot water and gets himself more involved with time, until when he returns the paper is a mess and he is covered with mud, which he smears all over Mickey. Reel was produced by Walt Disney in Technicolor.

"It Happened All Night"
RKO
10 mins.

FAIR COMEDY.
Edgar Kennedy is the constable in a small town, who gets father-in-law, Ed Frayce, employed as the town lamplighter. A couple of crooks descend on the town, followed by some more crooks looking for the spot where the first two have cached the loot, and Government men follow the record pair. There is considerable amount of confusion, but the crooks are captured and on their way out of town, Kennedy knows anything about it.
Studio Crafts Name
16 Pact Conditions

(Continued from Page 1)

men are called more than once a day; (5) Provisions for working in a higher classification; (6) Provisions for employees receiving above scale; (7) Provisions for ratio of apprentices and helpers; (8) Cancellation of calls; (9) Minimum calls; (10) Pay off requirements; (11) Provision for "tracking" for troop work; (12) Computation for pay when "keyed"; (13) Meals and meal period provisions; (14) Provisions for nearby locations; (15) Provisions for distant locations; (16) Provisions for travel time.

The points were discussed by a labor party of Mr. Stintle, with David Lory, Pat Casey and Fred Pelton acting for the producers.

The proposed demands include also a few important additions not included in the 16 points.

Squire Clearance Case

Hearing Resumes Tuesday

(Continued from Page 1)

Tuesday after a preliminary presentation. Hearing yesterday was concerned mainly with the explanation of the necessity of clearance to the arbitrator, although one witness, Mrs. Oscar Houston, of Great Neck, was called.

Attorney for the Skouras circuit, which was named in the complaint, was Arthur Schwartz. Theodore Gutman represented the Little Neck Playhouse, the interested party. Abram Blenstok was the attorney for the Squire. Other attorneys present were Mort Stintle, with William Zimmerman, RKO; Percy Heller, 20th Century-Fox; Howard Levinson, Warner Bros., and Hal Berkowitz, Warner Bros.

Bookspan Family In Crash

New Haven—Al Bookspan, of the Fishman's, the Fishman's, Mrs. Bookspan and two children were rendered unconscious and suffered bruises, when their car was overturned in a collision on the Merritt Parkway.

Revive Sunday Bowling Bill

Harrisburg, Pa. — Defeated on March 31, a bill to permit Sunday bowling in Pennsylvania was revived in the House this week on motion of Rep. Joseph M. O'Brien, Philadelphia, sponsor.

Al McEvoy Recovering

Boston—Al McEvoy, manager of Bates and Union theatres, Attleboro, is in New England Baptist Hospital here recuperating from a major operation.

Jimmy Mahn With Cosmo

Jimmy Mahn, former dance director for Paramount-Publix and RKO, has joined the Cosmo Amusement Enterprises organization. Mahn will be in charge with Cosmo's new talent department.

REVIEWS OF SHORT SUBJECTS

“What's Happening in Argentina” RKO-Pathé 10 mins.

Timely and Interesting

Argentina comes under the eyes of Julian Bryan's cameras in this reel, one of a series on South America being released by RKO. The commentary is intelligent and interesting and the material shown has been well selected. Subject should be of interest to all audiences in this country as our good-will program increases and South American economic problems increase due to decrease of European markets.

100% Demand Halts Disney-AFL Parley

(Continued from Page 1)

consider the unions' demands for 100 per cent A F of L affiliation. Aubrey Blair, Hollywood organizer of A F of L, stated that Schaefer, Newsreel productions practically in A F of L "bag" and all other short producers signed, Disney cannot afford to hold out longer.

New light on the matter is the unions' possible pressure which may be brought on George J. Schaefer, RKO, to use his influence as Disney's director to force Disney to a favorable and quick decision.

Spokesman for the unions, desiring to be named, states that with RKO distribution of Disney shorts amounting from 10 to 14 per cent of gross, RKO cannot afford to jeopardize the favor of the unions on the 85-90 per cent of their other pictures.

Sam Frenkel also stated that any action taken, if outcome of discussions are not favorable to the unions, will be picketing and boycotting of the RKO product rather than the studio.

Schaefer could not be reached for statement on the RKO stand.

Huffman Goes As Grecyee As Cooper Shifts Managers

Lincoln, Neb. — R. W. Huffman, J. H. Cooper's city manager here for nearly four years, has been transferred to Raleigh, to a similar post in Grecyee, Colo., where Cooper has the Sterling and Park theaters.

Replacement here will be Ralph Ayer, who has been at Cooper's Ute in Colorado Springs.

On the same move, Kurl Nelson, who is now in Grecyee, is being sent to Oklahoma City, where he'll be house manager at the Midwest, Cooper's Warner-shared deluxe.

Ford to Direct "Valley"

West Coast Bureau of THE FILM DAILY

Hollywood—John Ford will direct "My Valley for 20th Century-Fox.

Metro “Baby Blues”

9 mins.

Fair Comedy

The Our Gang kids get themselves all mixed up with an amazing problem in this short. It seems that one of the members has read that every fourth person born is Chinese, and with two sisters and himself already in the family, he is quite worried about a new baby about to be born. The ensuing business is just moderately amusing. Edward Cahn directed from a script by Hal Law and Robert McGowan.

(Continued from Page 1)

Weaver, who has been Dallas sales manager for the last year, has been made branch manager in Oklahoma City, succeeding Charles L. Dees, who goes to Dallas as branch manager.

L. W. McClintock, present Dallas manager, goes to Memphis where he will head the exchange after April 14. McClintock, who joined the sales staff in Dallas. Succeeding Weaver as sales manager in Dallas is A. F. Larmed, who returns to that office after seven months as a salesman in the Memphis branch.

Television On SMPE's Spring Meeting Agenda

Television is one of the subjects on the agenda for the Spring meeting of the SMPE at the Sagamore Hotel, Rochester, May 5 to 8. M. J. Baldwin, Jr., of Bell Telephone Labs., will give an address on tele.

Isidore Wilmark Dies

Isidore Wilmark, 71, founder and former president of M. Wilmark & Sons, music publishers, died yesterday at Polytechnic Hospital of pneumonia. The firm was a music afficite of Warner Bros. Pictures. Wilmark is survived by two daughters, two brothers and a sister.

Gloria Swanson Gets Lead

Hollywood — Gloria Swanson has been assigned by RKO to the feminine lead opposite Adolphe Menjou in "The Farmer Takes a Wife," production of which is set to start May 1. Miss Swanson has not been seen in films since 1934.

Buys Unwritten Wylie Story

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has bought an unlettered and untitled story by A. R. Wylie. Down payment was made upon her outline of the plot, with the balance to be paid upon publication of the story.

50-50 Chance Schine

GHQ to Switch Here

Now we must negotiate for peace ... to organize a ... For such a small number, we would probably have to make as many trips to the city as for a year's supply. An ... would only have five pictures. Multiply this many times by eight and it is easy to see the great difficulties that face us at our home office in Glenshaw.

The Schines, leading figures in this group: Mohawk Valley, on neighborhood, have a palatial home here and are active in social and civic affairs. The circuit home office itself is an important economic factor in the community, employing more than 100 persons and covering two floors of half a city block.

Edward Walder, secretary of the local Chamber of Commerce, said yesterday when apprised of the situation that everything will be done to prevent the Schines from being intimidated that an appeal would be made to Rep. Frank Crowther in an effort to save the "Save the Home Office" movement.

If the office moves, all department heads will be retained and other employees be given first choice of jobs in New York.

Don Lee’s Tele Station

Makes Debut on Sunday

West Coast Bureau of THE FILM DAILY

Hollywood—Don Lee's new $100,000 tele station will make its debut on Sunday by televising the Easter dawn ceremonies at the Hollywood Bowl from 5 to 6 a.m. Harry R. Lubeck and Thomas S. Lee will supervise the programs.

Madeleine Carroll Assigned

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount has assigned Madeleine Carroll, for whom the story of her life, "Dido and Aeneas," is being written by Dorothy Lamour in "Dido, City, Director E. H. Griffith is set to start production May 1.

It’s Too Many Blonds

U. S. has set "Too Many Blonds" as the title for its Rudy Vallee

starrer.
Every showman knows the boxoffice power of films on the F.B.I. . . . but this month The March of Time tops them all. For, in "MEN OF THE F.B.I.-1941" March of Time shows Americans what this famed organization is doing today to preserve the nation's internal security . . . and AMERICANS WILL PAY TO SEE THIS UNUSUAL PICTURE.

You can sell this March of Time issue LIKE A FEATURE—because it is a feature attraction . . . its swift moving dramatic plot not only tells a timely story, but it is great entertainment. Here you will find a complete selling plan. - turn page -

To the 8,000 exhibitor members of The March of Time family: you will receive your copy of this month's Clip and Work Book within the next few days. It will show you how to make extra profits on this most unusual issue in The March of Time series. Again this month, extra copies are available at all RKO Exchanges—get it now!
Columbia Tells 60,000,000 Readers
IN 21 NATIONAL MAGAZINES ABOUT THE ROMANTIC DRAMA THAT REUNITES THESE TWO EXCITING STARS!

"Remember the tune they were singing... the night we fell in love?"

This 'Penny Serenade' Is The Kind Of Music A Man Plays On A Woman's Heart-Strings!

The love story you've always wanted for these thrilling stars!

Excitingly Reunited
IRENE DUNNE • GRANT STEVENS
PENNY SERENADE
BEULAH BONDI • EDGAR BUCHANAN • ANN DORAN
Based on the McCull's Magazine serial "Romancing the Strings" Directed by George Stevens
A COLUMBIA PICTURE

Watch for it at your local theatre!

"Remember the tune they were singing... the night we fell in love?"

A picture for everyone who's ever been--or ever will be in love... a romantic note for heart-strings... joyously reuniting two exciting stars!

IRENE DUNNE • GRANT STEVENS
PENNY SERENADE
BEULAH BONDI • EDGAR BUCHANAN • ANN DORAN
Based on the McCull's Magazine serial "Romancing the Strings" Directed by George Stevens
A COLUMBIA PICTURE

Watch for it at your local theatre!

WATCH FOR THESE ADVERTISEMENTS IN THESE MAGAZINES!

Glamour • Hollywood • Modern Screen • Motion Picture • Movie Life
Movie-Radio Guide • Movies • Movie Stars' Parade • Movie Story
Personal Romances • Photoplay • Movie Mirror • Screen Book • Screenland
Screen Guide • Screen Romances • Silver Screen • Your Charm
DEFENSE BOARD TO USE M. P. TRIBUNALS

W. J. MERRILL, RKO EXEC., DIES

Stricken by Heart Attack
In His Home Here

W. J. Merrill, vice-president and treasurer of Radio-Keith-Orpheum Corp. and vice-president of RKO Radio Pictures, Inc., died early yesterday morning of a heart attack at his home in the Town House, 108 East 38th Street, New York City. Merrill was born in Franklin, Indiana, Aug. 22, 1898. He attended college, school and started his business career in the West. He was an alumnus of the Harvard Graduate School of Business Administration. He had been connected with the RKO organization for the past five years. Previously, he held major executive posts with various large commercial organizations. He was vice-president, controller and director of the Royal Baking Powder Co., vice-president and treasurer of the Great (Continued on Page 4)

Population to Rule
S. C. Admission Tax

Columbia, S. C.—The Senate debated at length the proposed increase in the admissions tax. An attempt to eliminate a graduated license scale for motion picture theaters was defeated, 22-18.

The proposed scale was changed slightly, however, so that theater (Continued on Page 6)

War Dept. to Build
36 Theaters for Troops

Washington Bureau of THE FILM DAILY
Washington — Construction of 36 motion picture theaters for war workers will be started immediately to assure adequate facilities for troops at 20 posts and (Continued on Page 8)

Draft Takes Ushers: Replaced by Girls

Baltimore — Shortage of young men available for usher work, due to selective service act, is serious here. So much so that one of the largest houses on the downtown, The Met, changes to girl ushers today. Probably that other houses will follow suit.
**THE DAILY**

Vol. 79, No. 71

Friday, April 11, 1941

10 Cents

JOHN W. ALICOATE : Publisher

DONALD M. MERSEREAU : General Manager

CHESTER B. BAHN : Editor

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**FINANCIAL**

(Thursday, April 10)

**NEW YORK STOCK MARKET**

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**NEW YORK BOND MARKET**

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**NEW YORK CURB MARKET**

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Hold Witmark Rites Today

Funeral services will be held today at one o'clock at the Riverside Chapel for Isidore Witmark, co-founder of the music publishing firm of Witmark and Ditson, who died Wednesday at the Polyclinic Hospital of pneumonia at 71. He is survived by two daughters, two brothers and a sister.

III. Allied to Fight Daylight Saving


**COMING AND GOING**

Joseph H. Seidelman, foreign manager Universal, returns here Sunday from Panama.

AL BONDY, of Select Attractions, leaves this week-end for a tour of Southern exchange.

Charles Coburn is in Washington today.

Roy E. Disney is at the Warwick.

Seymour Neiznhaltz is at the Warwick.

Broderick Crawford left the Coast this week for New York, travelling by car with wife.

Francis Swann arrives in Hollywood from New York.

St. Fabian, head of the Fabian Circuit, is in Albany to confer with Lou Golding, the Fabian Albany division head.

Gus Schaeffer, RKO district manager, is in New Haven with Max Weyntoba, RKO branch manager.

Arthur Mayer, managing director of Rialto Theatre, and his son Pete, plane for the Coast tomorrow where Pete has completed shooting of the picture with Sam Katzman, his Monogram pictures.

Defer Ellet Arbitration Hearing Until May 14

Cleveland—Second hearing in Ellet case, first to come up before the local arbitration tribunal, scheduled for April 14, has been postponed until May 14. The Ellet theater, Akron, filed a petition under Section VIII asking for early adjustment involving the New and Rialto theaters.

Cohn Appoints Briskin Columbia Production Hec

Appointment of Samuel Briskin as Columbia's production head was confirmed here yesterday by Pre Harry Cohn, Briskin has been general manager of the studio.

Trans-Lux Will Pay $5c

Board of Directors of Trans-Lux Corp., meeting Wednesday, declared its first dividend center which pays its stock payable May 1 to stockholders of record as of April 21.

**VITACOLOR**

Presents

Perfect two and three color 16mm sound prints from your negatives, including Kodachrome, Uniform, highest quality, color corrected, permanent, transparent prints on Gelatine Color film.

Delivered speedily at competitive prices! Demonstrations arranged by appointment. Also complete facilities for 35mm two and three color negatives.

Two and three color 16mm prints also made from 35mm separation negatives. Phone, write, or wire HOLLYWOOD COLORFILM CORP.

VITACOLOR: 230 West Olive Avenue Burbank, California Phone: Chatsworth 66477
Wake up and multiply... multiply the population of your town by the price of your seats... and you'll get an idea of the kind of grosses this super-surprise is rolling up!

We'll be seeing you in the Navy soon!
**Merrill, RKO Exec. Dies of Heart Attack**

(Continued from Page 1)

Island Holding Corp. and vice-president and controller of W. and J. Sloane.

Merrill is survived by his mother, Mrs. Ella Merrill, of Richmond, Utah, and two children, June age 14, and W. J. Merrill, Jr., age 16.

General services will be announced later.

Upon being informed of Merrill's death, George J. Schaefer, president of RKO, who is visiting the company's studio in Hollywood, stated: "The death of W. J. 'Bill' Merrill is a great shock to all of us. Not only do we all deeply regret his passing but I feel it as a personal loss of a friend and a loyal business colleague, one who was deeply loved and respected by all of his business associates."

"Forgotten Village" to be Mayer & Burstyn Release

Arthur Mayer and Joseph Burstyn have optioned a deal with Pan-American Films, Inc., for the world distribution rights of the new John Steinbeck-Herbert Kline film, "The Forgotten Village."

Distributors are now negotiating with a Broadway theater to open the picture the beginning of May to coincide with the publication of Steinbeck's book of the same name.

From an original story by John Steinbeck, the picture was made in Mexico and directed by Herbert Kline with narration by Burgess Meredith. An original musical score was composed by Hanns Eisler.

**Birdwell on Pascal Film**

Gabriel Pascal retained Russell Birdwell and Associates yesterday to handle exploitation on George Bernard Shaw's "Major Barbara." Marion Baldwin, Pascal's personal publicity rep, will also serve as Birdwell's assistant on the "Major Barbara" campaign.

**New Indian Studio Built**

Bombay (By Air Mail)—National Studios is completing a new plant with five sound stages.

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**FPC's Net Highest Profit Since 1930**

(Continued from Page 1)

year since 1930, despite marked increase in taxes.

Revenue from operations increased to $2,624,246 during the year from $1,415,234. Other profits were up $201,344, bringing the gross revenue to $534,040 compared with $2,205,592. Total charges amounted to $1,781,148 compared with $1,427,148. Tax were $592,500 compared with $23,647.

Consolidated balance sheet show current assets of $2,005,364 and current liabilities of $857,383, leaving net working capital of $1,147,981, compared with $783,976 the previous year-end.

**Cite De Rochomont, Othe For Patriotic Services**

In presenting the Patriotic Service Cross to Louis de Rochomont, producer of the March of Time, yesterday at the Advertising Club, James A. Moss, president of American Flag Ass'n which made the award, read the citation. It acclaimed de Rochomont as a loyal citizen, "of America's great motion picture producers" whose "production of our splendid March of Time pictures, 'The Ramparts We Watch,' 'Your America,' 'Americans All,' 'The B. I. -'1941' and other equally thrilling subjects that have stimulated the patriotism of the millions of Americans who have seen them."

The Patriotic Service Cross was also awarded to Fredric M. Withers, George S. Kaufman and Moss for their production of "The American Way" in 1938, to the crew of Howard Hughes' "round-the-world flight," and to Kate Smith for services in popularizing "God Bless America" on her radio program.

**Meyer Would Intervene In "U" Director's Suit**

Rene B. Meyer, holder of shares of Universal common, filed motion yesterday in the New York Supreme Court for the privilege of intervening as a plaintiff in the rector's suit of Samuel I. Po, on behalf of Universal. Posen, with other stockholders, is suing for appointment of a receiver and imposition of damages against company's officers and directors.

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**WEDDING BELL**

West Coast Bureau of THE FILM DAILY Los Angeles—Capt. James Roosevelt, Jr., and Romelle Schneider will be married next week. They applied for a marriage license yesterday at the Recorder's Office.

Rochester, N. Y.—Philip Caple of the Scenic Theater staff and Mary Gagne, also of Rochester, are newlyweds.
“Scotland Yard” with Nancy Kelly, Edmund Gwenn, John Loder

FOX Radio-Welles

67 Mins.

SPESFUL A N D INTERESTING
DRAMATIC YARN IS OKAY FOR
TRADE

The well-known Denison Clift play deal-
with the man who gets another man’s
wife and position in life through trick-
ery has been brought to the screen again
20th-Fox with moderately entertaining
revisions. Revisions have been made in the
way and cast in order to give it a London
ground of today, but the original pre-
paration has been maintained although a gloss
has been added. The cast is ade-
quate, the direction okay and the technical
acts are up to par for picture’s budget.
Great audiences should find the
utterly diverting attraction in a supporting
role. Nancy Kelly fills the bill as the smart,
groomed and very lovely wife of John
Loder, whom she deets. Loder competent-
ents his role. Edmund Gwenn is well-
designed in the determined fortune hunter,
and Henry Wilcoxon is a cut of a role.
Other players are capable. Di-
rection, about to leave for the continent
in an expedintary force of British troops,
is a row with Miss Kelly, his wife, who de-
iates both for him. They are related to
Willie, a swinging bank robber, who takes
all a lacket with him when he goes that
brings a picture of Loder and Miss Kelly
from Gwenn, but escapes and
as the Army. Later, he is sent to a Scot-
through his face and is remade to match
the picture in the locale.

CAST: Nancy Kelly, Edmund Gwenn, John
Loder, Henry Wilcoxon, Melville Cooper,
Gill Emery, Norma Varden, Leyland Hodg-
son, Joel Palmer, Heather Thatcher, Leo
Orrill.

CREDITS: Producer, Sol M. Wurtzel; Di-
rector, Norman Foster; Screenplay, Samuel
Engel and John Balderston; Based on a
novel by Denison Clift; Cameraman, Virgil
Willet; Editor, Al de Gaetano.

REVIEW, EXCETION, PHOTOGRAPHY.

Id Fort Lee Studio Tours

Fort Lee, N. J.—One of the indus-
try’s first studios was destroyed by fire
Wednesday night.

Miss Kelly and the treatment of her is
different that she wants to start over
with him. Complications ensue, with spec-
ifying him to ship his bank’s gold to
America and Gwenn catches up with
him, but all is forgiven.

CAST: Nancy Kelly, Edmund Gwenn, John
Loder, Henry Wilcoxon, Melville Cooper,
Gill Emery, Norma Varden, Leyland Hodg-
son, Joel Palmer, Heather Thatcher, Leo
Orrill.

CREDITS: Producer, Sol M. Wurtzel; Di-
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Engel and John Balderston; Based on a
novel by Denison Clift; Cameraman, Virgil
Willet; Editor, Al de Gaetano.

REVIEW, EXCETION, PHOTOGRAPHY.

RKO Radio-Welles

120 Mins.

A 22 KARAT ARTISTIC MEDAL, HIGHLY EXPLOITABLE, IS SCREEN EVENT OF THE FIRST MAGNITUDE.

Orson Welles’ Mercury Theater production, “Citizen Kane,” given its Eastern press preview by RKO Radio at the Broadway Theater Wednesday afternoon, is a 22 karat artistic achievement, marked by impressive departures in technique, by an absorbing dramatic story, by naturalized and positioned characters, and by a great deal of intelligent, accurate portraiture of the times. The audience was asked to listen closely.

In “Citizen Kane,” the cinema assured one that its rompers days are over and that it has attained man’s estate. That the picture will win for itself, those engaged in its making and the company which will distribute it the enthusiastic plaudits of appreciative moviegoers, equally adult in their viewpoint, is, oh not, indeed. That it will be found among the Ten Best, come next December, is akin to a 100 to 1 shot at Bowie.

As to its box office potentialities, up and down and across the country, this reasonably may be said: The future incident to its release makes the picture a news event of some magnitude. During the past several years points unmistakably to box office. Too, the decision to roadshow the pic-

“Citizen Kane” will have upon the art and technique of the screen, it should be definite and lasting. Wakeman is a man, named Orson Welles, for nothing. And for another, what passes for want of a better term as cinematic appreciation has developed materially during the last eight years.

If “Citizen Kane” constitutes a challenge to the exhibitor, it no less presents one to which holds the interest for 120 continuous minutes, by an array of brilliant characters, by a series of scenes, from the epic to the intimate. Williams tells his story much as the late Joseph Conrad pened his novels, yet there is, with all due apologies to the Conrad enthusiasts, more cohesion in this saga of Charles Foster Kane, publisher of the Flambouyant, crusading New York Inquirer and greatest of all American journalistic tycoons.

There is something of a hint of pure genius in the way that the picture gathers to-
gether the threads of Kane’s personal cavalcade to form the complete pattern. Essentially a story of love, of the conflict between the hearts of two people.


REVIEW, EXCETION, PHOTOGRAPHY.

DOUBLE BILL, Downtown

Universal, 20th Century-Fox

Hollywood—Following purchase of
11 novels, four stage plays and six short stories and originals, 20th-Fox has expanded its story department to the greatest strength in the company’s history, it is announced by Story Editor Julian Johnson.

In addition to Johnson’s staff in-
clude David Matthews, who has been signed as associate story editor to work with John Patrick, Robert Ba-
seller. James Fisher, former story editor for B. P. Schulberg, has been assigned as special editorial assistant to Producer-Director Erle Lubsich. Louis Moore and William Tunberg, both already in the department, have been promoted to the same positions as special editorial assistants.

“Ride, Kelly, Ride” with Eugene Pallette, Marvin Stephens, Rita Quigley

RACETRACK YARN HAS PLENTY OF
TRACK ATMOSPHERE, BUT NOT MUCH
ELSE.

As far as track atmosphere is concerned
this release has lots of it, and it has a con-
siderable amount of material dealing with
jockeys and actual racing that is interesting,
but that’s about all there is to it. The
rest of the story is pretty routine, attempts
to fix races, etc. The players work hard
and the direction is adequate. Picture will
serve as a program offering.

Eugene Pallette, Marvin Stephens and Rita
Quigley head the cast. Pallette is likeable,
his character is a jockey; Rita Quigley, as
sume, and Miss Quigley attractively fills the
as the female interest. Remainder of the
act is competent. Norman Foster di-
rects the production, written by William
Conslman, Jr. and Irving Cummings, Jr.

Pallette, trainer for Richard Lane, and
Lane are on route to Santa Anita in their
trainer truck for the race meet. On route
they pick up a young cowboy, Stephens, and
make to jockey out of him. Stephens
at the end of a year shows promise as a
jockey and Charles D. Brown, also an owner,
worrows him to ride a horse he has great
hopes for. Miss Quigley enters the picture
as Brown’s daughter. Stephens refuses to
throw the race, is hurt in a spill and hos-
apitalized. However, when he learns that
Brown’s horse is to be framed in another
race and that he will go broke unless he
wins, he gets up from the hospital bed and
rides the home winner a winner.

CAST: Eugene Pallette, Marvin Stephens,
Rita Quigley, Mary Healy, Richard Lane,
Charles D. Brown, Chick Chandler, Dorothy
Pester. Lee Murray, Frank Burke, Cy
Kendall, Hamilton MacFadden, Walter
J. Donnell, Ernie Adams.

CREDITS: Producer, Sol M. Wurtzel; Di-
rector, Norman Foster; Screenplay, William
Conslman, Jr. and Irving Cummings, Jr.;
Based on a story by Peter B. Kyne; Camer-
a, Virgil Miller; Editor, Louis Leffler.

DIRECTION, O.K. PHOTOGRAPHY, Good.

20th Century-Fox Story

Dept. At All-Time High

West Coast Branch of THE FILM DAILY
Hollywood—Following purchase of
11 novels, four stage plays and six
short stories and originals, 20th-Fox has
expanded its story department to the
most strength in the company’s history, it
was announced by Story Editor Julian
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Additions to Johnson’s staff in-
clude David Matthews, who has been
signed as associate story editor to work
with John Patrick, Robert Ba-
seller. James Fisher, former story editor for B. P. Schulberg, has
been assigned as special editorial assistant to Producer-Director Erle Lubsich. Louis Moore and William Tunberg, both already in the department, have been promoted to the same positions as special editorial assistants.
Regular arbitrations for the settlement of film trade disputes. It was stated emphatically that motion picture hearings would be given priority and that requests for use of the tribunals by the Defense Board would be cleared from the New York headquarters.

Purpose of the plan is to provide Defense Boners with established facilities in key cities where it could conduct hearings and investigations in strikes assigned to it by the Secretary of Labor. The AAA also offered the services of its industrial arbitrators throughout the country to act as fact-finding agents for the Defense Board.

Nebraska's Lottery

Wise, who edited wisely, and to Bernard Herrmann whose score complements the story perfectly.

CAST: Orson Welles, Buddy Swan, Sonny Bono, Harry Shannon, Joseph Cotton, Dorothy Comingore, Everett Sloane, Ray Collins, George Coulouris, Agnes Moorehead, Paul Stewart, Ruth Warrick, Erskine Sanford, William Alland, Georgia Backus, Philip Van Zandt, Gus Schilling, Ftorte Bonner, etc.

CREDITS: Director-Producer, Orson Welles; Original Screenplay, Herman J. Mankiewicz, Orson Welles; Camera, Gregg Toland; Music Composer and Conductor, Bernard Herrmann; Special Effects, Vernon L. Walker; Art Director, Van Nest Polglase; Associate, Perry Ferguson; Editor, Robert Wine; Recording, Bailey Feister, James G. Stewart; Set Decorations, Darrell Silvera; Costumes, Edward Stevenson.

Philadelphia Allied Claims

Forcing of Short Subjects

(Continued from Page 1)

Philadelphia Allied Claims for Short Subjects.

operators in towns up to 5,000 population would pay a 3 per cent tax on gross admission receipts; in towns from 5,000 to 12,000 5 per cent; 12,000 to 20,000, 7 per cent, and in cities of more than 20,000, 10 per cent.

Supreme Court to Review

Neb. Ascap Case Apr. 28

Lincoln, Neb.—Attorney General's office here has been informed that the long awaited U. S. Supreme Court review of Nebraska's embattled anti-Ascap law comes off Apr. 28 in Washington.

William J. Hols, the special prosecutor appointed by Attorney General Walter Johnson, has already mailed in the material by which he hopes to gain reversal by U. S. District Court decision of unconstitutionality registered in early 1940.

The law has been legally kicked about since its enactment in the legislature of 1937, when it was presented to the body by Sen. Frank Brady of Atkinon, Neb., to gain a reversal in the Lady Vandyke case obtained in 1937 against the scheme.

The Court declared the scheme to be garnering profits from careful nursing of mass gambling and held that even though participants were not required to purchase a ticket in order to participate, there was still the element of chance and the people who did buy tickets were paying for the ones who didn't. Defendants are contemplating discontinuance of Prosperity Night immediately.

New Move in Casanave Suit

The New York Supreme Court will be asked on Monday to restrain Herman Robbins from moving in his New York suit against Charles Casanave until the Washington Supreme Court can pass on an application by Casanave to consolidate the two actions. Casanave is charged with making secret agreements to obtain sums of money while acting as an officer of National Screen Accessories. Casanave has charged counter-charges of violations in his Westchester suit.

Population to Rule Admish Tax in South Carolina

(Continued from Page 1)

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This Is The Book

That Will Soon Be
On The Desk Of
Every Important
Executive In
Motion Pictures
And Stay There
Every Day
Throughout The
Coming Year

Filmdom's Standard
Book of Reference
SMPE Conclave To Discuss 44 Industry Topics

10 Of Topics Will Form Basis Of Joint Sessions
With Acoustic Experts

(Continued from Page 1)

day. R. A. Kissack will demonstrate "The University of Minnesota Visual
Education Program;" W. E. Marriman, Eastman Kodak, will speak on the
"Film Reform Movement;" and J. E. Wente, National Film Carriers, on "The
Specialization of Film Delivery."

That afternoon the following topics will be
presented:
Characteristics of Intermittent Carbon Area,. H. G. MacPherson, R. E. Bull, and
F. T. Bowditch, National Carbon Co.; Some Properties of Polished Glass
Surfaces, F. Jones, Bausch & Lomb; Improvements in Methods of Surface
Treatment of Lenses, W. Miller Vard Mechanical Laboratories; A Method for
Designing Film Sprockets, L. I. Richland and C. L. Coker,广告服务; "Re-
port on the Activities of the Inter-
Society Color Council," R. M. Evans, chairman.

Spotlight On Sound
Opening day's evening session
topics: "Informal Report on Control
Tracks and Multiple Horns," from Academy Research Company; C. E.

Morning, May 6, will bring "New
Gadgets for the Film Laboratory," R. Robinson and M. Leikin, "30th
Fox; "An All-Purpose Sound-Track Printer," G. M. Best, WB-First Na-
tional; "Some Equipment Problems of the Direct 16-mm. Producer," L.
Thompson of the Calvin Co.; "Some Recent Advances in the Theory of the
Photographic Process," B. M. Cox, Eastman Kodak; and "Performance of the Visual Mechanism in the
Viewing of Motion Pictures," R. B. O'Brien, Institute of Applied
Optics.

Joint Session Subjects
Joint SMP-E-AS of A topics May
7: "The Music of the Stereo-
ic Sound-Film," Harvey Fletcher and E. C. Wente; "Mechanical and
Anderson; "Theory and Performance

of Compressor Systems," Har-
vie Fletcher and W. B. Snow; "Pre-
and Post-Equalization of Command
Systems," E. C. Steinberg; "Elec-
tronic Equipment for the Stereophonic
Sound-Film System" W. B. Snow, A. R. Soffel; "A Light-Valve for the Stereophonic Sound-Film
System" E. C. Wente, A. H. Mui-
ter; "A Non-Cinching Film-Rec-
winding Machine," L. A. Elmer; "Pro-
cess in Three-Dimensional Photogra-
phy," J. A. Norling, Loucks & Nor-
lings; and "Solar Prominences and
Motion," R. R. McMath, McMath-
Hubbert Observatory.

Wind-up of Program
Final day, May 8, will be pre-
represented by "Project Equipment
Requirements," J. J. Seffing; "The Projection Room—Its Location and
Circuits," E. A. Pudister; "Factors Affecting Sound Quality," A. Goodman; "Factors to be Con-
sidered in Sound Screen," C. F. Hol-
v.; "A Suggested Clarification of Carbon Arc Terminology as Applied

to the Motion Picture Industry," H. G. MacPherson, National Carbon Co.; "Improved Methods of Control-
line Carbon Arorn Position," D. J.
Zaffaroni, W. W. Loxier and W. B.
Joy, National Carbon Co.; "A New 13.6-mm. High Intensity Pro-
jection System," G. W. Lowery and D. B. Joy, National Carbon Co.; "The Subjective Sharpness of Simu-
lated Television Images," M. W.
Baldwin, Jr., Bell Telephone Labs; "A Compact Direct-Reading Revised
Metro-Meter," E. S. Seelhe, Altec; and "Solution of Acoustic Problems En-
countered in Recording Sound for Motion Pictures," W. L. Thayer.

Paramount; "Development and Cur-
tent Uses for the Acoustic En-
volute," H. Burris-Meyer, Stevens
Institute; "Notes on the Mechani-
s of the Converters and Rear-
 back," O. Kornell, Brush Develop-
ment Co.; and "Analytic Treatment of Tracking Error and Noise on Opti-
um Pick-Up Design," H. G. Beer-
wald, Brush Development Co.

2% New Orleans Sales Tax
Legal, Says La. High Court

(Continued from Page 1)

restraining the city from collecting the tax, but after a few taxae-
days the Supreme Court held the injunction in abeyance.

The tax applies to film accessory rentals and "all to sales of
radio, radio parts and similar items." Mayor Robert Mauro and the
Commission Council imposed the tax Jan. 1, date of expiration of tw
previous taxes—one per cent city and one per cent state sales
taxes.

One recourse only is left to the taxpayers' group which brought
the suit. Their attorney, State Rep. D. E. Coxe, has requested the state
to seek a special legislative session in

 Nova Scotia's Legislature Demanding
"More Effective Censorship" of Films
Halifax, N. S.—In Nova Scotia's Legislature, a demand has been made for "more effective censorship," of films shown in the provincial theaters.

The motion has taken under consideration, complaints made by mem-
ers of the legislative body that careless ness prevails in censorship by the
Provincial Board of Censors, that "improper" films have been shown and "parents
are showing concern.

The opposition leader and Premier A. S. MacMillan agreed the trend in pictures is moving in the wrong direction." A thorough revision of the pro-
vincial censorship policy has been advocated and is now being considered.

Although M-G-M's office in Bir-
mington, England, was almost
damaged from bombs, the branch
has been moved to a suburb about 10
miles away, according to informa-
tions radioed from England by
Corbin, managing director in Great Britain. This is in line with the plans of all British film exchanges to move
their headquarters from centers of popula-
tion.

Because of restrictions and neigh-
borhood objections to storage of
film, Corbin reports that it is dif-
cult to obtain suitable premises in

the suburbs.

Importance of suburban locations
was brought out recently in Cardiff
where a delayed action bomb fell not
in front of the Metro office and for
a week nobody was permitted to enter. But because the films were stored outside of Card-
iff, no theaters were without pic-
tures. A similar incident happened
in Birmingham, Corbin reports.

Madison Square (Beer) Garden

Madison Square Garden will be-
come the world's largest beer and
dance hall during June, July and
August under a deal closed
by, C. M. Proser, night club oper-
or. Present plan is to charge $60 or 70 cents for admission.

Gold State Denies
F.W.C. 30-House Sale

San Francisco—Sharp deni-
als of Golden State, H. T. & T. D.
Jr., enterprises were disposing of a sub-
stantial number of their theaters.

Fox West Coast has been issued a
letter by R. A. McNell, general man-
ger of Golden State Theater
in Realty Corp.

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was brought out recently in Cardiff
where a delayed action bomb fell not
in the suburbs.

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Madison Square (Beer) Garden

Madison Square Garden will be-


(Continued from Page 1)

nued yesterday.

Designated as temporary types, the theaters are scheduled for com-
pact in 90 or 100 days.

It is estimated the theaters will cost
$1,500,000. Tel-
cinating capacity will range from 304 to 2,076.

Tabah Succeeds Maynard
Montreal—William Tabab, son of Con-
vention Amusements Ltd., has been
appointed manager of the Out
mont, succeeding Eugene Mayna-
who continued as manager of the
H. C. Tabab, Brush Development Co.

(Continued from Page 1)

(Continued from Page 1)

(Scheneck and Moskowitz

Defense Rests Case

(Continued from Page 1)

(Capacity 36 Theaters for Troops

(Continued from Page 1)
Interstate Continues Amazing Expansion

Houston, Texas.—Interstate Theaters, Inc., of which Kari Holzmetzle of Dallas is president, continued its amazing record of growth here this week with the announcement of two new neighborhood theaters of the No. 1 class. Another was announced less than three weeks ago.

One of the new theaters will be erected in the 5900 block of Washington Avenue near Arnot, and the other

(Continued on Page 4)

Oklahoma City to Have New and Unique Theater

Oklahoma City—W. H. Schumacher, architect, has announced plans for a neighborhood theater of unusual design combining neon lighting effects with modern architecture at Northwest Twelfth St. and May Ave.

The theater, to be known as the Varsity, will cost approximately $150,000 for building and equipment. Construction is starting immediately and

(Continued on Page 5)

Marquee Services Instituted

Wagner Is Proxy; Roemer Operations Head

Chicago.—A new company and a new service have just made their bow to the exhibitors of the country. The name is Marquee Services, Inc. E. Wagner of Wagner Sign Service, Inc. is president, and Harvey Roemer, formerly of National Screen Accessories, Inc., is vice-president in charge of operation.

Marquee Service, Inc. is sole licensee for Paramount for

(Continued on Page 5)

And No Help Needed

Cincinnati.—Versatile is word for Max Goldberg,—the nearest thing imaginable to the proverbial one-man band. Exhib. Max decided recently that he wanted a new theater in Ravenna, Ky. So he put his shoulder to the wheel as follows: He's the architect, designer, contractor, and general supervisor of building. The house will open shortly.
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1881 - 1941
SIXTY YEARS OF PROGRESS
1941 marks our sixtieth year of progress in the field of carbon arc lighting. Through constant research and development great strides have been made in the efficiency and usefulness of the carbon arc. Continued progress is assured by the most modern laboratory and manufacturing facilities.

The words "National," "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.

It pays to Investigate

- Theatre patronage and resultant profits are affected to an important degree by quality of projection light. Patrons favor those theatres where the projection is clear and sharp, where color features are shown in natural colors and where there is sufficient screen illumination to permit adequate general lighting.

If you are still using low intensity projection it will pay you to investigate the numerous advantages, such as efficiency of light production, brilliancy of light source, color quality of light, volume of screen light and economy of operation, made available to the smallest theatre by the new "One Kilowatt" high intensity arcs.

The words "National," "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.
subsidiary, was now manufacturing under license marine instruments know as depth finders in addition to its other functions. Contracts for these instruments have been received from the U. S. Government and deliveries were handled by the company in the last half of 1940. IPC has also acquired all the stock of Bludworth, Inc., manufacturers of radio direction finders also used on marine vessels. This corporation and another subsidiary, OneSimplex Corporation, have been increasingly engaged in the manufacture of parts and sub-assemblies of aviation instruments of importance in the defense efforts undertaken by the Government. These new activities, Hines said, require considerable capital investment and increasing efforts on the part of personnel.

Virtually coincident with Hines' declaration of present business volume being handled by the subsidiaries, a checkup of branch territories of National Theater Supply reveals that a wave of modernization is sweeping many sections of the nation, and that there has lately been a steadily increasing number of Simplex Projectors and Simplex Four-Star Sound.

Additionally, the branches are receiving highly satisfactory sales of other equipment, for which the company is agent.

Warren Equip. Listed

Oklahoma City, Okla.—L. B. Warren who recently opened the Un-Named Theater here, recently purchased E-7 projection machines, Walker P. M. screen, Simplex Hi-Lamps, Hertner Transverter, National cabinet control and track, and 32 Cinephor lens from the local National Theater Supply branch. G. L. Warren, Jr., his brother, will manage the house. L. B. operates the Ritz at Yukon, Okla.

Close One: Remodel Other

Nuremberg, Pa.—The Rex Theater has been closed until further notice. At the same time it was announced that the Rex Theater in Shepton is being remodeled.

B & L Payroll at Peak

Rochester, N. Y.—Employment at B & L, Rochester, which has reached a peace-time high, 32 per cent above a year ago, according to M. Herbert Eisenhart, president of the optical company.

Will Remodel Ark. Theater

Little Rock, Ark.—The Arkansas Theater, owned by R. & R., will be completely remodeled, it is announced. Seating capacity will be around 1,300.

McConnell Buys Theater

Garber, Okla.—W. F. Edmonston, has sold the Blue Moon Theater here to J. L. McConnell.

GTE Head Sees Gains Mounting For Equip.

(Continued from Page 1)

Canada Experiencing New Building Boom

(Continued from Page 1)

enlarge and re-equip many existent theaters.

It is estimated that buildings under contract, or for which plans have advanced to the stage of certain¬
ty, will amount to over $50,000,000, of which the larger part will be spent in Ontario where new theaters will be built in at least a score of towns and cities. Most elaborate theaters, however, is likely to be the project of Famous Players house in Victoria, B. C, which is planned to seat 1,800, and which will cost $250,000 in addition to the price paid for the site.

In Quebec province few theaters are under way, but work has commenced on two $100,000 houses, both independents, in Montreal, one of St. Lawrence St., and the other on the north side of Mont Royal, across the river from Montreal east, a small house to cost about $30,000 is being built, and plans, still somewhat nebulous are being studied for construction of a 500-seat house in Point Claire about 50 miles from Montreal.

In the Maritime Provinces, new theaters will be built at Truro, Mon¬
ton, and some other centres, and good deals of reconstruction and improvements is projected. The Capitol, a 400-seat house was recently opened at New Glasgow, N. S. A new theater, the E.W. was completed a short time ago at Courtenay, B. C. by E. Y. Bickel, and another at Edmonton Alberta, seating 750, and known as the Garneau, C. F. Doughty has secured a site for a new theater building in Lethbridge, Alberta.

FP's Ontario Program

Famous Players has extensive plans for building in Ontario, who, so large the area, each one of which will be known as the Park, will be built. The cities selected include Welland Port Arthur, Fort William at Chatham. Canadian Odeon Interes also intend building large houses Kingston, Peterboro, London, and elsewhere. Sarnia is to have a large theater to seat 1,000, and Pict oring a 700-seat house. A theater projected for Timmins; another for Westboro' near Ottawa, one for Cornwall and one for Niagara-on-the-Lake. The last two will be the only theaters in their respective towns.

A new theater projected for Corner will be held in abeyance.

Film Orgs, Spring Up

That the future may have big things in store for theater enterprise in British Columbia, is evident from the provincial incorporation recently of six new companies, which are as follows: Odeon Theaters Co., Ltd., the successor of B. C. Theatres Ltd.; B. C. Embrey Theater Co., Ltd.; Rio Theate Ltd.; Kingsway Theater, Ltd., Vancou vr, and the Trail Theater Co., Ltd., B. C.

In the neighborhood of new military camps, many halls are being converted into theaters. It is true of some New Brunswick summer resorts, including Campobello, President Roosevelt's favorite Cana- dian haunt.
SHOWMAN HINTS—By Showman

By LESTER POLLOCK
Manager, Loew’s Rochester Theater

Sight unseen is seldom rewarded . . .
true of many things, but particularly of theater operating. For while safety de-
VICES are seldom noticed they are always
missed when their need is acute.
Very few people will “shop” any one the-
after simply because they can always see a
fire extinguisher in easy access . . . or be-
cause they notice that the “Exit” signs are
well lighted . . . rather, they take these
and many others for granted . . . as well
they may.
However, in an eternal vigilance on the
part of good housekeeping, such precautions
assume major proportions.
Many items require daily inspections, if
proper operation is to be assured . . . such
tings as cleanliness of lavoatories, lobbies,
sidewalks, floors . . . inspection of seats,
carpets, lights, fire exits and escapes . . .
these and many others are really routine
tO GOOD HOUSEKEEPING. By the same token,
these or the lack of them are what the
public is most apt to notice.
How many people, when they put out their 15, 20 or 50
cents, ever stop to realize how many
equally important though unobtrusive
details are watched for their benefit.

For example, it is safe to say that no
one of the general public would understand
why GOOD HOUSEKEEPING does not allow
anything such as scenery to be stored in
the plenum chamber or any other little used
portion of the theater . . . and for the very
good reason that after a period of time this
type of material falls to dry rot and becomes
liable to spontaneous combustion which in
turn could, since its presence might not be
known immediately, cause a disaster . . .
or why it is necessary to clean the roof
of snow, since increasing weight, perhaps
over a period of years, may, some day, “bring
the house down” as none of the oldtime
acts ever dreamed of doing? . . . or why
the stage must be kept clear, lest, in some
unforeseen manner, a short circuit which
would ordinarily only mean blowing a fuse,
might ignite combustible material near it
and . . .

These and many other details, too num-
erous to mention . . . fire escapes, panic
locks in good working order . . . safety
shutters ready for immediate use . . . fire
curtain in good condition . . . these are in
sight unseen but, like virtue, are their own
reward.

U. S. Equip. Is Feature
Of Mexico City Stand

Mexico City — With Paramount’s
“Arise, My Love” on the screen, the
curve Olimpia, completely re-
built on the site of the old one, of
which Enrico Caruso laid the
stone in 1919, has opened on the
Avenida 16 de Septiembre, one of
Mexico City’s main arteries.

Formerly American-owned, the
curve Olimpia is now operated by
Edward Noonan and Antonio de G.
Oslo. It has 2,800 seats from Amer-
ican Seating Co., Western Electric
projection and sound system, and
is carpeted by Mohawk. The Olimpia
is also equipped with air-condition-
ing. Architect Carlos Crombe, who
built the original Olimpia, was re-
sponsible for the new house.

Long-Shuttered House
Will Be Reconditioned

(Continued from Page 1)

nelli Theaters, Inc., said that the
Crecent will be reopened as “a new
theater.” He said the building will be
reconditioned throughout, with 1,200
seats all on one floor. Latest
sound equipment will be installed.

A new front is also planned. Work
is slated to be completed in time for a
September opening.

New seats, a remodeled entrance
and new decorations are among the
improvements planned for the Strand
during the Summer.
The Crecent, acquired by the Cor-
nell Theaters, Inc., in February, 1929,
had been closed 11 years.

New House Opens
Little Rock, Ark.—The new Park
Theater, owned by Maleo and located
in the new Park Hill Community
Center, North Little Rock, opened
Sunday, March 30. The house seats
650.

Bakes Buys Screen
Terry, Ind.—Minor Bakes has in-
stalled a new molded Walker Plastic
screen in his Hoosier Theater.

Martin Sells the Ritz
Walter Martin recently sold the
closed Ritz Theater at Disney, Okla.,
to Carl Roberts.

For
FLAGS—
BANNERS—
VALANCES—

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Flag and Valance Co.
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646 N. Michigan Ave., Chicago, Illinois
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TO GET THEIR
Cooling Equipment
IN SHAPE FOR
Bigger SUMMER PROFITS

You get more Comfort Cooling for your money from USAirCo—effort-
less, 17 years of engineering experience and modern cooling equip-
ment, simply designed for low-cost, trouble-free opera-
tion. Regardless of the size or design of your house, USAirCo has the
system that will give Comfort Cooling that earns profits.

Kooler-aire Evaporative
Cooling

The finest low-cost comfort cooling.
100% fresh air is cooled, washed,
cleaned and filtered—a complete air
change every 2½ minutes or often.
Kooler-aire effects temperature reduc-
tions from 10.25 degrees below outside
reading, depending on climatic condi-
tions. Equipped with Hydraulic Variable
Speed Pulleys and Dual Deflectors.

Cold Water Kooler-aire

Where cold water (50°) is economi-
cally available, Cold Water Kooler-aire
is the ideal cooling system—a combina-
tion of 100% fresh air, washed, filtered,
cooled and dehumidified for complete
comfort. A complete air change every
4 to 5 minutes.

Easy to buy with USAirCo’s Con-
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Read our book, “The Earning Power of
Controlled Air Conditioning in the Modern
Theater.”

NAME

ADDRESS

TOWN

STATE
WTS Discloses Its Recent Jobs, Sales

(Continued from Page 1)

and decorating for Tripp & Whalen's Orpheum which owners are planning to remodel this autumn; projectors, lamps, sound, screen and carpet for the New Theater, Danbury, Iowa; new drapes for St. Mary's Church and Academy, Council Bluffs, Iowa; stage drapes and curtain track for school at Hoardville, Neb.; 300 Ideal chairs for Lyric Theater, Marcus, Iowa; and projectors and new Rub-O-Rug for the Grand Theater, Worthington, Minn.

A new Ampico 16 mm. projector was sold to the U. S. Postal Employes of Omaha for educational purposes, and Alex McNeary's curtain was installed in the Sun Theater, Gothenberg, Neb.

Town of Pointe Claire To Get Its First Movie

Montreal - The town of Pointe Claire on the island of Montreal is about to get its first motion picture theater. Plans have already been set to erect a 500-seater in the community, which is 15 miles from Montreal proper. Heretofore, Pointe Claire fans and several of its dependent owners have traveled to some of the film houses at Lachine and St. Anne de Bellevue, each seven miles away.

Theater Fires

Lisbon, O.—Fire in projection room of Rex Theater here on Mar. 31 damaged one of the machines and destroyed film valued at $100. House was closed for three days while damaged equipment was being repaired.

Syracuse, N. Y.—Alfred Di Bel- la's East Theater, here on Mar. 13, was swept by fire of undetermined origin for a second time in six months. Loss of $3,000 is covered by insurance.

Abington, Va.—Fire completely destroyed the 18-months-old Zephyr Theatre recently. House was owned and operated by the Lincoln Theater Co. of Marion, and was built at a cost of some $55,000.

Delight, Ark.—The New Theater was damaged by fire last week. Blaze started in the projection booth.

Smackover, Ark.—Joy Theater, a Malco house, was destroyed by fire on Mar. 29 when three business buildings in the center of the town burned. Estimated loss to the theater is reported at $8,000.

Elizabethtown, Tenn.—Fire in the projection room of the Ritz Theater on Mar. 29 did considerable damage to equipment before being extinguished.

WTS Discloses Its Recent Jobs, Sales

Who's Who in Equipment

Oscar F. Neu. Born, Buffalo, June 22, 1886. Sold various commodities there before his first "long pants," specializing in kites and fireworks. Traveled for several wholesale and manufacturing firms. Entered show business 1912, touring leading cities with Al Wilson shows. Started in films via supporting roles in "Perils of Pauline" and "Our Mutual Girl." Directed early film serials. First venture in commercial was as broker selling All-film. Established own plant in Buffalo to "wash" film and manufacture into leader. Expanded to handle mechanical devices and accessories in industry. Organized Neuquad Products in 1924 with self as controlling stockholder and president, in which capacity he still serves. Since its inception, company under his leadership has enjoyed a gradual expansion until currently Oscar Neu manufactures and distributes more than 400 models of over 90 products for physical handling of film. He is prominent and popular throughout the industry, being "at home" along every film row.

Blumenfeld, McNeary Building in Sacramento

(Continued from Page 1)

will be invested in converting the Del Rio Hotel Building into a modern theater seating 750.

The Blumenfeld Circuit owns four other theaters here, the Tower Theater, the Esquire Theater, the Del Paso Theater in North Sacramento and the Sierra Theater.

Blumenfeld stated that since the opening of the Esquire a year ago patronage had increased far beyond expectations, making another playhouse necessary in order to accommodate the crowds and present all of the pictures available from Hollywood.

Plans 1,000-Seat Stand

Plains, Pa.—A 1,000-seat theater is being reported planned here by Jerome Engel, owner of the Family Theater in nearby Glen Lyon, Pa. Although specifications are reported to have been completed, construction may not get under way immediately because of the huge demand for steel and other building materials for national defense work.

Expanding Sarasota Stand

Sarasota, Fla.—Work has been started on a 21 by 60 foot addition to the Players Theater. The addition was designed by George Fulton, architect, and will cost approximately $2,500.

Rene Name It Badger

Racine, Wis.—W. Warner Bros., operators of the Rialto and Venetian here, have reopened the 800-seat State and renamed it the Badger. A. J. Ken- dall is in charge of the house, which has been modernized and equipped with new RCA sound.

Signs, Seats For Tivoli

Chicago—The Tivoli Theater of the B & K circuit is receiving many improvements these days, new signs and new seats, custom built, 3,800 of them with latex cushions, built to B & K specifications. Rapp & Rapp let the contracts for the work.

Walker to Buy Equip.

Quincey, Ill.—Clarence Walker, manager of the Shaw Theater, announced that more than $5,000 will be spent in modern equipment. This will include two new projectors powered by high intensity lights.

Buy Imperial Carpet

Atlanta, Ga.—National Imperial Carpets has been installed at the Imperial Theater, Marianna, Fla., the Palace Theater, Phoenix City, Ala., and the Ashford Theater at Ashford, Ala.

New Screen for Marylane

Evansville, Ind.—Arthur J. Gerber, operator of the Marylane Theater, has installed a new Walker P.M. screen.

Remodeled Strand Is Opened By Warners

York, Pa.—The Strand Theater opened here March 28 after being completely remodeled and redecorated. Outstanding among the renovations to the theater auditorium is the installation of a new lighting system which does away with the old chandelier which hung from the middle of the ceiling since the theater was built.

Six spotlights, set into recesses in the ceiling, provide the lighting for the chandelier when it is not in operation. Attractive vertical brackets have been painted in an attractive design with white asbestos materials covering the faces of the auditorium and ceiling. The ceiling has been painted with a view to keeping down the dust and to making cleaning easier.

New seats which were installed several weeks before the house closed for remodeling have been thoroughly cleaned and reinsago, and lobby rugs have been cleaned.

New Catalogs

PROJECTION—Mogiograph, Inc. has ready for distribution an excellent book, its "A Model Projection Room." The termen everywhere should avail themselves of the opportunity to acquire this edition, which is printed with honest-to-goodness clear diagrams, plans, tables and descriptive material. It can be obtained gratis from Standard's Chicago hot quarters, 4431 West Lake St.

PROJECTION LENSES—Projection Optics Co., Inc., of Rochester has hot-off-the-press a folder describing its Super-Lite and other lens. The company, address 330 Lyell Ave., Rochester, N.Y., will bring it promptly.

AIR CONDITIONING—United States Air Conditioning Corp. is prepared to send to any member of the film industry interested in the subject of air conditioning its splendid booklet "R" Refrigerated Kooler-Aire," and is titled, "Your Best Air Defense describing the "complete refrigeration air conditioning system engineers into a single unit." Drop a card letter into the mail box for it. A dress it: U. S. Air Conditioning Corp., Northwest Terminal, Minneapolis.
New Manila Theater

Manila, P. I. (By Air Mail)—A new and thoroughly modern motion picture theater is scheduled to open here soon. It is located in the downtown section of the city and its programs will comprise American films exclusively. The house will be air conditioned and its seating capacity will be 1,000.

Structures of Walker PM Screen, enlarged 9 times.

You've never seen a screen quite like this

It's plastic molded, but that's only part of the story. It has a contoured surface, but that still isn't all. It's not so much what this screen is, but what it will do for picture quality in your theater. And that's more than any other screen you've ever seen.

Walker PM Screens are making pictures better in the largest and smallest houses in the country. In every theater where this unique screen has been installed, it is thrilling patrons and giving exhibitors cause for congratulation. What's more, the Walker PM Screen can be washed with little effort within an hour by one man, to maintain maximum efficiency.

Ask your National representative to show you the Walker PM Screen. Then see the difference in the pictures.

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<td>$24.60</td>
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<tr>
<td>Exhaust Fans</td>
<td>7.84</td>
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<td>Air Washers</td>
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(Continued from Page 1)

the 7300 block of Harrisburg, near a Houston Ship Channel, Al Lever, Houston manager for Interstate, said new houses will bring to Houston a total of 17 neighborhood theaters for Interstate.

Thirteen are now operated by Interstate, one is under construction at University Boulevard, and three are to be started shortly.

Site for the theater was chosen, he said, not only because of its location near the Almeda recently completed high school, but also because of the plans to erect a new public school building and an adjoining tract of 300 feet rich will serve as a parking space.

The latter theater space is priced at $12,500. The Harrisburg theater will seat 900, and the Wash
gton Theater about the same.

The theaters will cost about $125,000 each. That on University is costing about $100,000. It is being built Interstate.

Another theater is being erected in Springfield and Wayne drives the Wayside Realty Company, and has been leased to Interstate for 22 years. It will cost $100,000.

All of the theaters will be air conditioned, acoustically treated.

Eastman Five Eliminated

Rochester — Eastman's Kodak Park five, holder of the city amateur basketball crown the last two years, bowed out of this season's contention when they were defeated by a Newark quintet.

Miss Ross Buys Sound

Mike Verne Ross, operator of the Ross Theater, at Toledo, Oregon, is refurbishing the house by installing new RCA Photophone sound.

Selects Crestwood

Scottsburg, Ind. — Mrs. Ethel Luckett has purchased Crestwood carpen for her Indiana Theater here.

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A's Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by—
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Equipment News
7
EQUIPMENT FIELD NOTES

UNITED THEATERS, INC., has applied to the city architect's office in New Orleans for permission to build a $25,000 nabe house near the outskirts.

Celotex reports recent installations at the Esquire, Davenport, Iowa; the Crucible, Warren, Minn.; Grand, Gartersville, Ga.; and the Majestic, Tulsa, Okla.

The remodeled Roxy, Petersburg, Va., which had been closed for some time, was reopened on March 28 by Neighborhood Theaters. A new front, new booth equipment, fixtures, and seats were installed under the direction of A. O. Budina, architect.

Gables Theater, Paramount Enterprises' house in Coral Gables, Fla., is scheduled to shutter shortly for extensive remodeling and a general face lift.

L. H. Walters, manager of the Cleveland branch of NTS, reports that his office has installed Walker P. M. screens in William Tallman's Ceramic Theater, East Liverpool; in Ray Wallace's Morrison Theater, Alliance; and in the theater of the Firestone Tire and Rubber Co., Akron.

George Sostos has recently added to his Midwestern circuit and houses by taking over the Ohio in Oakland City, Ind.

Harry Goldfarb is building a theater in National City, Calif., and will name it The Bay.

Wagner Sign Service of Chicago, according to E. Wagner, org's presy, is printing a new folder describing company's new Transparency Frame and Duo Color Letter. Exhibs. have already evidenced a keen interest in the new Transparency idea, and can learn all about it by requesting the new folder from the Chie headquarters of Wagner Sign Service.

When the Sunrise Auto Theater, Valley Stream, L. I., opens for its fourth season on April 20, patrons will enjoy added convenience and improved performance of RCA Photophone's new-in-the-car speakers, now being installed under a contract signed by Michael Redstone, treasurer of Sunrise Auto Theaters, Inc. The contract also embraces service.

New 900-seat theater to be called The Duke will be erected in Northwestern Detroit at Eight Mile and Wisconsin Roads by Saul Korman, owner of two Detroit stands. The new house will be the first built in a colored neighborhood of the city in at least 15 years.

New Haven folders that Warner Theater Dept. is planning series of Spring improvement jobs, especially to Warner-owned properties, beginning with the 1,335-seat Commodore Hall in Derby, Conn. The Bristol was rebuilt this past year after a fire, and seven other houses in Connecticut and Massachusetts, under the jurisdiction of this zone, were renovated.

Five Remodeling Jobs Awarded to Ebersons

(Continued from Page 1) change in stage construction aimed at providing full facilities for a stage show policy in addition to films. In nearby Daytona Beach, the Ocean Theater will be remodeled to give this theater full stage facilities, anticipating a change in policy. Another Long Island house, the Gables in Merrick, will undergo remodeling upon coming into charge of Prudential Playhouses, Inc. The Ebersons will completely redecorate, augment retiring rooms, change lobby and facade, and modernize generally.

Sidney Lust's Hippodrome, Washington, D. C., will also be completely opened by the Ebersons. Their major remodeling operation will be effected in the case of the Alexandria Theater in West Virginia.

Store To Be Converted Into 450-Seat Theater

Pittsburgh—C. S. Philbrook, who operated the Sheridan Theater in this city for many years before disposing of it to Pinesman & Shapiro last year, has purchased an A & P store in Crafton Heights which he will convert into a 450-seat modern theater.

Work on this project is to start immediately and is to be completed by July 1.

NTS Sells to Ellet

Akron, O.—The new 800-seat Ellet Theater built by Louis Israel and soon to open will have Super Simplex projectors, Simplex high intensity lamp houses, Hertner generator and draperies all supplied by National Theater Supply Co. in Cleveland.

Opening New Bon Air

Watseka, Ill.—The A. B. McCulloch circuit is opening the new Bon Air Theater here, seating 400. This will give the circuit two local houses, the other being the Watseka.

Auburn Soon To Bow

Rockford, Ill. — The new Auburn Theater of the Van Metre chain will be opened shortly. It seats 800 and is thoroughly modern in every respect.

PROSCENIUM CHATTER

USUALLY numerous sales are currently reported by Baldor Electric Co. of St. Louis, manufacturers of Rect-O-Line motion picture rectifiers, including the Models 42 and 60 Improved Surprux and Types 30S and 30US Improved Low Intensity. Theaters in every State and the District of Columbia are listed among users of these rectifiers.

Strike of carpetlayers is reported halting completion of the Whisper & Wetsman circuit's new Dearborn Theater in Dearborn, Mich. Auditorium is finished, but not foyer and lobby, and furniture cannot be installed. Delay in opening, therefore, is probable.

Robert Schwartz of the Playhouse, Thomson, Conn., and William Sirica of the Lido, Waterbury, have contracted with Modern Theater Equipment Co. to install Motograph projectors, Cyclex units, and international chairs in the new 700-seat theater under construction in Newtown, Conn., Fred Quatrano, also of the Lido, is the general contractor. The modernistic, de luxe house is scheduled for opening next August. Lou Phillips of Modern will personally supervise the installations.

From Bridgeport comes word that Strand Amusement Co. is all set to start work on the Strand-Palace, to be enlarged to 750 seats, reseated, and new sound and decorations furnished.

The 714-seat Rialto, recently renovated, will have new air conditioning to place the present ventilation system.

Shelton H. Mandel who will manage new St. Johns Theater on Forsyth St., Jacksonville, Fla., asserts that the house will have a seating capacity of approx. 900. Work is progressing rapidly and a theater will be the latest word in scientific motion picture house construction.

Herb Ochs and Col. Harry Long have purchased from Cleveland branch of NTS their new Toledo Drive-In Theater and under construction; Simplex special outdoor Drive-In sound equipment, Simplex projectors, Peerless Magnarc lamps, Hertner generator and B & L F-2 treated lens as well as all miscellaneous booth necessities.

The Lynn (Pa.) Theater, which has been closed for several years, has been taken over by Clyde S. Wangman, who also operates the Slipknot Theater, Slickville, Pa. The house should be thoroughly renovated and remodeling and seating capacity increased. May be the date set for re-opening.

"RAGE IN HEAVEN"

Don't envy the attractiveness of your competitor's house. Go him one better by installing Alexander Smith Carpet —the carpet used in most of the country's successful theatres.

ALEXANDER SMITH CARPET
163 'PORTABLE' HOUSES OPERATING IN U.S.

Minn. Bill, If Passed, Faces "Big 5" Challenge

Institutionality of Anti-Block Measure Will Be Assailed and Stay Asked

The five companies affected by the recent decree are preparing to challenge the constitutionality of the Minnesota anti-block-of-five bill if the measure should become a law. Bill readily has passed the Minnesota Senate and has been recommended for passage by a Senate committee, with action likely this week.

It is reported that steps will be taken to add to its holdings of RKO stock, it is revealed in the SEC's monthly summary of security transactions and holdings. A Federal report states that Atlas has acquired 531 shares of RKO stock par common, bringing its holdings in this to 762,127 shares and 236,230 shares through the American companies.

Fairbanks to S. America State Dept. Envoy

Douglas Fairbanks, Jr., becomes envoy of the State Department on April 23 when he leaves to an assignment to six South American countries for the purpose of improving cultural relations between these countries.

Postmaster General At V. C.'s Conclave

Postmaster General Frank C. Walker has formally accepted the invitation of the Variety Clubs of America to attend their Seventh National Convention to be held in Atlantic City's Hotel Traymore May 15-17 inclusive, Chairman of the conclave's Distinguished Guest Committee, received the favorable R.S.V.P. on the week-end.

EXTEND DISNEY-RKO DISTRIBUTION

Two New Features Included in Deal; Full-Length Mickey Mouse Pictures and "Dumbo" to be Produced

Extension of the present Walt Disney-RKO releasing arrangement on a long-term contract and covering two new Disney Technicolor features including a full-length Mickey Mouse subject, was announced Friday by George Schaefer, RKO president. The second feature is "Dumbo," an original animated story with new characters.

New deals follow earlier announcements that RKO would also distribute the two coming Disney features "The Reluctant Dragon" and "Bambi." The Mickey Mouse feature will include all the well-known characters connected with the figure, Pluto, Donald Duck, Minnie Mouse, Goofy and several new characters.

"Dumbo" centers around the adventures of a little circus elephant and will introduce a new "actor," Timothy Mouse.

Arthur Greenblatt

Heading PRC Sales

Appointment of Arthur Greenblatt as general sales manager of Producers Releasing Corp. was announced Friday by O. Henry Briggs. Until now, PRC has been operating without a sales head although Leon Fromkess has been supervising domestic and foreign distribution.

Greenblatt goes to PRC from Monogram where he was in charge of sales.

Kelly Back With New UA Sales Formulac

Arthur W. Kelly, vice-president and distribution head of United Artists, returned from Coast conferences over the week-end, bringing with him an agreement among the owners and producers on a sales policy which will permit each producer to obtain maximum returns from his pictures, based on box office results. It also was decided that

Family Pix Lead in Mich. Poll

More Comedy Wanted by Both Juves, Adults

Body of William Merrill

To Be Buried in Utah

Funeral services for the late W. J. Merrill, RKO executive who died Thursday, were held yesterday at the Riverside Funeral Chapel. Burial will take place in Richmond, Utah.

Merrill was vice-president and treasurer of RKO and vice-president of RKO Radio Pictures. He

Pict Industry Raises $104,833 for Greeks

West Coast Brn., THE FILM DAILY

Hollywood — Samuel Goldwyn, chairman of the industry's permanent charities committee, announced that $104,833.04 has been raised for Greek war relief in the drive by the motion picture industry, bringing a total of $1,014,450.52 the amount collected for various charities in a period of nine months by film studios.
The New York stock, bond and curb markets were closed on Good Friday, March 12.

“Kane” to Open May 6
At Two Chicago Theaters

Chicago—Emil Stern and Sidney Speigel closed with Ned E. Depinet of RKO for showing at the Woods Theater, starting May 6 of “Citizen Kane.” Two-day showing, reserved seat prices from 75 cents to $1.50, with balcony at 75 cents.

The RKO Pabst will run the feature at the same time, with matinees continuous and evening reserved. Orson Welles is expected for the premiere. Terry Turner will handle special exploitation.

Chicago engagements of “Citizen Kane” are the first definite dates for showing of the film.

Nigh on “No Greater Sin”
West Coast Bureau of THE FILM DAILY

Hollywood—University Film Productions has engaged William Nigh to direct its first production “The King of Death,” which title has been changed to “No Greater Sin,” from an original story by M. C. Ransone. Pictures is to be made at Fine Art Studio and the starting date will be May 1.

Lydon Re-elected Prexy

Boston—Frank Lydon has been re-elected president of Independent Exhibitors, Inc., without opposition. Lydon is at present still in a hospital following an operation for a digestive ailment, but is rapidly recovering.

Roach Preparing First “Streamlined” Features

Hal Roach today is to start preparations on his program of “streamlined” comedy features, each to run approximately 50 minutes. Negotiations for release through United Artists have been completed for the live of the new type of features for the coming season.

First two pictures are to be titled “Niagara Falls” and “Tanks a Millionleading theme names and top directors will be used.

Paul Gerard Smith becomes Roach’s story chief, who will be on the writing staff. Eugene Conrad, radio comedy writer, also has been signed.

Leroy Prinz has been signed by Hal Roach to produce and direct four or more of his planned musicals, to be released through United Artists. It is understood that the contract allows Prinz, who has been at Paramount as dance director for 12 years, to do outside work as well.

20th-Fox Without Word
From Yugoslav Branches

With no word from the 20th-Fox Yugoslav branches in Zagreb in nearly two weeks, fate of the personnel was unknown at the week-end.

Gehring, Recovered, Returns

William C. Gehring, Central division manager for 20th-Fox, returns to his desk today after a successful re-"cuperation from a serious illness.

RKO Uptown, Royal
Case to be Settled

Detroit—Suit brought by RKO Uptown Theater against United Detroit Theaters in case of the Royal Theater, claiming clearance over the Royal, will be settled by agreement, according to counsel on both sides. Details of agreement have not been disclosed and will not be disclosed, it is stated.

The cast was tried three weeks ago in Circuit Court, and the court is now sitting to pass judgment on the action in view of the agreement. Both houses are second-runs, and both affiliated.

Nazi Aerial Bomb Wrecked
Para, Birmingham Office

Paramount’s exchange in Birmingham, England, was destroyed Thursday night when an enemy bomb struck the building, according to information received by the home office at the week-end. An employee on night watch was believed to have been killed. The exchange’s records had been removed from the office previously and are safe.

Maj. J. W. F. Moore Named Item-Tribune MP Editor

New Orleans—Result of a switch-up in the staff of the New Orleans Item-Tribune is that Maj. J. W. F. Moore, former city editor of the con-"solidated Item, is motion picture editor of the enlarged daily.

COMING AND GOING

ARTHUR W. KELLY returned from the Coast.

HARRY D’ARRAST and his wife, the former LEANDOR BOARDMAN, have arrived in Hob-"boken from France.

PAUL RADIN, of Buchman & Co., and wife, left Friday for a month’s stay on the Coast.

BETTE DAVIS arrives in Hollywood Friday from New York.

PAT CASEY arrived here over the week-end from the Coast.

LEO JUSTIN returns today from Mexico.

IRVING BERLIN was scheduled to leave the Coast over the week-end.

NORTON RITCHIE, Monogram’s foreign man-ager, returned Friday from the Coast.

TERESA WRIGHT, CARL BENTON REID, D. DURIEA and CHARLES DINGLE arrived on the Coast yesterday to appear in Sam Goldwyn’s “The Little Foxes.”

HARRY M. RESEY, Allied secretary-treasurer, is back from a trip through New York State.

General Electric New Big Hit For Three Months at High

An all-time record of new business for a three-month period was reported on the week-end by Carl E. Wilson, General Electric’s pres-ident, who said that the company had received orders amounting $97,490,000 in the first quarter of 1941, over orders of $94,900,000 in the corresponding period of 1940.

The regular commercial products were sold $145,582,000, or per cent more than in the first quarter of 1940 on a comparable basis. Orders for $22,000,000 cover defense equipment, he said.

RKO Used Blocked Pounded To Acquire British Story

First case where a company has purchased the screen rights to a story by an English author and paid them with blocked pounds was reported at the week-end. “Journey Into Fear,” was bought by RKO as the only commission to the auteur Curtis Bresson, was paid in American money.

worthington Rites Held

Hollywood—Services of THE FILM DAILY

Hollywood—Funeral services we held here Friday for William Worthington, president of United Artists. Worthington sold con-"trol of the company some time ago but has been active continuously in various phases of the film industry. He is survived by his widow, daughter, Mrs. Rowland V. Lee, at a son, William E. Worthington.

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PERFECT TWO AND THREE COLOR ITEMS (EXCLUDING BROADWAY COLOR) IN MOST RECENT ISSUES OF "JOURNAL OF PHOTO-SURFACED COLOR SUBJECTS, HISTORICAL, BEAUTIFUL, CIVILIZATION, ETC., ORDERED, POSITIVE, OR TRANSPARENT PRINTS OF" GAS CAROLINA PICTURES

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Burbank, Calif.
You don’t need a Gallup Poll to tell you what’s today’s hottest box office material on—or off—the earth. Everyone’s got their eyes turned upwards... at AVIATION! And Paramount Showmanship gives you this series of THREE thrill-charged romances of the skies... right at the peak of public interest!
RICHARD ARLEN
and JEAN PARKER
Helen Mack • Roger Pryor
Don Castle • Cliff Edwards
Directed by JAMES HOGAN
A Paramount Picture

"POWER DIVE"

Coming...
"FORCED LANDING"
"FLYING BLIND"

Screen play by Maxwell Shane and Edward Churchill. Based on a story by Paul Franklin.
Controversial Film Bills in Mo. to Die

(Continued from Page 1)

motion picture shows, the anti-standing room bill from St. Joseph, the bill to curb Acep and similar copyrighted music pools, and the proposal of David A. Hess of St. Louis for the legalizing of pari-mutual and certificate methods of betting on horse races will fall by the wayside before the legislature adjourns sine die.

The lone bill affecting the motion picture industry that appears to have a possible chance for passage is the measure to permit cities of various classificatons to impose taxes on motion picture theaters. The Missouri Supreme Court recently ruled that an ancient statute exempting municipal opera houses from such taxes likewise applies to motion picture theaters in the same way.

The tax exemption statute does not apply to such cities as St. Louis and Kansas City but the ruling of the high court covers several hundred opera houses in the smaller communities of the State. Hence, the desire of the lawmakers to knock out the old opera house bills.

The contest proceedings brought by Lawrence McDaniell, former excise commissioner of St. Louis to set aside the election of Gov. Forrest C. Donnell has completely upset the schedule of the General Assembly and it is now more than a month behind in its work.

The necessary appropriation bills to carry the State through the next two years will be passed, but little else.

Louisville Due to Start Daylight Saving Apr. 27

Louisville—Only the approval of Gov. Ken Johnson is needed before Louisville will adopt daylight saving time, from April 27 to Sept. 28, after passage, 10 to 2, of a resolution by the Board of Aldermen. The Governor is expected to approve.

Mayor Noble Mitchell of New Albany, Ind., and Mayor Homer C. Vavter of Jeffersonville, Ind., the other two Ohio River Falls cities, indicated their respective councils would follow Louisville's action.

La. Theater Closes

For Church Novena

Morgana, La.—The Century Theatre, managed by John Serio, closed its doors when St. Anne's parish church held its novena from Palm Sunday to Easter. Mission exercises were scheduled for 7:30 p.m. daily, time of the theater's opening. The Century also closed for the last mission in the Parish, whose rural population is predominantly Catholic.
BEING DISTRIBUTED

THE 1941 FILM YEAR BOOK

is now being distributed to subscribers of

THE Film DAILY
463 Portable Houses Operating in U. S.

(Continued from Page 1)
indicated when the list was compiled.

Almost half of the portable the-
aters are listed in 10 Midwestern
states with 229 situations recorded as
follows: Minnesota, 9; Wiscon-
sin, 25; Michigan, 14; Illinois, 10;
lowa, 66; Missouri, 60; North Da-
ota, 3; South Dakota, 7; Nebraska,
3 and Kansas 25.

Seven Rocky Mountain region
states are listed with 82 temporary
equipment houses: Montana, 3;
Idaho, 27; Wyoming; 2; Utah, 36;
Colorado, 9; New Mexico, 1 and
Utah.

Third largest grouping is in eight
Southern states totaling 79 the-
aters: West Virginia, 11; Tennes-
ees, 10; Georgia, 9; Alabama, 7;
Arkansas, 22; Florida, 5; Arkan-
sas, 18 and Mississippi, 5.

Seven USAF bases have been
listed in the three Pacific Coast states as
follows: Washington, 30; Oregon, 18
and California, 7. Three New Eng-
land states have five houses: Maine,
19; New Hampshire, 3 and Mass-
achusetts, 3.

Military Affairs Committee
"Executes" 16 mm. Bill

Boston — There’ll be no General
Court action on that House bill (File
No. 1689) which proposed to tax and
regulate all 16 mm. film.

This is assured with the discovery
that the measure has been referred to—of all committees!—the Military
Affairs Committee of the lower legis-
ative body.

W. P. Florence Dead

Magnolia, Ark.—W. P. Florence,
53, owner and operator of the Maceo
Theater, is dead. He is survived by
his widow, a son, a brother, and a
sister.

Mexico Gets First
Junket Premiere

Mexico City (By Air Mail)—Stal-
ing a page from the Warner book,
Graves y Ga., producer-distributor,
and Producciones Fernando de Fuentes staged this country’s first junket pre-
miere in the Hollywood manner, tak-
ing a caravan of film, radio and press
people to Puebla for the opening of “I
Believe in God” at the Cine Cielito.

The picture, a strong, dramatic
story exalting a priest’s faith and its
lofty ideal, has all the earmarks of a
b.o. hit sure to please all audiences
throughout Latin-America. Directed
by Fernando de Fuentes, the yarn
stars Fernando Soler, who does his
d best dramatic work of his screen
career, with Miguel Inclan, Isabella
Afonzo, Miguel Angel Ferris and
Matilde Palou performing creditably
in support.

Fairbanks to S. America
As Dept. Envoy

country and its Latin-American
neighbors. He will attempt to over-
come certain prejudices and misun-
derstandings between the peoples
of the two continents and will try
to ascertain how the United States
and the film industry can co-op-
erate in making the motion picture
a more effective instrument for con-
vincing South American countries
of the United States’ aims.

The trip will take Fairbanks and
his aides approximately 10,000 miles
their way to Lima, Peru, where they
will land after making a stop at the
Pan-American Fair in Panama City.

From Lima they will fly to St. Pa-
trick’s, Ft. Lauderdale, Fla., where
they will spend a few days. From
there they will head for Caracas,
Venezuela, and thence to Buenos
Aires, Argentina, where they will
spend a few days. From Buenos
Aires they will go to Brazil and then
on to Chile, Peru, and Ecuador.

Fairbanks will return to the United
States by way of the Panama Can-
al.

Wurlitz Sets Starting Dates

West Coast Bureau of THE FILM DAILY
Hollywood — Starting dates have
been set on five 1941-42 Sol Wurlitz
productions for 20th-Century-Fox.
First two to “The Dead Take No Bow,”
and “Michael Shayne, and “Dance Hall”
will go before the cameras on April
21 and will be followed on May 1 by
“Private Nurse,” “Charley Chan in Rio”
and “The Last of the Duanes.”

Statistical Report

20th-Fox Getting More Deals on British
Propaganda Short in U. S. Than in Canada

Seven of the eight U. S. sales districts are running far ahead of Canada
on percentages of contracts closed against total possibilities on “Men of the
Lightship,” British propaganda feature distributed by 20th-Century-Fox.
However, it is expected that all Region branches will show sales for the
week-end, the 20th-Fox branches had sold more than 60 per cent of U. S. possibilities
and expected to close 80 per cent by the end of the month.

Fairbanks to S. America
As Dept. Envoy

(Continued from Page 1)

Hillside to Quiz MPPDA Executives on “Lobbying”

(Continued from Page 1)
tics. The testimony is sought in
connection with the $900,000 treble
damage suit brought by Hillside, as
report of the MPPDA recently han-
ned down concerning the motion pic-
ture industry. "Samuelson’s affidavit asks that the lobby-
ing activities and the connection of the
Hays office with producers and distributors of films is inven-
tional."

He claims to have personal knowl-
edge of the appearance by officers of
the Hays office before Congressional
committees "to block remedial legis-
lation." As added proof of alleged
monopoly, Samuelson refers to the
report of the TNEC recently han-
ned down concerning the motion pic-
ture industry. No date has been set
for the examinations, but he says it
will be held before the summer.

Hillside’s action was filed shortly
after the New York court decree,
which into effect. The value of the
second complaint approximated closely
to Government’s own complaint and
implied that the consent decree had
not remedied the situation.

Body of William Merrill
To Be Buried in Utah

(Continued from Page 1)
is survived by his mother, Mrs.
Elnora Merrill of Utah, and two
children, June 14, and W. J. Merrill,
Jr., 16.

UA Kelly Sales Drive
Ending: Goldhar Leads

United Artists’ Arthur Kelly sales
drive is in its final week, with Jack
Goldhar leading among the district
managers. Arthur Schwartz is sec-
ond and Charles Stern is third. Lead-
ers in the A, B and C groups, respec-
tively, are Detroit, St. Louis and Salt
Lake City. District managers total
$20,000 in awards for the winners.

Atlas Buys 17,651
More of RKO Common

(Continued from Page 1)
pany. Atlas further purchased 2,390
shares of its common stock con-
tinued to bring its holdings to 38,696
shares and holds $32,812 warrant
for 3%.

Report of Paramount states
Austin C. Keough has acquired
3,242 shares at $1 per common and
holds 14,075 as 2nd preferred. Makers
True Co., acquired $92,800 of Paramount
$4 per cent convertible debentures
due 1947, now holding $3,392,800.
The Trust Company also holds $5,711
shares of 1 per cent convertible is
preferred.

Loew’s, Inc., added another 7,500
shares of Loew’s Boston Theaters $2.5
per common to its holdings and now
has 117,920 shares.

Preston Davies acquired 200 of
Universal’s select voting trust certifi-
cates and now has 3,700 certifi-
cates and 26,500 through Standard
Capital Co. Davies holds no common
stock or trust certificates—waits rea-
sonably but has $111,283 through Stan-
dard Capital.

Universal Pictures lists a series of
1937 and 1938 reports to S. Machni-
vitch. In June and July, 1937 he held
$1 per common directly but had
223,927 shares through Universal Car-
corporation and in September, 1938
had 230,927 shares through Universal
Corp. Also, they acquired 2,000
shares.

In June, 1937, Machnovitch held
no shares of 8 per cent cumula-
tive 1st preferred directly but had
10,000 through Universal Corporation.
In July, 1937, 180 shares was added to
this holding to bring the holding to
220 shares. Under 7 per cent cumula-
tive 2nd preferred he reported for
June and July 1937 and September
1938 that he held no shares directly
but had 2,000 shares through Uni-
versal Corp.

Report of Consolidated Film In-
dustries states Walter P. Stevens ac-
quired 600 shares of $2 cumulative
2nd preferred, now holding 1,400
shares and has 59 shares of $1 per
common.

General Theaters Equipment Corp.
report states that R. B. Larue ac-
qured 100 shares of capital no par
value stock and now has 600 shares.

TO THE COLORS!

Montreal—Jack Hirschberg, film
and radio commentator of Montreal Mon-
itor, has been summoned to do active
service with the U. S. Navy. Al-
though resident in Montreal since
childhood, Hirschberg is American
born.

Montreal—Harison D. Call of
Associated Screen News Studio
answered the call to the colors, join-
ing the U.S. Navy and representing
Canadian American Youth after more than ten years’ service in
Associated Laboratories. Member
Hockey Club presented him with a
wrist watch.
**Family Pix Lead In Michigan Poll**

(Continued from Page 1)

showed that the family pictures received 129 votes, while its nearest competitor, the musical pictures, received 74 votes. Runners-up in their order of preference were westerns, travel and adventure, scientific, like “Edison the Man,” comedy, animal, horror, Shirley Temple, religious themes, historical, war and fighting, love scenes, cartoons and pictures featuring cruelty.

Favorite types among the grown-ups in their order after family pictures were historical, travel, musical, comedy, romance, mystery, religious, scientific, patriotic, crime, “super-colossal,” war and horror.

Suggestions for improvement in the entertainment were almost identical among the two groups. Both the adults and the children wanted more comedy, more historical pictures, less divorce, less murder and crime, less war, less tragedies, more musicals, fewer drinking scenes, less propaganda, more stories from popular literature, more pictures about citizenship and loyalty and better theater facilities.

**Prefer Single Feature Bills**

Only the adults were asked to cast a vote on the issue of double feature programs. The vote was 194 against them, 101 in favor of them and 47 left the question unanswered. On the question, “would you prefer one full-length film with shorts consisting of travel, news and comedies?” 252 answered in the affirmative, 61 in the negative and 29 did not answer.

Frenocity of patronage was answered by both groups. Among the grown-ups, 100 attended a picture theater once a week, 34 twice a week, 188 less than weekly. Children’s questionnaire showed that 338 attended once a week, 108 twice a week, 15 more than twice weekly, 85 seldom attended while the balance did not reply.

Results of the survey, because the area is considered a typical American territory, are to be sent to Hollywood producers.

**Ohio Sunday Films Urged for War Workers**

**For the Book!**

Albany—Here is one for the book! After several years of petitioning, the Rosenceller, New York, town heads for Sunday movies and finally getting them, the new manager of the Uptown Theater in that locality is closing the house on Sunday due to lack of business.

**Arthur Greenblatt Heads RRC Sales Organization**

(Continued from Page 1)

of circuit business in New York. He formerly was circuit sales head and sales manager of Gaumont-British, subsequently joining Alliance Film Corp. as general sales manager.

A visit to all PRC exchanges will be started by Greenblatt, shortly, winding up his tour on the West Coast where he will confer with George Batcheller, in charge of production, and Sig Neufeld, supervisor of western pictures.

**'Big 5' to Challenge If Minn. Bill Passes**

taken to obtain a stay of execution to prevent the law, if passed, from becoming effective. Unless the stay is granted, the five distributors, Paramount, 20th Century-Fox, RKO, Warner Bros. and Loew’s, will be faced with the problem of selling their product one way in 47 states and in another way in Minnesota.

Some of the companies have indicated that such a procedure “can be done,” but it will create an unprecedented turmoil. Odd angle of the situation is the fact that the affected distributors have to support a system of selling which they did not want and, if the Minnesota bill is passed, will have to spend money to defend the very system they did not favor in the first place.
...but action...drive...push and aggressive selling bring results.

That means advertising. That means Trailers... that means Lobby Displays consistently used... intelligently placed... expertly created... that means General Advertising Accessories tied in with your Lobby Displays... tied in with your Trailers... plentifully used... regularly used... full of selling action... full of selling drive... full of ticket-selling push.

Wishing is wonderful... but the Three Best Seat Sellers bring results.
CONGRESS MAY "THAW" FROZEN PIX COIN
Mich. Co-op Backs Snow Anti-Five Block Bill

House Committee Expected to Okay, with Bill Going before Solons in 2 Weeks

By H. F. REYES

THE DAILY STAFF Correspondent

Detroit—First strong support for the Snow Bill, which would nullify the blocks-of-five provisions of the present decree, was revealed yesterday when Co-operative Theaters of Detroit endorsed the measure.

It is believed in trade circles that the measure will be approved by the House Committee and go before the House within the next two weeks. It is reported that the bill

(Continued on Page 6)

Bell Closes 5-Year Monogram Film Deal

A new five-year contract for the distribution of Monogram product in Great Britain has been signed with Pathes Film, Ltd. Deal was closed on the Coast between Mono- gram executives in Los Angeles and William Glazier, managing director of Pathes. A deal of this sort for Pathes was worked out by a group of seven-exhibitors that attended the Monogram convention in Los Angeles last week.

Law Exhibs. Urged to Fight J. S. Daylight Saving Bill

Eldora, Ia.—President Joe Wol-cott of the Allied theater Owners of Eldora and Neb., Inc., is urging the independent exhibitors to protest enactment of H. R. 3789 intro-duced in Congress by Rep. McLean of New Jersey to provide daylight saving time throughout the U. S. W. Wolcott in a special bulletin to

(Continued on Page 6)

National Allied in Philadelphia Sept. 16-18

Philadelphia—Dates for the 12th annual convention of National Allied have been set for Sept. 16-18 at the Benjamin Franklin Hotel here. "Strictly Business" will be the key-note, it is announced.

TAX BILL TO UP ADMISH LEVIES

Treasury Department May Ask 50% Increase

By MILTON F. LUNN

Washington—The House Patents Committee opens hearings today on three measures which may enable film companies to obtain revenue that is "frozen" in foreign countries. The House measures were introduced by Reps. J. William Ditter, (R., Pa.), John E. Sherrill, (R., N. C.), chairman of the House Ways and Means Committee, and 

(Continued on Page 6)

Broadway Easter Biz

Chalks Up Records

Easter paraders and holiday visitors overflowed Broadway theaters on the week-end and, in some cases, chalked up new records for the season.

The Music Hall with "That Hamilton Woman" drew patronage that was 15 per cent heavier than last year which was a record Easter. Bette Davis' "The Great Life" listed them up on Saturday and Sunday and then drew the biggest Monday.

(Continued on Page 7)

Pan-American Day Ends

Mexican Film Festival

Mexico City—With yesterday, last day of the three-day Motion Picture Festival, designated as Pan-American Day, the Hollywood good- will delegation breakfasted at Chapultepe Palace and spent the balance of the day sight-seeing. President Avila Camacho spoke on an international broadcast in the afternoon.

Delegation will return to Holly- wood today, via three chartered planes. Included in the group are

(Continued on Page 7)

Ohio Exhibitors Meeting Postponed—Kuykendall

Meeting of Nebraska exhibitors called in Omaha for April 22 to re-vitalize the MPTO unit has been postponed until a later date, Ed Kuykendall, MPTOA president, in- formed THE FILM DAILY yesterday. Kuykendall said that the session had been set back pending completion of the zone meetings which were to precede the general meeting.

(Continued on Page 7)

Resolutions Would Hold American Payments for Use Of Foreign Patents and Copyrights Against Claims To be Filed by U. S. Firms for "Froze-

n Remittances

By MILTON F. LUNN

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(Continued on Page 6)

Martin of Paterson

Demands Arbitration

New York’s eighth arbitration case was filed yesterday by A. Louis Martin, owner of the Majestic The- atre, Paterson, N. J., Martin named the State Theater, a Brandt circuit house, as the interested party, claim- ing that the seven-day clearance

(Continued on Page 6)

RKO 4-Year Hawaiian Deal

Closed; Covers 113 Houses

Ned E. Depinet of RKO yester- day announced the closing of four- year deal with the Consolidated

(Continued on Page 6)

Strom Hurls Trickery Charge

P-T “Anti-5” Bill Opposition is Challenged

Hearst Newspapers Attack Orson Welles Radio Show

West Coast Bureau of THE FILM DAILY

Los Angeles — Despite Eastern trade belief to the contrary, there is growing indication here that those reported Hearstian objections to Orson Welles’ "Citizen Kane" have not done a fadeout.

This is instanced particularly by

(Continued on Page 8)

Towers vs. 20th-Fox

Action Is Settled

Philadelphia — The suit of the Towers Theater of Camden, N. J., against 20th Century-Fox alleging breach of contract and asking $107,500 damages, was officially marked settled yesterday, and withdrawn from U. S. district court here. Terms were not available. Suit was filed last October. A Nefis heads the Towers.
**Eastern Theaters Will Cancel Preferred Stock**

Montreal—Eastern Theaters, Ltd., annual report for the year ended Jan. 31, 1941, showed total operating results throughout the year. Operating profit was $92,565, compared with $71,640 in the previous year. Depreciation set at $20,091, compared with $21,892, but taxes were sharply up from $10,654 to $30,434. Amortization adjustments, net profit, was shown at $94,377, compared with $41,905.

The annual meeting will be held April 29 at head office, and notice to shareholders states that a special meeting will be held immediately afterwards to consider a by-law approved by the directors reducing authorized capital from $1,032,000 to $22,000. The decrease would be effected by canceling all the redeemable stock, consisting of 10,000 shares of 7 per cent, of which 5,000 shares were of $3,500 face value and were Dec. 31. This would leave only the common stock, totalling 32,000 shares.

**RKO Execs. on Ampa Days For Ned Denpins’s Talk**

When Ned E. Denpin makes his scheduled talk at the Ampa luncheon at the Hotel Edison on Thursday, several of his fellow executives of RKO Radio and RKO Theaters will be on the dias. The speakers will be: Richard C. Patterson, Jr., John J. O’Connor, Phil Reisman, A. W. (Andy) Smith, Jr., S. Barrett McCormick, Harry Mandel and Ampa president Leon J. Bamberger.

In addition to the last three mentioned, other Ampa members on the dias will include: Vincent Trotta, new presidential nominee, and Henderson M. Richley who as toastmaster was the provost of honor. Owing to the heavy demand for tickets, the meeting has been transferred from the Sun Room to the Grand Ballroom.

**D of J Denies Schine Consent Decree Offer**

Washington Office of THE FILM DAILY

Washington—The D of J emphatically denied yesterday that the Schine Circuit had offered to enter into a consent decree. A Department spokesman said that negotiations in which a consent decree might have been vaguely mentioned had been terminated some time ago. “All we can say officially is that preparations are under way to try the case,” it was stated. The date of the trial is not known, it was added.

WMT Net Soars to $51,692

Springfield, Mass.—Western Massachusetts Theaters, Inc. reports for the year ended Dec. 31, 1940, net income of $51,692, on sales of $201,640, not including taxes. This compares with a profit of $11,140 in 1939. Income from theaters totaled $119,581, last year, compared with $17,584 in 1939.

**Asks 5 Million. Alleging “Dictator” Plagiarism**

Seeking damages up to $5,000,000 for alleged plagiarism in “The Great Dictator.” starring Charles Chaplin, Ronald Bercovici filed suit yesterday in the New York Supreme Court against Charles Chaplin and United Artists Corp. Bercovici, who claims to have been under contract with Chaplin since 1937, asserts that he originated the ideas used in “The Great Dictator.” and in Chaplin’s recent “The Trial.” After working on the script for some time, Chaplin turned down the idea but later used it in his picture, according to the complaint. One half of an estimated $10,000,000 gross or alternative one half of a $2,500,000 net is asked as damages.

Suit claims that the plaintiff’s contract called for screen credit and 15 per cent of the gross of a film based on any story submitted by him. Alternative relief under the alleged contract calls for $1,500,000 or 15 per cent of the gross of the film and $200,000 damages for failing to give plaintiff screen credit. In addition, Bercovici is demanding $117,500 as payment for work which he has done. On two previous scripts at the suggestion of Chaplin. Defendants are moving to dismiss the suit to the federal court because of diversity of citizenship.

**Morgan to Visit Par’s Exchanges, Coast Studios**

Oscar Morgan short subjects sales manager for Paramount, will outline selling procedure on the 1941-42 program to managers and salesmen in the company’s exchanges during a Coast-to-Coast tour which he starts today. He will stress particularly the work of William Fox, who named this subject on the Robert Benchley subject, “The Forgotten Man.” Morgan also will confer with short subject producers on the Coast.

**Boston Variety Club Will Fete John Dervin Apr. 21**

Boston—Variety Club will tender a testimonial April 21 to John Dervin, newly named UA Southern district manager. Dervin has been district manager here for eight years.

Wm. Fox to be Sentenced May 19

Philadelphia.—William Fox, who pleaded guilty to fraud in his bankruptcy proceedings at his recent trial here, is to be sentenced May 19.

**Schneck-Moskowitz Defends Counsel to Sue Up All Do**

Harold H. Corbin, attorney for Joseph M. Schneck and Joseph H. Moskowitz, announced yesterday during trials of the Government action that he will require all of today in a summary motion to the jury.

Announcement followed but both sides rested and motions to dismiss had been renewed by the defense. The motions to dismiss were denied after arguments were heard in chambers.

The Government called as sole rebuttal witness, Marie Conologne, to testify that Harry Cadis who has approved Schneck’s tax returns from 1935, 1936 and 1937, had not been employed by the treasury department since 1939.

**Cuban Exhibit, Convention in Havanad Next Month**

Havana (By Cable)—First conversion of Cuban exhibitors will be held here next month. Antonio Villazon, publisher of Exhibitor, is on a prospecting trip for the National Union of Exhibitors.”
ACE REPORTER COVERS
THREE FRONTS AT ONCE!

WAR #1
That argument
in Europe!

WAR #2
With a brunette
bliss-krig!

WAR #3
With that
Strawberry Blonde
Bomber!

MERLE
OBERON
of "Wuthering Heights"

DENNIS
MORGAN
of "Kitty Foyle"

RITA
HAYWORTH
of "Strawberry Blonde"

"Affectionately Yours"
with lots of love

WARNER BROS.

a big surprise—like a kiss in a Blackout!

with RALPH BELLAMY • GEORGE TOBIAS • JAMES GLEASON • Hattie McDaniel • Jerome Cowan • Directed by LLOYD BACON

Screen Play by Edward Kaufman • From the Story by Fanya Foss and Aleen Leslie • A Warner Bros. First National Picture
FWC Junior Prices
For 12-16 Year Olds

San Francisco — Fox West Coast theaters have just put into effect new low priced admission rates for boys and girls between 12 and 16 years of age. Known as Junior Prices, they are good at all times including week-days, Sundays and holidays.

For first-run theaters these rates are 25 cents for matinees and 30 cents for night shows. Second-run theaters will have corresponding lower rates.

Following the West Coast Theaters announcement, the Golden State Theater Circuit and the San Francisco Theaters, Inc., which operate 20 neighborhood theaters in the San Francisco area, made similar reductions.

The reductions were made to appeal to school age children who were too old for the lower rates given to small children, and too young to be considered adults, although they were charged the adult rates. The new rates are expected to bring greatly increased patronage from this 12 to 16 age group.

RKO 4-Year Hawaiian Deal
Closed: Covers 113 Houses

(Continued from Page 1)
Amusement Co., Ltd., of the Territory of Hawaii, Consolidated operates 26 theaters and services product to 87 additional.

Sales Manager Andy Smith and Short Subject Sales Manager Harry Michalson represented RKO Radio in the negotiations while the Consolidated Amusement Company was represented by Esmond Parker and Fred Williams.

Note Le Vene Dead
Cincinnati—Note Le Vete, Universal salesman, died at Christ Hospital following an operation.

Miguel Poli Dies In Cuba
Havana (By Cable)—Miguel Poli, brother of Fernando Poli, dean of Cuban exhibitors, is dead.

F. L. Levenhagen Dies
Wausau, Wis.—F. L. Levenhagen, 52, pioneer exhibitor, is dead here.

Happy Birthday to You
From THE FILM DAILY to
Roger Imhof
George Schmager

Congress May "Thaw" Frozen Pix Coin

(Continued from Page 1)
ments, such as that governing withdrawals of film money from Great Britain. They would, however, enable film distributors to pay the millions "frozen" in those countries without definite and formal remittance agreement, particularly as countries which are receiving large payments for use of their patents in the U. S. and refusing to allow American companies to take funds out for use of American patents and copyrights.

A committee spokesman said last night that a number of film company representatives are expected to testify during the hearings. Although the list, however, of the film witnesses was not available.

The House resolutions attempt to correct the situation occurring where foreign countries refuse to allow payments to be sent to this country for use of American patents and copyrights.

It is provided in such cases that when American firms use patents and copyrights of that country, instead of making the payments for their use to the foreign country, the money shall be deposited in a special fund in the Treasury Department which will maintain a fund for each country involved.

Then, if American firms cannot obtain the payments due them for use of their patents and copyrights they can file a claim with the Treasury Department, which after a proving the claim, will pay the amount out of the fund held for the particular country in question.

The motion picture industry expected to benefit by such legislation by being able to obtain their revenue that has been frozen in foreign countries following use of American films.

WEDDING BELLS

West Coast Review of THE FILM DAILY
Hollywood—James Roosevelt an son of the late Franklin Delano Roosevelt, and Ramelle Schneider were married here by Municipal Judge Arthur S. Green, at 1 p.m., at the Beverly Hills home of Mrs. George P. Converse, his former wife. The ceremony was performed by Justice Green, and the couple was present at the ceremony. Maurice Benjamin, in the Loew & Loeb law firm, was best man, and his wife matron of honor.

Chicopee, Mass.—John A. Morris, assistant manager, Rivoli Theater here, and Barbara Martin, Springfield, have announced their engagement.

Dallas—Engagement is announced of Alfred N. Suck of Mildred Rod, Los Angeles. Wedding will take place May 15.
THE 1941 FILM DAILY YEAR BOOK OF MOTION PICTURES IS NOW BEING DISTRIBUTED TO ALL SUBSCRIBERS OF THE FILM DAILY
To Honor Still Cameramen
Academy Awards Gold Medals, Certificates

West Coast Bureau of THE FILM DAILY

Hollywood—The Academy of Motion Picture Arts and Sciences, sponsored by the Public Relations Institute of the Academy, paid tribute last night to the still photographers of the film studios for the first time in the history of the Academy. Eight gold medals and eight certificates of merit were presented to winners in the first annual exhibit of artistry by still motion picture still cameramen.

Ray Jones, Universal, was the only cameraman to win two gold medals; Elmer Fryer, Warners, won two certificates of merit.


Second honors were presented with certificates of merit to: Ed Eschbrook, Universal; William Yingling, Universal; Thomas Evans, Robert Coburn and Elmer Fryer, Warner Bros.; Bert Six, Warner Bros.; Frank Powalday, 20th-Fox.

See hundred and thirty-six entries were submitted in the competition by 59 of the top-ranking still cameramen of the Hollywood film industry, and more than 500 pictures have been hung in the exhibit which opened last Friday and will be continued until the 27th. Still pictures were judged on visual attractiveness, reproduction of quality and artistic excellence. Only still pictures made in connection with motion pictures current from March 1, 1940, to March 1, 1941, were allowed to be entered.

The usual change, however, was that an exhibit is composed of Perry Liefers, chairman; John Joseph, Howard Strickling, George Brown, Smith, Adolph Weis, Frank Solter, Jock Lawrence, John Lenort Johnson and Donald Gough.

The Academy plans to make this an annual affair, and when the exhibit closes here it will be sent on a tour of principal cities of the United States, and it is expected will be on exhibit for the next 12 months.

Peter Piening, Life; Vernon Pope, Look; Tom Maloney, U. S. Camera; Mike Kennedy, Chicago Tribune; Thomas Sherman, St. Louis Post-Dispatch; Stanley Kalish, Milwaukee Journal; Arch Luther, Philadelphia Inquirer; William Warnizes, the Los Angeles Examiner; Charles Johnston, Los Angeles Daily News; Stanley Gordon, L. A. Times; Gene Wilbers, L. A. Herald-Express; Harold Swisher, Hollywood Citizen-News; George Watson, Acme Newspapers; William K. Stiles, the World Photos; George Reinking, International News; Lamont, the Los Angeles Press Photo Service; George Toland, Cinema Photographer; Francis Roberts, Technical Export; Kay Clotran, Des Moines Register-Tribune; participated in the selection of winners.

Ill. Women's Fed. to Meet
Chicago—Illinois Federation of Women's Club Convention will be held the Sherman Hotel, May 12-15. Mrs. F. J. Wandle will have charge of the film division activities.

Trying Higher Sunday Scale
New Haven—Warners are trying out evening prices all day Sunday in the A houses, while competing Loew and M & P houses maintain lower matinee prices from opening to 4 p.m.

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Cuba Nixes Passion Scenes In Trailers
Havana (By Cable) - Latest regulation of the Cuban Film Censorship Board will eliminate "scenes of passion in trailers for films approved exclusively for adults.

Pan-American Day Ends Mexican Film Festival
(Continued from Page 1)
John Hay Whitney, director of Motion Picture Division of the Office of Coordination of Commercial and Cultural Relations Between the American Republics; Frank Capra, Wallace Beery, Francis L. Atkinson, Desi Arnaz, Lucille Ball, Sabu, Brenda Marshall, Kenneth Thomson, Esther Fernandez, Patricia Morison, Miss Cha-Jette Collier, Hayward, Miss Helen, and Vernonica Lake.
Pan American Day was observed yesterday with a special program presented by the Pan American Press Club in co-operation with WMAA. First half of the program was broadcast over WMAA and most of the program short-wave via WRUL, Boston.
Feature addresses was delivered by Francisco Castillo Najero, Mexican Ambassador. Also heard were Leon DeBaye, Minister of Nicaragua; T. Hartmann, Consul General of Bolivia and a number of American business men. Musical portion of the program included American and Latin American artists.

Hold Hearing Tomorrow on Louisville New Time Plan
Louisville's aldermen voted 10 to 2 to petition the Governor to proclaim daylight saving time from April 27 to Sept. 28, under 1936 statute, which prohibits first class cities from adopting faster time unless permitted by the Governor. (Louisville is the only first class city in Kentucky.)
Krebs said the MPTO "bitterly opposes the tactics of the Board of Aldermen in passing the resolution in a surprise session with no public hearing."

Governor Johnson will hold a hearing today, open to the public, after which he will make his decision.

Crash Hurts Kill Hagberg
Milwaukee—Kenneth Hagberg, 35, projectionist at Standard Theaters' Vogue in Kenosha, died in a local hospital from injuries received when his automobile left the highway in Milwaukee county.

Robbins Complaint Held Valid
Justice Edor Wasservogel in local Supreme Court on Thursday, last, ruled the complaint of Herman Robbins, in latter's action against Charles Casanave, to be valid and directed the defendant to file his answer and go to trial. Robbins' attorneys are Phillips, Nizer, Benjamin & Kim. Casanave is represented by Gustave Simons.

A * M * P * A

cordially invites you to attend the next big luncheon meeting of the Association on
THURSDAY—APRIL 17
(THIS TIME IN THE GRAND BALLROOM)
HOTEL EDISON—12:45 SHARP

Guest Speaker:
NED E. DEPINET

Vice-President in Charge of Distribution, RKO Radio Pictures, Inc.

ROASTMASTER: Henderson M. Richey, M-G-M
ENTERTAINMENT: Yes, surprises!

TARIFF: $1.25, including tip, of which 25¢ goes to A. M. P. A. Relief Fund. Tables of 10 may be reserved by phoning Miss Gleitman . . . Circle 6-5000.
Motion picture theaters in the United States increased by 613 during the year, according to figures made by THE FILM DAILY for the 1941 Year Book, published today. A checkup of a complete list of American theater establishments shows that the book shows a total of 19,645 houses as of Jan. 1, 1941, compared with 19,032 on Jan. 1, 1940.

Of the theaters listed as of Jan. 1, 1941, 2,104 were temporarily closed so that 17,541 were being operated. Controllable figure for Jan. 1, 1940, was 17,003, an increase of 538 houses operating. State by state table appears on this page.

A state-by-state tabulation of U.S. motion picture theaters, as of Jan. 1, last reported from the 1941 FILM DAILY Year Book, out today, follows:

<table>
<thead>
<tr>
<th>State</th>
<th>Total Theaters</th>
<th>Seats</th>
<th>Closed Theaters</th>
<th>Seats</th>
<th>Operating Theaters</th>
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<tr>
<td>Alabama</td>
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<td>Arizona</td>
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<td>49,490</td>
<td>16</td>
<td>3,148</td>
<td>46,342</td>
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</tbody>
</table>
| **TOTALS**     | **19,643**     | **1,390,066**| **147**         | **60,503**| **1,329,563****

**Buck Privates** Bicycled To Solve Print Shortage

Chicago—With six B & K houses showing Universal’s “Buck Privates” on last date, there is a print shortage solved by the bicycling of a print between the Norshore and Nortown Theaters.

**Minneapolis** Still “packing ‘em in” at the Gopher here, “Buck Privates,” with Bud Abbott, Lou Costello and the Andrews Sisters, is being held over for still a fifth week at the house. It is the only picture to play longer than a week at the Gopher since the house opened.

signed a petition to dismiss deportation proceedings against Harry Bridges. Indianapolis story quoted the chairman of the Legion of the National Americanism Commission as saying the Commission has “reversed this matter.”

In this city, the Journal-American yesterday continued its campaign, via “demands” by State leaders of the MPSA, to do away with the sale of the picture while a Los Angeles dispatch reported local veteran’s groups had met in the protests.

**Counsel Will Meet Today On Pepe Le Moko** Change

Meeting will be held this afternoon between lawyers for Walter Wollner and producers of “The Pepe Le Moko,” according to sources here.

**Martin of Paterson Demands Arbitration**

now enjoyed by the State of Oregon, the State and Majestic have day and date availability.

**Assign Arbitrators for Two Minneapolis, St. Louis Cases**

Names of arbitrators in these cases were announced yesterday by the American Arbitration Association. Leslie Anderson will hear the clearance case filed by the Gayet Theatre, Minneapolis, against 20th-Century-Fox, hearings to begin today. Harry Gayet’s other complaint against Paramount will be heard by Philip Mackay, no date having been set.

Case of the Shirley Theatre Co. St. Louis, against the five censoring companies will be heard in meeting to be held with Ethan A. Shepley a arbitrator.

**Tulane Law Dean to Arbitrate Wollner vs. Vita. Complaint**

New Orleans—Dr. Paul Brosmar, Tulane University Law School, yesterday was named arbitrator in the third New Orleans case, the claim of Charles Wollner, operator of a drive-in spot for Movie Theaters, Inc., that Vitagraph “is using aviation to negotiate” and to supply his theater. Date of hearing, not yet set, is expected to be next week.

It was indicated yesterday that the press would be excluded only if Wollner again objected and his petition was accepted by Arbitrator Brosmar. In the first case, Wollner vs. Paramount, Arbitrator Philip Mackay rejected Wollner’s objection and held a private hearing.

**Austin Drive-In-Theater Arbitration Case Settled**

Dallas—Complaint of Joseph Drive-In Theater, Austin, asking for some run from 20th Century Fox and Warner Bros., was dropped before it came up for arbitration yesterday. It was reported that the theater had obtained all the pictures it could run, thereby making a hearing unnecessary.

**AAA Has Jurisdiction In Case of Garbose Bros.**

Boston—The AAA has jurisdiction in the action of Abraham Garbose vs. Garbose Bros., owners of the York and Capitol i Athol, Mass., John Daly, arbitrator, decreed yesterday when he heard the case in session in the Federal Court on Monday of last week when Paramount RKO, M-G-M and 20th-Fox, by Warner Bros. challenged AAA jurisdiction in the situation where the latter claimed, concerned rights and not clearance.
MINN. SENATE "ANTI-5" VOTE TOMORROW
20th Century-Fox May Set Sales Meeting for Chi.

Date to be Set at Coast
Confab: Kent Sees "Give
And Take" in Sales Plan

Twentieth Century-Fox will hold
an annual sales convention this year,
probably in Chicago, with date of
the meeting to be set at Coast
conferences sometime in May. For
May 15, president Sidney R. Kent stated yest-
year, Kent returned from Florida
over the week-end in order to be
on hand for the annual stockholders
meeting yesterday, which was ad-
hered until May 15.

Kent, when questioned regarding
(Continued on Page 6)

B & K Net Earnings
For 1940 $1,526,912

Chicago—B & K net earnings for
the past year equaled $1,526,912,
equivalent to $.52 per share, com-
pared with $.40 per share for the
previous year. Current assets totaled
$1,037,974, including $920,327 cash.
Current liabilities were $821,678.
Bank loans and long-term debt in-
creased $489,583, largely from re-

British Industry Faces
A Shortage of Labor

Arriving here yesterday from
London via Lisbon on the Excamb,
John A. Ojerholm, head of
Paramount's laboratory in the Eng-
lish capital, minimized damage of

Montevideo Theater
To Show Nazi Films

Buena Aires (By Cable) — The
Artistas Theater, a legitimate house
in Montevideo, will be used exclu-
sively for the showing of Nazi pic-
tures, it was learned here yesterday.
Agreement was closed by Hans
Bister, UFA rep. in South America.
Bister recently took over UFA dis-
tribution here and is driving hard to
establish outlets for Nazi films in
Latin-America.

HOW TO END DOUBLE FEATURES
St. Louis Post Dispatch Offers Its Own Legislative
Remedy for the Dual Bill Evil

St. Louis—The St. Louis Post-
Dispatch has its own suggestion for
legislation designed to stamp out
the multiple feature evil here. Pa-
per editorially says that the 150-
minute program bill of the Better
Films Council would have the same
effect as the 18th amendment, leav-
ing "a resentment, a feeling of ar-
bitrary deprivation."

The Dispatch editorial continues:
"The way to abolish double-head-
ers is first to create an overwhelm-
ing public demand for their aboli-
ton. Or, better still, a demand that
would make itself felt at the box-

office, with no recourse to legisla-
tion.

To this end, we suggest the Legis-
lature, at this point, pass an act
requiring all theaters to bill, for a
solid month, the following multiple-
header, with compulsory attendance
and no intermission:

'Five Decades in Dead Man's
Gulch,' by Mullan Murk, Machine Gunner.
The Reno Romance.
'Divorce on the Ocean Clipper.'
'Florentine Floggings.'
'Nebraska Nights.'
'Barroom at Bar X.'
'That should do the trick.'

Westway Arbitration Case Starts in Wash.

Washington Bureau OF THE FILM DAILY
Washington—With practically the
same cast as the Wallbrook clearance
case, this area's second case went
arbitration yesterday before Ar-
bitrator Sefton Darr. The present
(Continued on Page 3)

Willis Vance Files First
Cincy Arbitration Case

First case submitted to the Cin-
ni tribunal has been filed by
Willis Vance, who operates several
(Continued on Page 6)

$13,860,356 for Play Rights
Represents Studio Expenditure in 14 Years

Hollywood Studios Send
12 More Before Cameras

West Coast Bureau OF THE FILM DAILY
Hollywood—Twelve new produc-
tions are scheduled to go into pro-
duction this week. RKO now has
(Continued on Page 3)

Stern Sends Letters to 67
Senators in Last-Minute
Drive to Secure Enactment

By GEORGE E. GUISE

FOX STOCKHOLDERS
Re-Convene May 15

With a majority of votes present
by proxy and in person, annual 20th
Century—Fox stockholders' meeting
yesterday was adjourned for 30
days to May 15 at the express re-
quest of Joseph M. Schenck, board
chairman. President Sidney R.
Kent, presiding at the meeting,

Schenck Counsel Charges
Gov't "Hanging" Attempt

The Government has failed to
prove even a scintilla of guilt on
the part of the defendants, Joseph
M. Schenck and Joseph H. Mosko-
witz, but has rather proceeded by
building up an unfair atmosphere

Dayton Test May 2
For "Major Barbara"
Pittsburgh Testimonial For Abe Weiner May 12

Pittsburgh—A farewell testimonial dinner, sponsored by the local Variety Club in conjunction with the annual convention, the territory will be given to Abe Weiner, city branch manager who has just been transferred to the Boston exchange. The event will be held on May 12 in the Union Room of the William Penn Hotel.


Harry M. Kalmie will be toastmaster.

Cinematographers Elect Fred Jackman President

West Coast Bureau of THE FILM DAILY—Cinematographers elected Fred Jackman president at the annual meeting held Monday night, Arthur Edelson, George Barnes, Charles Clarke, Robert De Grassé, Edelson, Folsely, Gilks, Jackman, Ray Auer, Charles Roehner, Smith, Greg Toland, Joseph Valentini, and Joseph Walker.

Barbara Stanwyck Signs 3-Year Columbia Pact

Hollywood—Columbia Pictures has signed Barbara Stanwyck on a straight-three-year-contract, calling for two pictures each year, giving Columbia first call on her services. Her first assignment will be the starring role in Woody Gag's production, “The Doctor's Husband.”

Va. MPTO Board to Meet To Map Convention Plans

Richmond, Va.—William F. Crockett, president of the MPTO of Virginia, has called a meeting of the Board of Directors of the organization to be held here at 1013A East Main, tomorrow, to make plans for the convention which will be held at the Hotel, Audience has been arranged for John Joseph, Universal's director of publicity and advertising.

Miller and Markun Resign Executive Posts in AT&O

Indianapolis — Ernest L. Miller, vice-president, and Harry Markun, treasurer of the AT&O, have resigned. Miller is succeeded by H. H. Johnson. Markun's successor is not yet announced. Miller was succeeded by Marc Wolf, Indianapolis.

Charles Segall Files Equity Suit Against Pizor

Philadelphia—Charles Segall yesterday filed an equity suit against Lewen Pizor, Eastern Theaters, Inc., and Boro Theater Corp. in Common Pleas Court, seeking a dissolution of the firm by Pizor against Segall and others a fortnight ago.

Segall charges that Pizor conspired with Higginbotham to strangle the $1,500 from the partnership's assets, to which he never consented.

FINANCIAL

(Tuesday, April 15)

NEW YORK STOCK MARKET

Net

Am. Scot. Col. Picts. etc. (12% Net) 12 12 12 +1 +1
Col. Picts. etc. paid in 60 60 60 0
Col. Ltd. 10 10 10 0
East Kodak 12 12 12 +1 +1
do pfd 12 12 12 0
GMC Eq. 12 12 12 +1 +1
Loew's Inc. 30 30 30 0
Loew's Filmco 50 50 50 0
Paramount 12 11 11 0
Par 1st pfd 10 10 10 0
Pathe 1st pfd 10 10 10 0
KKO 3 3 3 0
20th Century-Fox 6 6 6 0
70th Century-Fox pfd 3 3 3 0
Warner Bros. 3 3 3 +1 +1
Uni. Pict. 6 6 6 0
Warner Bros. 61 61 61 0
FPC to Redeem $350,000 Of Series A Bonds June 1

Montreal—Thomas J. Bragg, secretary-treasurer of Famous Players Canadian Corp., has notified bondholders that the company will on June 1, 1941, pay $350,000 3% mortgage and collateral trust bonds, Series A, maturing June 1, 1941, of which the aggregate principal amount thereof and accrued interest up to June 1.

COMING AND GOING

JAMES R. GRAINGER, Republican president, filed to Boston today to start the local campaign and will return to New York Friday morning.

ROBERT T. KANE and MRS. KANE have turned to the Coast.

CRESSON E. SMITH, Western division manager for RKO, returned to his desk today, leaving a trip to the East.

AL STEFFES, former Allied leader who has been canvassing in Florida, leaves Miami April 27 for his summer home in Minnesota.

ED ARON, assistant to M-G-M's W. F. Rogers, returned yesterday from a Florida vacation.

CHARLES GARDNER, Loew's Northeast division manager, is here for a few days' vacation.

JACK A. BAXTER flew to the Coast yesterday to start production on a number of music shorts for a coin-in-the-slot company.

ARTHUR SMITH, Mayor of Newtown, Conn., operated of the Edmond Town Hall, is in from a visit on the Shamrock and vacancy in Miami.

JACK FIDELAY of Mystic, Conn., and Western manager of the Cinemas of America, is spending some golf at Firestone.

GEORGE WEBER, Metro checking supervisor for New York, Mrs. WEBER, and daughter JERINNE, are on a week's vacation in Washington.

National Hat Tie-up Will Plug 12 WB Films Annually

A large-scale national tie-up has been arranged by Warners with Byer-Rolnick Co., of Garland, Tex., manufacturers of men's hats, for cooperative promotional campaigns on at least 12 Warner Pictures this year, over an extended period. Harr Rolnick, vice-president of Byer-Rolnick, is especially designing hats to wear by Warner stars and feature players in WB pix and for the promotional campaigns. The first pair thus to be so plugged will be “Old Blues,” with Eddie Albert feature in ads.

To Report on Ampe Relief

Status of the relief fund following the recent dance and entertainment will be reported by President Louis Bamberger at tomorrow's Ampe luncheon at the Hotel Edison. No Dopinet is to be the guest speaker. Approximately 400 persons are expected.
Westway Arbitration Case Starts in Wash.

(Continued from Page 1)

Westway is protesting the 14-day clearance granted the Edgewood over the Westway and the prior run of the Alpha and Irvington which run immediately after the Edgewood.

Leo Homan, owner of the Westway, occupied the stand all day after counsel made their opening statements and explained the industry setting to the arbitrator. Homan testified that M-G-M, 20th-Fox and Warners spotted his theater in 1939 after refusing him contacts which it considered the 14-day clearance, but refused to spot-book after 1939. Consequently, he was forced to enter into contracts with them with the 14-day clearance, he stated. He said the Westway is a more modern theater than the others and that he feels the fact that the Westway has more seats and is newer than either the Alpha or Irvington.

J. P. Wright, attorney for Homan, produced evidence that the Westway received more revenue from RKO pictures than other pictures because RKO did not have a clearance clause in its contract with Westway.

On cross-examination, however, John P. Caskey, 20th-Fox counsel, brought out that M-G-M pictures averaged $500 per day after deducting rental while RKO pictures brought only $40 per day after deducting rental.

Marked improvement over the Walbrook case was noted at yesterday's hearing due to the fact that counsel stipulated a number of undisputed facts in advance which avoided bickering over unimportant details. This factor prolonged the Walbrook case considerably. The hearing continues today with expectations that the present case will require only about half the time of the Walbrook case.

Ben Fitzer Dead

Rochester—Word of the death of Ben Fitzer, 56, of Auburn, in a New York hospital has been received here. Formerly was associated with the motion picture business in Auburn and Syracuse.

Q. R. Capuzzi Dies

Republic, Pa.—Q. R. Capuzzi, who operated the Princess Theater here for more than 25 years, died at his home after an illness of several weeks. His son, Thomas, takes over operation of the theater.

B & K Net Earnings
For 1940 $1,596.912

(Continued from Page 1)

Hollywood Studios Send 12 More Before Cameras

(Continued from Page 1)

10 shooting, topping the activity roster. The checkup:


At Paramount: Eight shooting.


At Republic: Four shooting, including

\[ \text{Hollywood Studios Send 12 More Before Cameras} \]

\[ \text{(Continued from Page 1)} \]

\[ \text{10 shooting, topping the activity roster. The checkup:} \]

\[ \text{At Columbia: Seven shooting, including "Our Wife," comedy drama, with Ruth Hussey, Melvyn Douglas and Charles Coburn in the three top roles. Producer-director, John Stahl. His first picture for Columbia: "The Son of Davy Crockett." Bill Elliott western, with Lambert Hillyer directing.} \]


\[ \text{At Paramount: Eight shooting.} \]

\[ \text{At RKO-Radio: Ten shooting, including "The Father Takes a Wife," sophisticated comedy, with Ada Hearn, Gloria Swanson, John Howard, Don Ameche, Florence Rice and Helen Broderick. Director, Jack Hively, producer, Lee Morse. "Irish Face," gangster comedy, with Dennis O'Keefe, Frances Dee, Eric Blore, Steve Brodie, Marjorie Rambeau and Rand Brooks. Cliff Reid producer and Frank Woodfruff, director.} \]

\[ \text{At Republic: Four shooting, including} \]
Does she think of me—when the men-buyers are thinking of her?

I wonder who she’s modeling for now?...

Why does she enjoy her work so much?

I’ve got a model wife—and she’s always on pedestals!

Joan Blondell and Powell in

Model Wife

Charlie Ruggles • Lee Bowman • Lucile Watson
Ruth Donnelly • Billy Gilbert • John Qualen

Screen Play, Charles Kaufman, Horace Jackson, Grant Garrett • Original Story, Leigh Jason

Produced and Directed by Leigh Jason

NATIONAL RELEASE APRIL 18th
He misunderstood her!
And 30 million other misunderstood women will rush to see why!
Berne Pact without Advantages—Kilroe

(Continued from Page 1)

tensive criticism of the three resolu-
tions to force payments to U.S. companies to foreign companies for use of their patents and copyrights to the Trade, Post Office, and Com-
bine, a sub-committee of the Senate Foreign Relations Com-
mittee, headed by Sen. Elbert Thomas (Z Utah) heard the pros and cons of U.S. adherence to the Berne Convention.

Contrary to expectations, no wit-
tnesses for the film industry ap-
peared at the House Patents hear-
ing. The Berne Convention hear-
ing, however, received the testimony of the hearing, chairman of the Copyr.
right Committee of the MPDPA, who told the sub-committee that to develop the Berne Agreement would be of no advantage to this country.

Too many countries have reser-

(Continued from Page 1)

vations which act against Amer-
ican interests, Kilroe said, adding that the Latin-American copyright situation was receiving better pro-
tection under the Berne Agreement than it would receive under the Berne Agreement.

The three resolutions in the House received criticism from Fran-\n
(Continued from Page 1)

cs Law at Columbia University, who pointed out that the resolutions were very loosely drawn and left a number of loopholes. He also pointed to the fact that the method suggested by which American com-
panies might receive funds which were tied up in foreign countries would hit particularly hard at small con-
cerns which were not large enough to make payments to U. S. nationals under directions from Germany.

Jennings Bailey, Jr., representing the American Bay Association, also op-
posed the resolutions, contending the method if used at all should not be restricted to patents and copy-

(Continued from Page 1)


ts.

right. Dr. Amos Taylor of the Depart-
ment of Commerce told the commit-
tee that the total exchange and
“freezing of credits” problem will have to be tackled to obtain satis-
factory legislation.

Schenck Counsel Charges Gov’t “Hanging” Attempt

(Continued from Page 3)

in the presentation of its alleged tax fraud, is scheduled to be tried before U.S. District Judge John T. Anderson, who was appointed to the bench in 1940 by President Roosevelt, in the District Court of the Northern District of California.

Corbin asserted that he had met the Government’s challenge as to the question of Schenck’s character and that the Government had failed to produce one man “from Coast to Coast whom could say one word against either of the defendants.”

The jury was reminded that promi-

(Continued from Page 1)

tances in the situation that only a determination that the returns were deliberately prepared in a

Carnival Opposition Up; Camps a Factor

St. Louis—Street carnivals will provide tough competition for the movie picture theaters of St. Louis, St. Louis County, Eastern Missouri and Southern Illinois this year than for several years past.

The close proximity of such large Army camps as Jefferson Barracks, Scott Field, Fort Leonard Wood and the naval training school is making the St. Louis County have increased the po-
tential business for carnivals in this section considerably.

First carnival license here has already been granted to the Oliver Amusement Co.

Willis Vance Files First Cincy Arbitration Case

The Chicago arbitration office has sent out a new arbitration case to the Vandyverne, State Theater, Morris, Ill., case which says M-G-M will supply product, but that definite season’s product is stipulated.

false manner was sufficient to up-
hold a conviction. Time after time, Corbin on one hand referred to the nature of the transaction, which pointed out the fact that the Gov-

(Continued from Page 1)

ternment had not upset their repu-
tation by the deliberate acts of falsehood.

U. S. attorney Mathias F. Correa will sum up for the Government to- night. His closing arguments of Federal Judge Grover M. Moscyski ex-
pected to follow.

The Film Daily

Wednesday, April 16, 1941

20th-Fox Sales Meet May Be Set for Chi.

(Continued from Page 1)

any set company policy on sales of pictures in block of five under terms of the New York consent decree that in his opinion it would be impossible to set any policy now but one that “give and take” would probably be necessary in any sales plan.

 Asked whether or not any con-
tacted action is being called to be taken by the major companies to reopen English remittance negotiations, he said that any steps will be through the House office and that certainly the whole question was under the close scrutiny of all companies, although nothing concrete has been formulated or discussed to date.

Kent will leave for the Coast shortly after May 15 for studio con-
ferences on budgets, next season’s program and other company matters. Herman Wocher, sales chief, will also attend the studio huddles.

British Industry Faces A Shortage of Labor

(Continued from Page 1)

material nature to the film industry’s large in England, but asserted that the industry has been facing a severe labor problem which is be-

(Continued from Page 1)

through the company’s own

prints.

Ojierholm, who was met by his
family, will be here for about four or five weeks before returning to his post. He secured his re-entry permit before he left.

Chic. Biz Outlook Improving

Chicago—Business outlook here is regarded as improving. Easter week-end business was heavy at film theaters.

TO THE COLORS!

Falls Church, Va. — Harry Raw-
lings, manager of the State Theater, has been inducted into the United States Army.

New Haven — Off to the colors: Lewis Votto, usher of the Dixwell Playhouse, and Jimmy Bonney of the Community Theater, Fairfield, both enlisting in the Navy.
**REVIEWS OF THE NEW FILMS**

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**"Ziegfeld Girl"**

By James Stewart, Judy Garland, Hedy Lamarr, Lana Turner

131 Mins.

**Ziegfeld, ROARING, GLAMOROUS, GLAMOUR GILA, a dream-dal,</**

or STREETS. ZIEGFELD WILL THIS WHETHER IT'S ON BROADWAY OR MAIN STREET.

A Metro hallmark of box office is the "Ziegfeld Girl," as glitzy and glamorous as ever when the little, lovely people with talent and beauty do honor to the Ziegfeld name and the tradition, telling a dramatic and charming story of delightful peace and being kept in every detail in the story. Audiences every place will be stirred by this warm and richly human romantic drama as it unfolds on the screen, verges on a tragedy that will bring tears and then sweeps to a satisfying climax by virtue of a miracle--all in this case entirely believable and completely apart from the customary gung-ho to the customers to "keep on happy!" Everything about the picture is swell, if that adjective is adequately descriptive, and, too.

It is far from being a straight out-and-out drama, although that's what it basically is, but there are loads of laughs, subtle in spots and in other places uproarious, blended perfectly in every instance into the smooth-flowing continuity of the story itself. And, at last, it reaches dramatic heights that will bring tears to many an eye, even to some of the toughest of screen audiences, with tragedy that is understandable, completely believable and naturally conveyed to the screen without any obvious hokum to dim the lustre of the human element in dramatic terms.

**"Penny Serenade"**

By Irene Dunne, Cary Grant, Edgar Buchanan

**Columbia** 125 Mins.


Audiences every place will be stirred by this warm and richly human romantic drama as it unfolds on the screen, verges on a tragedy that will bring tears and then sweeps to a satisfying climax by virtue of a miracle--all in this case entirely believable and completely apart from the customary gung-ho to the customers to "keep on happy!" Everything about the picture is swell, if that adjective is adequately descriptive, and, too.

It is far from being a straight out-and-out drama, although that's what it basically is, but there are loads of laughs, subtle in spots and in other places uproarious, blended perfectly in every instance into the smooth-flowing continuity of the story itself. And, at last, it reaches dramatic heights that will bring tears to many an eye, even to some of the toughest of screen audiences, with tragedy that is understandable, completely believable and naturally conveyed to the screen without any obvious hokum to dim the lustre of the human element in dramatic terms.

Exhibitors have a first-class piece of merchandise for their screens in this picture, for any house and all types of audiences. It is a picture that will affect everyone to some degree, depending upon the course of their own lives. It might be termed a woman's picture, with tragedy striking Miss Dunne as an accident kills her unborn child and prevents her from ever having one, and subsequent to that a child is a keynote in the story; but no man could fail to be caught in the whirlpool of emotions and events generating from this situation. It is a picture which deserves attention, lots of attention, in every box office, and in every theater. As the reviewer said, "it boasts two of the top "names" draws on the screen today to give it a ne plus ultra rating.

Director-Producer George Stevens deserves dupe praise for his splendid job. His directional job leaves nothing to be desired, there are intimate touches every place that give you a jolt, the characters move across the screen in understandable, warmly human ways, and the story itself moves smoothly from romance to tragedy to comedy and then again through the whole gamut of emotions without a single false note to mar its perfection. The splendid original story that was written by Martha Cheavens and Morrie Ryskin is responsible for the smoothely-paced screenplay, which is a highly praised and well-worth. All technical work is excellent, the camera work and musical scoring being tops.

As to the players, it is a relatively small cast with only four players. Including Miss Dunne and Grant, who could be termed as the two main stars, the remaining original of "Penny Serenade" is superior in charm and grace and in the full sense of the word, lovely to look at and in a delicate manner that is not appropriate for a stock performer on a stock sentiment that is perfectly shaded. Grant is equally good, and in this reviewer's opinion has never been better. Grant has always been fine in either comedy or semi-devil-may-care roles, but here he is spotted with a characterization that called for dramatic his-
17,400 admissions were paid at the Roxy Theatre, New York City, the day this photograph was taken and of course, the picture is HELD OVER for second big week! Only one other U. A. release in the past three years exceeded the terrific opening day's gross of "Pot O' Gold" at the Denver Theatre, Denver!

"A highly satisfactory grosser beyond question. It's a knock-out! James Roosevelt proves he knows audience values!"
—Hollywood Reporter

"The debut of James Roosevelt as a producer can very definitely be termed auspicious. The picture presents a wealth of exploitation material!"—Film Daily

"Can easily climb into the really important coin classification. Tailored for mass appeal, it should prove an impressively profitable exhibitor venture."—Boxoffice

"The hilariously funny 'Pot O' Gold' contains the stuff of which movie hits are made!"—Cue Magazine

"A sprightly musical, frankly fashioned for the box-office and sure of succeeding there."—Newsweek

"Fast-stepping, laugh-provoking, song-laden, highly entertaining film fare."—Motion Picture Daily

"Fast-moving comedy, abounding in tuneful numbers, speed and good gags. It aspires to entertain and this it does with great success."
—New York World-Telegram

"Lively, tuneful and amusing!"
—New York Daily News

"A merry farce with corking performances. All in all, it's a pot o' fun."—New York Post
TOA ASKS BAN ON NAZI, ITALIAN FILMS

0,349 U. S. Film Theaters Now Using Dual Bills

of More Than 300 In near: Houses With Single Policy Also Rise

Double features, assailed repeatedly by public groups, critics and even a respectable segment of the industry, scored gains rather than suffered reverses in 1940, according to the 1941 edition of The DAILY Book of Motion Pictures, just published.

Wearies 10,091 operating U. S. theaters followed a dual policy in 1939, in 1940, the total was

Bryant Heads New S. C. Exhib. Group

Columbia, S. C.—Theater men from all sections of the state gathered here Tuesday and formed the South Carolina Theater Owners Association. R. R. Bryant, of Rock Hill, was named president; Lee Little, of Camden, and Royd Brown, of Winnsboro, vice-presidents. The post of secre-

Montcalm Theater Corp.'s Suit Dismissed on Briefs

Detroit — Suit of the Montcalm Theater Corp., operating the RKO Uptown, against the Royal Theater, of the United Detroit Theaters, Partial, an account affiliate, has been dismissed on briefs. While details have not been revealed, it is understood that the Uptown, which sought seven days clearance over the recently built Royal, will play day and date with that house.

Nazis Seize Paris Branches

May Be Used to Distribute Propaganda Pix

S-I Will Handle Physical Bookkeeping on 'John Doe'

Occupation of all American film company offices in Paris by German military authorities was reported from Vichy yesterday although U. S. companies had received no official confirmation of the report. Foreign

Westway Hearing Continues Today

"Kane" Into N. Y. Palace May 1 for World Premiere

"Why Can't They Let Us Alone During This National Emergency?" Asks Ed Kaykendall

While the American film industry is of its pitch in and doing its best to carry out its national defense program responsibilities, it is "still being kicked around in many quarters, threatened with drastic laws and burdensome regulations, knitted in the back by fifth columnist within the industry, and mired down in endless litigation, while our business is being all changed around by the consent decree." Ed Kaykendall, MPTOA presy, charges in a general bulletin released yesterday.

"Why can't they let us alone during this national emergency, so we can do the job that should be done?" demands Kaykendall.

Bulletin largely is devoted to the MPTOA national convention at the Ambassador Hotel, Los Angeles, June 9-12, at which the FCC will be host.

New York Allied Also To Submit Resolution Against Axis Pix in U. S.

The U. S. Government will be asked to ban German and Italian motion pictures from this country in a resolution to be presented to the ITOA membership at a meeting scheduled for next Wednesday at the Hotel Astor. A poll of members, according to an ITOA release, indicates that the resolution will be adopted unanimously.

Cohen's Statement

On the heels of the disclosure of the forthcoming ITOA action, it was announced by Max A. Cohen, presi-

Para. Tills Shorts

Propage Budget 40%

Paramount's short subjects budget for the coming season represents an increase of approximately 40 per cent above that of the current season. This indicates that Paramount is going after short subjects business to a greater extent than in previous years.

Para. Morgan, head of the shorts

$500,000 in Film Scripts

Brought In By Pressburger

Arnold Pressburger, veteran European producer, who is extending his activities to Hollywood, has some 40 or 50 scripts valued at approximately $500,000 from which to work.

GWTW World Gross

Now at $32,000,000

Total gross on "Gone With the Wind" has now hit the $32,000,000 mark, it was learned this week. Business is reported continued at a brisk pace both in the domestic and foreign markets.

Australia to Remit $2,300,000 for Pix

Australian remittances to this country for 1941 have been agreed upon, it was learned yesterday, with $2,300,000 named as the figure okayed by the Australian Government. This figure is a drop of about 32 1-3 per cent from the 1940 remittance total of $3,100,000. However, the reduction is less than the rate made by the British Government in remittances to the U. S. from that country.

July London Arbitration

Earing Over Till May 10

Detroit—Arbitration case of Julius D. London's Midtown Theater against the Coliseum Theater and distributors as principal respondents, which was scheduled for hearing next Saturday, will be post-

(Continued on Page 4)

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(Continued on Page 4)

(Continued on Page 4)

(Continued on Page 7)
Casanave's Motion Denied; Robbins Suit Trial in May

Charles L. Casanave yesterday lost an important fight when the Illinois Court of Appeals ruled that the late Joseph Robbins from bringing his suit to trial when the New York Supreme Court Justice Carroll G. Walter decided early yesterday afternoon that the Illinois Court of Appeals will go on trial with Robbins cross suit. Action will be tried at the May term.

William Dantoff Dies

Syracuse—William Dantoff, 73, neer of Gilbert and Sullivan actors, died yesterday at his Stakemates home.

Mich. Court to Get Briefs In Carmen Theater Dispute

Mansfield, Ohio—The Michigan Supreme Court heard the case of Joseph Stoia against Joseph Miskinis, president of the Grovelick and Stoia company, which operates the circuit court in Detroit which recently granted an injunction restraining the opening of the New Carmen. The court in favor of Stoia and Miskinis dissolved their partnership and Stoia would not build or operate a theater within four miles.

Miskinis was given till April 26 to file briefs, with Stoia given till May 8. Decision is expected in the last of May. The house has been finally completed and after a five day order recently allowed by the Supreme Court, may not open.

B'way Producers Move To Discontinue DG Suit

A rift in the unified front of the League of New York Theaters was revealed yesterday when it became known that a group of members, including Sam Harris, Herman Shumlin and Max Gordon, have drafted a petition to vote on disassociation of the League's monopoly suit against the Dramatists Guild.

The group charges the suit was illegally instituted under the by-laws of the League.

E. M. Loew Opening All Drive-in Theaters Today

Boston—The E. M. Loew circuit will open all of its Drive In theaters today, Loew recently took over a new Drive In at Milford.

Phil Smith now operates eight Drive Ins in the area. A group of this area with theaters located in Detroit, Cleveland, Cincinnati, Indianapolis, Milwaukee and St. Louis.

The headquarters are in the Metropolitan Theater building in the Hub.

Jack Baxter to Produce Select-O-Vision Slot Pix

Select-O-Vision, first of the selective in-the-slot film devices, will use a number of screen personalites in its musical shorts which will show name bands and vocalists.

Jack A. Baxter, cousin of Warner Baxter, left yesterday for Hollywood where he will obtain a studio in which to produce the Select-O-Vision subjects.

Two Units to Complete DuMont's Teletube Station

DuMont's new television transmitter atop 515 Madison Ave. is now nearing completion while program plans are being shaped into shape in anticipation of commercial television. Delivery and installation of two more units will complete the station, W2XW.

Will Ballantyne, program director has rounded up a variety of film subjects, both 35 and 16 mm., for use when transmissions are started.

A film pickup room has been specially designed with a battery of 35 and 16 mm. projects which project through holes in a fireproof room to a television pickup mounted on wheels and running on rails parallel to the projectors.

DuMont claims reduced glare and heat in lighting of live pickups through the use of banks of fluorescent lights that can be augmented with spots for special effects.

Retail Men's Wear Council In Warner Sartorial Tieup

Under the terms of an unusual promotion arranged between Warner Bros. and the Retail Men's Wear Council of New York, the Council will provide a complete wardrobe for the star of an as yet unsalted Warner September release and merchandise the star so that he will be permitted to reproduce the wardrobe without royalty payments.

Film will be shown at the Fall clinic of the Council and the star will model the clothing. Local retail stores will tie in with local showings of the film in their advertising and promotion.

Theater Tax Possibility Looming Up In Illinois

Springfield, Ill.—It is reported that if the 3 per cent sales tax is reduced to 2 per cent and the resulting collection is insufficient, in addition to an increased liquor and cigarette tax, a state levy on theater tickets may be proposed by House leaders.

Pix Propagandize for War, Wheeler Again Charges

Salt Lake City—Senator Burton K. Wheeler, in addressing the city's America First Committee, again attacked motion picture propaganda for getting the U.S. into the European war. The Benedict Arnold of the present war might be found "on the silver screen," he stated.

VITACOLOR PRESENTS
PERFECT TWO AND THREE COLOR 16MM BOUND PRINTS FROM BASE OF FILM DOUBLED FOR ROXBURGHE. VINTAGE, HIGHEST QUALITY, COLOR SURED, COPIES OF THE PRINTS ON GASPARCOLOR, FILM HOOLYWOOD COLOR FILM CORP. BURBANK, CALIF.

Thursday, April 17, 19—

COMING AND GOING

JULIE LEVY, prey of Mayfair Products, plans out of Hollywood tonight for an engagement here with Olsen and Johnson Levey in forthcoming film production of "Nell Poppin." He will be accompanied by H. Peter Cper, PETER, DRIPER, GLEN TRYON, associate producer.

HARRY STERN, Coast distributor of pictures, arrived here yesterday for a one day stay.

ANTONIA and ROSARIO have returned from Coast to resume their engagement at the Wdorf after appearing in Metro's "Ziegfeld Follies."

ALICE FAYE returns to the Coast show casting latest a three months' vacation the going to spend here.

MRS. WILLIAM ANTHONY MCGUIRE in the Coast, ARNOLD PRESSBURGER and ALBERT COURVILLE have deferred their departure the Coast until tomorrow. THEODORE BAU FELD accompanies them.

EDDIE BRACKEN arrived yesterday from Wood.

II. House Bill Would Restrict Daylight Saving

Washington Bureau of THE FILM DAIL

Washington—The Senate Foreign Relations Subcommittee hearing the Berne convention was postponed until today as a result of the foreign relations committee report failed to go on session on the con-

Pacie Ripple Dies

Pacie Ripple, tenor and actor with the D'Oyly Carte Opera Co. in Gubert & Sullivan operettas, and Charles Hoyt's musical comedy productions, died yesterday at P. Graduate Hospital. Funeral will be held tomorrow at 1 p.m. at the Lit Church Around the Corner.

WHAT SPEED'S YOUR NEED

WHEN SPEED'S YOUR NEED

PHONE TELEGRAPHS

WHEN SPEED'S YOUR NEED

PHONE TELEGRAPHS

WHEN SPEED'S YOUR NEED

PHONE TELEGRAPHS

WHEN SPEED'S YOUR NEED

PHONE TELEGRAPHS
For instance, typical Variety headline!

‘BAD MAN’ GOOD $9,000, BUFF. STRONG

BUFFALO, April 8.

Beery in “Bad Man” is Box-Office. The kind of western comedy-thrill they love him in!

“THE BAD MAN” starring WALLACE BEERY with LIONEL BARRYMORE • Laraine Day • Ronald Reagan • Screen Play by Wells Root • Based on the Play by Porter Emerson Browne Presented by William Harris, Jr. Directed by Richard Thorpe Produced by J. Walter Ruben A Metro-Goldwyn-Mayer Picture
**Schenck-Moskowitz Appeal Expected**

(Continued from Page 1)

after deliberating for 10 hours, Schenck was found guilty on two counts, Moskowitz on one. There were four counts in the indictment. On the first count, evasion of the income tax laws by filing of false returns for 1935, Schenck was found guilty, Moskowitz not guilty.

On the second count, same as the first but for the year 1936, both Schenck and Moskowitz were found guilty.

On the third count, same as the two above, but for the year 1937, both defendants were found not guilty.

On the fourth count, charging conspiracy to defraud the government, both defendants were found not guilty.

The court set April 24 for the filing of motions to set aside the verdict or other moves by defense counsel and for the sentencing of the defendants. An immediate appeal is anticipated.

The jury returned three times during the course of its deliberations for instructions. On its second return it asked to have Judge Grover C. Moskowitz's hour-and-a-half charge read to it. On its third return, a few minutes before rendering its verdict, it wished to know whether, if it found the defendants guilty on any of the first three counts, it must also find them guilty on the fourth count of conspiracy; Judge Moskowitz's reply was "No." Maximum penalty involved is five years in prison and a $10,000 fine on each count.

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**Altschuler Leaves Republic**

West Coast Bureau of THE FILM DAILY

Hollywood — Richard Altschuler, for the past 18 months, purchasing agent for Republic, has resigned and is en route to New York where he will announce new affiliation. He is succeeded by Al Horwitz, who has been head of the camera department, and Robert Johannes, who has been assistant to Horwitz, becomes head of the camera department.

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**Detroit Managers’ Strike Is Settled**

Detroit—First strike by theater managers was informally settled by agreement with details of the settlement scheduled to be worked out at a midnight conference last night. Manager of the Palmer Park Theater, who was the only manager called out on strike and who has been with other pickets on his house for two weeks, is to be taken back with union standing, but the other four houses owned by Raymond Schröder are not to be affected at the present time.

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**Along the Rialto with Phil M. Daly**

- ARNOLD Pressburger, distinguished European producer and head of Arnold Productions...and will consult "The Shanghaid Gesture..." to the company's 1941-42 lineup...met the trade press at an informal luncheon yesterday...in the Perroquet Room of the Waldorf-Astoria Pressburger...identified with the European industry since 1909...and responsible for the development and progress...of many a present-day Hollywood producer, director and artist...will make his American producing debut...with "The Shanghai Gesture"...His own film career began in Austria...with subsequent notable chapters written...in Berlin...in London...and in Paris.

- ARTHUR W. Kelly, UA vice-president and sales chief...presided at yesterday's luncheon...and introduced Pressburger...who spoke briefly...and then faced a volley of questions...written by Gene Herberg...adaptation of the John Colton drama...Seated around the board were...in addition to those already named...Albert DeCourville, Theodore Bauffeld, George Burrows, Harry Gold...Haskell Masters, Harry Buckley, James Mulvey, Paul Lazarus...Walter Gould, Phil Dow, Monroe Greenhalth, "Skip" Weshner, Al Margolies, Leo Pillot..."Chick" Lewis, Don Mersereau, Chester B. Bahn, Sherwin Kane...Herb Cohn, Jack Harrison, Lionel Tol, Len Weisberg, Herb Golden.

- NOMINATED as stunt of the Week...Metro's The Ancient and Honorable Society of Stage Door Johnnies...launched in the interest of "Ziegfeld Girl"...and the Ziegfeld Girls Ball at the Waldorf-Astoria April 31...or vice versa...Ferry Charles of M-G-M and WHN yesterday celebrated his 20th wedding anniversary.

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**Nazis Seize U. S. Paris Film Offices**

(Continued from Page 1)

department heads here said they presumed the story was correct.

According to the Associated Press employees of the American distributing companies’ offices were to leave by German soldiers who moved guard over the premises. It was stated by a Paramount representative in Paris.

It was said that officials of the companies had called a meeting discussing the situation and the expressed concern over a report that the Germans planned to block the bank accounts and eventually to order the companies and use them to circulate propaganda films.

The Associated Press said that spokesman of the U. S. Embassy in Paris had said that the news “did not come as a surprise.”

**“Kane” Into N. Y. Palace May 1 for World Premiere**

(Continued from Page 1)

1 when it will start a two-day test served seat engagement. Picture was open at the Woods and Palace theaters, Chicago, May 6 and on the Capitol and the El Capitan, Holl wood, May 8 with all premiere seats priced at $2.20. Starting May 11, the shows will be 75 cents, matinees and $1.10 and $1.65 evenings, two performances daily. May 9 the film opens at the RKO Hillstreet Theater with two matinees and one evening show, at the same prices. All seats will be reserved at both theaters.

Barret McCormick, director of publicity and advertising, and Terr Turner, head of field exploitation leave for Chicago to prepare the opening in that city.

Heart press across the country continuing its anti-Onor Woll campaign. New York Journal-American yesterday carried another Los Angeles dispatch detailing the “public outrage” stirred by the Free Company, radio program for CBS, which was reported in the story that the Los Angeles County Board of Supervisors and San Francisco Supervisors had lined up with the American Legion in opposing “broadcasts, a subversive tinge.”

Hearts heard strong papers in both Frisco and Los Angeles.

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(Centralized from Page 1)

Manager-treasurer will be filled at a later date.

Directors include Warren Irvin, Columbia; M. P. Schnibben, Florence; A. L. Mason, Lauraville; and J. C. Long, Charleston.

President Bryant yesterday extended an invitation to all independent theater owners and exhibitors in the state to join the new association.

**Carrier Probe Hearing Here**

Albany — The Public Service Commission will conduct an adjourned hearing at the State Office Building, New York, at 10 a.m. today on investigation by the Commission of transportation by State Film Delivery, Inc., of unauthorized property between points not included in its certificate.

**Editing “America Speaks”**

“America Speaks” documentary using clips of the most important shots of news events in telling the story, is being edited by “Bud” Pollard, and is expected to be completed in about a week.

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**S.J. Will Handle Physical Bookkeeping on ‘John Doe’**

(Centralized from Page 1)

tion whereby S.I. will handle the physical bookkeeping on the Cagro production “Meet John Doe” for the domestic market. Lowell Calvert, S.J. executive, will approve contracts on the picture under terms of the deal, with inking of the pact only remaining formality. Deal does not include foreign distribution.

Distribution is being handled by Warners.

**Tay Garnett Forms Company**

West Coast Bureau of THE FILM DAILY

Hollywood — Tay Garnett has formed an independent producing company. He will produce and direct four pictures, the first of which will be “Three Sheets to the Wind,” starring Brian Donlevy. He has engaged Ken England to prepare the continuity from Garnett’s story, “World Cruise.” Universal may distribute the film, as story was promised to it, but Garnett is reported also to be negotiating with United Artists.
TO THE COLORS!

Sloane, N. H.—Arthur W. Stone, this city, actor and former assistant stage manager of the Repertory Theater in Boston, has enlisted in the S. Army and is temporarily stationed at Fort Devens.

TO THE COLORS!

HOLLYWOOD SPEAKING—

By RALPH WILE

HOLLYWOOD SPEAKING—

By RALPH WILE

DA's to Ask Ban
Axis Pix in U. S.

(Continued from Page 1)

of Allied Theater Owners of York, Inc., and an MPTOA member, that a similar procedure could be proposed in the name of the MPTOA in Los Angeles, who has advised Ed Key, head of his intention to raise the question at the convention, was authorized by the MPTOA president to make the following statement:

The continued exhibition in this country of German and Italian motion pictures is deplored. We hope the Government will find means of which to exclude pictures from totalitarian countries since the sad purpose of such films is propaganda contrary to American ideals.

It is expected that the question of banning films with the above objects which will be discussed at the MPTOA convention in Los Angeles from June 9 to 11 inclusive.

The government, whereas all American films are banned in Germany, Italy, German and Italian films are permitted entry into the United States without restriction. Even American films to be shown in totalitarian countries are subject to Government control, while the remnants of the German and Italian films in the United States can be exported. The MPTOA is on record that for the purpose of all-out defense measures we should aim at excluding totalitarian propaganda films.

It is necessary that the motion picture industries in the totalitarian countries are Government-controlled so that nothing can be produced except as dictated by Government authorities. Moreover, national and therefore American, films as exported from these countries for the purpose of entertainment are forbidden, and the making more of straight propaganda films for these totalitarian regimes.

NAZIS CENSORED 3 U. S. PIX

The resolution to be presented to the TOA meeting will point out that back in 1940, 45 German and 54 Italian motion pictures were shown in the United States. Most of these films were released purely because of their propaganda content and netted a total of $22,901 to be used in any manner and at any time of the year. In the same year, the resolution states, from January to September inclusive, three American films were released purely and presumably in Italy and 22 were shown in Italy. The revenue collected from such showings was not allowed to be returned to the United States. A recent order in Italy now prevents any American films from being shown there.

Remittances to Germany and Italy are permitted without any restrictions inasmuch as the funds of the two countries in the United States have not been frozen by any Executive order.

The theater owners group will state that the banning of films from Germany and Italy can be accomplished either by Executive order or by Congressional action.

Inconsistent With Defense

The resolution will also say that the Government defense program is being hampered by the participation of exhibitors who are devoting much of their screen time to subjects depicting our progress in the manufacture of necessary defense weapons, to the graphic portrayal of the American way of life and to the army and navy as offering grand collective activities of the men and women of the nation. At the moment, over 9,000 theater owners have signed pledges to cooperate in this work. To allow into the country the motion pictures made in Germany and Italy is entirely inconsistent with this work and the policy and aims of our Government, the resolution will say.

In a rider to the resolution, the association states that if for some reason of policy or law with which it is not acquainted, Germany and Italian pictures cannot be banned, then a compromise might be made in which only films with propaganda as their content.

In this event, Government officials would view all pictures from Germany and Italy. The Government would be able to analyze the materials and determine if it would be advisable to ban any of these pictures admitted, and it is advocated that it is the Government's responsibility to determine if such pictures should be marketed in the United States and the public's health and safety has a right to be protected.

The resolution states that the proposal be adopted by the MPTOA and that it be submitted to the Government as a means of protecting the interests of the American public.

Westway Hearing Continues Today

(Continued from Page 1)

ager, testified that he felt Durkee's Edgewood should have 11 days over the license and that the Alhambra and Irvington clearance should be less. If RKO could sell the Edge- wood house, it would drop the Westway unless the latter won a second day clearance he stated. Other branch managers who testified were J. E. Fontaine, Paramount, and Sam Wheeler, 20th-Fox.

Jack Levin, owner of the Irvington, defended his theater's prior run over the Westway, contending his theater was superior to the Homand house, even though the Westway is newer. He charged that Homand is merely a promoter and has no financial interest in the Westway. Homand previously testified that he has a large amount invested in the Westway. Levin said the Irvington was devoted over a period of 16 years and Homand is trying to "mess up the situation." Homand merely claimed a bad spot for the Westway, Levin said, and is not entitled to protection over the Irvington.

The hearing continues today.

Welfare Fund At $50,000 Mark

Chicago—Jack Kirsch, Illinois Allied proxy, reports the Jewish Wel- fare Fund has reached $50,000. Drive is under way to fill the $80,000 quota this week.

10,349 U. S. Houses

Now Using Duals

(Continued from Page 1)

10,349, according to the Year Book's statistical review, covering seven pages.

Single feature policy theaters also!!! The New World, in New York, with duals in 1940, but to a lesser extent. Total now stands at 7,192 as against 6,972 in 1939.

Ask Md. Governor Hold Hearing on Jai-Alai Bills

Annapolis, Md.—Gov. Herbert R. O'Conor has been asked to hold hearings on a bill to legalize jai-alai in Montgomery County, which passed the General Assembly, but which opponents would now like to have him veto. Several Montgomery County civic groups are opposing the measure, and even some of the legislators who helped push it through the closing hours of the Assembly have since withdrawn their support.

Hollywood Speaks—

By RALPH WILE

HOLLYWOOD SPEAKING—

By RALPH WILE

DAY'S News roundup: Twentieth-Fox has given Julian Johnson, story department head, a new one-page contract. Richard Carroll, writer, has a similar commitment from Columbia. By Paul E. Goddard draws the femme lead in "Reap the Wild Wind". And Rita Johnson gets one of the two female top spots in "Heaven Can Wait".

While Evelyn Brent is paramount's choice for the second feminine lead in " Forced Landing", Warren Williams joins the cast of 20th-Fox's " Wild Geese Calling," and the studio has set George Montgomery and Lynne Roberts as leads in "The Last of the Duques.

BOB TAPLINGER, head of Warner Bros. publicity department, has been appointed chairman of a newly formed group to be known as the Publicity and Trainer Division of the Screen Producers and Distributors of America, and in charge of National Publicity for the promotion of the sale of defense savings bonds and stamps. The campaign starts throughout the country on May 1.

PAUL VOGEL, cameraman, Larry Forrester, production manager, and Julian Hochfelder, script writer, have gone to Camp Ord, where they will start a series of shots of Army experts in action for Pete Smith's new subject film, "Army Champions," to be made for M-G-M.

CLARENCE BROWN, M-G-M director, has sent a camera crew to San Francisco to film sections of Chinatown and interiors of several picturesque Chinese structures for use in a China sequences in "The Uniform." In Brown's picture, Clark Gable and Rosalind Russell are jewel thieves. 

CLAUDE BILTON, Columbia scenarist, who wrote the screenplay for Wesley Ruggles' production, "Arizona," has been offered the task of writing an original screenplay based on the life of Argentina. The picture, to be made in Argentina, is intended to draw attention to the opportunities to be found in that country.

MONTER-GRAY AGENCY has set Luci Ward to write an original for the first Bill Elliott-Tex Ritter co-starrer at Colum- bia.

JACK FORREST has taken an option on Louis Bromfield's "McLeod's Folly" at a reported price of $40,000. Forrester plans to produce the opus as the first American film, since his return from Europe, for Forrester Film Corporation.

FRANCIS LEDERER has been signed by Republic to play the male lead opposite Judy Canova in "Fuddin' Head." Picture is budgeted at $750,000. Others cast include Slim Summerville, Alva Kruger and Eddie Foy, Jr. Joe Santley will direct for Albert Cohen. Picture goes into pro- duction April 23. Julie Styne and George Cherkos have already completed five songs which Judy will sing in the picture.

Three Frisco Radio Stations Broadcasting 120 Weekly Programs from Telenews Studios

San Francisco—Stations KSAN, KFRC and KGO in collaboration with the downtown Telenews Theater are now airing more than 120 broadcasts weekly from a new audience studio erected in the theater's basement. It's regarded as a record in theater-radio co-op.

The news staff, headed by Bob Davis, sets up day and night in a glass-enclosed news room in the Telenews studios, and from them also airs quiz show sustainers, commentators and a weekly current events roundtable. The NBC three-leader program KFRC airs three audience quiz shows weekly from the studios, while KGO broadcasts the five-a-week Daily Chronicle News Conference. Other KGO shows are pending.
“Model Wife” with Joan Blondell, Dick Powell, Lee Bowman
Universal
78 Mins.

SMOOTHLY GEARED COMEDY SHOULD MAKE A FINE APPEAL FOR ALL TYPES AUDIENCES.

This smooth-running, high-pointed, romantic-comedy, with names, story value and bright production, is bound to return at the box office due to its down-to-earth appeal for the average spectator, and particularly for the young married couple. Word-of-mouth advertising should build this first of the Leigh Jason-Universal releases into a tangible asset to Universal, to the profit-sharing Jason unit, and last but not least, Mr. Exhibitor.

The combining of Joan Blondell and Dick Powell in the top roles leaves little to be desired. Both perform with a natural flair for comedy that should bring fan mail demands for their co-starring in other features. Blondell, as usual, turns in a “peak” performance. Powell, in his proves his ability for top consideration as a light comedian. Charlie Ruggles, Lee Bowman and Lucile Watson perform in support roles that are worthy of special note. Billy Gilbert in a small part is impressive. Completing the able cast are Ruth Donnelly, John Qualen, Lorraine Kruerger and Glen Turnbull.

To producer-director Leigh Jason goes outstanding credit. Starting with the controversial film, he holds promise of unusual box office returns. It was whipped into an excellent screenplay play by Charles Kaufman, Horace Jackson and Grant Garrett. Jason provides fine production values as the background for his deft, high-pointed, direction. Jack Oterton’s art direction provides finely chosen settings.

Faced with the dual responsibility, Blondell and Powell try to accumulate the necessary funds by both working. The department store, where they are employed for a black and white woman. Keeping their marriage secret, becomes a problem when the bosses wastrel son comes to work at the store, becomes enamored of Miss Blondell, who is his secretary. Jealousy enters. A divorce ensues ... with the marriage saved at the finale by the wastrel’s suddenly awakened mother.


CREDITS: Producer-Director, Leigh Jason; Screenplay, Charles Kaufman, Horace Jackson and Grant Garrett; Cameraman, Norbert Brodine; Editor, Arthur Hilton.

DIRECTION: Good. PHOTOGRAPHY: Good.

Julius London Arbitration

PONED three weeks to May 10 on request of Samuel J. Rabinowitz, attorney for London, who is victim of sacroiliac condition. Paramount as well as other distributors, on question of jurisdiction but Rabinowitz’ brief has not been filed.

“The Invisible Ghost” with Bela Lugosi, Polly Ann Young
Monogram-Banner Prod. 64 Mins.

IMPORTANT PREVIEW
MURDER-STUDDED STORY WITH BELA LUGOSI SHOULD CLICK WITH “HORROR FANS.”

A murder-studded story, fitted to the Lugosi system of horrifying, replete with chills, off occurring murders, romance and the execution of an innocent man, blende into film fare that will satisfy the “horror fans.”

Bela Lugosi turns in a convincing performance as the psychopathic killer. Polly Ann Young ably furnishes the romantic interest for John McGuirre, who, cast in a dual role, proves his capability of playing mephitic parts. Produced by Sam Katzman, with Peter Mayer acting as associate, the opes keeps a fine level of production values, whereas Lewis’s efforts handling the difficult direction. Clarence Muse, Betty Compson and Ernie Adams offer fine support in lesser roles. Terry Walker, George Verno, Orlaet Nemes, Fred Kelsey and Jack Mulhall complete the cast.

Faced with the task of overcoming the "chee-loss" killings at the Keisler’s (Lugosi’s) home, the police, convict his daughter’s fiancé on circumstantial evidence and execute him. His twin brother appears on the scene. The story which was whipped into an excellent screenplay play by Charles Kaufman, Horace Jackson and Grant Garrett. Jason provides fine production values as the background for his deft, high-pointed, direction. Jack Oterton’s art direction provides finely chosen settings.

Faced with the dual responsibility, Blondell and Powell try to accumulate the necessary funds by both working. The department store, where they are employed for a black and white woman. Keeping their marriage secret, becomes a problem when the bosses wastrel son comes to work at the store, becomes enamored of Miss Blondell, who is his secretary. Jealousy enters. A divorce ensues ... with the marriage saved at the finale by the wastrel’s suddenly awakened mother.


CREDITS: Producer-Director, Leigh Jason; Screenplay, Charles Kaufman, Horace Jackson and Grant Garrett; Cameraman, Norbert Brodine; Editor, Arthur Hilton.

DIRECTION: Good. PHOTOGRAPHY: Good.

Paramount Tills Shorts Program Budget 40 P. C.

(Continued from Page 1)

sales department, yesterday began its Coast-to-Coast conferences with exchange personnel. Pep talks and discussions of sales policies will be held in all company branches.

Poyte, the Saloon, going Uncle Sam’s Navy and will be seen as a go in the first three cartoon subjects on Paramount’s 1941-42 lineup. Titles are “Poyte Joins the Navy,” “Blunder Below” and “Rootin’ Tootin’.” It’s the first move of its kind.

Add Things to Worry About

Boston—“Handle” at Narragansett Park, horse race track on opening day was $614,000, on second day $380,000 and on third day $380,000. New record for first three days, giving cause for film men to ponder seasonal effect of this type.

“Pirate of the Seven Seas” with John Lodge, Judy Kelly, Kenneth Kent
Film Alliance 62 Mins.

ADVENTURE MELLER WITH MODERN PIRACY THEME IS MILD PROGRAM OFFERING.

British-made, and apparently several years old, this adventure yarn with a piracy theme is just mild entertainment in the program category. It had good possibilities but the direction fails to build up the action and give the picture any suspense, and the story continuity is not as good as the original idea. The players are competent, but none of them have any marquee value. Picture will serve as a second choice for nabe houses.

John Lodge heads the cast, giving a capable performance. Judy Kelly provides the film’s interest and Kenneth Kent casts as the pirate. A strong supporting role falls to Louis Borell. Picture was directed by Harold Schuster from a screenplay by Noel Langley.

Lodge, a sea captain, agrees to smuggle some pearls from Shanghai to Singapore for a Chinese in order to get back to himself to return to England. Miss Kelly, Borell and several others board the tramp as passengers. Cabins take over the boat, then a man and ladies arrive for Captain Lodge, but he gets the situation under control and also gets the girl.

CAST: John Lodge, Judy Kelly, Kenneth Kent, Louis Borell, Bertha Belmore, Wynle Watson, Goffrey Toone, Jerry Verno, Frank Fettaglin, Frank Cochran.

CREDITS: Director, Harold Schuster; Screenplay and Story, Noel Langley. DIRECTION, Spotty. PHOTOGRAPHY, Fair.

“Flying Wild” Monogram

MILD COMEDY-DRAMA WILL PROBABLY GET BY WITH THE TOUGH FANS.

Hung on the familiar mannerism of Gorcey and Bobby Jordan (now the East Side Kids), this one should please their fans if said fans are willing to look a weak story and obvious low production.

The boys go through their usual routine of tough kid gestures and smart dialogue against a background of sobs and espionage in a plane factory. Hit upon a clue to the mystery of how plane plans are being-smugged across the border, the gang goes to work and eventually tracks down the conspirators.

CAST: Leo Gorcey, Bobby Jordan, Old Heiney, Bill Gorcey, Sunshine Sammy Morrison, Eugene Fray Joan Barclay, Dave O’Brien, Herbert Rison, George Penemke, Forrest Ta Alden Chase, Dennis Moore, Mary Bob Hill.

CREDITS: Producer, Sam Katzman; Associate Producer, Pete Mayer; Original Screenplay and Screenplay, Al Martin: Editor, Fred Jackman, Jr.; Film Editor, Ro Golden.

DIRECTION, Ordinary. PHOTOGRAPHY, Fair.

“Abroad at Home” Columbia

9½ M

Unusual Short

The amazing contrasts of 2 York City are sharply etched in one reel with producer-director, Bernard L. Dorfman, with the assistance of some costumed players, adds a twist to the tale of two worlds that seem a far cry from New York until they are shown with their surroundings. Harry Harshfield g the reel an amusing narration.

“Battle of the Atlantic” (The World of Today) 20th Century-Fox

9 M

Fine Series Inaugural

As the forerunner of a new set of subjects, this will go far toward making the folks look forward to subsequent reels. A compilation of newsreel shots showing British valiant efforts to keep open the vital routes between Canada and Italy and tales adds up to a dramatic and action-filled nine minutes. Opening bombing activities over London, and some of the great Bataclan subject turns to Canada’s war producing efforts and then highly the constant battle to convoy, as Colley informs the audience of Quentin Reynolds’ narration effective if sometimes over done in its slow-paced delivery.
San Francisco—Metropolis of the West

CHINA
Interesting Travelogue
Produced by Andre De La Varre. Subject is highly interesting and beautifully photographed. A thorough tour of the great western seas is made in the subject, giving us a first hand impression of city. The commentary is fine.

“Fishing Made Easy”
(Terry-Toon)
Century-Fox 7 mins.
Good Cartoon
Funny reel showing a fishing petition between a cat and a wall audience. The cat is the old-fashioned bent pin and the wall is the game, the former member of the comic strip.

“Playing With Neptune”
(Sports Review)
Century-Fox 9 mins.
Up to Standard
A not unusual compilation of athletic sports scenes featuring diving, water tobogganing, water baseball and aquanauting. Folks seem to be taken with the type of subject and this is right up to standard. Narration is by Ed Thorgersen.

0,000,000 In Film Scripts Bought In By Pressburger
(Continued from Page 1)

Recent productions subsequent to his hit, “The Shanghai Gesture,” to be censored by UA, it was disclosed yesterday by Pressburger at a trade news luncheon staged at the Waldorf-Astoria by UA. The Hungarian industry pioneer said that some of the scripts repudiated were re-edited stories, which were hits which he had filmed road during his extended career in Austria, Germany, England and France.

To start production preliminaries, Pressburger, who heads Arnold Productions, Inc., leaves tomorrow for the Coast. He will be accompanied by Albert De Courville, who will be his associate producer on the “Shanghai Gesture,” and Theodor Baumberger, former of N. Y. Curb Exchange Board, who has joined the new company as lawyer.

“The Shanghai Gesture,” rights to which were acquired from Lee Abbott, is slated for Fall release and may be roadshowed, according to Pressburger. Basic plot of John Colton is retained in the Geza Hergen screenplay, but the latter expanded, goes far beyond the play to picture present-day Chins.

“Caribbean Sentinel”
(Magic Carpet)
20th Century-Fox 10 mins.
Puerto Rican Review
Highlighting the important of Puerto Rico in the Panama Canal defense, this is a pictorial review of the islands showing the various local industries and tropical scenes. Additional shots of the U. S. Army and Air Service encampments are shown as the narration explains the future key position of the island in the Caribbean bases setup now under construction on U. S. and British possessions.

“The Spirit of 1941”
Columbia 10 mins.
Interesting Subject
Dealing with the United States Civil Service Commission and its employment program, this reel stresses the fact that the workers in defense industries are just as important as the soldiers in the field. It depicts many phases of the national defense program. The material used is well chosen and well presented. Basil Ruysdael provides the commentary.

“The Home Guard”
(Terry-Toon)
Century-Fox 7 mins.
Good Technicolor Reel
Gandy the goose joins up with the home guard and in a fast, colorful subject manages to single-handedly turn back a vulture attack on the barnyard. It’s a good Technicolor reel.

“When Knights Were Bold”
(Terry-Toon)
20th Century-Fox 7 mins.
Amusing Number
The adventures of Robin Hood as he fights to rescue his gal from the king who would marry her to the idiot prince make up an amusing subject. Seems that the king is broke and needs the prince’s money to refurbish the treasury but Robin Hood manages to save his gal of love and they escape.

Metro Withdraws Shirley Temple
West Coast Bureau of THE FILM DAILY
Hollywood—Metro has withdrawn Shirley Temple from “Barnacle Bill” in which she was to appear with Wallace Beery and has substituted Virginia Weidler. Whoopee cough was said to be the reason. Upon her recovery, Shirley will join Mickey Rooney and Judy Garland in “Babes On Broadway.”

Republic Suspends Judy Canova
West Coast Bureau of THE FILM DAILY
Hollywood—Republic, which has a deal with Judy Canova, has suspended her from salary for refusing to appear in “Puddin’ Head.” The company refused to grant her demand that she approve the scenario, the supporting cast and director, and a contractual amendment, according to the studio.

“The Miracle of Hydro”
(Magic Carpet)
20th Century-Fox 10 mins.
Worth While Subject
A documentary-type film reviewing the Columbia river area and showing how the Bonneville and Grand Coulee dams will rejuvenate the territory through electric power and irrigation. Folks with vague notions of what these often-mentioned dams mean to the country will come away from this subject with a clear picture of their possibilities. Film shows how the area, once a great lumber country but now cleared of its timber, is to be turned back as a mining, agricultural and manufacturing territory—all through power and water secured by damming the wild Columbia river. Subject is easily worth the 10 minutes’ screen time it takes to run. Narration is by Lowell Thomas.

“So You Think You Know Music”
Columbia 11 mins.
Musical Quiz
Hendrik Willem Van Loon, Col. Lemuel Q. Stoopnagle, Jessica Dragonette and Sir Hubert Wilkins pit their musical knowledge against a series of brain teasers in this quiz reel. Musical numbers are played and others are suggested by items of clothing and so forth. The experts do very well.

“The Jungle Archer”
Columbia 11 mins.
Fair Sport Reel
Tex Stone, a well known archer, and his wife, are depicted on a Mexican hunting trip. Stone kills a wild pig, better known in that country as a peccary or javelina, and then goes after bigger game in the shape of a mountain lion. He also gets the lion. The commentator states that a mountain lion is also known by several other names, and it sometimes called a “bob-cat,” which crack should be good for a lot of laughs. Mrs. Stone is also seen in the reel. On the whole, it is pretty dull as it has all been done before and done better.

“Black Eyes and Blues”
Columbia 16 mins.
Very Unfunny Comedy
Despite the best efforts of several competent players, including Roscoe Karns and Don Beddoe, this comedy attempt falls flatter than the cutting room floor. There are about three laughs in the picture, and that is a woefully deficient quotient in a two-reel job. Story concerns Karns and his wife, who is divorcing him, with complications provided by a wrestler and his wife who go to Reno for a honeymoon. Producer-director was Jules White.

Subscribers of THE FILM DAILY are now receiving their copies of the most important and most valuable book of information published in and about the motion picture industry—THE 1941 FILM DAILY YEAR BOOK.
This book, just published, is a dazzling collection of 52 factual essays, careful surveys and useful information about the physical theatre . . with 104 pages of photographic studies of theatre construction which took place during year ending December 31st.

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- F. W. ALEXA: Seats, Spacing, and Sight Lines
- ARMANDO T. RICCI: Color Schemes and Decorative Effects
- FRED A. CRUISE: Rest Rooms Appeal to the Ladies
- MARY O'HARA: Fabrics Express Individuality
- INSTITUTE OF CARPET MFGRS. OF AMERICA: Carpet Maintenance and Care

- K. C. MORRICAL: Plan Your Acoustics
- HAROLD S. KAPLAN: Acoustics As a Decorative Ally
- FRANK MILLER: Typography in Changeable Letters
- E. D. STRAIGHT: Effective Location of the Boxoffice
- THE SOCIETY OF M. P. ENGINEERS: Projection Room Planning
- JOHN K. HILLIARD: Performance Standards of Theatre Sound
- W. C. KALB: Efficient Application of the Carbon Arc
- LESTER ISAACS: The Use of Your Projector
- JAMES FRANK, JR.: Standards of Projection
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- The Perpetual Clearance Calendar
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DEPINET SEES NEW SELLING PLAN AIDING Equipment Makers Given Aluminum Preference

1 Film Equipment Placed "B" Category; Assures Supply of Needed Metal

Washington Bureau of THE FILM DAILY

WASHINGTON—Manufacturers of motion picture equipment, who were given a "B" preference rating yesterday by the Office of Production Management, in respect to their obtaining supplies of aluminum, were placed in a "B" category, which is for civilian uses only. (Continued on Page 11)

New Treasury Plan Lay Hike B. O. Tax

Industry leaders speculated yesterday as to whether admission taxes should be reduced under the Treasury plan to increase federal levies on the oil industry. (Continued on Page 11)

aster Vacation Biz Ahead Equal to That of 1940

Film theater attendance in the large Broadway area stands this week is characterized by spokesmen for the principal outlets as ahead of last year. (Continued on Page 10)

"All Is Forgiven," ITOA to Jim Fidler

ITOA, which in the past has fired many a verbal Big Bertha at Jimmy Fidler because of his radio film criticisms, does an about face, via the current issue of the Independent, and recommends the columnist and erstwhile radio commentator as "an excellent choice for some radio sponsor." ITOA's anti-Fidler crusade, rightly or wrongly, was credited with playing a major role in his exit from the air lanes. ITOA's change of front stems from what the Independent calls "his new outlook," which has proved him to be "an entertaining writer and an excellent critic."

Lorence Arbitrator Designated by AAA

Pittsburgh—American Arbitration Association was called upon to name an arbitrator in the Herman Lorence complaint when neither side could agree on an acceptable arbitrator. AAA appointed A. V. Murray and the hearing was set for April 23. It's the first time on (Continued on Page 11)

1940 Pix Cost $150,000,000 Economies Bring $15,000,000 Cut in Outlay

Majors Would Reopen Australian Agreement

Movement will be launched by the major companies to re-open the Australian remittance agreement, it was learned yesterday. It is pointed out that under the terms of the leasehold bill, the English and Australian position in this country is materially strengthened. Final Australian figure of 82,300,500 was recently set.

DEPINET DECREE SLANTS

Pointed sentences from Ned Depinet's address to Ampas at its luncheon yesterday:

"As my friend Grad Sears said, 'We like the old way better,' but since that is impossible, we fully intend to do our best to make the new way work. And work to the best advantage of exhibitors, the public and ourselves."

"The new system has its advantages for all of us and the biggest and most important in my opinion is that it shakes us all out of a groove, and places us out in the open and on our mettle to do a better job. The old standardized system worked too much to the advantage of a bred self-satisfaction, laziness and many other evils. In fact it worked too easily for the good of many."

"It is as logical as 2 and 2 make 4 that exhibitors will build up larger patronage if they screen all pictures before licensing and playing them and really set out to cash in on all the value of each picture and try to milk it dry."

"Since early December we have been compiling facts and figures concerning every theater in the United States and we have more complete records than we have ever had before and we are in better shape therefore to deal with exhibitors everywhere under..." (Continued on Page 12)

"Grand Chance to Take Off Our Coats and Go to Work." RKO Sales Head Tells Amapa

New selling system prescribed by the consent decree in the New York equity suit should act as a hypodermic to inject new life into the motion picture business. It was indicated yesterday by Ned Depinet, vice-president of RKO, in an address at the Ampla luncheon yesterday.

"The new system has its advantages for all of us," Depinet said, "and the biggest and most important in my opinion is that it shakes us all out of a groove and places us..." (Continued on Page 12)

RKO Convention Will See First 5-Block

RKO's first group of pictures will be shown to the sales staff when the company holds its annual convention in New York June 16-19. (Continued on Page 11)

Four Majors Name Peoria Exhib. in Copyright Suit

Peoria, Ill.—A copyright suit has been filed here against Edwin L. Harris, owner of the Princess Theatre, in Peoria. (Continued on Page 11)

Goldwyn to Make So. Amer. Musical

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn will make an aviation musical with South American background to star Bob Hope. Situation upon which the story is based will have Hope in pilot on a Pan-American airplane plane in love with a beautiful South American girl.

Goldwyn is trying to borrow Dorothy Lamour for the girl. He plans to make this as his fourth picture this year, following "The Little Foxes," in unitted Gary Cooper comedy and "The Life of Hans Christian Andersen" to be produced jointly with Walt Disney.
Iowa Allied Assails Sales
Of New Films to Portables

Des Moines, la.—Opposition to ex-
changes serving portable circuits with new pictures in direct com-
petition to the theaters is voiced in a
bulletin issued by the Allied Theater
Owners of Iowa-Nebraska, Inc.

"Here's about the last straw—our
wholesalers inviting and campaign-
ing for the most cut-throat, tax-free competition for their cus-
tomers, and offering new pictures, not evens blocks—but hours they
can use," the bulletin asserts.

"There are a few exchanges who do not serve this cut-throat com-
petition, thereby protecting their thea-
ters and making their pictures more
valuable to you. It seems that if we are
ever going to get rid of this type of a
series of regional sales meetings,
have to support those ex-
changes who do not serve the port-
bale circuits so far as the public
able, and leave out those exchanges
who do serve them. The same line
of reasoning would indicate the treat-
ment exhibitors should accord ex-
changes who sell schools, clubs,
churches, etc., in direct competition
to theaters."

Warners Refused Writ
In "Chain Gang" Suit

Atlanta — The Georgia Supreme
Court yesterday denied a writ of
mandamus from independent exhibitors
in the $100,000 libel suit of Vivien
Stanley, State Prison Commissioner,
against Warner Bros.

Basis of the suit is an alleged libel
in the motion picture version of Rob-
ert Elliott Burn's book entitled "I Am
a Fugitive from a Georgia Chain
Gang."

A Fulton Superior Court jury de-
cided the case against Commissioner
Stanley, but the Court of Appeals
suspended execution of its decision
in a new trial. Warner Bros. sought a
review of the case by the Supreme
Court.

Eleven Mono. Branches
At Chicago Sales Meet

Chicago — Eleven Monogram ex-
changes will be represented here to-
day and tomorrow at the second of
a series of regional meetings. Branches
represented will be Chicago, Minne-
sapolis, Milwaukee, Indiana, St.
Louis, Kansas City, Cleveland, Cincin-
niati, Des Moines, Oklahoma City and
Omaha. Steve Brody, sales manager, will
preside.

Sunday Referendum Bill
Introduced In Pa. Senate

Harrisburg, Pa. — A bill was intro-
duced in the Senate this week by Sen. H. Jerome Janzen which would
provide for local referendum on pri-
mary election day of 1942 for com-
munity interests with the Sunday
restrictions on business and sport in
Pennsylvania.

"The American Way"
West Coast Bar, THE FILM DAILY
Hollywood — That Army service in
no way has lessened the average
American's desire for sports and char-
ities was exemplified this week by
Harry M. Warner's receipt of a
money order for $6 payable to the
Will Rogers Memorial Home from
Pvt. Robert Kendrell of Fort Devens,
Mass. Completely un solicited, the
money was sent to Warner because
Kendrell had heard of the work per-
formed by the Home for members of
the industry.

Bank Night Regulation
Sought in Des Moines

Des Moines, la.—A petition signed
by 1,500 persons was presented to the
City Council yesterday asking the city
dadher to draft an ordinance regulat-
ing Bank Night in Des Moines.

Petition asks that theaters be re-
duired to destroy all present registra-
tion lists and re-register persons
who wish to participate in future
weekly drawings.

During the recent session of the
State Legislature, a bill designated to
regulate Bank Night was introduced
but was killed before adjournment.

A similar petition was presented
several months ago and the city
dadher at that time ruled the City
Council had power to regu-
late Bank Nights.

Detroit's One-Man Strike
Settled: Day Off, Same Pay

Detroit — Settlement of one-man
strike by the managers' union at the
Palmer Park Theater was definitely
confirmed yesterday. Former Man-
ager Walter Morgan is being taken
back, with the addition of one day off
per week at the same salary. Some
changes in working conditions are
in-
cluded, but have not been divulged.
Agreement is still to be reached on
pay for the time the manager was
on strike.

This does not affect four other houses also operated by Raymond
Schreiber.

Offers Definite Date Bill
For 2 National Holidays

Washington Bureau of THE FILM DAILY
Washington — A measure intro-
duced in the House this week by
Rep. Channing Haneoke (R., N. Y.)
would fix by last year's fourth
Monday in November each year as
Thanksgiving Day and the first Monday in
June as Memorial Day.

Atlas Reduces Capital

Wilmingon, Del. — Atlas Corp. has
filed in the office of Secretary of the
Earle D. Willey at Dover a certificate
of reduction of capital from $37,774,
$30 to $24,995 by retiring 704,995
shares of the Common Stock of $5
par, owned by the corporation.
Rene Clair, directing...
with the insight into drama and humor values that characterized his "The Ghost Goes West" and other masterpieces—

Joe Pasternak, producing
with the unparalleled touch for successful entertainment that has made his pictures an unbroken series of hits.

Norman Krasna, writing
with the knowledge of the world and its humans that has made him the most desired writer in the industry today.
The women who whispered about her... resented the men who wondered about her... in a city always gay with full-flavored rumor.
Boys—if you’ll Book QUICKLY. You’ll rest EASY!...FLAME OF NEW ORLEANS is destined...to draw the biggest CROWDS. that ever rolled up to your BOX OFFICE!

World premiere!
NEW ORLEANS APRIL 24
"Must" Trade Shows Out Under Snow Bill

Detroit—State Rep. Raymond J. Snow, who introduced the anti-five-block bill at Lansing, yesterday started to circularize all Michigan exhibitors with copies of his measure and a letter outlining its objectives, particularly pointing out that it does not affect the rights of distributors to arbitration on clearance, run, etc., and that Co-operative Theaters of Michigan has approved it. Snow asks for expressions of opinion from all exhibitors.

Analysis of Snow bill indicates that it will be eliminated mandatory trade screenings, since they would be unnecessary to exercise purchase option of exhibitor who would have to buy all or none of season’s product, following present practice.

Filming Short at Quantico On Officers’ Expansion

Work has been started at the Marine Base at Quantico on a short film dealing with the officers’ expansion program, with Lt. William A. Halpern directing from a script by Stanley Kopfs. Sgt. John Rogers is filming the material.

Halpern and Kopfs have both been associated with the film industry for some time, and Rogers formerly worked with the March of Time as a photographer.

Rogers for ‘Robin Hood,’ Rep.’s Big-Budget Serial

West Coast Bureau of THE FILM DAILY

Hollywood—Republic has set Roy Rogers for the lead in “Robin Hood,” a serial to be produced this summer for next season’s program. Plans are under way to make this one of the biggest budget serials to be made at that studio.

Defer Conn. Allied Nominations

New Haven—Nominations for the 1942 officers of Allied Theater Owners of Connecticut were postponed to April 29.

MPPDA and MPTOA Oppose Berne Treaty

(Continued from Page 1)

expert and Washington counsel for the MPPDA, told the sub-committee that ratification will be harmful to the U. S. The pressure for ratification comes almost exclusively from England, Brylawski said, because of the bad situation on copyright between that country and the U. S. He pointed out that England cannot obtain copyright here except for four months, unless the work is thereafter published in this country. This situation should be corrected, Brylawski said, “but we don’t have to burn down the house to do it.” It should be a matter of treaty change between England and the U. S., he added, instead of U. S. adherence to the Berne Convention.

Sidney Lust, local theater operator, read a statement for A. Julian Brylawski, who spoke for the MPTOA, protesting ratification on the grounds that it will be detrimental to exhibitors. If the Berne treaty were ratified, foreign music societies would immediately attempt to collect from theaters for the use of foreign music in films, he said. Brylawski estimated the charges for foreign music would run to 40 to 80 millions per year. This amount would have to be passed on to the public, the MPTOA spokesman said, as exhibitors cannot carry any more financial burdens.

Deviating from Brylawski’s statement, Lust said that the Ascap fees which the theaters have to pay have never been passed on to the public, and told the exhibitors are still trying to obtain relief from the Ascap tax. Ratification should be delayed until the U. S. copyright law is changed, he said.

Wilmington Stars Sunday Pix

Wilmington, Del.—Confirming THE FILM DAILY’s forecasts, Film theater managers announced that all of Wilmington’s 12 motion picture houses will open next Sunday for the first Sabbath showing of the movies in the city. The opening date had been delayed to allow all the theaters to obtain pictures for the day.

Title Changing Rash Hits Metro Studios

West Coast Bar, THE FILM DAILY—Title changing rash broke out in Metro’s studios yesterday with the result that “The Uniformed Man” became “The Uniformed Partner,” “The Enemy Within” gave way to “The Get-Away,” “Barnacle Bill” replaced “Easy Riders,” and “The Steel Cavalry” was substituted for “Combat Car.” Additionally, the untitled Marx Bros. comedy was baptized, “The Bargain Basement.”
COAST TO COAST!

"SIS HOPKINS"
TODAY'S GREATEST SHOW

Exhibitors say so
JUDY CANOVA

BOB CROSBY

AND HIS BAND WITH THE BOB CATS

CHARLES BUTTERWORTH

KATHARINE ALEXANDER

JOSEPH SANTLEY, Director

SUSAN HAYWARD

KATHARINE ALEXANDER

ALL STAR CAST

JERRY COLONNA

SCREEN PLAY BY JACK TOWNLEY,
MILT GROSS, AND EDWARD ELISCU.

ORIGINAL STORY BY F. MCGREW WILLS.
“Two-Gun Sheriff”  
with Don “Red” Barry  
Republic  
56 mins.  
GOOD WESTERN WITH A COUPLE OF PLOT TWISTS AND ENOUGH ACTION TO SATISFY.  
Latest in the “Red” Barry series of Republic westerns has the star playing a dual role—an outlaw and his brother, an on-the-level sheriff. Plot is unusual enough to hold interest and there is a sufficiency of western-type riding and shooting to please the outdoor audiences. Barry is adequate in his part, especially in the early outlaw scenes, and is supported by Lynn Merrick, Jay Novello and Lupita Tovar who does a good job in a dancer part. George Sherman directed and was associate producer. Due to a misunderstanding twin brothers separate, one becoming an outlaw and the other a sheriff. Their paths cross when a gang of rustlers take in the outlaw to impersonate the sheriff whom they have kidnapped. As sheriff, the outlaw is straightened out on the misunderstanding, frees his brother and they break up the rustlers.  
CREDITS: Associate Producer and Director, George Sherman; Original Story, Bennett Cohen; Screenplay, Bennett Cohen, Doris Schroeder, Cameraman, William Nobles; Editor, Tony Martinelli; Musical Director, Cy Feuer.  
DIRECTION. Good. PHOTOGRAPHY. Good.  
“Dead Men Tell”  
with Sidney Toler, Sheila Ryan, Robert Weldon  
20th-Fox  
60 mins.  
MODERATELY ENTERTAINING WHO- 
DUN-NIT, BUT BELOW STANDARD OF PREVIOUS CHAN PIX.  
Sidney Toler, probably better known to audiences as Charlie Chan in the imperceptible Oriental slouch, is back on the screen solving another murder mystery, but the picture is quite tame and only moderately entertaining in comparison to some of its predecessors. Attempts for laughs are forced, and there is more hokum than there is plot. The cast is adequate, as is the direction and production value. Toler, as usual, has Tolerisms—his eyes are too big for the screen, and there seems to be a map divided in four parts which somebody is trying to get at any cost. Another murder takes place in the Toler world, the solution of which is a fairly suspenseful climax.  
CAST: Sidney Toler, Sheila Ryan, Robert Weldon, Sen. Yung, Don Douglas, Katharine Aldridge, Paul McGrath, George Reeves, Truman Bradley, Ethel Griffies, Lelita Lane, Milton Parsons.  
CREDITS: Associate producers, Walter Morosco and Ralph Dietrich; Director, Harry Lachman; Original Screenplay, John Larkin; Based on a character created by Earl Derr Biggers; Cameraman, Charles Clarke; Editor, Harry Reynolds.  
DIRECTION. O. K. PHOTOGRAPHY. Good.  
Easter Vacation Biz Ahead  
Or Equal to That of 1940  
(Continued from Page 1)  
of or the equal of the corresponding Easter vacation week a year ago. At least this was the consensus in a checkup yesterday, with some stands reporting improved grosses. The Radio City Music Hall’s second week attendance exceeded first week of the run of “That Hamilton Woman,” still current, it was stated yesterday by W. G. Van Schmus, theater’s managing director. He called attention to the fact that this establishes a nine-year Easter holiday record, and that $18,986 people saw the attraction during the two-week run.  
The Strand, playing “The Great Lie,” hailed the current week as its biggest since introduction of the new stage show policy, and the Capitol, with “Men of Boys’ Town” reported that business this week was about the same as a year ago. The Astor reported grosses “very good” for “I Wanted Wings,” while the Paramount, now playing “Road to Zan-zibar,” estimated that the present week’s “take” would eclipse that of a year ago by between 10 and 15 per cent.  
Rivoli is doing well with “Meet John Doe,” and “The Lady from Cheyenne” is also doing solid biz at the Roxy.  
“Crime Control”  
(Robert Benchley Comedies)  
Paramount  
11 mins.  Pretty Good Comedy  
While not as potent in mirth content and of some and some of the side-splitting predecessor subjects, “Crime Control” new series is enough stuff on the ball to tickle audiences. In this one, Benchley is a police captain, no ordinary stumpy, since his interest is the apprehension of those malevolent friends who make life miserable—such as bed sitters, window shades, newspapers, shoeblacks, etc. He demonstrates how much he is tingling to the skies and to make mankind go nuts. Strength of the humor lies in the fact that anything Benchley does, and every situation he gets into, is in the realm of each onlooker’s experience at home. Write this down as a pretty good 11 minutes of fun.  
“Swing Cleaning”  
(Gabby Cartoon)  
Paramount  
7 mins. Gets by Okay  
Wells who annually go through the pangs and paks of Spring close-up will find lots to smile over the antics of Gabby, who gets permission from the king of Lilliput to personally supervise putting the castle in srick shape. The intention is per- fect; the results ghastly, for the stupid Gabby wrecks the handsome room and is reprimanded thorough-ly. He wasn’t content to give the orders, but to demonstrate just how each job should be done. The carnage to carpets, pictures, china, draperies et al, is immense. Subject is in Technicolor, which helps make which helps make bright and visually appealing. There is not much individuality to this one but as comedy it gets by okay.  
“Stranger Than Fiction, No. 89”  
Universal  
9 mins. Fair Filler  
A police station where the wall are adorned by original paintings making of flowers from sponges, town that has natural hot water and a church that has a steeple with a golden border around it, and among the subjects offered in the real. Most entertaining, however, is a gold-digging dog whose aerobatic achievements are unusual.  
“Picture People”  
RKO-Pathe  
10 mins. Hollywood Stuff  
Clay Sims, Kay Kyser, Lup Veles, Irwin Cob, Rex tener, Dick Foran, “Big Boy” Williams, Rose Marie, Mary, Victor McGlaglen, Ann May Wong and Jimmy Durante an chorus line from Earl Carroll’s are seen in this short. Staging is okay. Direction was handled by Louis Roussos, and Frank Donovan get credit as the producer.  
“Good Eggs”  
Funny Cartoon  
RKO-Pathe  
8 mins.  
Donald Duck tries to cash in on the rising egg market in this reel. He puts a hot record on the henhouse phonograph and the hens turn out peak production. But Donald runs afoul of the rooster, boss of the barnyard, and is a saddler and wiser man before the rooster finishes with him. Reel, of course, is a Walt Dis- ney production, and in Technicolor.
New Treasury Plan May Hike B. O. Tax

(Continued from Page 1)

a program to Congressional majority and minority leaders indicated that the ideal way to increase revenues would be to have each individual and business pay a third more taxes than they pay now. Administration leaders are believed to contemplate a general sales tax, payroll taxes, increased individual and corporate income taxes and higher excess profits taxes.

Secretary Morgenthau estimated that the Federal budget for the 1942 fiscal year would total $19 billion and proposed that two-thirds of this be raised by new and old taxation and one-third by borrowing. He asked that new taxes amounting to $3 billion be levied by Congress.

Four Majors Name Peoria Exhib. in Copyright Suit

(Continued from Page 1)

ater, for violations of the copyright laws. Seventeen violations were alleged in the complaint which was filed on behalf of RKO, Columbia, Universal and 20th Century-Fox by George Barnes, acting for Spitz & Ackdoo, Chicago attorneys.

Cases involve the alleged unauthorized showing of pictures before and after contracted play dates. It is reported that efforts to settle the case had failed.

What do you know about—
The Research Council

You will find an immensely interesting, informative article on the Motion Picture Academy’s Research Council by Darryl F. Zanuck in the 1941 Film Year Book which is now being distributed to all subscribers of

THE FILM DAILY
Improved Quality of Product Forecast by Depinet

Sees Decree Selling Spot-lighting Pix That Should Not Have Been Produced

(Continued from Page 1)

(out in the sun) based on our mettle to do a better job.”

Depinet said the old standardized system worked too smoothly for many and bred self-satisfaction, laziness and many other evils. In fact, he added, it worked too easily for the good of many. “Now we face a grand chance to take off our coasts and go to work to raise the standard of our exhibition and find ways and means of attracting a larger audience and forced public to motion pictures,” he said.

Predicts Patronage Gains

It is logical, Depinet said, that exhibitors will build their patronage if they screen all pictures before licensing and playing them and really set out to cash in on all the value in picture and try to milk it dry. The old habit of pulling a picture and grabbing another whenever one doesn’t stand on its feet, without much exhibitor help, will not be so easy, he continued. “We will have to do business with what we have and add to the exhibition by a great deal instead of pulling them,” he said.

The responsibility of the exhibitor grows greater along with that of the distributor, Depinet said. Intensive showmanship, he pointed out, will be the order of the day and the theater press agent and the advertising man will be even more vital than in the past. He contended that there will have to be a stronger partnership between the producer and the exhibitor for their mutual advantage.

“Without doubt,” Depinet said, “consent decree distribution should improve the quality of pictures because it will put the spotlight on the pictures which should not have been made. Producers will naturally be more careful of what stories and casts they put into productions.”

In regard to short subjects, Depinet said that RKO had been selling 1941-42 shorts on its own and without any group of features with which to “force them as has long been charged.” He said results compare favorably with last year and indicate that RKO shorts, at least, have been sold because exhibitors and the public want them and not because of some “dealing in disguise.”

“A Blessing in Disguise”

In conclusion, Depinet said that the consent decree setup can be made to prove itself in disguise. It has already done RKO a lot of good through the careful checkup that has been made since last December. It is a setup that will make us all more resourceful and on our toes.

the consent decree, and have been able to set up a plan to greatly simplify our nego-

tiation.”

“Naturally we will do much more selling out in the field and we feel that under this plan there will be much closer and more intensive relations between the exhibitors and distributors.”

“There will always be pictures of varying qualities, but the deliberate classification of a film as a ‘B’ and ‘C’ product is finished.”

“We have always talked about our responsibility in developing new personalities. I think our new setup will give us more opportunity along this line.”

“The responsibility of the exhibitor grows greater along with that of the distributor. Intensive showmanship will be the order of the day, and the theater press agent and the advertising man will be even more vital than in the past. There will have to be a stronger partnership between the producer and the exhibitor for their mutual advantage.”

“The only thing that is more continuous than enthusiasm is the lack of it. We have got to keep everlastingly selling ourselves as well as the public.”

“Consent decree set-up can be made to prove a blessing in disguise. It has already done RKO a lot of good through the careful checkup we have been making since December so that we will be fully prepared.”

Yorke to Produce Five Technical Training Films

Washington Bureau of THE FILM DAILY

Washington—The U. S. Treasury Department’s Procurement Division has announced here that an award has been made to Emerson Yorke Studio, New York, for the production of five training films. Government motion pictures will deal with technical training and will be released, in conjunction with the national defense program, through the U. S. Office of Education of the Federal Security Agency.

Minneapolis—Factories and machine shops here and in St. Paul will be turned into “studios” of national defense one-reelers to be made by Ray-Bell Films, Inc., of St. Paul. Company has contract with the Federal Department of education to make five one-reel sound pictures to be used in training mechanics in defense industries.

Bausch-Lomb Earns $506,831

Bausch–Lomb for the quarter ended Mar. 31 shows net profit of $506,831. This is equivalent to $1.06 per share on common stock. Figure compares with $420,606 or 87 cents a share for same period last year.

Minneapolis Aldermen Refuse Goodman Permit

Minneapolis—The movie business seems to be the only one in Minneapolis that’s protected against competition, Alldermon Desmond Pratt said here when the council voted to refuse a building permit and a license to L. E. Goodman for a theater he was to erect on the city’s North Side.

Pratt was a member of the minority of the license committee which brought in a report urging the permit be granted. The report was rejected.

Goodman’s application was opposed before the committee by a group of housewives who said the two houses in the district now offered the best in picture entertainment and that there was no room for another house in the vicinity.

Chl. Hears Lillian Gish Talking Columbia Offer

Chicago—Lillian Gish, appearing here in “Life With Father,” at the Blackstone, is reported talking a film deal with Columbia.

British Film Attendance Up

3,300,000 Weekly Gain Despite Nazi Blitz

The British reliance upon motion picture entertainment as a “first aid” to morale during World II is strikingly demonstrated by the sharp rise in the theater attendance since in 1940 in the United Kingdom.

In the face of the Nazi aerial blitzkrieg which saw hundreds of British cities put out of commission and operating hours of all others restricted by blackout curfews, average attendance rose from an average of 18,000,000 to 21,300,000, according to the 23rd edition of the FILM DAILY YEAR BOOK of Motion Pictures, just published.

The number of British theaters open as of Jan. 1, 1941, was 4,940, compared with 5,800 on the same date in 1940.

Germany on Jan. 1, 1941, reported 8,250 film theaters operating, but the Nazi average weekly attendance last year, despite the advantage of some 3,300 more theaters, was 19,250,000, compared with 3,100,000 the British figure, according to the 1941 Year Book.
60 TO BE READY FOR FIVE-BLOCK SALES

San Gabriel Exhib. Asks New Clearance Schedule

Realignment of Clearance For All Houses in Area.
Goal of Lewis's Complaint

West Coast Bureau of THE FILM DAILY

Los Angeles—In an unusual arbitration complaint filed by O. W. Lewis of the Mission Playhouse, San Gabriel, the entire clearance situation of the area is asked to be adjusted. Lewis, in filing his complaint against the five consenting companies, does not ask for relief.

(Continued on Page 7)

German Imports Off, But Italian Advance

With moves by the MPTOA and ITOA to ban the imports of films from the Axis powers impending, checkup for the 1941 edition of THE FILM DAILY Year Book, just published, shows that during 1940 while markedly few German features found their way to U. S. screens, there are now about 500 films from Italy being shown.

(Continued on Page 7)

Plan 50-60 Army Theaters For "Flesh" Attractions

Washington Bureau of THE FILM DAILY

Washington—Theaters for "flesh" attractions which will be constructed by the Army at camps under a plan now being discussed will probably number between 50 and 60, with shows to be offered in them primarily for officers.

(Continued on Page 7)

Cleveland Halting Bingo Games Wed.

Cleveland—Police has fixed April 23 as the date for cessation of all Bingo games in Cleveland. Thomas Clokey, assistant safety director, issued orders to Police Chief George Matowitz to notify Bingo operators at churches, clubs and all other places to remove all paraphernalia and shut down. It is estimated that more than 50 places are affected by the order.

THE WEEK IN REVIEW

Ask Nazi Pix Ban

By L. H. MITCHELL

PROPAGANDA PIX: ITOA resolution to be introduced at a meeting on Wednesday will ask the U. S. Government to ban German and Italian pictures from this country on the ground that they are of a purely propagandistic nature. Max A. Cohen, president of Allied Theater Owners of New York, an MPTOA affiliate, subsequently issued a statement with the consent of Ed. Kuykendall, MPTOA proxy, that he would bring the matter of banning German and Italian pictures from the U. S. at the MPTOA June convention on the West Coast.

* * *

"ANTI-5": Northwest Allied's bill against block-of-five pix under the consent decree, already passed by the House, was set for a vote by the Senate at the week-end. If it becomes a law the five majors agreeing to settle.

(Continued on Page 7)

Theater Beano-Bingo Bill Dies In Mass. Legislature

Boston—Bill to permit theaters to conduct Beano or Bingo games as a means of revenue was killed in the General Court without debate. At the same time the Legislature had granted "Source Clearance" Helping BMI Tunes

"Clearances at the source" of BMI tunes granted Hollywood producers and special licensees granted the larger theaters by BMI have materially increased the number of BMI songs.

Bernhard Names Hinchev To Philly Buying Berth

Appointment of Ed. Hinchev as head buyer for Warner theaters in the Philadelphia zone was announced.

(Continued on Page 7)

Mich. Anti-5 Bill Opposed Reports of Non-Selling by Distrbs. Alarm

Detroit Managers Union Asks Circuit Recognition

Detroit — The theater managers union is presenting contracts for recognition and usual terms to two new circuits, Moss Brothers, operating the Van Dyke and Parkside theaters, and Krin Brothers, operating the Lasky, Harmony and Krin theaters.

(Continued on Page 7)

Will Be Available for Trade Showing by Sept. 1 When New Selling System Under the New York Consent Decree Becomes Effective; Para. to be Way in Lead

By RALPH WILK West Coast Bureau of THE FILM DAILY

Hollywood—A minimum of 60 pictures from the five companies which are signatories of the New York consent decree will be ready for trade showing by Sept. 1 when the new system of selling becomes effective. Indications are that Paramount will have the largest number of pictures available, according to information available at the week-end.

(Continued on Page 8)

"Source Clearance"
Helping BMI Tunes

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(Continued on Page 7)

Ray-Gun Machines For House Lounges

Detroit — Coin machines, in the form of the new ray-gun machines, are invading leading downtown theaters here, with a deal pending for the Paramount Coin Machine Co. to place them in one of the larger circuits. Despite the fact that these machines in the past have been considered opposition by some exhibitors, operators now appear to find them a definite lobby attraction where space permits.
**FINANCIAL**

**(QUOTATIONS OF FRIDAY, APRIL 18)**

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**NEW YORK BOND MARKET**

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**N. Y. OVER-THE-COUNTER SECURITIES**

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**CUBAN CENSORS LIFT BAN ON 10 SOVIET PRODUCTIONS**


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**CONFEDERATION AMUSEMENTS REPORTS NET OF $35,562**

Montreal—The annual report of the Confederation Amusements Ltd., for the year ended Dec. 31, 1940, shows net profit of $35,562 after provision for income and excess profits taxes. This compares with net profit in 1939 of $48,605.

Two dividend payments of $3 per share were paid to preferred shareholders amounting in all to $25,150. Company's annual meeting will be held April 29.

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**WAYBURN-DIETZ NUMBER AT ZIEGFELD GIRLS BALL**

A special vocal and ensemble number, arranged by Howard Dietz, M-G-M executive in charge of promotion, and Ned Wayburn, will be staged by Wayburn at the Ziegfeld Club's sixth annual ball tonight at the Waldorf-Astoria. Number will be dedicated to the girls of the club.

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**KENNEDY TO VENEZUELA TO TALK RKO DEALS**

Jack Kennedy, former production head for RKO in England, left for Venezuela Saturday on the Santa Rosa to negotiate deals with distributors in that country to handle the company's product. RKO does not maintain an office in Venezuela.

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**MELVIN B. MILLER NAMED PRESIDENT OF UNIVERSAL**

New York—Melvin B. Miller has been named president of the Universal-International Pictures division of Universal pictures. Formerly president of Republic Pictures, Miller will be succeeded by Ira Gershgold as producer of Universal-International Pictures.

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**CHICAGO BOLLYWOOD PRODUCTION COMPANY**

Chicago—The Chicago Bollywood Production Company, contractors for the Bollywood at the International Amphitheater, announced today the casting of 250 Indian actors and wrestlers for the three shows to be held here from Monday to Wednesday. The company's slogan is " bookings first in the world."
LADY FROM LOUISIANA

starring

JOHN WAYNE
ONA MUNSON

with

RAY MIDDLETON
HENRY STEPHENSON
HELEN WESTLEY

Screen play by Vera Caspary, Michael Hogan and Guy Endore
Original story by Edward James and Francis Farleigh
Director—Bernard Vorhaus

A REPUBLIC PICTURE
Frels and Rice File
Arbitration Demands

(Continued from Page 1)
bus Theater, College Station, Tex., has filed a case asking that the present clearance schedule which gives the Palace, Queens and Dixie Theaters in Bryan 30 to 45 days over the Campus be adjusted.

Dearborn Theater Shifts
Schedules to Suit Workers

Detroit—Joseph Stoia, owner of the Midway Theater in Dearborn, has adopted two special show schedules to meet community demands.

Ted Wynn Joining RKO’s Field Exploitation Staff

Ted Wynn, formerly motion picture editor of the Milwaukee Post, has been appointed to RKO’s field exploitation staff and will cover the Buffalo and Albany territories.

Donlevy’s Garnett Pact
West Coast Bureaus of THE FILM DAILY

Hollywood—Brian Donlevy’s pact with T. C. Garrett to star in the first of Garnett’s four-picture venture on his own, “Three Sheets to the Wind,” is on a salary and profit-sharing basis. Garnett is negotiating releasing arrangement.

Cummings In Accessories Biz

Cincinnati—Mark S. Cummings, former Paramount salesman, has opened the Independent Advertising Service, selling lettered displays, trailers, and business boosters.

Happy Birthday To You
From THE FILM DAILY to
Billy Sitizer
Anthony Quinn
David Bernstein

THE WEEK IN REVIEW
Ask Nazi Pix Ban

(Continued from Page 1)
the consent decree will be forced in a position of challenging its co.

 freezes of five bill received the port of Co-op. Theaters of Mich.

“FROZEN” COIN: House Patent Committee in Washington open hearings on three measures to obtain revenue now “frozen” in foreign countries by holding American patents for use of foreign patents a copyrights against claims to be filed by U. S. firms for “frozen” enhancements. Both House and Senate committee hearings also were tied with our adherence to the Berne co.

TNT Motion Picture Association of America, representing the Berne pact which he held without advantages for us. The MPTO also opposes the Ber.

MISCELLANEOUS: New U.

tax bill may increase taxes on adm.

alone, with Treasury Dept. seen a ining 50 per cent tilt. R & K c reported a 1940 net of $1,526,912, due to $56.2 per share as against $9.4 in 1939. Jury in the Gov’t’s Joseph M. Schenck-Joseph H. Moskowitz evasion trial, after deliberating 10 hours, found Schenck guilty on two counts, Moskowitz on an Immediate appeal was in the off.

The FILM DAILY Year Book of 1941 was released...Arthur Grebl was appointed sales head at the.Columbia TOA, new exhib organiza.

Motion picture equipment manufacturers were given alumni preference by the OPM...In Am speech, Ned E. Deininger, RKO sales chief, characterized selling pix under the consent decree’s blocks-of-five grand chance to take off our co and go to work...RKO’s second blocks-of-five pix will be shown at its N York convention, June 16 to 19.

Musical Cavalcades
Heading for Screen
West Coast Bureaus, THE FILM DAILY

Hollywood—Looks like an array of musical cavalcades on the screen new season. On top of the Warner pix based on the life and songs of George M. Cohan and George Gershwin, al ready announced is reported Metro may do one on Jerome Kern. Incidentally, Columbia’s new “Penny Serenade” introduces 12 popular tunes of the past, while Para’s forthcoming “The Birth of the Blues” will have 13 familiar songs from 12 to 40 years old.
Source Clearance"Helping BML Tunes

(Continued from Page 1)

In a statement issued today, the Russell Companies are "extremely concerned" with the present "situation," and added that "many of us would welcome adoption of this plan by the motion picture industry."

BML also said in the promotion that "either be and don't let "Poi' O'Gold" the assurance of closer cooperation between radio and motion pictures.

an 50-60 Army Theaters or "Flushing" Attractions

(Continued from Page 1)

(Continued from Page 1)

"The way to lick the Nazi fifth column in Latin America is to send out an army of movie stars," Raymond Clapper, syndicated Scripps-Howard columnist, declared today, adding that "many of us would welcome adoption of this plan by the motion picture industry."

Clapper was one of the party of newspapermen who visited the four wood delegation to Mexico City for the Film Festival there.

"In fact, Jock Whitney, movie representative of the Rockefeller committee, is considering sending an expedition of screen people into Buenos Aires and Rio to say it with smiles in those Nazi-infested areas. The movie stars will make the Mexicans forget the hated oil companies. For several days the newspapers were so full of pictures of the screen beauties that they had no space left for complaints about the United States."

"The value of this Hollywood expedition was that it reached the lower layers of the Mexican people. The Government tops are co-operating with the United States. But down below, the Nazis do better than we do. Our diplomats know how to behave and they try to hard, but they have neither the money nor the men to work with. Down here you need either money or a box-office face."

500 Seats for Service Men
In Loew 'Open Air' Theater

Washington Bureau of THE FILM DAILY

"The Great Commandment," a "Thou Shalt Not Screen" Pittsburgh—The 20th Century-Fox release, "The Great Commandment," meant "Thou Shalt Not Screen" to the employees of that exchange, which the Hollywood city council has thus far been able to prevent, has now been released to the employees' weekly screening. This is the first time in local history that a film exchange has had a missout on its own screening.

Frank Stuart's Mother Dead
Detroit—Mrs. Matilda Stuart, 69, mother of Frank Stuart, general manager of Midwest Theatres Circuit, died after two months' illness at Petrolia, Ont. Another surviving brother is Charles Stuart, formerly with Universal.

To Sponsor British War Films
Film Library of the Museum Of Modern Art is working on plans to sponsor a program of documentary pictures dealing with British war effort. May 20 is the tentative date set for the opening of the show, with the heavy program to follow a few days later.

"Flashing" Out of the Town
Detroit—The Town Theater, headquarters for the "Fifth Column," which has been running stage shows for several weeks, switches to straight pictures again.

5000-seat Night Club
Boston—The 3,500-seat Boston Opera House may soon be converted into huge night club and amusement area.

"Sergt. York" Bow At Legion Conclave
West Coast Bnr., THE FILM DAILY

Hollywood—Studio news highlights:

Walters may award the "Sergent York" world premiere to Milwaukee Sept. 15 when the American Legion national convention opens. . . . Nowa theather's next definitely will be "We Were Dancing," steming from "The Tonight at 8:40" . . . Johnnie St. George is heavy role in Columbia's "Heaven Can Wait" . . . Robert Presnell will script "Seventh Seal" for Goldwyn . . . Richard Hoberg, signed by WB, is also talking with Para. and "U."

German Imports Off, But Italian Advance

there was actually a 100 per cent gain in Italian pictures exhibited here. Due largely to disruptions resulting from World War II, features imported and shown were 82 fewer in 1940 than in 1939. During 1940 imported pictures totaled 186 against 278 the preceding year.

Total number of features shown on American screens during 1940 was 675. Of these 263 were released by the eight "major" companies and 310 by independent distributors. Those majors produced 248 in the U. S. and imported 15 features while the independents made 129 in this country and handled 181 foreign films. Greatest decrease in imports was in pictures from Germany which exported 38 in 1939—a drop of 47 features. Another marked decrease was in features from the U. S. S. R. with only two new Russian features shown during 1940 against 13 in 1939. French imports dropped 11 features from 36 in 1939 to 25 in 1940. Mexican made features shown in the country decreased from 21 in 1939 to four in 1940. Features from Italy, England and Spain increased 17, five, and four respectively, to 33, 49 and eight. Australia was represented by two features in 1940, none in 1939.

Countries affected by war from which features were imported in 1940 but not in 1940 include Poland, China, Finland, Denmark, Egypt, Greece, Holland and Norway.

Exports by countries for 1940 are as follows: England, 40; Germany, 38; Russia, 2; Czechoslovakia, 4; Italy, 35; France, 25; Spain, 13; Sweden, 10; Hungary, 11; Ireland, 2; Australia, 2.

From Opera to Night Club?
Boston—The 3,500-seat Boston Opera House may soon be converted into huge night club and amusement area.

"Preparedness," 1941

Boston—State Legislature has passed an act making it possible for greyhound tracks to operate daily, provided it becomes necessary for blackouts in this area at night.
RKO expects to have 11, while M-G-M and Warners will have at least five each.

In Far From Para, by End of May
Paramount is slated to have 21 pictures for the new season completed before the end of May, and at least 10 more are scheduled to roll during June and July. Pictures already completed, in production or scheduled for early starts run the gamut of types to assure the sales department a wide variety from which to select its first packages.

Completed are "Skylark," "New York Town," "The Night of January 16," "The Great Man's Lady" and "Buy Me That Town." Six others of the 21 pictures are due to roll before the end of this month. Five are to be put into work in May. Production schedules are only slightly reduced in number are now being mapped out for June and July.

20th-Fox Reading 10
Twentieth Century-Fox expects to have the block-of-five finished by June 15 and another block by July 15. These will include "Dance Hall," "Pretty Nurse," "Charlie Chan in Rio," "The Dead Take No Bows" and "The Last of the Duanes." "A Yank in the RAF" gets under way this month. Four of the seven pictures are due to roll before the end of the month. The two others, including "Charley's Aunt" with Eric Linden and Kay Francis, around June 1.

While 20th-Fox has 13 scripts completed and ready to shoot and expects to have 25 more by the end of the month, plans to keep the shooting maximum down to five, thereby setting trade set overhead and saved yearly expenses for the full 12 months.

RKO Schedule Calls for 11
RKO's schedule calls for 11 features to be ready by the time shows when the time comes. Currently in production and nearing completion are "Before the Fact," "The Devil and Daniel Webster," "Parachute Battalion," "Father Takes a Wife" and "My Life With Caroline." M-G-M will deliver 44 pictures for the current season, the minimum announced last year. While pictures designated for the new season have not been announced, it is understood that Metro's first block-of-five will include "Snow White," "The Yearling" and "The Chocolate Soldier," an untitled Greco Garbo comedy and a new Tarzan story.

Warners "Toy Trouble"
Inspectors on the headstones are shown and read aloud by Graham MacNamee. The odd sense of humor displayed by our Atlantic Coast forefathers is in evidence by the unfinished poetry on some graves.

Conn. Safety Control Bill Not Needed, Exhibs. Say
New Haven — Scheduled after all other movie bills had been heard in Committee, H. B. 1769, requiring installation of a safety control device on motion picture machines to eliminate fire hazards came before the Judiciary Committee at Hartford late last week. Exhibitors Irving G. Jacobcs, Jr., of Branford, Joseph F. Reed, Washington Depot and Bancroft, Al Robbins of Hannden, and Lou Phillips of Modern Theater Equipment opposed the measure as unnecessary.

The device would automatically interpose an opaque heat-resistant guard between projection light and film, if film should break for any reason.

Mrs. Rachel Agree Dead
Detroit—Mrs. Rachel Agree, 83, mother of Chancey Agree, last Detroit theatrical architect, died at her home here. Interment in Machpelah Cemetery.

Paramount Fair Entertainment
With warm months at hand, among them, the eternal and infernal house fly,—this cartoon has a timely touch. Popeye is skating when a tricked mildly by a fly, who, however, becomes something to conjure with when it devours some of our hero's spinach. Thus fortified, he makes Popeye's life miserable. Latte equipped with a swatter, is unsuccessful in downing his prey. The fly makes his victim so mad with annoyance that eventually the entire house is torn apart. Laughs are fair, an so is entertainment reel afforded.

"The Trial Of Mr. Wolf"

Warners 7 min
Amusing Cartoon
An amusing satire on the fabi of Little Red Riding Hood, this reel gives the wolf a chance to present his story to a jury. The wolf puts a the blame on Little Red Riding Hood and Grindly circumstances. This would seem to prove that the wolf had exaggerated to some extent and hence is the prod of the subject.

"Flying Goes, No. 89"
Universal 9 min
Humorous and authentic epithet found on tombstones occupy the main footage of this reel. Inscriptions on the headstones are shown and read aloud by Graham MacNamee. The odd sense of humor displayed by our Atlantic Coast forefathers is in evidence by the unfinished poetry on some graves.

"Big Bill Tilden"

Warners 10 min
Sport Reel
The sight of Bill Tilden on a tennis court has been something to look at with real attention for many years, and Tilden's demonstration of his own prowess and a number of tennis strokes in this reel is just as exciting. They are not only injected into the picture in the person of Arthur Q. Bryan, and Wendle Niles provides the commentary...

Reviews of the New Films

"Ride On Vaquero"
with Cesar Romero, Mary Beth Hughes, Chris-Pin Martin
20th-Fox
64 mins.
High Caliber Cisco Kid Series Western is certain to please the Action Fans.

"Our Declaration of Independence"
Academic Film Co.
19 mins.
Solid Two-Reeler
Without resorting to dramatic overtones, Max and Arthur Alexander have succeeded in making a highly informative two-reeler on the title subject. Currently, the footage commend itself to theaters particularly because of its patriotic, historical and enlightening nature.

Dialogue gives the film a thoroughly authentic ring, because it is based on material taken from correspondence and documents associated with the leading characters depicted.

Alden Chase has the role of Washington; John Elliott plays Benjamin Franklin; Charles Gordon is seen as Thomas Jefferson; and Irving Mitchell and Robert Frazer portray John and Sam Adams, respectively. Barton Yarborough, George Eldred and Alex Cullum are cast as Patrick Henry, John Hancock, and Richard Henry Lee. Events leading up to the signing of the Declaration of Independence are traced clearly, from 1763 to 1776. Robert Clarke's photography is good, and so are other technical facets.

"Hollywood Meets the Navy"
(Meet the Stars—No. 5)
Republic
10 mins.
Latest of the Meet the Stars series is a tour of a naval air training station with a number of Hollywood personalities featured. Footage includes glimpses of Olympic Brendan, Henry Fonda, Richard Barthelmess, Carmen Miranda, Roger Pryor, Anne Nagel, Mary Lee, George Murphy, George O'Brien, Linda Darnell and Carole Landis. Charles Butterworth appears in several comedy sequences showing some of his recent goofy inventions.

"Wings of Steel"

Warners 20 mins.
Timely Defense Reel
This two-reeler deals with the Air Corps training program as it is set up today. A group of young men are depicted as training pilots at the flighting trainees, and they are followed through their entire training period. Their progress is enhanced by the use of Technicolor, and it has a lot of punch background as massed flights of planes are shown as flying fortresses zoom through the clouds. B. Reeves Eason directed from a screenplay by Owen Crump.
CLEARANCE SCHEDULE

FILED DAILY

This own theater but a re-scheduling of clearance for all houses in the locality so that pictures will be available 28 days after Pasadenaclosing.

Lewis contends that present clearance arrangements are too confused for smooth operation and asks that arbitrator straighten out the situation.

Asks Clearance Schedule

The request for a schedule clearance and zoning to be prescribed and published by distributors as of March 8, 1941, as in case of United States, Paramount Pictures, Inc., et al. for the Alhambra and San Gabriel areas.

It is asked that all motion pictures shall become available in the Alhambra seven days after the Pasadena first-run closing; 25 cents admission; that all pictures become available in San Gabriel and Monterey Park area 28 days after first-run in Pasadena closing; 25 cent admission; that all picture income be available to the Rosewood, Tavera, and Temple Theaters, even days after San Gabriel first-run closing at 25 cent admission, and 21 days after San Gabriel first-run closing at 20 cents admission.

In New York, there was some question as to whether Lewis' complaint was open to arbitration under the New York consent decree. However, a hearing will be scheduled and the legality of the case will be left to the discretion of the arbitrator.

Elliott Files Clearance Case

A second arbitration case on clearance was filed with Walter H. Elliott, before the American Arbitration Association, locally, March 26, by George Bromley, owner of the Campbell Theater, Hollywood. Bromley was named Paramount Pictures, Inc.

WEDDING BELLS

First Coast Bureau of THE FILM DAILY

Hollywood—Marriage of Deanna Durbin to Vaughn Paul, who was solemnized in Wilsphere M.E. Church here Friday night by the Rev. Dr. William Martin before some 900 guests, including many industry notables.

Cleveland—Charles Boosberg, RKO building manager, who married Miss Betty Strauss of Chicago on April 24, was guest of honor at a luncheon and dinner at the Belmont Hotel given by the local RKO force, and was similarly entertained by the Buffalo RKO boys.

THE FILM INDEX A BIBLIOGRAPHY


This valuable and highly important reference work on the motion picture published after years of patient and laborious research of books, magazines and newspapers, with access to the material in many libraries. It is an outstanding example of what a bibliography should be. The present volume is the first installation of a series under the various branches of its field. The writers' group of the WPA, and is an entitling foretaste of what is yet to come. The digests are concise and informative and cover the vast field in a satisfactory reference manner.

Volume II is divided into two parts: 1. History and Technique; 2. Types of Films. Part I includes such sub-headings as the method of production in general, history of the film in the United States and in foreign countries, and a technical survey of the film industry. The outstanding of a digest in a digest is the presence of costume, color, costume, director, and director, with an essay on the influence of the film on relief and social service, which gives a comprehensive view of the motion picture world. This includes the theme of the volume. The book is handsomely printed with two columns per page, and is well bound. It is an essential book for the library of every public library at home or abroad.

Ken Gomin Continuing
In Item-Tribune Post

New Orleans—Ken Gomin continues as columnist and amusement editor of the Item-Tribune. Maj. J. W. Rains, who recently reported taking the mp desk in a staff switch, leaves the paper May 12.

Inc., Paramount Film Distributors Corp., Loew’s, Inc., RKO-Radio, Vitaphone, 20th Century-Fox as violators of section 8 of the consent decree. Bromley contends that the modern Campus Theaters, with 800 seating capacity, is compelled by the above cited consent decree to continue at the Cupola, Hunley and Sunset Theaters, all of lesser seating capacity, in showing of pictures, and at an admission price lower than what it would normally receive if pictures were reallocated on a more fair and equitable basis than now prevail, and product was obtained in accordance with seating capacity and investment.

The claimant contends that the clearance granted the Sunset Theater, which said defendants have granted, is unreasonable and unfair to the exhibitors and has resulted in unremedied discouragement and resultant enforced lowering of claimant’s admission price.

To the colors!

Bert Kulik, Lieutenant, Naval Reserve, has been ordered to active duty at the Naval Air Station, Lakehurst, N.J., on May 1. Kulik is treasurer of PRC and also New York franchise holder.

Washington Bureau of THE FILM DAILY

Washington—Douglas Fairbanks, Jr., who will make a Latin-American tour as a special State Department representative, Friday was commissioned as a lieutenant, junior grade, in the U.S. Naval Reserve.

William W. Sullivan, manager in Panama for 20th-Fox, was ordered last week to report to the 15th U.S. Naval District, Baiboa, C.Z., for active duty as a member of the Naval Reserve.

Chicago—John Inseep, of National Screen Accessories, has been called for Army training.

Mich. Anti-S Bill

Meets Opposition

(Continued from Page 1)

measure, if enacted, would set up a selling policy conflicting with that provided nationally by the New York consent decree.

While Co-operative Theaters of Michigan has gone on record in favor of the Snow bill, there has been no similar action by Allied of Michigan. Pearl M. Sprott, Allied’s business manager, instead of voicing her personal opposition to the measure, taking the position that the consent decree should be given a fair trial.

Bernard Names Hinchev
To Philly Buying Berth

(Continued from Page 1)

Friday by Joseph Bernard, Warner Bros. executive, who is now at the booking department, is effective May 1. Hinchev has been connected with the New York staff of the booking department for nine years.

At the same time, it was announced by Ted Schlanger, zone manager in Philadelphia, that Lester Kriegcr, now in charge of the booking department there, will take over duties in connection with the operation of the city theaters in the Philly zone.

Columbia Signs John Emery

Hollywood—Columbia has signed John Emery, Broadway actor, for the heavy role in “Heaven Can Wait,” set to start today, with Robert Montgomery, Barbara Stanwyck and Claude Rains in the cast.
MORE THAN
HALFWAY

DEFT treatment and dramatic lighting contribute much to modern screen productions. Unusual effects receive competent support from the wide latitude and exact uniformity of Eastman negative films. They always can be depended upon to meet director and cameraman more than halfway. 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
ANTI-5' PASSES MINN. SENATE
Hungary Reported Banning All American Films

MIDWESTERN THEATER BUSINESS RISES 15%

PUBLICITAIRE DIES IN MEXICO
Heart Attack Fatal to Executive, There in Connection with U. S. Circuit Building Plans

HAROLD FRANKLIN DIES IN MEXICO
Heart Attack Fatal to Executive, There in Connection with U. S. Circuit Building Plans

His body will be returned to Los Angeles for the funeral and interment as soon as arrangements can be made.

Word was received here yesterday of the sudden death Sunday night in Mexico City of Harold B. Franklin, prominent in the film industry since 1914 as an organizer and operator of theater chains throughout the country.

Franklin was born in New York City April 4, 1894. He first entered the film business in 1914 in the theater field. He organized Paramount Theaters into a national chain group, was president of Publix Theaters and then became president of Fox West Coast Theaters. He next be-

MPTOA Affiliation
Not Planned in Iowa

Eldora, Ia.—Additional details of the new organization plan under consideration in Iowa was given yes-
terday by President Leo Wolcott of the Allied Theater Owners of Iowa-

March Ticket Tax Collections Soar

Washington—Admission tax collections for March on a country-wide basis showed a continued increase over the previous month, the Bureau of Internal Revenue reported yesterday. Broadway collections, however-

40 Hollywood Payroll Down

$130,000,000 Figure is $3,000,000 Drop

De Loder Named Prexy
Of Co-op. of Michigan

West Coast Bureau of THE FILM DAILY
Hollywood—Reflecting the application of economies dictated by the loss of overseas markets, the annual Hollywood payroll in 1940 dipped $3,000,000 under the $133,000,000 figure prevailing in 1939, according to a check-in here for the 1941 edition of THE FILM DAILY Year Book of Motion Pictures just published. Hollywood studios gave employ-

Vote Was 53 to 8; Late Amendment Provides for 20 P. C. Cancellation

Minneapolis—At a session which extended far into the evening the Minnesota Senate last night passed the anti-block-of-five bill sponsored by Allied Theaters Owners of the Northwest. The measure, which nullifies the block-of-five purchase clause of the New York consent decree in Minnesota, already has been passed by the State House of Representatives and now goes to Gov. Harold E. Stassen for signature. The Governor has intimat-
ed he will sign.

The Senate vote was 53 to eight, a

Television Theaters
For Keys Predicted

Establishment of tele theaters in key cities throughout the U. S., permitting paid audiences of more than a million for championship sports events, is envisaged by large-screen theater television promoters, it was said yesterday by Thomas F. Joyce, RCA Manufacturing Co. vice-presy.

Joyce pointed out that Col. J. R. Kilpatrick, president of Madison

19 Technicolor Features
In Preparation, a Record

West Coast Bureau of THE FILM DAILY
Hollywood—Studios are readying more features for color production than at any other time in film history. Rising box-office returns have

Clocks Turn Ahead
Hour Next Sunday

Clocks in New York City, the greater part of New York State and 16 other states will be turned ahead one hour next Sunday when day-
light saving time goes into effect at 2 a.m. The clock will be turned back at 2 a.m., Sunday, Sept. 28.
Louisville to Ignore Law, Adopt Daylight Saving

Louisville — Louisville will go ahead and adopt daylight saving time despite a court ruling that such a move without approval of the Governor. Mayor Joseph D. Scholtz announced here after a conference with the City Law Department.

Director of Law Hall Williams was directed to prepare an ordinance adopting daylight time from Apr. 27 to Sept. 26 to be submitted the Board of Aldermen tomorrow.

Frankfort, Ky. — Gov. Keen Johnson refused at a hearing here to approve an ordinance favorable to daylight saving time, a similar bill conducted in many Louisville theaters showed patrons overwhelmingly against the change.

House Committee Keeps Covers on Tax Program

Washington Bureau of THE FILM DAILY

Washington — While the Treasury transmitted a detailed taxation program to the House Ways and Means Committee yesterday, it was not made public, Chairman Doughton (D., N. C.) explaining that he did not feel it should be printed until something that might not happen.

Only that much of the program will be approved as the committee deems wise, Chairman Doughton declared.

Warners Drive Ends; Billings Set Record

WARNER B. W. York, N. Y., April 21 — Warner’s “20th Year for Sears” sales drive, which closed over the week-end, was the company’s most successful campaign, with billings substantially ahead of last season’s drive, it was said at the home office yesterday. Only fractions separated the leading districts and branches. Winners of cash awards totaling $25,000 will be announced shortly.

Sunday Films In Slow Start In Wilmington

Wilmington — Light attendance was the rule as Sunday movies were shown here for the first time. Only one house touched capacity for the initial Sabbath movies in Wilmington history. Houses operate from 12 noon to 6 p.m. and reopen at 8 p.m.

No Plan to Refund RKO’s 6 P. C. Preferred Stock

West Coast Bureau of THE FILM DAILY

Hollywood — There is no plan under consideration for refunding RKO’s six per cent preferred stock,” said George J. Schaefer, president of RKO, last night. “Such financing as is being considered by K-A-O is for the purpose of purchasing K-A-O preferred stock and retiring the six per cent B. F. Keith bond issue.”

Schaefer refused further comment on a published report that RKO had borrowed $9,500,000 for financing purposes.

Va. MPTO to Hold Summer Meet at Old Point Comfort

Richmond, Va. — Sydney Gates, of Norfolk, was elected chairman of the MPTO of Virginia convention committee at a board meeting here. Mid-summer convention will be held on July 26 and 27 at Norfolk, Old Point Comfort. The board also voted to handle the distribution of new feature films shot here by the State Defense Commission, in all theaters in the State.

UA Home Office Execs. At Dervin Testimonial

With a delegation of UA’s home office executives in attendance, John D. Dervin, UA branch manager in Boston, was tendered a testimonial dinner last night by the Variety Club at the Latin Quarter in that city. Dervin, recently named Southern district manager for the company, leaves for Atlanta shortly.

Arthur W. Kelly, Harry L. Gold, Howard Masters, Charles Stein, Monroe Greenthal and “Skip” Weshner went from Boston here for the affair.

Overtures Made to Lesser To Head RKO Radio Studio

West Coast Bureau of THE FILM DAILY

Hollywood — George J. Schaefer, RKO producer-relayed, declined to make any statement on the report that Sol Lesser would head the RKO studio, but it is known that overtures have been made to Lesser to become executive head of the plant.

Hanline as Reis Story Ed.

West Coast Bureau of THE FILM DAILY

Hollywood— Maurice Hanline, head of story department at Reisbenthal Studio, has resigned. He will be succeeded by Francis Langton, who was head of writers at Paramount until about three months ago.

Ben Piazza Here to Look Over Talent. Current Plays

Ben Piazza, RKO studio scout, arrived here yesterday to look over talent and current plays. He will work with Arthur Willi, Eastern talent head.

COMING and GOING

ARTHUR W. KELLY, HARRY L. GOLD, H B. MASTERS, CHARLES STERN, MORGAN O’HAL and “SKIP” WESNER were in town last night at the Variety Club dinner here. John D. Dervin, UA exchange manager, has been named Southern district manager for the company.

DON ALEXANDER has arrived in Miami from Florida for a stay of several days.

JACK ALICATO, publisher of THE FILM DAILY and RADIO DAILY, returned yesterday from a visit to a number of Midwestern cities.

ANN SOTHERN is at the Sherry Netherland.

NORMA SHEARER is here from the Coast visit.

BEN PIZZA is here from the Coast.

LUI$ SASKLAVSY, Argentine film director, arrived yesterday from South America on the SS Elena.

JAMES ROOSEVELT is in Honolulu.

BERT S. REISING, manager in Peru, RKO, and MRS. REISING, arrived yesterday from South America on the SS Elena.

ISABEL JEANS, left over the week-end on a visit to Bermuda.

COL. WILLIAM J. DONOVAN goes to 50th state to speak at the annual meeting of the College of Law, Syracuse University.

Ginger Rogers Signs Ne Three-Year RKO Contrac

West Coast Bureau of THE FILM DAILY

Hollywood—RKO Radio has signed Ginger Rogers to a new three-year contract; it was officially announced here yesterday.

At present Miss Rogers is appraising a third three-year contract, it was officially announced here yesterday.

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Theatrical Manager for a New York Film Daily

Harry Parsons Made Rep. Producer-Director

West Coast Bureau of THE FILM DAILY

Hollywood—Harry Parsons has been named producer-director of features at Republic. She will continue with “Meet the Stu shorts which call for one a month.

“Hamilton Woman” Gets 4th

Korda’s “That Hamilton Woman” will remain a fourth week at Radio City Music Hall starting Thursday.

FINANCIAL

NEW YORK STOCK MARKET

Net High Low Close Chg

Com. Fm. Ind. 12 12 12

Conn. Ind. 12 12 12 12 12

Conn. Ind. 12 12 12 12 12

East. Kodak 12 12 12 12 12

Gen. Elec. 12 12 12 12 12

Loew's Inc. 12 12 12 12 12

MGM 12 12 12 12 12

Paramount 12 12 12 12 12

Para. 1st. Pf. 12 12 12 12 12

Para. 2nd. Pf. 12 12 12 12 12

RKO 12 12 12 12 12

20th Century 12 12 12 12 12

20th Century-Fox 12 12 12 12 12

United F. Corp. 12 12 12 12 12

Warner Bros. 12 12 12 12 12

NEW YORK BOND MARKET

Par. B. 83 83 83 83

Par. P. 83 83 83 83

Par. P. 83 83 83 83

Sonomon Corp. 12 12 12 12 12

Technical 12 12 12 12 12

Trans-Lux 12 12 12 12 12

Universal Corp. 12 12 12 12 12

Joe Gis Named Columbia Charlotte Branch Head

Pittsburgh—Joe Gis, city salesman for the local Columbia exchange, has been promoted to branch manager of the Charlotte exchange.

“Hop” Hadley Recovers

“Hop” Hadley, Hollywood, industry artist, has returned to his studio after a six weeks’ illness, Hop is touting a new cane, but hopes to dispose of it shortly.

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SALES EXECUTIVE

leaving New York to establish permanent head office in Hollywood. We wish to represent producer and execute any commission in film industry. Thorough knowledge of production, distribution, exhibition, Bank and personal references. Write Box 12000, THE FILM DAILY, 1501 Broadway, N. Y. C.
Report Hungary
Ins All U. S. Pix

(Continued from Page 1)

Hires from the entire Balkan ter-
ritory.

While no official information as to
Hungarian action has been re-
ceived here yet by home office
departments, it was stated
that the course was not "unantici-
pated." Normally, U. S. distri-
buted 40 per cent of films for
Hungarian exhibition.

Cap Fight on Wash. Law
added for Supreme Court

(Continued from Page 1)

Against the state law which makes
illegal for separate copyright
ers to pool copyrights, fix prices,
rent fees or issue blanket licenses.
Denying the motion, the three-
year court comprising Circuit
Bert Haney of San Francisco
District Judges John L. Bowen
and Lloyd L. Black of Seattle,
ruling that the motion was not timely in
it was not filed within the re-
ed 10-day period after the first
date Ascap was not entitled
file the motion after that period.
New evidence was not involved
that no new principles of law
were submitted.

The nationals local attorney,
Presenting A s c a p , immediately
filed a petition for appeal to the
Supreme Court.

Arch Ticket Tax
collections Again Soar

(Continued from Page 1)

re in a decided slump, compared to
January.

The national March collections
were $7,104,056.34, compared to
$10,931.82 for March, 1940, a gain
of $4,714,024.52. The March figure
$9,093,672.85, more than the $6,495-
166 collection for the previous
month of February.

10 Theater Parley Held
Round table discussions of opera-
tions and policies were held at the
Advert-Astoria yesterday by EKO
Theaters executives and division
managers. Two pictures, "Meet John
cake" and "The Great Lie," were
discussed. The one-day parley con-
cluded last night with a cocktail
party and banquet.

Happy Birthday to You

From THE FILM DAILY to
William J. McShea
Ed Carroll

19 Technicolor Features
In Preparation, a Record

(Continued from Page 1)

opened the way to increased budgets
and 19 pictures are being prepared for
Technicolor treatment as against
10 at this time last year.

Paramount has the heaviest color
schedule with seven films in work
including Cecil B. deMille's "Reap
the Wild Wind"; "Shepherd of the
Hills"; Max Fleischer's "Mr. Bug
 Goes to Town"; "Alma of the
South Seas," "Dilday Cay" and
Louisiana Purchase." William de-
Mille is preparing a screenplay for
Cecil B.'s future production "The
Queen of Queens.

20th-Century-Fox has four sched-
uled for Technicolor: "Blood and
Sand," "Belle Starr," "Miami," and
"Caribbean Cruise." M-G-M's color
features include "Billy the Kid" "Blossoms in the Dust" and "The
Yearling." Walt Disney is working
on "The Reluctant Dragon" and

"Fantasia" Will Open Run
In Louisville on May 9

Louisville—Walt Disney's "Fantas-
tasia" will open at the Fourth Ave.
Amusement Co.'s Strand Theater
here on May 9.

Cleveland—"Fantasia," now in its
fifth week at the Hanna Theater,
is good for at least another four
weeks, says Paul Blaufox, heading
the show. A check-up of attendance,
Blaufox states, shows that repeat
bills approximate 10 per cent.

Anti-5 Block Bill
Passes Minn. Senate

(Continued from Page 1)

much larger majority than North-
west Allied had anticipated.

It is believed that the only amend-
mments made to the bill when it came up for final Senate
action as a special order of business
with a amendment inserted by Senator
A. O. Sletvold of Detroit Lakes,
providing that cancellation of 20 per
cent of pictures may be made on
reasonable ground.

The measure originally had failed to
doze for provision on racial
grounds.

Television Theatres
For Keys Predicted

(Continued from Page 1)

Square Garden, and Mike Jacobs,
prominent fight promoters, have both
been enthusiastic over the possibili-
ties of large screen theatre tele
in regard to sport events of a national
scope and interest.

As a forecast of the shape of tele-
chinese to come, RCA on May 9
will demonstrate its large screen the-
astral television at the New York
Theater for leaders in the film,
studio, stage and sports fields.

Highlighting the special program
which will be projected on a 15 by
20 foot movie screen will be the
blow-by-blow showing of the middleweight
championship prize fight between
Billy Soose and Ken Overlin at
Madison Square Garden. Remain-
der of the demonstration will originate
in the NBC tele studios in Radio City
and will include a news program,
a dramatization and a round table dis-
cussion between film and radio execs.

CBS Color Television Sets
To Be Available by June 1

CBS yesterday announced that it
is now in the process of completing
negotiations with several manufac-
turers to make color television sets
which could be available by June 1
at the latest.

Technical values will be determined
by the network, and a basis for color
tele sets standards will be set up for
the future.

Ky. Theater Co. Indicted
For Operating Bank Night

Murray, Ky.—Calloway County
grand jury returned an indictment
against the Columbia Amusement
Co. of Murray, and Paudchee, charg-
ing it with unlawful operation of a
"lottery and gift enterprise" grow-
ing out of Bank Night.

The action was the first in Ken-
tucky since Assistant Attorney Gen-
eral Jesse K. Lewis at Frankfort
declared recently that such schemes
as Bank Night, Bingo, free draw-
ings, punchboards and slot machines
were "illegal of the law of Ken-
tucky."
You must have known it would be swell when we first announced the story. But you can't possibly judge how swell it is til you see it!

It'll open your eyes!
It's The Thing for Spring!

MERLE OBERON (Marvelous!)
DENNIS MORGAN (Terrific!)
RITA HAYWORTH (Wonderful!)

Her biggest show since 'Wuthering Heights'
'Kitty Foyle's feller'
That 'Strawberry Blonde'

with lots of love and kisses,

"Affectionately Yours"

with RALPH BELLAMY • GEORGE TOBIAS • JAMES GLEASON
Hattie McDaniel • Jerome Cowan • Directed by LLOYD BACON
Screen Play by Edward Kaufman • From the Story by Fanya Fass and Aileen Leslie • A Warner Bros.-First National Picture
Hollywood’s 1940 Payroll Shows Drop

(Continued from Page 1)

ment last year to 29,000 people as against $2,000 employed in 1939. The weekly Hollywood payroll in 1940 was $2,500,000, compared with $557,692.30 paid out the preceding year.

Hollywood extras in 1940 were paid a total of $8,829,769.10 as against $8,124,671.64 in 1939, while the average daily wage in 1940 was $11.08 and in 1939, $10.81. The individual extra in 1940 had average annual earnings of $316.03 as compared with $316.26 the preceding year. Total number of individuals used as extras in Hollywood studios in 1940 was 7,007, a severe drop from the 9,849 of 1939.

Individual extra in 1940 worked an average of 32.38 days as against 29.38, giving renewed emphasis to the contention that the solution of the theater’s economic problem will be found, largely, in restriction of the extra rolls.

Midwestern Theater Business Rises 15%

(Continued from Page 1)

have already made their effects felt while pay increase to Gary steel workers, adding upwards of $13,000,000 to 30,000 workers’ wages is expected to have a favorable reaction.

Sidney Rose, Warner exchange manager, reports receipts are 15 per cent ahead of 1940 and is optimistic of even higher returns for coming attractions. Triple features are on the wane in Chicago, and in Evansville the Stadium has gone over to juvenile programs making it unavailable for the suburb. Single features are the rule in most of the towns along the North Shore of Chicago; operators are lowering their scales in an effort to entice patrons away from the Loop houses.

Selwyn, Sinclair Eastbound To Arrange for M-G-M Play

West Coast Bureau of THE FILM DAILY

Hollywood — Edgar Selwyn flies East tomorrow to make arrangements for his stage production to be presented on Broadway late in August for M-G-M of Frederick Hazlett Brennan’s play, “We Fought at Arques.” Robert Sinclair, who will direct the picture for M-G-M, will also fly East with Selwyn.

WEDDING Bells

West Coast Bureau of THE FILM DAILY

Hollywood — Constance Bennett and Gilbert Roland were married Sunday night in Arizona. They motored to Yuma from Hollywood.

Sponsored Films, Free Samples, in Church Halls Fought by Toronto Theater Owners

Toronto—Showing of sponsored films, without admission charge, in the church halls in all parts of Toronto, constitutes a new form of competition for film theaters here. The added lure of a free sample of some commercial product, such as canned goods, to all adults attending, aids in swelling audiences. Department stores also are offering free commercial films which attract hundreds daily.

Exhibitors have extended the variety of giveaways to counter, and one trend that has been noticed is that 5-piece bridge sets, consisting of table and four chairs; wool blankets, hampers of food, silk table clothes, mixing bowl sets, vases, mantel clocks, hassocks and electric toasters.

Harold B. Franklin Stricken in Mexico

(Continued from Page 1)

came president of Franklin Theaters, resigning from that organization to become an executive in an advisory capacity at RKO, then president of K-A-O and RKO.

He resigned from the RKO group in 1938 and in association with Edgar Selwyn formed Franklin Pictures to present stage plays. He subsequently became president of Standard Theaters, and in 1938 joined the Columbia production staff. He resigned from that post and in 1938 was business manager of “Motion Pictures Greatest Years” campaign.

He is survived by his wife, Anna May White Franklin, a son, Elbert, and two brothers, John J. and Charles. Franklin had been living in Beverly Hills up to the time of his death.

De Loder Named Prexy Of Co-op. of Michigan

(Continued from Page 1)

late Theater; Secretary, James C. Ritter; Treasurer, Bernard R. Kilgour.


Four new theaters just opened or still under construction were taken into membership: George Smith, Pal Theater, at Lapeer; Louis Schussel, Bel Theater at Melvindale; Sol and Mae Krim, Krim Theater in Highland Park; and Irving Belinsky, Clawson Theater at Clawson.

One other new member was also admitted—Anthony Dubiel of the Graystone Theater, Detroit.

Rites for George MacKinnon

Boston—George MacKinnon, long columnist with the Hearst newspapers in Boston, writer of the motion picture and stage column, “The Window Box,” and writer and composer of several song hits, was buried here Saturday. MacKinnon is survived by his wife, Katherine Donovan, also a feature writer and dramatic critic for the Boston Record-American.

Altschuler Named to Head CFI Sales

Appointment of Richard W. Altschuler as sales manager of Consolidated Film Industries was made known yesterday. Altschuler was formerly president of the Bruns-Macross Company; and treasurer of the RKO, Inc., the film exploitation arm of the RKO, Inc., the film exploitation arm of the RKO, Inc.

Minneapolis and Rochester Arbitration Cases Settled

Two arbitration cases, one docketed in Minneapolis and the other in Buffalo, have been settled before going to a hearing.

Complaint filed by David Gillman of the Gayety Theater, Minneapolis, against 20th Century-Fox for some run was settled and withdrawn.

A clearance complaint filed by the Sun Theater, Rochester, against Paramount, 20th Century - Fox, Loew’s and Warner Bros. was dropped when a re-adjustment of the theater’s clearance was nego-
tiated.

Westway Arbitration Hearings End; Decision in Three Weeks

Washington Bureau of THE FILM DAILY

Washington—In exactly half the time required for the Walbrook case, the Westway clearance case hearings concluded Saturday before Arbitrator Sefton Farr. The Westway case was clocked in 17 hours compared to 34 hours for the Walbrook case. The difference was accounted for by the stipulations of counsel before the proceeding commenced and less discussion of non-material facts.

Counsel have been granted 10 days to file briefs, five days for rebuttal briefs. The arbitrator’s decision is not expected before three weeks. The conclusion of the West-

way case leaves the Washington AAA office docket cleared.

Mrs. George Magee Dead

Evansville, Wis. — Mrs. George Magee, 79, wife of the pioneer local theater owner, died here Friday night. Besides her husband, she leaves a son and a daughter.

Equity Elects June 6

Annual meeting and election of Directors Equity will be held June 6 in the Grand Ballroom of the Astor.

MPTOA Affiliation Not Planned in Iowa

(Continued from Page 1)

trade papers, other than THE FILM DAILY, likewise denied reports carried in the DAILY, which claimed such a move was under consideration. The organization was being named sponsored by the Iowa prexy.

Wolcott said the plan provides for an all-theater organization, including circuit and affiliated theaters as well as independents. Associates would have a paid secretary to see under the strict supervision of board and officers. Wolcott said that supporters of the plan claim that since all theater problems are much the same in all of the theaters, the activity should be co-coordinated under a national protection.

Alternative to Arbitration

They held a meeting of one or more of the problems of print, product clearance and the like can be worked out to a mutual benefit of the theaters concerned by such an organization better than by expensive arbitrations by outsiders,” Wolcott said. “This is out also that the ever-present problem of organization of finance would be solved by such an arrangement and that instead of having fight adverse legislation all the time, the organization might be able to sponsor and enact some benefits legislation.

On the other hand, opponents of the plan state frankly, the independent exhibitors would lose their identity, individual poll cal importance and the force of numbers and would be overshadowed in the background of the organization and rendered impotent by the circuits and affiliated theaters.

“Personally, I have given a lot of thought to the thing during the past weeks. I feel independent exhibitors should study it carefully and, in the final analysis, decide what is best for themselves. I do not go into this organization wholeheartedly it will never work. And whatever we I feel the local organization will be fully developed before even considering any national affiliation.”

May Be Submitted in 60 Days

At present the plan is being considered by the board of directors authorized at the recent Des Moines convention. If the directors feel the plan it will be presented to exhibitors at a meeting to be held in Des Moines sometime within next 60 days.

STARKS!

Cincinnati—Mr. and Mrs. Rollie Stark, operators of the theater, are parents of a new son.

Cincinnati — Frank Schraun of Werners, is passing the cigars. It 7½-pound baby boy.
THE YEAR'S MOST IMPORTANT PICTURE . . .
brings you the year's most PUBLICIZED STAR!

I WANTED

WINGS

"I WANTED WINGS" starring Ray Milland • William Holden • Wayne Morris • Brian Donlevy
with Constance Moore • Veronica Lake • Harry Davenport • A Paramount Picture • Directed by MITCHELL LEISSEN • Screen Play by Richard Medasin, Lieut. Beulah Ley Jr. and Sig Herzig • Based on a Story by Eleanore Griffin and Frank Wood • From the Book "I Wanted Wings" by Beulah Ley Jr.
You dare not miss playing
"THEY DARE NOT LOVE"

GEORGE BRENT • MARTHA SCOTT
THEY DARE NOT LOVE

with PAUL LUKAS • ROMAN BOHNEN • KAY LINAKER

Screen play by Charles Bennett and Ernest Vajda • Directed by JAMES WHALE
A COLUMBIA PICTURE
MINN. PASSAGE CONFUSES TRADE

Gov. Stassen to Sign “Anti-Five” Bill This Week

Measure as Amended by Senate Re-passes House; Only 3 Negative Votes Cast

By GEORGE E. GUSS
FILM DAILY Staff Correspondent
Minneapolis — Unusual ceremony will surround the signing by Gov. Harold E. Stassen of the anti-block-of-five bill, sponsored by Allied Theater Owners of the Northwest.

The measure, first passed by the House and then approved by the Senate on Monday night, was re-passed yesterday by the House 01 to three. Second passage by the House was necessary because

(Continued on Page 8)

Schefelt Hearing
To Resume May 1

Arbitration hearings started yesterday on the clearance complaint filed by Herbert Schefelt, head of Squire Great Neck Corp., operator of the Squire Theater, Great Neck, L.I., against the five consenting distributors. Testimony was not completed.

(Continued on Page 8)

May Decide This Week
On Neely Bill Hearings

Washington Bureau of THE FILM DAILY
Washington — The Neely divorce bill is still marking time awaiting action of the Judiciary sub-committee, it was learned yesterday. Senator Kilgore's office stated he may

(Continued on Page 6)

$1 to $2 Monthly,
License for Coin Pix

License fees for coin-in-the-slot film devices in New York City have been scheduled at $2 a month for machines presenting sound pictures and $1 a month on silent pictures shown in bars, taverns, etc. Fees became effective on May 1, it was said yesterday by License Commissioner Paul Moss.

(Continued on Page 7)

Florence Claim Disallowed
Wiest, Elizabethville Exhib., Files Demand

LeRoy, Brockport Houses
Pass to Kellet on May 1

Kallet Theaters, Inc., up-state circuit with headquarters in Oneda, will further expand, taking over the LeRoy Theater, LeRoy, and the Strand, Brockport, on May 1, it is

(Continued on Page 4)

Legal Authorities Question Validity; “Big Five” May Not Attempt to Sell in State; Justice Dept. is Mum; Gov. Stassen Plans No Hearings; Majors Map Action

By AL STEEN and HOLLIS KENNAHAN
FILM DAILY Staff Writers

Confusion and repercussions followed in the wake of the Minnesota Senate’s “blitz” passage of the anti-block-of-five bill with minor amendments on Monday, subsequent re-passage by the House yesterday, creating a strong probability that the measure nullifying part of the New York consent decree would become a law before the end of the week.

Events which trailed the Minnesota legislative action yesterday included:

1. Opinion expressed by legal authorities in New York that the law would be ruled unconstitutional as in other states, as it interferes with interstate commerce.

2. Probability that the five

(Continued on Page 7)

May Start Admission
Tax on Dime Tickets

Washington Bureau of THE FILM DAILY
Washington—While official sources were silent, it was reported in usualy reliable quarters last night that

(Continued on Page 4)

UA Sets New Schedule
For Sales Conclaves

Dates for the five regional United Artists sales conventions were announced yesterday by Arthur W.

(Continued on Page 4)

Fleischers Offer to
Make Training Films

Miami—Max and Dave Fleischer in a letter to the President have offered the services of the Fleicher studio here to produce educational cartoons to assist in training U. S. troops. Fleischers turned out 20 one-reelers in 1917-1918 for the Government. Studio is now making “Mr. Bug Goes to Town,” feature, for Para.
N’Orleans “Flame” Debut Draws Coast Contingent

New Orleans — Two-day hoopla marking the world première of “U’s” “Flame of New Orleans,” Marlene Dietrich starrer, gets underway today with the arrival from the Coast of Joe Pasternak, producer; Rene Clair, director, and Mrs. Clair; Bruce Cabot, Michele Auer, Mr. and Mrs. Andy Devine, Mr. and Mrs. Hugo Herbert, Peggy Moran, Anne Gwynne, Helen Parrish, Evelyn Ankers and studio executive Des Bushnell.

“Flame” bows in tomorrow night at the Orpheum; house is a sellout. Proceeds go to the New Orleans Tuberculosis Hospital. Supper dance in the Roosevelt Hotel will follow the opening.

Pittsburgh Testimonial To Honor Weinser, Gims

Pittsburgh — It will be a “double bill” farewell dinner, sponsored by the local Variety Club and the trade, in the Urban Room of the William Penn Hotel on Monday, May 12, honoring Abe Weinser, recently dismissed from branch manager of the local United Artists exchange to the Bos- ton branch. The event is for the local Columbia exchange to manager of the Bos- ton branch of that company’s Charlotte office. Art Levy has been appointed co-chairman with Mark Goldman.

“Smillin’ Through” Will Be Dipped in Dye vat

West Coast Bureau of THE DAILY

Hollywood — It’s the Technicolor dye vat for “Smillin’ Through” which Metro will use to colorize the Jeanette MacDonald starrer.

Burbank — Warners will film its Royal Canadian Air Force feature, which shows the work of leading George Brent and Dennis Morgan, in Technicolor.

Columbia Signs Stern To Narrate 12 Shorts

Columbia yesterday signed Bill Stern, NBC sports director and announcee, to narrate its 12 “World of Sports” reels for 1941-42.

GTE Quarterly Net Up

General Theaters Equipment Corp., and subsidiaries, excluding Cinema Building Corporation, reported yesterday for the three months ended March 31 a consolidated net profit, after depreciation and estimated Federal income taxes, at prevailing rates, of $256,856. This compares with $212,581 earned in the corresponding period last year.

Philby Methodist Critical of Spence Film

Philadelphia — The Rev. B. Smith Stull, pastor of East Allegheny Avenue Methodist Church, yesterday criticized the forthcoming Hollywood version of Hartzell Spence’s “One Foot in Heaven,” widely read biography of the author’s minister-father, which was produced by Warners. The Rev. Mr. Stull’s criticism deliv- ered before the weekly session of the Methodist preachers, meeting in Simpson Hall was two-fold.

He criticized the selection of a Philadelphia Baptist divine rather than one of the Methodist denomination to serve in an advisory capacity and also expressed the opinion that the production was “a commercial move” on the part of the industry to attract church people.

Only a Methodist was qualified to pass on anything that concerns the Methodist church, the Rev. Mr. Stull asserted.

“U” VTC Holders Vote To Indemnify Directors

Wilmington, Del. — Indemnification of Universal directors against law suits was approved by voting trust certificate holders at a meeting here yesterday. Amendments to the articles of incorporation and the new seven-year employment contracts for seven executives also were approved by the certificate holders.

Scully Leaving Friday For Parleys at Studio

William A. Scully, U’s general sales manager, returns today from a sales meeting in Boston and will leave for the Coast studio, Friday, for production conferences. He is expected to return East from California after about a week’s stay.

UA’s Indian Manager Due Friday for H. O. Parleys

Carlos Moore, general manager of United Artists in India, arrives in New York Friday aboard the S.S. President Madison for home office conferences.

Metro Re-signs Ruben

West Coast Bureau of THE DAILY

Hollywood—Metro has signed J. Walter Ruben to a new producing termer.
Win. Action Helps
Now Bill Chances

(Continued From Page 1)

exhibitors. At present, the bill is a committee and considerable pressure is likely to be brought to bear to bring it out.

Despite the strong approval of Col- lative Theaters of Michigan, which is closely following the progress of bill, there is developing considerable opposition among independent theater owners.

Little direct opposition by distributors has as yet appear, at least openly.

Col. Plugs "Serenade"

in Dailies in 45 Keys

A precedent-setting ad campaign was launched nationally yesterday in "Penny Serenade" by Columbia, with the ads getting preferred space on the second and third page of dailies with a circulation of 18,500,000 per day in 45 key cities. Campa-aign, consists of a series of three ads in three-column spreads, using 150 lines.

The ads carry endorsements of the George Stevens production by Irene Dunne, Cary Grant, Claudette Colbert, Loretta Young and Rosalind Russell. Ads are timed to break a few days before the picture opens in the keys where the campaign is being used. Additions to this list of names are being made wherever theaters regularly engaging in co-operative advertising with Columbia choose to use the ads with Columbia paying half the cost, over and above the regular co-operating advertising on the picture.

Campaign supplements a national magazine campaign aimed at a circula- tion of 60,000,000.

PCC Names Convention Committee Chairman

West Coast Bureau of THE FILM DAILY

Hollywood—PCC of ITO conven- tion committee consisting of Rotux Harvey of San Francisco, Hugh Bueno of Whittier, Jack Berman of Los Angeles, and Robert H. Poole, ex-ecutive secretary, appointed the fol- lowing committee chairman for its convention June 8 to 12 at which it will also act as hosts to the MPTOA gathering: E. S. Calvis, hotel com- mittee; Herman Lewis, transpor- tation; Jack Berman, special events.

Mrs. Jennie Dodge of Ventura was made general chairman of the ladies' committee with the following sub-chairwomen: Mrs. Alice Johnson of Seattle, Mrs. William Graper, Jr. of Portland, Mrs. Vera Hardy of Fresno, Mrs. R. D. Whiston of Los Angeles was replaced on the reception committee.

Schine Printers Move

Rochester—Seymour Distributing Co., printers for the Schine organi-zation, has moved from the Monroe Press of bill there to the Gloversville home office.

Add Decree Benefits

From John Chapman's Holly- wood column in yesterday's N. Y. Daily News:

"Phony picture casting has long been one of Hollywood's indoor sports. Press agents, to get a line in the papers, have been known to put it out that such-and-such a star will go into a certain picture, when no such plan is contemplated. Then, for another line later, they can say the so-and-so has been withdrawn and somebody else—the real choice—is going in. It is likely that the films' new deal with Uncle Sam, the consent decree, will end this happy practice; for exhibitors, who will see what they buy before they buy it, can reject a picture which starts with an all-star A budget 'plan' and comes out of the cameras a little B with nobody in it."

Marc Lachmann, Veteran Publicity Man, Dies at 44

West Coast Bureau of THE FILM DAILY

Hollywood—Marc Lachmann, 44, veteran newspaper and publicity man, formerly Universal studio public-ity director, died yesterday follow- ing an illness of several months. He was at one time associated with Harry Reichenbach and took the first print of Universal's "Hunchback of Notre Dame" to Europe.

For several years Lachmann was director of publicity for C. B. Dill-ingham, theatrical producer, and also handled publicity for B. G. DeSylva and Ray Goetz. He also at one time was a scenario writer for the old Fox Company. Funeral services will be held tomorrow at Pierce Brothers Mortuary with Rabbi Meyer Winkler officiating.

Sunday Referendum Bill

Fails of Pa. Senate Vote

Harrisburg — House bill which would make it more difficult to peti- tion for a referendum on Sunday movies by requiring more signers was not reached on the Senate's cal-endar at the deadline. House had passed it, 119-62.

Enactment would make it impos-sible to vote on the Sunday movie question before 1943.

Dismiss Demitroff Suit

Suit of Boris Demitroff for $25,-000 damages against Universal Pic- tures was dismissed yesterday by New York Supreme Court Justice Dennis Cohalan for failure to prose-cute. The plaintiff had claimed personal injuries through alleged neglig-ence of Universal while participat-ing in a mob scene for one of its productions.

Drama Critics' Award

The Drama Critics' Circle award for the best play of the Broadway season went to Lillian Hellman's "Watch on the Rhine" yesterday with 12 of the 19 critics voting for it on the fourth ballot. Best foreign play of the year award went to "The Corn is Green" by Emlyn Williams.
May Start Admission Tax on Dime Tickets

(Continued from Page 1)

the Treasury's tax recommendation will obviate the present 10-cent rule on theater admissions but provide that imposition of the levy start with 10-cent tickets.

Public hearings will start tomorrow before the House Ways and Means Committee, with Secretary of the Treasury Henry Morgenthau, Jr. scheduled as the first witness.

Should the exemption be dropped, it is estimated the yield to the Treasury would be $85,000,000.

UA Sets New Schedule
For Sales Conclaves

(Continued from Page 1)

Kelly, vice-president in charge of domestic distribution.

First of the series will be held at the Waldorf-Astoria, New York April 28-29. Others, in order, will be held at the Roosevelt Hotel, New Orleans, May 1 and 2; Netherland Plaza, Cincinnati, May 3 and 4; Congress Hotel, Chicago, May 5-7, at the Statler Hotel, San Francisco, May 9-10.

Kelly will preside at the session assisted by Harry Gold, Eastern sales manager, and Haskell Masters, Western general sales manager.

Slot Machine Legalization
Bill in Mich. Withdrawn

(Continued from Page 1)

stiltuationally before taking further action on it.

The bill provided for a license fee of $1,000 per year for 50 machines. The bill would have amounted to about $7,000 for Detroit and its suburbs alone.

LeRoy, Brockport Houses
Pass to Kallet on May 1

(Continued from Page 1)

announced by Kallet M. J., Kall Acquisitions will give the Indiana chain a total of 26 houses. Late last year Kallet took over two Port Huron houses.

"Lady from Cheyenne" Stays 12th
"The Lady from Cheyenne" is still current at the Roxy, is being held second week, starting tomorrow.

Yates-Titus Wedding
Second In Families

Douglas T. Yates, second son of Herbert J. Yates, Consolidated Film Industries' president, and Margaret Louise Titus were married Monday in the Central Presbyterian Church, Park Avenue, Manhattan. Ceremony was followed by a reception at Sherry's.

The groom was assistant producer at Republic's studios on the Coast. This is the second bond between the Yates and Titus families, as William Titus, brother of yesterday's bride, is the husband of Elsie Yates, daughter of Herbert J. Yates.

Florence Arbitration
Claim Disallowed

(Continued from Page 1)
cut so that it could play pictures immediately following the Fox.

Arguments were heard on April 28 but the arbitrator reserved decision.

A complaint under Section Eight of the consent decree has been registered here by Bryant W. Wiest, operator of the Hollywood Theater, Elizabethville, who declares that he is entitled to the same availability as the Theater in Lykens. Wiest points out that since the Hollywood was built four years ago, it has maintained its admission price scale although all houses around him have cut theirs.

Pearl River Arbitration Case
Hearing Deferred Until May 7

Arbitration hearing of the clearance case filed by the Central Theater, Pearl River, N. Y., which was scheduled for May 7, has been postponed until May 7. Complaint was lodged against the five consenting distributors.

In the clearance case filed by the Lyric Theater, Oyster Bay, L. I., George H. Engelhard, an attorney, has been named as arbitrator.

Henry Channing has been selected as the arbitrator in the third case filed in Boston by Lucien Desconteau, who operates three houses in Manchester, N. H. Complaint involves clearance.

Clearance case docketed by Jack Fields of the Cameo Theater, Jersey City, against all of the "Big Five" will be heard in New York on April 30.

Erie Arbitration Case
Hearing Over to May 5

Pittsburgh — At the request of Paramount, one of the three major film companies named in the complaint filed by Herman Lerner of the 18th Street Theater, Erie, the AAA has granted a 10-day adjournment of the hearing originally set for today, which moves back the date of this hearing to May 5.

Ely Replaces Harmon as Clerk
In Memphis Arbitration Office

Bruce Ely has been appointed clerk of the Memphis arbitration tribunal, replacing Jack Harmon. Change is effective today.

Happy Birthday to You

From
THE ATOMIC DAILY
Frank Borzage
George P. Shayne
Shirley Temple
Simone Simon
Henry H. Thomas
H. G. Knox
Edward J. Smith, Jr.
GREATEST EVER!

The 1941 FILM YEAR BOOK now being distributed to all Subscribers of

is by far the GREATEST EVER!

Many new features add to the greatness of this new book putting it far ahead of all others and making it more valuable as the . . .

Recognized Standard Reference Book of the Motion Picture Industry

Get Your Copy TODAY—Edition Limited
REVIEWS OF THE NEW FILMS

“Washington Melodrama” with Frank Morgan, Ann Rutherford, Kent Taylor
Metro (HOLLYWOOD PREVIEW)
GOOD PROGRAM NUMBER WITH NEVER A DULL MOMENT SHOULD PLEASE TICKET BUYERS.

Featuring Frank Morgan in a more serious role, and a cast of well known junior players, “Washington Melodrama” is another of Metro’s consistently good S. Sylvan Simon program pictures.

Under the guidance of associate producer, Edgar Selwyn, Simon has modeled a screen play by Marion Parsonnet and Roy Chanslor into a tight little film, with few dull moments. Morgan’s performance is good—missed, however, are the mad antics which have made him so popular on the screen. Morgan plays this one toe to toe with each of his leading ladies: Ann Rutherford, Kent Taylor, Lee Bowman, Virginia Grey, and a newcomer, Dan Dailey, Jr., are excellent in supporting roles.

A wealthy philanthropist, Frank Morgan, who is attempting to push a bill through congress supplying food to the children of Nazi-dominated countries, becomes involved with a night club performer, while, in another scene, Ray Holden, and his daughter, Ann Rutherford, are in South America. The day before his family returns, he visits the girl’s (Ann Greywane) apartment by L. du Rocher Marshall; screening with the above story, and with never a dull moment, the death-bed confession of a cabaret dancer, saves Morgan’s face and the day. Ticket buyers will enjoy every minute of it. Water ballet numbers are exceptionally well executed and photographed.

CREDITs: Producer, Edgar Selwyn; Director, S. Sylvan Simon; Based on a play by L. du Rocher Marshall; Screenplay by Marion Parsonnet and Roy Chanslor; Cameramen, Harold Rosson, ASC; Art Director, Cedric Gibbons; Associate Art Director, Gene Ruggiero; Dances, Sammie Lee; Musical Score, David Snell; Water Ballet, Lottie Horner.

DIRECTION, Good. PHOTOGRAPHY, Okay.

Leeton to Be Exhibits. Host

“South of Panama” with Roger Pryor and Virginia Vale
Producers Releasing Corp. 68 Mins.
SPY DRAMA ACTIONFUL ENOUGH TO FIT PROGRAM HOUSE BILLS. BUT WITH WEAK STORY.

For some reason or other dedicated to the RAF, and telling an implausible story of spies trying to get the formula of a paint that camouflages airplanes, this programmer should do all right on program house bills. Story weakness is the film’s greatest fault and a weak attempt to hook up the fanciful yarn with Britain’s war and this country’s defense problem is more likely to annoy than to inspire. Roger Pryor takes a part by has done before—the resourceful newspaperman—and is adequate. Virginia Vale, as a blonde American singer, does a good job. Balance of the cast is as good as the material given them permission.

Yarn concerns the maneuvers of spies to get the paint formula from Virginia’s brother who comes to Panama to demonstrate his discovery to U. S. Army officers. The girl, in order to mislead the heavies, picks up Pryor, a newspaperman, at the airport and the balance of the footage shows their efforts to keep from giving the goods until the brother has had a chance to finish his business. finale has the spies going over the cliff in an auto and the girl and Pryor in a clinch.


CREDITS: Producer, T. H. Richmond; Associate Producer, Melville Shyer; Director, Jean Yarborough; Original and Screenplay by Robert Roberts and Sidney Sheldon; Cameramen, Max Steenger; Film Editor, Gay Thayer, Jr.; Art Director, Frank Sylva; Costumes, Sana Redd; Musical Director, Alberto Columbo.

DIRECTION, Adequate. PHOTOGRAPHY, Fair.

“May Decide This Week” (Continued from Page 1) call a meeting of the sub-committee later this week, at which time future action—particularly on hearings—may be decided.

To Film Life of Texas Guinan
West Coast Bureau of THE FILM DAILY
Hollywood — Paramount will film the life of Texas Guinan as one of its 1942 productions. Either Barbara Stanwyck or Paulette Goddard will play the Guinan role, according to government plans. Records of Miss Guinan’s career and rights to film her life have been obtained from her heirs.

“Leona and Al”

Our Bill of Rights
Academic Film Co. 19
Highly Informative.

This is another in series of topical two-reelers being turned out by Academic Film Co. via producers Max and Arthur Alexander relates supplementing of the institution by the addition of certain guarantees safeguarding its rights which form the vital American democracy. This sub like its several predecessors American history should, be told to all strata of our citizens, regardless of age.

Further, no matter how small the average individual is—the genius of the United States or she can learn something from this and its companion document. “Our Bill of Rights” well presented.

Cast, with characters indicate parentheses, consists of Alden C. (Washington), John Elliot (Per- tin), Irving Mitchell (John Ada Carleton Young (Madison), A. Connor (Hamilton), Alfred (Jay), Thomas Graham (Rando, William Dean (Henry Knox), Hansel Warner as secretary.

“Marie Greene And Her Men”

Warners
Fairly entertaining Marie Greene and her orch are featured in this one reel mud
Its a fairly entertaining sub and among the song numbers heard “Gotta Have My Rhythm”, “I, Long, Ago”, “Over the Win Dixie”, “Old Folks at Home, “Cantmop races” and “Allie Rumbalad.”

“Porky’s Preview”

Warners
Fair Cartoon
Porky invites his friends to a view of an animated cartoon he produced on his own. Some of the charactersizations are amusing, when the lights go up and P. goes out to find out how his fri liked it, he discovers the sole in the house is a skunk, was produced by Leon Schlesi Rate it as just fair.

Report James Roosevelt May Retire from Pix Biz
Chicago—Newspaper reports say that James Roosevelt, who heads the film business when heret from his present mission to Orient and that his Glove Pro by Academic Film Corp has only as an appearance handle his present pictures. Nate Gross of the Chicago Tribune reports that RalphIII will live in Chicago when he re from the Marine Corps.
Majors' Counsel to Map Course of Action Today

Summer Bowling League Plans 12-Week Season

Newly organized industry Summer bowling league will use the Roxy Bowling Center for its matches. The 12-week season will be the first ever of its kind in the state. A dozen teams will be formed and meetings arranged by the league. It will be directed by a committee composed of representatives of the major companies. The rules will be adopted by the committee.

Levi Manheim Funeral Services in Syracuse

Syracuse, N. Y.—Funeral services were held yesterday morning for Levi Manheim, father of Emanuel (Manny), Harold (Het) and Nathaniel (Nate) Manheim. Manny is a Hollywood radio and film writer. Het is associated with the New York William Morris office, and Nate, now living in Los Angeles, was former head of Universal's foreign department.

Major companies affected by consent decree will not retaliate in Minnesota case. The state law is repealed by the decree and the consent decree is an amendment to the act. Silence on the part of the妊ment of Justice is likely to be evidence that the consent decree will not be altered and the decree will be enforced.

Opinion offered by a Government attorney that the consent decree would not be altered is not accepted by the Government. The decree is an amendment to the act and the consent decree is an amendment to the act.

Heightening of confidence by the state's support of the amendment to the act is a signal to the state's support of the amendment to the act.

Report from Minneapolis that Governor Stassen would give no hearing on the bill before he signs it is not unexpected, passage of Minnesota bill by the Senate and re-passage by the House more and more as stumped industry attorneys to the state's support of the amendment to the act.

The new legislation has been enacted there and it is not for such a situation. That will be efforts to block the amendment to the act becoming a done deal, but the manner in which it will be done is still unknown.

Major company attorneys are said to meet today to discuss the situation and plan a course of action.

Associated companies are facing the fact that the sale of their goods in the state will be in violation of either the state law or consent decree. It is likely that the so-called "Big Five" will be affected in Minnesota and that they will be tried for their picture unless the state law is repealed or the consent decree is amended to make sales legal under the terms of the state law.

The chief counsel of a major company is said to have been invited to the consenting distributors to discuss the matter of selling the pictures in the state. They are said to have rejected the suggestion and that they are willing to face the consequences of the law. The companies are said to be determined to sell the pictures in the state and to face the consequences of the law.

20th Century-Fox Speeding Production To Have Two to Three Blocks-of-Five Ready

Announcement was made yesterday by 20th-Fox that production plans now set call for more pictures to go on the cameras between May and August than ever before in the company's history. Based on the heavy production schedule, the company expects to have two to three blocks-of-five ready for selling under the New York consent decree when it becomes operative Sept. 1.

Reform in the Motion Picture Industry

The district court has ruled that the consent decree is constitutional and that the motion picture industry is subject to the jurisdiction of the court. The court has ordered the industry to comply with the consent decree.

The consent decree is said to be constitutional and that the industry is subject to the jurisdiction of the court. The court has ordered the industry to comply with the consent decree.

Myers Sees Minn. Setting Precedent

(Continued from Page 1)

"If they do not contest the measure, I expect numerous attempts will be made in other states and in Congress to modify the five-group selling plan. First test should come when distributors ask to be relieved from complying with the consent decree in Minnesota under terms of Plan XXII.

"If the Attorney General does not object on the ground of alleged unconstitutionality of the state act, then the way will be clear for all opposed to the consent decree to go ahead.

"If the law is challenged before Judge Goddard or in the courts in Minnesota, results may be inconclusive until the escape clause becomes operative and the selling plan expires as in Section XII (A) provided."

Stars May Fly In Bombers On Latin-American Tours

Plans are being finalized by the Department of State and the Nelson Rockefeller Cultural Relations Committee to use Army bombers to fly Hollywood personalities to South America on good-will tours. Trips, which will start in about eight weeks if no hitch develops, will be made in the new Douglas bomber if it is made available, otherwise in the Army flying fortresses.

Douglas Fairbanks, Jr., first of the film stars to visit South American countries, was scheduled to take off by plane this morning at 7 o'clock from Miami, accompanied by his wife and by Edward H. Bobbitt, assistant to the Co-ordinator of Cultural Relations.

Advancement of Joe Gins Followed by Promotions

Pittsburgh — Appointment of Joe Gins as Columbia's Charlotte branch manager has been followed by the promotion of George Tice, former Main Line salesman, to succeed Gins as city salesman here. Jack Kohler, office manager and head booker, replaces Tice; Bob Kimmelman, assistant booker, replaces Kohler, and Kenneth Boyle becomes assistant booker.

A hearing upon the constitutionality in a declaratory suit would probably be heard by a statutory court of three federal judges.

The majors are said to have agreed to the suggestion and that they are willing to face the consequences of the law. The companies are said to be determined to sell the pictures in the state and to face the consequences of the law.

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Minn. Governor Plans No ‘Anti-5’ Bill Hearing

Northwest Allied’s Execs. To Get Pens Which Governor Will Use for Signing (Continued from Page 1)
of two minor amendments attached by the Senate.

The first amendment was included when it was found that 20 per cent cancellation privilege was contained only in the preamble. It then made a part of the bill itself, providing that one-fifth of pictures contracted may be cancelled by an exhibitor on moral, religious or racial grounds or when an exhibitor finds the showing of any picture would be injurious or damaging to his business.

A second amendment added by the Senate provides that notice of the cancellation must be sent to the distributor and registration bill.

Signing Expected This Week

With these changes now accepted by the House, the bill is ready for the Governor’s signature and officers of Northwest Allied are certain the measure will be signed before the week is over. It will reach the Governor in a batch of other last-minute bills, however, and this may result in delay of a day or two.

After yesterday’s action by the Governor on the bill as its provisions all have been explained to the chief executive by Northwest Allied and Food, St. John, president of the organization’s executive secretary, to his office, and to place his signature to the measure with two different pens. After signing, the bills will be given to Attorney General Peaslee as a souvenir and the other will go to Strom.

May Attack Constitutionality

With both distributors will attack constitutionality of the new law in the courts remains for home offices to decide, branch exchange managers here interested. They said they had not been notified as yet just what sten’s may be taken.

The bill becomes law in Minnesota just as soon as the Governor’s signature is attached. It provides that all distributors must sell feature pictures on a single-season basis, rather than in blocks of five, and permits the forcing of short subjects along with them. The cancellation clause covers 20 per cent of all product contracted.

But One Consent Feature

Aside from eliminating the block-of-five sales provision so far as it might affect Minnesota, the measure does not upset any other features of the New York consent decree. It does apply only to distributors below, including those five firms which accented the decree.

During hearings on the bill before House and Senate Committees, representatives of the producing firms charged the measure would upset their entire selling program by requiring sales on one basis in Minnesota and on an entirely different basis in other states in the same territory, and that some firms might be forced to quit doing business in the state because (United Artists, for instance) they have to sell solid features in seasonal blocks.

Minnesota is the first state to pass an anti-block-of-five bill.

Indianapolis—Benjamin Franklin, 20th Century-Fox assistant in advertising department, is now at Ft. Benjamin Harrison.

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Chicago—Joseph Keller, Metro exchange booker, is now wearing Uncle Sam’s olive drab. Clarence Keim replaces.


Richmond, Va.—Joe Fields, member, Byrd Service staff, leaves for Fort Belvoir and Richmond on April 24 for exit examination.

Chicago— Walter G. Starche, Warner Club proxy at Milwaukee, is a draftee.

John Perakos of the Strand, Thompsonville, Conn., has enlisted in the U. S. Army Air Corps as a flying cadre. Tom Gorman, formerly at the Circle, Manchester, takes over at the Strand.

Lesser Staying With UA.

Arthur Kelly Declares

(Continued from Page 1)

has thus far delivered one production, “Our Town.”

Kelly’s formal statement followed reports that RKO Radio was negotiating with Lesser to assume charge of its studio.

West Coast Bureau of THE FILM DAILY

Hollywood—Murray Silverstone, UA chief executive, when questioned on the report Sol Lesser might head RKO’s studio, stated: “Lesser’s relations with United Artists Corp. will remain unchanged.”

Silverstone added that Lesser’s UA contract runs to September 1945 during which period all of his productions will be released by UA. “Strange Victory” will be Lesser’s net production. Ernst Lubitsch will shortly begin work on his second and final picture to be produced by him in association with Lesser for UA.

Sports Equipment for Camps

Cleveland—The Cleveland Variety Club and the Plain Dealer are cooperating on plans to provide selectees from Cuyahoga County with athletic equipment. Announcement was made by Bert Stearn, United Artists district manager and chief Barker of the Variety Club. Credit for the plan is attributed to Nat Wolf, Warner zone manager and former chief Barker.

39th Time for “39 Steps”

Leo Brecher’s 68th St. Playhouse will present “The 39 Steps” for its 39th return engagement today.

upset their entire selling program by requiring sales on one basis in Minnesota and on an entirely different basis in other states in the same territory, and that some firms might be forced to quit doing business in the state because (United Artists, for instance) they have to sell solid features in seasonal blocks.

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Picketing in Taxedemos

Detroit—By-product of the recently-settled managers’ strike a the Palmer Park Theater, according to Clayton Bordeur, attorney for the Manager’s Union, was “the best-dressed picket line in town.” The managers on parade strutted the stuff in taxedemos.

Scheffel Hearing To Resolve May 1

Michigan—E. W. Peck, counsel for the Evangelist Theater, Inc., examined at length A. D. Kvool, general manager of Jeffrey Theater and Frank C. Clark, local Paramount exchange manager, in the one day’s hearing in the case of Evangelist Theater, Inc., before arbitrator John Thelen.

Evangelist Theater, Inc., owner of the Rex in Evansville, claimed he had a state-wide franchise agreement with the Jeffrey Zanesville. Peck submitted receipt to show that a state-wide zone clearance schedule had been established by a committee of distributors, affiliated exhibitors and state legislators in 1933, which H. Perlewitz, business manager, of Wisconsin, testified is still in effect. Testimony introduced by Perlewitz was designed to entitle Paramount to the provision of the 1930 schedule in permitting Jeffrey 14 days clearance over Rex.

Hearing is scheduled to be resumed tomorrow at 9 a.m.

Alter Shirley Temple Pact

Wise Get Return of THE FILM DR

Hollywood—Metro has altered contract with Shirley Temple that she will make but a single film for that studio instead of the two scheduled. Instead of appear in “Babes on Broadway,” she is assigned to “Kathleen” by Van Riper.

Minn. Governor Plans No ‘Anti-5’ Bill Hearing

N. Y. Theater League Paves Way for Suit Withdrawal

The League of New York Theaters has reached a decision to agree to withdraw its anti-trust suit against the Dramatists Guild if the Guild will reopen its place in dispute between the two organizations, it was learned yesterday. This will be withdrawn if the Guild sets a date by April 28 for a meeting within two weeks of reopening and the launching of a discussion of the whole matter.

Alliance Circuit Starts Drive

Anderson, Ind.—Alliance theater circuit launches its annual business drive with a meeting yesterday attended by Proxy P. J. Dee, S. J. Gregory, John Doerr and James Gregory. Circuit has taken over the New Moon at Vincennes on a six-weeks’ engagement.

Blackburn Sells to Circuit

Fremont, Neb.—Stan Blackburn, who has been running the Mainstreet here for two years, sold out to Central States, the Harry Warren Nebraska-Iowa string. He stays as manager.

Fight New Time for St. Louis

St. Louis—Owners, managers and employees of the 92 film theaters of St. Louis will conduct a vigorous fight against the daylight-saving bill before the Board of Aldermen.

Tierney Leaves D of J

Chicago—Leo F. Tierney, special assistant to the Attorney General, and head of the anti-trust division office here, has resigned to enter private law practice.

Lawrence Lehman Recovers

Kansas City—Lawrence Lehman, manager of the Orpheum Theater is back on the job after having spent several days at Menorah Hospital as the result of a heart attack.

Fred Strief III

Cincinnati—Fred Strief, exhibitor and former president of the ITO, is on the sick list.
HANDS OFF ANTI-DEGREE BILLS ARNOLD

ITOA Extends Ban Demand to Include Soviet Pix

Members Pledge They Will Not Play German, Italian or Russian Pictures

ITOAn's Theater Divorcement Measure Cautious Knockout Blow by Committee Move

Nebraska's theater divorcement bill designed to prohibit motion picture producers or distributors from owning or operating any theater in Nebraska, was killed along with 14 other measures in committee by blanket motion. The bill had not been given much chance of passage.

AITO Probes Shorts
Deliveries in '39-40

Philadelphia—The investigation by Allied Independent Theater Owners of Eastern Penn. into the shorts situation took a new turn yesterday when it was indicated that the body is investigating the delivery of 1939-40 shorts as against payments by exhibitors under the weekly payment plan.

While no specific charges have been made, it has been indicated that Allied believes some companies may have collected money under the plan.

Warners, United Artists Schedule Three Re-issues

Three additions to the growing rush of re-issues were announced by two majors yesterday.

Warners, which started the trend in mid-winter by re-issuing "Here Comes the Navy" (1935), the picture playing some 9,000 repeat engagements, set "Devil Dogs of the Air" for June 4. Like "Navy," "Devil"

No 16 mm. Shift for U. S. Army and Navy

Washington Bureau of THE FILM DAILY

Washington—Although there have been rumors here that the War and Navy Departments might shift over to 16 mm. operations for Army camps and for use on ships and Navy posts because of the rapid expansion in both services, high officials in both departments have stated that no change will be made.

It was estimated that it would cost approximately $2,000,000 for purchase of new equipment and conversion of the old where such a shift is made.

"Window Dressing" Dates Set by Para. for "Wings"

Paramount is planning to open "Wanted Wings" in several key cities late in May. Openings will not constitute general release but will be considered advance "window dressings" for the national release.

Showings are expected to be at increased admission prices at about

Re-align UA Sales Staff

Kelly Makes Changes in District Posts

CFL, Republic and CMPC Moving to 1790 Broadway

Consolidated Film Industries, Republic Pictures Corp., and Consol- dated Mirked Products Corp. will move from their present quarters at 1776 Broadway about May 1 to offices in 1790 Broadway. It was announced

D of J Won't Oppose Them: Anti-Trust Division Head Silent on Gov't Strategy

The anti-trust division of the Department of Justice will make no efforts to forestall state legislation which attacks and nullifies provisions of the New York consent decree, Thurman W. Arnold, assistant attorney general, in charge of the division, said here yesterday.

Arnold refused to reveal what plans, if any, the Government had formulated to test the constitutionality of the Minnesota anti-trust law, the measure passed by the Legislature.

Ken Theater Appeal

Briefs Nearly Ready

Final briefs in the appeal of the Ken Theater arbitration case in Chicago are due May 6 and a hearing will be held in the next 30 days before the appeals board in New York. Briefs of the defendant companies are being completed.

The Ken case was filed against Paramount, 20th Century-Fox and RKO, and sought to obtain product

Einfield Coming in May

For Home Office Talks

Charles Einfield, Warners' advertising-publicity head, is scheduled to leave the studio by May 1 for New York. He is expected to remain in the East for about a month.

Einfield had planned to come on more than two months ago, but stu-

"Fantasia" to Open in Three More Spots

Three additional "Fantasia" dates were announced yesterday. The Walt Disney feature opens in Baltimore at the Maryland Theater on May 15; at the National Theater, Washington, and the Strand Theater, Louisville, on May 16.
V. C. Convention Business Session Program Complete

Schedule of business sessions of the national Variety Club convention at Atlantic City next month was completed yesterday. Officers, national directors and individual representatives of national and local committees will convene at 10 a.m. on May 15, convention opening day, in the Rose Room of the Hotel Traymore. An officers' luncheon will follow in the Mandarin Room at 1 p.m., and the national officers will be entertained by executives of the hotel at 6:30 p.m. in the Rose Room.

Other added program features include special early luncheons and breakfasts designed to accommodate those participating in the golf tournament and boating and fishing trips. Should inclement weather cause cancellations, substitute attractions are being arranged.

National Screen Service is speeding work on special reels to be shown at the annual banquet. There will be approximately 150 feet from each tent.

B. A. Censors Tag Films “Unfit for Children”

Buenos Aires.—(By Air Mail)—Inspired by Mayor Pueyrredon, the Municipal Board of Censors has been unusually active recently in tagging films “unfit for children” for the last two weeks. Warners’ “The Letter” and the French film “La Presidente” have been put in that class despite censorship from the local press which maintains that the Board is acting as a propagandist for doubtful films and admission is not refused minors when they are accompanied by adults.

Capra-Riskin Negotiating For Two More WB Pictures

West Coast Bureau of THE FILM DAILY

Hollywood.—Frank Capra and Robert Riskin are negotiating with Warner Bros. for the production of two more pictures. Both parties have expressed a mutual interest for their alliance during the production of “Meet John Doe” and subsequent release operations.

Thomas W. Chatburn Dies


Stanley Fields, Actor, Dies

West Coast Bureau of THE FILM DAILY

Hollywood.—Stanley Fields, 57, veteran character actor, died here yesterday. He had been ill for some time, his illness having been brought on by his recent participation in “Lady Scarface” at RKO.

Theodore A. Liebler Dead

Greenwich, Conn. — Theodore A. Liebler, 88, retired theatrical producer, and former head of Liebler & Co., died here yesterday.

Managers’ Union Drops Claims to Executives

Detroit.—Theater Managers’ Union has apparently dropped any claim it may have had to supervise or employ workers, by accepting the resignation of two members who were with the Midwest Theaters Circuit. Frank Stuart, general manager of the circuit, and Bernard Samuels, publicity head of the circuit, resigned because they felt themselves ineligible, and the resignations were accepted. Resignation of a night manager of the Colonial Theater, Midwest head-house, who was unable to attend the night union meetings, was also accepted.

Colonnade Studios Gets Second Recording Unit

Coral Gables, Fla.—Anticipating a heavy shooting schedule for the half dozen feature pictures already on the list at MGM, George Hirliman, general manager and production head, has installed a second $10,000 sound unit. Equipment will shortly be put in operation when the “Last Clipper from Lisbon” and the “Tigress and the Lady” start shooting.

Ingram Named Atlanta Branch Head by Col.

Atlanta, Ga.—Robert J. Ingram, for the past 13 years manager of the Atlanta branch, N. C., has arrived here to assume his new duties as exchange manager of the Atlanta branch. His new territory embraces Georgia and parts of adjacent states. Ingram has been connected with Columbia Pictures for 15 years.

Laurel and Hardy to Do Army Comedy for 20th-Fox

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has signed Stan Laurel and Oliver Hardy to do an army comedy called “Forward March.” Their latest picture was “A Chump at Oxford” for Hal Roach.

Twentieth Century-Fox has taken an option on the services of the two comedians.

Bolton Joins Selznick’s Enlarged Publicity Dept.

West Coast Bureau of THE FILM DAILY

Hollywood — David O. Selznick Productions’ publicity and advertising department is being enlarged with Whitney Bolton joining it May 1. He and Victor M. Shapiro will divide the duties with the former handling publicity and advertising and latter pre-production exploitation.

Daylight Saving Wins, Loses

Kankakee, Ill. — Daylight saving was adopted here by the voters, but porque was rejected by the citizens of two to one. Belvidere also rejected daylight saving.

COMING AND GOING

CHARLES EINFELD, Warner’s ad-publicist, leaves the Coast for New York on May 6 he will stay East about a week.

EDGAR JOWN arrives from the Coast plane today; he will remain about 10 days.

VICTOR MATURE is convalescing from appendicitis in Hollywood.

IRENE RICH is staying at the Waldorf-Astoria.

HERBERT WILCOX and ANNA NEAGLE are in Washington today, and tomorrow are expected to participate in a British War Relief benefit.

MAUREEN O’SULLIVAN is in New York several days.

NORMAN McLEOD and MRS. McLEOD are from the Coast tomorrow.

RUBE JACKETT leaves for Charlotte, N. C. tomorrow.

C. V. HAKE, managing director in Austria for 20th-Fox, will arrive here around the middle of next month for home office conferences.

JACK MOFFITT, motion picture editor of K. K. City, returns to K. C. around mid-May after several weeks on the Coast.

KATRIN ROSELE, Czech actress, has arrived on the Coast from Australia. She leaves ship for New York.

Ampa to Elect Trotta To Presidency Today

Ampa’s annual meeting at which election of officers will take place May 19-21, will be held today in the Colburn Room of the Hotel Edison. Luncheon will be served prompt at 12:45 p.m.

The opposition slate has been o’ffered to that which was submitted by the nominating committee, so that following will be elected for the term: president, Vincent Trotta; vice-president, Edward Schreiber; treasurer, Elias Sugarman.

Martin Starr was nominated to the secretary but has withdrawn. Nominations for secretary will be called for at today’s meeting.

Leon J. Bamberger, retiring president, will make his closing address and recommendations to the new regime.

Alexandria City Council Sidesteps Sunday Issue

Alexandria, Va.—The City Council refused yesterday to take action against the recent opening of theaters on Sunday after church organizations protested. The City Council told the church groups that the state and the city have jurisdiction over Sunday movies.
Leo socks 2 Home-Runs in a Row!

"MEN OF BOYS TOWN"
HELD OVER!

3rd Week: Philadelphia; Milwaukee; Milwaukee;
2nd Week: Los Angeles (2 Headlines Day
and Date); New York; San Francisco;
Cleveland; St. Louis; Washington, D.C.;
Buffalo; Omaha; Seattle; Columbus;
Cincinnati; Worcester; Hartford;
Denver; Oakland; Portland and
MORE EXTENDED RUNS
AS WE GO TO PRESS!

"ZIEGFELD GIRL"
SENSATIONAL!

Boston (playing 2 theatres Day and
Date) beats "Boom Town." Philadelphia
is 30% better than "Great Ziegfeld." Chicago
yippee! Albany is doing marvelous "Philadelphia Story" business!
Detroit tops "Babes in Arms." Just the first
few engagements. The most widely pub-
lished and advertised picture in years.

"ZIEGFELD GIRL" starring James Stewart,
Judy Garland, Hedy Lamarr, Lana Turner
with Tony Martin, Jackie Cooper, Ian Hunter,
Charles Winninger, Edward Everett Horton,
Philip Dorn. Screen play by Marguerite
Roberts and Sonya Levien. Directed by
AITO Probes Shorts Deliveries in '39-'40

No 16 mm. Shift for U. S. Army and Navy

Warriors, United Artists Schedule Three Re-issues

Seattle Orpheum Creditors Will Get .00305 P. C. Div.

Monthly State News Short

Lost Prints in Ship's Sinking

Window Dressing' Date Set by Para. for 'Wings'

Einfield Coming in May For Home Office Talks

TO THE COLORS
COVERING COMPLETELY...

THE

MOTION PICTURE INDUSTRY

- PRODUCTION
- DISTRIBUTION
- EXHIBITION
- WORK OF DIRECTORS, PLAYERS, ETC.
- 17,968 TITLES
- EXPLOITATION
- EQUIPMENT
- ORGANIZATIONS
- THEATERS
- CIRCUITS
- PERSONNEL
- LEGAL
- FINANCIAL

AND 1001 OTHER ITEMS OF USEFUL INFORMATION

For twenty-three years the recognized standard reference book of the screen.

1941 Edition Just Off The Press
Now Being Distributed
TO FILM DAILY SUBSCRIBERS
**REVIEWS OF THE NEW FILMS**

**The Flame Of New Orleans**

with Marlene Dietrich, Bruce Cabot, Roland Young

Universal

78 Mins.

CHARFUL COSTUME YARN OF NEW ORLEANS HAS FINE DIRECTION, PRODUCTION AND CAST, BUT STORY IS BELOW GENERAL STANDARD OF PICTURES.

Old New Orleans and its inhabitants are colorfully recreated on the screen in this new Universal release, but the direction, production and performances are better than the story. With Dietrich starred, and Bruce Cabot, Roland Young and a fine cast supporting her, Rene Clare, the noted French director, is in the direction of a Hollywood produced film, and Joe Pasternak handling the production reins, the picture has a sense of explosive pulse of exploitation angles. It should draw well generally. But it is unfortunate that with this combination of people a so-called story can’t have been whipped better.

Pasternak affords the picture a opulent production value and must be credited with gathering together a fine group of technicians and players. Clair is left with his direction, injecting a good deal of subtle business into the picture and handling the play stage picture, but this is not the screen. Not all this could have been. Withal, he gives the picture a flowing pace that keeps it moving right to the climax, and a smart introduction has been given the picture that is on the novel side. The original screenplay was written by Norman Krasna. An expert job of photography is contributed by Rudy Mate.

The magnificently photogenic Miss Dietrich is beautifully photographed and lavishly gowned. Her performance is more than adequate. Bruce Cabot fills the bill as a good looking devil-may-care sailor, and Roland Young neatly fits the role of a slightly pompous, would-be husband with ladies, banker of New Orleans in its days of semi-infamy. Mischa Auer, Laura Hope Carpenter, John Carradine, Andy Devine, Eddie Quillan, Frank Jenks and Frank Nelson are in the excellent supporting cast, all of them effective with what they have to do.

Miss Dietrich, an adventuress, is in New Orleans without funds. She sells her sail for Young and coyly gets him interested in her with a dainty scene at the opera. Young stages a fake holdup to put himself in a good light, but the act goes awry when Cabot enters the picture and promptly upssets her carriage when she refuses to let it stop long enough so that he can get his monkey’s leash untangled from the wheels.

Then, when Auer appears on the scene and gives her away, she does a dual impersonation to make Young think there is a family relation in town who looks like her. Cabot gets the woman and love to her, but after some intervening business she decides to marry Young anyway. Cabot appears at the church after they have spent the night together and Young is left in the proverbial situation after Miss D. puts on another show.

CAST: Marlene Dietrich, Bruce Cabot, Roland Young, Laura Hope Carpenter, Mischa Auer, Theresa Harris, Andy Devine, Eddie Quillan, Frank Jenks, Frank Nelson.

**Missing Ten Days**

with Rex Harrison, Karen Verne, C. V. France

Columbia

BRITISH-MADE SPY MELLER DONE IN LIGHT VEIN IS LIVELY ENTERTAINMENT.

It has recently been made before the fall of France as the plot of the story deals with an attempt by spies to steal plans for French fortifications, this British-made spy meller is amusing and lively as scripture. It is not too serious, has a considerable amount of light humor, and moves along quite briskly. The cast is good, the direction okay and the story, although hardly plausible in many respects, serves nicely as a framework for the action and players.

Rex Harrison, amiable and engaging British player, handles the principal role skillfully. He is supported by an adequate cast, with Karen Verne providing the love interest. Harrison, Marvin and Leo Genn have good supporting roles. Tim Whelan directed from a screenplay by John A. Hale, James Curtis. Whelan motivates the players and action smartly.

Harrison wakes up in a French hospital after being shot with a complete lapse of memory that has happened for 16 days past. He leaves the hospital and walks into the middle of a spy ring due to his being mistaken for another man. Deciding to play the role out to see what happens, Harrison gets involved in some amazing complications before he cleans up the situation up, and incidentally gets the girl.


CREDITS: Associate Producer, Jerome J. Jackson; Director, Tim Whelan; Screenplay, John Meehan, Jr., and James Curtis; Based on a novel by Bruce sterling; Cameraman, Otto Kanturk; Editor, Hugh Stewart.

DIRECTION, Good. PHOTOGRAPHY, Good.

**Pals Of The Pecos**

with Robert Livingston, Bob Steele, Rufe Davis

Republic

56 Mins.

O.K. WESTERN FOR THE ACTION TRADE HAS THREE MESQUITEERS STARRED.

Although there is nothing novel or new about this western, it will probably satisfy the dyed-in-the-wool action fans that keep the box offices jingling in districts where these pictures are popular. The three Mesquiteers are stared in the picture, namely Bob Livingston, Bob Steele and Rufe Davis. There is a sufficient amount of action and scenery, but the picture as a whole is pretty routine stuff.

Livingston and Steele bang the villains in approved style and Rufe Davis provides the comedy relief, which is kind of weak in this release. June Johnson provides the feminine interest, and it is not very interesting. Roy Barcroft fills the bill as the villain and Dennis Moore has a brief bit. Les Cabot directed from a screenplay by Oliver Drake and Herbert Dalmas. Orlebeck makes the most of the material at hand.

The mesquiteres work for Pat O’Malley, who is completing a road over which he intends to run an overhaul stage line. Moore, his weakling son, gets involved with Barcroft and his henchmen and allows them to steal a needed payroll. The mesquiteres get accused of the theft and subsequent murder of Moore and have a considerable amount of difficulty before they bring the stage in on time and round up the villains.


CREDITS: Associate Producer, Louis Gray; Director, Lester Orlebeck; Screenplay, Oliver Drake and Robert Dalmas; Story, Oliver Drake; Cameraman, Reggie Snyder; Editor, Ray Snyder.

DIRECTION, Fast. PHOTOGRAPHY, Good.

**Wanted Casanova**

Examination of Charles L. Casanave will be sought today in N. Y. Supreme Court by Herman Robbins in his suit to compel an accounting by Casanave for alleged breach of contract. Casanave, who has been charged with a cross action on similar charges, has filed application for a bill of particulars.

**Atlanta Holds Drive Lead**

RKO’s Atlanta branch continues to hold the lead in the Red Neptun drive as the campaign between two-thirds completed. H. M. Lyons is branch manager. Next four branches in the lead at the end of the tenth week are New Orleans, St. Louis, Oklahoma City and Washington.

Quillan, Frank Jenks, Franklin Pangborn.

CREDITS: Producer, Joe Pasternak; Director, Rene Clare; Original Screenplay, Norman Krasna; Cameraman, Rudy Mate; Editor, Frank Grover.

DIRECTION, Fine. PHOTOGRAPHY, Expert.

**Meet the People**

Republic

10 min.

Hollywood Personalities

Newest in the Hollywood acting company is Meet The People, a series of 10 min. shorts which promises to fill the hole in the schedule for Republic, this issue deals with a number of stars and Hollywood events that fans have been waiting for their benefit. Mickey Rooney, Bud Garland, the Duncan Sisters, Renald Gardiner, Milton Berle, Ma Belinda, May Martini, Andy and Costello, Arthur Lake, Lat Simms and others are seen. The series are quite a few laughs, and the only thing on the whole should prove of interest to the average moviegoer.

**Detroit Parking Space Problem Grows Acute**

Detroit — Detroit exhibitors are facing mounting difficulties in providing parking space for patrons. The City Council recently refused approval to zoning of some vacant land near the Vogue Theatre, which it said could be used for parking purposes; it was originally planned as residential property.

Harry Parfond, a Detroit F. M., has handed down a ruling that Wilber vs. Wisper & Wetsman Theaters, 40 years ago, although the theater operators contended in the character of the neighborhood had changed.

**Fantasia** to Leave Hub May 3 After 15 Weeks

Boston—“Fantasia” will close out its run May 3 after 15 week at the Majestic. The Disney costumers retain control of the theater, and have decided to place another picture in the theater after waiting or until mid Summer to do so.

**Wild Wind** Switch

West Coast Bureau of THE FILM DAILY

Hollywood — Susan Hayward has been switched to the role of Drusil in Cecil B. DeMille’s Para. production, “Reap the Wild Wind.” Martha O’Driscoll will play the part of Eve originally assigned to Ms. Hayward.

Mrs. Walter Shannon Dies

Mrs. Walter Shannon, former vaudeville headliner known as Lolo Loomar, “The Girl of the 1,000 Eyes” died last night at her home. The Shannons, with her before she gave a mind-reading act in which they toured the English-speaking world.

Team Garbo and Douglas Again

Hollywood—Metro will team Greer Garbo and John Gilbert again in a modern American comedy scenario for which is being prepared by Salko Viertel, George Cukor will direct.
Ken Theater Appeal Briefs Nearly Ready

(Continued from Page 1)

during the second week of general release. Attorneys for the Schenone-stadt circuit, two of whose theaters were named in the complaint, contended that the issue was one of run and not of clearance.

Appellees at their request, the arbitrator, upheld the attorneys’ opinions and dismissed the complaint for “want of jurisdiction under Section VII of the consent decree.”

Woolner Loses Para. Case, Must Pay Hearing’s Costs

New Orleans—Arbitrator Philip E. James, attorney, late Tuesday, dismissed “at complainant’s cost” the claim of Charles K. Woolner, of Modern Theaters, Inc., against Film mount, involving some run dispute.

Ruling settled the first New Orleans case, which was also the first in which the press was barred. One case was settled without arbitration, one is pending. All three complaints were Woolner’s.

Arbitrator James found Woolner “the licensing of only five pictures” from Paramount, and upheld Para’s refusal to sell a maximum of five. There is no evidence that such a qualified refusal is a violation of the consent decree,” stated James. “The respondent has clearly indicated willingness to license on reasonable terms.”

James pointed out Woolner could seek relief “after Aug. 31, 1941, if the terms are not satisfactory.”

The Woolner vs. Vitagraph hearing, originally set for May 13, was continued to May 14. Dean Paul Brosman of Tulane University Law School is arbitrator.

Designate Arbitrators for Two Western Complaints

Arbitrators for two Western arbitration cases were announced yesterday. Dean Terrill will hear the case run complaint filed by the Ritz Theater, Oklahoma City, against Warner Bros. John Carroll has been named arbitrator for the Fort Lupton, Colo., complaint which involves the withholding of prints.

Calif. Assembly Gets Plan For State Tax Reductions

Sacramento, Calif.—State Assembly yesterday received a plan, submitted by Speaker Gordon Garland, to counter-balance increasing Federal defense taxes with cuts in State levies. State Finance Director George Killion branded the move “premature.”

Schrieber Replacing LeVene

Cincinnati—Frank Schrieber, Universal’s head booker, is slated for the new company position in Dayton, succeeding Nate LeVene, deceased.
Legislative Com. Opposes Higher S. C. Ticket Levy

(Continued from Page 1)

appropriation bill, but flatly opposed a revenue program which would have increased taxes on incomes, amusement admissions, cigarettes and non-vending coin-operating machines. The House insisted on a higher income tax.

Several weeks usually elapse before the committee brings out the revised bill.

Sheraden to Be Dismantled

Pittsburgh — The Sheraden Theater, in the suburb of Sheraden, which was taken over by Fineman & Shapiro last year, has been closed permanently and will be dismantled. This leaves only the new 1,200-seat Temple Theater in that section, also operated by Fineman & Shapiro.

Sid Kulick in Sales Post

Arthur Greenblatt, PRC general sales manager, has appointed Sid Kulick in charge of sales for the New P. Cormack branch. Kulick replaces Bert Kulick who goes into active service in the Navy on May 1.

Re-align UA Sales Staff

Kelly Makes Changes in District Posts

(Continued from Page 1)

district manager of the territories

C. E. Peppiatt, New Orleans branch manager, has been made Southern district manager, covering the Atlantic and Dallas and New Orleans territories.

Charles Stern, New York district manager, goes to Chicago as district chief for Chicago, Milwaukee, Minneapolis and Denver.

In the Canadian district, A. I. Soeove replaces A. Feinstein as Calgary branch manager.

Bert Stearn, with headquarters in Hollywood, is district manager for Cincinnati, Cleveland, Pittsburgh and Indianapolis. Jack Goldhar will manage the New York house in Brooklyn, Detroit, St. Louis, Kansas City and Omaha. Ben Fish remains as West Coast district chief over Los Angeles, San Francisco, Seattle and Salt Lake City.

Seven Features Start On Coast This Week

West Coast Bureau of THE FILM DAILY

Hollywood — Seven pictures went into production this week at all the studios, Para., and RKO, now have nine shooting. The checkup:

Columbia: Shooting including "Tillie the Toiler," a new series of two pictures based on the famous cartoon strip, with Kay Harris in the role. Director is S. Mowbray, and Robert Sparks producing.

At M-G-M: Three shooting: "The Uniform," which has been changed to "I Only Like Men," "Barnstorm," and "Nine Lives," which would be directed by I. A. L. Arnold.

At Republic: Nine shooting, including "Birth of the Blues," musical, with Bing Crosby and Jean Parker; "Get a Room," a story in song, with Brian Donlevy, Carolyn Lee; "Jackpot," a Western, with Constance Collier and Robert Lowery.

At Allied: Three shooting, including "The Great Man," comedy-drama, with C. G. Hensley and Mary Isherwood; "I'll Be Seeing You," romance, with Edward Norris and William Tabbert; "I Shall Overcome," social, with Edward Brophy and Alfred L. Hughes.

At RKO: Nine shooting.

At Republic: Three shooting, including "Pudgie Head," comedies, with stars, directed by Leland Hayward, and produced by Albert I. Cohen.


CIFI, Republic and CMPC Moving to 1790 Broadway

yesterday, Herbert J. Yates, CIFI president.

The organizations will occupy the 16th and 17th floors of the new premises, Yates said, and added that the move is in the interests of added efficiency and in keeping with the steady expansion of all three organizations.

Yates, it is understood, will be established in the new executive offices before May 1, together with James R. Grainger, Republic’s president, and G. C. Schaefer, Republic’s vice-president and general manager, and other divisions of the trio of companies will follow shortly thereafter.

Schreiber Managing Colonial

Detroit — Raymond Schreiber, owner of the Midwest Circuit, has shifted managers, taking over direct personal engagement of the Colonial, headquarters house. Bernard Samuel, who became manager of the Forest, in addition to being publicity director.

Bob Clark as Para. Salesman

Cincinnati — Bob Clark, son of Duke Clark, chain exhibitor, succeeds Mark Cummins, sales representaive for Paramount. Cummins resigned to go into the accessory business.

Drop Vaude in Providence

Providence — Fay’s theater drops vaudeville for straight film policy, using dual bills, mostly westerns and action dramas, starting April 25. Lowered admission scale also goes into effect for Summer policy.

Columbia Promotes Two

New Haven — Raymond Berne has been appointed new accessories manager at Columbia, while Al Patzer moves to shipping manager to replace Nancy Lax, serving at Camp Edwards.

Chi. Censor Rejects One

Chicago — Chicago Police Censor William H. Rockwell has said four weeks inspected 456,000 feet of film, comprising 135 features. Fourteen cuts were made, three were pipped and one rejected.

Hands Off by D. J.

On Anti-Decree Bills

and now before Governor Stassen. He, however, intimated that the D. P. movement had formulated a plan action.

The Government’s No. 1 trust

certainly characterized the Minnesota measure. The specific defendants are five major which are signatories to the decree.

Arnold pointed out the inadvisability of issuing a statement at the time since the governor had not yet signed the bill. He said the anti-division was not desirous of antagonizing the governor.

Arnold declared that it was a function of the Federal Government to appear in opposition to bills before committees of state legislatures. The department, therefore, he said, would not oppose bills similar to that of Minnesota when no hearings are held in other states.

Majors’ Lawyers Prepare To Fight Minnesota Bill

Ligation designated to halt the enforcement of the Minnesota anti-block-of-five bill was considered Thursday at a meeting of attorneys for the five companies affected by the consent decree. This course of action, however, is only one that may be pursued to overcome the obstacle created by the passage of the bill in both houses of the Minnesota legislature.

No definite program was agreed upon at yesterday’s sessions. It was agreed that no active steps could be taken until Governor Stassen of Minnesota signs the bill. This will be done within the next three days, T. Minnesota law-makers adjourned night.

Loew’s Sells Plaza, Worcester

Worcester, Mass. — Loew’s, Inc has sold the building housing the Plaza to Woolworth’s, the theater will be closed in June.

STORKS!

William Heimenan, Universal Western division director, became pop for the seventh time Monday when a baby girl was presented Mrs. Heimenan. Arrival is name Rose Marie and she weighed pounds, 18 ounces.

New Haven — Sherman Germau

son of Berman Germau, book-

manager at 20th-Fox here, became possessor of a new baby and in business simultaneously here. It is Arlene Barbara, weight pounds, 6 ounces, born at Grace Hospital, Sunday. The latter is the 46 seat Fairmount.

Akrum, O.—A daughter, their first revealed by Mrs. Thomas Hospit

here, to Mr. and Mrs. Nels Ap

Father is assistant manager Loew’s Theater.
Anti-5” Passage Called Small-Town Victory

(See Column 2 Below)

50-MINUTE PROGRAM BILL IN MICHIGAN

John J. O’Connor Resigns As RKO Theaters Exec.

ARNO LD HITS TNEC DECREES VIEWS
Monograph Discussion “Misleading and Inadequate”, He Charges—Evans, Co-author, Replies

By MILTON F. LUNCH
Washington Bureau of THE FILM DAILY
Washington—The New York Con-
sent Decree was the subject of a
“misleading and inadequate dis-
cussion” in the TNEC Mono-
graph, No. 43, “the Motion Pic-
ture Industry, Part 2; a Pattern of Control,” Thur-
man W. Arnold, Assistant Attor-
ney General, has said. The
TNEC has decided to present an
overall view of the decree by
Arnold. He would issue a critical state-
ment on the Monograph was forecast
in THE FILM DAILY on March 18.

The Assistant Attorney General’s
criticism was made public yesterday
by the TNEC along with a rebuttal
to his objections by W. Duane Evans,
one of the co-authors of the Mono-
graph.

Two Inadequacies Cited
The Department of Justice state-
ment compliments the Monograph
as “excellent!” except the section
on the decree and directs its criticism solely to that section.

Two inadequacies are set out. First,
the decree itself is not set out in
the Monograph and is not consid-
ered as a whole by the authorities.

Certain errors are quoted and
conclusions drawn therefrom. Other
provisions of the decree which, mil-

Call Minn. Passage
Small-Town Victory

By GEORGE E. GUISE
FILM DAILY Staff Correspondent
Minneapolis—Officers of Allied
Theater Owners of the Northwest,
meeting here yesterday, drafted a
vote of thanks to the Legislature’s
even Senator A. O. Sletvold of
Detroit Lakes for his “masterly

No Change Sought
In Ticket Tax Rate

By CHARLES A. READE
Washington Bureau of THE FILM DAILY
Washington—The Treasury De-
partment yesterday recommended
to Congress that admission taxes
begin at 9 cents, taking in the
bracket from 9 cents to 20 cents,
now omitted. No change in the
taxes was recommended. As reported

Schenck, Moskowitz to Appeal
Ready to Carry Case to U. S. Supreme Court

Joseph M. Schenck was sentenced
yesterday to imprisonment for three
years on each of two counts and to
a $20,000 fine by Federal Judge
Grover M. Moskowitz. Schenck’s
co-defendant, Joseph H. Moskowitz,
received a sentence of imprisonment
for a year and a day and a $10,000
fine. Attorneys for the defendants

Picture Pioneers
Dinner Next Month

Annual Spring Conference Dinner of Picture Pioneers will be held the
third week in May, it was said yes-
terday by House Manager Jack Cohn.
Picture was completed by the Ex-
ecutive Committee.
S-W Increasing Number of Defense Matinees, Midnights Shows to Take Care of Factory Pickup

Philadelphia—Stanley-Warner is increasing its number of defense matinees and special midnight shows to take care of the factory pickup one day a week. Two houses have scheduled late shows, and the Benn Friday at 1:30 a.m. Paydays, the Broadway is scheduling a daily 12:30 midnight show, the Forum, Liberty, Midway, Richmond and Kent are scheduling 12:30 p.m. shows daily.

No Goldwyn Negotiations Pending with WB—Sears

Warners have dropped negotiations with Sam Goldwyn, it is said here yesterday by Grad Sears, in denying a published report that the former UA producer was affiliating with Warners.

Said Sears:

“Preliminary and exploratory talks were held with Leo Spitz, who represented Goldwyn, but no terms or conditions were accepted.

“The discussions have been dropped and there are no negotiations pending between the parties.”

Shirley Temple to Make Feature for Edw. Small

West Coast Bureau of THE FILM DAILY

Hollywood—Edward Small yesterday signed Shirley Temple to star in a production to be made by him next Fall for UA 1941-42 release. While four stories are under consideration as a vehicle for her, it is probable that “Lucky Sixpence” from the novel by Edna Ferber and Alden Arie will be the choice.

Before she checks into the Edward Small studio, Shirley will complete “Kathleen” for Metro.

Neely Appointee Gets Nom from Senate Com.

Washington Bureau of THE FILM DAILY

Washington—Former Sen. Matthew Neely won a victory yesterday when the Senate Privileges and Elections Committee voted 9 to 8, to seat Dr. Joseph Rosier, Neely’s appointee to the seat he vacated, instead of Clarence E. Martin. Martin was appointed by his predecessor, Governor Homer Holt. The Senate must act on the recommendation.

Metro Reel Tracks Camera History, Plugs Product

The origin of today’s highly preci- tion motion picture camera is traced in the seventh edition of M-G-M’s “Romance of Celluloid” series titled “You Can’t Fool a Camera,” which will be released on May 2. Subject to the idea with the photographer motioning in 1878, when experiments were made on the form of Leland Staniford in Palo Alto, Cal. The “Romance of Celluloid” series, produced by Frank Whitbeck, twice a week and independent film, is announced for the next six months period.

“Ziegfeld Girl” Biggest At Capitol in 8 Months

Premiere of “Ziegfeld Girl” at the Capitol yesterday attracted the house’s largest opening day crowds in eight months, M-G-M reported. Only openings since “Strike Up the Band” to top “Ziegfeld Girl” have been advanced-price engagements.

“Ziegfeld Girl” has been held over in its first key city engagements, M-G-M also reported.

McConville Leaving Today On South American Trip

J. A. McConville, Columbia’s foreign manager, leaves today for the Santa Elena for a two-month business trip to South America.

He will visit companies in Panama, Columbia, the Falkland Islands, Argentina, Brazil and the British West Indies.

Technicolor Stockholders Meeting Set for May 17

Annual meeting of stockholders of Technicolor will be held May 17 with four directors to be elected for three-year terms. The stockholders will also vote on an amendment to the by-laws of the corporation which provides that officers and directors be indemnified for expenses incurred with the defense of any lawsuit. Meeting starts at 3 p.m.

Reisman Sails Tomorrow For Rio and Buenos Aires

Phil Reisman, RKO Radio Pictures vice-president in charge of foreign operations, sails tomorrow on the S. S. Argentina on a quick business trip to Rio de Janeiro and Buenos Aires.
Eastern Branches

UA Parley here

most of the Five District conven-

ies to be held by UA's sales force

on Monday and Tuesday at the Wal-

of-Astoria will be attended by the

office representatives and the Eastern

representatives of UA producers.

Headed by Arthur W. Kelly, who

presides, home office contingent

include Murray Silverstone, J. L.

Gold, Haskell M. Masters, H. D.

Buckley, Paul N. Lazarus,烟
gould, Monroe Greenthal, Ed

Wehner, Albert Margo, Phil Dow,

Seymour Poe, Samuel Cohen, Len

Daly, Charles Steele, and N. A.

Thompson.

The sales contingent will be head-

ed by Arthur Silverstone and John

Dervin, district managers; and

Streimer, special home office

Attending from the New York

office change will be Clarence Eiseman,

branch manager; David Burkan, sm

Rifkin, Sol Edwards, Lawrence

Brown, and Ed Mullin.

In addition to the New York de-

partment, we have come to

G. Bodkin, branch manager;

ton Magill, Saul Krugman, Hor-

Wright, and Elizabeth McCaf-

A. I. Wiener, Boston branch man-

ager, will bring George Hager, Jos-

Croman, Herbert Schaefer, Na-

Ros and Joseph Carroll.

Buffalo will be represented by

Lehman, branch manager; M.

Solivan, Jr., Harold Sugarman

and J. A. Bytkowksi.

From the Washington exchange

come Fred A. Rohrs, branch man-

ager; Mark N. Silver, Fred M.

Havry, Richard Hattery and Elmer

Klinke.

Lou C. Wechsler, New Haven

branch manager, will bring Lewis

aberg and Mary O'Brien.

Producers rep., attending will in-

clude Steven Pallos, Morris Harkin,

Emmanuel Silverstone of the

exander Korda organization; Lo-

ll Calvert representing David O.

kovich; Harry Kosiner represen-

Walter Wanger; J. J. Milstein

presenting Edward Small, Richard

B. Silverstone, and the Low-Lowin

organization; Louis Hyman and Fred

 Connell representing Sol Lesser;

ward Peskay for Hal Roach; and

ild Griesdorff for James Roose-

WEDDING BELLS

Mr. and Mrs. Jacob Wolf, of In-

apoli, announce the engagement

of their daughter Jacobette, to Rob-

M. Bernstein, son of Mr. and Mrs.

id Bernstein.

Rochester—Josephine Kulpinski,

bier and usherette at Loew's, has

married to Victor Samolis.

RESTRICTIVE LICENSES

FACE D OF J ATTACK

Washington—A controversy be-

tween Universal-20th's P. Coe, U. S.

missioner of Patents and Assistant

Attorney General Thurman W. Ar-

old, over patent recommendations

of the D of J to the TNEC, was re-

ested yesterday in an exchange of

criticisms between Arnold and Coe.

The difference revolves chiefly

around the D of J recommendation

that patent holders be required

when licensing the use of patents

made an interpretation and the

position. Arnold contends that re-

strictive licensing is a definite evil

covered in anti-trust investigations. In

his criticism to the TNEC, Com-

missioner Coe states that the effect

would be the discouragement of li-

censing and the restriction of de-

velopment.

Commissioner Coe cited several

times in his statement the decision

of the Supreme Court in General

Talking Pictures vs. Western Elec-

dric Co. in which the high Court

upheld the right of the licensor to

restrict the licensee as to the field

in which the licensee could sell li-

censed goods.

Arnold in his reply to the Com-

missioner states that the Justice

Department has publicly

announced that when an appro-

priate occasion arises it will

ask the Supreme Court to re-

consider its decision.

The decision of the Court was

made an interpretation and the

present law, not a judgment on the

advisability of the legislation rec-

ommended by the D of J, Arnold

said.

Former Senator William H.

King, who was a member of the

TNEC, also submitted an article to

the TNEC on the patent situation,

registering strong objections to the

D of J recommendations.

FIELDING PLANS EXPANSION

St. John, N. B.—A. A. Fielding, the

Canadian Army, is on leave of

absence. His brother, James Howes,

of the Strand staff, is in the Army

Reserve.

Lincoln, Neb.—Capt. Barney Old-

field, State Journal's film critic, now

on active duty at Fort Crook, is being

transferred to the Reception Center,

Jefferson Barracks, Mo.
O'Connor Resigns
As RKO Theater Head

«REVIEWS»

“The Wagons Roll at Night”

with Humphrey Bogart, Sylvia Sidney, Eddie Albert

Warrants
CIRCUS STORY IS WELL ENACTED AND ACTORS’ ROLES ARE IN-THE-MIGHT. SHOULD APPEAR TO GENERAL AUDIENCES.

With a considerable amount of power and suspense incorporated into this circus story as it winds along, this well-written script should appeal to general audiences. It is well acted, a good cast, the story is neatly worked out and geared to keep an audience involved in what she has to do. Eddie Albert’s performance is excellent, particularly in his role of a circus performer. The supporting cast is also well chosen and performs admirably. The climax of the story is well handled and the final scene leaves the audience wanting more.

Mr. Bogart, as the owner of a circus, is fine. He sticks to his characterization with a sure-footedness that makes him a valuable addition to the cast. Miss Sidney is excellent and her performance is well supported by Eddie Albert. The chemistry between the two is excellent, as are the scenes where they interact on screen.

Sponsored Show Project Takes Shape in Detroit

Détroit—Plans for a sponsored show project that will be modeled essentially on radio show policies are being formulated by Maurice Stoller, Detroit showman, who has interested David M. Idzal, managing director of the Foxy, in the project. Plan is awaiting adoption by a national circuit, however.

A stage show with timely theme, such as Easter fashions currently enjoyed by consumer manufacturers, with a 2 to 3 reel documentary short of entertainment or educational value, produced from the same sponsor, would be released for the same week nationally in participating theaters. One-half production cost of the show would be absorbed by the sponsor, with a refund in case the box-office showed a fair profit.

Mills Promotes Ramm

Bernard H. Mills, general sales manager of Equity Film Exchanges, Inc., has announced the signing of Louis E. Ramm for sales promotion manager to manage all of the newly opened Washington branch.

Jacob Fabian, Circuit’s Founder, Dies Suddenly

(Continued from Page 1)

heart attack. He had arrived in New York Wednesday from his winter home in Florida. He was 76 years old. He had resided in Austria and came to the U. S. when he was 17.

Funeral services will be held Sunday at 11 a.m. in Temple Emanuel, Peterson, N. Y.

Fabian started in the theater business just 24 years ago in Paterson. His first house was the Regent, later acquired by Western Pro. He retired several years ago.

The present circuit, headed by his son, St. Fabian, includes approximately 50 theaters.

Columbia Signs Foursou

For New “Forum” Subje

Columbia has signed Mag. Ge-Fielding Eliot, Ralph Ingersoll, ton Wells and Wythe Williams, its second short on the “International Forum” series. Subject will “Can England Be Invaded?” and will be produced by R. Buxton, with Burnet Hershey as supervising tor.

Chicago Area To Contribute
Greek War Relief Drive

Chicago—Alec Manta, director of the Chicago Greek relief drive, has been continuing the territory with the Greek War Relief Committee. Van Nomoski, their executive, is in Washington continuing their efforts in the United States.

Call Minn. Passage Small-Town Victory

(Continued from Page 1)

handling” of Alli’s anti-blocks- five bill in the Legislature.

The measure, which sets aside five-bill purchases clause of New York consent decade so far, Minnesota is concerned has passed both House and Senate and is not ready for the Governor’s desk. It was Steltovd who led the fight in committee and who succeeded in taking the measure in the general orders calendar in Senate and having it made a special order of business.

“In the last analysis, however, the officers decided, ‘credit for his victory should go to the small-town country exhibitors. Their remit is shown here, have continuous line with their representatives and senators made the victory possible shows what a determined mental ship and co-ordinated effort between Twin City and country exhibitors can do.”

Among bills affecting Minnesota which died when the adjournment last night was following: Theater divorces bill would have permitted legal matrimony to extend beyond 6 p.m. on Sun- 

ed sight at the. Roosevelt Hotel for the benefit of the New Orleans Tuberculosis Hospital. A local “Miss Dietrich” and other girls were chosen in local contest taken on a whirlwind tour during the two preceding days.

FCC Gives Green Light! To Commercial Television

Washington Bureau of THE DAILY

Washington—FCC officials stated last week that preliminary steps against commercialized television will be lifted within two or three weeks.

Two tele events were given as reasons for the Commission’s change of view: difficulties in the sponsorship “pulse” from the transmitter to the receiving set have been overcome, as has the transmission of images of a suitable size and clarity.

Coast Publicity Men Favor
First Previews for H’wood

West Coast Bureau of THE DAILY

Hollywood—Studio publicity direc- tors’ committee has announced its determination to do anything within its power to give theatermen a chance to preview all pictures in advance of any other showings in the United States.

Leading Hollywood syndicates, magazine and newspaper writers had complained that many pictures were being previewed in the East in ad- vance of Hollywood showings.

“Major Barbara” to Aid
RAF Benevolent Fund

West Coast Bureau of THE DAILY

Hollywood—Major Barbara, opens at the Four Star Theater, Los Angeles, May 6, with premiere proceeds being donated by Gabriel Pascal to the Royal Air Force Bene- vvolent Fund.

McGuinnle Licks Measles

Robester George McGuinnle, Loew’s assistant, is back at his desk Monday, two weeks after his bout with the meaeles. Joe Boyle, Loew’s assistant in Syracuse, took over during McGuinnle’s absence.

Selling Princess, Woodstock

Montreal—To close the estate of Princess, Woodstock, Ont., the theater is being sold.
The Wild Wavey Babes are calling!

Calling you to the

7th

National Convention

Variety Clubs of America!

May 15-16-17

Traymore Hotel

Atlantic City

Three solid days and nights of fun and pleasure

...You will mingle in the greatest turnout of industry people ever assembled!

Happy Exhibitors!

Gleeful Distributors!

Gay Producers!

... All at their mellowest!

The Program:

May 15th

Registration

Boat Ride & Fishing Parties

Producer-Exhibitor Forum

Monster Boxing Show

May 16th

Business Sessions

Variety Night Club Party

Calcutta Pool

"Beat" Dallas Party

May 17th

Golf Tournament

Boardwalk Parade

Variety Club Circus

United Artists Cocktail Party

Convention Banquet

Registration Fee

(Which includes the entire round of activities)

$20.00 Per Person

Send checks to James Balmer, Variety Clubs of America, William Penn Hotel, Pittsburgh, Pa.

For Hotel Reservations:

Write Henry Friedman, Ardmore Theatre Bldg., Ardmore, Pa.
Hollywood Speaking--

By RALPH WILE

---HOLLYWOOD

B. G. DE SYLVA, executive producer of Paramount, will leave Hollywood Sunday to spend a week in New York to see "Lost in the Dark" and "Out of the Frying Pan," two current Broadway hit shows which Paramount has bought and will produce on the screen.

Richard Diet has signed to play the leads in two of producer Harry Sherman's grand-scale outdoor action dramas, "Tombstone" and "The American Empire," for Paramount release.

COLUMBIA has picked up the option of Danny Mammer, thus ensuring the younger's continuation as a cast member of the "Blonde" series. Danny created the role of Alvin Fuddell.

VICTOR FLEMINING, will direct "The Yearling," which M-G-M Producer Sidney Franklin will place in production shortly.

ADDED as a special feature on its current program, Monogram will release "Silent Sociable," a picture built around the story of a wild horse, on its May schedule. Producer Edward Finney directed.

WILLIAM S. HART, will make his first screen appearance in many years in "Hedda Hopper's Hollywood," first of a new series of Paramount shorts for 1941-42.

WILLIAM BEAUFORD, Jr., will make his acting debut in "Henry Aldrich for President."

REPUBLIC has purchased "Strange Bed Fellows" an original by Roger Williams to be produced by Robert North.

BUD ABBOTT and Lou Costello, have joined the list of screen celebs who will take part in the spectacular "Racing Jamboree" at Gilmore Stadium in Los Angeles, May 4. It's trained to the steadied sick at the non-sectarian Mount Sinai Hospital and Free Medical Clinic.

JACK BENNY is expected momentarily to sign a contract with Warner Bros., to appear in "The Male Animal," which Elliott Nugent, co-author of the play with James Thurber, will direct.

PARAMOUNT has engaged Dalton Trumbo and Jack Moffitt to write the scenario for a comedy mystery, "The Murder Farm," for Bob Hope and Paulette Goddard.

WALT DISNEY has engaged ZaSu Pitts as the voice for a harp girl character in his first feature-length Mickey Mouse cartoon which it is expected will be ready for release in December.

WARNERS are reporting negotiating to bring the entire cast of "The Man Who Came to Dinner," to Hollywood to appear in the screen version of the Kaufman-Hart play. Edith Atwater's role will be played by Olivia de Havilland.

150-Minute Program Bill in Michigan

(Continued from Page 1)

asserted, suggested that he draft a bill banning multiple features, including duels, and long shows. The measure, Shorne-Collins is introduced as a health measure.

New Bill is House act 468 and amends the existing statute which places theaters under control of State Police, formerly under the State Fire Marshal.

Bill provides "it shall be unlawful for any exhibitor to present a performance consisting of exhibitions of one or more single motion picture for a longer period than 2½ consecutive hours. Provided that performances may be shown for upwards of 2½ hours, if beginning of 2½ hours there is a period of intermission of 15 minutes. No intermission shall be required for the performance of the same exhibitions or attractions unless a single performance exceeds 2½ hours."

Beade Circuit Loses Bank Night Appeal

(Continued from Page 1)

brought by Edward Goldstein, Bank Night distributor, against Payment, for payments due under Bank Night contracts. Original judgment was affirmed last December.

Action was a test case on the contracts in various Beade houses in New Jersey. According to Goldstein, the circuit refused to make payments provided in the contract on the grounds that Bank Night was a lottery and the agreements therefore unenforceable.

Case was first tried before Judge Watson in the Municipal Court who gave judgment to Goldstein. Beade circuit took an appeal but the decision was affirmed.

Jersey courts have held that other circuits are liable, but Goldstein contended that the rule did not apply to Bank Night. He was represented by John M. Keating, attorney.

Ansonia Exhibs. Must Pay for Cops' Service

Ansonia, Conn.—Latest blow at local exhibs', pocketbooks was the passage of an ordinance requiring them to pay city rates for a policeman to be stationed in each theater of more than 400 seats at all evening and holiday matinee performances. Officers are to be stationed at exit points and safety devices and see that state and local laws affecting the houses are enforced. Operators are liable to a fine of $100 a day for failure to post a policeman.

Mrs. Abrams Takes the Park

Blair Station, Pa.—Mrs. I. G. Abrams has taken over the Park Theater, heretofore operated by Geinzer Bros.

Four Universal Pix In Broadway Houses

With today's opening of "The Flame of New Orleans," at the Rivoli, Universal will have four pix playing simultaneously on Broadway. The Roxy Theater is holding "The Lady From Cheyenne," "The Black Cat" is at the Rialto and "Model Wife," is at the Palace.

Muscle Shoals Theaters Files Crescent Answers

Nashville, Tenn.—Two answers to certain Government interrogatories in the D of J anti-trust suit against Crescent Amusement Co., were filed in Federal Court here yesterday by Mitchell & Polinitz, for the defense. It was alleged that the Crescent Amusement Co., has been in operation for the following dates on which the pictures were shown from 1934 to 1939 in five of the six of the Muscle Shoals theaters, were also filed.

One of the answers, by Muscle Shoals Theaters, stated that it was a partnership composed of Mrs. Nettie Smiley (wife of Tony Sudekum, of Nashville, president of Crescent) and Louis Rosenbaum, of Muscle Shoals.

In a separate answer, Rosenbaum stated, he "have held no office in any of the corporate defendants excepting I was general manager of Muscle Shoals Theaters, Inc., before it was dissolved in 1937. Since that date have been the general manager of the partnership business of Muscle Shoals Theaters, owned by Mrs. Sudekum and me, " Rosenbaum stated he owned an undivided one-half interest in the partnership.

His answer further set out, "I have sometimes discussed a given contract with Muscle Shoals Shoals. His company, the Crescent Amusement Company, was one of a large owner in the partnership. It has never been the sole manager of both the partnership of Muscle Shoals Theaters and Muscle Shoals Theaters, Inc., and Sudekum has never undertaken any executive duties in connection with Muscle Shoals Theaters, I have had a few with a lot of help from the "

Trial of the Government's case against Crescent is set to begin in Federal Court here before Judge Norris. Supreme Court officials have predicted the trial will last a month.

Start Jitterbug Contests

Rochester—"Fleish" returns to the Century tonight when Gene Leonard and his orchestra, with Rosemary Holle as vocalist, is featured on the stage. Jitterbug contests will be held. The programs, which will be broadcast over WXY, will be held every Friday night.

Pa. Board Will Censor All Foreign Newsreels

(Continued from Page 1)

showing is at a private gathering.

The decision came as an afterthought of a showing of newsreels at a Board meeting where the flag was said to have been a picture of the Statue of Liberty.

Detective Lieut. Albert A. Gatz, head of the city's Radical and Allen Squad, pointed out that no showing of censored newsreels was also shown at another private viewing last week. Peter Kreckmann is one of the authors of the films, a manager of the North German Lloyd Office here, said that the Corporation Board had not wished to see the film, but that it was censored for private showing.

Granitz brought the matter to Keckmann's attention, he said, because he could not understand why uncensored newsreels were being shown. Kreckmann stated that newsreels had scenes of Norway and Germany. According to Kreckmann, none of the previous banned films of Poland were included.

Standard Time League Opposes Daylight Saving

Washington—The District of Columbia Standard Time League gone on record in opposition to McLean Bill to provide universal daylight saving time for the county. George C. Havener, league president, said much opposition arise from farmers that the time zone stretches through the country and industry in general.

Fourth House for Brotnan

Chicago—Oscar Brotnan has taken over the Rio from Harry Solon, and will make some improvements. This gives Brotnan four houses.
Coast Bureau of THE FILM DAILY Hollywood — A. L. Sanborn and Rennie, co-partners in the El Rey Theater Corp., El Monte, Calif., filed complaint with motion picture arbitration tribunal requiring a formal term of schedule for El Monte area. Named in the plaint are Paramount, Warners, Century-Fox, Loew's, RKO, Columbia, Universal, Republic, United Artists and Edwards Theater Circuits. Request for availability of picess for the El Monte area are first, El Monte showings 14 days after laina at 30 cents or higher; first, El Monte 21 days after Pasadena at 5 cents; second-run 63 days at El Monte first, or 91 days after first-run at cents; 126 days after first-run at cents; 365 days after first-run at cents.

alt. Circuits Intervene San Gabriel Demand
Coast Bureau of THE FILM DAILY
El Monte Amusement and the United West Coast The-Corp. filed intervention declaration with the Arbitration Association of the O. W. Lewis' Mission House, San Gabriel, Calif. made by the United Group of which Charles Buckley is vice-president, operate United Artists, Strand and Tower theaters. The Alhambra oper-ates the Alhambra, Garfield, Granada and Elrey Theaters in the Alhambra area.

both groups claim exclusive con-tract with distributors for first run, with 21 day clearance, over the Alhambra and also allege that is in demands for arbitration is to shorten such clearance and thereby increase the business and property of the theater will be affected if his plans are granted.

Rent Transcript Passing
Boston — The Boston Evening Transcript will discontinue publication next Wednesday, John K. Scoso, who came to the Trans-cript from the New York Times, is editor and motion picture le.

new. Detroit, Closes
Detroit — The Town Theater, operated by Jack Broder, which has been staging shows for several weeks, was closed and opened for some time only until Fall with 10 films, according to Broder.

RKO Buys WABC Time To Plug Welles品
RKO plugged "Citizen Kane" on the Wednesday's Page of the Air of-fer WABC. Picture will be telecast on same program again on the same program next Wednesday, the day it opens at the Palace Theater, Broaday.

UA Chinese Business for First Four Months Already Exceeds Total for 1940, Says Gould
United Artists' business in China during the first four months of this year already exceeds the company's total business for 1940, according to Walter Gould, foreign head. Record grosses are being established on "The Great Dicta- tor," "The Black Cat" and "Rebecca.

Schenck, Moskowitz to Appeal
Ready to Carry Case to U. S. Supreme Court

(Continued from Page 1)

announced that an appeal would be filed within the next five days and that the case will be fought to the U. S. Supreme Court, if necessary.

Both defendants were continued in the same bail after the Court fixed May 12 as the day for their surrender. The surrender date was a formality since an appeal will be sought with a continuation of the murder charges and the Schenck v. N.Y.C. & Y. R.R. to render their decision.

Task "Unpleasant" to Court
Judge Moskowitz in imposing sentence characterized the house at "unpleasant, particularly in this instance, where the defendants have been to such a high position." In fixing the sentence the Court said it considered not only the defendants, but also the public and the defendants' families. The Court stated that it accepted the recommenda-tions of U. S. District At- torneys Mathias F. Corroa who had urged imprisonment as a deterrent upon others who would seek to evade income tax payments.

Harold H. Corbin, defense coun-sel, in his plea for leniency pointed out to the Court that the jury had worked for 17 hours on the day of the verdict, and that 11 of these hours were occupied before reaching its decision. He called the judgment of the jury and the sentence a "frustration of justice" and based on evidence that Schenck had made $15,000 on election bets which, Corbin said, had been offset by more than double its amount in losses on gambling ventures that year. In 1935, the year in which Schenck alone was convicted, Cor- bin said that the jury had appar-ently been awayed by testimony on Schenck's sales of his interests in the Aagua Caliente Hotel and Jockey Club and that the sales obviously did not involve moral turpitude.

Sought to Protect Friends
In this transaction, it was Schenck's desire to protect his friends as it had been his desire in many other transactions which appar-ently had influenced the jury, as the Corbin stated.

In closing, Corbin declared that Schenck had never made an enemy, had lived courageously and gener-ously, and was engaged in a multi-tude of charitable enterprises.

Correa, in asking for imprisonment, argued that a still sentence would deter others with large incom- es from filing false returns, and make them feel that the complexity of their affairs would not cover a fraudulent return. He asserted that the size of Schenck's income aggra-vated his crime since he was not motivated by "dire need."

A large crowd of friends and well wishers received the verdict with stunned silence. Many others turned away. Both defendants are eligible for parole after completion of the sentence. The higher Courts can affirm the conviction. There is also a de-duction of two months from each day of imprisonment for good behavior. However, in the case of Schenck a perjury charge still pending must be first quashed before he is eligible for parole.

"Non-Aryan" Film Can't Play With Nazi Feature
Buenos Aires (By Air Mail)—Ufa's "Balletnacht" has completed a two-week run at the Monumental and is now being shown at the Cine Aalva. During the first week of the Monumental run an American film appeared on the dual bill but it was yanked and replaced with a German feature, "Urlaub auf Ehrenwurt, due to the Nazi Ambassa-dor's objection to a "Non-Aryan" film on the same bill with a German "masterpiece."

Barre Takes the Old Trail
St. Clairsville, O.—H. L. and M. L. Barr, who operate theaters in West Virginia, have taken over the Old Trail Theater, from S. D. Shla, Jr.

Use of Book Premiums Reported at Record High
Chicago — More book premiums are being used by theaters, than ever before, according to Robert Gordon, sales manager for the Con-solidated Book Publishers, 537 South Dearborn St. Gordon reports the heaviest demands from both the East and West district, Pennsylvania, New England and Michigan territory. Book premiums in Chicago territory are at a low ebb.

Lebby Replaces Bonnen
Detroit — Ed Lebby, formerly with RKO Pittsburgh, is new Thumb District (state) salesman for RKO here, replacing Freddie Bonnen, 21 years with RKO and the former Pathe.

No Change Sought In Ticket Tax Rate

(Continued from Page 1)

in THE FILM DAILY Wednesday, the change is expected to bring $55,000 additional revenue.

The Treasury's recommendations also call for a 10 per cent tax on photographic apparatus and a 10 per cent tax on records and phono-graphs.

Hearings before the House Ways and Means Committee will be opened to private witnesses on Monday. It is not known yet if film industry representatives will testify, but it is deemed likely.

Louisville Set to Adopt Daylight Saving Sunday
Louisville — Louisville's Board of Aldermen passed the first reading of an ordinance to put daylight saving time into effect here Sunday with a two-week lag, abolishing such an act except with the consent of the Governor. The Aldermen also sched-uled a special meeting on the final action on the proposal opposed by theater operators.

C. H. Fleming, director of public relations counsel at the du Pont powder plant at Charlestown, Ind., said the workers and management there favored the change, adding the prediction that Madison, Ind., and Indianapolis would make the change and that Charlestown would follow suit.

New Albany, Ind.—City Councilmen here passed an ordinance adopting daylight saving time for this city from April 27 to Sept. 26. Mayor Noble F. Mitchell said he would veto the change unless Louisville adopts the faster time.

Jeffersonville, Ind.—Mayor Homer Vawter said Jeffersonville City Coun-cil would meet today to take action on daylight saving time.

Bell Associates Move
Boston—The Floyd L. Bell Associa-tes have opened new offices at 4 Park St. Former location at 80 Fed-eral St. stays as a branch office. Floyd L. Bell is president of the firm. Affili-ation with the New England Periodicals, publisher of half a dozen trade magazines, has been effected.

Cincy Metrotiles to Bowl Cincinnati—Metro's Pep Club has arranged a bowling party and buffet supper at St. Clement Church hall, Monday.

Premiere on Sunday For Summer Time
A final reminder—daylight saving time will be effective in New York starting at 2 a.m. next Sunday, and lasting until Sept. 26, next Sunday, Sept. 26. Set your clock an hour ahead next Saturday night, and next September you will save the hour by pulling the hand back.
Arnold Raps TNEC Monograph’s Decree Views

"Misleading, Inadequate", He Charges; Evans’ Reply Says Exhibitors the Losers

(Continued from Page 1)

tate against these conclusions are omitted from the appendix," Arnold declares.

The second objection is that the writer foresees the possible abuses of monopoly power which may arise in the future and therefore no one should attempt to legislate against them by any form of decree. The Government has not done this. The exhibitors are not bound by the decree in any way except for their own advantage. They are not compelled to utilize any of its provisions unless they so desire.

At the time the decree was entered, the consenting defendants were faced with many problems which did not exist at the time the action was filed. Most of these were confronted with the loss of a substantial part of their business, and they felt even more keenly at the unrelenting pressure of the Government. This latter point, even though made both here and abroad and it appeared that a further dislocation of these companies at this time would not be warranted if their operations could be brought into harmony with the anti-trust laws.

Arnold’s statement concludes: “The decree itself does not provide the dominant trade, upon which people depend for amusement, with an instrument of Government. It represents an attempt to shape the judicial process to the life of an industry at work, it is a series of additional privileges given to exhibitors to protect them against

PROPOSE HAYS TRIBUTE VIA AMPA

Testimonial Dinner Dance Next Month Would Mark 20th Anniversary as No. One Film Exec.

Ampa was suggested by Leon Bamberger, retiring Ampa president, yesterday at a meeting of the organization.

Bamberger said he was bringing up the matter almost a year before the celebration date because he figured in all he wanted to do would have to be under Ampa auspices.

A new slate of officers was elected at the meeting yesterday. Vincent Trotta, art director of Advertising Accessories, Inc., was elected president. Ed Schreiber of Warner Bros. was elected vice-president; Eli Sugarman of The Billboard, treasurer, and Blanche Livingston of RKO Theaters, secretary.

Bamberger, in making his "farewell address" as Ampa president, listed accomplishments of the past year and made recommendations for the new season. Among the activities of his own regime, Bamberger pointed out the 44 new members were added to the roster, bringing the total membership to 148; a reorganization to bring together 278 collected; recommendations made for revision of the constitution; attendance at meetings was made possible by a careful examination of the decree as a whole and as collateral sources of information, which were available, it is said.

As to Arnold’s second objection, Evans states that “I am unable to find any statement in the Monograph which suggests that any remedy formerly available to exhibitors has been withdrawn under the decree.”

Evans states: “Is this possible avenue of relief inexpensive at least, so far as the complainant is concerned, still open to the exhibitor?” he asks. “One cannot, of course, anticipate the policy of the Department, but it seems likely that the complaints filed exhibiting in a case involving one of the major companies, would be referred back to the arbitration method of adjustment.

“Having created the arbitration machinery, the Department would appear to be under an obligation to encourage its use,” Evans’ reply states.

Answering Arnold’s two specific objections, Evans states that the decree in its entirety was not included because “it seemed inexpedient to inflict this long and heavily worded document on readers who, after all, would be the main benefactors.”

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Hearing in Rex, Evansville, Case Continues on Tuesday

Milwaukee — Counsel for Evan ville Theater, Inc., operator of the Bluebird, continued Tuesday to make a legal contentional argument opposing the corporate division of the Rex Marquee, according to a hearing held Tuesday morning.

The Rex, which is operated by the Wisconsin Theatre Association, was divided into two companies, one of which is owned by the Wisconsin Theatre Association and the other by the Wisconsin Theatre Association Inc. The companies were formed in 1931, and this is the second time the schedule has been changed in the past five years.

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Summer Ice Carnival

Newest Boston Worry

Boston—Ice shows for the current season are at last out of the way, competition for the film houses. Skating Club of Boston closed the season this week. But—and is giving the film houses added reason to worry—there is the probability that for the first time Summer ice carnival may be there.
Company’s Laboratories
New Advance as Most
Important Since 1986

Detroit—A radically new glass
lens-making, produced without
alicates heretofore composing
and possessing increased ca-
ity for bending light rays, has
a developed by Eastman Kodak
here and incorporated in lenses
for the Government.

Almost as revolutionary as if
ome had discovered how to make
(Continued on Page 4)

Two New Pic Houses
Take Bows Up-State

Buffalo—Apollo Theater, located
e on Jefferson St., and owned and
ated by Basil Bros. Theaters,
has its premiere opening on
12. House is a 1,000-seater
auditorium decorated with
ings by Novitly Scenic Studios
actionings in Greek my-
ology and lighted by concealed
dored lens spots.

The new theater is in the extreme
ern style with excellent acoustics,
and foyers have marble covered
(Continued on Page 5)

Burden Detroit House
ill Debut In Late May

Detroit—New 650-seat Krim The-
ere is being opened by Sol and
Krim in the suburb of Highland
about May 25. House fea-
tes extremely wide marquees
of the house, 55 feet. Plastic
t, Simplex projection and
(Continued on Page 5)

Crazy Over Speakers

Birmingham—In-car speakers
have been missing from local Drive-Ins.
To curtail loss, management charted
car spaces and took license numbers.
Police notes, asking speakers’ return,
ent to “suspected” customers.
The move bore fruit. One boy brought
back eight speakers he’d annexed
from time to time, and had installed
all over his home.

New York, Friday, April 25, 1941
Ten Cents

Drive-In Investment Hits $2,000,000
Eastman Develops Revolutionary Lens Glass

Figure Expected to Be Doubled by End of Next Year:
Important Sound Advances Loom. With Photofraph
Perfecting Broadcast System; Circuits and Indies Active

Extent of the current and future scope of Drive-In theater
building is indicated by statistics disclosed yesterday by W. W.
Smith, head of the licensing organization, Park-In Theaters,
Inc., of Camden, N. J. Currently, there are more than 50 such open-air
film “houses” in operation, and that
some 60 new projects are planned by
buildings and indies with completion
expected within the next 24 months,
Smith revealed.

It is estimated that a minimum of
$2,000,000 has already gone into the
(Continued on Page 4)

Variety Meet to Draw
Many Equip. Firms

Atlantic City—Rapid progress has
been made here by Variety Club
committees producing equipment
exhibits which will be one of
the highlights of the organization’s
Seventh Annual Convention to be
held from May 15-17, inclusive, in
the local Hotel Traymore.

Though the conclude is still some
weeks to come, preparations for
(Continued on Page 3)

Chiniquy Rejoins NTS
Branch in Los Angeles

Los Angeles—Oscar L. Chiniquy,
who was with National Theater Sup-
ply Co. here from 1927 to 1933, is
now again representing the com-
pany, assigned to the local branch.

Chiniquy was appointed by Lloyd
OWNHEY, National’s local manager,
(Continued on Page 4)

Cleveland Sector In Boom
Current Building Approximates $750,000
Separate Firms Set Up
By Detroit Architects

Cleveland—What is regarded as
the most pretentious theater build-
ing program in this area in many
years, totaling approximately $750,-
000, is about to get under way.
Eleven new houses, none for affiliated
chains, are started in various
stages of preparation.

Schine circuit is building an 3,100-
seat house in Norwalk, according to
plans prepared by John and Drew
(Continued on Page 6)
Site Secured to Put Up Theater Near Montreal

Montreal—Plans are under way for construction of a new theater in Notre Dame de Grace, and the site has been secured on Queen Mary road at Snowdon. The theater will seat 1,900, will be air conditioned, and will be specially designed for perfect acoustics.

There are already four theaters in the district, the Snowdon, Monkland, Westmount and Empress, and a fifth is under construction at the corner of Hingston Avenue and Sherbrooke St., so that the projected Queen Mary Road house will make an even half dozen.

Architect Drew Ebersen Weds Miss Glendening

Drew Ebersen, son of John Ebersen, and junior partner in their prominent architectural firm specializing in film theaters, was married last Saturday to Frances Glendening.

Ceremony was performed at the home of C. A. Brassard in Sewickley, Pa., fashionable Pittsburgh suburb. John Ebersen was best man at the nuptials.

The couple will reside in New York City.

Rialto, Kingsport, Tenn., Closing for Improvements

Kingsport, Tenn. — Manager Charles Burns announces that the Rialto Theater, owned by Kingsul, Inc., will be closed immediately for the erection of an addition at the rear and for complete remodelling and redecorating, including a new front and new marquee.

The addition will make possible an increase from 375 to 600 seats. A new sound system will be installed. Admission prices will not be changed.

New Theater Gets Equip.

Oklahoma City, Okla.—National Theater Supply Co.'s branch here has installed Simplex E-1 projectors, Simplex high lamps, a Hertner transverter and a Walker molded screen, in the New Theater, also marquee accessories, Bausch & Lomb Cinemograph lenses and a Rowe De Luxe candy machine.
SHOWMAN HINTS—By Showmen

By JERRY DE ROSA
Manager, Loew's Paradise Theater, New York City

By the simple expedient of putting colored bulbs in blinker sockets (which can be purchased easily at any utility supply store), your marquee can be converted into a special attraction sign for Technicolor pictures. Very impressive at night.

If your marquee is spoiled by inadequate lighting in your aisles, here's one manager's remedy. Run some BX wire across your aisle from the light on the whole side and draw current to light both sides of the aisle. This certainly saves a tremendous outlay for installation and solves the problem completely.

A very effective device for dressing up hanging cards is provided by small nijm lamps purchased at the nearest 5 and 10 cent store. These are hung over the signs and act as excellent reflectors, lighting the signs completely, and setting them off attractively.

Colored Upson boards make useful mats for lobby frames. They are manufactured in great variety of colors and can be repainted or stenciled. They last indefinitely.

That old problem of noise elimination is solved if you install a battery buzzer signals on phones, etc., are replaced by colored bulbs-eye lamps.

Many managers are faced with the problem of lighting the inside of fountains or fish ponds in the theater lobby. Here's the answer. Get a small glass aquarium from a pet shop. Remove the bottom and place lights in the roof. Just put this simple device in the water and you will find that the whole pond has become luminous. It's tops.

Where a theater cannot use curtains for "close ins" a substitute is available.

Crestwood for Md. Stand
Portland, Ind.—After a thorough spring house cleaning, George Mallers, who operates the Hines Theater here, decided to recover the floor with Crestwood carpet.

Haferkamp Leaves NSS
Chicago—Ed Haferkamp has been added to the Milwaukee sales staff of Paramount, coming from the National Screen Service organization.

Palace Will Redecorate
Pittsfield, Mass.—The Palace Theater, one of four in Pittsfield owned by Western Massachusetts Theaters, is to close next month for complete redecoration.

Davis Makes Installation
Oklahoma City, Okla.—H. O. Davis, local equipment dealer, has installed a Model UAB Ampiro 16 mm. sound unit in the U. S. Reformatory in El Reno, Okla.

State Acquires Equip.
Richmond, Ind.—The State Theater has installed a new General Automa-ticket machine and a Johnson coin changer.

During interruptions, recessions, etc., the use of Brenkford slides for color and scenic effects with a color wheel will provide your patrons with a spectacle. A great many theaters are effected by the AC hum from the generators in the projection room. This noise can be eliminated by lining the generator room with Johns Manville sound proofing boards. These have been successfully used in restaurants and large auditoriums for noise elimination.

A very useful colored signal light system can be installed on the outside of box office with four different colored bulbs-eye lights, combinations of which inform the outside doorman of the seating situation inside the theater. Very inexpensive.

Signal lights wired to the inside of box office from the projection room, keep the cashier constantly informed of the attraction playing on the screen. This makes the simple affair consisting of a metal box with a row of radio bulbs-eye lights controlled from the projection booths. Along side of each light is a slot, to insert a card designating each feature or subject on the program.

Theaters with a P. A. system will find that the installation of an extra microphone in the rear of the auditorium, preferably near the sound monitor board, will prove an invaluable aid for quieting children or providing control in any emergency. Very handy for up to the minute news flashes, etc., without stopping the film.

Small bed lamps can be used to light up doorways leading to exits, and other theater dark spots. They are obtained in any department store and easily installed. They can even be plugged in existing outlets.

Smith to Open Tower
Wadsworth, Conn.—Albert Smith, operator of the Colonial, will open the Tower on or about July 1, 1941. He has purchased a new Wright & Wells sound equipment. The house, closed for over a year, will run full-time in conjunction with the Colonial.

Air Conditioning for Exchanges
Chicago—Commonwealth Edison Co. announce a 15-ton air conditioning job will go into the new RKO exchange building at 13th and Wells Ave., while the new Republic exchange has placed an order for a five-ton job.

Brentwood Open In Fla.
Jacksonville, Fla.—The new Sparks Theater, the Brentwood, has been opened with Robert Ewing as manager. This is a 540-seat house, designed by Roy A. Benjamin, architect, and built by A. L. Clayton, Jacksonville contractors.

Grand to Open in May
Frankfort, Ky.—Manager Gene Lutes' Grand Theater here, closed recently for extensive remodeling, is expected to reopen in May. The house is operated by Frankfort Amusement Co.
Drive-In Spending Is Around $2,000,000

(Continued from Page 1)

construction of Drive-Ins, which are studied through approximately half of the 48 States, and that another $2,000,000 represents investments for the balance of 1941 and the following year.

Size of Drive-Ins now operating, Smith points out, varies from 50 to 300-car capacity, and that the average is about 400 cars. For a 300-car theater, six to seven acres of land are required, and 12 acres will accommodate 500 cars. Considerably over a mile of roadway is used for accommodation of cars, which will average Drive-In today, and the average number of employees per present Drive-In is from 15 to 20, Smith says.

Scale and Screens

Scale ranges from 25 cents per person to a 35-cent top, with a number of sue 30 and 30 cents. Check-up within the trade reveals that 60 x 50 screens are widely in use, with throw ranging from 200 to 250 feet, whereas at the outset of the outdoor boom screens were usually 40 x 30, employing a throw of about 135 feet. Further, it is learned through consensus that the new Drive-In located in St. Petersburg and Tampa represent a high mark of modernity and advance design. Both stands are owned and operated by the Sparks interests.

Advances in Sound

Tremendous progress has been made, and is continuing, in the matter of carrying sound to patrons’ automobiles. In the beginning, the large, single speaker was employed, then the “sound-in-ground” method was developed, followed by the RCA Drive-In Car Sound System. Motograph has perfected its method of broadcasting directly to the car, with sound being issued via a small speaker within the car. The latter method, engineers say, hold vast potentialities and is expected to lend further impetus to the phenomenal spread of Drive-In stands.

MTE Adds New Department

Detroit—McArthur Theater Equipment Co. has added a new sound service department, Harry W. Mason, who formerly operated the Sound Equipment Co. and has been in the Detroit sound field for many years, is the engineer in charge.

House Will Be Reopened

Van Buren, Ark.—The Rio Theater, which has been closed since the Bob Burns Theater opened in 1937, was reopened April 19, it is announced. The building is being redecorated and a new marquee is being installed.

Remodels Ritz Theater

Blytheville, Ark.—The Ritz Theater has been completely redecorated and many improvements made. The house is owned by O. W. McCutchen.

Eastman Discloses New Glass for Lenses

(Continued from Page 1)

steel without iron, according to Eastman sources, the new optical surface is the first basic optical-glass discovery since 1886, when the famous Jen glasses were introduced in Germany. Tantalum, tungst and lanthanum, all considered non-metallic materials, are used to produce the new glass. The new glass puts an important new media at the disposal of optical designer it is said.

Glass is described as possessing much higher refractive index than previously known and is ready to use as “definition” in pictures at a cost per car, or area covered, yet with loss of lens speed.

The glass is the result of collaboration between Dr. G. W. Morey of the United States Geophysical Laborotary, and the Kodak Research Laboratories.

Some time may elapse before the new glass is found in wide and general use for photographic lenses according to Kodak officials.

Chiniquy Rejoins NTS Branch in Los Angeles

(Continued from Page 1)

to cover all the Southern terri
Arizona and some of the rema
Chiniquy is very well kno
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operated his own ventilating a
California exhibitors.

Lloyd Ownby, in speaking of
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Chiniquy is now making his ini
visits to exhibitors in his terr
and reports that the demand for
Simplex sound and projection bom

Ontario Stand Open May 1

Toronto—New seating and drap
installed in the Centre Thes
Pembroke, Ont., by the Can
Theater Chair Co., rep
Charles Boecher, manager of th
theater firm. This theater, owned by
Ulster, will open May 1.
In This Instance, The Speed Of Sound 
... Is Just As Slow As A Freight Train!

Rochester—When the Society of Motion Picture Engineers and the Acoustical Society of America meet in joint session as a feature of the former's national convention here next month, they will get an eye-and-ear-full of both "Fantasmound" and "Vitasound" music. In preparation for the three-dimensional music, five tons of electrical sound apparatus was shipped from Hollywood last week and will be installed for the conventions in the local Eastman Theater. Bell Telephone Lab. engineers will see to that.

Suburban Detroit House Will Debut In Late May

(Continued from Page 1)

sound, a Fantasia type pattern carpeting, and all accessories are supplied by National Theater Supply Co.

Seating is the push-back Kroehler type, the first installation in any neighborhood theater here, and the second in Detroit. Sixteen love seats are provided, and eight seats are equipped with earphone for the hard-of-hearing.

A new observation room seating 12 has been equipped with separate amplifier system. This is installed, according to Sol Kris, to enable friends of the management or private parties to enjoy their own company and see the show without interfering with the audience.

$90,000 Theater Planned For Canadian Community

Montreal—Construction of a theater in Verdun between Desmarchais Boulevard and Melrose Ave., at a cost of $90,000 is contemplated. Plans of the proposed building specify that the brick walls will be relieved by architectural embellishments. There will be a large enclosed lobby, stadium type seating and air conditioning, with modern rest rooms and acoustical features.

Verdun is a residential suburb of Montreal and already possesses four theaters, the Park, Palace, Fifth Ave. and Savoy.

Lobdell Sustains Injury

Detroit—LeRoy Lobdell, founder of Lobdell Movie Sign Service, lost a finger when his hand was caught in a chainfall. Plans are under discussion for moving the present shop to larger quarters because of restrictions being insisted upon by the Sign Writers' Union.

20th Century Circuit Soon to Open Muidown

Toronto—Opening of the Midtown Theater here, recently acquired by the 20th Century theater chain, which is headed by N. A. Taylor of Toronto, will take place early in May. At cost of some $75,000, the Midtown, formerly the Madison, has been entirely rebuilt.

The Midtown will be managed by Eddie Newman, formerly manager of the Lyceum Theater in Winnipeg.

Westinghouse Firms Move To New Offices In N. Y.

Westinghouse Electric and Mfg. Co., together with Westinghouse Electric and Mfg. International Co., have moved their New York executive and sales offices to 40 Wall St. It was announced this week to the trade.

Transfer was officially effective as of Monday, last.

Shearer Org. Sends Peacock To New Post

Seattle—B. F. Shearer Co. last week-end transferred Roy Peacock from the local branch to assume management of the organization's office in Los Angeles, and that Peacock assumed charge as of last Monday of the new post. He has been connected with B. F. Shearer for approximately 21 years, and company officials assert that his experience in the equipment business well fits him for the position.

Shift of Peacock to Los Angeles is the result of C. Frank Harris, Shearer's manager in that city, having to take a six-months leave of absence in order to accompany Mrs. Harris inland to recuperate from a serious illness.

Peacock's former post in Seattle will be taken over by Roy Broeck, who has been the assistant manager and purchasing agent.

Fourth House for Army Post

Indianapolis—Ft. Benjamin Harri- son, is included in the 29 Army posts to have another motion picture theater. Three are in operation at the camp now, and motion pictures are shown daily. Two are temporary canvas buildings, each seating approximately 350 persons. The third is a permanent theater that has been in operation several years.

“The Bad Man”

The BAD MAN-ager lets his theater get run down at the heels. The good manager prevents that by installing Alexander Smith Carpet... the carpet used in most of the country's successful theaters.
Cleveland Territory Joins Building Boom

(Continued From Page 1)

Eberston of New York and a 1,200-seat house in Ashland from plans prepared by Pullon & McCreary, Cleveland architects. In Toledo, the Byrden Michigan Building Co. of Cleveland will spend more than $100,000 for a de luxe 1,700-seat theater on West Central Ave, at St. Bernard Drive. Architect George Ebeling, Cleveland, has plans for a 992-seat theater costing $100,000 for Dave Robins in Warren.

Other theaters which have not yet emerged from the drawing boards but which are scheduled to go ahead this Spring and Summer are a new Essa Theater to replace the present one of the same name in Cleveland, for the Scoville, Essick & Wolf circuit; a 1,500-seat house in Willooughby, by Dan Stearns and associates; a new theater in Bedford for Mrs. Lena Smith; with plans by Paul Matzingler of Cleveland; a new house in Struthers for F. H. Hathaway; a new house in Newton Falls for George Manos, and a complete remodel ing job for Chris Velas in Bridgeport.

Joe Shagrin will build a new house in Youngstown and H. Makison, who owns all of the theaters in Barb er ton, has leased a new house being built in Canton.

Wil-Kin Lists Sales of Alexander Smith Carpet

Atlanta—Five film houses in the Southern sector have purchased Alexander Smith carpet recently, it is revealed by Wil-Kin Theater Supply.

Theaters are the Hart, Baton Rouge; Roxy, Warner, Ft. Lauderdale; Roxy, Swannanoa, N. C.; Lakeview and Augusta; and the Show Shop, New Bern, N. C.

U. S. Airco ventilation was furnished to the Lyric, Sumter, S. C., and De Vrye lenses to the Colony, Ft. Lauderdale,

Morse-Rothenberg Theater To Be Finished In Fall

Boston—This city is to have a new theater in the Kenmore Square or Back Bay district. Morse & Rothenberg have plans for the erec tion of a new 2,000-seat theater at Ashbur ton Circle, which is the virtual boundary line of Boston's Back Bay district and the edge of Brookline's initial boundary.

When the new theater is com pleted next Fall it is probable that the present Kenmore Square theater some three blocks distance from the new location will be converted again into a roller skating rink, from which original classification it emerged into a film theater three years ago. The new theater will have the modern, streamlined seats and will be equipped with the very latest accessories.

Altec Biz Big in South

New business activity in the South, as reported by the Atlanta district office of Altec Service, includes new contracts with the following thea ters: complete booth and sound service for the Drake Theater, Pearson, Ga.; sound and repair-replacement service for the new Caldwell house in Ruston, La.; and the Lincoln Thea ter, Raleigh, N. C.; sound service for Bert Ram's new Lakewo, August, Ga., and all theaters operated by Col. Thomas E. Orr in northern Alabama and Georgia; for the Savannah Theater, Savannah, Ga., the Bibb Theater, Macon, Ga., and the new Roxy in Savannah; and for the Tinsley and Hampton houses at Ellijay and Chat sworth, Ga., and the Royal at Summerville, Ga.

Simplex To Novelty

Pittsburgh—Super-Simplex projectors have been installed in the Novel ty Theater by Pittsburgh branch of RTS.

Guts New Type Front

Detroit—Joseph Stoia, owner of the Midway Theater in Dearborn, West side suburb, is installing a new macoatta front on the house.

Ad Firm's Small '40 Net Approximates '39 Figure

Montreal—Claude Neon General Advertising, Ltd., and wholly owned subsidiaries report for the year ended Dec. 31, 1940, net profit of $925,455 after interest, depreciation, income taxes, etc., equal to one cent a share on 26,605 shares seven percent cumulative preferred stock of 100 percent value. This compares with net profit of $301 in the previous year.

Current liabilities showed an ex cess over current assets of $90,085 against $56,662 excess liabilities as at Dec. 31, 1939. After adjustments and $29,991 net profit on sales of investment securities, deficit in balance sheet was $1,788,540 against $1,818,549 last year.

Indianapolis House Improved

Indianapolis—The Tacoma Theater has new fluorescent lighting in the lobby, new seats which have been re decorated in green and maroon. The auditorium, too, has been modernized and used with new modern lighting fixtures. New RCA sound equipment has been added to the theater's equipment and the pro jector has been overhauled.

May 1 Set for Opening

Chicago — The Illinois Drive-In Theater Co. is completing a new 1,000-car outdoor theater here, with the opening planned for May 1. N. S. Berger, president, has signed with RCA Photophone for the sound equipment.

Preddey Supplies the Rio

San Francisco—Century projectors, strong lamps and booth equip ment have been installed in Cornig er "B" Rio Theater, Rodeo, Calif., by Walter G. Preddey's local organization.

Photophone Pact Signed

Joseph J. Zaro, representing the Bijou Amusement Co., of Nashville, Tenn., has signed a Photophone sound contract for new equipment for the Lincoln Theater at Houston, Texas.

Southern Theaters Purchase New Equip.

Atlanta—Wil-Kin Theater Supply Inc., has installed Bremenk Pro jectors in the Hart, Baton Rouge; Tennessee, Knoxville; Colby, Ft. De derte and the Carolina, South Pines, N. C.

Brenenk lamps were used in the Hart, Colony and Carolina, and equipped with a standard 2,500 watt lamp. The Imperial, Greensboro, N. C., and the Jasper, Jasper, Aln Theater, have received Phot ophone equipment, B. & L lenses, Inte rnational chairs and Alexander Smith carpet. Installation of Motograph sound was also made in the S. Kingsport, Tenn.

International chairs were supplied by Wil-Kin to the Nash, Spring Hgts., C.; the Eighth Avenue, Birm ingham, Pageland, Pageland, S. C., Warner, Ft. Lauderdale; and to Summerville, Summerville, S. C.

Satz Asserts Wars, Mas Will Get New Pic House

Ware, Mass.—This town has a new motion picture theater according to Bernand Satz, manager of the Casino. Satz said Ralph Snider of Boston, owner of the Mas house, plans to erect an 850 seat theater here on an unsu named site, the building to be completed in under way shortly.

Satz intimated that the lease on land now covered by the Main St. Theater expires shortly and will not be renewed. The statement follows recent reports that the Go stein Brothers have purchased major part of the stock in the after corporation which has been managed by Snider and which cludes a dozen theaters in the state.

$50,000 Goes For Remodeling

Daytona Beach, Fla.—Remodel of the Empire Theater is to get under way immediately. Jesse L. Pratt, contractor, and A. J. Mulay, owner, will total expenditure covering this remodeling, including new equip ment, is estimated to approximate $50,000.

Mees Speaks on Kodachrome

Rochester—C. E. Kenneth Mees, Eastman Kodak executive, will give undergraduate science students in all sections of the state, the lowdown on "Development of Kodachrome," when he addresses them at their pey here today and tomorrow.

Centre To Bow in May

Toronto—Twenty-Century Th eater chain announces that the Cer Thea in that city, Ont., a new house, just being completed, the company, will open during latter part of May.

Nepo Takes Over Kimberk

Chicago—Harry Nepo has taken over the 800-seat Kimberk Thea ter, which is set for a new circuit. He modernizes the house.
Youthful Movie Fans See Demonstration Of How Their Pix Are Projected On Screen

Hazelton, Pa.—Let them know more about the inner workings of your theater is the aim of John H. Hersker at the Hersker Theater. Through his co-operation members of the West Hazleton High School Science Club were shown through the projection room of the theater by Henry Krissinger, chief projectionist. Details and explanation of the reproduction of the motion pictures through the medium of light and sound was discussed in practical aspects. In connection with the inspection of the apparatus used, the reproduction of Technicolor on the screen was explained to the students. Club later expressed its thanks and appreciation to Hersker for his courtesy and cooperation.

Multiple RCA Speakers To Be Used In Tele Show

A World's Preview demonstration of Large-Screen Theater Television will be held for leaders of the film and radio trades at the New York Theater, 54th Street, West of Broadway, Friday evening, May 15; it is announced by Thomas F. Joyce, vice-president of the RCA Mfg. Co. Highlighting the special program will be a showing of the middleweight championship bout between Billy Soose and Ken Overlin, televised direct from Madison Square Garden. The remainder of the demonstration, originating from the NBC television studios in Radio City, will include a news broadcast, a dramatic playlet, table discussion among prominent film, radio and sports figures.

Dramatization of the championship bout on the television-motion screen will be made more vivid by the use of a special sound system involving multiple RCA Photophone speakers throughout the theater, enabling attending engineers to further distinguish among the illusion of ringside attendance.

Lamps House Remodeling

Farrell, Pa.—The Capitol Theater here, operated by Chris Lampros, is being extensively remodeled and renovated. The stage will also be enlarged so that in the future vaudeville shows can be given from time to time.

Heads Sales for ITE

Indianapolis — Al Lachnit, long connected with the motion picture industry here, is now in charge of the sales department of the Indiana Theater Equipment Corp.

PNT Awards Contracts For Evansville Theater

Evansville, Ind. — The Premier Nabhorood Theaters, Jesse Fine, president, has awarded contracts for the construction of the new $50,000 Franklin Theater to be erected at 2115 West Franklin Ave.

General contract went to the Pioneer Construction Co. at $38,485; electric wiring to Evansville Electric Service Co. at $6,265; heating and plumbing to H. A. Grant Plumbing Co. at $3,945; air conditioning to Evansville Electric Service Co. at $5,755, and the marquees and sign to Swanson & Mun. at $5,752.

Fowler & Logan, 11 Northwest Fifth St., Evansville, are the architects, and Rapp & Rapp, 250 North Michigan Blvd., Chicago, the consulting architects.

Construction will get under way at once.

Frosch Organization Lists Installations

Minneapolis—Frosch Theater Supply has furnished complete equipment for Jerry Silver's new Cannon Theater in Cannon Falls, and among the final items to be installed are Brencher projection lamps, an RCA screen, and Air-Loc chairs. Brenchr projection lamps also went into Sam Zachman's Mounds Theater in St. Paul.

New RCA screens have gone into the Royal, Park Rapids, Minn., and the Stratford, Stratford, Wis. The Frosch organization has also installed new Air-Loc chairs in the Orpheum, Pipestone, Minn.

Two New Movie Theaters To Be Built In Tennessee

Tullahoma, Tenn. — There will be two movie houses here as soon as they can be built, one within and the other just outside Camp Forrest, where 30,000 soldiers are in training. Camp Forrest is to get one of the 36 theaters authorized by the War Department.

A new theater is also to be constructed for Tony Sudekum, president of Crescent Amusement Co., Nashville. The latter will provide for vaudeville in addition to films.

Wilton Carpets Are The Best For Theaters

We have specialized in Wilton carpets for theaters and have grades, designs and colorings suitable for all parts of the house. Many of the leading theaters in the United States have found both long service and harmonious beauty in carpets of our manufacture.

Write as for full information.

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LAFAYETTE—411 Lafayette Street
CHICAGO—1846-7 Merchandise Mart
ST. LOUIS—924-5 Ambassador Building
MINNEAPOLIS—711 Plymouth Building
SAN FRANCISCO—Western Merchandise Mart

Air Conditioned by TYPHOON

Feature air conditioning this summer. One of Typhoon's fine systems can be installed efficiently and quickly.

Typhoon Equipment—blowers, washers, coils, compressors, condensers and grills may be furnished separately. The offer is attractive.

For information and prices write Dept. FD.

TYPHOON
AIR CONDITIONING CO., INC.
373 West 50th Street
New York, N. Y.
**EQUIPMENT FIELD NOTES**

EXCAVATION work on the new theater planned by Plains, Pa., has been started on East Carey Ave. next to the Town Hall. It will be of concrete block and steel front and will cost approximately $40,000. This house is expected to be ready by Sept. 1 and will seat 700. It will be operated as a unit of the Comerford chain, and is being built by Joseph Engle and others.

Walter G. Preddy, equipment man of San Francisco, reports that installations of orchestra chairs were made recently by Paul S. Norton in Quincy, Calif.; in Harry West's Greenville, Greenville, Calif.; and in Rene Poirier's 300-seater which is a new house in Brisbane, just south of San Francisco in a new development. This latter theater is provided with an apartment over the same for Poirier, and also contains two stores. House is a model little theater. Poirier is an old-time exhib., and projectionist from Canada and has built his new project from foundation to roof.

* * *

Lloyd Stamper, co-owner of the newly-opened Strand in Olive Hill, Ky., is serving as manager of the house.

* * *

The Harper Theater in Chicago has received a new 50-ton air conditioning plant this month, and the 50-ton unit in the same city received a 55-ton installation.

* * *

Construction of an outdoor theater has been started on the Mobile highway on the outskirts of Pensacola, Fla. The investment will total about $160,000, and the lot will accommodate approximately 300 cars. Construction is being done for the Paramount-Richards interests, with H. P. Osborne in charge.

* * *

The Manor Amusement Co., Toronto, O., will build a $60,000 theater building on the north side of Broad St., near Center St., Newton Falls, O. Seating capacity will be 800. Building, of brick and tile, will be two stories.

**Two New Pic Houses Make Bows Up-State**

(Continued from Page 1)

walls with leather backing squares of silver and maroon. Auditorium chairs are spaced 34 inches back-to-back instead of the usual 30 or 32 inches. One of the innovations is the unique “crying room” with nurse in attendance to take care of young children while their mothers view the film program.

On April 18, the new Lake Theater of the Schine circuit opened in Canandaigua, N. Y., and is one of the most up-to-date film stands in this section of the East. Interior is radi cal streaming with coffered ceilings, indirect lighting and Formica walls. Auditorium seats 425 and is done in cream, blue and silver. Building itself is one-story; the plans for its construction having been revised following an accident a year ago when one of the walls fell killing two workmen and injuring two others.

Among those attending the opening were J. Meyer Schine, L. W. Schine, Guy Selmer, head of the company’s maintenance department; William Graham, electric and sound engineer, all of Gloversville, and C. C. Young, general district manager.

Both houses were built from plans prepared by Michael J. DeAngelis, architect, of New York and Rochester.

Olah Building Theater

Albany, La.—Frank J. Olah, business man of Hammond, La., is building a theater here to be known as the Ritz. RCA Photophone sound and booth equipment is going into the house.

**PROSCENIUM CHATTER**

JOHN and MRS. Robertson are adding a new 600-seat theater, now under construction in Mechanicburg, O., to their circuit. They are also planning a new stand in Fairfield, O.

* * *

Sparks’ new Drive-In in Tampa, Fla., has been opened with Bert Stephens as manager. The amphitheater will accommodate about 400 cars. An audio system of 196 underground loudspeakers provides audioscopic sound throughout the lot. Fourteen speakers direct the traffic.

* * *

Harold Friary, manager of the Fields Corner Theater up Boston way, has become the second manager to annex parking space for his patrons, and is providing several acres for this purpose. The Fields Corner was recently entirely redecorated and improved.

* * *

Construction of a $75,000 theater seating 1,000, first to be built in Canton, O., in several years, has been announced by A. M. DuBue, local industrialist. House, to be known as the DuBue, is to be built on the site of the former DuBue-Hampden watch factory and has been leased for 13 years to the Park Theater Co., a partnership of Harold Mankinson and Frank Coebske, operating the Lake and Park Theaters in Barberton, O.

* * *

A deal for a union contract has been made by employees of the Roda, Gaines Bell Theaters in Pineville, Ky.

* * *

Auburndale Theater, Inc., which operates the Avalon, Toledo, O., has leased property at 3319 Monmouth near the theater, which will be razed to provide a 60 by 200-ft. parking for theater patrons.

* * *

P. L. Golden, G. B. Demars and L. St., have organized the Michigan Camera in Chicago, and will supply the firm with equipment.

* * *

The Auditorium in Lynn, Mass., has been razed and virtually rebuilt. Opening is set for this week. The is a Morse and Rothenberg unit.

* * *

Dominic Frisina and Charles Benin partners, have taken over operation of Grand in Carlisle, Ill.

* * *

A request by Clifford, Flynn & owners of the Ideal Theater, Nolte Pa., for permission to erect a small marquee has been granted by the city's council. Work is expected to be completed by Decoration Day.

It is reported that a new theater will erected in Lehighton, Pa., by the Bayerly which operates another house in the town.

**GROUND CREW . . .**

Back of every airplane pilot is a ground crew of men in grease-stained overalls.

There’s very little glamour about these men. The public rarely sees them. Yet you couldn’t get an airplane off the ground without them. That’s how important they are.

Every industry has its ground crew that the public never sees. In your theater it’s the projection and sound, for without them you couldn’t put a picture on the screen.

That’s how important they are.

Simplex Projection and Simplex Sound make the best ground crew for any theater.

**THERE’S A BRANCH NEAR YOU**
Goldwyn Joins RKO: Hollywood—George J. Schaefer announced Saturday that a deal had been made with Samuel Goldwyn whereby the Goldwyn pictures would be released by RKO. First will be Bette Davis in "The Little Foxes," to be followed by a Gary Cooper feature.

"ANTI-5" BILL RULED LEGAL

By GEORGE E. GUISE

Minn. Attorney General Gives Measure His Okay

Pittsburgh — A national drive against 16 mm. reductions of theatrical motion pictures loomed as the AMPTO of Western Pennsylvania formulated plans to take up and press the issue with National Allied.

Claiming that company plans to make 16 mm. versions available for non-theatrical showings will encourage

Kuykendall Silent On "Anti-5" Passage

Columbus, Miss.—Returning to his headquarters here Friday, Ed Kuykendall, MPTOA presy, said he had no comment at present to make on the passage of Minnesota's "anti-five" measure, expected to receive Governor Stassen's signature this week.

"Everyone knows my attitude concerning legislation of any kind in our industry," said Kuykendall.

Rising Tide of Opposition to Proposals Crystalizes; Congressional Tax Experts Urge Rental Levy of 5%; Treasury Surplus Holds B. O. Threat. Exhibs. Charge

A rising tide of industry opposition to various tax proposals before the House Ways and Means Committee in Washington fast crystallized at the week-end as various interests analyzed the Treasury and Committee proposals and their evident drastic effects upon the trade's economic structure.

The concern and apprehension manifest by all branches of the industry were not restricted to the several proposals which directly affect the trade—notably the Treasury recommendation that the admissions tax go higher.

(Continued on Page 5)

United Industry Front on New Taxes

By H. F. REYES

FILM DAILY Staff Correspondent

Detroit—United front of the industry is being presented to all members of House of Representatives Ways

Fallman to Buy and Book For Warner in Cleveland

Announcement was made Friday by Joseph Bernard, general manager of Warner Bros. Theaters, that

O'Connor, Meyers To Remain at RKO?

Reports that John J. O'Connor and Fred Meyers, RKO theater executives who resigned last Thursday, may be induced to remain with the company were in circulation at the week-end. It was said that Proxy George J. Schaefer, who is in Hollywood, had not definitely accepted the resignations of O'Connor and Meyers.

Hollywood—George J. Schaefer refused to comment on a report that he had not accepted the resignations of John J. O'Connor and Fred Meyers, RKO theater execs., and that he would try to influence them to remain.

Tele Producing Cos. Looming

Exhibs. to Buy Programs on Per Seat Basis

Fla. Senate Gets Bill To Prohibit Sunday Pix

Tallahassee, Fla.—It would be no longer illegal in Florida for motion picture theaters to be operated on Sundays under the provisions of Senate bill 235 introduced by Sen. J. Frank Adams and others.

Companies will be formed to produce and distribute television programs for theatrical use within the next six months with the probability that there will be up to five or six in the field within the year. It was forecast Friday as RCA Manufacturing Co., entertained editors, executives and writers of the trade.
FINANCIAL

(QUOTATIONS OF FRIDAY, APRIL 25)

NEW YORK STOCK MARKET Net

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<td>Am. Stock</td>
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NEW YORK CURIUM MARKET

| Monogram Picts. | 94.8 94.8 |
| Screen Corp.    | 94.8 94.8 |
| Technicolor      | 84.8 84.8 |
| Trans-Lux        | 84.8 84.8 |
| Universal Corp.  | 6 6 6  |
| Universal Picts. | 6 6 6  |

BID ASKED

| Met. Photogra. Inc. 2nd dub. | 45.6 45.6 |
| Roxy Thea. Bldg. 41st 57 | 54.5 57 |

BUY DIRECT

Lord Byron collars and shirt fronts for less than laundry costs.

Write for prices and samples.

ALLSTYLE COLLAR CO.
Springfield, Ohio

Don't Forget....
You Have a Date.....
National Convention of
The Variety Clubs of America
Traymore Hotel
Atlantic City, N. J.
May 15th, 16th & 17th
Industry Capital Investment Climbs $47,100,000

ROOKIES ON PARADE
A REPUBLIC PICTURE

"Ziegfield Girls" Tragic Ending Dropped;
Lana Turner Now Lives to Raise L. I. Ducks

Metro has given its "Ziegfield Girls" a new ending, following criticism of the tragic note struck by the original finale by trade press reviewers. Instead of dying from a heart attack at the premiere of a new Folies, Lana Turner now is reunited with Jimmy Stewart and settles down to raise ducks on Long Island.

Research Council Starts 4 More Films for Army

Cleveland Theater Games Subject of Legality Quiz

(Continued from Page 1)

Stassen Will Sign "Anti-5" Bill Today

(Continued from Page 1)

bill. Should he fail to do so, the measure would die automatically, his lack of action being regarded as a "pocket veto."

F. F. Harmon to Succeed Jos. I. Breen on PCA?

(Continued from Page 1)

important studio connection, and that he will be succeeded by Francis F. Harmon, executive assistant to Will H. Hays, as director of the Produc-

"Fantasia" Run Near End

Cleveland — "Fantasia," which opened at the Hanna Theater on March 18, will bring its 7-week run to a close Sunday.

KO Releasing "Fantasia" in Standard Equipment

(Continued from Page 1)

through the perfection of a method whereby the picture may be pre-

ected on standard equipment. Distributor organization has booked showings which have been con-
ed to only a dozen large cities, but under the new setup it will be distributed by RKO.

Under the new method, the pre-

narrative sound may be impressed without any loss of quality upon the single channel of sound equipment, making it possible for a great number of theaters to show the picture. Some policies and de luxe form of presentation have been worked out by the Disney company which will be followed by RKO. All engagements will be two-

day, and all theaters will be reserved. "Fantasia" is now in its 25th week in New York and is playing extended engagements in other large cities. Gross has reached the $1,000,000 mark.

Technisound Sues Over "Bagdad" Radio Rights

Technisound, Inc., on Friday filed a $35,000 breach of contract suit against United Artists Corp., Franchise Division, Inc., and Bud Fox Enterprises, claiming that the defendants had failed to live up to a deal in which the radio rights to "The Thief Of Bagdad" were acquired by the law firm.

Technisound contends that several deals to broadcast the picture fell through because the release date originally scheduled for the Spring of 1940 was postponed until Christmas.

An answer filed by the defendants denies the charges and raises a de-

fense of laches.
Mrs. Jensen Victor
In Overbuying Suit

Minneapolis — Federal District Judge Robert C. Bell over the weekend directed a verdict for the defendant in the first Minnesota case in which a movie house owner charged another indie owner with violation of the restraint of trade provision of the Sherman anti-trust act.

David Ratner, head of the White Bear Theater Corp., had charged the State Theater Corp. at White Bear Lake for $75,000 (triple damages), alleging Mrs. Jessie L. Jensen of the latter firm contracted for the best pictures made by all major producing companies, thereby preventing his firm from obtaining a suitable product for a new house the company had just built at White Bear Lake.

Usually, such suits allege conspiracy and name distributors as well as the theater operators.

Ratner claimed Mrs. Jensen's contracts were in restraint of interstate commerce inasmuch as the films were shipped from New York and Los Angeles. Judge Bell held such was not the case, since the theater itself was not engaged in interstate commerce, and granted a motion for directed verdict made by the defendant's attorneys.

20th-Fox Execs. to Coast On "Blood and Sand" Plug

With plans now being laid to give "Blood and Sand" a top budget ad., exploitation and publicity campaign, a group of 20th-Fox home office executives will go to the Coast next week to look at the picture and finalize all plans for its release at studio huddles.

President Sidney R. Kent, Ad. and Publicity Chieftain Charles E. McCarthy, and Division Managers William Sussman, William Gehring and William H. O'Brien are expected to go to the Coast this week-end for the huddles. Herman Wobber, sales manager, flew to the Coast Friday and will sit in at the conference.

James P. Perry Stricken

Minneapolis—James P. Perry, 35, assistant manager of Lyric here, died in his car while driving home after a visit to a physician. A heart attack is believed to have caused death.

"Happy Birthday to You"

From THE FILM DAILY to:

Lionel Barrymore
Cary Patterson
Mrs. William Wariner
J. D. Trop
Carl F. York
Cecilia Parker

New Haven's First
Demand by Cascioi

was filed against the five consent companies.

Biórdi’s Claim Inability to Get Films from RKO, WB, 20th
Pittsburgh—Claiming inability to obtain product, Frank and Co. Biórdi, owners of the Majestic Theater, Elwood City, Pa., have filed a demand for arbitration, naming RKO, 20th Century-Fox and Warner Bros. as defendants.

Complaint alleges that circuits are favored over smaller independent theaters and that the Biórdi were the victims of distributors' "arbitrary refusal to license picture which has unfairly been given circuit treatment."

Metro Starts Preparations For a Broadway Play

Return of Metro to the Broadway play scene as a backers got under way last week when Edgar Selwyn and William B. Sinclair arrived from the Coast to arrange preliminary details for production of "Wrought At Arques."

Play, which is by Frederick Haslett Brennan, will be brought Broadway around Labor Day after out of town tryouts. Kenneth McKeon, Coast stage head, arrived today from Hollywood to assist in the preparations in an advisory capacity.

Court Reserves Decision In "Roman Scandals" Suit

Decision was reserved Friday by Federal District Judge Clarence G. Galati in the injunction and accounting suit of Mort Eisman, Clara Delta and Robert Louis Shayon, against United Artists, Eddie Cantor and Samuel Goldwyn.

A dismissal following a first trial in 1938 was subsequently reversed by the U. S. Circuit Court of Appeals. Plagiarism of plaintiff's play "Oh Shaw" by the film, "Roman Scandals," was charged.

Einfeld Arrives Today

Changing his plans which calls for arrival later in the week, Charlie Einfeld, director of advertising and publicity for Warners, arrives New York from Hollywood today.

TO THE COLORS!

Chicago—Lloyd Bourn of the Claf Theater leaves shortly for an Army training camp.

Chicago—Robert S. Ramsay of E & S’s State Lake Theater, has joined the Army.

THE GREATEST EVER!

THE 1941

FILM YEAR BOOK

OF

MOTION PICTURES

It's BIG It's NEW

THE FILM YEAR BOOK...

This is the only book published in the world that carries such valuable interesting information about the motion picture industry and motion picture people. Among the important features in the 1941 edition now being distributed will be found a Theater List giving the names of theaters with seating capacities arranged by states and cities, Circuit theaters listed alphabetically by name with manager or officer of company, number and names of theaters in each circuit... Pictures released last year with complete credits... A list of 17,800 pictures released since 1915 with FILM DAILY review dates and/or release dates and name of company distributing, Work of Directors, Producers, Authors, Screen Writers, Players, Writers, Cameramen, etc. Financial Structure of important companies... A new and revised Equipment and Supply Dealers Section... A practical showman's Manual... Addresses of important producers, distributors, exchanges, trailer companies, agents, pay brokers, projection rooms, and laboratories. A Survey of Television, The Consent Decree and Arbitration System... complete text of decree and rules of arbitration; full texts of Department of Justice's statements on the decree and on the scope of its special film unit established under the decree. Breakdown of the provisions of the decree and comparison with demands made in the Government's suit. Chronology of the suits. The arbitration system and its personnel... Army theaters and the Army Motion Picture Service, as expanded to meet defense program needs... The Automatic Projector (slot machine films) Industry... Non-Theatrical (Advertising films, educational films, religious films) field... Labor Review... Color... U. S. Films in the Foreign market... Statistical section... Breakdown of 1940 census figures covering Production, Distribution, Exhibition and 1001 other bits of information that everyone should have in this beautifully bound volume of more than 1200 pages which is given free with a year's subscription to FILM DAILY.

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For Twenty-Three Years the Recognized Standard Reference Book of the Motion Picture Industry.

THE FILM DAILY
"A Very Young Lady" with Jane Withers, Nancy Kelly, John Sutton 20th-Fox 75 mins.

(HOLLYWOOD PREVIEW) CUTE STORY, WELL-TOLD, SHOULD PLEASE THE FEMMES AND THE YOUNG-SEATS.

While Jane Withers has increased considerably in size since her last film, she certainly hasn’t fallen in screen personality or perception loss. Screen fare for the young lady through the “awkward age” must be a problem but it is taken care of nicely in this sure-fire Ladisla Fodor-Elaine Ryan yarn. Under the guidance of Producer Robert T. Kane, director Harold Schuster has turned out a good program picture.

The story concerns the regeneration of a “tomboy” into a young lady, who thinks of boys and love. Kitty Russell (Jane Withers), a madcap mist at an exclusive girls’ school is sent a new dress for a party given in honor of the cadets of a nearby Military Academy. John Sutton, a Doctor Meredith, principal of the school, and Alice Carter (Lucita Ham, June H. Hine. Henderson, Lucita Ham, June Horne. Henderson, Lucita Ham, June Horne.) is on the case of her, a talent box of beauty, and with the help of his teachers, he plots to have Jane become conscious of her feminine charms and responsibilities by plying her with attentions and flowers.

Misunderstood, Jane imagines Doctor Meredith is in love with her and falls madly in love with him. She writes a note telling of her love but with no names and drops it in a waste basket. The note is discovered and she is about to be expelled for unladylike conduct. She runs away and after being found and returned, confesses all to Nancy Kelly, who explains the story and Jane is permitted to graduate. There are some fine scenes when Jane informs her principal he must forget her and she returns to her cadet admirer to “save him from going to the dogs.” It’s a cute story, well-told and should please the women and kids. Photography is good.


\*\*\*\*\*

"Roar of the Press" with Jean Parker and Wallace Ford Monogram 72 Mins.

(HOLLYWOOD PREVIEW) CORUKING NEWSPAPER STORY PACKS PLENTY OF ENTERTAINMENT.

Producer Scott R. Dunlap has hit this one. A good story in itself, capable of being handled very fine director, Philip Rosen, who took full advantage of every dollar in the budget; every line in the screenplay; every minute of the running time and every talent possessed by the actors—plus his knowledge of how to make a good movie in a limited time are the reasons. It could have been just another newspaper yarn—but it isn’t—and Rosen is responsible. Wallace Ford and Jean Parker, playing the leads, do an excellent and understanding job. Also cast as a heavy is Matty Fain, who, although he is unques- tionably one of the most talented skilled heavies in the films, hasn’t been seen enough lately. Jed Prouty, Paul Fix and Betty Comp- son, to mention a few of the supporting cast, play well.

The screenplay, by Alfred Duffy, handles the touchy subject of newspapermen, with feeling—for once the press can find fault with the way Hollywood has depicted their gentry.

Wally Williams, (Wallace Ford) is returning to his job on a New York newspaper with his bride of a day, (Jean Parker). He is explaining to her the dull life a reporter really leads when he is catapulted, as soon as he arrives, in New York into seven murders and holdups; spies and racketeers, who convince his wife that, after 24 hours, she has had enough.

Wally is the first to reach the body of a man who has been thrown from a high building. He discovers a clue which leads him to another murder victim and is trapped by rival newspapers play, by Robert F. Young, John Holland. Nick Paul, (Matty Fain) who is a gangster employed by the ring to care of its dirty work, abducks Miss Parker and delivers her into the hands’ spouses as a means of making her husband talk. Another racketeer, with a streak of Americanism in his eye, (Paul Fix), who destroys the mob into the hands of the police. Written the story sounds stagy and trite—but played it is full of touches that make it human and believable. Photography and art direction are good.


CREDITS: Producer, Scott R. Dunlap; Di- rector, Phil Rosen; Author, Alfred Block; Screenplay, Alfred Duffy; Cameraman, Harry Neuman; Musical Director, Edward Kay. DIRECTION, SWELL. PHOTOGRAPHY, Good.

"The Black Cat" with Basil Rathbone, Hugh Herbert, Broderick Crawford Universal 70 Mins.

COMBINATION OF CHILLS, THRILLS AND FARCE IS A HAPPY ONE IN THIS RELEASE; PICTURE SHOULD ENTERTAIN GENERAL AUDIENCES.

All the best mystery props known to the film business have been slipped out for this story, and in addition, a nice flavoring of farce is worked in for good measure, with the result as a whole turning out as entertaining screen fare for general audiences. The cast is fine, the horror element in the story is sufficient, with a full complement of secret passages, yowling cats and sinister characters, and the direction is able. Picture should serve well as a supporting feature, and it can stand on its own legs as a first rate thrill yarn. Our policy permits and audiences go for this type of film.

Rathbone is properly sinister and heart- less, and Herbert, as the Dupin-type of artist, is perfectly adequate. Rathbone does well with his part, Bela Lugosi adds a note of horror to the cast, and the screenplay, by E. C. Bentley, is handled by Cooper, Cecil Loftin, Claire Dodd, John Eldredge and Alan Ladd round out the cast. Albert S. Rogell directed from an original screenplay by Robert Lees, Fred Rinaldo, Eric Taylor and Robert Neville. Direction and screenplay are both good.

CRAWFORD, a real estate agent, takes and Herbert, an antique dealer, out to the estate of Miss Loftus, said to be dying by Rath- bone, an in-law who is in need of money. She recovers, but is murdered, and things happen fast and furiously with plenty of chills and lots of laughs before the killer is caught, and it turns out to be a person audiences will not suspect.

CAST: Basil Rathbone, Hugh Herbert, Broderick Crawford, Bela Lugosi, Gale Son- dogard, Anne Gwynne, Cooper, Cecil Loftin, Claire Dodd, John Eldredge, Alan Ladd.

CREDITS: Associate Producer, Burt Kelly; Director, Albert S. Rogell; Original Screenplay, Robert Lees, Fred Rinaldo, Eric Taylor and Robert Neville; Cameraman, Stanley Cortez.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Citizen Kane" Premiere Here to Attract Celebs.

Premiere of “Citizen Kane” May 1 at the Palace Theater, Broadway. With it will come the first night of the ... fields, celebrities of the amusement industry, representatives and figures of national interest. The cast is thoroughbred, and includes are Frances C. LoRado, Province of Quebec, attache, Bennett Corf, Phyllis Frease, Corf, Margaret Case, Elsa Maxwell, Harold Ross, Lucie Beebe, Mrs. Gilbert Miller, John Gunther, Lamby Mendel, Julius Brulatour, Hope April the 3rd, and June Atwell, in the role of Susan. The cast for “Citizen Kane” is outstanding. The play will be done on a massive scale.

Most of the players in the sup- porting cast are the Emmis, Will Osburne and Dave Rose.

"Rookies On Parade" with Bob Crosby, Ruth Terry, Gertrude Niesen.

Republic 69 Mins.

MUSICAL COMEDY WITH ARM- BACKGROUND HAS A FAIR SHARE OF LAUGHS AND GOOD MUSIC.

This musical comedy, set against a camp background, has a fair share of laugh and good music for the edification of the average filmgoer. It is a good program offering. The production value is adequate the cast is okay and the direction keeps rolling along. However, the story might have done without some of the too obvious flag waving and it could have been tightened up considerably.

Crosby sings pleasingly, but he falls bo- low per as an actor. Ruth Terry has an en- gaging personality and puts over her numbers effectively. "Chula Chi Hua Hua" being particularly good. Gertrude Niessen was wasted in the picture. She sings one num- ber that is not particularly good and the gits crack at the finale, but her per- formance is not excellent. Marie Wilson, Cliff Nazarro and William Demarest take care of the laughs. Sidney Blackmer, Horace MacMahon and William Wright are in the supporting cast. Joseph Santley directed from a screenplay by Karl Brown and Mild Gross. Sant- ley’s direction is okay, but his material could have been better.

Crosby and Foy, a pair of songwriters, make a good living but are always broke because of their gambling, with Crosby marriage to Miss Terry broken up before the minister ties the knot because of this. They write a musical show that looks like a hit, but get drafted. Wright, the backer, also gets drafted. Finally the show is put on in camp and Miss Terry makes things up with Crosby.


CREDITS: Associate Producer, Albert J. Cohen; Director, Joseph Santley; Screenplay, Carl Brown, Jack Townley and Mill Gross; Original Story, Sammy Cahn and Saul Chaplin; Music and Lyrics by, Sammy Cahn, Saul Chaplin, Julie Styne and Eddie Kershose; Cameraman, Ernest Miller; Editor, Charles Craft.

DIRECTION, O.K. PHOTOGRAPHY, Good.

Three of Harrisburg’s Four First-Runs Play UA

Harrisburg—Three of this city’s four first-runs are playing UA product. It is a “first” for the town. The fourth run houses are: "Cheerers for Miss Bishop," Senate; "That Uncertain Feeling," Loew’s, and "Topper Returns," Colonial. Several of the UA theaters are operated by different chains. The Senate is a Jay Emanuel house; Loew’s Regent belongs to the Loew’s circuit and the Colonial is operated by Wilmer & Vincent.


**Tele Producing Cos. Looming**

**Exhibs. to Buy Programs on Per Scat Basis**

(Continued from Page 1)

press at luncheon at the Waldorf-Astoria.

Thomas F. Joyce, RCA Manufacturing Co., vice-president, was host at the luncheon and presided at the business meeting. An informative question-and-answer session followed. Lunchen was a premiere of a feature-length theatrical television, scheduled for the New York Theater May 9.

Three thousand receivers at the present time will cost the exhibitor $30,000. RCA proposes to sell the equipment rather than lease, but will spread the payments over a period of time.

It is estimated that 100 theaters will be equipped with the large screen receivers within the next five years.

3. Average price per week per theater will approximate $200; this charge will be fixed, regardless of the amount of equipment is operated or not.

4. Service charges per week per theater will probably be $25 to $50, depending on other rights to service until payments upon the equipment have been completed.

5. Theaters will be charged on a per seat basis for television features. It was estimated that the average feature might cost the exhibitor 10 to 20 cents per seat, that other events might bring a charge of 40 cents, and that outstanding events, such as a World Series game or a world's championship fight might bring the producer-distributor asking for $1 per seat. Transmitted by wire, these programs would not be subject to duplication.

It was indicated that one of the first groups to enter the television business was the Madison Square Garden, which estimates it annually has some 60 events or programs with definite theater box office value. It was said that a careful survey showed there were, in the New York area, some three to five events, sports and otherwise, daily in this category from 39 sources.

RCA's Television Field

Emphasizing that David Sarnoff shares of its second preferred stock, or an aggregate par value of $1,274,-

200, these shares were acquired at a discount of $203,500, which amount has been credited to a special capital surplus account. In the aggregate these decisions regarding preferred stock retirements represent a decrease in these accounts for the year of approximately $6,-

900,000.

Foreign Investments $8,300,000

The company's investments, including receivables, in subsidiaries operating in foreign countries, other than Canada, aggregate $8,300,000. Of this amount $6,200,000 represents investments in England, $1,-

600,000 in Continental Europe, principally France and Belgium, and the balance of $500,000 in other foreign countries.

During 1940, the war in Europe continued to have an adverse effect on the foreign revenue of the company. The invasion of Norway and the Low Countries and the collapse of France resulted in the loss of a large part of the European continent, with business but without providing for excess profits taxes which it is impossible to estimate at this time, earnings for the 17 weeks were $728,280, or $139,-

45 per share, above the net before provision for normal Federal income taxes in the first 17 weeks of the past fiscal year.

AMPTO Will Wage War On 16 mm. Reductions

(Continued from Page 1)

age direct opposition not only to the theatre companies, AMPTO contends that the total revenue to be derived from 16 mm. exhibitors could not offset the loss in revenue which would mean to theater operators and, as a result, to the distributors themselves.

At last week's meeting, the Allied unit decided to appoint a committee and make definite plans to present the problem to the national organization and to solicit its co-operation in eliminating what is considered unfair opposition to the industry in general. Committee will be appointed at the next business meeting of AMPTO.

Fellman to Buy and Book For Warners in Cleveland

(Continued from Page 1)

Nat D. Fellman of his New York staff, would become head booker and buyer for the Cleveland Zone, effective May 8.

Fellman's assignment is the second move made by Bernhard to centralize Warner theater film buying. Earlier, Ed Hinchy was sent to the Philly zone on a similar assignment. Other similar moves are anticipated.

_**No Col. Deal for Lillian Gish**_

Chicago—Lillian Gish has nixed Columbia's offers for a film contract.

in the remaining continental markets greatly restricted.

Increased difficulties of distribution and transportation, the reduction in the dollar equivalent of foreign currencies and currency exchange restrictions also reduced the dollar revenues. Continued efforts are being made to revise the foreign and domestic operations of the company, to meet the conditions of the present world markets, President Balaban concluded.

_**Cheap at the Price**_

Altoona, Pa.—The following ad which appeared in a local newspaper has been gaining lots of laughs.

"Price: 10c, A Child Is Born Plus 'Forgotten Women.'"
Congressional Tax Experts Advance Proposal for Levy Of 5 Per Cent on Rentals

(Continued from Page 1)

sion exemption be reduced to nine cents and the Congressional tax experts' proposal for a 5 per cent rental tax on films—also included the Treasury's report for stiller excise profits levies and heavy surtaxes on personal incomes.

$17,500,000 from Rental Tax

The exemption reduction, if it goes through, is said to be about $55,000,000 additional revenue, essentially from film theaters, while the 5 per cent rental tax, which was not brought into the line of sight until Friday, will, it is estimated, be productive of some $17,500,000 more. Latter estimate is based on the acceptance of $350,000,000 aggregate rental figure for the U. S.

Other new proposals brought in, through the office of the Means Committee on Friday, included several which if approved will cost the industry a pretty penny. Among them, importantly, was a one-cent levy on electric light bulbs. A 5 per cent levy on the sale of slot machines was another of interest to exhibitors. The following was among the Openings Today.

To what extent the industry will offer organized opposition to certain aspects of the tax program was not known at the week-end, but it was assumed that there would be appearances before the House Committee which will be heard by the Means Committee on Friday, included several which if approved will cost the industry a pretty penny. Among them, importantly, was a one-cent levy on electric light bulbs. A 5 per cent levy on the sale of slot machines was another of interest to exhibitors. The following was among the Openings Today.

Second Studio for Miami?

Miami—the Royal Palms Productions has established its headquarters in the duPont building, with the announced purpose of establishing an office there. Charles Wallace Van Nostrand is president.

E. H. Rolston Rites Held

Seymour, Conn.—Funeral services for E. H. Rolston, 68, operator of the Strand for 22 years, were held at Port Jefferson Friday.

building mission.

Excess Profits Tax Headache

Meanwhile, in home offices at the week-end there was close attention being given to the effect of the Treasury's proposed excess profits tax changes. The situation in this respect was spotlighted by the Wall Street Journal on Friday, which said:

"A man . . . reports that major picture companies would have their tax bill materially increased if the excess profits levy imposed by the Treasury become law. Loew's, Inc., Paramount, Radio-Keith-Orpheum and Warner Brothers, all owning large chains of theaters, have heavy property accounts and their increased capital account is large. Twentieth Century-Fox owns no theaters directly, but has an investment in a West Coast chain.

"With the exception of Paramount, which reported estimated profits of $7,617,000 last year, against $2,767,000 the year before, earnings of the amusement industry in 1940 were down to 1935-1939 average levels.

"Amusement companies will feel the brunt of excess profits taxes imposed by the excess profits levy and if earnings begin to reflect higher consumer purchasing power, from increased employment, which is expected to be shown in box office receipts next fall."

United Front on Tax Proposals


(Continued from Page 1)

9:30 P. M. Start for the Main Feature Film, RKO Policy Under “New Time” Schedule

Policy of RKO theaters to start the main feature of a dual program at 9 P.M. is changed with the advent of daylight saving. In most of the spots, the principal attraction will start at 9:30. Similar policy is expected to be adopted in the Lewis houses.

In the Schine theaters, in Rochester and some other spots the main attractions will start at 9:45.

CUTS TAX BREAKS, STRENGTHENS REVERSAL

By L. H. MITCHELL

CONSENT DEGREE: Minnesota Senate passed N.W. Allied-sponsored anti-blocks-of-five bill which Stassen is expected to sign without the same month in Myers sees precedent in Minn. action. Result is hailed as a small-town victory. Counsel five voting majors confer, will appeal to U. S. Supreme Court probably the next step. Thurman V. Arnold indicated a "hands off" attitude to court's legislative acquiescence, and the 15-cent spread between these price scales would be disastrous to the small amusement and large or small theater operator.

Edward C. Beatty, president of Butterfield Theatres, sent a similar wire, and others definitely supporting Co-operative's stand are: MPTO of Kentucky; Fred Wehrenberg of MPTO of St. Louis, Eastern Missouri, and Southern Illinois; Don Rosister and executive board of Theatre Owners Indiana; Herman M. Levy, executive secretary MPTO of Connecticut; Leo F. Wootoll, Allied ITO of Iowa and Nebraska; South Dakota Exhibitors' Ass'n; Infringement Theaters Ass'n; Jack Borch, president of Illinois Allied who is making a recommendation to Abram F. Myers; and Allied of Louisiana.

Song Damage Suit Settled

Carl Field and Henry and Jeff Clarkson Friday settled their $325-000 damage suit against 20th-Fox Film Corp, Con Conrad, Herb Magidson, and the Sam Fox Publishing Co., in the Federal Court. Infringement of plaintiffs' song "Goodbye To Love" by defendants song "Here's To Romance" in the film of that title, was claimed.
Hollywood—No deal has been made as yet between RKO and Joseph I. Breen for Breen to become head of the studio, but it is understood that reported that Breen has been invited by "Jock" Whitney to make a good-will trip to South America on behalf of the motion picture industry. Breen has agreed to remain in his present position as screen censor until Will Hays names his successor.

‘ANTI-5’ SELLING NOW MINNESOTA LAW

Tax Proposals Already Hurt, Congress Advised

Gov. Stassen Signs Allied Bill: “Convinced It’s Better for Minn.,” He Declares

By GEORGE E. GUISE
FILM DAILY Staff Correspondent
Minneapolis—Despite a storm of protests which poured in on him after the two houses of the

State Legislature had passed the bill, Gov. Harold E. Stassen yesterday—(Continued on Page 5)

Ascap Cases Before High Court Today

Washington Bureau of THE FILM DAILY
Washington—The Nebraska and Florida Ascap cases will be the first order of business before the U. S. Supreme Court today. The high—(Continued on Page 6)

Para-Nathanson Talks “Progressing Favorably”

Negotiations for the renewal of N. L. Nathanson’s contract as head of Famous Players Canadian Corp.—(Continued on Page 7)

Add Reasons Why We Discount Polls

Evanston, Ill.—Local theater operators are going to conduct their own quiz in an attempt to disprove results of the poll staged by Prof. Walter A. Anderson of Northwestern University who claims that of 560 kids quizzed, 94 per cent indicated a preference for museums rather than movies.

STUDIOS SEE TAX REPERCUSSIONS

Marked Revision of Production and Selling Methods Anticipated by Hollywood Execs.

By RALPH WILK
West Coast Bureau of THE FILM DAILY

Hollywood—Marked revision of production and selling methods is visualized by industry execs should the Government’s tax program go through Congress as suggested by the Treasury Dept. Pointing out that a considerable number of players and directors free-lance on a per picture basis and that proposed

Schenck, Moskowitz File Appeal Notice

Claiming that the Court had committed 10 errors during the income tax trial of Joseph H. Schenck and Joseph H. Moskowitz, the defendants’ attorney, Harold R. Corbin, yesterday filed a notice that the defendants were appealing from the—(Continued on Page 7)

Defense Needs Halt GE Television Experiments

Defense calls for electronic apparatus has caused General Electric to virtually halt experimenting on television and FM apparatus and to freeze 1941-1942 radio models. It is announced by Charles E. Wilson, president.

MPTOA Will Oppose Tax Discrimination

Columbus, Miss. — The MPTOA proposes to “do everything possible to keep the industry from being discriminated against in the matter of new taxation,” it was said here yesterday by Presx Ed Kuykendall. Pointing out that he has devoted—(Continued on Page 7)

Harmon Unaware of Move to Name Him Head of PCA

Reports from the Coast that Francis Harmon, executive assistant to Will H. Hays, would succeed Joseph I. Breen as head of the Production Code remained unconfirmed yesterday—(Continued on Page 5)

India Restrictions Unlikely

Moore Says Lend-Lease Bill Eased Situation

Hollywood Studios Send 12 More Into Production

West Coast Bureau of THE FILM DAILY

Hollywood—Twelve pictures will go into production this week. Most active studio is Para., with nine shooting. The check-up: Samuel Goldwyn: One shooting,—(Continued on Page 6)

23 Theaters Closed In Mining Centers

Cincinnati —With 25 theaters closed in the coal mining towns of Kentucky and West Virginia, exchanges report business in these localities is seriously affected. Many theaters that have not closed have curtailed shows.
Kranze Presented Watch
At Albany Testimonial

Albany—More than 200 film exhibit and exhibit friends of Barney Kranze, until recently RKO branch manager here, braved the rain last night at a testimonial at the New Kenmore Hotel. Kranze was presented with a platinum Elgin watch to mark his promotion to the branch managership at Cleveland.

Bob Wolf, RKO district manager in New York, was exec. Andy W. Smith, Jr., toastmaster, while speakers included Ned DeBain, Bob Moore, Gus Schaeffer, Mo Grassgreen, 20th Century-Fox branch manager, and Louis R. Golding, divisional head of Faban Theaters in the Albany territory.

J. Meyer and Louis Schine headed the dinner delegation from Glensville. Chairman of the affair was Louis O. Saterini.

The Friday Nighters, an organization composed of branch managers and salesmen along Albany’s film line, also paid tribute to his honor in Saturday night at Dinty’s Terrace Gardens.

LEHMAN SIGNS JANES BILL
For Juvenile Performers

Albany—Governor Lehman signed the bill by Senator Janes of Rochester, amending the penal code to permit employment of children “by an association or non-stock corporation not maintained or conducted for pecuniary profit,” with written consent of Mayor of city or village authorities. Notice also must be given to SPCC if established in the area.

The Governor has not yet acted on the H e r b i l l b l o o g , which is general in character, setting whole question of the dramatic theatre and the employment of children to the discretion of local educational authorities.

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GRAINGER SETTING MORE
WB Deals; Off to West

With deals calling for presentation of Republic’s 1941-42 product in Warner houses in the Pinnsburgh and Washington zones already closed, James R. Grainger, Repub- lic’s prexy, is conducting negotiations with other Warner territorial theater operations. The Pittsburgh and Washington units were the first to close deals with Republic for its end 1941-42 line.

Grainger leaves by plane this morning for Buffalo as the stop on a four-weeks’ trip to the Coast. Others will include Detroit, Chicago, Des Moines, Omaha, Denver and Frisco, where he will visit branches.

MARCUS RESIGNS FROM RKO;
On a 2-Months’ Vacation

West Coast Bureau of THE FILM DAILY

Hollywood—Lee Marcus, who until recently was in charge of budget films at RKO, has resigned and will take a vacation of two weeks before announcing a new affiliation.

PETTJOHN APPOINTED
TO N. Y. DEFENSE POST

Albany—Film and radio executives on Gov. Herbert H. Lehman’s newly appointed State Defense Information Committee include C. C. Pettjohn, MPDA general counsel; Alfred J. McCook, chair-
m an of the Mutual board; William S. Faley, presi-
dent of CBS; Niles Trommel, president of NBC, and
Clarence Wheeler, N. C. C. Pettjohn, and representatives of the NAB board of directors.

Committee was appointed to facilitate distribution of information on state defense activities. It will work through newspapers, the radio and motion pictures.

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ALL AMERICA IS LOOKING UP

JOE CAGNEY O'BRIEN

JOIN THE AIR MARINES

IT'S BIGGER NOW!

DEVIL DOGS OF THE AIR

with MARGARET LINDSAY • FRANK McHUGH • Directed by LLOYD BACON

New Prints and New Accessories for the Re-Release by Warners!
David Green Files Arbitration Demand

Pittsburgh—Seeking day and date availability with the Squire Hill Theater, David Green, owner of the Beacon Theater, has filed a demand for arbitration with the local tribunal.

May Allow Further Argument In Midtown Arbitration Case

Detroit—There will be a session of the Detroit arbitration tribunal on May 10, to hear the Midtown Theater case. It was stated at the arbitration offices, even though the arbitrator should decide to dismiss the case for lack of jurisdiction.

Briefs are due on May 3 on the question of jurisdiction, but the arbitrator, L. J. Carey, may decide to ask some questions, and perhaps allow further argument, on this point before making his decision public. This is contrary to former understanding of parties involved, who anticipated no further session, beyond a purely formal one, should the complaint be dismissed.

Ellet Hearing Over to June 17 Due to V. C. Conclave Conflict

Cleveland—The Ellet case, first and only case filed with the Cleveland arbitration board, and involving clearance under Section VIII of the consent decree, has been postponed for hearing for the third time. Originally set for April 16, then postponed to May 14, when a new trial date was set back, this time to June 17. Reason given for this latest change of date is because the May 14 date conflicts with the National Variety Convention.

Proposed Tax Plan Affects Production

(Continued from Page 1) to one or two films, studios will face the problem of making films with lesser personalities and necessarily must give more thought to stories and other production values.

At the same time sales department would have to change the 25-year old staple film custom over to some method of selling the picture without name stars.

It is conceded that produced 'good' turn out good films with substantial casts of less well known players and the main problem remains or of convincing the public to accept these casts for the other values in the pictures. Publicity department would have to press a large scale educational campaign to shift the emphasis from stars to stories, to execs, believe.

Increased Canadian Taxes Affect Theater Earnings

Montreal—Increased taxes, affected annual reports of three Canadian theater operators, Paramount Kitchener Theatras, Ltd., reported net income of $13,528 for 1940 compared to $11,413 for 1939. Income and excess profits taxes deducted in 1940 were more than double 1939 deduction.

Allens Kingston Theater, Ltd. reported a moderate earnings improvement but a rise of more than 87 per cent in taxes erased the advantage. Earnings were $56.22 per share in 1940 compared with $71.08 in 1939. Strand Hamilton Theater, Ltd., profits declined after increased taxes to $28.38 per share in 1940 as against $12.19 in 1939.

Conn. Allied to Nominate

New Haven—Allied Theater Owners of Connecticut will meet today at the Hof Brua Haus Restaurant, with A. M. Schuman presiding. Nominating committee composed of Joseph F. Reed, Lawrence C. Caplan, and Samuel Bailey will bring in its slate and officers for the coming year to be elected.

STORKS!

George Josephs of Columbia's sales accounting department became the father of a nine-pound baby girl on Sunday. Baby, born to Mrs. Josephs at Jewish Hospital, Brooklyn.

Steve Barsansky of Modern Theater Equipment Co., New Haven, is father of an 8-pound baby girl, Stephanie, born Friday, at New Haven Hospital.

Happy Birthday to You

From THE FILM DAILY to
H. S. Kraft Gustav Brock Harold J. Flavin Henry Ginsberg Ralph P. Austria

Eleganz

Tuesday, April 29, 1940

Warner Charley Einfeld air to town yester-morn from the West...and immediately went into huddles with Grad Sears, Carl Leserman, Mort Blumenstock, Joe Barnhard and Sam Schneider...on the forthcoming season's product...During the Einfeld visit...he will also confer with the local publicity-ad forces on campaign and such...for "Million Dollar Baby," "Affectionately Yours," "The Bride Came Home C.O.D.," and other Spring releases...Also on the Einfeld agenda is formulation of plans anent a press preview junket of "Seargent York."
**Anti-5" Selling ow Minnesota Law**

(Continued from Page 1)

signed the anti-block-of-five bill, opposed by Allied Theater Owners of the Northwest.

The measure becomes law at once. Officers of Northwest Allied, including E. P. Lassée, president, and W. H. Cron, executive secretary, were present when the Governor's signature was attached to the bill.

Bill's Author Present

E. A. Sletved of Detroit, who co-authored the bill and steered it through the Senate, finally arrived after it had been used by the House, also was present.

Fully two score letters and telegrams poured in on the Governor last week, some of them urging him to veto the measure and others saying that he sign it without delay.

"I already had a study of the bill and had talked with several exhibitors about it," Stassen said yesterday. "I am convinced the present block purchase plan is not for exhibitors in Minnesota as the plan set up in the New York consent decree.

The bill had been approved by the Governor by Attorney General A. A. Burnquist.

So Instructions from Distributors

Ben Bloke, Paramount district manager here, said he has received instructions from the home office to how to proceed in Minnesota for the law and added that any management plan set up in the New York is followed here.

"I heard quite a bit of talk and here as to what should be done by the distributors," he said, "but after all, it will be up to the New York office to make the decision for Paramount. I'm still selling a lot of pictures I have and can't make plans yet for next season's product."

**At interested in "Anti-5," sets Al Steffes on Return

Minneapolis—"I'm out of the New business. I'm not interested anti-blocks-of-five nor any other legislation. I don't care a rap about food and consumer goods in prospect, is being tied by exhibitors to the recent drop in attendance, otherwise seemingly unexplainable, in some sections.

A sampling of letters of theater men reveals, in addition to anxiety over the proposed drop in ticket tax exemption to nine cents and the suggested imposition of a 5 per cent rental tax on films, marked anxiety as to the general effect of income surtaxes and stiff excise levies on attendance.

**Treasury Surtax Schedule**

The surtax schedule advanced by the Treasury calls for an 11 per cent imposition on the first $2,000 of surtax net income over the exempt limit of $2,000, and 12 per cent on the amount in excess of 5 per cent rental tax on films, marked anxiety as to the general effect of income surtaxes and stiff excise levies on attendance.

On the next bracket of $1,000 the increase is 14 per cent and in each of the next four brackets of $2,000 each (up to $14,000 of surtax net income) the increase is 17 per cent.

Showmen in their letters to members of both the House and the Senate point out that these surtaxes, hitherto the major source of the film theater audience, are capable of raising havoc with the tax-paying public and audience attendance.

The showmen foresee a drastic curtailment of attendance as a strong possibility.

**Patrons May Budget in Advance**

Budgeting in advance by patrons to meet higher tax payments looks as another worry for theater operators. It was pointed out in not a few letters that those in the middle class category, especially those with fixed incomes, may decide to return less before tax payments become due next year.

(The New York Times Sunday in an editorial discussing the proposed Federal program suggested that taxpayers start to save up now against the new federal surtax:

There is exhibitor apprehension, too, as to effect of suggested excise taxes in the months immediately ahead. A wave of "beat the tax" buying on a national scale would not be surprising, and exhibitors construe this that undoubtedly would see the attendance hit.

Gains from Lower Brackets Only

Exhibitors concede that there will be some profits. First award is $500. Gains in income brackets up to $2,000 as the full effect of the defense problem will be felt. But they point out that these gains would be scored largely by the smaller houses, those catering to family trade in the neighborhood at most modest admissions.

On the other hand, those operators with substantial investments in first and second-run houses, with scales around 35-40-50 cents, would feel heavily any loss in middle class patronage materializing.

**Charles Chic Dead**

West Coast Bureau of THE FILM DAILY

Hollywood—Charles Chic, 48, producer, who worked at the 20th-F.G.M studios, died late last week.

That was the last Al Steffes let loose here when he returned to Minneapolis Sunday after several months in Florida, recuperating from a heart attack.

Steffes, former president of Allied Theater Owners of the Northwest and owner of the World here and other houses, was well tanned and full of health when he got back to his office here.

"I'm only staying here a week," he said. "Then I'm going up to my cabin in the northern part of the state for the Summer. In the Fall I'll pick up another week and go back to Florida for the Winter."

"I'm not even interested in my own houses and what happens to them. They can blow them up if they want to."

Under the Steffes regime, North-West Allied fought for the abolition of block-booking and blind-selling.

**Harmon Unaware of Move to Name Him Head of PCA**

(Continued from Page 1)

day. Harmon is reported to be unaware of such a move, claiming he knows nothing about the story.

**Money Restrictions In India Unlikely**

(Continued from Page 1)

tion as it affects the Far East would make restrictions likely.

Business is good in India despite new distribution difficulties caused by the war, Moore said. The Government's 75 per cent restriction in imports was put into effect as a one-year experiment and whatever curtailments in revenue it might have caused were alleviated by the attitude developed by the Lend-Lease measure.

Native pictures, Moore said, are improving. They are made on low budgets, ranging from $5,000 into $75,000, but distribution is limited by district considerations. Showmanship along American lines is being developed and used to good advantage.

Moore said there were no double feature shows, no giveaways, raffles, Bingo or games of any kind. But the "sacred cows" cause trouble. When two or three cows sit down in front of a boxoffice, the natives stay away until the cows finish their naps and move away.

**Gloria Warren to WB**

Hollywood—Zippo Marx has negotiated a seven-year contract with Warner Bros., for Gloria Warren, 18-year-old Wilmington, Del., high school girl. She not only has a wonderful singing voice, but also plays piano and has considerable dramatic talent, according to the studio.

Alton C. Emery Dies

Providence—Alton C. Emery, 56, proprietor of the Hope Theater here and who for many years, with his brother, ran the Allied, operated the Majestic and Carlton theaters, now under Pay-Comerford management, died suddenly at his home.

Theodore Copping Dead

Montreal—Theodore Copping, 53, pioneer motion picture theater owner who for nearly 50 years has operated the theater at Rawdon, died in Montreal General Hospital yesterday.

**Rites for Vandergrift's Father**

Pittsburgh—Funeral services for the father of Joseph Vandergrift, ad sales manager for the local 20th Century-Fox exchange, were held yesterday.

**Chi. Filmgoers Take New Time In Stride**

Chicago—Film theaters, which adjusted their programs, over the weekend to conform, to daylight saving, reported yesterday that attendance was not affected materially.
Ohio ITQ Surveying Best Business Days

(Continued from Page 1)
Sunday and Monday now accounts for more than four-tenths of the week's business and this change, if general, will result in the operation of theaters that operate on a split-week basis. This is an indication that in Ohio, theaters operating on such a basis usually are forced to show their high percentage features on Sunday and Monday, and the case, the bulletin says, it is reason to that any marked increase in the Sunday-Monday business and an off-station, prices on what flat rental pictures are shown is bound to appreciably increase the average film rental.

Hollywood Studios Send 12 More Into Production

(Continued from Page 1)
"The Little Minister" Starring Edward Byrnes, starring Bebe Davis with Richard Carlson, Teresa Wright, Charles Dingle, Carl Benton Reid, Patricia Collinge, Dan O'Herlihy, Bill Stillwell, and Maxie Grayson. William Wyler directing, from an original screenplay by Lillian Hellman. At M.G.M. M.G.M. screening.


At RKO Radio: Seven shooting, including "Rocky Road," starring Oliver Hardy and Mary Livingstone, with Noah Beery, Jr., "Rosalie," starring Betty Haynes and Sally Ealey, producer-director, Joe Kane. At 20th Century-Fox: Seven shooting, including "The Last of the Dugans," Zane Grey novel, with John Barrymore, the 'Grable and Eve阿森. Sol M. Wurtzel production with James Tilding directing, screen play by Herbert Morrison and Frank Tashlin. B. Cummings, Jr., collaborated on the screenplay. "Dressed to Kill," third of the "Michael Shayne" stories, formerly titled "The Dead Take No Bull, with Lloyd Nolan, Mary Beth Hughes, Shelly Ryan and Ben Carter in the top roles. Sol Wurtzel production with Emmene Fonda directing. Stanislaw Rahn and Mommie O'Connor wrote the screenplay, based on a novel by Richard Bruce. "The Bomber and the Lady," title changed to "Dance Hall."


CREDITS: Associate Producer, Kenneth MacGowan; Director, Archie Mayo; Authors, Don Enright and Fred MacRae; Editor, Bill Stillwell; Art Director, William C. Hall, and Helen Logan; Screen play, Same. Cameraman, Leon Shamroy, Perrott Marley; Sound, Evans, Harry Wyler and G. King, Music, Maxie and Howard Langer, Director, Alfred Newman; Art Directors, Richard Day, Albert Hoggart.

DIRECTION, SWELL. PHOTOGRAPHY, Very Good.

ASCAP Cases Before High Court Today

(Continued from Page 1)
court failed to reach the cases yesterday due to the large number of decisions handed down. Validity of the anti-trust laws is involved in both cases.

To Show "Kanu" in Tents If Theaters Unavailable

Hollywood—Commenting on a published report that RKQ may set "Citizen Kane" in tents if sufficient theater bookings are not made, company representatives declare they are confident that after the first showing of picture circuits and independent houses will be eager to book it and that the picture will have no trouble getting playing dates. If finally necessary, the company would show "Citizen Kane" in tents where bookings are not available.

Replace Mitchell, Injured On Set in 'Daniel Webster"

Hollywood—Thomas Mitchell, who was injured on an accident on "Devil's Den," "Daniel Webster," was sent to the hospital with a骨折ed elbow. He had been with Law's Capital Baltimore, for the past 12 years. Other survivors include C. F. Long, manager of radio station WMBL, Walter Long, of Florida and Blanche Long, Baltimore.

Rites Held for Williams

Detroit—Theodore D. Williams, 63, former half owner of the Fernandel-Theo Williams circuit (now known as the Capitol), and the Lancaster in River Rouge, died in Braintree, Fla., from a heart attack. Body was brought here for interment at Elmwood Cemetery. His widow and one son survive.


Rites Held For William


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DIRECTION, SWELL. PHOTOGRAPHY, Very Good.

REVIEW OF NEW FILMS

"The Great American Broadcast"

with Alice Faye, John Payne, Jack Oakie, Cesar Romero

20th-Fox 92 Mins.

HOLLYWOOD PREVIEW: STUNNING CORKING ENTERTAINMENT WITH JACK OAKIE SCORING DECISIVELY. AUDIENCES WILL LOVE IT.

"The Great American Broadcast," a short picture, presented by Sol R. Royce's "Faye & Payne trio's success of last year's "Tim Pan Alley." It's also unquestionably, as far as the cast is concerned, a Oakie picture. The rhythm, besides adding a performance that is better than anything he has ever done before. Lost in the Hollywood shuffle until he was re-discovered by Chaplin, Oakie, after this one, should prove one of Mr. Zanuck's smartest investments. The same Mr. Zanuck has teamed many a boy and girl—last the Faye-Payne combination is as sure-fire as coffee and doughnuts. To Kenneth MacGowan, associate produc er, goes the gathering of the cast, as The Wiere Brothers, The Ink Spots, and the Nicholas Brothers, and his management of the very difficult research and production chore, could be the thanks of the entire Fox organization.

Archie Mayo's direction, from an original screenplay by Don Enright, Edwin Blum, Robert Ellis and Helen Logan, is fast, expressive and done without loss of a single opportunity to capitalize on the comedy and dramatic opportunity offered by the or players. Authenticity was evidently one of his major objectives.

Scenes of the Jack Dempsey-Jess Willard prize fight of the last generation, are presented almost as though photographed yesterday. The rhythm. Besides adding a performance that is better than anything he has ever done before.

If the pals Ray Corrigan (Crash) and Max Kennedy (Jake) rescue a girl and her lover from road agents who are attempting to chase them out of the Arizona territory. For the father, John Ewing, recently appoint ed Federal Judge, tries to clear up the territory, but is balked by a crooked Sheriff (Jack Holmes) and the country's rascally leading citizens, Quinn Ramsey and James Craven. Ramsey and Craven are plotting to steal Mother Rogers' (Marian Kerby) cow, which is going to be auctioned in the next town, but are balked by the sheriff. The film, a Western, directed by Edward Forde, is a high class production, and is well-photographed.

In the story, Alice takes her place in the cast, and is to appear in the film. From the opening scene, it is clear that the story is to be a Western, and that it will be well-conceived and well-produced, with the result that the film will be a success.
Chenck, Moskowitz file Appeal Notice

(Continued from Page 1)

few words to the U. S. Circuit Court of Appeals.

Among the major points raised in the motion is the question of whether a Treasury Department which forbids a Treasury agent to testify without written permission of the Secretary of the Treasury is valid. The ruling, the notice says, is contrary to the constitutional rights of a defendant to seek redress from all and any available sources.

U. S. District Attorney Mathias Correa successfully invoked the rule when the defendants attempted to place four agents on the stand. The notice also attacks a refusal by a court to dismiss each count of an indictment, and also advertises to retain rulings on the admission and exclusion of evidence without notice.

A further point is made as to the subsections by the Court to the day during the trial during which it forth the rules as to the effect in a failure to call witnesses.

The filing of an appeal forestall preclusion by the defendants until decision is reached by an appellate court, providing that the Federal Court permits liberty under a continuance of bail, which is customary.

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Injunctions are progressing favorably.” Bar- ry Balaban, Paramount president, said yesterday. He discounted reports that Nathanson would leave PC to head a new Coast-to-Coast Canadian circuit.

Balaban also described as “poppycock” a report in a Canadian trade paper that PC was seeking to obtain the controlling interest, now held by Paramount, to make PC become an all-Canadian organization.

Final clarification of the issue is expected on Friday, when the board of directors of PC resumes its adjourned meeting in Toronto. Nathanson is due in New York this week to continue discussions.

WEDDING BELLS

George Somma, of the Republic exchange, New Haven, has announced his engagement to Anne Cerullo of New Haven.

Manchester, N. H. — Maurice A. Cantin, a New Hampshire and Massachusetts motion picture operator, who has been identified as one of the two men, was married in St. George’s Church here.

Manitowoc, Wis.—Carol Jane Pha- en, Strand Theater employee, was married to William Cushman.

West Bend, Wis.—Dolores Klever, cashier at the West Bend Theater, has been married to Erwin Werner.

When You Gotta Go

—Providence—George Cronin, Empire house manager, was accidently injured about recovered from the shock and is able to tell the story: Seems that a slimmering male in the balcony, half-wakeful and started for home. Only instead of going up the steps, he staggered down, stepped over the rail and land- ed on the stage, between two bally boys.

Likely no one was hurt and the show continued after Cronin and the ushers unscrambled the quartet.

MPTOA Will Oppose Tax Discrimination

(Continued from Page 1)

considerable time to the tax situation. Kykendall commented:

“Because of the insistence of trade unions of the defense needs, little can be done on admission tax proposals. MPTOA is working on changing the student tax to a service tax. The House Ways and Means Committee has received proposals to lower exemption on national defense tax and to spread it over all amendments on total receipts rather than admission price basis.

These are the ITO of North and South Carolina, MPTO of Virginia, and MPTO of the District of Columbia whose prexy, A. J. Brylawski, is presenting its views separately to the House Ways and Means Committee.

Detroit Business Slump Bringing Admission Cuts

(Continued from Page 1)

Theater, taken over by the Chartist Circuit some months ago, dropped to 20 cents and has been using give- aways. Recently, the Lakewood, operated by William Guentschle, and the Booth, by Julius D. London, both cut to 20 cents. The Lakewood, in addition, put in two nights of giveaways, dishes and books, making the first giveaways in its 25 years of operation.

The Time Theater, a small house on West Jefferson, is cutting out matinees. Continuance of the all-day policy would make it difficult for an assistant manager to work a shift under the contract recently signed with the Theater Managers Union, and business did not justify this.

If the price drop move becomes general, it would be necessary to stimulate a move toward single bills, inasmuch as only shorter shows with increased total attendance could make up for the loss in grosses, while the decreased admission might be a sound reason for decreased budgeting for film rentals.

Britain Said Backing Berne Adherence

Insistence on the part of the United States that the United Nations join the Berne Convention on international copyright laws has been caused by the prompting of the British government and an influential group of British writers and composers, informed sources maintain. The treaty, which is now before consideration before the Senate committee on foreign affairs, has been strongly opposed to film and radio interests as placing an added burden, estimated up to $25,000,000 annually, upon these industries.

The British government, it is understood, is urging the adoption by the U. S. of the treaty in order to remove one of the barriers to the sale of U. S. publications in Britain. Failure, however, to present proposals may be changed some to include all amendments that are now exempt.

Three More Exhib. Units Support Co-op’s Tax Stand

One of the largest of the independent theatrical management and exhibition organizations has given its support to the Co-operative Theaters’ proposals to lower exemption on national defense tax and to spread it over all amendments on total receipts rather than admission price basis.

These are the ITO of North and South Carolina, MPTO of Virginia, and MPTO of the District of Columbia whose prexy, A. J. Brylawski, is presenting its views separately to the House Ways and Means Committee.

BANCING out into large scale production methods, producer Sam Katzman of Monogram has bought the musical revue “Sis, Boom, Bah!” outright and will present it as a stage attraction at various cities before filming it for the screen.

ENEST TRUEX draws the role of “Wink- ler” in Columbia’s “Tillic the Tailor” first production of this series, based on the newspaper comic strip by Russ Westover.

HARRY CLAY IRVIN, former Notre Dame football star, who was discovered acting in summer stock company at Syracuse, New York, is here to make his bow in pictures. He is being represented by Walter Kane.

THE gravel-voiced “Bugs” Bunny, zany rabbit in Leon Schlesinger’s “Merrie Melodies,” has been placed under contract by the producer. The voice is that of Mel Blanc.

CLARENCE BROWN, Metro director, moved his location company of 500 extras and crew from Calabassas to the Malibu Hills to shoot battle scenes. Change was made because the latter location was found to be more typical of the terrain of the British East Indies, which is the location of the sequence.

JANE MURFIN has turned in her com- pleted screenplay on “Strange Victory,” which is the Rose Franken novel for Sôler’s next production which will start June 1st. Lesser and Reinhold Schunzel are now preparing the polishing now.

THE second in the series of six two-reelers starring Edgar “Slow Burn” Kennedy which RKO Radio Pictures will produce on its 1941-42 schedule in production today with Charles Roberts directing.

GEORGE MCHALL has been engaged by RKO to direct “Valley of the Sun” in the cast of which Joel McCrea has received the lead from Erwin Werner.

TO THE COLORS!

Alfred Corwin, assistant to Leslie Whalen, has been placed in charge of publicity for the 20th-Fox foreign department, will be inducted into the Army Thursday.

Detroit—Don Iverson, owner of the Don Theater at Lake City is believed to be the first Michigan exhibitor to be called before the H. R. Hulse of May. Glenn Wallace of Scottville and Baldwin will buy and book for the house in his absence.

Cincinnati — Warner’s booker-soldier, Sam Osbrey, has been promoted to acting sergeant at Camp Wolters, Tex.
These are fast moving times.

Times of high nervous tension. People are hungry for entertainment. They need amusement...change. They have jobs and money to spend. The man who can spot a trend is the man who makes the extra profits.

The trend is toward display...clean...fresh...colorful display. The retail merchant knows that. He's taken a page out of our book and he's made money doing it. You showed the world the way. Steal back your own thunder...make the lobbies sing again...sell again. Make them come alive with showman's stuff. DON'T let the picture die. Give it a real ride with advertising...glamour advertising.

It's later than you think...but not too late to bring them in if you use the Three Best Sellers in the Business.
**20% Motion Picture Entertainment Levy Included in Dominion of Canada Budget**

Ottawa—Under the Dominion’s budget announced yesterday afternoon by J. L. Ilsley, Minister of Finance, a 20 per cent tax is imposed on motion picture entertainment and a five per cent tax on race track wagers. There is no increase in sales tax but a special excise tax of three cents a gallon is imposed on gasoline.

Theater enterprises will be affected by a regulation requiring that new building or extensions for industrial use and machinery installations must be licensed as from yesterday.

**10% Gross Admission Levy Urged in Mich.**

By H. F. REYES

**FILM DAILY Staff Correspondent**

Lansing, Mich.—A surprise bill, introduced in the State Legislature by Rep. Dora H. Stockman, only woman member, would place a tax of 10 per cent on gross admission in excess of 10 cents on all amusements, specifically theaters and minor sports.

Charitable shows would be exempt.

(Continued on Page 20)

**Lab. Technicians Union Signs 4-Year DeLuxe Pact**

Breaking a deadlock in negotiations which had existed since shortly after the first of the year, Local 702, lab. technicians union, yesterday signed a four-year contract with Dr. Luxe Laboratory. It was asserted that Pathe Bound Brook and... (Continued on Page 17)

**High Court Hears Ascap Cases**

Neb. Appeal Continues at Today’s Session

**WASHINGTON**—Pros and cons of the legislation of Nebraska and Florida against Ascap were argued before the U. S. Supreme Court yesterday, with the fate of Ascap possibly hanging in the balance.

The high court will resume hearing the cases today as the discussion in the Florida case had not concluded when the court adjourned.

Ascap was represented in both (Continued on Page 20)

**20% Lineup, Fast Taking Shape on Coast, Calls in Four in Technicolor**

By RALPH WILK

Coast Bureau of THE FILM DAILY

Hollywood—Twenty-first Century has set titles on 55 projected 20-features. Company’s initial screen under the New York contract, including war yarns, three outdoor stories and a historical drama. Four of the pictures will be dipped by Technicolor and three will be inserted from England.

New season pictures already in action include “Belle Starr,” a Civil War Technicolor special, a film in the R.A.F., and “A Yank in the R.A.F.”

Exploiting these titles are the American Eagle Squadron with the British air service, (Continued on Page 17)

**Ich. Co-op. Upholds 50-Minute Shows**

Detroit—Co-operative Theaters of Michigan’s board of directors voted approval yesterday to the second 50-minute running time, (Continued on Page 3)

**Shareholders Hear Sales**

Eastman Kodak Soar

Jersey City—Eastman Kodak company and its subsidiaries in the western Hemisphere rolled up sales (Continued on Page 17)

**R.A.F.—Nazi Fights For 20th-Fox Film**

West Coast Bureau, THE FILM DAILY

Hollywood—Lord Beaverbrook, British Air Minister, has okayed a plan to film actual air battles over Germany between the R.A.F. and Nazi air units, to be incorporated in “A Yank in the R.A.F.,” it was announced yesterday by 20th-Fox as filming was begun at the studio. James Adams, of the R.A.F., is here as technical advisor.

**Pery to Far East**

As Columbia Head

J. A. McConville, Columbia’s foreign manager, yesterday announced the appointment of N. P. Pery to the position of Home Office Supervisor for Australasia and the Far East.

Pery leaves New York for Hollywood. (Continued on Page 20)

Graham Baker is Signed As Producer for RKO

Signing of Graham Baker to a term agreement as one of RKO’s top producers was announced yesterday. (Continued on Page 19)

**Only 58 Complaints in First Three Months of Industry Arbitration Plan**

By AL STEEN

**FILM DAILY Staff Writer**

The first quarter-of-the-year of the industry’s arbitration system as prescribed by the consent decree ends today and the number of complaints filed by exhibitors is considerably less than the number expected before the system became operative. As of yesterday, 58 demands for arbitration had been docketed in 21 key city tribunals. In 10 cities no cases have been filed.

No cases have been filed by a distributor or an affiliated circuit.

Seven Awards, 10 Settlements

During the first three months of arbitration, there have been seven. (Continued on Page 1)

**Court Expunges Two Para. Patent Claims**

Claims of DeForest Phonofilm Corp. and General Talking Pictures Corp. of $1,000,000 aipe claim filed in 1934 against Paramount Publicity Corp. were ordered expunged yesterday by Federal Judge Alfred C. Cace on consent of the claimants. Both claims had been referred to charges that motion picture patents owned by the claimants had been infringed by Paramount.
**FINANCIAL**

(Tuesday, April 29)

**NEW YORK STOCK MARKET**

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**N.Y. OVER-THE-COUNTER SECURITIES**

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Unionization of Booths In Grand Rapids at 100%

Detroit—Goal of 100 per cent unionization of projectionists in theaters in Grand Rapids has been achieved following a “whirlwind” campaign,” according to Roger M. Kindred, national international vice-president of the IATSE. Campaign was based upon special conditions to meet needs of individual theaters, rather than any blanket contract terms for the city as a whole.

De Sylva to Look Over Para. Stage Properties

Manner in which “Lady in the Dark,” current stage hit, can be transferred to the screen will be studied by B. G. De Sylva during his current visit to New York. The Paramount production chief also will see “Out of the Frying Pan,” which, too, has been purchased for screen adaptation.

It was pointed out that the stories on Paramount’s production schedule are of light vein, with only two listed for the immediate future being dramas on the heavier side. De Sylva to Turkey is still being discussed by the executive committee of the public during the present world crisis.

De Sylva returns to the Coast on Saturday.

$90,000,000,000 Nat’l Debt Predicted by Sec’y Jones

Washington Bureau of THE FILM DAILY

Washington—As individual Congressmen continued to visit yesterday to meet their constituent’s “back home” on the various tax proposals presented to the House Ways and Means Committee, which continued its hearings, Secretary of Commerce Jones warned the U. S. Chamber of Commerce at its out of season 1941 meeting here that taxes on national debt would soar to exceed $90,000,000,000.

At the same time, a special Senate Committee proposed three measures designed to assure automatic budget balancing. Each will require automatic enactment of levies to meet expenditures, with provision for the amortization of high defense expenditures over a 20-year period.

Witneses before the House Committee yesterday included Harry P. Taylor, North Carolina tobacco manufacturer, who opposed the tax专卖 proposals and expressed himself as favoring taxes on commodities.

Gov’t Files Tax Evasion Suit Against Wm. Bioff

West Coast Bureau of THE FILM DAILY

Hollywood—Bill of particulars in the Government’s income tax evasion case against William Bioff alleging he had received $169,486 in cash, dividends, stocks, rugs and furnishings from Joseph M. Schenck, chairman of the Board of 20th Century-Fox, from RKO studios and others was filed in Federal court here yesterday.

The bill sets forth that this amount was received by Bioff in 1936-1937 after he was paying taxes of $634.70, leaving an income of $169,211.30 to be accounted for. Included in the bill of particulars were salary per year in 1936 from “AT&SE” of $4,448; income from Schenck and others of $100,000; salary in 1937 $5,000; from Schenck and others 1,000 shares of 20th Century-Fox stock, $2,020.

No RKO Bid—Breen; May Visit So. America

Hollywood — RKO has made no overtures to him to head its studio, according to Joseph I. Breen, soon to step down as head of the PCA. Breen’s former boss came on the heels of reports suggesting a relationship between the post of production chief at RKO and negotiations under way.

Breen coupled his denial with a confirmation of an earlier report by the studio that it would consider employing Mr. Breen in the South American assistant film industry. Breen said he had, as yet, made no decision.

Heywood-Wakefield Net For First Quarter, $60,368

Heywood-Wakefield Co., manufacturers of film theater chairs, reported net profit for the first quarter of 1941 at $60,368, equal to 45 cents a share on Series “B” preferred against which dividends in arrears amount to $2.00 a share. The net for the first quarter a year ago amounted to $4,880.

The report, sent to stockholders by Richard N. Greenwood, company’s president, declared that sales for the first quarter this year were nine per cent in excess of the same period a year ago, an increase attributed to the improvement in general business and which is reflected more accurately by an increase of 15 per cent in organization’s incoming business.

PRC Current Program Will Be Completed by Sept. 1

Program of 38 features announced by Producers Releasing Corp. for the 1940-41 season will be completed by Sept. 1. It was reported yesterday. Twenty-four of the 38 have been completed and delivered.

Three of the prints are set for May release, including “Paper Bullets,” an exploitation special, “The Lone Rider in Ghost Town” and “The Texas Marshall” also are May releases.

Expect End of Navicerts For Balkan Pkx Shippers

While navicerts for film shipper Turkey are still being issued, it is expected that such passes for Greece and Balkan countries will be halted. Films are still being sent to England, Sweden and Switzerland.

COMING and GOING

WILL H. HAYS is in the Middle West on a rest and vacation. It is expected he will return to his MPPDA desk for another week.

HARRY COHN has returned to Hollywood.

DOUGLAS FISCAL flies here from the Cairo assignment for The New York Post at “Major Barbara” at the Astor.

GENE BUCK, LUIS FROHLICH and ART SCHWARTZ return at night from Warsaw.

JAMES ROOSEVELT leaves China shortly for Egypt.

ARTHUR SOLOMON, Hollywood indie ducer, and associate of Koskity Brothers B. B. Productions, plans in to discuss new production deals.

ECCLES CROWTHER, New York Times or has returned from a Southern trip.

DORE SCHARY, Metro writer, is vacation here.

ANNA SOTHERN goes to North Carolina tomorrow.

Fonda Paid $172,208 Last Year by 20th Century-Fox

Henry Fonda received $172,208 from Twentieth Century-Fox in 1940, while Tvrone Power was paid $169,000, according to salary reports published yesterday by SEC.

H. J. YATES, president of Consolidated Film Industries, Inc. was paid $75,160 last year, the SEC disclosed. M. J. Siegel, vice-pres. and finance, was paid $88,476 and M. Leversen, counsel, was paid $3,000.

Frank W. Lovejoy, president, the Eastman Kodak Company, was paid $163,155 in 1940, the SEC revealed additionally. Albert F. Sizer, vice-president, was paid $312 and Thomas J. Hargrave, vice-president, was paid $71,376 in 1940.

Withholding of Wages Bi Signed by Gov. Lehman

Albany, N. Y.—Governor Lehman has signed a bill that will make it a misdemeanor for officers of a corporation knowingly to permit the corporation to fail to pay wages of its employees in violation of the law.

A similar measure introduced at least years was promised by both minority and directed especial against interest bodies.

Don’t Forget....

You Have a Date....

National Convention of The Variety Clubs of America

Traymore Hotel

Atlantic City, N. J., May 15th, 16th & 17th
umberg Receives

000 VTC Warrants

Benton Barson, of THE FILM DAILY, Washington—A January, 1941, report of Universal Corp. reveals that Nathan J. Blumberg received 10 common voting trust certificates warrants pursuant to an em-

inent agreement, according to SEC semi-monthly summary of security transactions and holdings. Blumberg holds 15,000 warrants and 1,000 common voting trust certifi-

A December, 1940, report of Cor-

mouth Pictures stated Harry Cohen pos-

sessed of 100 shares of common cer-

tificates of $1 par common through his 

after acquiring 200 shares, a

first 200 shares were obtained November, 1939, by John M. Whittaker filed under 0, stating he held no equity

6. Senate Gets Measure

Extend Sales Tax Law

Jefferson City, Mo.—The House 

passed and sent to the Senate

bills rewriting and extending the

life of the State's 2 per cent tax law. Sponsors of the

say they will get the State at

$1,000,000 additional revenue

quarterly. There is a third bill, but that House has extended the sales to merchandise shipped into Mis-

souri from other states when the or-

der for the merchandise is written in

order. This will produce $375,000

annually.

C. H. Wink, Circuit

operator Dies in Atlanta

Dalton, Ga.—J. C. H. Wink, 54, in-

inent Dalton citizen and co-

ner and operator of the Maling-

kirk chain of theaters, died Mon-

day in an Atlanta hospital.

Wink, a member of the Dalton
tur, light and sinking fund com-

mission, had been ill several weeks.

relatives are his widow and two

ighters.

Happy

Birthday

to You

From

David Manners

Joe Yule

“Picture” of the Year

• • • garnished in maroon and gold . . . . The 23rd edition of THE FILM DAILY YEAR BOOK ... is currently going out to the trade ... and it's not amiss to describe the volume ... as the "picture" of the year ... because that is what it is ... the industry in all its varied and vital aspects ... as of 1941 ... To say that we are 

pride of it ... is more than an editorial "we" ... indeed, so much more than that ... for the reason that its 1,064 pages represent the meticulous co-operation of filmmand's every channel of information.

The material contained within its covers will for many months to come remain news and indispensable reference ... and as long as the industry exists ... the book will live with it ... as history...

• • • As the volume arrives in the farthest-fling corners of filmland ... it is received as its predecessors have been... eagerly and enthusiastically ... For example ... that is the very thought the institutional Springfield (Mass.) Daily Republican ... expressed in its columns just this week ... as the book began reaching the desks of showmen and editors in the New England sector ... “It is a yearly visitor that comes to stay ... and one we could not do without ... This fat and handsomely bound volume is as necessary to a screen editor's existence ... as the brush is to the painter's glossy routine ... and the plow to the gardener's Spring offensive”

• • • When newspaper or exhibiters write such frank phrases ... and so many of them do it ... as "The Film Daily Year Book knows all the answers" ... it means that the multitudes of questions which spring up repeatedly ... in the processes of daily work within a great industry ... will in the overwhelming number of instances receive prompt and satisfactory reply ... What point is quite the baffling barrier to business progress as the interrogation point? ... It is that which THE FILM DAILY YEAR BOOK eliminates.

• • • Like the industry itself ... the volume has its more notable features ... Among these is the section appearing under the heading: "Industry Statistics" ... Therein are collected valuable figures of a general nature ... together with specific ones dealing with production, distribution and exhibition ... Additionally, various aspects of each are expertly reviewed ... bringing the reader directly up to date with filmmand conditions as they now exist ... Or, if you want to get the so-called lowdown on such large-looming subjects as the status of telecasting ... or the text and information about the consent decree ... they, too, are presented ... All-around-the-globe is the scope of the new Year Book ... it required 10 pages to index what the volume contains!

• • • noteworthy in the 23rd Edition ... is a highly helpful section ... a streamlined one ... devoted to film theater equipment ... including a resume of recent advances ... "The Film Theater of the Present" ... architectural achievements during the past year in the exhibition field ... and a buying guide which includes principal items and equipment ... and where they can be obtained.

• • • Where there is progress there is change ... In the 1941 Year Book you will find a great deal in the way of new departments ... Only one thing about it is old ... and that's the custom of its being received warmly and gratefully by an industry ... whose commercial "bible" it has been through more than a score of years ...

DATE BOOK

Today: Chicago Film Row League banquet, Harry’s New York Club.
May 6: RCA stockholders meeting, New York.
May 9: Philadelphia Warner Bros Spring dinner, May 9-10: Minneapolis Variety Club charity ball, Nicollet Hotel.
May 12: ITF of Arkansas convention, Hotel Marion, Little Rock.
May 17: Abe Weingarten and Issel Gim testimonial, William Penn Hotel, Pittsburgh.
May 12-14: National Film Carriers annual 

convention, Park Central Hotel.
May 15: Twentieth Century-Fox stockholders meeting, home office.
May 13: ITF of Maine meeting, Milford, Maine.
May 15-17: Variety Club national convention, May 17: Technicolor stockholders’ meeting, Traymore Hotel, Atlantic City.
May 17: 23rd Annual American Film rating, 25th Annual American Film rating, 25th Annual American Film rating, 25th Annual American Film rating.
June 6: Chicago Film Bookers Club dinner, Sherman Hotel.
June 6: Actors Equity annual meeting, Hotel Astor.
June 16: New York Variety Club charity ball.
July 13-14: MPTO of Virginia mid-summer convention, Hotel Chamber, Old Point Com- fort.
Sept. 16-18: National Allied convention, Ben- jamin Franklin Hotel, Philadelphia.
Nov. 2: Pittsburgh Variety Club banquet.

Equity Council Nominees

All on Regular Ticket

Annual meeting of Actors Equity June 6 at the Astor will vote for the following members who have been nominated for five year Coun-

cil terms: John Alexander, E. J. Blumberg, Maida Renda, Beverly Bayne, Calvin Thomas, Reynolds Denniston, Robert T. Haines, Richard Taber, Margaret Webster, Arthur Pierson, Cornelia Otis Skinner, Louis Calhern, Vivienne Segal, Ethel Waters and Lillian Gish. Can-

didates to serve three-year terms are John Kennedy and Jack Tyler. Can-

didates for office are all on the regular Equity ticket.

Auction to Close Art Show

Auction tonight will bring to a close the 11-day art exhibit of the New York SPG at the Barbizon Plaza Gallery, 58th St. and 6th Ave. Items to be placed on sale include sketches, water colors, ceramics and photographs.

Real Obliging Folks

Down Charleston Way

Charleston, S. C.—They're obliging folks here. In deference to Cecil B. DeMille's wish for photograph by Church Street of Charleston, S. C., the way it looked a century ago for his Technicolor "Reap the Wild Wind," the city's mayor, Henry W. Lockwood, yesterday ordered all tele-

phonic and power lines removed and automobile and pedestrian traffic 

banned from the thoroughfare for an area of three blocks.
Arbitration Cases Below Expectations

(Continued from Page 1)

awards and 10 settlements before hearings could be held. Of the seven awards, four were in favor of the defendant-distributors and three in favor of the complaining exhibitors. All 10 settlements were in favor of the exhibitors, the distributors agreeing to the complainants’ requests. Six of the settlements involved Section V (some run) of the consent decree and four concerned Section VIII (clearance).

Of the settlements effected, one was in New Orleans, one in Dallas, one in St. Louis, one in Minneapolis, one in Oklahoma City, one in Washington, one in Denver and two in Buffalo.

Clearance Complaints in Lead

Clearance complaints were the most frequent, 38 having been filed, while 18 of the arbitration demands involved some run. One case concerning the withholding of prints (Section IX) was filed. One case was withdrawn by the complainant (J. J. Goodstein, Denver) after five days of hearings.

Tribunals in which no complaints have been registered are those in Omaha, Atlanta, Charlotte, Des Moines, Indianapolis, Kansas City, Memphis, Salt Lake City, San Francisco and Seattle. In Salt Lake City, a complaint was docketed and then withdrawn for re-filing, leaving no cases pending.

Cases Filed, by Cities

The number of cases filed in each city follows: Albany, 2; Boston, 4; Buffalo, 4; Philadelphia, 3; New Haven, 1; Los Angeles, 3; Portland, 3; Detroit, 3; Minneapolis, 3; Cincinnati, 3; Denver, 3; Chicago, 2; Cleveland, 2; St. Louis, 2; Washington, 3; Oklahoma City, 1; Milwaukee, 1; Minneapolis, 2; New Orleans, 3; Pittsburgh, 2; St. Louis, 1.

Of the five companies affected by the consent decree, 20th Century Fox has been named in 41 complaints; Warner Brothers, 31; Loew’s, 38; RKO, 34, and Paramount 33.

Costs Lower Than Expected

Costs of hearings have been lower than originally expected. A breakdown of costs is now being prepared by the American Arbitration Association and will be released this week. It is understood that several cases have been disposed of for less than $35, exclusive of lawyers’ fees, while those settled be-

STORKS!

New Haven—Harry Wenzel, adver-
sity accessories manager here, is a father of a 6½ pound baby boy, Harry Edward, Jr., born Friday at New Haven Hospital.

ANTI-WELLES CAMPAIGN ASSAILED

Chi., Columnist Suggests Press "Trial" Is Using a Function of the Government

Chicago—Heastin press cam-
paign is a "fiasco." A broadcast by Orson Welles is taken for a sleigh ride by Herb Graffis, columnist of the Chicago Times. Graffis in a broadcast on "Citizen Kane" especially to "Citizen Kane," Welles and the Hearst press on-
slaught wrote in part:

"And so on this metaphysical picture, I could let Citizen Kane shimer on the screen without feeling that I simply had to leave home and go to see it. But this Citizen Kane, so the Great Publisher’s own blasts assure me, is a super-collapsing, smash-
ning job.

"There is delicate innuendo lead-
ing me to believe that Citizen Kane may be considered viciously slander-
ous by it Computed real-life central figure. Well, if it is, haven’t we got courts to handle slander cases?

"If the Great Publisher chooses to try the case against Citizen Welles in his own papers, and to convict Citizen Welles, it would seem that a section of Government is being tak-
en over by a private party. That, of course, would be subverting our Gov-
ernment. But, according to what came in the Great Publisher’s papers, it is Citizen Welles who is the subver-
sive one.

fore arbitration cost the exhibitor nothing but the $10 filing fee.

Whittington: Theater Would End 14-Day Clearance Setup

Boston—Asking that the present 14-day clearance arrangement be eliminated, the Waltham Amuse-
ment Corp., operating the Grand Theater, Whittington, has filed a de-
mand for arbitration with the local Community Arbitrator. Complainants are the local consenting companies and the Strand and Park Theaters in Taunton as interested parties.

Cape Girardeau Arbitration Complaint is Withdrawn

St. Louis—Arbitration case filed by the Shirley Theater Corp., oper-
ating the Rialto Theater, Cape Gir-
ardeau, Mo., against RKO and the Fox Midwest Theaters has been withdrawn. Complaint involved some run and was adjusted to the satis-
faction of the complainant.

Cari B. Rix Arbitrator

In Macklin: Clearance Case

Milwaukee—Cari B. Rix, attor-
ney, named arbitrator in the Lee Macklin clearance case against M-G-M, Paramount, 20th-Fox, RKO, and Warner Bros. Hearing date is still pending.

W. H. & J. L. Donald File

3rd Denver Arbitration Case


(Continued from Page 3)

without intermissions to 150 minutes. A spokesman for Co-operative said: "Without question it would be faster, but this subver-
sion is all about and who does what and who pays whom."

Welles Aids in Starting Group

For Defense of Battery Bridges

Formation of a national Citizens Committee for Harry Bridges, West Coast labor leader, on trial in a second deportation hearing, was an-
ounced yesterday by Orson Welles, John Henry Hammond, Jr., and Prof. F. O. Matthiesen of Harvard University as founders. Sponsors listed by the committee include Stella Adler, Lily Janiss, Mrs. Thomas F. Hepburn, mother of Henry and Deirdre Odets, Irwin Shaw, Herman Shumlin, Vin-
cent Sheean and Donald Ogden Stewart.

Virtual Settled for "Citizen Kane" Debut

RKO yesterday reported a virtual settlement for the world premiere of "Citizen Kane" at the N. Y. Pal-
ace tomorrow night and large scale advance sales for the Chicago and Los Angeles openings.

are Midwest Amusement and Realty Co. of Scottsbluff and Gibraltor Enter-
tprises of Denver, operating the Egyptian, Buffa and Oto Theaters of Scottsbluff, Neb., the Grove and Riviera of Gering, Neb., and the Delmar of Morrill, Neb.

Complainants ask less than the present 30-day clearance be given Scottsbluff houses over Nile and given prior run over Morrill and Gering houses. Companies named are Paramount, Warner Bros. and Twentieth Century Fox.

Shirley Theater Corp. Case

Settled Without Hearing

St. Louis—Complaint of the Shirley Theater Corp., owners of the Rialto, Cape Girardeau, Mo., that RKO was granting unreasonable clearance of the Fox Midwest cir-
cuit’s Broadway and Orpheum Theaters has been settled. Walter Hud-
son, local manager for the St. Louis area, was so informed by the coun-
cel yesterday.

The case was to have come up for trial May 1 before Arbitrator Edwin A. H. Stepley. The equitable ad-
justment of this dispute leaves the local tribunal without any case, a prior complaint having been dropped several weeks ago by Sam and Louis Sussi, owners of the Soudan, Mexico, Mo., who complained several film companies refused to furnish promised first-run pictures.

Papayanakos Arbitration

Adjudged to May 7 or 8

Albany, N. Y.—The first arbitra-
tion case in this district went into

WEDDING BELLS

Fort Worth, Tex.—Earl E. Pen-
ner, owner of the Texas Theater, at Pauline Jenkins, were married last week.
THERE'S FEATURE PICTURE PULLING POWER IN PARAMOUNT'S FEATURE SHORTS FOR 1941-1942
PARAMOUNT’S POLICY OF FEATURE SHORTS!

PARAMOUNT PICTURES INC.

TO ALL EXHIBITORS IN THE UNITED STATES AND CANADA.

Gentlemen:

We at Paramount have always believed in the box office value of Short Subjects. We have backed our belief with the consistent production of outstanding Short Subjects.

This year, faced with changed conditions of selling, faced with the problem of helping you get every single nickel you can from the consumer's entertainment dollar, we have made the most dramatic change in our Short Subject program in our entire business history.

First, we have created an entirely separate sales department for Short Subjects and News Reels.

Second, we have conducted a nation-wide survey of exhibitors in all kinds and sizes of towns and cities, to find out exactly the kind of Short Subjects you want - and, we Pre-test these shorts to insure their box office value.

Third, we have launched a production program exactly fitted to those demands, a program which combines variety with entertainment quality.

Fourth, we have allocated substantial sums of money for national publicity and exploitation and have set up a special publicity and exploitation department to handle Paramount Short Subjects.

On the following pages you will see graphically what has been done to label Paramount Shorts this year in every sense with pulling power, entertainment value, exploitation value. One-reel Feature Pictures, or as we know you will label them ... Feature Shorts.

Sincerely yours,

Neil Agnew
General Sales Manager
HERE'S HOW PARAMOUNT'S FEATURE SHORTS MEASURE UP!

MEASURE all the short subjects you play by the same standards

1 FEATURE SHORTS HAVE FEATURE PICTURE PULLING POWER. People actually buy tickets to see such radio favorites as the Quiz Kids, Hedda Hopper, Bob Benchley; such cartoon favorites as Superman and Popeye...that's pulling power.

2 FEATURE SHORTS, LIKE PARAMOUNT FEATURE PICTURES, ARE BUILT FOR ENTERTAINMENT ONLY. There's a diversity of subject to help your program planning in Paramount Feature Shorts...but you won't find a one made to sell anything but entertainment.

3 FEATURE SHORTS HAVE FEATURE PICTURE EXPLOITATION VALUE. Paramount's Feature Shorts can be exploited and merchandized and publicized exactly like Feature Pictures...see page on Bob Benchley for proof.

PARAMOUNT'S FEATURE SHORT PROGRAM FOR 1941-'42

85 Paramount FEATURE SHORTS

12 SUPERMAN Cartoons in Technicolor
6 QUIZ KIDS
12 POPEYE Cartoons
6 MADCAP MODELS in Technicolor
4 ROBERT BENCHLEY Comedies
6 POPULAR SCIENCE in Magnacolor

6 UNUSUAL Occupations in Magnacolor
6 Paramount HEADLINERS
6 SPEAKING OF ANIMALS
13 Grantland Rice SPORTLIGHTS
6 HEDDA HOPPER'S Hollywood
2 FASCINATING JOURNEYS in Technicolor
ONE-REEL CARTOONS
Produced by Max Fleischer

Read by hundreds of thousands in the funny strips. Known and loved by every kid in the nation from 6 to 60. Popeye has more pulling power than ever. Just screen one of the new Popeyes like “Flies Ain’t Human” for your audience and you’ll discover that when we say Popeye is a feature motion picture star in his own right, that ain’t spinach.

PARAMOUNT
FEATURE SHOP
The new film star with 38,000,000 fans!
*World's greatest adventure-strip character!*
STARTLING! AMAZING!

**ONE-REEL CARTOONS in Technicolor!**

Released once each month starting in September

Produced by the Max Fleischer Studios ... Based on the famous character created by Jerry Siegel and Joe Shuster

Daily and Sunday this cartoon feature appears in more than 235 newspapers with combined circulation of over 20,000,000 readers.

Read by 3,000,000 in Superman, Action Comics and World's Finest magazines.

Dramatized three times weekly on 50 radio stations, reaching over 10,000,000 listeners.

One hundred and seventy thousand children paid 10c to join Supermen of America Club. More than five million Superman items sold at prices ranging from 14c to $1.79.

That's why we know you're going to call "**SUPERMAN**" THE STRONGEST MARQUEE NAME IN SHORTS!

**FEATURE AMERICA'S FAVORITE CARTOON STARS!**
PRE-SOLD TO MILLIONS OF LISTENERS

THE QUIZ KIDS

HEDDA HOPPER

ONE-REEL FEATURE SHORTS

with America's Amazing Mental Marvels

The air show all America tuned in every week over 61 NBC Blue Network stations! Publicized in Life, Liberty, Reader's Digest, Click, Time, American, and hundreds of newspapers! "Beat the Quiz Kids" feature syndicated nationally by King Features! Quiz Kids books, games, merchandise sold everywhere! Acclaimed by educators, civic leaders, the public!

"HELLO, MR. EXHIBITOR,
I'm happy to bring my Hollywood newspaper and radio column to your Feature Short program."

6

HEDDA HOPPER'S Hollywood

ONE-REEL SUBJECTS
Produced by Herbert Moulton

EVERYONE'S INTERESTED IN HOLLYWOOD
...and Hedda Hopper knows everyone in Hollywood!

Three times every week 5,000,000 radio listeners hear "Hedda Hopper's Hollywood" over 41 CBS stations. Every day in the week millions more read her syndicated column! Now ... "Hedda Hopper's Hollywood" is on the screen ... with intimate, exclusive glimpses of movieland's great and near-great!
Bob Benchley makes them laugh...

 Postal Telegraph is participating in this campaign by issuing 500,000 blanks featuring Father's Day greetings, specially written by Benchley, to be made available to the public as messages.

Bob Benchley is the typical American... and his type of comedy is typically American! Down-to-earth humor that everyone understands!

Benchley comedy shorts are plenty exploitable... Right now "The Forgotten Man" is getting a national advertising merchandising campaign sponsored by The Saturday Evening Post and including a full page ad in the June 7th issue of the Post, telling 12,000,000 readers about "The Forgotten Man" who, of course, is Father on Father's Day.

“We seem to be hogging the playing time!”

“Our shorts are the cats!”

"The boys are nuts over us!"
"MADCAP MODELS" have the touch of genius! George Pal's remarkable technique in creating third-dimensional puppets is the sensation of the industry! His first two pictures, "Western Daze" and "Dipsy Gypsy," were thrilling—and he's putting more good corny box office in the new series!

"GEORGE PAL has 'got' something. I have seen 'Western Daze' twice now and think I could see it 200 times more and still not be completely satisfied."—HERBERT KENNEY, Jr., Motion Picture Critic, Indianapolis News

"Imagine a squirrel talking back! A bull getting a load off his mind . . . a skunk having his say! Audiences will laugh so hard you'd better soundproof your theatre! Each subject in the series completely different!

"Audience reaction will be terrific" raves Showmen's Trade Review

"Exhibitors can't go wrong in booking it" recommends Film Daily

Produced mostly by Jerry Fairbanks and Bob Carlisle
"Boys, you'll be glad to know Paramount's including these established box office favorites among our FEATURE SHORTS!"

BOB BENCHLEY doesn't have to sell you on these ... they've been pulling plenty for years!

6 POPULAR SCIENCE

ONE-REEL SHORTS • in Magnacolor
Produced by Jerry Fairbanks and Bob Carlisle

Year in and year out this popular series maintains its high-ranking box office consistency because of the care with which they are produced. The public is interested in the modern tempo of this advancing world ... and Popular Science entertainingly keeps them informed.

2 FASCINATING JOURNEYS

Produced by Count and Countess Von Keller in Technicolor

Technicolor-splashed film masterpieces of far-off places! Play them with a big feature for the perfectly balanced program.

ROAD IN INDIA • INDIAN TEMPLES
GRANTLAND RICE SPORTLIGHTS

Narrated by Ted Husing • Produced by Jack Eaton

For 21 years, Grantland Rice Sportlights have been tops with exhibitors and the public! And no wonder, with America's foremost sports authority at the production helm, and America's ace commentator at the microphone. This twenty-first year, as in the past twenty, Grantland Rice Sportlights will maintain the same high box office and entertainment standard.

Paramount HEADLINERS

Headline production . . . headline entertainment . . . headline personalities. This year Paramount will increase the pulling power of this famous series by placing the stress on stage, screen, and radio personalities with big news appeal; there will also be in addition big name bands to give you top-notch swing aggregations in the line-up.

UNUSUAL OCCUPATIONS

in Magnacolor

Unusual hobbies of unusual people make for unusual entertainment! Exhibitor polls in the short subjects field all acknowledge the popular appeal of this outstanding series.

Produced by Jerry Fairbanks and Bob Carlisle
FIRST WHERE NEWS IS BREAKING... AND

FIRST INTO YOUR THEATRE

PARAMOUNT NEWS SCOOP
FOOTBALL REVIEW

PARAMOUNT NEWS SCOOP
FIRST ACTUAL PICTURES
LIBYA WAR FRONT

PARAMOUNT EXCLUSIVE!
ARTHUR MENKEN
COVERS EASTERN WAR FRONT!

PARAMOUNT NEWS SCOOP
FIRST ACTUAL GREEK WAR FILMS

PARAMOUNT NEWS SCOOP
FIRST PERSONAL GLIMPSES
WINDSORS IN NASSAU

MAKING HISTORY TWICE A WEEK

PARAMOUNT NEWS
THE EYES AND EARS OF THE WORLD

*And by "First into your theatre" we mean fastest service to the screens all over the country.
20th Century-Fox Lines Up 55
Four in Technicolor Planned for 1941-42

(Continued from Page 1)

and "Moon Over Miami," in Techni-
color, starring Don Ameche and Betty
Grable. Now being produced on loca-
tion in Miami, the Technicolor produc-
tion is being directed by Gene Tierney, Ran-
dolph Scott, Dana Andrews, Philip
Dunne, Louise Beavers, Olly Howland, Elizabeth
Paterson, Chill Wills and Paul Burns. Irving
Cummings is directing.

Tyro Power heads the cast of "A Yank in the RAF" with Betty
Grable as feminine lead. John
Surtees is directing the Technicolor
film which is being directed by Henry King, produced by
Darryl F. Zanuck, with Lou
Edwardson as associate producer.

Important Films Starting
Within the next four weeks, the following are scheduled to go be-
fore the cameras: "Charlie's Aunt,"
comedy to star Jack Benny with Kay
Francis. Archie Mayo will direct and
William Perlberg is associate direc-
tor. The Technicolor film is based on
Ludwig Bemelmans' "Madeline" novel with Helen
Fondu and Joan Bennett heading the cast and
Harry Joe Brown as associate producer.

"Remember the Day," Claudette Colbert vehicle from the
Philadelphia stage play. Screenplay is by Tess
Steiniger and Frank Davis while
William Perlberg is associate pro-
ducer.

"Pitt, the Younger," with Robert
Donat, will go into production in
London on May 2 with Carlo Ponti
directing from the Sidney Gilliat
screenplay. Cesar Romero and Car-
rol Landis will head the cast of
"The Bouncer and the Lady," based on
the novel, "The Giant Swing," by
Ivan T. Stoakley. Irving Pichel will direct and Sol
Wurtzel is associate producer.

First of at least two Charles Chas-
sett projects will be "Charles Chas-
sett in Rio" with Sidney Toler in
the title role. Sol Wurtzel will pro-
duce and Harry Lachman direct.

"The Last of the Duanes" will intro-
duce George Montgomery, a new
screen cowboy in a Zane Grey stor-
ey by Jules Furthman with Wurtzel as producer.

First of at least two Charles Chas-
sett projects will be "Charles Chas-
sett in Rio" with Sidney Toler in
the title role. Sol Wurtzel will pro-
duce and Harry Lachman direct.

"Honeymoon in Havana," Musical
First musical on the new schedule, and the first William LeBaron 20th-
color, "Honeymoon in Ha-
vana," is now being prepared. Cast
will include Betty Grable, Carmen
Michiels, Mary Forbes and Cesar
Romero. Robert T. Kane will be
associate producer of "Law and Or-
der," which will go into produc-
tion right after "Honeymoon in Havana." A
company is now off the Mexican
cost shooting background material

U.S. Supplying 70% Of Guatemala's Pix
Washington Barr., THE FILM DAILY
Washington—About 70 per cent of the pix
shown in Guatemala during
1942 were American, the Commerce
Department reports in an annual sur-
vey of the industry in that country.

The survey covering Guatemala
with 13 per cent, followed by
Mexico with 10 per cent, France 5
per cent and 2 per cent of other or-
igin.
**“Lady From Louisiana”**

with John Wayne, Oma Munson, Ray Middleton

Republic
82 Mins.

PERIOD ROMANTIC DRAMA IN NEW ORLEANS BACKGROUND IS COLORFUL AND ENTERTAINING.

This new Republic offering has a colorful background, a capable cast, a considerable amount of drama and romance and a sufficient amount of action. Exhibitors should find it a handy piece of screen merchandising. John Wayne and Oma Munson are the strongest "names" offered in the cast, but the picture's background and content offer numerous exploitation possibilities to enterprising exhibitors. The story itself might have been shortened, and there are several story ideas that could have been developed along the linger linger path of the thesis of law and order against a gang of racketeers.

Wayne competently fills the bill as a crusading attorney brought from the North to represent a group of citizens fighting a gang running a lottery. Miss Munson is capricious and attractive as the feminine interest. A very good portrayal of a smooth crook is contributed by Ray Middleton, and Henry Stephenson and Helen Westley are both fine in important roles. Direction of Bernard Vorhaus, who also served as associate producer, is smoothly geared. The screening was handled by Vera Caspary, Michael Hogan and Guy Endore.

Wayne and Miss Munson fall in love on a river boat going to New Orleans. It is not until they land that she discovers he is the attorney who will represent the citizens' group headed by Helen Westley which is fighting her father's lottery, and vice versa. Miss Munson's father and head of the lottery, is secretly collecting levies on the side and diverting the funds out of the lottery which Stephenson believes to be used for charitable works. Fired by Stephenson when he is found out, he engineers Stephenson's murder, with the indirect blame falling on Wayne. Wayne fights against odds all the way to prove that the lottery is a blind for murdering the gang and his own father, but finally after a hectic climax things turn out all right.


CREDITS: Associate Producer and Director, Bernard Vorhaus; Screening, Vera Caspary, Michael Hogan and Guy Endore; Original Story, Edward James and Francis Faragoh; Cameraman, Jack Marta; Editor, Edward Mann.

**DIRECTION, Good. PHOTOGRAPHY, Good.**

**Bowling Opposition Grows**

St. Louis—Bowling as opposition to film theaters is becoming increasingly menacing here. Thirty-fifth bowling center, with 29 alleys, has opened in the West End.

**“In Old Colorado”**

with William Boyd, Russell Hayden, Andy Clyde

Paramount 66 Mins.

FAST ACTION AND HUMOR MAKE THIS "NATURAL" FOR OUTDOOR FANS. ONE OF WEST'S BEST OF "HOPA-LONG CASY." Sparkled with the exploits of William Boyd, this is easily one of the top productions in the series of westerns recounting the adventures of the character, "Hopa-long Cassidy." In addition to the good story and exciting action, the footage is rather rich in humor, thanks to the comedy sprigging from Andy Clyde and Cliff Nazarlo. Latter is cast as the double-talking cook on the ranch of Sarah Padden, and the former as one of Boyd's sidekicks, the other one of whom is Russell Hayden. The Boyd-Hayden-Clyde combo head for the Padden place from Arizona to buy her cattle which she is pressed to put up to sale because of the apparent machinations of a neighboring rancher. But when Boyd and his sidekicks arrive, a meal is spoiled because the rescuing trio have been robbed of the cattle-purchasing money. Boyd then sets out to find who was behind the outrage. He succeeds in having the "opposing" rancher make up with the Padden clique because he suspects that someone else is at the bottom of all the difficulties.

After considerable gun-play, Boyd finds the guilty leader and his henchmen and brings them to justice. Margaret Hayes supplies the feminine appeal. Morris Ankrum is the other principal in the cast. This picture gets a solid audience reaction, is nicely directed by Howard Bretherton, and excellently photographed by Russell Harlan. The scenic shots are splendid, which is one of the production "masts" of Producer Harry Sherman, who continues to turn out entertaining melodramas.

CAST: William Boyd, Russell Hayden, Andy Clyde, Morris Ankrum, Margaret Hayes, Sarah Padden, Cliff Nazarlo.

CREDITS: Producer, Harry Sherman; Director, Howard Bretherton; Assistant Director, E. Multford; Sound Mixer, Charles Althouse; Film Editor, Cyril Lewis; Art Director, Lewis J. Rachmil; Director, Russell Harlan.

**SHORT DRAMATIZING RADIO PROGRAM ON PARA. Lineup.**

A one-reeler titled "Those We Love," produced by Ted Lloyd and narrated by H. J. Haines, has been acquired by Paramount for release in the current season's Headline, "Weekend." Picture will be nationally released on a shorters series.

Short dramatizes the production of the Coast-to-Coast radio program "Those We Love," heard Monday evenings on Para. Broadcast. Staff and cast of the air show are featured in the picture, which includes Lee J. Cobb, Richard Cromwell, Donald Woods, Oscar O'Shea and Alma Kruger.

**“Strange Alibi”**

with Arthur Kennedy, Joan Perry, Jonathan Hale

Warners 63 Mins.

RACKETEER-COP SMELLER IS FAST-MOVING, ENTERTAINING AND ABLY ENACTED. Fast-moving and ably enacted, this racketeer-cop meller has some good plot twists and lots of action to make it entertaining screen fare for the average audience. None of the players carry any weight as marquee attraction, and the picture is a low budget program offering, but it has more enter- tainment merit than a lot of half-baked films that turn out to be duds. As a supporting attraction it should neatly fill the bill for exhibitors any place.

Arthur Kennedy, a newcomer who had an important role in a recent Warner picture, has the lead, and he does a fine job with it. Joan Perry, Jonathan Hale, Florence Bates, John Kildy, Charles Trowbridge, Clift Clark, Stanley Andrews, Howard da Silva and Wade Boteler, all capable performers, are the other players. The cast as a whole is better than average. A good pace is given the picture by director D. W. Lesher, who has good job with the players and material. A moving screenplay was provided by Kenneth Gamet. The story is a little far-fetched at times, but it is smooth, entertaining, which is the principal point at stake. Kennedy, a police sergeant, plans a break with his boss, Chief Hale, in order to get the gang running the town. The ruse is successful and Kennedy learns that a police captain and a lieutenant, Clark and Andrews, are the brains of the ring. However, as he is imparting the information to Hale, Andrews breaks in, kills Hale, knocks Kennedy out with another bullet, and when Kennedy is to be cashiered by a second cop, he is accused of murder- ing Hale because of their staged grudge fight, which nobody else knew was an act. Kennedy goes to prison, but makes an escape and exonerates himself in a driving climax.


CREDITS: Associate Producer, William Jacobs; Director, D. Ross Lederman; Screenplay, Kenneth Gamet; From a story by Leslie G. White; Cameraman, Allen G. Siegler; Editor, Frank Magee.

**DIRECTION, Able. PHOTOGRAPHY, Good.**

**“The Wildcat of Tucson”**

with Bill Elliott, Evelyn Young, Stanley Brown

Columbia 59 Mins.

BELOW AVERAGE FOR THE SERIES. THIS WESTERN JUST GETS BY.

The fans who follow the adventures of Bill Elliott in the series Columb producers with this western star are likely to be somewhat disappointed by this one. The first place, Elliott does not have enou gh to do, on top of that his supporting cast not as good as usual and the story has been improved on. There is a sufficient amount of action and the picture moves along at a fairly fast clip.

Elliott, who is good as usual in his role, is supported by Stanley Brown, as his brother-in-law, Henry, the Taylor, the comic relief, and Kenneth MacDonald. Taylor is unfunny, Miss Young and Brown also has lot of room for improvement in his role as a partner. Remainer of the cast is adequate, and MacDonald is a fine class hiss geter as the villain of the piece. Picture was directed by Lambert Hillyer from a screenplay by Fred Myton.

Brown gets in a scrape and Taylor helps him out of jail. MacDonald is vic timizing the ranchers through Ben Gart, a judge whom he has the goods on who is also Miss Young's father. Elliott manages to be in hiding and makes a scene when Miss Young shows up with him. There is a considerable amount of cramming before Elliott gets his trusty six-shooter working and clears the situation up.

CAST: Bill Elliott, Stanley Brown, Evelyn Young, Dub Taylor, Kenneth MacDonald, Ben Taggart, Edward Cobb, George Meekan, Editor, Charles Nelson.

**DIRECTION, O.K. PHOTOGRAPHY, Good.**

**“Victory in the West”**

Draws Anti-Nazi Fire

Spokesmen for the Anti-Nazi League yesterday scored the announced openings of the U.S.-release, "Victory in the West," next Friday, at the local 96th St. Theater and the Modern Playhouse, and the movie will be one of the same film in Brooklyn, Irvington, N. J., North Bergen, N. J., and Chicago, as an attempt to get concentrated showings for the attraction, which, it is claimed, has been categorized by Berlin's "Filmkammer, " as produced by the propaganda department of the German Army.

League channels point out that the film, "Two Voices," two hours long, has been permitted by the State Board of Censors to be classed as a "voskos." But footage, it is said, was shipped here from Berlin after having been flown from Africa. "Victory in the West" is the company slogan of the "Baptism of Fire," but whereas the latter dealt with the Polish campaign, the new film's subject is in charge of the committee on arrange ments.
REVIEWS OF NEW FILMS

“Buzzy and the Phantom Pinto”
with Buzzy Henry, Dave O’Brien, Dorothy Short
Arthur Zichm, Inc. 55 Mins.
WILD WESTERN WITH KID STAR HAS GREATEST APPEAL TO THE JUVENILE TRADE.
Featuring Buzzy Henry, an eight-year-old boy, this western has an angle that makes it merchandisable for the juvenile trade. Picture suffers from spotty sound and poor photography. The outdoor locations are on the plus side of the ledger, and the cast is adequate, although a couple of its members try too hard for results. The story is a wild concoction of murder, fifth column agents and straight out and western action.
In addition to Henry, who rides his horse well and fits into his part adequately, Dave O’Brien, Dorothy Short, George Morrell, Sven Hugo Berg and Melburn Morante are excellently cast. There was directed by Richard C. Kahn from a screenplay by E. G. Roberton.
Morante, Henry’s uncle, is shot to death after refusing to sell part of his ranch to Bomp, a newcomer in the district. Miss Short, Morante’s daughter, returns to the ranch, but O’Brien has been named trustee and he blocks her sale of the property Bomp wants. Finally they find out what he wants the property for, uncover the murderer and straighten things out after some action and intervening business.
CAST: Buzzy Henry, Dave O’Brien, Dorothy Short, George Morrell, Sven Hugo Berg, Melburn Morante, Frank Marlo, Phil Arnold.
CREDITS: Producer, Dick L’Estrange; Screenplay, E. G. Robertson; Camera with, Clark Ramsay; Editor, Adrain Weiss.
DIRECTION, ADEQUATE, PHOTOGRAPHY, Poor.

“Marching With Old Glory”
American Red Cross . . . . . 10 Mins.
Inspiring Subject
Of particularly high interest currently is this new short because it recounts the activities of the American Red Cross in connection with our national defense effort. For example, the footage shows how the organization functions in our many Army camps, together with forming a close link “twixt the soldier and his family at all times when there is illness in his home.
This naturally makes for sturdier morale of the draftsmen and all others in active service because of the peace of mind Red Cross action in such cases brings. Material accents the import of the great humanitarian organization in times of stress. There is an inspiring scene at the finale wherein the various units of the Red Cross are depicted marching shoulder to shoulder with our fighting forces.
This sequence is in Technicolor.
The reel is a worthy successor to past Red Cross shorts, William J. Ganz produced and Lowell Thomas did the narration.

WON'T BELIEVE THE TRUTH IN THE OLDテーマ

S H O R T S

MINN. SELLING PLAN, ATTORNEYS’ HEADACHE

(Continued from Page 1)

Small Takes Balcony Comedy
Edward Small has acquired Michael Balcon’s British pix, “Three Cockeyed Sailors,” for UA release.

ROOKIES ON PARADE

A REPUBLIC PICTURE

(Continued from Page 1)

Dr. J. B. Fishman Elected Conn. Allied’s President
(Continued from Page 1)

by President George Schaefer. His first two pictures will be “Valley of the Sun” and “Through the Thin Wall.” His third will be “Sister Carrie,” by Theodore Dreiser.
“Valley of the Sun” is to be directed by George Marshall with James Craig in an important role. Charles Laughton will star in “Through the Thin Wall.”

Graham Baker is Signed As Producer for RKO
(Continued from Page 1)

INES-NEWSTYPE: Buster Keaton plays Judy Canova’s boy friend in Rep’s “Uddin Head.”... Warners has cast takes Prevoir opposite Joan Pfeiffer in “Bullet for O’Hara.”... Female lead in Harry Cerman’s “The Silver Queen” goes to Ellen Corby... Carl Harlow, RKO director will direct “U’s Radio Relays of 1942.”

MYERS ASCAP REP. III
R. Myers, New Haven Ascap representative is ill at Grace Hospital, New Haven.
Admission Tax, Theater License Bill in Michigan

(Continued from Page 1)

emptied and also fairs, symphony orchestra concerts and communities' motion picture theaters, such as operate in many small Michigan towns.

Monthly reports to Secretary of State and an annual license fee of five dollars would be imposed. Penalty for failure to turn in taxes collected would run up to $1,000 fine and one year in prison.

Object of tax is to raise revenue for vocational schools and for training persons for national defense.

Latin-Amers. Sales Reps. Approve "Buck Privates"

West Coast Bureau of THE FILM DAILY

Hollywood — That Universal is planning to star Abbott and Costello in additional pictures with service backgrounds was confirmed in a report made by President Nate J. Blumberg at the recent convention of Universal sales managers for Latin-America. The company president revealed that the highlight of the Cenral American conference was the screening of "Buck Privates." Blumberg said the picture was enthusiastically received by sales executives, all of whom, except for two, are native-born Latin-Americans.

"Like millions of North American theatergoers, we are enjoying the picture, Latin-American sales managers were enthusiastic about the comedy contained in "Buck Privates,"" said Blumberg. "In addition, they were deeply impressed with the vivid panorama of the United States military preparations and the training which it offered."

"The sales managers pointed out that the production will give citizens of Latin-America a more concrete picture of U. S. Army mobilization and modern equipment than they have been able to get through any other medium," Blumberg asserted.

Honor Andy Smith in Drive

Andy Smith, sales manager of RKO Radio, will be honored this week and next week as a phase of the Ned Denne Drive set aside by the field department as the Andy Smith Appreciation Tribute. Drive ends May 9 and the goal is record billings by the sales staff.

TO THE COLORS

West Springfield, Mass. — Arthur H. Goldstein, manager of the Majestic Theater and a captain in the 30th Infantry Reserve has received active-duty orders. He reported to the 1st Division regular Army at Fort Devens, Ayer, Mass.

High Court Hears Ascap Cases

Neb. Appeal Continues at Today's Session

(Continued from Page 1)

cases by Thomas G. Haight and Nebraska was represented by William J. Hotz, special assistant to the attorney general of that state.

Charging that Ascap is "worse than an ordinary monopoly," Hotz argued that the state has the power to bar such activities. His arguments were based mainly on the district court's action in striking down the Nebraska act because Section 2B was in violation of the national copyright act. Both Sections 2A and 2B could be eliminated without causing the whole act to fall, Hotz said.

Take Away Composers' Rights

All the anti-Ascap laws take away the fundamental rights of copyright owners, Haight told the high tribunal. He argued that the individual composer could not enforce his rights without an agency similar to Ascap. He compared Ascap's methods with those of a labor union in imposing "collective bargaining" for its members. The composer's rights are worthless unless they combine, Haight said. Ascap's consent decree with the D of J was drawn into the picture, although it is not a factor in the cases.

Justice Stone asked if a state could pass a statute in conflict with a consent decree entered into with the Federal Government. Haight replied that he thought it was conceded that a state cannot legislate in a field occupied solely by the Federal Government if the legislation was in conflict. This is the exact question that was up in the Federal Government challenge of the Minnesota anti-blocks-of-five law. He stated that he did not think the Supreme Court had ever passed on the question.

"Too Much of Consent Decree"

"There is too much of this consent decree," Hotz said in rebuttal. "If this society were dissolved, the music would go back to the publishers and there would be competition again."

Justice Black asked Haight how, Cleveland Film Festival Set

Cleveland — Fourth annual Motion Picture Festival, sponsored by the Cleveland Cinema Club has been set for May 9-10. Charles Raymond Loev, district manager; Holden Swiger, manager of the Telenews, and W. Ward Marsh, Plain Dealer movie editor, will address symposiums. The Cleveland Public Library, the P. T. A. Church, and junior cinema groups will participate.

Elsieedia Juuling Dead

Pittsburgh — Elsiedea Juuling, who was employed on Film Rows for more than 20 years, her last position being with the local Republic, was pronounced dead in Mercy Hospital Monday after an illness of several months.

No Decision Yet Reached in Ascap Negotiations

At a late hour last night no decision had been reached by the Mutual Broadcasting System on the negotiations it has been conducting with Ascap representatives relative to a settlement of the Ascap-network difficulties over the use of the society's music in radio. Next move of MBS officials is expected to settle the issue, as Ascap's proposition is understood to be completed.

If one network comes to an agreement with Ascap, the others would necessarily follow suit, but on an individual basis, it is believed, in order to avoid any appearance of network collusion.

Pery to Far East

As Columbia Head

(Continued from Page 1)

wood shortly and will go via Chip to Australia. He will headquarter in Sydney. Territories under a supervision will include Australia, New Zealand, China, Japan, the Dutch East Indies, the Philippines, India and the Straits Settlements.

Pery started with Columbia in the home office and later joined the company's British organization. It was subsequently promoted to Continental sales manager with head quarters in Paris, directing th six offices of Continental Europe. Returning from Europe after conditions made it impossible to carry on his duties, Pery was given short assignment of opening Columbia's offices in Puerto Rico.

"Martin Eden" as Col. Feature

West Coast Bureau of THE FILM DAILY

Hollywood — Columbia has acquired film rights to Jack London's "Martin Eden," which will be produced under B. P. Schulberg's supervision. 

JUNEiva, producer of "Pygmalion," presents a magnificent production of George Bernard Shaw's famous play "MAJOR BARBARA" starring WENDY HILLER, co-starring Rex Harrison and Robert Morley, released th United Artists.

Mike's Picture of the Week

B&W SHAM GUYU

GABRIEL PASCAL, producer of "Pygmalion," presents a magnificent production of George Bernard Shaw's famous play "MAJOR BARBARA" starring WENDY HILLER, co-starring Rex Harrison and Robert Morley, released th United Artists.
DEFENSE SPENDING B.O. EFFECT SPOTTY

Mexican Bill Calls for 3-Day Runs of Native Pix

Section Added to "Neely" Measure Demand One All-Mexican Program Monthly

By MARCO-AURELIO GALINDO

Los Angeles Daily Staff Correspondent

Mexico City (By Air Mail)—Exports throughout Mexico will be able to play a native feature-length film for at least three consecutive days each month, underments to the Mexican "Neely" now before the Mexican Congress.

The Mexican "Neely" bill, introduced by a committee headed by (Continued on Page 7)

Fields Will Refile

Cameo Thea. Demand

Arbitration hearing of the complaint filed by Jack Fields of the Cameo Theater, Jersey City, against five competing companies was set yesterday when Fields agreed to withdraw the complaint and request it in September. Argument proved that Fields was justified in its specific run instead of adjustment of clearance with the

Cartoonists Federation

old Company-Dominated

A Coast Bureau of THE DAILY

Hollywood—W. R. Walsh, NLEB director, yesterday ruled at the Federation of Screen Cartoonists at the Disney studio is a company-dominated union. Following a hearing, Walsh said that he (Continued on Page 5)

GWTW Set in Havana.

3-a-day, 60 Cents

Havana (By Air Mail)—GWTW opens in the Smith Circuit’s Fausto Theater May 13 for a three-week run as a result of a deal closed by Edward P. O’Connor, Metro’s Cuban manager, with Ernesto P. Smith. Policy calls for three-a-day, with 60 cent top. Pix will come back in October.

EXTEND ATLAS

K-A-O OPTION

Small Portion of Meehan Shares Recently Purchased

Option held by Atlas Corp. for the acquisition of the remaining preferred interest of M. J. Meehan in Keith-Albee-Orpheum, involving some 21,000 shares, was extended yesterday, on which day the prior option expired, for a period of 60 days, according to sources close to the transaction.

Fundamental purpose of the proposed deal is to permit consolidation of the two chief theater subsidiaries, K-A-O and B. F. Keith Corp.

Industry reports have been to the effect that the Meehan shares will probably be purchased via a loan.

(Continued on Page 5)

Schenck, Moskowitz

Bail is Continued

Federal Judge Grover M. Moskowitz yesterday granted freedom to Joseph M. Schenck and Joseph H. Moskowitz under a continuation of bail increased to $5,000 in a decision which overruled objections raised by U. S. District Attorney Mathias F. Correa.

In making his ruling, Judge Moskowitz urged Judge Joseph M. Proskauer, attorney for the defendants.

(Continued on Page 8)

V.C. Attendance to Set Mark

Registrations Heavy; “Sunny” Debut Tied in

Use Theater Page Ads.

For Panoram Soundies

Indianapolis—Theater page advertising in the dailies is being used effectively here to plug Panoram Soundies, following installations of the slot machine pix equipment, according to (Continued on Page 8)

Increased Payrolls Most Beneficial in New England:

Washington, D.C. (AFP)—Mid-West Reports No Gains; Claim Box-Office Lags Behind Employment

Effect of the national defense program on the nation’s motion picture box-office is best described as “spotty,” on the basis of the first field reports by FILM DAILY staff correspondents, now engaged in a country-wide survey. Variety of factors are reported influencing theater registrations—migration of workers, the toll of the Army’s draft, radio news broadcasts, 24-hour shifts in defense plants, among them.

New England Gains Lead

Generally speaking, increased employment resulting from the defense

(Continued on Page 6)

Ohio ITO Battling

5% Rental Tax Plan

Opening gun in an attack by the industry on the proposed 5 per cent film rental tax now being considered

(Continued on Page 4)

Pascal-Shaw-Hiller

Combo Scores Again

Hollywood—The Pascal-Shaw-Hiller combination scored again. And for good measure there is splendid acting by Rex Harrison as a penniless Greek scholar who falls in love with Wendy Hiller, who although the daughter of Robert Morley, millionaire munitions maker, is “Major Barbara” of the Salvation Army; by Morley, Robert Newton and Emyl Williams, and acting throughout is excellent and the casting admirable.

Pascal gets credit for dual honors, having directed as well as produced —and he deserves much praise on both counts. The Shaw humor is at its best with the affable, amiable, wit and satire being presented effectively. Even the foreword is in the best Shaw manner. Shaw scrutinized his own opus. Ronald Neame’s photography is high class, and Vincent Korda rates many bows for the sets.

—WILK.
Porter, Industry Pioneer, Dies; Funeral Tomorrow

E. S. Porter, 71, industry pioneer, camera inventor, early production of Paramount Project in 1899 a 2:30 a.m. yesterday at his suite in the Hotel Taft.

Porter, who had returned from his sojourn in Florida about a week ago, is survived by his wife, Caro-
lene, three brothers, E. M., John T. and Harry, and a sister, Ada Clark Porter.

Funeral services will be held at 2 p.m. tomorrow at the Cook Funeral Parlors, 72nd Street, and interment in Kensico Cemetery will follow.

Porter's industry career was a distinguished one. In 1903, he produced what is accepted as the first American “feature,” “The Great Train Robbery.”

Porter collaborated with Thomas A. Edison on the invention of the motion picture camera. He directed the first story film, “The Life of an American Fireman.”

With that picture he introduced film editing.

He later headed Precision Machine Co. and was the inventor of the Simpson Pocket Camera 16 mm. which International subsequently manufactured under royalty.

Welles at Opening Of “Citizen Kane” Tonight

RKO will unveil Orson Welles’ “Citizen Kane” at the Palace Theater, Broadway, today. Mr. Welles himself will head the list of celebrities attending which includes:

Joan Crawford, George and Bea-
nee Kaufman, Dorothy Parker, Kaye
Smith, John Garfield, Frank Buck,
Maj. Edward Bowes, Sinclair Lewis,
Gustave Freidman, Granville &
Rex George J. Schaefer, Floyd Oehlen,
Richard C. Patterson, Peter Rathyon,
Orry Dee, Petey Dinn, Roy Disney,
Cohn, Herbert Barnave Swone, Jules
Levey, Frederic Ulman, jr., Jack
Ueland, A. W. Smith, jr., Cresson
E. Smith, Gordon B. Youngman, S.
Barret McCormick, Robert Mochrie,
John Parsons, Charles Pathe, Harry
Goldberg, Phil Reisman, Ray Collins,
Angees Moorehead, Ruth Warrick,
Erskine Sanford, Paul Stuart, Ed-
ward Sloan, George Coursou, Ches-
ter B. Bahn, Jay Emanuel, Charles
E. Lewis, Terry Ramsay, Maurice
Kann, George Skouras, B. S. Moss,
Charles Moss.

Para. Files Pact Break Suit vs. Plomar’s Palace

Chicago — Paramount Pictures, Inc., filed a breach of contract suit in Municipal Court here yesterday against James Plomar’s Palace The-
ater. Spitz & Acock represent Para-
mount.

Brown Named VP, Counsel For WE, Erpi, Subsidiaries

Walter L. Brown of Huntington, W. Va., was tapped as the new president and general counsel of Western Electric, according to an announce-

Brown was elected to Western Elec-
tric board of directors at a stock-
holders’ meeting two weeks ago.
Brown also succeeds Price as gen-
eral counsel for Erpi and other West-
ern Electric subsidiaries.

Brown, since 1928 has been prac-
ticing law as a member of the firm of Fitzpatrick, Brown and Davis. Since June of last year Brown has been vice-president of Henry L. Doherty & Co., a position he has now resigned.

Expect No Action on Ill. Film Industry Measures

Springfield, III. — Pending film legislation in the State Legislature here is given slight chance of enact-
ment at the current session. Lest-
et be introduced is one providing for a 10 per cent ad mission tax for all amusements.

The Judiciary Committee has the Searle censorship bill and the Crow-
ley anti-Asian measure, while the Roads committee has the filmic anti-billboard bill.

Louis and Meyer Marks Fined in Income Tax Case

Chicago—Louis and Meyer Marks were fined $1,000 each by Federal Judge Charles Woodward in an in-
come tax case relating to Marks and Ann Sothern. Marks had earlier bought DeSylva’s “Panna Hattie” for Miss Sothe and American Mannerheim is adapting “DuBarry” musical to the screen.

Metro Buys “DuBarry” For a Reported $80,000 West Coast Division of THE FILM DAILY

Hollywood—Metro has bought DeSylva’s Broadway musical co-

Price paid for “DuBarry” is re-
ported at $80,000 as against $13,000 for “Panna Hattie.” Art Freed will produce both films.

British Heads Chi. D. of I Office

Chicago—Daniel B. Britt, has been placed in charge of the D of anti-trust division here, succeeds Leo F. Tierney, who retired to engage in private law practice.

Don’t Forget…
You Have a Date…
National Convention of
The Variety Clubs of America
Tramway Hotel
Atlantic City, N. J.
May 15th, 16th & 17th

COMING and GOING

GEORGE J. SCHAFFER arrived yesterday on the Coast.

W. J. HEINEMAN, Universal Western div. sales man, planned to Chicago last night to work on circuit deal.

W. F. RODGERS returns Monday from ern trip.

STANTON GRIFFIN has returned from W. HARRY C. APHER, jr., vice-president

Fanchon & Marco, has returned to St. L. after a 10-day stay here.

MILTON WEISS, Metro publicist, left today for Charleston, S. C., to arrange a visit to that city of Anna Sothern, retur-
non here Monday.

ORSO WELLS arrived yesterday from Coast via TWA Strataliner.

LORETTA YOUNG left for the Coast last night.

ARTHUR HORNBLER, jr., Paramount du
cer, and his wife, Myrna Loy, arrive t

New York for a week’s vacation via

BUDDY DE SYLVA returns to the Coast Sat.

SUSANNA FOSTER, Paramount player, makes a p.m. in Chicago on May 15 in connection with “I Am an American Day.”

JUDY HOLLAND.

MARIANO MORENO, Mexican stage and so-
r, is on route to New York from Mex-
ico.

JOE EAGAN, Wilmer & Vincent general a-
er, has returned to New York via Rich-
mond and Norfolk.

ARTHUR F. LOCKWOOD, president of Con-
eticut MPTO, is planning a trip to C.

CAROL BRUCK has returned from Holly-
ly flying out and back over the week-end to screen test at Universal.
GOOD NEWS TRAVELS FAST!

it started as a whisper...

cost-to-coast columnists spread it...

now all America will say:

"A WOMAN'S FACE' IS YOUR FORTUNE!"

(from M-G-M, of course)
Ohio ITO Battling for 5% Rental Tax Plan

(Continued from Page 1)

nered by the House Ways and Means Committee was fired yesterday by the ITO of Ohio.

In a service bulletin to all members, Secretary Pete J. Wood called for an immediate protest to the Committee against enactment of the tax “if it is to be passed on to the theater owner.” In his bulletin, Wood said:

“As the terms of the contract between the theater owner and the distributor provide that any such taxes shall be borne by the theater owner, this tax, if adopted, would mean a gross receipts tax of 1/2-3 per cent, the latter figure being arrived at upon the assumption that film rentals average $3 1/3 per cent of the gross.

“It means that each and every theater owner would pay an additional tax of the following amount:—Theater owners paying $100 weekly in film rentals, a tax of $1/3 per week: $200—$10; $300—$15; $500—$25; $1,000—$50. The foregoing proposal is in addition to the one now under consideration by the House Ways and Means Committee of reducing the exemption figure from $20,000 to $15,000.

“While theater owners are just as desirous as any other business people of contributing to the defense program, it is probably unfair to expect them to accept the imposition of taxes from two sources—on what they sell and on what they buy.

“If a tax is necessary, it should be imposed upon the distributor, where it rightfully belongs, and not upon the theater owner who, from all indications, will be weighed down with an additional tax upon all admissions beginning at 10c.”

Strand, Milford, La. Sold

Milford, La.—The Strand theater has been sold by Mr. and Mrs. E. C. Arehart to Mr. and Mrs. Marvin W. Leritz of Sibley, La. The Areharts have purchased the Hollywood theater in Estherville and will take possession of their new house on May 1. Leon Place of Milford will be resident manager of the Hollywood with the Areharts to continue their residence in Milford.

Happy Birthday

To you

From

The Film Daily

Ohio ITO Battling

5% Rental Tax Plan

(Continued from Page 1)

Ascap Decision Due

In Next Four Weeks

(Continued from Page 1)

disallowed because “they do come into court with clean hands.”

Chief Justice Hughes, however, directed that the argument be restricted to the legality of the statute itself. Boggs insisted that under the Florida law, Ascap could not be the agent of composers to set fair prices. He said the Ascap decision proves they can sell oil than by blanket license but admit administration under the consent decree might still violate the Florida law.

The high court devoted considerable time to the question of substitution of parties. Tyrus A. Wood, Assistant Attorney General of Florida, argued that the protest of Attorney General could not be substituted for his predecessor in action. Although only a form technical matter, some counsel thought the case might be a block on this point.

Northwood charged that Ascap was guilty of “a very human mistake,” in its policies and said the blanket license barred young composers from having their music heard. It is immutable that the Florida statute will cause music to cost more in the state. Nor was it

Frank J. Wideman and Thor. G. Haight argued the substituting question for Ascap, contending would be an almost impossible substitution, if a new suit had to brought each time the Atorn General of the state left office.

The Supreme Court upheld the state statutes, they will be replicated by other states and the copyright act will be destroyed. Halsa declared.

WEDDING BELLS

Wedding of Rodney Bush, assistant to Charles E. McCarthy, 20th-Fox, and pub, director, to Miriam Postman was made known yesterday. The couple were married Easter Sunday.

Boston—Jack Merivale, actor, a Jane Sterling, actress, will be married this week.

West Coast Bureau of THE FILM DAILY

Hollywood—Mary Brian and J. Whitecomb, illustrator, will be married Sunday.

Detroit—Jack Susami, Universal, was married to Betty Nison recently.

Detroit—Al Bodman, office manager of Al Dezel Roadshows, and of Jacob Bodman, manager of Detroit Film Clearance Service, was married Sunday to Ray Nelson.
REVIEW OF NEW FILMS

“Law of the Wolf”
with Dennis Moore, Luana Walters, George Chesebro, Rin-Tin-Tin, Jr.
Arthur Ziehm, Inc. 55 Mins.
FAIR MELLER FOR LOWER BRACKET STORY, CHIEF ASSETS ARE ACTION AND APPEAL OF ITS CANINE STAR.
Appeal of this meller rests on action plus the natural admiration of most fans for canine heroes. But the piece definitely belongs on screens of the lower scale houses whose patrons are rarely finicky about the technical merits of pictures, careful direction or skillful acting. “Law of the Wolf” is by all these counts.
In simple narrative form it recounts the escape from prison of two convicts. These assignments are in the hands of Dennis Moore and George Chesebro. The former was unjustly “sent up,” but the latter is a hard-boiled criminal. Moore’s conviction was allegedly for the murder of his brother, an aeronautical designer, whose plans Jack Ingram, villainous businessman, sought.
After the jail break, Ingram continues his search for which events eventually fall into the hands of Chesebro, whose threat of them is thwarted by the dog—one of the blood line of the renowned Rin-Tin-Tin. In between are spread some scenes of the dog’s prowess and intelligence, and some wisps of plot accenting human interest. The players move through the story in routine fashion, which will at best merely be accounted for by the lack of direction.
CAST: Dennis Moore, Luana Walters, George Chesebro, Stephen Clark, Jack Ingram, Robert Frazer, James Aubrey, Martin Spelman, Bobby Gordon, and the dog, Rin-Tin-Tin, Jr.
CREDITS: Director, Raymond K. Johnson; Original Story, Thomas Gibson; Screenplay, Joseph P. Murphy; Photography, Edward A. Kull, Assistant Director, Adrian Wills; Technical Adviser, Raymond V. LeVay; Production Manager, Harry Gordon; Sound Technician, W. A. Hahn; Editor, Frederick Bain; Musical Direction, Lange and Porter.
DIRECTION, Routine. PHOTOGRAPHY, Passable.
Para. Signs Leisen
TO NEW TWO-YEAR Pact
West Coast Bureau of THE FILM DAILY
Hollywood — Mitchell Leisen has been signed to a new contract by Paramount and will direct two pictures annually over a two-year period.
Roach Preparing “Niagara Falls”
West Coast Bureau of THE FILM DAILY
Hollywood — Hal Roach has engaged Homer McCoy, Paul Gerard Smith and Eugene Conrad to prepare the script for “Niagara Falls,” the first of his “streamlined features” in four reels for UA release. Players engaged for the film include Tom Brown, Mary Kean, Weldon Strong, Mimi Jordan, Charles Martin, Paul Dubov, Charlie Keaton, Kay Johnson, George Arliss, and others.
Open Toy-Lending Center
Baltimore — The Variety Club has opened its second toy-lending center. C. W. Hicks is Chief Barker.

Atlas K-A-O Stock Option is Extended
(Continued from Page 3) of approximately $9,500,000 derived from a syndicate of banks and the Equitable Life Assurance Society. Banks are said to be Irving Trust Co., Bankers Trust Co., Manufacturers Trust Co., all of New York, and the Security First National Bank of Los Angeles.
Reliable sources said last night that a small portion of the Meheen shares in K-A-O have been very recently purchased, which would mean that something less than the approximately 21,000 preferred remain to be acquired by Atlas.

gruity of creation having to go hand with hand in destruction; and the strange truth that man, springing in the organic chemical sense from the elements of the physical world, will inevitably, with all his art and success in making objects for his advancement, be destroyed by the matter-forces which brought him into being.
Whether this is what Young intended to tell us or—that’s the way we see it. In any event it is an ingenious conception and well worth the viewing by those who revel in the unusual and enjoy some mental acrobatics. It’s stuff to make you think.

“Fortunately for Prophets — And for Film Audiences — History Repeats Itself!”

GABRIEL PASCAL, producer of “Pygmalion”, presents a magnificent picture of George Bernard Shaw’s famous play “MAJOR BARBARA” starring WENDY HILLER, co-starring Rex Harrison and Robert Morley • Released thru United Artists.
Defense Spending Effect on Box Office is Spotty

Increased Employment Said Most Beneficial to Exhibs. in New England Territory

(Continued from Page 1)
program has been most beneficial thus far in the New England area.
In other Eastern spots, while employment has risen markedly, the box-office benefits have been less by far.
In Washington, the nation's capital, the mushroom development of Government has sent grosses climbing.
In the mid-West, there is a curious situation evident. Here, aggressive war orders are being filled, yet exhibitors, including those in the very busy Detroit sector, claim that business is at an all-time low.
No Help In the Mid-West
Other mid-Western situations insist there have been no appreciable benefits from defense employment and defense spending thus far.
Farther West, and in the North-west in the open country, defense spending is a minus quantity, and, consequently, the box-office has not been helped.
Importance of these reports from the field is enhanced materially in view of the tax legislation proposals now receiving consideration in Washington. Observers, too, point out that they spotlight the major selling problem ahead under the provisions of the New York consent decree.

Typical of the early field reports from staff correspondents are these which follow:
Springfield, Mass., Houses Report Gains of 20 to 25%

Springfield, Mass.—Theaters in this area, in fact the entire area, are report a better business since the boom days of 1929, due to increased incomes brought about by the national defense program.
Downtown Springfield theaters are averaging better than 20 per cent gains, while neighborhood houses are nearly 25 per cent ahead of last year. There have been no rate changes here.
Defense orders totaling more than $32,000,000 have poured into the Springfield area and as of April 1 there were 21,000 employees getting a total weekly pay of $630,000. This is an increase of about $280,000 over last year.

Washington a "Boom Town"; Theaters Do Excellent Biz

Washington Bureau of THE FILM DAILY
Washington, D. C.—Constitution Day celebration of the National Defense Program, plus the heavy influx of new Government workers, plus the large expansions of travelers and sightseers to Washington are the reasons for the decided upswing in the Capital box-office situation.
Washington's normal 600,000 old population has been increased by approximately 75,000 to 100,000 new workers for the Government and private employers with Government experts predicting there will be a 200,000 increase by 1942. There is no accurate estimate of visitors but they have been in a steady stream and caused an acute shortage of hotel rooms. And all of them are going to the movies.
The F Street—Broadway of Washington—theaters are doing excellent business. This new trade hasn't hit the nabes to such an extent yet but they too are receiving better than average receipts. The Washington releases have been keeping up with the increased tempo of business. No end is seen to the "better days"; only bigger and better box-office as this "boom town" grows by leaps and bounds. It's all too good to be worried about what happens when the defense sprees end.

R. I. B. O. Business Better, But Legs Behind Employment

Providence—Theater business in Rhode Island is slightly better than last year, but, according to exhibitors, is not commensurate with the state's employment gains.
General business index in Rhode Island, largely attributable to defense contracts placed with manufacturers in the State, in March reached highest level since November, 1929, and is expected to remain so above March, 1940. Employment in Rhode Island factories in March rose to highest point in 12 years.

Early Bird Shows for Defense Workers Draw Whole Families

New Haven—The popular 3 to 11 p.m. factory show has dedicated a new policy in some towns, the "Early Bird Defense Workers Show." Both Warners and Loew's are trying out the morning shows once a week in various towns. Regular matinee admission is charged.
The Loew-Poli, Bridgeport, first on the circuit to institute the new policy, is followed by showcases in Waterbury, New Haven, Meriden, Torrington, Plymouth, Middletown, Wallingford, Southington and Danbury.
Shows start as early as 8:45, and managers report whole families attending. Warner's have discontinued the experiment in Waterbury, where attendance is too small; and in New Haven, where Monday business is small.

Downtown reports increasing concentration of business in the week-ends, with Monday, Tuesday, Wednesday business proportionately poorer.

Wilmington B. O. Receipts Trail Employment Increase

Wilmington—Although the Chamber of Commerce reports considerable employment gain in the local area, the box-office operators in this city assert that the national defense program has given no appreciable lift to b.o. receipts thus far.

Buffalo Grosses Reflecting Peak Business of Factories

Buffalo—Industrial business here is now at the highest point since 1929, according to the Chamber of Commerce, and that happy situation is reflected at the box-office, checkup indicates. Buffalo's increase in activity is due largely to increased factory employment and this, to a large extent, was caused by the small amount of defense orders now being carried on in Buffalo and the immediate area.
The indications are that factory employment and wages will increase further during the first part of 1941 because it is definitely known that the number of employees in the airplane plants and the opening of the new Buffalo Packing and Freezing Co. will necessitate additions to the working forces. Offsetting this is the fact that some of the large defense orders placed in Buffalo eight to nine months ago have been filled and some of these plants have not received new orders.

Workers' Migration Hurts Wilkes-Barre Box Offices

Wilkes-Barre, Pa.—Any benefits possible at the theater box-office because of the national defense program in this Anthracite region town are seen equalized by the loss of possible patrons due to persons moving to the new active defense areas of Philadelphia and Connecticut and the many men who have enlisted or been drafted.

The area which depends principally on anthracite mining, has some defense industries with approximately a million dollars in orders. The other industries in the area, possibly due to the decreasing amount of work in the mines,

Army Draft No Help In St. Louis, Salt Lake City Tax Worries Affect N. W.

has been reported to have one of the highest—if not the highest—percentage of enlistments in the A. F. T., which borders on St. Louis.

Many families have moved out of the area to take positions in munitions and tool factories in Connecticut and Philadelphia.

One complaint of exhibitors is that the army is taking the good business men. Another feature of the war situation is that the increased activity of the Germans in the Balkans and Africa—and the resultant acceleration of the radio broadcasts, has also had a tendency to hold down attendance. In their anxiety to learn the latest developments in the war zones, men and women are staying away from the film theaters.

Middle Northwest Reports Tax Worries Affecting B. O.

Sioux Falls, S. D.—Out here in the wide-open spaces of the middle Northwest defense spending is just beginning and about the same as in the East. Newspapers. This part of the country is wholly dependent upon agriculture and as yet there is little or nothing of the spending program noticeable.

Realization that the tax-payer must soon begin to feel the effect has had something of a hedging ef-

(Continued on Page 7)

Thursday, May 1, 1941
calls for 3-Day Run of Mexican Films

(Continued from Page 1)

its Luis Ordorici Cerda, Leopoldo Aguasvivas, Tercero and Pascual Azeza Perez, was amended at the last of the Mexican Association of Motion Picture Producers and Distributors.

In substance, the new sections read that:

1. All exhibitors throughout the Salt Lake City area are under the obligation fix three consecutive days, one day included, out of every month, the showing of motion pictures produced in Mexico.

2. All pictures played during these three days must be of less than five reels in length, and no foreign-made feature-length film may be shown during those days.

3. All contracts signed between exhibitors (of foreign-made films) and distributors were canceled by the exhibitor the right to determine which of these days he finds most convenient the showing of native pictures.

Action by the Mexican Congress is the chief of the complaints for exhibitors to play a native picture one week every two months was operation last year by solely within the limits of the Distrito Federal, which comprises Mexico City and its environs.

exciting Production Perks; our Features Shooting

Mexico City (By Air Mail)—With pictures now in work, Mexican production, in the old drunks for some years, has picked up in the past few weeks. Pictures are being made in free studios.

La Companera de Vajes ("Follow My Leader") was started at the Cinegografia Latino Americana, studio which has been dark for nearly a year. Alejandro Galindo is acting from Marco-Aurelio Galindo's original screenplay. Cast includes Sara Garcia, Alfredo del Diga, and Carlos Lopez Motetema. Novas y Cia will distribute. At the film stage Producciones Grovas-Oro.

TO THE COLORS!

Chicago — Keithly Smith and Jorge Pekow of B & K's Roosevelt Theater have enlisted in the Marine. Charlie Kaplan, another of the Roosevelt off, has joined the Navy.

Petersburg, Va.—Howard Rubin, son of Herman Rubin, city manager, neighborhood theaters, has taken a three-months' course in the Naval Reserve School at Northwestern University, Chicago.

Why They Become Critics, Or the Influence Of That Urge to See the Show Without Cost

Lincoln, Neb.—Manager Alvin Hendricks, of the Varsity, was served notice by new movie editor Dean Pohlenz, of the Journal, that his pictures would get good notices only when he could keep himself from his memories.

"You see," Pohlenz told him, "I never forgave you for scaling up the alley exit to the theater, because as a kid that was the way I used to sneak in."

Japan's Few U. S. Pix Reported Getting Biz

(Continued from Page 1)

same number will find playing time this year, he said.

Perkins said that unless the situation in the Far East changed, U. S. distributors would be able to get their share of the 3,000,000 yen (about $800,000) which the Japanese government deposited in the Yokohama Specie Bank in San Francisco in 1938 when restrictions were imposed on remittances. Money is being paid by the American companies in September.

Perkins, who lives in Shanghai, said that while there were no major restrictions in China, the unfavorable exchange rates had a bad effect on remittances although theater business in China is good despite the war.

In the Philippines, which are also covered by Perkins, economic conditions are not conducive to good theater business. In addition, the government has levied a corporation tax based on earnings.

Detroit Screen Craft Club Names Rubin President

Detroit—Screen Craft Club, social organization of Detroit projection men, has elected as new officers President, Russell Rubin, Amusement Supply Co.; vice-president, G. S. Goldstein, Graystone Theatre; secretary-treasurer, Sol Goldberg, Esquire Theater, Grosse Pointe; recording secretary, Manly M. Schar, formerly of the Town Theater; and fifth member of the Board, Gus Cohen, Ambassador Theater.

Plans are under way to resume activity as a bowling league, dropped about three years ago. This will give Detroit three bowling leagues composed entirely of film men.

Films put "Cuando los Hijos se Van" ("When Children Leave Home") into production with Juan Bautstilo Oro directing a cast headed by Fernando Coloma and Josefa Parete and Emilu Tero.

At Estudios Cinematografico Azteca, Producciones Independientes has Alfonso Patino directing "Cinco Minutos de Amor" ("Five Minutes of Love"). Cast includes Arturo de la Cabra, Maria Cortes and Carlos Orellana.

Another inactive studio, that of Mexico Films, has been reopened for productions by Hijo de Crise Diabolo" ("The Son of Crime Diabolo"). Lupita Gallardo, Tomas Perrin, Jr. and Matilde Brillas top the cast.

Legless Syracuse Gets 'Em, and Opposition, Too

Syracuse—This city, without legitimate save for an occasional booking over an increase of years, is getting touring attractions at both the Empire (RKO-Schine) and the Civic (Syracuse University).

"Man Who Came to Dinner," with Alexander Woollcott, breaking the ice last week at the Empire, did virtually SRO for three performances. Sylvia Sidney and Luther Adler break in the road tour of "Accent on Youth" at the Empire on Thursday and Saturday, while "Rose Marie," with Alexander Gray and Nancy McCard, is set there May 16-17.

Road company of "George Washington Slept Here," opens a three-day run at the Civic tonight, in opposition to "Accent on Youth." Former has $1.50 top as against $2.75 for the latter.

Defense Spending B.O. Effect Spotty

(Continued from Page 5)

feet upon local box-oftices. Except for a slight wage increase here and there, there is little change in box-office reports over the first quarter of 1940. There is no indication in this territory of any unusual national activity.

Defense Program No Help To Salt Lake City Exhibs.

Salt Lake City—So far as box-office receipts are concerned, film houses in Salt Lake would never know there is a defense program under way. In fact business at some theaters is under a year ago. Salt Lake is not an industrial city and the millions in defense spending is being confined to Hill Field, near Ogden, the Ogden arsenal, Fort Douglas and other Army bases. Ogden is benefiting some as the result of an increase in civilians employed at these bases.

More than 4,000 soldiers are quartered at Fort Douglas in Salt Lake City but they have their own post theater as well as a theater at the draft induction headquarters, and so they spend a minimum at downtown theaters. Increase in Salt Lake payrolls as a result of the defense program has been small.

ROOKIES ON PARADE

A REPUBLIC PICTURE

BOB CROSBY • RUTH TERRY

GERTRUDE NISSEN • EDDIE FOY, JR.
MARIE WILSON • CLIFF NAZARIO

JOSEPH SANTOS—Director & Screenplay by Bob Brown
A Jack Cottrell and Will Gross—Original Story by Sammy Cohn and Sid Chaplin

1941
Canada's 20% Admissions Tax Already Effective

V.C. Attendance to Set Mark
Registrations Heavy; “Sunny” Debut Tied in

Theater, Atlantic City, in connection with the convention. Anne Sage starred; Ray Bolger, male lead, and Herbert Wilcox, producer, will attend the screening in person in connection with the latter, RKO will take Kate Smith and her radio program to Atlantic City for a broadcast from the stage of the Traymore Hotel. All tents are bringing with them local newspaper men to cover home town papers.

Reservation-registration list as of last night followed

NEW YORK: Spyros, George and Charles Skouras, John Ebersol, Edward Auger, Ed Kurkorian, Frank Andrews, Crossen Smith, Joseph Bernhard, Harry Mayer, Grad Sear, Joseph Scher and others, who would expect to derive at least $8,000,000 from the tax in the full year and about $7,300,000 in the present fiscal year. He said he would recommend that the tax on amounts wagered at horse races, an amount that would produce $1,000,000, might be withheld. Newsmen to hold convention.

Cartoonists Federation Held Company-Dominated

(Continued from Page 1)

would notify the NLRB in Washington to that effect.

Gunther R. Lessing, attorney and vice president of the federation, denied at the hearing that the company controlled the federation and countered with a formal written statement that the A. P. L. Screen Cartoonists Guild, through its business agent, Herbert Sorrell, threatened to turn the Disney plant into a "dustbowl."

Lessing declared that in five years the Disney studio staff had grown from 300 to 2,000 and the company had said the average weekly wage was between $55 and $60, that there were no top-heavy salaries, and that Disney's list the led a $350 a week.

Rites for Mrs. Annie Black

Wilmington, Del.—Funeral services were held yesterday for Mrs. Annie McBride Black, 74, mother of Lewis B. Black, city manager of Warner Brothers Theaters here.

Knapp's Wife Seriously Ill

Detroit—Mrs. Arthur D. Knapp, wife of the 20th-Fox city salesman, is seriously ill.

Mutual Broadcasting Signs Pact With Ascap

Follows lengthy negotiations, Mutual Broadcasting System officials, early this morning signed—subject to majority approval of affiliated stations—a new music contract with Ascap, thus breaking the deadlock which has been in force since January 1.

Acting for the society were John Calvin and E. M. Terry Thomas, while Fred Weber and Alfred J. McCooker represented Mutual.

Exhibs. at Premium Show

Chicago—Theater owners are attending the annual premium show at the Palmer House this week.

Canada's 20% Admission Tax Already Effective

Schenck, Moskowitz Bail is Continued

To press for argument on appeal. June since the Court felt that early decision was of vital importance. The Court stated that no error had been made in passing upon legal questions raised during the trial.

Judge Proskauer argued that many rulings were erroneous in that there was ample ground for reversal by the 2nd Circuit of Appeals. He characterized the Court's last-minute charge at 11 p.m. as virtually an attempt to do in flagrante delicto, that the Court told the jury that it might draw its own inference from a failure by either side to put all equipment so far available.

Proskauer also attacked rulings on legitimacy of stock sales; insisted that the ruling of character witnesses, and the failure by the Court to overcall in 16 by Schenck to be credited in previous years.

Judge Proskauer, considered one of the foremost appeal experts, is supplanting Harold H. Conklin, who handled the trial.

Resignation of Joseph M. Schenck as chairman of the 20th-Fox board of directors will be submitted to the board of directors, it was understood yesterday. Schen resignation was reported yesterday, but the company made no official comment. The board will meet soon and will be strike Schenck's name from the directorate up for re-election at the stockholders' meeting May 15 if the resignation is accepted.

Use Theater Page Ads. For Panoram Soundies

(Continued from Page 1)
cording to Leo R. Alhand, preside of Panoram Distributors, Inc.

First 10 installations are now several drug stores that render el service, selected taverns and food establishments. Spc where there is an all-night service for the theater eight more than those climg at midnight.

Alhand says applications for all parts of Indiana are pouring in, but all equipment so far available has been placed. Marion Con will have about 60 soundies stations and six stations will be installed.

Programs are now being changed once a week but the company hoping to change twice a week soon as film is available.

Jesse J. Harris Dead

Jesse J. Harris, 70, former vance man, died Tuesday. He survived by a son, Charles.
Allied Calls for Tax Exemption Eliminations

(See Column 1 Below)

The Daily Newspaper Of Motion Pictures Twenty-Two Years Old

THE JI-A

DAILY

NEW YORK, FRIDAY, MAY 2, 1941

TEN CENTS

HINT U. S. TO CRACK DOWN ON EXPANSION

Rep. First to Close Deal Under New Minn. Law

contract Carries Statute's % Cancellation Section; York Out 10-Picture Plan

By GEORGE E. GUISE

By FLOYD L. BELL

FILM DAILY Staff Correspondent

FILM DAILY Staff Correspondent

Minneapolis—First Minnesota movie picture contract under the new 11-blocks-of-five law has been negotiated here by Gilbert Nathanson, resident of Republic Pictures Corp., Minneapolis.

The contract covers Republic's entire season's product, purchased Andrew Severson, operator of Empress Theater at Osakis. The contract gives Severson the right (Continued on Page 8)

and Tax Exemptions, urges Abram Myers

By MILTON F. LUNCH

Donald Bureau of THE FILM DAILY

Washington — Abram F. Myers, legal counsel, speaking for National Allied, told the House Ways and Means Committee yesterday, that (Continued on Page 6)

Schneck to Resume On Return to Coast

Joseph M. Schneck, upon his return to Hollywood, will resume his production activities for 20th-Fox, it was announced yesterday by the corpora-

(Continued on Page 7)

Proposed Circuit Programs Said One Sore Spot in the Post-Consent Decree Setup

in response to a number of complaints received by the anti-trust division of the Department of Justice, the Government will in all likelihood move in the near future against theater expansion on the part of signatories to (Continued on Page 3)

Paramount's First Quarter Profit At $2,475,000

Paramount estimates its earnings for the first quarter ended April 5 last, at $2,475,000 after interest and (Continued on Page 3)

“Citizen Kane” Gets Glittering Premiere

Before a celebrity-studded audience, RKO Radio’s “Citizen Kane” made its world bow last night at Broadway’s historic Palace Theater. Event not only signaled the formal unveiling of one of the most discussed-in-advance productions in film annals, but served notice, through the property’s power and marketing technique, that Orson Welles has done better than right by our Hollywood and the picture-going public. Reception accorded “Citizen Kane” at the premiere, and the enthusiastic lobby comment thereafter, pegs the opus deep in the hit class. For review, see the April 11 issue of THE FILM DAILY. For color story of last night’s world premiere, turn to “Along the Rialto” feature in today’s issue.—MORRIS.

DEFENSE COIN, FILMS—TWO VIEWS

Boston Grosses Soar Up to 50%, But Detroit Finds Vast Spending Program Holds No Benefits

By H. F. REVES

FILM DAILY Staff Correspondent

Detroit—Starting contrast is (Continued on Page 8)

Gov't Won't Launch Attack on Minn. Law

There is little likelihood that the Government will initiate action on its own initiative to test the constitutionality of the new Minnesota anti-five-block law, it was reliably learned yesterday. The question raised by (Continued on Page 6)

One Major Suspends Selling in Minn.!

One major company yesterday was reported to have instructed its Minneapolis branch to temporarily suspend acceptance of contracts in Minnesota until the new block-booking law is more accurately clarified. Diff. (Continued on Page 7)

Ramsey Theater Files 11th N.Y. Arbitration Action

New York’s eleventh case was filed yesterday by the Ramsey Theater, Ramsey, N. J., charging unreasonable clearance and naming all five comp. (Continued on Page 6)

First Arbitration Demand Filed by Ram in Charlotte

Charlotte, N. C.—First demand for arbitration in the local tribunal has been filed here by H. B. Ram, owner (Continued on Page 6)

Mass. Bill Okaying Beano, Bingo Killed

Boston—By a rising vote of 76 to 63, the Massachusetts General Court’s lower house killed the bill permitting Beano, or Bingo, in public places. Beano has operated in most Massachusetts towns under a former law which permitted it to be played for “charity”—the charity in most instances having been found to be that affecting the operators of the bill. There have been instances uncovered by the investigating committees where Charity received less than 1 per cent of the net receipts of the games.

(Continued on Page 7)

FPC Shareholders Meeting To Be Further Adjourned

Adjourned shareholders meeting of Famous Players Canadian Corp., scheduled for today, will be fur-
Diets "A Woman's Face" Slug Ads Set Precedent

Metro yesterday instituted a novel advance campaign for "A Woman's Face," new Joan Crawford starrer, with a one-inch, one-column reverse slug ad appearing simultaneously on consecutive pages of New York dailies. Campaign, conducted by Howard Dietz, is said to be the first of its kind ever used in film advertising history.

News sections, sports, food, litanies and woman's sections as well as film pages will carry the slug daily until the Capitol Theater premiere, following current "Ziegfeld Girl." Copy reads: "A Woman's Face... 1941's most important picture..."

Warner starts at Loew's Poli, Springfield, May 8, with 18 other key city engagements already set to follow.

Warners to Pay 96% Cents On Pfd. for Current Quart.

Warner Bros. board of directors has declared a dividend of 96 1/2 cents on its outstanding preferred. Saturday's 13th is the present quarter ending June 1, it is stated.

Dividends in arrears on this issue will remain at $33.68A per share.

Warner resumed payment of dividends on the preferred last March after a payment lapse dating to 1932.

Bachman and Dreifuss Head Own Units at PRC

West Coast Bureau of THE FILM DAILY

Hollywood — J. G. Bachman and Arthur Dreifuss enter Producers Releasing Corp. lineup as heads of their own producing units.

Bachman's new formation under the wing is "Motor Cycle Squad," which Al Kelly will direct. Dreifuss will produce "Reg'lar Fellas," tells us...hand-designed cartoon strip by Gene Byrne.

N. Y. Theaters Can No Longer Bar Reviewers

Albany — Governor Lehman has approved the Davidson bill as chapter 893, laws of 1941, forbidding the nonresident of a legitimate theater, burlesque theater, music hall, opera house, or circus from refusing to admit or eject patrons except for disorderly conduct. Law is intended to remove restriction on admission of critics. It provides civil penalty, fine and imprisonment for violation. Motion picture theaters were amended out of its application during the sponsor during the last week of the session.

Howard Johnson Dies

Howard E. Johnson, 53, song writer, died yesterday at the Park West Hospital. He was the author of the first World War song "Where Do We Go From Here?" For a year he was employed by M-G-M at its Hollywood studios.

Summer Slump Fell Month Earlier, Asserts Bernhard

Chicago—Joseph Bernhard, Warner theater chief, pointing out that the "summer slump" has hit b.o. biz in the last month of May instead of the month of June as has been the custom in the past, has called on WB circuit to effect its summer policy of reduced operating expenses into effect at once as far as possible.

At the same time, Bernhard has called on Warner managers for a more vigorous selling of pictures and a "demonstration of impetuosity and resourcefulness in putting over pictures."

"I want to see some super-showmanship in the next six months," Bernhard says.

Referring to the impending "terrible increase in all forms of taxation," Bernhard says, "it is too early to estimate the effect, but it may worry the public temporarily, at least, and, and can result in entertainment spending which, of course, would hurt theater income."

Rites for Mrs. Mooney To Be Held Tomorrow

Funeral services for Mrs. Lilian F. Mooney, 56, wife of Paul C. Mooney, Sr., former general manager for Louis B. Mayer and mother of Paul C. Mooney, Jr., of Motion Picture Herald, will be held at 9:45 a.m. tomorrow from her late home, 3563 80th St., Jackson Heights, and a half hour later from St. Joan of Arc Church, Jackson Heights. Interment will be in St. Mary's, Flushin.

Mrs. Mooney died Wednesday night after a year's illness. Other survivors include a second son, John W., and a daughter, Norma.

Technicolor Director Heads U.S. Chamber of Commerce

Washington Bureau of THE FILM DAILY

Washington—Albert W. Hakeus of Metro, who was elected president of the Chamber of Commerce of the United States yesterday is a member of the board of directors and the executive committee of Technicolor Motion Picture Co., and Technicolor, Inc.

Hinchey-Fellman Dinner At Toots Shor's Tuesday

Testimonial dinner will be tendered Ed Hinchey and Nat Fellman of Warner's theater department Tuesday night at Toots Shor's by Warner home office execs. The two men leave New York shortly to take over new posts.

Admission Tax Bill Hoppered in Illinois

Springfield, Ill. — Representative Paul Powell introduced a bill in the Illinois House yesterday to tax admission to motion pictures. The bill was referred to the Revenue Committee, headed by Representative Baltiel of Chicago.

VICTOR SAVILLE, Metro producer, is here on vacation.

JAMES R. GRANGER is in Chicago on the Coast.

JOSEPH M. SCHENCK returns to Holly- wood this week-end.

DORF SCHIAR, Metro writer, leaves New York today.

WILLIAM POWELL and his wife, FILL LEWIS, arrive this morning from the up on the Century.

GORDON DOUGLAS leaves for the Coast the week-end.

ARTHUR ZIEMB, president, and HERB ROSENFIELD, general sales manager of A. Ziem, Inc., return to New York this week.

ORSON WELLES plans to Chicago the 1st of the week for the opening in that city of "The War of the Worlds," on May 6, and then to Los Angeles for the opening there on May 13.

GEORGE ABBOTT is at Virginia Beach.

JOE LEVEY, former Warner Bros. column leaves today for the Coast to take up permanent residence.

J. J. GELLER, head of the literary depart- ment of the William Morris agency, left last night for Hollywood.

Pathé Film Corp. Report $28,633 March Quarter Net

Not profit of $28,633.41 for the three months ended March 31, announced yesterday by Pathé Frères. Profit was derived from a dividend paid of $35,000 from the Du Pont Film Manufacturing, less operating expenses, taxes and provisions for taxes. Du Pont had a net of $439,258.34 for the three months ended March 31, as compared to a net of $452,560.16 for the first three months of 1940.

J. B. Friedhoff Named Monogram Comptroller

West Coast Bureau of THE FILM DAILY

Hollywood—J. P. Friedhoff has been named comptroller for Monogram succeeding Joseph Lamm who resigned to head his own accounting firm in New York.

Tapernoux Leave FMP

John S. Tapernoux and his wife, Rose Tapernoux, resigned yesterday as officers of French Motion Pictures Corp. They established the company in 1934 and have headed it since that time.


**Jill U. S. to Crack Down on Expansion**

(Continued from Page 1)

New York consent decree, it reported yesterday.

At present, the anti-trust division headed by Thurman W. Ar-
ril, Assistant Attorney General, is

Looking for the consent with the

light in mind that any theater ac-

tions which are not justified

under the decree as being essential

protest business interests will be

pursued by Court action.

Although actions of the “Big

3” since the signing of the de-

are considered satisfactory

trust department officials view

the proposed theater expansion pro-

somes as the one sore spot in the

future.

It is understood that the Govern-

cannot move for injunctive re-

to restrain a proposed expan-

must attack individual the-

deals and prove that each deal

standing on its own, is not war-

business conditions.


**Arnold Reported Scrutinizing WC Expansion Plans**

Washington—Fox West Coast rep-

sentatives, who recently consulted

Washington, Arnold, Assistant At-

orney General, on proposed expan-

plans for the circuit were ade-

it “might” necessitate an action

the New York consent decree,

said at the Department last

It was indicated that the

department was scrutinizing the

plan.


**Jewish Fund Drive**

Pittsburgh—A dinner meeting as-

held in the Urban Room of

the William Penn Hotel this week

launch the campaign of the L

Jewish Fund’s Motion Pic-

Division. Co-chairman Harry

Kahlima, zone manager for War-

theaters, and Ira H. Cohn, branch

anager for 20th-Fox, presided.


**ALONG THE RIAITO WITH Phil M. Daly**

• • • ONE of the monarchs of the 1941 crop of pictures----

appropria-ently entered the Palace last night----RKO Radio’s long-

and-eagerly-awaited “Citizen Kane”----So did a brilliant first night

audience----to view this world premiere---- whose cinematic im-

portance was divined by an intense curiosity---- on the part of the

onlookers----to examine the genius of Orson Welles----in celluloid

form----Now in the dear departed days of vaudeville----when

that form of entertainment was synonymous with the Palace

many a demonstration of versatility flashed from the well-trod stage

but none was ever more amazing than that of Mister Welles

on the theater’s screen----He was the piece’s producer, direc-

ator, co-author and star----many old variety performers and cur-

btune habits----who have c’ang for years to the Palace’s side-walk-edge

----hoping that vaudeville might some day miraculously rise from

the tomb----must this morning be saying of Welles------“He even

tops the one-man band!”------which would be the very aim of praise

from such uncompromising sentimentals----

• • • THE Palace was a happy choice to house “Citizen Kane”----because in that institutional setting----could be

hurtled into sharpest relief----the remarkable modern film tech-

ique which characterizes the production----Too, its location

permitted a vast crowd to gather in Daffy Square----(which

is to Times Square what the upper half of an hour-glass is to the

lower)----and thus lead to the occasion the element of

pageantry it deserved----Few attractions in the history of the

Great White Way------have equalled the interest manifest by

the man-on-street in “Citizen Kane”----

• • • BY yesterday noon------there was about as much chance

of getting hold of a seat for “Citizen Kane”------as to get your

hands on the keys to the U. S. Treasury’s gold-vaults------The pre-

mie postcard demand was duplicated by the yowl for seats for

tonight and Saturday------A tremendous advance sale was reported

stretching over a four-week span----

• • • SUNLIGHT arcs hurled their rays almost Martian

style------upon the facade and crowds------and made the brass

buttons of squads of police glitter------Considering the packed

side streets and sidewalks------there was a maximum of confusion

------to the fortunate ticket-holders inching up smilingly------

to the auditorium------there to receive the splendidly-con-

ceived souvenir program------fashioned by Barret McCormick,

RKO Radio’s promotional chief------Among those who included-

up were Joan Crawford, John Garfield, the Gilbert Millers, Major

Edward Bowes, Sinclair Lewis, John Gunther, Elsa Maxwell,

Deems Taylor, Kate Smith------Lucius Beebe, Lady Mendl, Beat-

rice and George Kaufman, Thurman W. Arnold, Grantland Rice,

George Skouras, B. S. Moss, Billy Rose, Eleanor Holm, Frank

Buck------George J. Schaefer, Floyd B. Odlum and his party,

including his public relations expert Harry Bruno; the Richard

Pattersons, Peter Rathvon, Ned E. Depinet, Frederic Ullman,

jr., L. P. Yandell, Andy W. Smith, Jr., Cresson Smith, Gordon

Youngman, S. Barret McCormick, Bob Mohrzie, the John

sons, the Richard Rodgers, the Thomas Hitchcock, Jra., Allan

Lehman------Mrs. Paul Mazur, the Frederick Ehrmans, the John

Whitakers, Charles Pathe, Harry Goldberg, Phil Reisman, and,

of course, Orson Welles, plus seven members of the picture’s cast------


**Para. First Quarter Profit at $2,457,000**

(Continued from Page 1)

all charges, including provision for all Federal taxes, normal Federal

income tax being computed at 30 per cent. This amount includes

$2,100,000 representing Paramount’s direct and indirect net interest as a

stockholder in the combined undistributed earnings for the quarter

of partially owned non-consolidated subsidiaries.

Earnings for the corresponding quarter ended March 30, 1940 were

$1,400,000, including $170,000 rep-

resenting Paramount’s direct and

indirect net interest as a stock-

holder in the combined undistributed

earnings for the quarter of par-

tially owned non-consolidated subsid-

iaries.

There were outstanding as of

April 5 last, 125,000 shares of cumu-

lative convertible $10 par value 6

per cent preferred stock and

$51,000 shares of non-cumulative con-

vertible $10 par value 6 per cent

second preferred stock. After de-

ducting $250,000 of dividends ac-

counted for in the quarter on these

preferred shares, the remaining

$2,044,012 of estimated combined

consolidated and summarily of distri-

buted earnings for the quarter are

80 cents per share on the 2,466,620

shares of common stock outstanding

on April 5, which compares with

53 cents per share for the 1940 quar-

ter ended March 30.

During the quarter, Para, ac-

quired 6,700 shares of its first

preferred at a discount of approxi-

mately $8,400, which amount has

been credited to a special capital

surplus account. Additionally, 770

shares of second preferred stock

were converted, during the quarter,

into 603 shares of common.

**“Ziegfeld Girl” Held Over**

“Ziegfeld Girl” has been held over

for a third week in Detroit and for

second weeks in Washington, Buf-

falo, St. Louis, Cleveland, M-G-M

reported yesterday. Pix in its first day beat “Great

Ziegfeld” in both Los Angeles and

Denver.

**Glass Replaces China**

New Haven—With rise in china,

theaters have taken to glass deals

for premiums.

**Pascal Decrees It’s “Funds Up!” for RAF**

When Gabriel Pascal, whose produc-

tion of George Bernard Shaw’s “Major

Barbara,” has its premiere at the local

Astor Theater on night of May 3, 15

Britain’s heroic RAF will benefit

materially. All proceeds from the sale

a large block of tickets go to the

Benevolent Fund. Public

opening will be on following morning. Pascal is now in arrange-

ings similar benefit for the opus

on the West Coast.
COMPLETED PICTURES

4 ACTION MELODRAMAS
starring the GRAND Son of RIN TIN TIN

RIN TIN TIN
in "Law of the Wolf"
(completed)

"Fangs of the Wild"
(completed)

In Production
2 MORE THRILLING FEATURES

2 ENTIRELY GREAT and EXCITING SENSATIONAL DOUBLE DIRECT BOOKINGS

729 Seventh Avenue
Telephone: Longacre 3-4322
TATE RIGHT EXCHANGES

LIGHTENED LADY

Directed by
George King

BUZZY HENRY

in
Buzzy and the Phantom Pinto"
(completed)
"Buzzy Rides the Range"
(completed)
In Production
2 MORE ROUGH-RIDING WESTERNS

NEW FILMS

SINGLE FEATURES
As a
THRILL SHOW

TERRITORIAL FRANCHISES AVAILABLE

hehm, inc.

New York, N. Y.

Cable: AZETFILM, New York
Allied Calls for Elimination of Tax Exemption

Would Have Adnish Levy Apply to Shows of Churches and Charitable Groups

(Continued from Page 1)

new tax bill should cut out all exemptions entirely.

Myers was the first industry witness to testify on the defense tax bill. Children’s tickets up to 10 cents should be tax free, Myers told the committee, but he called for the elimination of exemptions for religious and charitable organizations putting on exhibitions.

Allied execs. said such organizations have gone into the entertainment field to make their tax load along with the industry. He also recommended a tax on pool parlors, billiard parlors and similar enterprises.

The tax should apply on the use of the facilities if no admission charge or only a slight charge is made, Myers said.

Myers asked the committee to make it clear if they adopt the 5 per cent tax on film rentals that the tax shall be borne by the distributors.

“The independent exhibitor is in no position to shoulder the film rental tax,” the Allied representative stated. He told the committee exhibitors are already bearing Federal, State, gross revenue, local, and institutional taxes and cannot face ever more.

It is not known as yet if there will be any further industry witnesses, but they are anticipated.

Fear Competitive Advantage

“The rank and file of small exhibitors recognize that the present emergency demands huge outlays and that the bill must be paid,” Myers said.

The Allied counsel said the recommendation to begin the tax at $1 was “based on fear that hard-pressed exhibitors in highly competitive locations may be tempted to lower their 10-cent admissions in order to gain a competitive advantage.”

If it is desired to exempt soldiers attending Army camp theaters, special provisions can be made, Myers said in urging that the exemptions given religious and charitable organizations be wiped out.

Could Soon Haul Tax

“The independent exhibitors are in no condition to shoulder this film rental tax,” Myers commented on the 5 cent tax on film rentals. They are small business men, exploited by

Ramsey Theater Files 11th

N. Y. Arbitration Action

(Continued from Page 1)

panies. Interested parties cited are the Lafayette Theater, Suhren, N. Y., and the Warner, Ridgewood, N. J., representing exhibitors and Frontier Films, who has taught at NYU since 1930. According to Dr. Charles Maxwell McCon, dean of the College, the new curriculum will be composed of liberal arts sciences and film technique courses on a 75-25 per cent basis.

The film work, starting in the first year of study and continuing as an expanding core throughout the four years, will include courses in film history, literature, screenwriting, the screen play, production, photography and lighting, documentary films, and the artistic, educational, and social aspects of the motion picture.

100 Per Cent Student Creative Effort

Students who, after two years fail to establish their qualifications for a film career will be dropped, it is planned. The department’s “senior” productions will represent 100 per cent student creative effort. Students will be encouraged to explore new techniques.

Dr. McCon, in discussing the new department’s objectives, pointed out that courses touching upon some phase of the film art form are now offered by 300 colleges, universities and teachers’ training schools. He termed the motion picture as probably “the dominant art form of the 20th Century” from the standpoint of consumption, and pointed out that the film audience today embraces more than 44,000,000 of high-school age or younger.

USC, on the Coast, has the only other department akin to that being added by NYU. Lottc offered its first film course in the early 20’s, while its School of Education has been presented some film courses since 1932.

Ramsey Theater Files 11th

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Marcella Napp Joins Morris

Marcella Napp, formerly in charge of casting and talent negotiations for Metro, has joined the William Morris Agency. She will be in charge of the development of new film talent at the agency.

The film trust, whose business already is burdened,” Myers said. “Our mem-

Roxy to Pay 37½c Dividend

The Board of Directors of Roxy Theaters, Inc., at its meeting yesterday declared a quarterly dividends of 37½c per share on the outstanding Preferred, payable on May 1 to stockholders of record at close of business on May 17.

Detroit or Michigan

May Get Town Title

Detroit—Either the City of Detroit or State of Michigan is likely to become the owner of the 200-acre Town Theater, now owned by Jack Broder, and closed a week ago ex-
cept for possible week-end foreign pictures, until Fall. The City has a suit coming up in Court for forcible closure on $32,000 delinquent taxes, while the State automatically gets title next Tuesday if its claim of $2,000 is not paid. The Detroit City Trust Company holds mortgage, payment of which will make the State tax bill, as proposed by the Detroit Trust Company, and the City may thus gain title.
One Major Suspends Selling in Minn.!

(Continued from Page 1)

Sudekum Crescent Hldgs. At 1,857 Shares, U. S. Told

Nashville — Authorized and outstanding stock of Crescent Amuse-
ment Co., totals 10,000 shares with an aggregate par value of $1,000-
000, it was revealed in answers filed to Government interrogatories 
in the anti-trust action against Crescent. All stock is of one class, with 
each share entitled to one vote. Crescent's answers asserted that it
owns a financial interest in four of seven associated defendant thea-
ter companies which also filed answers, and in other corporations 
which are not defendants. Company stated that in no case did it
hold more than 50 per cent of the capital stock.

Anthony Sudekum, Crescent presi-
dent, in his answers said that his
liquidating holdings amount to 1,857 
shares of Crescent stock, and cited 
loans he had made without interest 
to Rockwood Amusements, Inc.

Answers were filed by Mrs. Net-
tie Sudekum who is a Crescent 
stockholder and half owner of Mus-
cle Shoals Theatres, a partnership in 
Florence, Ala.: R. E. Bauch, Crescent 
secretary-treasurer, and Kermit C. 
Stenzel, president of Rockwood

other answers were filed by the-
ter companies operating in five 
states, including Cumberland Amuse-
ment Co., Cherokee Amusements, Inc.
Kentucky Amusement Co., Inc. 
Lyric Amusement Co., Inc. 
Strand Corp., Rockwood Amuse-
ments, Inc., and Strand Enterprises.

Trial of the action will be started 
July 7.

Charley Levine Dies

Chicago—Charley Levine, 44, head 
Twentieth Century-Fox exchange 
operator, is dead from a heart at-
tack. Funeral will be held Monday 
morning.

OCCRAAR Sectional Post for Aylesworth
Washington—Morlin H. Aylesworth
has been appointed head of the radio 
section of the communications divi-
sion of the Office of Co-
ordination of Cultural and 
Commercial Relations 
Among the American Repub-
ic. He succeeds D. N. 
Francisco, who has been made 
head of the communica-
tions division.

M. H. AYLESWORTH, succeed-
ing James W. 
Young, resigned. Appointment was 
originally forecast by THE FILM 
DAILY on April 25.

The former RKO Radio and K-A-O 
board chairman was one of the or-
ganizers of NBC and was president 
of the company until 1936 when he 
resigned to become publisher of the 
N. Y. World Telegram. Recently he 
has been in private law practice.

RKO Signs Ginny Simms

Hollywood—RKO has signed Ginny 
Simms to a term contract. She will 
appear in Kay Kyser's next picture.

Schenck to Resume On Return to Coast

(Continued from Page 1)

tion in a formal statement which denied published reports that the 
exec, had entirely severed his con-
nection with the company. 

It was stated, following a board 
meeting, that Schenck had resigned 
as board chairman and director, and 
that the resignations were accepted. 

Edwin P. Kilroe, head of the 
company's legal department, was elected 
to the board to fill the directorate 
vacancy. No action was taken with 
regard to a successor as chairman of 
the board.

Whether one will be named when 
the new board, to be elected at the 
adjourned stockholders' meeting on 
May 15, meets to organize was not 
indicated.

Hugh Robertson Named To RKO Corp.'s Board

(Continued from Page 1)

elected a director, succeeding John 
Parson, who resigned.

Kenneth B. Umbricht was elected 
to the post of assistant secretary.

"U" Cincy Exchange to Open

Cincinnati—Universal's new film 
building will be opened with a re-
ception and buffet luncheon May 12.

WHEN YOU CUT UP YOU GET REMNANTS...WHEN I CUT UP I GET MASTERPIECES!

Gabriel Pascal, producer of "Pygmalion", presents a 
magnificent picturization of George Bernard Shaw's famous play
"MAJOR BARBARA" starring WENDY MILLER, co-starring 
Rex Harrison and Robert Morley - Released thru United Artists.

Brotherly Tributes

Albany—Wires to testimonials are 
usually taken as a matter of course, 
but two sent to the Bernie Kane 
inner here this week when Albany 
exchanges and exhibs. feted the 
new RKO Cleveland branch manager, 
were out of the ordinary.

Both were from film figures and 
monitors of the guest of honor. One 
came from Ricardo Cortez, long-time 
film star, and the other from Stanley 
Cary, ace Universal cameraman.

The Singing Hill

with Gene Autry, Smiley Burnette, 
Virginia Dale, 
75 Mins. 
(Continued from Page 1)

RKO.

The story is formula stuff and 
I have been improved, but it serves 
as assignment for songs and the customary 
problems before the villains are van-
ed. Autry fans should be well-pleased 
the picture.

It is in good voice, and from picture 
structure he improves as an actor. The 
comic relief is provided by Smiley 
ette, with the assistance of Gerald 
Smith, cast as a butler, and Spencer 
Charsters as a kindly old judge. Virginia 
is adequate as the slap-happy girl who 
has the whole trouble. Mary Lee is effective 
when well, and George Meeker provides 
villains in suave fashion. An able cast 
supports the principals. Lew 
Cost directed, doing a good job with 
material at hand. The screenplay was 
en by Olive Cooper.

Autry is foreman of a ranch 
which ranchers in the valley are 
allowed to 
free to graze their cattle. An option 
by the ranch is secured by Meeker from 
Dale, owner by inheritance, but an out-
as far as the ranchers go due to her 
in the city. Autry then takes up 
the job of persuading her not to sell, with 
usual complications resulting before he 
emphases his mission. All ends well, 
her gets beaten up and Autry gets the 
and the ranchers are allowed to 
the range.

AST: Gene Autry, Smiley Burnette, Vir-
Dale, Mary Lee, Spencer Charters, 
Oliver Smith, George Meeker, Wade 
er, Harry Stubbs, Cactus Mack, Jack

EDITS: Associate Producer, Harry Greym; 
ton, Lew Landers; Screenplay, Oliver 
; Original Story, Jesse Lasky, Jr., 
Richard Murphy; Camera, William 
ley; Editor, Les Orlbeck.

RECEPTION, Good. PHOTOGRAPHY 

to speak In Chi.

Chicago—Thurman W. Arnold, 
stant Attorney General, will ad-
the U. S. Wholesalers Associa-
tion at the Stevens Hotel Tues-

"Pygmalion", presents a 
magnificent picturization of George Bernard Shaw's famous play
"MAJOR BARBARA" starring WENDY MILLER, co-starring 
Rex Harrison and Robert Morley - Released thru United Artists.
Boston Grosses Up 50% Due to Defense Spending

Defense Coin No Detroit Aid
Theater Biz Reported 20-25% Under 1940
(Continued from Page 1)

(Continued from Page 1)

to thousands in both camps, busi-

ness in all theaters in this vicinity

is definitely up and, according to

some exhibitors, the estimate of in-

crease runs as high as 50 per cent

over last year.

More than 30,000 additional work-

ers are now employed on National

Defense projects in and near Bos-

ton, the upsurge affecting particu-

larly such suburban mill cities as

Lowell, Framingham, and

Brookline, where National De-

fense plants are opened up factories

or expanded operations.

The total increase in employment

payrolls in this district is estimated at

well over $1,500,000 weekly, while

defense orders being filled are val-

eued at several hundreds of mil-

dions, many millions, particu-

larly is true of the work at the

Framingham Upholstering Co, the

Lynn and Lawrence factory area and

the East Boston area.

Sunday Biz up Nearly 100 Per Cent

The Sunday business in Boston

proper has shot up nearly 100 per

cent and a day, heretofore all

wished allotted off the calendar, has

become one of the really big days of

the week. Last Sunday more than

15,000 service men were in Bos-

ton from the various camps and the

picture shows did a land-office busi-

ness. The Navy Yard at Charleston,

one of Boston’s subdivisions, has

increased employment more than 300

per cent.

Business at one downtown de-

luxeer was $2,100, at another $19,-

000 last week; same theaters for

year last week reporting $12,-

000 and $9,000 respectively.

Neighborhood houses are feeling

the upsurge even more than town-

down houses, according to exhibitors’

reports.

SRO for Nables at Week-Ends

Such outstanding examples of

high grade nables as the Circle, the

Coolidge Corner, the Brookline Vil-

lage, the Capital in Allston, the

Shawmut, the Fields Corner, the

Oriental and others of this 1,800

to 2,500-seat type have been ac-


tually playing to standing room on

all week-ends lately.

This, despite the fact that every-

other amusement enterprise has

seen its growth opportunity to in-

terrupt fresh shows or new ideas and

the legitimate theaters in Boston are

again wide open, first time in years

that all have been open. This is not

the season. Boston will have no

less than six leg shows running

now week. In addition there are

now four burlesque houses. And

the big circus is in town beginning

next Tuesday for one week at Bos-

ton Garden.

Indianapolis on Old Time, Pending Law’s Promulgation

Indianapolis — Many of the na-

tion’s larger cities have made their

annual Spring change to daylight

time, but Indianapolis’ clocks

continue to tick away on the same

old schedule, awaiting passage of a

daylight saving ordinance, now be-

fore the city Council.

The Council, however, will not

act on the ordinance before the

new state law, which makes it per-

missible for Indianapolis to decide

on the issue, becomes effective. This

probably will not be before early

June when laws passed by the last

General Assembly are promulgated.

A. A. Schubart Improving

Chicago—A. A. Schubart, RKO’s

manager of exchange operations,

is recovering nicely from the

sickness which complicated his hos-

pitalization at St. Luke’s Hospital, is

recovering nicely. His wife has

arrived here from New York to be

with him.

6 P.M. Curfew Ordered For Theaters in Syria

Damascus, Syria (By Air Mail) — General Dentz, High Commissioner in Syria, has imposed a 6 p.m. cur-

curfew for all theaters throughout Syria. Order was caused by audi-

ence breaking into cheers and dem-

onstrations of joy whenever news-

reels depicted air attacks on the Ger-

mans or Italian disasters in the air

or in ground combat in Libya.

Even cinemas open in the daytime

are prohibited from showing Eng-

lish or American newsreels showing

defeats of the dictator nations. No

war pictures in the Arabic lan-

guage are permitted.

"Fantasia" Music Week Tie-in

The New York National Federa-

tion of Music Clubs will launch its

observance of National Music Week

on Monday, with a special 5:40 mati-

nee performance at the Broadway

Theater of Walt Disney’s “Fantasia”

for outstanding music students of

the city’s junior high schools.

Rep. 1st to Close "Anti-5" Law Deal

Nathanson plans to send the do-

ment to the New York Repub-

clic office tomorrow for approval.

With such a cancellation privilege

exercised, the exhibitor will have

pictures to pay for and play, a

clause not in the 10 listed contracts.

Nathanson and Strom agree there

is no law violation in such sales.

N. W. Allied Studying the Law

The Legislative Committee of

Northwest Allied now is making

study of the new law and will

make report to all exhibitor mem-

bers as to the legal and desirability

of the law, describing workings in
detail.

Meanwhile, Strom said Northw

Allied is marking time awaiting

action which may be planned by di-

tributors. He said he may depend on whether the New York office

will accept the Severs contract.

Grainger Sets Republic Lineup With Butterfield

Detroit—Republic Pictures Co

has closed a contract by the use

of which its 1941-42 product line is

planned with the Butterfield circuit of

Michigan, which operates 110 houses.

was announced here yesterday

by James R. Grainger, Republic’s pre-

ident.

The latter, together with S.

Seplowin, Republic’s local branch

man, opened the program with E.

C. Beatty, Butterfield prez, and

J. O. Brooks, circuit’s chief buyer.
Defense Program’s B. O. Effect Continues Spotty

Minneapolis Law Firm Will Prepare Suit; Due Process Clause Will Be Spearheaded

The “Big Five,” parties to the New York consent decree, were reported on Friday to have reached an agreement to retain Minneapolis counsel to launch a legal attack on the new Minnesota statute nullifying the five-block selling provisions of the decree.

The widely-known Northwest law firm of Squires, Sanders & Trogene, with Minneapolis law offices at 654 Midland Bank Building, will act for

(Continued from Page 14)

RKO Sets Air Shows For Latin-America

RKO Radio has signed a contract with the International Division of NBC for two broadcast periods a week to South America over stations WRCA and WNHI it was announced over the week-end.

Due to start tomorrow, the programs will be heard Tuesdays at 8:15-8:45 p.m., when the film concern will dramatize highlights of

(Continued on Page 13)

Doby Preparing Crescent Suit for July 7 Trial

Nashville, Tenn.—Allen A. Doby, special assistant to the Attorney General, has assumed charge of the Government anti-trust suit against Crescent Amusement Co. which will be tried starting July 7.

Crescent, according to William

(Continued on Page 11)

Extend Pleading Deadline In Pickwick Trust Suit

New Haven—Distributor defendants in the $5,452,575 Pickwick Theater, Greenwich, anti-trust suit, filed in the U. S. District Court here, have been granted a 20-day extension for pleading to the complaint by Federal Judge Carroll C. Hincks, which would

(Continued on Page 11)

Start Commercial Tele July 1

By MILTON F. LUNCH

Washington, Bureau of THE FILM DAILY

Washington—Commercial television was given the “green light” by the FCC Friday. The commercial debut starts on July 1 under the commission order which adopts, in substance, the standards proposed by the NTSC at the March 30 hearing here.

FCC action came as NBC-RCA

(Continued from Page 12)

2 FPC Subsidiaries Name Nathanson Bd. Successor

Speculation as to the future status of N. L. Nathanson as head of Famous Players Canaidan Corp. was

(Continued from Page 13)

20th-Fox to Screen 10 at Sales Huddle

West Coast Boys, THE FILM DAILY Hollywood—With the 20th-Fox sales convention scheduled for some time late in June, exact date to be set this week at studio conferences, studio expects to have 10 of next season’s pictures completed for screening at the convention, it was said this week.

A Technicolor trailer for “Blood and Sand” will be produced by 20th-Fox as part of the hallyoo for the special. Work was started on it last week with Harry Brand, studio publicity director, in charge.
**THE BROADWAY PARADE**

**Picture and Distributor**

The Road to Zanzibar (Paramount Pictures)—4th week
The Great Lie (Warner Bros. Pictures)—4th week
Ziegfeld Girl (Metro-Goldwyn-Mayer Pictures)—5th week
Mae West (United Artists Pictures)—3rd week
That Uncertain Feeling (United Artists-Lubitsch)—2nd week
The Great American Broadcast (Twentieth Century-Fox)—2nd week
Six (Republic Pictures)
The Girl in the News (Twentieth Century-Fox)—3rd week
Marley in the Arctic (Universal Pictures)—2nd week
The Irish Carol (Columbia Pictures)—1st week
In Old Colorado (Paramount Pictures)—1st week
The Law of the Wolf (Fortune Film Corp.)—(a)
The Devil and Miss Jones (RKO Radio Pictures) (c)
Chaplin Festival (Grauman’s Chinese Theater)—6th week

**FURTHER OPENINGS**

Reaching for the Sun (Paramount Pictures)—May 7
Wagon Roll at Night (Warner Bros. Pictures)—May 4
Law of the Prairie (United Artists Pictures)—May 14 (d)
Promised Land (Universal Pictures)—May 8
A Woman’s Face (Metro-Goldwyn-Mayer Pictures)—May 8
The People vs. Dr. Kildare (Metro-Goldwyn-Mayer Pictures)—May 8
Crisis (United Artists Pictures)—in Paris
The Devil and Miss Jones (RKO Radio Pictures) (c)

**CONVENTIONAL FEATURES**

Pepe le Moko (Warner Bros. Pictures)—5th week
Mugger (Paramount)
Narrator, The (United Artists Pictures)—3rd week
Hitler (Monogram Pictures)—2nd week
The Life of Giuseppe Verdi (Universal Pictures) (d)

**TWO-A-DAY RUN**

Fantasia (Warner Bros. Pictures)—25th week
I Wanted Wings (Paramount Pictures)—4th week

**FOREIGN LANGUAGE FEATURES**

Actress Kate (RKO Radio Pictures) (c)

**Rites for Dr. H. E. Bennett Held in Williamsburg**

Williamsburg, Va.—Funeral services were held here on Friday for Dr. Henry Eastman Bennett, director of research for American Seating Co. of Grand Rapids, Mich., which post he held with the organization for some 20 years. During this span he carried on intensive investigations in the field of posture and contributed greatly to the study of seating comfort. He was a graduate of Peabody College and took his doctor’s degree at the University of Virginia.

His death occurred suddenly a week ago in Asheville, N. C.

**OVERSEAS OPENINGS**

Hearing on SRG Petition Before NLRB Tomorrow

Formal hearings in the petition of the Screen Readers Guild of New York as the proper collective bargaining agent for both salaried and piece-work screen readers employed by the majors will start tomorrow before Trial Examiner Dan Baker at the New York regional office of the National Labor Relations Board.

Boudin, Cohn & Glickstein have been retained by the SRG as counsel.

**SUCCESSION**

Schaefer and O’Connor In Week-End Confabs

J. J. O’Connor, who resigned as head of RKO theaters and George J. Schaefer, RKO president, were reported to have been in conferences at the week-end presumably in regard to O’Connor’s return to his former post. Sessions were said to have lasted most of Friday.

In the event that O’Connor remained with RKO, it was reported that there had been reports that he may take an important sales post with the company.

**HAYS EXPECTED TO LEAVE HOSPITAL LATE IN WEEK**

Chicago—Will H. Hays, MPPDA presxy, is expected to leave St. Luke’s Hospital here late in the week. Industry top exec is here for a physical check-up.

**SICHELMAN WILL ARRANGE 20th-Fox Sales Meeting**

Jack Sicelhman, assistant to 20th-Fox distribution chief in New York, has been named to make all arrangements for the forthcoming sales convention at the same time next month.

**COMING AND GOING**

SINDEY R. KENT and CHARLES E. MCDONALD arrive today for the Coast.

W. F. ROGERS returned to New York this week.

EDWARD H. GRIFFITH, Paramount production director, arrives here today from Hollywood to the Bahamas for filming of his new Para. production, “Dolly Dye.”

MADELEINE CARROLL arrives here by C-8 week-end.

VIRGINIA VAN UPP, Paramount writer, arrives this morning from the Coast.

OSCAR A. MORGAN, Paramount short sub sales manager, returns today from a three-week tour of company branches.

N. P. FERRY, Columbia supervisor for Allied, flies to the Coast to start an eyewash of employees at various studios.

MAXIE ROSENBLUM left yesterday for Detroit and the Coast.

NORMAN MCLEOD, Metro director, went New Hampshire for a few days over the weekend.

LANA TURNER arrives this morning from Hollywood.

PHIL ENGEL, Warner field exploiter in the East, is visiting a number of upstate cities to start campaigns on “John Doe.”

IRENE DUNNE is at the Waldorf.

HARRY M. BESSEY, secretary-treasurer, Altec, has returned to the home office after a tour of the Midwest.

BEN SIMON, manager of 20th-Fox, New Haven, Sam ROSEN and SAM WOLBER of Rosen Film Distributors, here, are destined for Miami for two weeks of tapen and salt fish.

LOU BROWN, Loew-Poli publicity chief, New Haven, has returned from a trip to Washington and Baltimore with MRS. BROWN and daughter SHIRLEY LOU.

MYRNA LOY and her husband, ARTHUR HORNBLOW, JR., arrived here at the week-end by plane for a two-week visit.

TALLULAH BANKHEAD left by plane at week-end for Xeno.

JULIET IRETON, Warner exploiter in the Dominion, is in New York for home office conferences.

**EXHIBITION OPENINGS**

**FINANCIAL**

(QUOTATIONS OF FRIDAY, MAY 3)

**NEW YORK STOCK MARKET**

High 124 1/4

Closing 123 1/4

Net 1 1/4

**Am. Steel**

Gal. 4 1/8

Columbia Picts. 22 23 23 + 1

Can. 4 1/4

Sat. Edak 1 1/4

Gen. Th. Eq. 1 1/4

Loew’s, Inc. 1 1/4

Pantages 1 1/4

Para. 1st Pckt. 1 1/4

Para. 2nd Pckt. 1 1/4

Para. 3rd Pckt. 1 1/4

Para. Pathic Film 1 1/4

RKO 1 1/4

RKO Sd. Pckt. 1 1/4

20th Century-Fox 1 1/8

20th Century-Fox Pckt. 1 1/8

Univ. Picts. 1 1/8

Warner Bros. 1 1/8

**NEW YORK BOND MARKET**

Keith B, ref. 60 6 1 1/8

Loew’s deb. 3 3 1/8

Para. Deb. 3 3 1/8

Para. Picts. 3 3 1/8

Warner Bros. deb. 48 96 96 + 1/4

**NEW YORK CURB MARKET**

Monogram Picts. 1 1/4

Sonotone Corp. 1 1/4

Technicolor 8 1/4

Trans-Lux 6 1/2

Universal Corp. vct. 6 1/2

Universal Picts. 6 1/2

N. Y. OVER-THE-COUNTER SECURITIES

Met. Playhouse, Inc. 2nd deb. 45 61 64 1/4

Rosy Thea. 86 9 1 1/2

**HOLLYWOOD NEWS REP.**

Attend a “Snack” Preview

West Coast Bureau of THE FILM DAILY

Hollywood—Studio publicity directors committee had no comment to make on the announcement leading Hollywood columnists and syndicate writers in attending a sneak preview of Columbia’s “Adventure in Washington” at Universal on Monday night.

The writers declared they had failed to get satisfactory action from the publicity directors’ committee and therefore attended the sneak preview.

**Don’t Forget...**

**YOU HAVE A DATE...**

**NATIONAL CONVENTION OF THE VARIETY CLUBS OF AMERICA**

**TRAMAYE HOTEL**

**ATLANTIC CITY, N. J.**

May 15th, 16th & 17th

**COMING and GOING**

**Rites for Dr. H. E. Bennett Held in Williamsburg**

Williamsburg, Va.—Funeral services were held here on Friday for Dr. Henry Eastman Bennett, director of research for American Seating Co. of Grand Rapids, Mich., which post he held with the organization for some 20 years. During this span he carried on intensive investigations in the field of posture and contributed greatly to the study of seating comfort.

He was a graduate of Peabody College and took his doctor’s degree at the University of Virginia.

His death occurred suddenly a week ago in Asheville, N. C.
PARAMOUNT'S

I WANTED

A smash magazine and newspaper campaign to back up the grandest aviation picture of all time!

A full page fan magazine ad reaching 12,217,527 people.

WINGS

A full page 4-color American Weekly advertisement reaching 21,000,000 people.
27 20th-Fox Foreign Offices War Casuals

Illustrative of the wide swath the European war has cut in foreign operations by U. S. distributing companies is a tabulation of 20th-Fox offices which have been closed as sources of revenue for the company since 1939—with 20 offices, including three in unoccupied France, still operative.

But, it is pointed out that many offices still operating are negative assets to a great extent due to the exchange restrictions prevalent in many places.

The number of offices in each of the countries either part of or taken over by the Axis follows: Occupied France, 4; Italy, 9; Germany, 3; Poland, 3; Czechoslovakia, 1; Belgium, 1; Holland, 1; Norway, 1; Austria, 2, and Greece.

Number of operating offices in other countries with which communications continue follows: Unoccupied France, 2; Portugal, 1; Hungary, 1; Finland, 1; Sweden, 1; Spain, 7; Denmark, 1; Egypt, 1; Switzerland, 2; Morocco, 1, and Algeria, 1.

Company used agents in Roumania, Turkey, Greece, Palestine, Bulgaria, Iraq and Syria to handle its product.

* * *

"Night Before Christmas" Sold to WB for $30,000

West Coast Bureau of THE FILM DAILY

Hollywood—"The Night Before Christmas," a play by Laura and S. J. Perelman, has been purchased by Warners at a reported price of $30,000.

Claim Play Plagiarized

Plagiarism suit was filed in the Federal Court on Friday by Robert Shurr and Pat A. Leonard against W. W. Brooks Pictures, Vitragraph, Frank Capra, Robert Riskin, Jacob Wilk, Richard Connell and Robert Pressnell, claiming piracy of the play, "The Stuffed Shirt," in the film, "Meet John Doe." Plaintiffs assert that they submitted the play to Wilk, who subsequently rejected it, and that it was later used as a basis for the picture.

* * *

Along the Rialto

Phil M. Daly

* * *

IT would be one of those sins of omission to withhold from exhibitors the facts about what is happening down at the celebrated little Fifth Ave. Playhouse of the Messrs. Martin Lewis and H. S. Rosenwald. The relatively pint-size auditorium is reverberating with uncontrollable, explosive belly laughs, and the sweet music of clanking coin echoes through the lobby box-office. The reason for it all is one Charles Chaplin—the pathetic-appearing fellow whose trademark will forever be—"the derby, the minute mustache, the baggy raincoat, the turned-up shoes—yes, and the loose-jointed cane...It's the Charlie of the 1916-17 vintage...at the outset of which span he undertook...to make a dozen 21-minute pix for the Lone Star Corp. at the tidy lump sum of 'twas said, $85,000...with Manual the distib. org.

* * *

CURRENTLY, the Fifth Ave. Playhouse...is presenting five of these riotously funny productions..."The Vagabond," "The Adventurer," "The Immigrant," "The Cure," "The Count," and "Easy Street"—under this label: "The Charlie Chaplin Festival." Present distributor is Guaranteed Pictures Co., headed by Mort Silvauait and Sam Goldstein. The Festival is also on tap at the Little Theater, Newark, and the Cinema, Detroit, and debuts shortly at the Studio, Chicago, and Fine Arts, Boston...which means that it will be playing simultaneously in five top cities...because, the way biz is going, there isn't a ghost of a chance of its leaving the first three stands...before the Chi. and Beantown runs get underway. Three salient facts we'd like to pass along: (1) Festival is rolling 'em in the aisles; (2) The Charlie of 1916-17 is still potent box-office...and (3) Don't be deceived, Mister Exhib, if the stills mentioned smack of the "arty," for the Festival is just as okay...for the "smellies" and for the "snoozers"...That's the combo that spells profit.

* * *

SPARKS from that hot "Citizen Kane" premiere...It wasn't haughtiness that made the smiling auditorium of notables approach the Palace with their heads in the air. It was the swell theater from Terry Turner concocted which the folks were a-lookin' up at. Who'd imagine that the mild-mannered Frank Buck could be the symbol of the wild-mannered jungle gentry?...Henry Siegel was as interested in the debut as though he hadn't been to hundreds...Some of the celebs, who were given a moderate block of pasteboards brought along folks even more famous than themselves...Bill (World Telegram) Boehnel and Irene (Post) Thier saw the Welles opus for the third time...Lou Little is eyeing George Schaefer after the RKO Radio proxy's beautiful broken field running through the parked lobby after the finale when Orson insisted on a photo with the boss...It took B. S. Moss several minutes to realize that he was in a Broadway picture stand which he hadn't built...Ned DePatie parked his greatcoat on his theater chair, nattily arranged his Ipol-flora, and bided for the lobby to greet his many friends or was it to get a few thousand bookings for the picture?...Normal seating capacity of the Palace is 1,757 but that's not counting the sobs, minks and ermines that were there...Harry Mandel was a model of efficiency, even to preventing an over-ambitious photog. from photo-flashing in the right aisle...Paradox of the night was the harried usherettes directing RKO directors to their seats...Rutgers Neilson was one of the ace welcomees, supported by a pair of jocks, Level and Lewis.

30 Chicago Nabes Cut to 15-20 Cents

(Continued from Page 1)

and Crystal, Easiness at the F. Hundred, and Schoenstadt at Brighton.

Premium use is declining locally with only 10 houses now advertising them.

* * *

Reservations Made Far in Advance for Welles' "Kan"

Because of the heavy demand for tickets for "Citizen Kane" at the Broadway Palace, an extra midday exchange was held Saturday night. Favorable reviews following the premiere Thursday night has resulted in reservations being made for weeks in advance.

Metropolitan critics jumped aboard the Welles bandwagon with unanimity. The two New York Hear- papers, Daily Mirror and Journal American, ignored the picture, however.

Central Eastern Branches Monogram Drive's Victors

Monogram's central eastern exchanges have walked off with top honors in the recently completed playdate drive. The Philadelphia-Pittsburgh and Washington office rolled up the highest average percentage total. Drive lasted five Feb. 22 to April 11. Special honors went to the San Francis branch for the best record of an exchange not connected with a winning team.

Neugbauer Wants $200,000

Suit for $200,000 damages for a legal breach of contract was filed Friday against Nate J. Blumers and Lawrence Waterman by En Neugbauer. Plaintiff claimed he has had a contract under which he allegedly obtained the services of George Jessel. Jessel, on the promise that the defendants would obtain the right of exhibition for him from Universal Pictures.

WEDDING BELLS

Announcement has been made here of the engagement of Vivien Crafts of Portsmouth, England, Harry J. Takiff, assistant to the Cohn, vice-president of Columbia Pictures. Miss Crafts has been this country for a few years. Prior to coming to Columbia Takiff's 12 years was associated with Joseph I. Schmitzer in the production offices in Hollywood for RKO lease.

Albuquerque, N. M.—Littletie Fouj, movie editor of the Albuquerque Journal and Geraldine Anne Logan, commercial artist with the W. H. Hicks Advertising Agency here, were married at the Monte Vista Church.
BOX-OFFICE FORECAST FOR THEATRES EVERYWHERE....

SUNNY

FROM NOW ON
THE SHOW THAT DAZZLED B’WAY
NOW SPARKLES ON THE SCREEN

Super-entertainment

...of the kind your folks love best!...A gorgeous fun-and-flash show that’s all aglow with the gaiety of New Orleans in Mardi Gras time! ...Romance tuned to lilting heart-beats...Music by a famous composer...Dancing by a headline stepper—and by the world’s funniest team. Laughs by a cast whose names speak for themselves!

Presenting four of the swingiest song hits ever written by JEROME KERN

"Who?"—"D’Ya Love Me?"
"Sunny"—"Two Little Blue Birds"
ROMANCE that steals your heart away!
TUNE-HITS to make you dream all day!
LAUGHTER and dancing to make you gay!

THAT'S SUNNY

THE GREAT BIG HAPPINESS SHOW NOW BOOKING AT RKO RADIO EXCHANGES!
THE SHOW THAT DAZZLED B'WAY
NOW SPARKLES ON THE SCREEN

... of the show's best!...
show gaiety
Grass... the
lilting familiar
world's famous
a head
a cast
to themself

Pre

the

KERN

"Who?"—"D'Ya Love Me?"
"Sunny"—"Two Little Blue Birds"
THE SHOW THAT DAZZLED B'WAY
NOW SPARKLES ON THE SCREEN

...of the kind your folks love best! A gorgeous fun-and-flosh show that's all aglow with the gaiety of New Orleans in Mardi Gras time! Romance tuned to lilting heart-beats... Music by a famous composer... Dancing by a headline stepper... and by the world's funniest team. Laughs by a cast whose names speak for themselves!

Presenting four of the swingiest song-hits ever written by JEROME KERN

Produced and Directed by HERBERT WILCOX

Presenting four of the swingiest song-hits ever written by JEROME KERN

"What?"— "D'Ya Love Me?"
"Sunny"— "Two Little Blue Birds"

PRODUCED AND DIRECTED BY HERBERT WILCOX

ANNAA NEAGLE IN

SUNNY

WITH

RAY BOLGER
JOHN CARROLL
EDWARD EVERETT HORTON
FRIEDA INESCORT
HELEN WESTLEY
AND
THE HARTMANS
Word around Hollywood has it that Ginger Rogers has topped her "Kitty Foyle" Academy Award performance in "Tom, Dick and Harry," the hilarious comedy-romance with George Murphy, Alan Marshal and Burgess Meredith, which will hit the first runs in June. Directed by Garson Kanin, produced by Robert Sisk, and with original story and screen play by Paul Jarrico, it's being hailed by RKO Radio as the biggest picture to date from Ginger.
200 AT SMPE SPRING MEET

Huse Presides at Rochester Spring Convention

Rochester—More than 200 engineers are meeting at the Sagamore Hotel for the 49th semi-annual convention of the Society of Motion Picture Engineers. Studios, laboratories and technicians from across the country are represented at the four-day session, opening today. Delegates will be called to order this morning by William K. Kunkmann, convention presiding officer, who will introduce Emery Huse, SMPE president. Speakers at an informal lunch meeting will include Mayor S. B. Dicken, F. R. Watson, president of the Acoustical Society of America, also meeting in convention here, and Dr. Harold Hanson, director of the Eastman School of Music.

First of 10 technical sessions will be opened this afternoon by Presiding Officer Huse. Fields to be covered in discussions include visual education, air-conditioning and lighting, and motion picture camera equipment design. Evening meeting will hear lectures on sound equipment by engineers of the Disney studios, Warner Bros.-First National, and RCA Manufacturing Co.

Social highlight of the convention will be the 49th banquet and dance in the hotel's Starlight Room tomorrow evening. An entertainment program has been arranged for delegates and their wives.

Wednesday will be given over to a joint meeting with the American Acoustical Society at the Eastman Theater.

Doby Preparing Crescent Suit for July 7 Trial

Wallace, associate attorney to George H. Arnold, will complete defense preparations prior to May 26, deadline for answering interrogatories. Defense attorneys have but two more Government interrogatories to answer, he said.

Harlow Now Whelan Aide

With the departure last week of Alfred Corwin, of the 20th-Fox foreign department, to join the Army, Hugh Harlow, his assistant, was moved up to take his place. Alumni assistant to Leslie Whelan, head of foreign publicity.

Arbitrator Pondering Request of Schaefer

(Cautioned from Page 1)

adjustment as hearings ended Fri-

day.

Spiegelberg's decision is expected to be a far-reaching one inasmuch as the granting to the Square of any increase by decree would affect a number of theaters not named in the complaint.

Schaefer asked that there be no increase at the Rialto Square and the Great Neck Playhouse which are across the street from each other, indicating that he wanted to split product with the Playhouse.

The Square now follows the Play-

house by 30 days, while houses in Manhasset, Bayville, Port Washing-
to

ton and Little Neck follow the Play-

house at shorter intervals. Any new clearance given the Square would have a serious effect on theaters not interested in the case.

Dodgers-Cardinal Game Thursday to be Telecast

The first of the season's soccer games at Madison Square Garden are to be televised, will come to home receivers via NBC's transmitter to-

morow at 8:30 p.m. This will be followed on Thursday afternoon, by Dodger-Cincinnati game. Next Fri-
day, the monthly radio broadcast program of the British refugee chil-
dren talking by shortwave to the parents in London will be tele-
cast.

Pate Labs, Expanding

West Coast Branch of THE FILM DAILY

Hollywood — As a prelude to the erection of a complete Class "A" second floor laboratory structure, Pate Laboratories has put up pro-
tective screen forms on its buildings along the Monterey eleva-
tion. The new floor will enable the organization to double its existing facilities and also permit the stellation of additional printing and developing equipment.

Repeats for "Tropics"

Success of Universal's "Buck Private" has resulted in a heavy de-

mand for "One Night in the Trop-

ics," which was the initial picture starring Abbott and Costello and released seven months ago. "Tropics" is getting a number of repeat bookings, Universal reports.

"Philadelphia Story" Award

M-G-M's "The Philadelphia Story" has been voted by the New York City Federation of Women's Clubs as the best picture of 1941. How-

ard Dietz, accepted certificate of award in behalf of the company at the organization's 115th convention at the Hotel Astor Friday.

Julia Claussen Dies

Mme. Julia Claussen, 62, Met.

grand opera concerto and mezzo soprano from 1917 to 1932, died at Stockholm on Thursday, according to advice received here from Sweden.

THE WEEK IN REVIEW

Tax Headaches

By L. H. MITCHELL

TAXATION: Film industry sees b.o. menace in Treasury Depart-

ment's new tax proposals, with tax to start on 10-cent tickets. Under sponsorship of Co-Op, The-

aters, of Mich., many exhib. units banded together to show a united front in opposition to the new taxes. ... Ed Kuykendall, MPTOA prexy, stated that organization would op-

pose tax discrimination. Congressmen are in receipt of letters from exhibs, stating that tax propo-
sals are already hurting b.o. biz. Stickels see repercussions of the proposals in marked revision of pro-

duction and selling methods. ... 10 per cent admission tax is urged in Michigan, and admission tax bill is hoppered in Illinois. ... ITO of Ohio is writing the 5 cent filmental plan. ... Abram F. Myers, Allied's board chairman and general counsel, urges end of all tax exemptions, with tax starting at 1 cent.

"ANTI-5": Minnesota's anti-

blocks-of-five bill ruled legal by state attorney general, signed by Governor Stassen, becom-
ing law, and causing headaches among competing con-

senting majors, obligated by the de-

cree to sell pix in blocks-of-five. .

Govt. may attack an attack on the Minn. law but may intervene if the

sentencing majors bring suit to test its constitutionality. ... Repub-

lic was first distr. to sign an exhibi-

contract under Minn.'s anti-five bill. ... One major was reported suspending

sales in the state, at least temporarily.

FINANCIAL: Paramount's 1940 net of $6,402,130 was $2,500,000

over the net of the previous year; company's first quarter net for 1941 was $8,496,000. RKO reported a 17-week net of $931,380 before provi-

sion for Federal taxes.

RKO: Samuel Goldwyn signed a releasing pact with RKO. His first film will be "The Little Foxes" starring Bette Davis. ... Robert Sisk, RKO producer, is quitting the company for a similar post with Para-

mount. ... Graham Baker has joined the studio as a producer. ... Hugh Robertson was named to RKO Corp.'s board. ... "Citizen Kane" has world premiere at the Palace.

MISCELLANY: Joseph M. Schenck and Joseph H. Moskowitz file notice of appeal from sentence in tax eva-

sion case, with bail to continue. Schenck will resume his production activity, Schenck handed in his resignation as chairman of the board. ... Survey of ar-

chitectural and engineering factors of concert decree revealed a total of 58 at the mid-week, a number far below expecta-

tions. ... Acasp and officials of the System agree on pact for use of the society's music on the network's radio stations.
"Big Five" Orders Fight on Minn. Law (Continued from Page 1)

the majors, it is understood in industry circles.

The attack, to be pressed as soon as the necessary papers can be completed, will challenge the constitutionality of the new legislation, sponsored by Allied Theater Owners of the Northwest.

Spearhead, it is said, will be the contention that the Minnesota law deprives the distributor of property without due process of law in that it forces a company to sell its entire product while granting the exhibitor a 20 per cent cancellation privilege sans compensation to the distributor.

In all probability, the distributor strategy will as well invoke the charge that the state act unreasonably restrains interstate commerce.

In Minneapolis on Friday, David Shearer denied that he had been retained by the "Big Five" to attack the constitutionality of Minnesota's "anti-five" law, but stated that he had given the distributors his opinion that the bill is unconstitutional and that he believed it could be upset in court.

365 Simultaneous Dates Start Release of "Doe" (Continued from Page 1)

pictures included Fox-West Coast, RKO, Schine, Walter Reade Theaters, Balaban & Katz, Famous Players Canadian Circuit, St. Louis Amusement Co., Crescent Amusement Co., Cumberland Amusement Co., Fanchon & Marco, and Frisina (St. Louis).

"Fantasia" Leaving Detroit Detroit — "Fantasia" bowed out of the Fox after 11 weeks at the Wilson Theater and Fox to0 counted by only two talkies in Detroit—GWTW with 21% weeks in 1940, and "The Singing Fool" with 15 weeks in 1928-1930.

New Time Hearing Tomorrow St. Louis—The St. Louis area public welfare commission will hold a public hearing at 2 p.m. tomorrow, on the pending daylight saving bill.

"Land of Liberty" Plugged by Hizzoner In a special message to the citizens of New York, Mayor LaGuardia on Friday endorsed the signing of "Land of Liberty" on May 5 in New York City theaters. The mayor said the picture represented a "non-commercial and co-operative effort on the part of the major motion picture companies to combine in one film a pictorial cavalcade of the history of the United States," adding that "we can all profit by witnessing this story."

Demand for "Flesh" Rapidly Increasing (Continued from Page 1)

ion of live talent in the these field on a scale unheard of for years looms on the horizon. musical was held over at the usual for a stage show at house.

Survey of agents and booking shows that not acts, bands, and stage presentation, but a number of stage plays in densed versions are being prepared for tours. "Doo Barry Was A L be booked throughout the country in a shortened edition by Ingalls, who is also handling CWT company. Film no legions of fans have been to county fairs, and the ever incre Army concentrations in at on to the key up defense gram in industrial areas are or many possibilities through the country for live attraction was said.

It was pointed out that a shows had been successful last on tour, with Earl Carroll ties," George White's "Scase and Mike Todd's "Gay New Or prove highly successful.

"Land of Liberty" is the increasing in talent bookings throughout country since the first of the run to 25 per cent above 1940, according to this is a beginning and the increase will be twice that by the end of year.

V. C. Charity Ball Saturday Minneapolis—Variety club of Twin Cities has set Saturday for annual charity ball, to be at Nicollet, proceeds will be in club's charity fund which last year distributed $80,000 quarts of milk to a nourished and needy child of Minneapolis and St. Paul. C officers hope to distribute 125, quarts this year.

Hub V. C. Ball June 24 Boston—The second annual City Bazaar, Fair and Ball of the B Von Variety Club will be held at Committee in charge, Martin Mullin, E. Harold Stoneham, Edwin S. Callahan, Maurice Wolf, Herrick, Fred Fletcher, Edward Mc and John Dervin, latter recently potted to Southern area.

Coin Reproductions As Theater Giveaway San Francisco—A new giveaway stunt, to offer competition to dish and book nights, is to be marketed with San Francisco, according to the March of Money Co., Inc.

They hope to start a new nation with fine reproductions of ancient and historical coins. Claim is that $50,000 has been spent in making exact duplications of rare coins.

Start Commercial Tele July 1 525 Lines, 30 Frames, 15-hr. Week Directed (Continued from Page 1)

prepared to demonstrate their large-screen television equipment in New York City on May 9. Preview is scheduled for the New Yorker Theater.

Ready for Standardization The FCC said that whereas a year ago the commission found the tele standard industry divided, recent developments demonstrate the industry is "entirely in agreement that television broadcasting is ready for standardization."

The standards fix the line and frame frequencies at 525 lines and 30 frames. The Commission said the 525 lines provide for greater detail in the pictures transmitted than was the case before, asserting "this change will be helpful in view of the trend to larger screens on current receivers." Frequency modulation is required for the sound accompanying the picture.

On the record made at the March hearing, the commission fixed 15 hours a week as a reasonable minimum for program service.

Standards Satisfy Requirements The adopted standards the commission said, "represent with but a few exceptions, the united engineering opinion of the industry." They "satisfy the requirement for advancing television to a high level of efficiency within presently known developments."

The showing made at the March hearing supported the Commission's previous action in declining to set standards when the industry was sharply divided and any attempt to have done so would have frozen the state of the art to the then unsatisfactory level of performance, it was said.

"This 'go-ahead' signal fulfills the commission's promise of last year that as soon as the industry's engineers were prepared to approve any single system the commission would consider full commercialization," the FCC asserted.

The adopted standards are to be adopted by a six-month period of practical test, at the conclusion of which further changes may be considered, with particular reference to color television. Program stations are encouraged to engage in experimental color work. On the plan that more than the seven lower channels in the present tele band are needed for adequate development of commercial service, the commission is mulling the 11 upper channels likewise available.

Limit Station Control The regulations preclude more than three television stations being under the same control. "This is to preserve the public benefits of competition in the use of the limited number of channels," it was said.

Tele stations authorized within the last 10 months for preliminary experimentation provide the nu clear for a widespread tele service, which will be augmented by the commission expediting the transfer of experimental to commercial operation.

Union Jurisdiction Dispute Holds Up Tele in Chicago Chicago — Jurisdiction dispute between the stagehands union, IATSE, and the electricians over servicing of B & K's television installation in the Chicago Theater, has held up tele demonstrations here. B & K states it will not begin the demonstrations in the lobby of the theater until the union difficulties are settled.

Great States circuit is also planning television demonstrations, but is delaying the matter pending adjustment of the union situation.

The Twenty-ninth FILM DAILY GOLF TOURNAMENT Tuesday, May 27, 1941, Glen Oaks Country Club Great Neck, L. I.

THE FILM DAILY, 1501 Broadway, N. Y. C.

Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before June 11.)

Name

Address

LAST THREE SCORES

CLUB HANDICAP

CLUB:
0 Sets Air Shows Latin-America

"Major Barbara"
with Wendy Hiller, Rex Harrison
Robert Morley, Robert Newton

Gabriel Pascal Production 115 Mins. Screen Guild Studios

The production and casting scores again—Shavian wit and satire delirium and casting high-class.

The film—Shaw's adaptation of his "Major Barbara," a sensitive, humorous, and original comedy. The film is directed by Harry Harrison and stars Wendy Hiller, Rex Harrison, Robert Morley, Robert Newton, Emlyn Williams, and Sybil Thorndike. The film is a humorous, satirical look at the Salvation Army and the British upper class.

"Indian Durbar"
(Fascinating Journey)
Paramount
11 mins.

This Technicolor panorama of an Indian Durbar, or state reception, is probably more colorful than anything that Hollywood has ever produced. The color is stunning, the costumes are rich, and the music is beautiful.

G Sets Air Shows Latin-America

REVIEWS OF NEW FILMS

Myrna Loy

"Major Barbara"
with Wendy Hiller, Rex Harrison
Robert Morley, Robert Newton

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G Sets Air Shows Latin-America

GEORGE BERNARD SHAW
OVERSHADOWING GEORGE BERNARD SHAW

GABRIEL PASCAL, producer of "Pygmalion," presents a magnificent picturization of George Bernard Shaw's famous play "MAJOR BARBARA." starring WENDY HILLER; co-starring Rex Harrison and Robert Morley. Released thru United Artists.

LOS ANGELES can hardly wait to see it at the FOUR STAR. NEW YORK CITY is counting the days until it comes to the ASTOR THEATRE.
Gains in Film Attendance

Thur Far Said Both Small
And Slow by Many Exhibits.

Week-end Business in Baltimore Booming
As Defense Workers and Draftees Pour In

Baltimore—Box-office receipts here have shown a definite increase on week-ends, due primarily to the influx of visitors from nearby localities engaged in defense projects; and week-end leaves of defense stationed at Fort Meade. Uniforms are now a common sight on downtown streets on Saturday and Sunday nights.

Thus far, defense industries in this territory are Glenn Martin aircraft factory; Bethlehem Steel Co.; Bethlehem Shipbuilding; and American Can Co. Camp Holabird, Fort Meade, Edgewood, and Aberdeen proving grounds are also located in this territory.

Box Office Business
Subnormal in Western Pennsylvania Territory

eraly as of March, 1940, an increase of approximately 30,000, in a percentage of increase in payroll is 61 as the result of employment gains from this development.

However, theater business throughout this entire territory dropped considerably during the winter months, with a decrease estimated to be as high as 95 per cent. Thus, where from 12 to 40 per cent. of theater seats were unoccupied during the winter, this situation now has been substantially arrested, due to the increased attraction, during the past month, of defense workmen.

Harristown Showmen Assn.
Box Office Biz Sub-Normal

Harristown, Pa.—Theater owners and managers in the Harristown area report that the national defense program has not resulted in any gain in box-office receipts, exhibitors unanimously agree rather than showing an increase in considered business sub-

Harristown, Pa.—The theater business has been such as that there has been growing fear that the defense program continual business will increase. As in a case like the above, exhibitors feel that a boom and also last notice a depression.

Slow and Consistent Gain
Reported by Canton Exhibs.

Canton, O.—With practically of Canton's major industrial plants working on defense orders, reports indicate that there will be a consistent increase in employment at a new all-time high for more than two decades, no theater patronage in recent weeks has shown a slow and consistent gain, major theater operators voiced.

Until defense employment built to reflect in theater patronage, business with most of the houses been spotty, grosses being up, but a theater offered a top picture frequently run houses reported only the business improved over the past period a year ago, and to the next district, favoring the ideal weather report patronage, catching on right from the start. Admissions in the three major houses, Loew's, Palace, and Warner's, has remained at 35 cents each recently when adult admission was 25 cents. The recent change in running the tax, which heretofore had been paid by the theater, business has increased with the opening of the new Loew's, and the tax, which is now paid by the exhibitors, is expected to continue to bring business.

In Alleghany County alone, the number of workers employed in defense work has increased by about 216,000, with a total payroll of about 30 million, and the number of workers employed in defense work has increased by about 216,000, with a total payroll of about 30 million.
ARA. INTERESTS TAKING DRIVE-IN LEAD

Expect 22 Million 20th-Fox Production Budget

DEFENSE COIN SLOW TO HELP
Week-end Biz Only Up in Chicago—Cleveland Exhibitors Sing the Blues, But Are Hopeful for Fall

Chicago—While more than $1,000,000 in defense orders have been placed in the Chicago territory since last June, with some 600,000 now employed and the aggregate payroll showing a 20 per cent increase, box-office gains, by and large, as a result have been limited to week-end pictures.

Circuit operators generally concur in the statement that week-day business has not been stimulated to any extent by the defense spending program. Contrarywise, there is the feeling that the resort to over-time to fill defense orders has cut down theater attendance. Workmen are too weary after the longer work day to go to the movies, it is contended.

B & K reports normal biz in most
(Continued on Page 8)

New York City Gets SMPE Fall Conclave

Rochester—Annual Fall meeting of the SMPE will be held in the Pennsylvania Hotel, New York City, in October, the Board of Governors voted here. At same time, it was decided to hold the Spring convention in Hollywood.

The board also decided to establish student membership, for college students who may elect a car-
(Continued on Page 7)

D. E. Shea, Erpi Vice-President in Charge of Engineering, has been granted an indefinite leave of absence to participate in important studies the National Defense Research
(Continued on Page 8)

Fairbanks' Mission Assailed B.A. Paper in Bitter Anti-American Blast

"Argentine Nights" Out In B. A. Alter Protests

By DR. W. P. SCHUCK
FILM DAILY Staff Correspondent

Buenos Aires (By Cable) — Universal yesterday withdrew "Argen-
tine Nights" after two days of show-
ing. Withdrawal followed a ban by municipal authorities after dem-
(Continued on Page 7)

Minimum of 30 Will Be Doing Business Under Partners by Close of the Year

Theater interests affiliated with Paramount have taken a long lead over other important circuits in the matter of building Drive-In theaters, it was revealed yesterday through a checkup on this type of outlet. Results show that a minimum of 30 such outdoor stands will be doing business under Paramount partners by the end of 1942. That total is already assured via "houses" now in operation, in process of construction, or in plan form.

Bulk of the projects current and
(Continued on 1° e 5)

"Fantasia" at 70-30 Under RKO Release

GWTW terms of 70-30 per cent are being asked for Walt Disney's "Fantasia," now being distributed by RKO, it was reliably reported yester-
day.

"Fantasia," heretofore handled by the Disney organization, is being sold by RKO on contracts providing for roadshow treatment in all spots. Cartoon feature was scheduled to
(Continued on Page 8)

Signal Corps GHQ Film Unit Plans Discussed

West Coast Bureau of THE FILM DAILY

Hollywood—Preliminary plans for the organization of the Signal Corps GHQ Motion Picture Unit were dis-
(Continued on Page 8)

Todd Putting Duals In Chi.'s Oriental

Chicago—The Oriental Theater will change its stage show and film policy to twin film bills starting the week of May 16. Orchestra and stage hands have been given their two weeks' notice by the Michael Todd management.

The house will run in 8 week with a 25 cent matinee and 40 cent evening admission charge.
NSS and Casanova Each Claims Points in Suits

Both sides in the National Screen-Charles A. Casanova case were back over the management of Advertising Accessories, Inc., claimed victories yesterday. Judge Denis Coholan granted the motion of Herman Robbins, Toby Gruen and National Screen for an examination before trial of Casanova and directed Casanova to appear before the Supreme Court tomorrow morning for the examination. Motion was granted on all items requested by Robbins.

At the same time Justice Mortimer B. Patterson of the Westchester Supreme Court of White Plains denied Robbins’ and Harry Samwick’s motions to dismiss Charles and Edward Casanova’s complaint against Robbins, Gruen, Samuel and National Screen and American Display.

Judge Coholan, in another action, denied Casanova’s motion for an examination before trial of Robbins, Gruen and Elliot Pearlman, assistant treasurer of NSS, in view of the pending motion before Judge McCook in which Robbins moved to strike out Casanova’s affirmative defenses.

Casanova moved for a bill of particulars of 191 items. Robbins consented to all but 38 of the items and the judge sustained Robbins’ objections on the 36 points.

In a statement yesterday, Casanova said the so-called “secret agreements” were entered into with the consent and knowledge of NSS executives and that Robbins had personally approved them.

Two-Fold Purpose Seen In New RKO Financing

Proposed RKO Corp.’s new financing plan, calling for approximately $5,000,000, has a two-fold purpose. One is to retire $4,500,000 of 6 per cent bonds of the B. F. Keith Corp. and the other is to take up the option on 50,000 shares of stock preferred K-A-O held by M. J. Meehan and 7,000 preferred shares held by Atlas Corp. Price is said to be about $112 a share.

New financing will be made in the form of $5,300,000 of 3 per cent bank loans and $6,000,000 of mortgage loans on the theater properties to retire preferred stock and bonds of some subsidiaries.

Stoddard Named to M & P Division Manageral Post

Boston—Chestor L. Stoddard, for the Casanova several years a division manager for the M & P theaters, on the North Shore here, has been promoted to succeed the late Armand Moreau, as division manager for Maine, New Hampshire and Vermont.

Stoddard is succeeded as North Shore district manager by Jack Goodwin, managing director of the Hub’s Metropolitan Theater, who in turn is replaced by John C. Carroll, manager of the Paramount. Ben Rosenberg now manager of the Fenway, goes to the Paramount and is succeeded by Abner Pinaniski, shifted from the Modern. Harry Goldberg, former assistant to Pinaniski, then becomes the new manager at the Modern.

Jack Safr, former publicity man at the Paramount and Fenway, manages the Shawmut Theater, an M & P house in Dorchester.

Educational 16 mm. Rights

Big Short of Appraisal

A bulk bid providing for the payment of 50 per cent of the gross receipts, less laboratory costs, with a guarantee of $10,000 on foreign release yesterday by Irving Levine, attorney, for 16 mm. rights to 750 short subjects of Educational Films Corp. of America.

Acceptance of the bid was postponed until May 8 by Referee Peter B. Obey when it was found that the bid was substantially short of the values set by appraisers. Levine would not state whom he represented.

A report will be made on May 8 by the trustee of Educational whether the bid is to be accepted.

James Roosevelt Resigns

From M. P. Producers’ Ass’n

West Coast Bureau of THE FILM DAILY

Hollywood—Resignation of James Roosevelt as a member of the AMPP was accepted yesterday at a meeting of board of directors. Roosevelt resigned because of his foreign service in the marines and resultant inactivity of his company, Globe Productions. He expressed with to resume membership whenever he starts production again.

NATHANSON STOCK OPTION

Not Exercised. Says FPC

Montreal—Famous Players Canadian yesterday advised the Montreal stock exchange that N. L. Nathanson did not exercise his option to purchase 11,000 shares of the company’s capital stock at 60c a share, which was extended twice, expired April 30.

Godshawk’s Mother Dead

Chicago—Mrs. M. Godshawk, 83, mother of Mike and Bruce Godshawk died after a long illness.

TO ALL WHOM THIS MAY CONCERN

Notice is hereby given that the undersigned has acquired and through the copyright owner’s written consent, the exclusive distribution, exhibition and exploitation rights throughout the world, to those certain two-reel Charlie Chaplin motion pictures, "Easy Street." Patent rights have been leased through RKO and entitled THE VACABOND THE FREEMAN THE IMMIGRANT THE PAWNHOP THE ADVENTURER THE RINK THE TENDER AND THE ROLLER EASY STREET BEHIND THE SCREEN

The foregoing rights are fully protected under the Copyright Law and the unauthorized exhibition, distribution or sale of the film, and/or any part thereof in either in 35 mm. or 16 mm. without license from the owner of the rights, is hereby declared to be a violation of the rights and a violation thereof will subject the offender to the penalties provided by law therefor.

GUARANTEED PICTURES CO., INC.

Don’t forget you have a date.

National Convention of The Variety Clubs of America

Atlantic City, N. J.

May 15th, 16th & 17th

COMING AND GOING

GEORGE J. SCHEFFER, EDGAR SELWYN, CAROLINA BRUCE and ROBERT SINCLAIR for the Coast today via TWA.

B. B. KREISSER, short subject sales agent for Universal, left last night via the TWA for the west coast for a tour of the company branches.

ORSON WELLES and DOLORES DEL RIO for the Coast this week via the TWA for New York.

LEO DEVANTY, Canadian sales manager RKO, has returned to his headquarters in Montreal, New York for a visit for the ap of “Citizen Kane.”

H. M. RICHET leaves today for New York.

C. E. PHILLIPS, Peabody Seating exec., leaves New York yesterday for business at his company’s headquarters in North Manchester.

ROWLAND STEBBINS has returned to Florida.

GEORGE JESSEL leaves Chicago today for Iowood.

CHARLES REAGAN, assistant general manager of Paramount, J. J. UNGER, district manager, WILLIAM LEVIN, district manager, New York, have returned to their offices.

AARON JONES, Jr., Jones, Linkin & Clark, has returned to Palm Springs.

EDDIE SILVERMAN, Century circuit manager, has returned to Palm Springs.

MARY BRIAN and JON WHITCOMB, who have been in Hollywood, have returned to New York, have left by plane and will sail on a two-week Caribbean cruise.

KATHERINE BROWN has returned from Coast.

EDWARD H. GRIFFITH, Paro, producer, is due in this morning from the Coast.

W. RAY JOHNSTON, Monogram president, and MRS. JOHNSTON have returned from Coast.

FRED MILLS, proxy of the Mills Co., Chiba and CARL LLOYD, attorney, are in Pittsburg for opening of a film vending machine against the company.

Sherwood Wins Third Pulitzer Prize for Play

Robert E. Sherwood’s play, “The Best Will Be No Night,” won the Pulitzer prize for the best American play for the season. He won the prize in 1930—before—for “Idiot’s Delight” and “Abe Lincoln in Illinois.”

ANDREW C. STICKEN

Union City, Tenn.—Andrew Cox, 58, manager of the Colonial Theater, died unexpectedly a heart attack at his home.

Don’t forget you have a date.
Warners' Million Dollar Baby is coming
ALL OF THE FAMILY PICTURE
INTO ONE HEART-WARMING!

Jane Withers
Jackie Cooper

SISTER will sigh!
BROTHER will chuckle!
MOTHER will smile!
DAD will roar!
EVER PRODUCED ROLLED RIB-TICKLING PICTURE!

A lovable, real and human story...made to order for every audience that ever chuckled over...ever wistfully thrilled to youth in the first throes of love!

HER FIRST BEAU

with

Edith FELLOWS • Josephine HUTCHINSON
William TRACY • Martha O’DRISCOLL
Edgar BUCHANAN

Screen play by Gladys Lehman and Karen DeWolf
Directed by THEODORE REED

A COLUMBIA PICTURE
B. A. Paper Assails
Fairbanks' Mission

(Continued from Page 1)

as probably the most savage anti-
American tirade to find a place in a
Latin American publication in a
decade. Whether Nazi-inspired or not,
it follows the line reportedly
being followed by totalitarian
agents in South America. Curiously,
the issue in which the blast appeared
even carried American film ad copy.

Thesis of the article's author is
that the choice of Fairbanks con-
tinues an "insult" to Latin Ameri-
can. It is contrasted with the visits
of aviation commanders to a showing
of cultural envos. Article is illus-
trated with a still from an old Fair-
banks comedy which shows the ac-
tor apparently skipping off the ef-
fects of a binge, with a "Keep Off the
Grass" sign at his side, while two
children look on.

Outline for the illustration reads,
"This is Douglas Fairbanks in one
of his characteristic attitudes, to
whom the U. S. has trusted a cul-
tural mission in Latin America
which comprises our country (Arg-
entina), Chile, Brazil, Peru and
Ecuador.

"This is the first time on record
that an anti-American blast has
been tied to an American film per-
sonality. The article follows
through with an outline of U. S.
territorial acquisitions between 1790
and 1941 and declares the U. S. is
not yet satisfied.

Fairbanks arrives here shortly on
his trip, made under State Depart-
ment auspices. He is now in Rio.

Ufa Extends Operations
To Chile; Shows Blitz Pix

Buenos Aires (By Air Mail) —
Hans Biester, Ufa South American
representative, has extended his ac-
tivities to Chile. "Biltzirk in Po-
en" was shown at the Baquedano,
and Chilean officers and officials at-
tended.

Buenos Aires (By Air Mail) —
Italian Embassy has invited Argen-
tine officers, including army and
aviation, to a showing of the
propaganda film, "The Italian
Army in the War.

Para. Interests Take
Lead in Drive-Ins

(Continued from Page 1)

contemplated are those of the
Paramount-Richards, and the
rumors of the end of next year are
seen as slightly more than 100.
Paramount affiliates are certain
have between 30 and 35 per cen-
tate.

Sources close to the Drive-In
industry express no surprise licen-
ing of such outlets has
ahead rapidly, because the trend
movie-going appears to favor oc-
tions of communities, par-
icularly in the case of large cities,
is attributed to population gro-
and the attending need for
film, sites facilities, plus the
ge necessity of placing outlets in loc
d where parking space is not

d. In locations already b-
utilized or selected for new con-
tion are said to lend themselves
irrably to indoor theaters in
ous instances.

One of the big advantages of Dr.
their sponsors cont is
that they apparently tap new
of film patrons, many of whom
not attend any indoor stands.
has been one of the more influ-
angles leading to the rise of
Ins, it is said.

By far the majority of such
aters are currently run by indie
erest.

Columbia is Planning
No Minnesota Law Fight

(Continued from Page 1)

the Three are non-signatories to New
York consent decree, to indi
that it will accept the mandatory
cess cancellation provision of
nesota statute.

Benefits for Fire Victims

Benefit stage shows will be
tomorrow evening, at the St.
Palace Theaters, Lake
for the benefit of
of recent forest fires in

Dr. Henry Brown, operator of
houses, heads the arrange-
committee.

Metro's Bear Enlists

The bear featured in a number of
recent M-G-M Technicolor cartoon
is about to jump on the defense
wagon. The cartoon character
be inducted into army life i
"The Rookie Bear" and will the
transfer to the air service for
"Flying Bear." Later on he will
moved to the Navy and then to
the Marine Corps.
The Twenty-ninth

FILM DAILY GOLF TOURNAMENT
Tuesday, May 27, 1941, Glen Oaks Country Club
Great Neck, L. I.

THE FILM DAILY,
1501 Broadway, N. Y. C.

Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee
will be $12.00 if not paid before May 26.)

Name
...

Address
...

SMPE Fall Conclave in N. Y.
Spring Meet on Coast; Plan Student Members

YEADON TO STATE

STORKS!

Upper Sandusky, O.—Leo Jones, owner of the Star Theater, an-
nounces the birth of a seven pound
two ounce son, named Daniel Lee.

Detroit—John Hornick, operator
at the Majestic Theater is the father
of a baby girl, born at Florence
Crittenden Hospital.

Detroit—William G. Kennedy, op-
erator at the Grand Riviera Theater,
is father of an 8-pound boy, born
at Mount Carmel General Hospital.

GEORGE

BERNARD SHAW

ADDING TO HIS STATURE

GABRIEL PASCAL, the producer
of "Pygmalion", presents a
magnificent picturization of
George Bernard Shaw's play
"MAJOR BARBARA"
starring WENDY HILLER
and co-starring Rex Harrison
and Robert Morley.

Released thru United Artists.

Watch those reviews... watch
tose grosses... as it opens at
the FOUR STAR, LOS ANGELES
and the ASTOR, NEW YORK CITY!
Defense Coin Slow to Help Mid-West Theater

Week-end Business Alone Up in Chicago; Cleveland Exhibs. Sing the Blues

(Continued from Page 1)

situations, with a fine week-end pick-up. All-film policy at the RKO Palace is reported doing very well. Jack Kieser, Allied president, believes that the outlook for better b.o. here depends on continued business improvement, in non-defense as well as defense industry.

Every Big But Films Getting Defense Benefits in Cleveland

Cleveland—The defense program, which is reflected here by direct fac-
ty contacts totaling $200,000, and sub-contacts of millions more, a 60 per cent increase in general employment during the first quarter and a $3,500,000 weekly pay-
roll, the latter higher than 1929's peak, has not meant a nickel to the-
er own owners in Greater Cleveland. Nor have the theatres prepared no benefit of the increased employ-
ment situation, but, they report, business is even better than it was last year. This condition prevails, it is reported, in first-run as well as sub-sequent-run situations.

It is interesting to note that exhib-
itators are not blaming poor pic-
tures for the prevailing poor busi-
ness, although it is a fact that out-
standing pictures do outstanding business today just as they always have done. Neither to ascribe their unhappy lot to "nerves," caused by the war situation. They simply feel that the public's money is buying necessities first.

For tourism, a quantity of money is going to department stores, but ex-
amination of purchases shows they are for household necessities, and not for luxuries. Automobiles have also absorbed a lot of the payroll money. Statistics show that in the first quarter of 1941, 17,113 new cards were bought as against 12,529 in 1940. The used car picture shows an even greater boost, roughly 15,000. Dentists and doctors are being rushed. Now employed, people are catching up on their phy-
ical defects. Homes are being built and purchased as fast as they are completed. Also in many plants operating on overtime schedules, workers are tired after having completed 10 to 12 hours of labor, and they are not movie-minded.

In the face of this gloom, the-
tater owners see one bright ray of hope. They feel that their share of the money pouring into Cleveland, will reach the theaters by Fall.

Associated Buys Lincoln

Cleveland—Beryl Stoole sold the Lincoln theater, 956-seat deluxe house to Associated Circuit, largest independent theater circuit in the city.

Hollywood Studios Start 13 Features This Week

(Continued from Page 1)

including "The Texas Ride," outdoor drama, with Glenn Ford and Will-
iam Holden. George Marshall di-
recting.

M-G-M: Five shooting, including "The Yearling," drama of the brush country of Florida, starring Gregory Peck, Ann Revere, Chill Wills, Adeline deWalt Burroughs. Producer, Sidney Franklin; Di-
rector, Victor Fleming. Original by Mar-
est Kinnan Rawlings; "Slimlin' Through," musical drama in Technicolor, starring Je-
ette MacDonald with Dorian Harew. Ian Hunter, director; Patrick Carroll, pro-

At Paramount: Shooting, including "Secret of the Westlands," Ron Howard's Cassiday western, with William Boyd, Bud King, Andy Clyde, Barbara Britton, Son Soum and Keith Richards. Harry Ser-
man Production. Director, Derwin Abra-
ham.

At RKO: Ten shooting, including "Un-
expected Uncle," romantic comedy, being produced by Erich Pommer with Tay Cor-
tvert directing. Cast is headed by Dorothy Comerine, Edmond O'Brien, Jane Wyatt and Phi-
ilo Reed. Liberty Magazine serial by Erich Hatt.

At Republic: Two shooting.

At 20th Century-Fox: Eight shooting in-
cluding "Private Nurse," drama, with Brenda Joyce, Jane Darwell, Robert Lowery, Sullen Leonard, Ann Todd and Frank pla.

At United Artists: Six shooting, including "Bullets for O'Hara," drama, an original by Aben Fifield and Harold Buc
er. Cast is headed by Joan Pery, Roger Pryor, An-
thony O'Shea, Marcella. Richard As-
vell, Dick Puppet, Producer, William J.

At Monogram: Three shooting.

At PRC: Two shooting.

University Film Productions: "No Greater Sin," drama, with Leon Ames, Laurna Wal-
ter, Malcolm Muggeridge, Adele Pearce and Gay Usher. Director, William Nigh. Pro-
ducer, S. B. Gross.

Korda's: Still shooting "Hedda.

At Gold Coast: Small Production "G-Man vs. Scot-
tland Yard," with title changed to "Interna-
tional Lady."

Wally Van to Make Fourth

Miami—Wally Van, president of Royal Poinciana Productions, Inc., will start the production of four streamlined comedies here at once. Van company has offices in the Du-
Pont Building. Reports he planned to establish a local studio at the present time are without foundation, Van states.

Signal Corps GHQ Film

Headquarters Plans Discussed

(Continued from Page 1)
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ARBITRATION CASE AVERAGE COST SMALL
Expect More Than 1,000 at MPLO June Meet

Court Forbids IATSE Union to Picket Pa.
Theater Until Its CIO Contract is Ended
Scranton, Pa.—R. A. Lesiaus, owner of the Bulls Head Theater here won a lengthy court fight in Lackawanna County Court to restrain picketing at his theater by Local 329, IATSE and MPO (AFL). President Judge Will Leach, in a lengthy opinion, granted an injunction restraining members of the operators' union from "picketing, violence, disorder or interference" with the business of Lesiaus until Oct. 1, 1941, date upon which Lesiaus's contract with Local 997, United Theatrical Alliance (CIO) expires.

Ken Appeal Will Be Decided on Briefs

Appeal arguments in the Ken Theater arbitration case are expected to be considered by the Appeals Board from briefs rather than an oral hearing. Wednesday was the final day for the submission of the briefs.

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

AAA Reports $39.04 Charge
Exclusive of Counsel Fees
As Average for First Seven

Average cost of arbitration, based on seven hearings and awards to date, amounted to only $23.50 filing fees and arbitrator and $15.04 for stenographic expense, making an average total of $39.04, it was revealed yesterday in the quarterly report on the motion picture arbitration system by Paul Felix Warburg, chairman of the administrative committee. These figures, however, do not include attorneys' fees.

Even though only seven cases have been heard, and the average costs may be changed by future activities, the expense to the participating exhibitors has been far below...

Permanent Defense Post for Harmon!

Selection of a permanent co-ordinator for the Motion Picture Committee Co-operating for National Defense is expected to be made shortly, it was reported yesterday. It is understood that the post has already been offered to Francis Harmon, of the MPPA, who has been responsible for the perfection of the committee while carrying on his regular duties.

"Matto Hari," "Test Pilot," May Be Metro Re-issues

Re-issuing of "Matto Hari" (1935) and "Test Pilot" (1938) is being considered by M-G-M's international department for distribution in foreign countries. Similar action also is being considered by the domestic sales department.

Pix Contributions to Defense

Frank Freeman in Blast at Industry Attackers

West Coast Bureau of THE FILM DAILY
Los Angeles—Speaking before advertising Club of Los Angeles at the first motion picture day in its history, Y. Frank Freeman in his triple capacity as president of the producers association, chairman of production defense committee and chairman of the newly formed Motion Picture Society for the Americas, said that there were those in America who...

The estimate in character of the motion pictures, which are dependent in thought, and the average cost of arbitration, is small.

RCA Quarterly Net Shows Gain of 18%

RCA and subsidiaries for the first quarter of 1941 returned a net profit of $2,754,572 compared with $2,524,893 for the same period last year, representing an 18 per cent gain, stockholders were told at the annual meeting yesterday by President David Sarnoff. Quarterly profit is equal to .130 cents per share on 15,851,016 shares outstanding, after payment of $804,907.01 in preferred dividends.

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Chi. Daylight Saving Extended to Oct. 30

Chicago—The City Council passed an ordinance extending daylight saving time to Oct. 30, despite theater opposition.

Nazi Film to Open
In Frisco's Tivoli

San Francisco—"Blitzkrieg in the West," is booked into the Tivoli, beginning Friday. While German films have been shown at the Princess, outlying nabe, this is the first out and out Nazi propaganda picture in the downtown area. Anti-Nazi groups predict picket lines. Tivoli has been mostly dark in recent years.
WARNER H. O. STAFF FEAT.

Ed Hendy, Nat Fellman

Ed Hendy, who has become booker and buyer for the Philadelphia zone, and Nat D. Fellman, who goes to Cleveland in the same job, this week-end, were given a dinner by the Warner Home office staff at Tofts Shor’s last night.


Louisville's Time Change Gets Okay of High Court

Frankfort, Ky.—The Court of App- eals of Kentucky upheld Louis- ville's adoption of daylight saving time and declared void a 1936 State law which prohibits Louisville from adopting daylight time without con- sultation of the Governor.

The whole court heard pleas made by Director of Law Hal Williams of Louisville in favor of the change and C. W. Kirby, secretary of the MPTO of Kentucky, and Col. Henry Sittes, theater interest's attorney, against daylight time.

The high court held the State law "discriminated against" Louisville, since it did not bar other Kentucky communities from adopting day- light time.

Louisville's lead has been fol- lowed by Frankfort, Shelbyville, Elizabethtown, Fort Knox and Chat- lestown, Ind.

Mgrs. Union Withdraws

Squalle Squawk from NRLB

Detroit — The Theater Managers' Union has withdrawn its protest filed with the NRLB against the Schulte Circuit. Action appears to have pre- ceded picketing, declared Friday against Motor City Theater in Van Dike, operated by Schulte, and apparently avoids decision on whether theaters are subject to NRLB because of interstate commerce tieup.

Picketing is likely to spread to other Schulte theaters shortly ac- cording to Clayton Borden, union counsel.

Union has not declared a formal strike, as manager of Motor City is not a union member, but is asking for union men under union conditions in all Schulte houses.

Raissler Heads Columbians

Columbian Club, composed of employ- ees of Columbia Pictures, has elected the following new officers: President, Seth Raissler; 1st vice- president, Nat Goldblatt; 2nd vice- president, Stanley White; treasurer, Al Borelli; financial secretary, Anne Copp; recording secretary, Carol Steiner; assistant recording secre- tary, Norma Sulak.

COMING and GOING

ERNST EMMERLING, of Low's theat- ericity department, has returned from a M tour.

BILL SAXTON, Low's theater mna Baltimore, is here for a few days.

CHARLES TAYLOR, publicity chief, Sha's Theater, and his assistant, BRETERON, have returned to Buffalo for a brief visit.

NORMAN McLEOD, Metro director, will not the Coast today after a 10-day vacation.

JOEL GOLDEN, Schine booker in Cinc is here for a few days.

GENE TOWNE is at the Waldorf.

VICTOR McLAGLEN arrives tomorrow the Coast.

DOUGLAS FAIRBANKS, JR., has arrived in San Pablo, Brazil.

GEORGE ARCHIBALD, joint managing d in Great Britain for United Artists, is here on the Clipper that leaves Lisbon tomorrow, the ship to sail tomorrow on the Ever to return to his post.

FRANCES SILVERMAN of the Warner Haven exchange, is Miami-Beach bound for weeks' vacation.

CAROL PRUCE flew to Hollywood yesterday, to play a role in Universal's "I, James Lewis," the cast of B. G. DeSylva's "Louisiana Chau.

William Sherman Name "U" Manager in Omaha

Indianapolis — William H. Shman, Universal city salesman has been appointed branch man in Omaha, succeeding Otto S. who returns to Buffalo on Ma as salesman.

Omaha—Paul Fine has been ap- pointed the Universal sales force replacing Irving Weiner, resign.
LUBITSCH MADE THE CRITICS ROLL ON THE FLOOR
AND NOW THEY'VE BOWLED HIM OVER WITH RAVES

that send his latest hit into a
SECOND SMASH WEEK at
RADIO CITY MUSIC HALL!

"The audience loves it. And that's all there is to it! A dressy, quiqful comedy to which Lubitsch lends his deat touch."
— New York Evening Post

"Mr. Lubitsch provides the light touch for which he is famous. Its entertainment value, as an example of the perfection with which light comedy can be handled, is beyond question. The three stars play skillfully."
— New York Herald-Tribune

"Delightful. Delicious nonsense that keeps a huge audience laughing continually. Everyone, especially Mr. Lubitsch with his Lubitsch touches, has made the most of 'That Uncertain Feeling.'"
— New York Evening Sun

"Jill is played by Merle Oberon who is a sight for sore eyes and a competent actress; the husband is expertly portrayed by Melyn Douglas and Alan Mowbray is good as the psychoanalyst. But the real joy of the film is Burgess Meredith who appears as the erratic genius. He's tremendous."
— New York World-Telegram

"Diverting comedy adroitly played. The direction is accomplished with a light Lubitschian touch that makes it a highly amusing and original screenplay."
— New York Daily News

SOL LESSER presents
Merle OBERON, Melyn DOUGLAS
in Ernst Lubitsch's
THAT UNCERTAIN FEELING

with Burgess Meredith
and Alan Mowbray, Harry Davenport, Eve Arden, Sig Rumann
Produced and directed by Ernst Lubitsch
Screenplay by Donald Ogden Stewart - Adaptation by Walter Reisch

with the Lubitsch Touch
... A HOLD-OVER IS ALWAYS A PUSH-OVER!
Arbitration Case
Average Cost Small

(Continued from Page 1)

low estimated costs prior to the in-
surrection of the system as pre-
scribed by the consent decree in the New York equity suit.

As an example, the quarterly re-
port points to the first case heard
by a tribunal, that held in Boston. The total cost of the five parties—the exhibitor (Benjamin A. Gold, Nashua, N. H.) and four distributor-
defendants amounted to $10 for the
arbitrator and $7.50 for a steno-
graher, plus $10 for the filing fee
of the exhibitor, or a total of
$27.50.

Under the arbitrator’s award, his
fee was split among the five parties
and by agreement between the ex-
hibitor and the distributors, the cost
of the stenographer was divided be-
tween the parties. Therefore, the
total cost to the exhibitor in ob-
taining some run of pictures from
all five distributors was $15.75, plus
his own attorney’s fee.

In the first case heard in Wash-
ington, which concerned a clearance
dispute (Tommy Goldberg’s Wal-
brook, Baltimore, complaint) and in
which appeared the complaining ex-
hibitor, two distributor-defendants,
and an intervener representing three
theaters in Baltimore, the hearings
required five days and the total cost
came to $175. Of this, $30 represented filing
fees, $50 for the arbitrator for five
days and $105 for a stenographer.

By pro-rating the costs, the expense
to the complaining exhibitor was
$48.75.

The report stresses the fact
that “it is unwise to try to ascertain
the average cost of arbitration based
upon only seven awards, but in any
event, the figures presented show the
actual and average cost of the seven
cases completed to date.”

Full text of the report will be pub-
lished in the Arbitration Journal’s
Spring issue, cut Saturday.

June Preisser’s Mother Dies

West Coast Bureau of THE FILM DAILY

Hollywood—Mrs. T. E. Preisser, 57, mother of the film player, June
Preisser, died here Monday from a
heart attack. Funeral will be held
in New Orleans, where three sons
live.

Happy Birthday to You

From

TIE-TAP

ELEGANT

Gary Cooper
Joseph Bernhard
Benjamin Glazer

ALONG THE RIALTO

Phil M. Daly

Phil M. Daly

• • • FIRST item today is appropriately of a guy who was first
—Max (Early Bird) Cohen, producer of Allied Theaters of N. Y.—
He up and has the honor of becoming the initial entry in the approach-
ing 29th FILM DAILY Golf Tournament... out at the Glen Oaks
Club on Tuesday, May 27... The committee says that prompt or not
... and pioneer or not... ’tain gonna get Max any special
handicap.

• • • WE notice by the noozepapers that Father Hubbard,
the Glacier Priest... has offered Uncle Sam’s Army special
Arctic dogs and new lightweight equipment... for use in defense
of the Far Northern frontier... and the military gents
are mighty interested... Some years ago the same generous
donor’s films... which he made in Alaska... were offered
to 20th-Fox... which grabbed ’em... and the public has ac-
cepted the reels enthusiastically... Perhaps the 20th-Fox solons
have seen most of Father Hubbard’s footage... but have they
examined his infra-red photography?... Phil M. did privately
before the Glacier Priest last week... on a lecture tour...
and the shots are something to behold!... It’s a great field for
our filmtogs.

• • • FILE under “Well, of all things!”... Tother night (dis-
closes Dixie Tighe in the Post) Howard and Mrs. Diets had sent
invites to several guests to dine with them... “Mong ’em were the Von
Hofmannshals... but the latter departed before the first course
was served... Misler Raimund Von Hofmansthal had a pain in his
leg and headed for the medico... along with his sympathetic spouse
... a mile later in the evening they phoned the Diets message
to say they wouldn’t be back... Reason?... Lady Von Hofmansthal
had, so the doctor discovered... —German measles.

• • • FORMAL launching of the Motion Picture Baseball
League... ‘twixt Skouras Theaters and International Projector
planned for Saturday night... was called off after the
fourth inning because of lossy weather... but it will be re-
played on a later date... Paramount Pictures played its first
game on Saturday at Macombs Dam Park... walloping the
Loew’s Inc. nine to the tune of 9-0... This coming Friday,
Paramount tackle Skouras at George Washington High School
Stadium... Following day Metro meets Universal... and on
Monday NBC locks horns with International Projector at Macombs
Dam Park.

• • • OUR industry isn’t complex enough... but that this has
to happen... Lown’s in Atlanta has a new doorman—a French
Canadian... who speaks broken English but fluent French... writes
no French but brilliant English... and reads no French but does read
English... He’s Gusie Roy.

• • • STUFF:... Irving C. Jacobson, Jr., operator of the
Brannen (Conn.) Theater, vice-presxy of Conn. MPTO, and
represented from Brannen in current session of the legislature at
Hartford, has been accorded two signal honors for a newcomer
at the Capitol: (1) voted first place with Hugh M. Alcorn as
“best type for state ticket” in poll of reporters and editors taken
at each session, and (2) tied for third place with Stanley Mead
as “most valuable for re-election”... George W. Tredell, for-
mer prexy of United Detroit Theaters, has been appointed to the
Huron-Clinton Metropolitan Authority, major park body for
regional park development in the area.

Expect Over 1,000
At MPTOA Conclave

(Continued from Page 1)

Kuykendall revealed. MPTOA me-
bers from other parts of the coun-
try will swell the registration well beyond the 1,000-mark, he
said.

Sales managers of every pro-
ing company have been invited
to the meeting and many have accepted. Kuy-
kendall said that the program
is being completed and that the var-
ious committees will be announc-
ing their plans.

Arrangements are being made
for accommodate delegates in hot
other than the Ambassador in
the event that the headquarters he
cannot take care of the crowd. A
bassador for conventions is set at $6 daily for one or two
although accommodations may
have for as low as $3.50 when ro-
ailed shaved.

In addition to business sess-
ions plans are being completed to
mit visitors to go through the
rooms and observe production
radio parties are being arrange
Convention will wind up with
banquet at Earl Carroll’s. De-
are June 8-12.

Kuykendall indicated that he wo
not be a candidate for re-election
prexy next year, a post he has held for
seven years. He would not commit
a possible successor nor would
whether he would allow himself
to “drafted” for another term.

Dominion Budget Passed
20% Tax Vainly Criticize

(Continued from Page 1)

try or new income. The budget was
passed, however.

The tax load will fall heaviest
in Quebec. At present Quebec’s
taxes are paying a 10 per cent
plus a surtax of 25 per cent on
missions to the Provincial Gove-
ments a tax that is not collected
in Ontario, for instance. The ac-
Hon of Federal tax is the same
means a 45 per cent tax in all
theaters to pay.

William M. Walker Dead

Chicago — William M. Wall,
former president of Chicago C.
well-known theater man, died
home after a long illness. His
sons and his wife survive.

Adams Funeral Held

Funeral of Mrs. Mary A. Ada,
79, mother of Al Adams, of R.
departed, was held yester-
in Steward Manor, L. I.

WEDDING BELL

Berwick, Pa. — Engagement
Lieu, Reed L. Seely U. S. Army,
Berwick to Miss Eleanor C. Hu,
employee of Warners’ theaters
Johnstown, Pa., is announced.

Wednesday, May 7, 19...
Monogram

Marches on

Features 56 Westerns

1941

“Navy Bound”
Talbert Josselyn’s story published in Collier’s Magazine

“Under Northern Lights”
Featuring the immortal melodies... “At Dawning” and “From the Land of the Sky Blue Water”... by Charles Wakefield Cadman

“East Side Kids” Comedy-Dramas
Leo Gorcey, Huntz Hall and Bobby Jordan... in a series of box office champions... each featuring an adult star.

In preparation:
“Ghosts of the Night” starring Bela Lugosi

“Aunt Emma Paints the Town”
“Sunshine Sal”

“The Spy”
“Isle of Lost Men”

“Night of Horror”
“Man from Headquarters”

“House of Hate”
“Murder by Appointment”

“You Can’t Beat the Law”
“False Colors”

“Top Sergeant Mulligan”
“Hill-Billy Willie”

“Down Memory Lane”
“Lil Louisiana Lady”

“Here Come the Marines”
“God’s Country and the Law”

“Trail of the Wolf”
“Flame Fighters”

“Sweetheart of the Campus”
“Man with Many Faces”

“Lost Legion”
“Carolina Swingtime”

“Law of the Jungle”
“City Limits”

“Rough Riders” with Buck Jones

8 Range Busters with Crash, Dusty, and Alibi

8 Rough Riders

John Wayne in 8 Reissued Action Westerns
Pix Contributions to Defense
Frank Freeman in Blast at Industry Attackers

(Continued from Page 1)

York that he believed exhibitors of the nation wanted to do their share in helping the defense program but that he didn't think the theaters should have to carry a greater burden than that of other lines of business. The proposed film rental tax, if passed, will have to be carried by the exhibitor, he asserted, and when that is added to present and possible future admission taxes, the load will become too heavy.

To date, the MPTOA president said, defense spending has not been of material benefit to theaters. Small town theaters have been affected adversely because there has been a steady migration of people to larger communities where there are greater possibilities for jobs, he said.

All phases of the tax proposals are expected to be discussed at Friday's hearings.

Rites for B. E. Fay Held

Providence—Last rites were held here yesterday for Bernard E. Fay, 58, assistant treasurer of the C & P Theater Co., and long associated with his brother, Edward M. Fay, in the theater business. His widow and three sisters also survive.

GABRIEL PASCAL, producer of "Pygmalion", presents a magnificent picturization of George Bernard Shaw's famous play "MAJOR BARBARA" starring WENDY HILLER, co-starring Rex Harrison and Robert Morley • Released thru United Artists.

Tonight's the night it opens at the FOUR STAR THEATRE, LOS ANGELES! Soon at the ASTOR THEATRE, N. Y.

Equitable Tax Plea Made by Kuykendall

(Continued from Page 1)

tried to gain headlines for themselves by attacking the film industry and its "front-page people." He listed many contributions of the film industry to the defense program, namely new coverage of skilled workers in defense jobs; of trainees in army camps whom the army wants to be shown to their families at home; trailers for recruiting of soldiers and workers; army training films being produced by the Research Council of the M. P. Academy under Lieut. Col. Darryl F. Zanuck, vice-chairman of the defense committee; commercial pictures portraying Army and Navy and Air Force background; co-operation with the Nelson A. Rockefeller-John Hay Whitney Government committees for Latin American amity.

"We have no subsidies in this industry for our work. We make no profit from training films. For every minute of playing time that is taken from the screens of America we lose so much playing time for our own pictures. We ask no praise for these services. We are merely doing what every other good American industry is doing supporting its country's efforts for defense."

Freeman disclosed the fact that the president of British Board of Trade considered American films so important to morale in England that the United States' reports be maintained at the highest possible level. And, Freeman said, the American neutrality act has accepted motion picture film in its exports.

Kenneth Thomson, recently drafted into part time Government service as executive secretary of the Motion Picture Society for the Americas, presided. Major Mason Wright Jr., just arrived from the War Department in Washington for conferences with Madison defense committee, praised the industry for its heroic job and said its work in this country on behalf of civilian and military morale has not yet scratched surfaces of its possibilities.

SWG to Name Army Camp Entertainment Committee

West Coast Bureau of THE FILM DAILY

Hollywood—Screen Actors' Guild board of directors has appointed President Edward Arnold to appoint a committee to represent the Guild in making arrangements for entertainment for United States Army camps. AGVA, Equity and AFTRA will also appoint committees and all committees will work together.

Gleams Chinese War Aids Thru Films at SMPE Meet

(Continued from Page 1)

of Nippon were made at the SMPE convention yesterday by Ming Ching Swen, head of University of Nanking's moving picture department. On exercise trip to the U.S., hopes to return in the fall with a mobile film laboratory, a sound recording truck, and a host of ideas as to how films can help further the battle of his countrymen.

The Chinese already have put 135 projectors into service, using films to teach the best methods of air defense, gas protection and the techniques of industry, Ming said.

Declaring that the study of photography, both still and motion picture, is being changed from a chaos of observations to an orderly network of facts, Dr. C. E. K. Mees, of Eastman Kodak Co., in his address yesterday visualized a widening knowledge of the science through the use of the new electron microscope.


Convention banquet and dance were held last night.

RCA Quarterly Net Shows Gain of 18%

(Continued from Page 1)

the quarter ended March 31 amount to $34,303,290 up $8,592,177 over the comparable $25,710,113 for the corresponding period in 1940.

Sarnoff declared that the Film Business is in a "green light" order for commerce and defense, that the "old order" of exhibition was gone and that he believed the present situation was the "real order of things." And, Sarnoff added: "The President's emphasis must be on getting the picture to the public in the form in which it's made for the public and the public can adjust itself to the situation."

The report disclosed that RCA Manufacturing Co. already has $56,500,000 in defense orders a commitments, that 500 workers are taking special technical courses, that 404 employees have enrolled in military service—204 in the Reserve and 200 via the draft.

Sarnoff, Arthur E. Brown, Jo Hays Hammond, Jr., and Edward Farden were re-elected directors.

NBC Negotiating With Ascp "Sincerely," Reports Trammell

Negotiations with Ascap are in progress in a "sincere effort to reach a satisfactory arrangement" Niles Trammell, NBC proxy, to RCA stockholders yesterday, was stated that NBC holds approximately 10 per cent stock interest in BMI.
In Appeal Will Be decided on Briefs
(Continued from Page 1)
and the Appeals Board will
its study of the case in five
thereby allowing time for the
petitioner to present his case.
In the matter of the ques-
tion for oral argument if they
so desire. Indications are that
the case will not be made.
A March 27, Alvin Landsis, rep-
taining the Ken Theater, Chicago,
the nation's first appeal from
arbitration rulings. The trial
was because of a verdict given
to amount the KRO and 20th Century by
Charles Morgan, arbitrator,
decided the Ken's complaint
the grounds that the issue
induced run and not clearance
before could not be heard until
the September.
landsis, at that time, contended
that the appeal was not over run
the grant of the Shakespeare Theater which
plays the second week of
run in Chicago.

In the Interests of the A. A. mple Arbitration Demand
A Coast Bureau of THE FILM DAILY
Los Angeles, Calif., March 28
v. Brosley and Alex Mounce, in
the Court of the Circuit Court,
Los Angeles, Calif., March 28.
Los Angeles, Calif., March 28.

Wanger Bringing 10 Starss
East for V. C. Convention
(Continued from Page 1)
tricia Morison, Ray Milland, Charles
Laughton, John Payne, Simone Si-
mon, Phil Regan, Ann Shirley and
Lew Ayres. They will be accompanied
by Walter Wanger, who is co-chair-
man of the Western Honored Guests
Committee. Announcement of a sec-
ond group of stars will be made
this week.

All plans have been completed for
the Friday night affair which is to be
known as Pan-American Night of
Outstanding entertainers
South America and the United States
will be features in the show.
Fifteen bands will participate
the big parade scheduled for the final
day of the three-day convention.

Full-page Copy Plugging
"Citizen Kane" in Chicago
Chicago — With the local Hearst
papers accepting no “Citizen Kane”
ads in connection with the pic's local
bow at the Woods and Palace last
night with Orson Welles attending.
Midwestern premiere was plugged
full page campaign in the Tribune
Sunday, the Daily News Monday
and the Times yesterday. Newspaper
campaign unprecedented, spanned
15 days and was backed by liberal
radio time. Tribune's page was
in two-color.

Permanent Defense
Post for Harmon!
(Continued from Page 1)
lar duties as executive assistant
to Will H. Hays.
acceptance by Harmon would re-
quire his resignation from the Hays
organization or the obtaining of a
leave of absence for the duration of
the war. As yet, Harmon has not
accepted the offer but is said to be
considering it. Recently, reports
had been current that he would
soeceed Joseph I. Breen as head of
the PCA.

It is reported that a budget of
about $23,500 for a co-ordinator's
office is being raised by the defense
committee and that $23,500 is
expected to come from exhibitors.

Will Quiz Majors’ Execs.
Before Hillside Suit Trial
(Continued from Page 1)
order signed yesterday by Federal
Judge Samuel Mandelbaum. The
plaintiff filed suit shortly after en-
try of the consent decree, claiming
that his theater, the Mayfair, Hill-
side, N. J., continued to face al-
lerged discrimination in spite of the
decree.

ROOKIES ON PARADE
A REPUBLIC PICTURE

Judge Mortimer B. Patterson
granted Charles Casanave's motion
for consolidation of both the New
York County action and Casanave's
Westchester action and ruled that
said actions be tried in Westchester
County. Consolidation of these ac-
dions in Westchester County makes
it possible for early trial on all issues
which have arisen between Casanave
and Herman Robbins, it was said by
counsel for Casanave.

According to counsel for Robbins
the court decision stated that a trial
could be had in the next few days
in New York County, and this step
by Casanave was to put the trial over
until the Fall. The plaintiff, Rob-
kins, is making an application to ob-
tain a trial before the Summer de-
spite Casanave's objections.

Bound Brook Lab. Signs
2-Year Pact With Union
Local 762, lab. technicians' union,
has signed a two-year agreement
with Pathé Bound Brook Laboratory
retroactive to March 10. It was
negotiated for general wage
increases up to 42 per
cent, it was said. Union also
expects to negotiate agreements
with consolidated and Paramount News lab-
atories.
SUPERB photography distinguishes modern screen productions. Dramatic lighting and interesting camera angles receive stimulating support from the high quality and unvarying uniformity of Eastman negative films—each an expert in its field. 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
HENDERSON OPPOSES HIGHER TICKET TAX

lovejoy, Eastman Chairman; Hargrave, Prexy

OPM Price Administrator
Champion’s Pix Industry
Stand Before House Com.

Schaefer-O’Connor
Talks Prove Futili

Schaefer-O’Connor, who was head of RKO theaters, and Meyers, head booker and buyer, have been conferring with Schaefer up to the latter’s death.

Balcon to Be Producer
On Ealing Pix for UA

London (By Cable)—Michael Balcon will serve as producer for the product Ealing Studios will make for United Artists release during the next four to five years under

Urges S. A. Ban on
“Argentine Nights”

Buenos Aires (By Cable) — The Mayor of Buenos Aires has banned Universal’s “Argentine Nights,” urging the Secretary of State to study the possibilities of banning the film in Argentina and the Secretary of State to prevent the showing of the picture outside of this country.
Herb Kohn to Manage Malco Theaters Circuit

Memphis—M. A. Lightman, president of Malco Theaters, Inc., has announced the appointment of Herb Kohn as general manager of the Malco Circuit. Kohn will headquarter in the Little Rock and Memphis offices. Kohn was formerly a salesman for Columbia.

FILM DAILY GOLF TOURNAMENT

Tuesday, May 27, 1941, Glen Oaks Country Club

Great Neck, L. I.

THE FILM DAILY

1501 Broadway, N. Y. C.

Here is my entry and §10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before May 26.)

Name

Address

LAST THREE SCORES

CLUB HANDICAP

36

36

36

36

8 More Changes in RKO's Field Staff Made by Smith

Eight additional changes in RKO's field staff were announced yesterday by Andy W. Smith, Jr., sales manager. Offices involved are Denver, Des Moines, Detroit, Minneapolis, Omaha and St. Louis.

In Denver, Errol Sanders joins the sales staff, succeeding Fred F. Brown, resigned. E. H. Gruenberg, formerly a Minneapolis salesman, goes to Des Moines to fill the vacancy left by E. J. Smith, Sr., who was transferred to Buffalo.

Ed Leiby, who for six years was a salesman in Pittsburgh, rejoins the staff as a salesman in Detroit, replacing Fred Bonnom, resigned. Richard Saenger has been added to the Milwaukee staff.

C. H. Noodlan fills the vacancy on the Minneapolis staff, caused by Gruenberg's transfer to Des Moines. W. G. Carmichael has been added to the Omaha office, replacing J. P. Smith, resigned.

William Hoppe joins the St. Louis office, succeeding L. S. Gruenberg who recently was married. G. E. Huddleson, former salesman for Salt Lake City. J. Arends has been promoted from office manager to salesman in St. Louis.

Sunday Pix for Service Men Before S. C. Senate

Columbia, S. C.—The Senate yesterday had under consideration the long-delayed bill to legalize Sunday motion pictures and commercialized sports "in counties where the United States Government has established and maintains permanent or temporary Army forts, Navy or Marine posts." The bill was passed by the House several weeks ago.

William W. Slocum Dies

Detroit—William W. Slocum, 68, old-time Detroit exhibitor, is dead. He built the Library Theater (now called the Theatre) in 1916, and operated it until 1932. His widow and two children survive. Interment in Elmwood Cemetery.

Papayanakis Arbitration Case Enters Fourth Day


Yesterday's hearing concerned availability, with Harold Bekowitz for Warner Bros., and Morton Sigel for RKO. For the defendants questioning Papayanakis about play-date time and bookings.

La Guardia to Sign Bill Limiting Advt. Display

Bill limiting display advertising to a point not more than eight inches beyond the wall of the building and not at the bottom of the second floor will shortly be signed by Mayor Fiorello La Guardia, reported yesterday.

Decision of the Mayor follows public hearing on the question.

COMING and GOING

NATE J. BLUMBERG left the Coast by tomorrow night for South America.

EDWARD H. GRIFFITH, Paramount publicist, left New York yesterday on route to Bahama to film background material for "Cay," next on his Para, schedule.

JOHN GARFIELD leaves Saturday for Hollywood to appear in Para film scheduled to be shot there.

JACK SEGAL, manager of foreign branch for Warners, leaves tomorrow on the Rasa for South America.

JACK K. ADAMS and JACK K. ADAMS (A. C.放射loc holders in Dallas, arrived in New York yesterday to attend Para huddles this week. MRS. K. K. ADAMS accompanied.

ROBERT E. SHERWOOD was in Wabi yesterday.

RUTH WARRICK leaves today for Hollywood.

JACK WARNER, JR., is on route here with film to be shot in Washington.

S. BARRET MCMORRAN left last night for New York to set up plant for the opening in city of "Citizen Kane."

WILLIAM A. SCULLY arrives in town tomorrow from a tour of the Southwest.

Jam Handy Will Produc for Labor Pictures, Inc.

Washington—A series of conventions will begin on May 20 betwixt the Jam Handy organization and Labor Pictures, Inc. It was left yesterday. I. M. Ornurn of Union Label Trade Division, with the Jam Handy organization, said the meeting those to follow will be devoted to conventions and schedules for the pictures. The films to be made by the Jam Handy organization cover educational labor pictures. General films dealing with the movement, it was said. The films will employ regular casts and directors. Ornurn said.

The projected feature of the Samuel Gompers is still in the liminary stages with nothing definite on the ground. The La Guardia to Sign Bill Limiting Advt. Display

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Decision of the Mayor follows public hearing on the question.
THE PICTURE THEY'RE TALKING ABOUT!

A Woman's Face

starring

JOAN CRAWFORD
MELVYN DOUGLAS
with CONRAD VEIDT

OSA MASSEN · REGINALD OWEN · ALBERT BASSERMANN · MARJORIE MAIN · DONALD MECK

The director of "Philadelphia Story," George Cukor, has made another Metro-Goldwyn-Mayer screen triumph out of the amazing story of a cruel girl who made the world of men pay for the heart they broke.
Lovejoy Chairman
Of Eastman Kodak
(Continued from Page 1)
general manager, to be vice-presi-
dent and general manager.
The added responsibilities of as-
sistant general manager and the
title of vice-president were given
Dr. Alvin K. Chapman, formerly
assistant vice-president.
Milton K. Robinson was elected
secretary and William P. Shepard
was named to succeed Robinson as
assistant secretary. Other Kodak
officers were re-elected.
Eastman directors declared a
quarterly dividend of $1.50 on the
common stock and one and a half
per cent on the preferred.

15 Roadshow Engagements
Set for Disney's "Fantasia"
(Continued from Page 1)
Theater on May 13 and the Apollo,
Indiansapolis, on the same date. On
May 15, engagements have been set
for the Strand, Louisville; Warner's
Regal, Hartford, and Maryland, Bal-
timore.
Other May dates include the
Park, Reading; Senate, Harrisburg;
Strand, Memphis; Granada, Duluth;
Fox Blue Mouse, Seattle; Shubert,
Cincinnati; Regent, Elmhurst; Wiscon-
sin, LaCrosse; Fox Music Box, Port-
land, Ore., and in Montreal at His
Majesty's on either May 26 or June 2.

Emery to Coast for Health;
Cliff Giesemann Replaces
Detroit—Louis A. Emery, man-
ger of the RKO Uptown here for 15
years, is leaving to spend a year in
California because of poor health.
Emery has been in charge of all RKO
interests here for a number of years.
He will be succeeded by Cliff
Giesemann, formerly manager of
Michigan, ace UDT house, and lately
with Altec Service Corp.

Actors Fund to Elect
Annual meeting and election of the
Actors Fund of America will be
held tomorrow at the National The-
er. Walter Vincent has been act-
ing as president since the death of
Daniel Frohman last Winter.

FROM THE FILM DAILY to
George Archinard

Henderson Opposes
Higher Ticket Tax
(Continued from Page 1)
mission taxes in this category, as
with other goods and service-
ness consumption.
“We should encourage incen-
tive use of these non-competing
sources to satisfy actual and long-
term consumer demand,” Henderson
explained. He added taxes on
mass consumption goods and
vices “are deflationary, unwise,
and highly inequitable.”
Henderson called, however,
henerator excess profits taxes and
poration taxes.

Seek Another Theater
For “Kane” in Frisco
(Continued from Page 1)
other house there. Cancellation
of the Golden Gate playdate is sai-
d to be due to the fact that the hou-
10 large—it seats 2,800—and
added fact that it follows a
show policy customarily.
Golden Gate engagement had been
heavily advertised, both in the
Hearst papers and on the radio.
Ohson Welles’ pic opens at El
Capitan, Los Angeles, and on
and tomorrow starts also in the
street there. Washington run
Keith’s starts May 16. Boston is
unaffected.
RKO reported last night
“Kane” had rounded out its
New York week at the Palace,
a complete nightly sell-out in
near-capacity for matinees.

Forming Circuit to Play
Nazi Films in Argentina
(Continued from Page 1)
Cine Alvear, had leased the 1 seat loge, house in San Martin
the same policy and was negoti-
for as well for the Trocadéro Cine

Warners Sell Brunswick
Stock to Decca Records
Purchase from Warner Bros.
all the capital stock of Brus-
Radio Corp. was announced yes-
day by Jack Kapp, president
Decca Records, Inc. Brunswick,
one of Warners’ wholly-owned
it is sold. Deal becomes ef-
mmediately.

Jimmy Walker Coast-Bound
Chicago—Jimmy Walker, who
here yesterday on business, left
Hollywood for production cor-
ences.

WEDDING BELL
May Cameron, Universal hon-
rice switchboard operator, was
ried yesterday to Dick Odell, a
ian. They are honeymooning
Atlantic City.
Kansas City “Take” Little Affected: Cincy Effects Grosses to Climb Upward

Milwaukee Theater Operators Continue to Sing the Blues

Milwaukee—While statistics show that the millions of dollars worth of defense business being poured into plants in this area has resulted in an upsurge in manufacturing, wholesaling, building and retailing, Milwaukee exhibitors continue to sing the blues.

According to Wisconsin industrial commission figures, some 15,800 more workers were employed in factories in Milwaukee during the first quarter of 1941 as against the same 1940 period, with payrolls showing an average gain of $815,000 a week for the first three months this year against the same period in 1940.

Industrialists are hopeful that the upswing will continue into the second quarter and theater owners are equally hopeful that some of this money will soon find its way to the box-office.

Philadelphia Territory is Dubious of Defense Coin Help

Indianapolis Theater Biz at Average; Defense 58 P.C.

(Continued From Page 1)

To catch the workers employed, certain shifts, with some set for day only. It is too early to tell whether these are successful, but Mac-Warner's step in this direction is being watched.

Week-End Biz Only Good

in downtown Philadelphia, a new employment that of big business on Fridays, and a strong drop the week the show has developed, with some of the shows doing enough on Saturday, Sunday operation to the control figure which means a downtown Philadelphia has in the operating problem for quite a while.

Reports from other parts of the show do not indicate that the exhibitions are getting much out of the show. True, when a good show runs along, business is good, but none of the first-run shows is hitting a low for the week shows which financially might hit a fair figure. Again, booking competition, which is a good picture fighting for room during the same week, weekdays, etc., has cut into the draw- power of some pictures. As a rule, in some towns, exhibitors change their opening days at will, in order to get a clear opening.

Reading Grosses Behind

Despite the armament program, any situations are not so bad in the city. Reading being one of these, here are the first-run shows are under the business of the previous season. Exhibitors are not too optimistic about the future. While some areas, meantime the Kensington and Rich- mend section of the city, where pressroom, shipyard, closed for many weeks, is reopening, thus pouring new life blood into the veins of a dying area, will directly help theaters, may benefit, the Summer heat, daylight saving, competition of the outdoors, etc., are expected to have the same effect as usual.

And, too, this year exhibits, are afraid the last months of the old season will see few good shows, as the show business is in the early stage of the new type of selling will mean that the big ones will be saved for the first blocks.

Indianapolis Payoffs Up 58% But Theater Biz Just Average

Indianapolis—Millions of dollars worth of defense orders are being filled here and immediate vicinity. Employment has increased about 20,000 additional skilled mechanics have been given work, with payroll having cut per cent higher than a year ago.

Theater business is reported average in communities where defense industries are located, but no usual increase is noted to date. In neighborhoods where no defense industries are located b.o. receipts show no increase. Exhibitors contend that many patrons are staying away from the theaters and listening to the war news broadcast.

In small cities near Indianapolis, many skilled mechanics have left their homes and migrated to industrial centers. Theater attendance as a result has been adversely affected if not seriously injured.

In cities over the state where defense industries are running at high speed, theater business is reported much better than here.

Cincy Exhibs. Expect Defense Spending to Increase Grosses

Cincinnati—While Louisville and Dayton have shown an appreciable increase in box-office receipts, attributable to national defense spending, Cincinnati theaters have, so far, not felt these benefits, due to the slowness in which the program here is getting under way.

With $16,000,000 worth of defense direct contract work, exclusive of construction, and the Wright Aeronautical contracts, also the P & G increase, which amount to many more millions, it is anticipated here increased motion picture revenues are “in the bag.”

Defense Spending Has Little Effect on Kansas City “Take”

Kansas City, Mo.—The national defense program has had little effect on the box-office in Greater Kansas City up to the present time.

The majority of the defense projects scheduled for this territory are now under construction and will be in production some time in the Fall. They include the new North American bomber plant in Kansas City, Kansas, and the large Remington Arms plant being built a few miles northeast of this city. These two projects alone will employ approximately 25,000, with a monthly payroll of $2,000,000.

Local exhibitors expect a definite increase in box-office receipts as soon as active production gets under way and these payrolls get into circulation.

TO THE COLORS!

Thomas Orchard, associate producer of "March of Time" and a lieutenant (juniour grade) in the U.S. Naval Reserve was called to active duty. He will be stationed in the Bureau of Aeronautics in the Navy Department, Washington, in charge of the Navy’s corps of 250 aviators.

Dan Sanfilippo of RKO Radio Pictures is art department for Army service yesterday. Sanfilippo, who was born in Hollis, is the first to join RKO Radio for more than five years and is one of the top artists in the field.

Morton Pfeifer, of the National Screen Service production dept., starts his year’s service on May 18.

Chicago—Edward DeLue, chief of service of the B & K State Lake theater, and Robert Ramsay, secretary, have reported to the Army. George Dryden has been made State Lake chief of service and Arthur Hutson, is the new secretary.

Chicago—Eldon Williams of the Indiana-Illinois circuit’s Elko Theater in Rockford is now a cavalryman at Fort Riley, Kansas.

James Dugan of the Capital Theater, Whitman, also is wearing o.d.

Washington Bureau of THE FILM DAILY

Washington — Don Craig, drama critic for The Washington Post, is Army bound. He was feted by the Variety Club at a luncheon before leaving.

"YOU SENT US SO DESTROYERS... I SEND YOU 'MAJOR BARBARA'!"

Gabriel Pascal, producer of "Pymalgon", presents a magnificent picturization of George Bernard Shaw’s famous play "MAJOR BARBARA" starring Wendy Hiller, co-starring Rex Harrison and Robert Morley — Released thru United Artists.

"For the second time Gabriel Pascal, has supplied the trade and public with a fine film, as entertainment and as a production!" — Motion Picture Daily
**Reviews of the New Films**

**Reaching For the Sun**
with Joel McCrea, Ellen Drew, Eddie Bracken
Paramount 90 Mins.

HEART-WARMING DRAMATIC STORY WITH LOTS OF LAUGHS IS FIRST-RATE ENTERTAINMENT FOR GENERAL AUDIENCES.

Apart from the human element involved in this heart-warming down-to-earth story, there are numerous "tooches" that make it realistic to a high degree for the average screen fiction. The picture as a whole is first-rate entertainment for general audiences. It should do well as the box office on behalf of exhibitors and Paramount. The story itself has a considerable amount of humor, the actors are fine, production is of high caliber, and Director William Wellman smoothly moves the players through their paces. Enterpriseering exhibitors will be able to sell this picture in a big way, with the story offering many exploitation possibilities to top players worthwhile income attractions.

Wellman serves as both producer and director. With the one hand he has smartly cast the picture, and afforded it all the production value necessary. With the other hand he deftly weaves his screen moods from comedy, to tragedy, to heart throbs and thrillers, and then climaxes the whole with an eminently satisfying ending. A smartly turned screenplay was contributed by W. R. Burnett. McCrea is fine in the lead role. Cast as a backwoods clam-digger who goes to Detroit merely to earn enough money to buy an outboard motor, he gives a warm and convincing performance. Miss Drew is both pretty and wholesome to look at, and competently carries off her role as a wise city girl who marries the backwoodsman. A cooking comedy touch is turned in by Eddie Braden, who gives a performance in which he is hardly less useful than in a small role. Other members of the cast are more than helpful.

McCrea falls in with Bracken, an out-of-work but求求itful plant worker when he arrives in Detroit to make enough money to get an outboard motor so he can dig more clams back home in the northwoods. They both get jobs, and before long McCrea finds himself married to Miss Drew. He has also incurred the enmity of Dekker, another plant worker. Misunderstandings between McCrea and his wife rise from his desire to keep his payments up on his outboard motor even when they are broke, and finally it causes a separation. A spectacular fight between Dekker and McCrea takes place at the factory when the two men turn their big mechanical machines on each other, and McCrea is badly hurt. But his accident serves to straighten things out.

The picture is top-notch technically and the one scene in the motor plant is a highly spectacular sequence of action.

CAST: Joel McCrea, Ellen Drew, Eddie Bracken, Albert Dekker, Gilbert Gillette, George Chamberlor, Bodil Ann Rosin, James Bruce, Charley Grapewin.

CREDITS: Produced and Directed by William A. Wellman; Screenplay, W. L. Miller; Based on a story by Wessel Smittner; Camera-man, William Mellor; Editor, Thomas Scott.

**The People vs. Dr. Kildare**
with Lew Ayres, Lionel Barrymore, Laraine Day
Metro 78 Mins.

LATEST IN SERIES IS JUST AVERAGE; STORY IS FORMULA AND LACKS ANYTHING NEW.

The troubles of Dr. Kildare continue in this new addition to the series, but the story is cut from a familiar formula pattern and it fails to offer anything novel or diverting. The players are fine and the production value is smooth, but the direction is paced to the story, and the story is slow and overly long. Well-established and popular as a series, this release will undoubtedly do a fair share of business, but looking to the future, some hope is needed to de-formula- ize the Kildare scene. However, the love story and the final battle boasts several well-known "names" that exhibitors can capitalize on.

Ayres competently fills the role of Kildare. Barrymore gives his customary effective performance, and Miss Day attractive- ly rounds out the top of the cast. A nicely turned performance is given by Bonita Granville, and Alma Kruger, Red Skelton, Walter Kingsford, Tom Conway, Eddie Acuff, Chick Chandler and other capable players give good support. Some of the comedy relief is on the forced side. Harold S. Buc- quest directed from a screenplay by Willis Goldbeck and Harry Rankin.

Ayres and Miss Day are en route to an out-of-town hotel when they are stopped by a serious accident which requires Ayres to perform an emergency operation on the roadside on a girl, Miss Granville, who has been badly injured. Miss Granville, an ice skater, uses the hospital when her leg re- mains paralyzed. The remainder of the picture is concerned with the trial and ultimate recovery of the girl who was skater again.


CREDITS: Produced by M-G-M; Director, Harold S. Bucquest; Screenplay, Willis Goldbeck and Harry Rankin; Cer- to S. Bachmann and Max Brand; Camera- man, Clyde De Vinna; Editor, Ralph Winters.

**Sheriff of Tombstone**
with Roy Rogers
Republic 56 Mins.

MUCH BETTER - THAN - AVERAGE WESTERN WILL PLEASE ROY ROGERS' FOLLOWING.

With a plausible yarn and better than average Western production, plus the personal Roy Rogers, this film offers solid entertainment for the outdoor fans. Picture has plenty of action—both the riding and the shooting varieties. Joe Kane, as associate producer-director, can take a bow for a good job.

Rogers sings a couple of cowboy ditties in his pleasing manner while George "Gabby" Hayes handles the comedy assignment in his usual good form. Elyse Knox is attractive as the love interest while Sally Payne does a good job as the saloon entertainer.

Story has Rogers mistaken for a killer sheriff, turn on the goaded mule of some one who is trying to rust an honest family from a silver mine. After much shooting, Rogers rounds up the independent miners, they frame a man, but Rogers ups a mail coach and finally pins on a Fed- eral rap.


CREDITS: Associate Producer-Director, Joseph P. Sorley, James Webb; Screenplay, Olive Cooper; Camera, William Whitesell; Musical Director, Cy Feuer; Film Editor, Tony Martinelli; Production Manager, Al Willard.

**Mutiny in the Arctic**
with Richard Arlen, Andy Devine, Anne Nagel
Universal

FAST-MOVING ACTION MELLER FEATURED BY SPECTACULAR CAN- WORK.

Although this story is cut pretty n' from the same cloth as predecessors "The Adveture" series, its action is out of the "Arctic" scene is spectacular from a beauty and action standpoint to spare. Some of the best material from a couple of previous polish pictures has been incorporated into the continuity, and process work is excellent in blending the current article with the older film. Story itself is concerned with a search for the Arctic, the first deal for Monogram in western Michigan. House is operated by Al Heffernan, with Salesman George W. Sampson handling it. Picture has a lot of action catch up with Terr square things up.


CREDITS: Associate Producer, Ben P. Director, John Rawlins; Screenplay, Mau Braggart and Victor McLoud; Original Story, Paul Huston; Camera, John Boyce.

**Technical Sessions End**

**SMPE Convention Today**

Rochester—Today's technical ses- sions will conclude the 49th semi- annual convention of the SMPE at the Sagamore Hotel. Discussions and lectures will embrace projection problems, television, the new acoust- ic envelope, and new equipment for recording and reproducing sound. Some 400 motion picture and sound engineers, delegates to the SMPE and Acoustical Society of America conventions, plus members of the Eastman School of Music and the Rochester Musical Society, attended a demonstration of Stereophonic Sound at the Eastman Theater last night. Demonstration, arranged by Bell Telephone Laboratories, was the first outside of New York and Holly- wood.

**Para Buys "Prison Wardens"**

West Coast Branch of THE FILM DAILY

Hollywood—Paramount has pur- chased a new story, "Prison Wardens" from Louis Pollock. It has been adapted to the Fox-Siegel unit for production with Gordon Kahn, scripting.

**John W. Swain Dead**

Columbus, O.—John W. Swain, pioneer film lawyer who died in St. Francis Hospital here.

**Rivoli Closing Tomorrow**

Rivoli Theater closes for the Sum- mer tomorrow night at the close of two-week run of "Flame Of New York" which is ideal for outdoor use in August, according to the manage- ment.

**Drop Sunday Night Shows**

Halifax, N. S.—The CBC's Capi- tol Kids who have been functioning seven nights a week for the past five months, is dropping Sunday night shows for service men.

**Film Cos. Eye "Texas Town"**

"Texas Town," unproduced stage play in which a number of film companies are reported to be interested, will go to the Sol Siegel unit for production with Gordon Kahn, scripting.

**Bingo Operator Indicted**

BUFFALO — Charged with violent anti-lottery laws in operation in Buffalo are Philip Conroy, Inc., and Harry T. Dixon, both of whom were arrested for gambling under the local laws. The companies operate in the City where the company has a branch in the offices of a city court and Dixon posted a $5,000 bond. The corporation op- erates a game in the Academy Theatre in the City. (Arthur R. Boosberg explained.
Major Considering Lewis Radio Script

"Bid for Happiness," an original script written by Therese Lewis for the Helen Hayes radio series, which is not included in Norman Weinstein's "Radio Theater of 1940," published by Harpers, is being considered for films by Warner Brothers and 20th Century-Fox.

Schaefer-O'Connor Talks Prove Futile

(Continued from Page 1)

An offer for Hollywood Tuesday night, but efforts on the part of the RKO president to urge O'Connor and Meyers to remain with the organization failed.

O'Connor said yesterday that he had no immediate plans but indicated that he might make an announcement shortly. Meanwhile, he said he intended to take a rest.

While confirmation has been lacking, it is reported that he will take an important studio post with Universal and Meyers will be assistant to William A. Scully, general sales manager of Universal.

Schaefer expressed appreciation of their long and faithful service and great regret at their resignation.

That Hamilton Woman Said Running Way Ahead

Alexander Korda's "That Hamilton Woman" has grossed 253 per cent of average in its first general release dates. United Artists announced yesterday. Heavy grosses, and in some cases, double average business were reported from Philadelphia, Atlanta, Cleveland, Baltimore, Providence, Dayton, Houston, New Orleans, Rochester, Syracuse, Wilmington, Harrisburg, Reading, Scranton, Wilkes-Barre, Toronto, Chicago and Brooklyn. Picture played seven weeks at the Fourth Star in Los Angeles and four weeks at Radio City Music Hall.

Mutual Rushing Plans On Ascap Negotiation

Mutual Broadcasting System yesterday issued call for a special meeting of network affiliate officials to be held at the Chase Hotel in St. Louis Saturday at 2 p.m., in an effort to rush final details for putting Ascap music back on the Mutual network not later than this week-end.

Votes for Mutual affiliates on the Ascap deal were said to be equally divided on the new contract, but it was indicated that Mutual officials would push the deal through at the St. Louis meeting.

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Quebec Exhibs. Will Pass Tax to Patrons

(Continued from Page 1) of Quebec theater owners which went to Ottawa to lay its case before Hon. J. J. Ilsley, minister of finance, returned convinced that within the next few days theaters in this province which are at present absorbing the tax will be forced to collect it from the patrons.

Exhibitors have, however, a faint hope that they may obtain some alleviation of the Quebec provincial tax approximating 15 per cent and a delegation will go to Quebec to put today regarding a flat license fee for GWTW, “The Great Dictator,” “Fantasia” and future big features, as the present fee system is unfair.

Kirsch seeks flat rental license for Big Pick in Chi.

Chicago — Jack Kirsch, Allied prexy, meets with City Clerk Schrabei today regarding a flat license fee for GWTW, “The Great Dictator,” “Fantasia” and future big features, as the present fee system is unfair. Kirsch says some theater owners are not booking big features, owing to increased Chicago license fees.

Examine Bromfield May 9

Examination of Louis Bromfield in the suit of Eleanor Harris, against 20th-Century-Fox will take place on May 9, under a notice filed yesterday in Federal Court. Plaintiff is suing for $55,000 damages, claiming to have worked with Bromfield on the story of “Brigham Young,” and that she failed to receive screen credit.

GWTW $38,000,000 by ’42

U. S. General Release

Continuing its fabulous climb into astronomical earning levels, GWTW has now grossed approximately $8,000,000 on its general release in this country and now has a foreign gross of around $15,200,000. Added to the original roadshow gross of $22,580,000, the picture thus has a total gross of $32,400,000 at the boxoffice. Gross over 50 per cent of the general release possibilities to date.

It is estimated that the picture will earn somewhere around $38,000,000 before the end of 1941, with a very good chance that the gross will go higher than that. To date, on the general release engagements, with approximately 1,700 checked on percentage against gross for the week ended May 1, it is returned, it shows that the film rental is averaging around 47 per cent.

Mexican “Neely Bill” Blocked by Junket?

(Continued from Page 1) the good neighbor-cultural relations policy trip will, it is felt, come under a new form of proposed restrictive legislation.

Pending in the Mexican Congress at the present time is a so-called drastic “Neely bill, designed originally to outlaw block-booking and blind-selling but later amended to include a mandatory exhibition of domestic product three consecutive days once a month. Notwithstanding that this measure has backlog, it is generally conceded that any measure which may finally be enacted will have regard for Hollywood’s good-will and will prove to be far from radical or really harmful to American distributors.

It is now apparent that the hands-across-the-border spirit engendered by the visit of the Hollywoodians and newspaper columnists was no mere flash-in-the-pan. There is widespread and renewed interest in American pictures and American stars as well as in the American way of thinking and American capitalism. In retrospect, the visit has done a marked service towards cementing the goodwill-and-operation-regarded-with which the people of Mexico generally receive all things American.

Albertson, Field Supervisor

Chicago—Elevation of Jack Albertson from Indiana Harbor district manager to field supervisor is announced by Alex Mania, Illinois circuit general manager. Murray Ross of the Capitol, Whiting, takes over in Indiana Harbor, being succeeded in turn by Robert Schrabei.

Rothenstein Under Knife

Pittsburgh — Samuel Rothenstein, who with his sons operate the Rialto Theater, Evans City, Cambridge Theater, Cambridge Springs and the Allequippa Theater, West Allequippa, has just undergone a serious abdominal operation at the Mercy Hospital here.

Wehpley With Empire-“U”

Montreal — Ernest Wehpley has been added to the sales staff of the Montreal office of the exhibitors union. It is now located at 121 Craig Street West.

Oscar R. Hanson Resigns From Circuit Presidency

(Continued from Page 1) his five-year employment contract. Circuit comprises 24 Ontario theaters.

Chain will continue to be served as a buying-booking agency by Associated Theaters until November, 1942, under an existing agreement.

Hanson’s resignation is said to result from his desire to devote more time to his general business interests. He is president of Empire-Universal Films, of Sovereign Films, of Sterling Films, Ltd., and of Associated Theaters.

Hanson corporation is generally regarded as an FPC subsidiary. In Empire-Universal, Hanson has been closely associated with Paul Nathan son, son of N. L. Nathanson, FPC president.

Both Hanson and Paul Nathan son recently have been reported as key figures in the launching of Odeon Theaters of Canada, fast developing as an important chain.

The younger Nathan son also is president of the new General Theaters Corp., Ltd., capitalized at $5,000,000.

Meanwhile, despite “poppycock” reaction in New York, reports persist here that N. L. Nathan son and his associates have purchased control of FPC from Paramount, with counter proposals said made as to terms. Nathan son’s contract shortly expires, as does the FPC franchise for Paramount product.

FPC’s annual stockholders meeting, twice adjourned, is now set for May 14 at which time Nathan son’s status is expected to be clarified.

Frisco Embassy Tests ‘Tlesh’

San Francisco—Embassy Theater, downtown second-run, plans to experiment two days a week with stage policy, starting today. Night club acts playing about town will be used, with Jay Brower emceeing. No changes in price or present double bill policy.

Metro Signs Two Writers

Hollywood—Metro has signed two writers. Paul Gallico arrived at the studio yesterday to write a screen story as yet untitled, and John Karlen, of the subsidary studio, is to prepare the screenplay for his novel, “H. M. Pulham.”

Hollywood Speaking—

Richard Thorpe has signed for his film of the famous English movie dog, to appear, “Barnacle Bill,” which Thorpe is doing for M-G-M. The dog is a great grand of Hollywood’s famous dog star, “Spit heart.”

Rosalind Russell, Rudy Vallee, Grant, Jean Hersholt, Edward Arnold, Bily Gilbert, Tom Keene, Harry Anslinger, Dick Purcell and Vincent Barnett were among the patrons of the film colony who were coming up to be the winners of various events in the “Racing Jamboree,” which was held at Gilmore Stadium for the benefit of Mt. Sinai Hospital. In one event, M. Cook, a team of centennial riders.

Edgar Buchanen, dentist-actor, was active in his profession in Pasad during the California Lions Convention, and will play a dentist in “Old Columbia. William Holden and C. Ford, also graduates of the Playhouse, the male leads and Claire Trevor the line lead. George Marshall is directing.

Norman Taurog, M-G-M director, was having returned from a combined business and vacation trip to New York via conferring with M-G-M executives concerning his next assignment for that studio.

Sam Wood will return from a visit to Hollywood on Saturday to begin in preparation for filming "Kings Row at Warner Bros. He took a vacation in Canada, was held up briefly for casting, Bob Cummings, Ann Sheridan and Rea Rayegi have been cast in principal roles.

Barton MacLane reports to 20th-Fox for the heavy role in "Geece Calling" immediately on completion of his work in "Barnacle Bill." M-G-M. M-G-M is also angling for Line to play the heavy in "The Year," which will be filmed on location in Florida.

George R. Batcheller, FPC production head, has purchased an oil screenplay by Rex Rale entitled "Pic Town," which he has scheduled for immediate production.

Ettiene Nore Film Productions completed 21 subjects for auton projector and has 18 in production. A number of the subjects are in Gasparcora. Majority of the films for C.B. are being produced by Le Nor, is handling the releasing arrangements. W. C. Bosc is production agent and Lou Biring is musical director.

Ann Doran has been signed for the feminine lead opposite Eric Linden in "Criminals Within," which E. B. Derry for Pinewood. Supporting roles for Pinewood have been assigned to Constance Worth, Alexander and Weldon Heyburn. Pinewood Bangkok Army House went before the cameras May 2nd under direction of Joseph Lewis.
HREE MAJORS CONSIDER NEW ARB. CLAUSE

Big 5’ Seeks Sales Plan Under New Minn. Law

on Queries Majors on port They Will Move fices to Hudson, Wis.

nneapolis—Pending the working of a selling plan which attor- e can approve as complying with new Minnesota anti-blocks-of- w, all major film producing panies have ceased selling fea- ntures in this state, some offices of the different firms reported to have instructed dis- and branch managers to act, contractual contracts for leasing of s within the state, either for balance of this season’s prod-

(Continued on Page 8)

oll Tourney Prizes art Pouring In!

s the sun belatedly poked e through the early morning in clouds above Broadway yes- day, it caught the postman de- ing good tidings for all our Row div-diggers who will come in the 29th, biggest and best DAILY Golf Tournament, on links of Glen Oaks Club, May 27, standing out in the morning post a “special” (and very) from E. Brulatour, Inc., informing the (Continued on Page 5)

of J Drops “Big Five” Schine Suit Defendants

buffalo—The D of J yesterday d an amendment to its original plaint against Schine Chain eaters, Inc., and the major dis- butors, striking out the names of “Big Five” as defendants. The (Continued on Page 3)

Hays “Doing Nicely”

Chicago—Will H. Hays, MPPDA proxy, will continue to recuperate in St. Luke’s Hospital here for an additional period of two weeks, it was said yesterday by his attending physician, Dr. Joseph Capps. It was added that the film exec. was “doing nicely.”

Bette Davis, Gary Cooper, GWTW, “Fantasia,” Tops in Delegates’ Poll at SMP E Conclave

Rochester—Bette Davis is the favorite film actress of delegates attending the SMP E convention here. She won an informal popularity poll, garnering 30 per cent of the votes among the delegates in answer to the question: “Who is your favorite film actress?” Gary Cooper took male honors, while the test for the best film from a technical standpoint resulted in a tie between GWTW and “Fantasia.” Vivien Leigh was runner-up and Rosalind Russell was third in the female poll. Jimmy Stewart and Wallace Beery tied for second among male actors. “Love Affair,” “Philadelphia Story” followed in the film poll.

Jones and Halifax To be V. C. Guests

Jesse Jones, Secretary of Commerce and head of the RFC, and Lord Halifax, British Ambassador, will attend the Atlantic City convention of the national Variety Clubs next week, it was announced yester- day. Both are expected to speak at the final banquet at which former Gov. Harold Hoffman of New Jersey will toastmaster.

Another addition to the list of notables who will attend and speak in Sen. Thomas Connolly of Texas, (Continued on Page 3)

Sunday Films Issue Vexes 3 Del. Towns

Wilmington—Sunday films have become a leading issue in a number of Delaware towns. Laurel Council gave first and second readings to two proposed ordinances forbidding Sunday amuse- ments, leaving the decision as to a town referendum until a special meeting last night.

Council at New Castle will hold a referendum on Sunday shows on May 23. Action followed an ap- (Continued on Page 4)

B. F. Keith Corp. Calls In Refunding Mortgage Bonds

B. F. Keith Corp. is calling in its first and general refunding mort- gage 20-year 6 per cent gold bonds, due March 1, 1946, and will redeem them on July 7, indicating that the (Continued on Page 5)

Provisions Would Embody Disputes Not Covered In N. Y. Consent Decree

A proposed arbitration clause which would embody disputes not covered in the consent de- cree and yet could be heard in the tribunals set up by the decree may be included in the exhibitor-contract of at least three of the so-called “big five” distributors. It was reported yesterday that M- 

F., Warner Bros., and 20th Cen- tury-Fox are considering the adop- tion of the clause, which originated with Warner Bros.

The clause is short and concise and appears to be more practical than the present optional arbitration provisions used by some of the (Continued on Page 3)

20% Canadian Levy Effective May 19

Ottawa—Hon. J. L. Ilsley, minis- ter of finance, announced in the House of Commons an amendment to the budget resolution which would be in- troduced making the new 20 per cent admission tax effective on and after May 19 instead of on and (Continued on Page 5)

Oregon ITO Denounces 5% Film Rental Levy

Portland, Ore.—Oregon Congress- men were called upon to oppose the proposal for a five per cent tax (Continued on Page 5)

Universal Realigns Its Exec.-Supervisory Setup

West Coast Bureau of THE FILM DAILY Hollywood—Realignment of Uni- versal’s executive-supervisory setup was announced yesterday. Milton H. Feld is to concentrate on top set- ups including Abbott and Costello (Continued on Page 7)

Memphis, Salt Lake in Arb. Bow

First Cases Involve Clearance, Some Run

Filing of two arbitration demands, both in tribunals in which no pre- vious cases had been filed, were an- nounced yesterday. One case was filed in Memphis and the other in Salt Lake City.

In the case filed in Salt Lake City, J. H. Moran, owner of the Park Theater, Red Lodge, Mont., and the Royal, Laurel, Mont., asks that the clearance schedules in the (Continued on Page 5)

Perfect Setting

Fort Knox, Ky., where Uncle Sam has Treasury gold reserves under guard, may be the scene of the world premiere of Warner’s “Million Dollar Baby,” it was reported yesterday. Overtures have been made, and the Warner ad-publicity department is mulling over the idea of a typical W8 jun kit. Fix is set for May 31 na-

(Continued on Page 3)
Divorcement Action Waits On Successor to Neely

Washington—Action on the Needy divorcement bill will probably be delayed until the Senate disposes of the controversy over which appointee shall be entitled to the seat vacated by former Sen. Matthew W. Neely, who was stated yesterday by Senator Kilgore's office. Senator Harley M. Kilgore, chairman of the Judiciary sub-committee considering the bill, is fully occupied with the West Virginia controversy and won't have time to consider the divorcement bill until that is settled, it was said. The Senate began considering the senatorial contest late yesterday afternoon.

"Penny Serenade" Grabs Holdovers In 26 Keys

Columbia's "Penny Serenade" is registering nation-wide holdovers with the attraction grabbing extended runs in 26 of its first key city engagements. The key city run at the Ambassador Hotel, St. Louis; Rialto, Atlanta; Orpheum, San Francisco; Earl-Ambassador, Washington; Liberty, Seattle; Bijou, Springfield, Mass.; and the day and date Los Angeles engagement at the Hildreth and Panierges.

Twelve other keys where it has opened to strong business are extending engagements for a second week.

Industry In California Escaping Legislation

Sacramento—No serious attacks on movie industry, so far this season, in the California State Assembly. Club women seem to be putting over a bill to ban all billboards within 1,000 feet of state highways, but state's theaters in recent years have not been in heavy for billboard advertising. Bills loosening up restrictions on employment of minors in studios and television are slated to pass. State's income running well over budget and, for once, the law makers are talking of cutting taxes rather than thinking up new levies.

Midtown Arbitration Case Hearings Off Until May 24

Detroit—Hearing on the midtown arbitration case, which was set for tomorrow, is being postponed by Arbitrator L. J. Casey on request of Irving Cohen, attorney for Paramount, who has conflicting dates with arbitration hearings in other cities on that date. New date is May 24.

Cohen also asked and received postponement to file a reply brief on the question of whether the arbitrator has jurisdiction in the case. A determination of jurisdiction will not be made known until the hearing.

"U" Opens Atlantic City Regional Meeting Today

A series of three regional meet- ings will be held by Universal for its home office branch operations executives, office managers, exchange bookers, district bookers and traveling auditors. First is to be held today and tomorrow at the Ambassador Hotel, Atlantic City, and will be followed by two consecutive week-end meetings in Chicago and Los Angeles.

F. T. Murray, branch operations manager, will preside at all three sessions and will be accompanied by J. J. Jordan, contact sales manager.

The Atlantic City meetings will be attended by Jack Bannan, assistant to J. F. McCarthy, eastern sales manager; J. H. Murphy, of the branch operations department; Fred W. Franke, George Jacoby and T. V. McCue, auditors; George Pennecke and H. K. Perry, district bookers; Nat Goldberg and Leo Simon, New York bookers; A. J. Marchetti, Albany; Bernard Jacob, Atlanta; J. E. Callahan, Cleveland; Ralph Boston, Carl Heirdt, Buffalo; Joseph Bishop, Charlotte; Ferdinand Fortunato, Philadelphia; Peter Quiter, Pittsburgh, Moe Koppelman, Philadelphia, and Oscar Blumenthal, Washington.

Ill. House Com. Opposes Wage and Hours Bill

Springfield, Ill. The Industrial Affairs Committee of the Illinois House has recommended the defeat of the Hunter wage-hour bill, which has the support of the A F of L and CIO. The bill would extend the 30 cents an hour minimum wage and the 40-hour week to several thousand intrastate workers.

Many thousand workers in the motion picture theaters of Illinois would be affected if the bill passes. A similar bill, which was defeated three weeks ago by the Senate Industrial Affairs Committee, was passed by a vote of 24 to 9 to recommend that the bill not pass.

Moon Buying for Century

Dowagiac, Mich. — Booking and buying for Century theater here is now handled by Ray Moon & Mutual, Inc.

Every Telegram's a Rush Telegram at
Postal Telegraph

Postage Paid

Every Telegraph's a Rush Telegram at
Postal Telegraph

Charges for Telegraphic Telegrams in Airmail on Your Telephone Bill.
Jones, Halifax at V.C. Meet

Notables Added to Convention Toast List

(Continued from Page 1)

It was disclosed by Carter Barron, chairman of the Distinctive Guests Committee for the convention.

As tents filled their last reports on the various disputes, it was indicated yesterday that the total would closely approximate $500,000.

Meanwhile, additional registration of exhibitors and distributors for the convention, which opens at the Hotel Traymore net Thursday, were made public.

They include:


Revivals at Starlight Park

Starlight Park, E. Tremont Ave., at 1727 Park St., the Bermuda, will inaugurate a policy of revivals for the Summer season, the film program an added feature.

Blair in Le Roy for Kallet

Le Roy, N. Y.—Donald E. Blair of Halasiki, has been mentioned for the Le Roy film here, recently taken over by Kallet Theaters, Inc.

20% Canadian Levy Effective May 19

(Continued from Page 1)

after April 30, as stipulated in his budget speech April 29.

Revenue Department spokesman said the change of dates would not complicate matters greatly, since only a few small theater operators in outlying districts now had started collecting the tax. Larger opera- tors, claiming they were unable to make necessary adjustments immediately, had made representation to Foley asking for an extension.

The money collected by the smaller theaters, some of which has already been forwarded to the revenue department, will be retained by the Government because it would be impossible to return it. The larger theater operators now are working on plans for a special war bond to embody the tax. These will be sold on May 19.

D of J Drops “Big Five” As Schine Suit Defendants

(Continued from Page 1)

anti-trust action still pending against Schine and its affiliates and the “Little Three.”

George Bernard Shaw’s

Crowning Achievement!

(Continued from Page 1)

Major Barbara

Gabriel Pascal, producer of “Pygmalion”, presents a

magnificent picturization of George Bernard Shaw’s famous play “MAJOR BARBARA” starring WENDY HILLER, co-starring Rex Harrison and Robert Morley • Released thru United Artists.

A recommended hit in Look Magazine • A box-office hit at the Four Star, Los Angeles, and soon at the Astor, New York City.
Goldwyn to Join In Radio Tribute to Lillian Hellman

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Goldwyn, Bette Davis, Herbert Marshall and William Wyler will join in a radio tribute to Lillian Hellman, winner of the 1941 Critic’s Circle Award for her play “Watch on the Rhine,” over the nation-wide NBC networks Tuesday. Miss Davis and Marshall will be heard in a dramatic excerpt from “The Little Foxes,” in which they are now appearing for Goldwyn. Goldwyn will offer congratulations in behalf of the film industry, and Wyler will introduce a scene from “The Little Foxes.” Other personalities will be heard on the broadcast from New York.

Miss Hellman is under contract to Goldwyn for her screen writing and did the screenplay, as well as the dramatic version of “The Little Foxes.”

Syracuse Strand to Close

Syracuse—The RKO Schine Strand here is reported closing for the summer after the May 16-18 engagement of Vincent Lopez and his ork.

“Fantasia” Closing In Chi.

Chicago—Long run of “Fantasia” at the B & K Apollo theater will end Friday. House is expected to go back to its regular film policy.

Would Have Resort
Follow Hub Booking

Boston—Competition to book first-runs from summer filmaters operating on Cape Cod, the North Shore during the re-season, an annual headache, has hibs, here discussing plans to get the Cape showmen to do just that.

The Summer houses book 6 runs and play them far ahead of the Hub theaters and at prices higher than half those charged here. As a result, the week-enders see pictures at the resorts, then return to Boston and shun the downtown theaters, with the explanation they have already seen the pic they advertised at “summer prices” will prevail in all of these Summer houses.

All of the majors are debating what to do. The proposal has been made that the Boston houses buy their first crack at these pictures. Hibitors on the Cape and the N. Shore are strenuously fighting plans allowing their living rooms to be made for an entire year with space of four months’ time.

Control of Kramer, Detro Reverts to Herman Kram

Detroit—Control of 1,500 Kramer Theater, West Side here reverts to Herman Kramer, owner, and son of the former op tas, through cancellation of the lease to Ben Cohn and Shevlin, circuit owners, by Federal District Judge J. Moline. Kramer also gets $4,000 damages plus some under mined additional damages.

Suit was brought by Cohn Shevlin to seek reduced rental on premise and house was recently closed two years ago and proved defeat in construction, with lessened seat capacity, etc. The Court denied the claim and ruled favorably on Kram er’s cross-bill, holding that Cohn Shevlin had not “used their best efforts to obtain product and a management policy which will surely successful operation,” as prov ed in the lease.

5th House for Choquette

Montreal—Leo Choquette, has planned Ambrose Nolan’s Pix Theater at Aylmer, as his fifth.

Should Be Printed In
Red and Green Lines

Capitalizing on the N. Y. subway’s new operation with the movie, Loew’s N. Y. circuit is going to have those “Picture Of The Month” subway ads run right into the theater lobbies. The subway is furnishing duplicates of the cards boosting “Road To Zanzibar” and “O Woman’s Face” and Loew’s is using them as lobby posters, to remind patrons that they will see the picture they saw plugged in the subways.
Memphis, Salt Lake of Arb'tion Cases

(Continued from Page 1)

T. D. Brofc, in his complaint, claims that he was paid for his exhibition contract in the manner provided by his contract with the exhibitor, and that the exhibitor has refused to make payments in accordance with the contract.

Kranze, who operates the Cambridge, Ark., file, has filed a case against Leon's, Inc., charging that he was not allowed to license his pictures.

The demand for arbitration in this particular case involves Section VI of the contract, which deals with the enforcement of the standards of high class option.

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"Affectionately Yours" with Merle Oberon, Dennis Morgan, Rita Hayworth 90 Mins.

Wacky Comedy has many laughs, but needs tightening; Dennis Morgan and Merle Oberon score.

An ambitious effort to achieve a knock-out success, "Affectionately Yours," mainly because the sure-fire comedy situations were not handled properly —gaps in the action were much too long and for once in his long career of hits, director Lloyd Bacon didn't get what he was after. However the film is not without entertainment, and if 15 or 20 minutes are shaved from the 90 minutes running time, the lightening might make it well worth the audience's time.

Dennis Morgan is an effervescent height.

His charm and sense of comedy are contagious and responsible for many grins, if not loud laughs. Merle Oberon, Rita Hayworth, Ralph Bellamy, George Tobias and James Gleason, laboring under script and director's difficulties, do as well as can be expected.

"Rickey" Mayberry, (Dennis Morgan) is an ace foreign correspondent. He discovers his wife (Merle Oberon) has divorced him while he was covering a story in Lisbon. He hurry home to find Ralph Bellamy just about to step into his shoes as her new husband. He begins a campaign to win her back, and tries everything in the book, from kidnapping every time she steps out of the house, to borrowing through with a "phony" auto accident to take her away from Bellamy at the very altar. Rita Hayworth, a fellow journalist, and James Gleason, his boss, are the villains in the piece and wind up with nothing more than a thorough ducking in a "false alarm" fire near chippy. When it reaches you, "Affectionately Yours" may be trimmed from its "top feature" length to a program picture dimension. If it has—your audience will appreciate it.

CAST: Merle Oberon, Dennis Morgan, Rita Hayworth, Ralph Bellamy, George Tobias, James Gleason, Hattie McDonnell, Jerome Cowan, Butterfly McQueen, Renie Riano, Frank Wilcox, Grace Stafford, Carmen Morales, Murray Alper, William Haade, Pat Flaherty, James Flavin.

CREDITS: Producer, Hal B. Wallis; Associate Producer, Mark Hellinger; Director, Lloyd Bacon; From the story by Fanny Foss and Alton Leslie; Screenplay, Edward Kaufman; Camera, Tony Gaudio, ASC; Art Director, Anton Grot; Editor, Owen Marks; Dance Direction by Matty King; Music by H. Roemheld; Orchestral Arrangements by Ray Heindorf; Musical Director, Leo F. Forstein; Dialogue Director, Robert Fouk.

DIRECTION, Fair, PHOTOGRAPHY, Good.

Harry Ebert Leaves Para.

Cleveland — Harry Ebert, Paramount booker for the past 10 years, has resigned, causing a realignment of the local booking personnel. Howard R. Weinberger is booking manager.

Louis Van Baalen moved up into second position, with John J. Diaz appointed to handle practice calls. Van Baalen will report to third booker. Robert E. Blit has joined the organization to fill the cashier position.


P R C

Spy-Secret Service Meller Falls Below Par Due to Weak Material.

The efforts of the secret service to enthrall foreign agents in this country is the timeliest of topics today, but this offering has more timeliness than entertainment value. Due to weak story material. The story moves along at a rapid enough pace, but the material doesn't match the pace. Although no players are in the cast that rate as box office draws, enterprising exhibitors have an exploitable subject to work on. Picture is okay technically and the direction is adequate.

Neil Hamilton capably fills the bill as a Government agent in the lead role. Doris Day (Victor Varconi) and a woman with one of the other principal roles. Remainder of the cast is adequate. William Beaudine directed from a screenplay by Martin Mooney.

Two of three military intelligence officers cause Frank Shannon, colonel of the general staff, to call in Hamilton, an army agent, due to a need for a windy matter. Hamilton gets a line on Varconi, identifying him as a spy who was believed to be dead. Varconi is working with a prominent lobbyist, Charles Wilson. Miss Day works for Wilson. Hamilton finally runs Varconi to earth after escaping plots on his life and again against the Government triumphs as Varconi is killed.


CREDITS: Producer, John T. Coyle; Director, William Beaudine; Original Screenplay, Martin Mooney; Cameraman, Arthur Martinelli; Editor, Guy Thayer, Jr.

DIRECTION, O.K., PHOTOGRAPHY, Competent.

Anti-Discrimination Bill for D. C. Before Congress

Washington Bureau of THE FILM DAILY

Robert H. Smathers (D, N. J.) has introduced a bill which would make theaters and other places of public entertainment in the District or Columbia liable to penalties for denying admission on grounds of race, religion or color. In addition to civil penalties in the form of recoveries from $50 to $100, violators of the bill's provisions would be subject to Police Court fines ranging from $25 to $50, or jail sentences from 10 to 100 days.

"U" Switches Release


Harry E. Thurston Dies

Harry E. Thurston D., 67, former vaude performer and a brother of the late comedian Lewis Thurston, died here.

"Country Fair" with Eddie Foy, Jr., June Clyde, Quinn (Big Boy) Williams

Republic

Broad Comedy of the Corn Variety Should be Okay in Right Situations.

Aimed at the rural and backwoods types, this film has a bounty of broad humor, corny style, and the corned variety that the edification of the patrons who appreciate this type picture. There are a large number of light situations. Picture is not for city and upper crust suburban homes.

There are a large number of laughs in the script, from there on to the finish the picture when Williams will be seen as a corned governor through several amusing flukes.

CAST: Eddie Foy, Jr., June Clyde, G. B. White, who is the picture's star, and various series personalities featured. Frank McDonald directs and Dorrell and Stuart McGowan wrote screenplay.

For campaign manager for Dema who is running for governor against Har Peary. Complications are numerous being built from there on to the finish the picture when Williams will be seen as a corned governor through several amusing flukes.

CAST: Eddie Foy, Jr., June Clyde, G. B. White, who is the picture's star, and various series personalities featured. Frank McDonald directs and Dorrell and Stuart McGowan wrote screenplay.

"Fare to Build 1,000-Seat Nabe Theater in Housto

Houston—A 1,000-seat theater will be opened in Houston 20 years ago and close in December. Ferguson, owner of a site here by McGowen, Bremond, Jack and Chenevert, said. Project is being built on the entire block to meet plenty of parking space, cost $36,000,000. Building will cost $4,000,000 and equipment $25,000.

Edward Llacour Crash Victim

New Orleans—Edward P. Llacour, 24-year-old accountant for Dixie Theaters, Inc., was killed when an automobile crashed into a 10-year old route home from a dance, ccr, who was to enter Pensacola air school next month, became engaged the night before death to Miss Virginia Buck, 12, and, Ll...
“The Lone Rider in Ghost Town” 67 mins.

“Crisis in the Atlantic” 64 mins.

“The Loneliness of the Zombies” 9:00 a.m.

“Shadows in Swing” 18 mins.

“Dizzy Kitty” 7 mins.

“Triple Trouble” (Animated Antic) 7 mins.

“On the Spot” (Grantland Rice Sportlight) 10 mins.

“Baggage Buster” 7 mins.

REVIEWs OF THE NEW FILMS

“The Lone Rider in Ghost Town” with George Houston, Al St. John

“Crisis in the Atlantic” RKO-March of Time. 18 mins.

One of the Best

The struggle to keep open the sea lanes over which war materials to Britain must be carried is the keynote of the latest issue of March of Time. Some fine exclusive footage has been obtained by a M of T cameraman who accompanied a convoy from Canada to England and there are other interesting shots of life in Greenland, now considered a strategic area.

In addition to the convoy system, America’s part in patrolling the seas has been improved in the short. Because of its importance in time, this latest issue of the series is one of the most enlightening to hit the screens in many a month.

“Scrub Me Mama With a Boogie Beat” Universal 7 mins.

Cartoon, with Jive

A light brown gal arrives in Lazy-town and wakens the locals to the tune of a rhythm number. The music is hot and the former sleeping inhabitants step right out to it in this fast color cartoon. A couple of skit silhouettes show up and exaggerated body movements make this one questionable for kids matinées.

“Picture People” RKO-Pathé 8 mins.

Hollywood Personalities

This reel should interest the average movie fan. It depicts a number of Hollywood personalities at work and at play. Rita Hayworth, Guy Kibbee and his wife, Abbott and Costello, Ray Bolger and a number of others are seen. Louise Rousseau directed and Frank Donovan was the producer.

“Red Skins And Red Heads” RKO 18 mins.

A Silly Hodge Podge

Ray Whitely and the 6 Bar Boys sing a couple of songs which are not particularly inspiring, and a group of girls are rung up into the picture in a story continuity that is just plain silly. The two-reeler has little to offer. Harry D’Arcy directed and wrote the story and Lou Brock was the producer.

“Baggage Buster” RKO-Disney 7 mins.

Amusing Cartoon

Goofy has a job as station master, and as per instructions takes a magician’s trunk out onto the platform to put it aboard a train due in a short time. The trunk goes into operation and Goofy sees some amazing things happen in a short space of time. Reel, a Walt Disney production, is in Technicolor. It should amuse any audience.
UA May Join ‘Big 5’ Against Minn. Anti-5 Law

(Continued from Page 1)

David Shearer Advises Majors To Start Suit at Once to Invalidate Law

uct or for next season’s output. The ban will remain, it was reported here, until attorneys in New York complete their phase of the suit. The new law and determining a selling plan which can be used without violating the act.

Majors May More Offices

Meanwhile, reports circulated that a representative of one major had spent considerable time with officials of the city of Hudson, Wis., outlining a plan which would locate the distribution offices of at least five or six major film companies in that city.

It was reported the major’s representative sought an agreement under which Hudson or one of its business men would erect a six-story office and exchange building for the majors, asking whether the report is true, but added that he doubted the story and expected it would be denied by officials of firms reported to have been in the deal.

Immediate Suit Advised

David Shearer, Minneapolis attorney who represented four of the major firms in the opposed suit (end of Page 1), was back before the Legislature, has advised New York offices of the majors about which he has been afflicted that suit should be started at once in an effort to invalidate the law.

Although home office officials and attorneys have discussed the matter with Shearer over long distance telephone he has as yet received no instructions to begin the suit.

Reports were current here papers in the proposed suit would be drawn up in New York and be sent here for filing.

Although first reports were that only five majors would join in the suit, it now has been heard that United Artists also may become a party to any action filed.

Col. to Accept Cancellation?

Columbia Pictures is reported as one major which will not join the suit. It now has been heard that United Artists also may become a party to any action filed.

Stereophonic Sound Twice Fools Rochester Audience at SMPE Conclave Demonstration

Rochester—Musical Rochester joined film engineers and acoustical experts here yesterday in hailing the new stereophonic sound, demonstrated by Bell Laboratories at the Eastman Theater last night. More than 3,000 filled the theater for the new demonstration conducted by Dr. Harvey Fletcher, as a part of SMPE convention here.

So accurately did the system reproduce sound the audience was twice fooled by presentations of Eastman School of Music students. A trio and quartet played and sang behind the curtain either before or after a film recording of the same piece was played. Both times, in the show-of-hands poll, the majority of the audience failed to detect which was which.

W. Pa. MPTO Forms Defense Relief Probe Com.

Pittsburgh—A “defense relief investigation committee” has been formed here by MPTO of Western Pennsylvania (Allied). Duty of the committee will be to collect all available information on relief and propaganda films and drives and to make recommendations to its members.

While going on record as being willing to co-operate on all defense reels, the MPTO, in a formal statement, declared that the committee was formed so that the organization may have some method of at least partial control over the supply of propaganda and relief reels.

The statement further asserts that “we believe that the Motion Picture Committee Co-operating for National Defense may possibly in some way prove beneficial nationally, but a local anonymous committee seems to us the only logical solution. Local conditions make local problems and for a group of nationally prominent men to form a committee—secretly and without consulting us, then pleading our case without facts—we feel is a brief on aims and procedures—seems to us to stifle the committee’s ability to receive complete, whole-hearted co-operation on its efforts.

The logical people to pledge Allied screens are the Allied members, and to our knowledge no one else has that right.”

Farewell for Mrs. Ehhardt

Vivian Krienke, now Mrs. Roy Ehhardt, secretary to Andrew Sha- rick, Universal’s accessories sales manager, and a Home Office employee for 10 years, was honored with a surprise farewell luncheon at the Victoria Hotel yesterday. The affair was attended almost exclusively by the Home Office staff, as well as by Helen Parrish and Charles Lang, Universal players now vacationing in New York.

Married two years, she is deserting the office for home life, but the consent decree so far as Min- nesota is concerned. Also they may begin selling, under provisions of the new law, Sept. 1.

Louis B. Mayer Again Has Top U. S. Executive Salary

(Continued from Page 1)

to statistics made available yester-

day by the SEC.

Mayer’s 1940 remuneration was

given as $697,049. In 1939, Loew’s

reported him $688,360 for RKO

$688,360.45, and his remuneration

in 1937 was tops for that year. In

1940, $641,049 of the $697,049 rep- 

resents a share in the profits of the 

company.

Mayer had no close competition for first place.

The second highest on the pay list was Eugene G. Grace with $473, 144 as president of Bethlehem Steel.

George W. Hill received $436,415 as president of the American Tobacco Company and appeared to be a safe third.

Income of other film personali-

ties for 1940, as reported by SEC, were:

Hunt Stromberg, $332,267, from 

Loew’s, Inc.

Nicholas M. Schench, $318,881, 

from Loew’s W. C. Fields, $255,000, from Uni

versal.

Deanna Durbin, $209,833, from Uni

versal.

Bing Crosby, $150,000, from Uni

versal.

David Sarnoff, $100,900 from 

RCA.

Figures announced by SEC do not represent the largest incomes in the U. S., as many persons with small salaries or no salaries at all receive large incomes from invest-

ments.

Johnson Leaves NSS for RKO

Oklahoma City—Harold Johnson, office manager for National Screen Service here, has resigned to go to RKO exchange there. Bob Smith, head shipper here has been promoted to office manager.

Seek to End Pact Dispute

Huddles were started yesterday between representatives of the Dra- matists Guild and the League of New York Theaters to settle a basic agree-

ment, a contract which causes the League to instigate an anti-trust suit, which was subsequently dropped.
HUSE OPTIMISTIC ON EQUIPMENT'S FLOW

J. S. Air Co. Expands To Fill Theater Orders

PLAIN TALK
...about equipment

By GEORGE H. MORRIS
Equipment Editor, THE FILM DAILY

OME time back, the paint manufacturers of the nation cooked-up a promotional game to sell their wares. That slogan ran nothing like this: "Save the surface, and you save all." The campaign turned out to be a fad, and so was confused over a long span.

Now, in the film theater equipment field there are many individual articles for sale. So make any co-op promotion as simple and direct as that of the paint manufacturers. If there is one selling slogan which might be useful: "Sell the theaterman, and you sell this means just what it says, for there is no important benefit to be derived by selling a few theaters with an attempt to interest the public in the advantages one type of screen equipment has over other types. As a Public, the missus and the kids are too no time or inclination to concern themselves with anything but entertainment. That is, they are attending movies.

A Perfect "Course"

Montgomery, Ala. — They shall not be educated by school alone. Contract for this city's first nabe theater, a $40,000, structure of brick and steel, is going up right next door to the junior high school in the fashionable residential section of suburban Cloverdale. House will open in July. William J. Okel is the architect.

A Sit-Down Strike!

Stevens Point, Wis. — The pressure was evidently too much on the ladies' collective "Atoms!" for the members of the local Woman's Club circulated a petition here demanding that the box office replace the theater chairs, and brighten up the house. Management advised the women that the request would be granted.

But Exhibitor Interests Embark On a Policy Of "Buy Now and Be Sure!"

Rochester — Belief that the motion picture industry is likely to experience no shortage of supplies because of the national defense program was expressed here by Ermy Huse, SMPE, who, upon his arrival to attend that organization's annual convention, he asserted that Hollywood is as busy making producing normal entertainment as at any time last year, and added that defense films were "going through as separate items." At the same time, Huse declared that the film industry is playing, and

Great States Opens Improvement Drive

Chicago — Jay Rubens of Great States circuit reports an extensive modernization program now under way in various houses of the chain. Work is being rushed on the 600-seat Drive-In going up in East St. Louis. Many new ideas will be incorporated in this project, which, if suc-

Standard Control Track Ready Soon, Says Snook

Minneapolis — Homer B. Snook, manager of sales for RCA Photo, who was here a few days ago for conferences with Multiland E. Frosch, head of Frosch Theater Supply, asserted that a standard control

What's In A Name?

The town was named Friendship, but a tornado can't read, for it descended upon the Little Tennessee community with a roar. As it showed full contempt, it took a section of the roof right off the Friendly Theater, town's film house. Some 200 of the fans were within at the time. Fortunately nobody was injured.
A Second Section of the Film Daily comprehensively covering the equipment field, published every second Friday, except holidays, by Will's Films and Film Felt, Inc., 1501 Broadway, New York City. John W. Alicate, Publisher; Donald M. Meiser, General Manager; Charles B. Bahn, Chief; George H. Marks, Equipment Editor, West Coast Bureau, 6421 Hollywood Boulevard, Hollywood, Cal., Ralph Wills, Bureau Chief.

**PLAIN TALK**

... about equipment

(Continued from Page 1)

$25,000 Drive-In Will Be Completed by July 1

Greensboro, N. C.—Construction of a Drive-In theater on High Point Road, about 15 miles from the Greensboro city limits, is expected to be completed by July 1 and operation of the new house started that week by Greensboro Drive-In Theater, Inc.

Construction will cost approximately $25,000, and the lot represents an investment of about $8,000. Edward Harris president of the company and his brother, George Harris, is vice-president.

AIEE District Meeting hears Upstate Experts

Rochester—Local engineers took an active part in the North Eastern District meeting of the American Institute of Electrical Engineers last week-end.

Among those who presented papers were: Dr. R. H. Manso of Stromberg-Carlson; Ford M. Brown, Research Laboratorv, May-
dak; Oliver L. Angevine, Jr., Strom-
berg-Carlson; Co. Carey N. Brown, Eastman Kodak.

Cincy Sales Listed by NTS

Cincinnati—Local branch of Na-
tional Theater Supply reports following among its recent sales and installations: Alexander Alex-
wood carpet for the Garden, Colum-
buse; Simplex High lamps and Sim-
pex rectifiers for the Grand, Leb-
ann, O.; popcorn machine for Z. T. Wamuck, Grayson, Ky.; Crestwood carpet for the Alhambra, Dayton; Nat-
ional carpet for the Dixie, Wil-
hamburg, Ky.; and Super Simplex projectors and 4-STAR sound, Her-
ner Transverter, Walker Electric, Peerless Magnaule carpet, Irwin chairs, Crestwood carpet and Super Cine-
hor lenses for the New West Hills Theater, Cincinnati.

Michigan Stand Re-opens

Middleville, Mich.—Arcade Thea-
ter, owned by Clayton W. Bennett, opened April 25 after having been dark for 18 weeks while a $4,000 remodeling job was under way.

Smith Improves House

Lapeer, Mich. — Lapeer Theater, owned by Paul Smith, has new seats at a cost of $5,000, also a new mar-
quee and a new front costing $5,000.

Reitman Gets S.O.S. Post; Org. Moves Export Dept.

Morris Reitman has been elected treasurer of S.O.S. Cinema Supply Corp., and assumed his new post May 1. He is a newcomer to the motion picture trade, having served in a similar capacity with the Crescent Heat & Power Corp. for the past six years.

S.O.S. Cinema Supply Corp. also announces the removal of the export department to 11 Warren St., New York, where Arthur Aree, now serving his eleventh year with the company as export manager, will remain in charge. The move represents a consolidation with the export depart-

Pair of Stands Going Up In Childersburg, Ala.

Childersburg, Ala.—Expected in-
crease of the population of this town from a few hundred to 25,000 or more due to the Government’s pow-
er and bag loading plants recently started here, two theaters are already under construction.

Martin Thaxter Chain is constructing a brick veneer frame building on 17th Ave., at an estimated cost of $25,000, the opening date to be J. L. Duncan & Associates are building the second theater, which is of brick construction with imitation tile front. Norman F. Stambaugh, Atlanta, Ga., architect. Cost, $55,000. Construction has just begun.

**COMING AND GOING**

C. E. Phillips, Peabody Seating solon, returned to organization’s North Maniche

headquarters, following a brief visit to New York on business.

JAY RUBENS and his brother, CLAUDE RUB of Great States circuit have returned to Chi

following an inspection of Drive-In theater

various parts of the country.

WALTER E. GREEN, NTS proxy, has re-
turned to New York from Chicago.

JOHN EBERSON, film theater architect, re-
turned to New York on Wednesday from a

business jaunt to Washington, D. C.

ADOLPH RAMISH of Los Angeles, presi-
dent of Royal Amusement Co., is scheduled to re-
turn shortly from Honolulu.

E. M. HARTLEY, head of NTS circuit com-
pany, recently visited the Midwest and other

Southern sectors on company business.

NEW YORK—Hilton in Baltimore, was in New York this week on

business.

JOSEPH A. TANNER, S.O.S. Cinema Sup-
plycorp., was a recent visitor to Cinic-

trum.

M. PARKS of the Marine Theater, Atla

Highlands, was in New York this week on

equipment buying trip.

SID COHEN, operator of the Lycam Thea-
Red Hook, N. Y., was another visitor to

on a similar mission.

Eastman Five Places Fourth

Rochester—Fourth place in a five-
man event of the current curling tournament was captured by the

Honey-Eyes of Eastman Kod with a 3,117 aggregate.

**Western Electric Amplification**

The Microphonic De Luxe Sound System, Models M-10 to M-15 inclusive, is the only new and modern sound line to em-
ploy Western Electric Main Amplifiers and Preamplifiers.

The smashing power, the noise-free silence, definition and living quality of Western Electric’s mighty amplifiers plus a high quality two-way reproducing-speaker system and the sturdy 750-watt reproduction, simplicity, smoothness, absence of flutter and watch-like precision of workmanship, brings to the owner of a Microphonic De Luxe Sound System the finest, fullest, most life-like sound reproduction ever heard.

**For Details Consult**

**MOTIOGRAPH, Inc.**

CHICAGO, ILLINOIS

Independent Theater Supply Dealers Everywhere

---
The new "One Kilowatt" High Intensity arcs really pour daylight on the screen. Projection is vastly improved because of the much higher intrinsic brilliancy of these arcs — 100 to 120% higher than Low Intensity. A comparison will convince you.

Every small theatre needs and can afford this modern high intensity projection light. Ask your dealer for a demonstration.

The words "National," "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.

1881 LEADERS THEN
1941 LEADERS NOW

1941 marks our sixtieth anniversary of continuous service in the arc lighting field. We have grown with the industry and will continue to apply the knowledge gained over the years to the best interests of the users of our products.

THE NEW "ONE KILOWATT" ARCS
USE "NATIONAL," "SUPREX"
AND "OROTIP" CARBONS
Exhibs. Not Chancing Equipment Shortage

(Continued from Page 1)
will continue to play, an important part in the South American situation.

Notwithstanding the Huse confidence in flow of equipment supplies to the trade, circuits and indie operators in various parts of the country continued to take stock of their potential needs and admitted that they were embarking upon a “buy now and take no chances” policy. Reports of an unofficial but significant nature continued to reach the Film Daily Equipment News to the effect that:

1. Certain circuits and individual exhibitors are adding to their current holdings now as a precaution against a later draught of building materials and equipment, with the South, Southwest and Mid-West taking the lead;
2. Baltimore sources seeking steel and other items are confronted with delays; and
3. Stepping up of the defense effort by the Government has brought a heavy drain on the services of technicians and labor normally engaged in turning out various types of theater equipment.

Additional straws in the wind during the past fortnight and complicating the future outlook of supplies included:

1. Increasing demands by the defense setup on air conditioning companies;
2. Farming out of some $10,000,000 of defense contracts by Westinghouse;
3. Receipt by G-E of another huge contract from the Navy amounting to $21,216,471; and
4. The allocation of other large orders to many firms engaged in manufacture of theater equipment.

NTS Busy in Albany

Albany—Recent sales and installations of local branch of National Theater Supply include Super Simplex projectors, Simplex 4-Star sound, Simplex High lamps and rectifiers, Walker Plastic Molded screen, National Comfort Cooling equipment, and Super Cinephor lenses for the Union Hall, Gouverneur, N. Y.; Super Simplex projectors, Walker Pdl screen for Schenectady; Norwalk, O.; Hertner Transverters, Walker Pdl screen, Simplex High lamps and rectifiers; National Comfort Cooling equipment and Super Cinephor lenses for the Capitol, Whitehall, N. Y.; and Alexander Smith Crestwood carpet and National Comfort Cooling equipment for the Grand, Watervliet, N. Y.

New Carbon Saver Ready

Detroit — Wallace Cross of the Cross Machine Shop has made a new adaptation of the Cross Carbon Saver to handle the new 8 mm. National Carbons.

Theater Fires

Center Point, Ia.—The local St. Thomas Church was destroyed and S. Wright, operator of a chain of theaters in eastern Iowa, was burned in his shingledup during the night of April 28.1 Both were completely ruined by fire. Wright had been unable to locate his house and was unable to get back. Both suffered slight burns. Wright was able to save one of the buildings when the fire was out. The house was not damaged.

Mahonington, Pa.—The 450-seat Crescent Theater here, owned and operated by Louis Kerrett, was completely destroyed by fire early Monday morning, origin of which had not yet been determined. Blaze was not discovered until about 1:30 a.m. when the house was empty. No one was injured or any film burned.

Great States Opens Improvement Drive

(Continued from Page 1)
ful, will be used in other drive stands under contemplation. Great States is completing remod- ing of the 2,000-seat Rialto in East St. Louis, and it will be reopened in two weeks, following a four-year s tering.

At Blue Island, Ill., the Lenin which closed last Autumn, will opened after extensive remodeling and the Empire, Decatur, Ill., being modernized throughout.

"Unicon System" of GRT Continues to Gain Favor

(Continued from Page 1)
gain vast favor with exhibition tiers throughout the country, sales becoming increasingly bit indicating that houses are drop the outmoded and less efficient sys tems for holding admission tickets to public.

The "Unicon System" press special tickets pre-printed with a serial number as heretofore, but is issued via a special machine operating in conjunction with a specially made a report form which guards the theater owner against any possibility of deception on part of employees in the box-office on the door.

Movie, Hotel Under Way

Pocahontas, Ark.—Construction a new movie theater is under way at the building, 50×110 ft., to be combined with a small hotel, is to be built by F. F. Spinnehweber.

ROCHESTER

• • • SMPE Convention activities... Bill Kunzman, associated with National Carbon for some 55 years and who has managed about every SMPE convention, has revealed that he plans to retire in about four more years..... Ted Hoover, senior projectionist for WB in Lima, Ohio, left a new-born baby girl to come to the parley..... Jacques Belsky, who hails from Sweden, and who was first proxy of FSCA, was at the convention and took part in most of the sections..... Greatest distance to reach the big dale's was traveled by Ming-Ching Suen of the American Film Center, University of Nanking, Chengfu, China.....Genial George Blair of Eastman Kodak was omnipresent and had a swell time greeting old friends...... There was plenty of work for Howard A. Gilbert of RCA, publicity director for SMPE, and he did a whole of a job äthough handicapped by a touch of illness which necessitated calling the house physician..... RCA had one of largest delegations on hand when sessions opened..... Max Battel, M. J. Yahrs, Dr. E. W. Kellogg, H. T. Reiskind, A. G. Zimmerman, John E. Volkman, and R. O. Drew, all of Indianapolis; Ralph H. Hecock and H. A. Gilbert of Camden; and R. O. Northrop, local service manager..... Tom Shep, Erpi vice-prexy breasted in for the Board of Governors huddle on Sunday, but had to return immediately to New York.

• • • SMPE Prexy Emery Huse arrived in Rochester (his second home town) on Friday before the convention opened (twas first time he'd been out in six weeks, having been ill at home for that span)..... Natives looked twice when Oscar (Neumade Products) New walked round town, the Rochesterites thinking he was Jimmy Walker..... First conclusive arrival were Paul Larsen, SMPE secretary and consultant for Baird Television; Herb Griffin, SMPE vice-prexy and IPC's ditto; and, of course, Bill Kunzman..... City's residents heard all 'bout SMPE on the radio via a question and answer interview when Prexy Huse and Past Prexy Williford went on the air o'er WSAY just before the annual banquet started..... Mister Williford is justifiably proud of the color photos he made of orchids..... Engineers do plenty of work behind the scenes, but on this occasion they were on the screen, for Joe Appleton, local noozereel photog., took lotsa footage of the dignitaries and delegates.

• • • OTHER POINTS

• • • THE Chicago Operators' Union, under the direction of Business Agent John Smith, is holding a series of meetings with experts from the various equipment manufacturers, with latter being called in to give demonstrations to Union's members at regular monthly meetings, at a recent one of which the latest Benskent equipment was shown..... New Haven dispatch avers that Thomas Thornton, former Paramount sales man up that a-way and now operating the Independent Theater Display Service, will expand into larger quarters in two weeks.

• • • ALTEC has appointed W. R. Kennedy as service inspector for the Eastern Shore territory, with headquarters in Salisbury, Md., and Calvin E. Mervine has been appointed as service inspector in the Pottsville territory..... Ruth Corrigan resigned her position with the St. Louis branch of National Theater Supply and went Bud Kaimann, son of theater owner Clarence Kaimann, on Saturday, last,—the nightlings having been advanced from June 14 (Bud is in the draft which explains the shift in plans)..... Edward Bausch, William Bausch, and 33 other Bausch & Lomb employees and officers who have served with the company more than 50 years were given a dinner party some days back and presented with gold watches.

• • • E. O. McManus5 has been named advertising manager for the McManus Realty Co., New York City.
Goldberg Opens His Hilton
Fully Equipped by NTS

Baltimore—Tommy Goldberg, op-
erator of the Walbrook and Harford Theaters, opened his newest house here on April 25, the 400-seat Hil-	on, which he created from remodel-
ing a former garage building.

House is one of the smallest in the East, modern in every respect, and was designed by John Eyring, local architect. The builders were E. Eyring & Sons.

Cost of the project is said to have been $15,000, not including the adver-
sive of equipment. Latter was fur-
nished by the Baltimore branch of National Theater Supply and includes Simplex projectors, NTS car-
pet, Heywood - Wakefield chairs, Voigt lighting fixtures, stainless steel lobby frames, and a box-office of glass and stainless steel. Air conditioning equipment was fur-
nished from Worthington.

Armstrong Consolidates Deps.

The Armstrong Cork Co. an-
nounced at mid-week the expansion of the advertising and promotion depart-
ment to include all promotional activity and the appointment of M. J. Warkock as director of advertising and promotion, and E. Cameron Han-
ley as assistant director of advertising and promotion.

Fain Announces New One

Green Cove Springs, Fl.—Earl M. Fain of Fain Theaters has announced the immediate construction of a modern theater on a lot adjoining the one now in operation. Details of the construction have not yet been ap-
proved but when they are work is to be

Charters Proj. Machine Firm

Albany—Roelton, Inc., New York, with capital of $1,000, has been char-
tered by the Secretary of State's of-
ices here to deal in film projection machines.

Calvin's Balcony Gets Chairs

Northampton, Mass.—New seats have been installed in the balcony of the Calvin Theater here, owned by the Western Massachusetts Theaters, Inc.

RCA Completes Unusually
Brisk Service Sales Span

(Continued from Page 1)

Roster during the period, while many independent houses signed renewal pacts.

The circuits signed for RCA ser-
vice are the Super The-

LCD. Equipment used: The
tance Theater Corp., of Chicago, 12
houses, and the Y & W Management
Corp., of Indianapolis, 10 theaters. Service contracts signed during the
quarter extended renewal periods include
s Tri-States Theaters, Des Moines; Century Circuit, New York; Southern Amusement Co., Lake
Charles, La.; Saenger Theaters and
Lucky O'Leary, New Orleans; and
Watts-Keasler Circuit; Rodesia, La.;
Sterling Theaters, Seattle, and several
theaters in the Womomco Cir-

NTS Pitt Branch Orders

Pittsburgh—Equipment sales and installa-
tions effected by National Theater Supply's branch here recently in-
clude have been Chartered as a Roy-
son the Ludd, Rice's Landing, Pa.; Super
Simplex projectors for the Seewuckey,
Sewickley, Pa.; National Comfort
cooling for the State, Wierton, W. Va.;
Hertner Transverter and Mincare lamps for the State, New
castle, Pa.; and Super Simplex projec-
tors, Simplex low lamps, National
rectifiers and Super Cinephor lenses
for the Opera House, Buckhannon,
W. Va.

CPC Reveals 3-Mo. Net

Certain-teeed Products Corp. and
whole-owned subsidiaries in report for
quarter ended March 31, 1941, show net of $143,264, after usual
subtractions, equal after quarter-
dividend requirements of 73,069
shares of 6 per cent preferred, to
five cents a share on 625,940
shares of common. This compares with $149,062 or six cents a common share
in March quarter of previous year.

To get a first hand
view of the new values you can
obtain in low-cost Comfort
Cooling, mail the coupon be-
low. USAirCo engineers, who
developed the Delflecto Grille,
the Remote Hydraulic Control,
the Gyra Spray dual V-mat
washer, and many other
features which lower costs and
increase efficiency, have many
new developments in Comfort
Cooling to offer.

USAirCo Cooling Systems
and Equipment are honestly
rated—honestly sold and in-
stalled. For each type of sys-
tem and for each price class,
USAirCo engineers have de-
signed for low first cost, low
daily operating cost and a
remarkable freedom from main-
tenance.

For 17 years USAirCo has
served the American exhibi-
tor with cooling that produces
profits—and it is on a basis of
better box-office and a bigger
net profit, that USAirCo soli-
cits your inquiry. Before you
install, compare USAirCo's of-
fering with the entire field.

USAirCo Cooling Systems
and Equipment

USAirCo Cooling Systems and Equipment
are honestly rated—honestly sold and installed. They are designed
for low first cost, low daily operating cost and a remarkable freedom from maintenance.

For 17 years USAirCo has served the American exhibitor with cooling that produces profits—and it is on a basis of better box-office and a bigger net profit, that USAirCo solicits your inquiry. Before you install, compare USAirCo's offering with the entire field.
Conrow Announces Altec Lansing Corp.

Lansing loud speaker systems, theater units, and also provide the general distribution of products, including speaker systems, to the new Altec Lansing Corp., G. L. Carrington, president and general manager, has announced.

"The new company will provide the necessary facilities for building and distribution of Lansing speaker systems to a national basis," Conrow stated, "and to make it readily available a product which has been greatly increased demand.

Heading the new Altec Lansing Corp. is G. L. Carrington, president and general manager.

Northern California—The 40th annual NTS convention was held in San Francisco. The chief event was the opening of the new NTS equipment demonstration and sales building.

Mrs. King Beiers Theater

Chocotah, Okla.—Mrs. W. King, president of the new company, has purchased and refurbished the old theater, and will open it for business in the near future.

She has been active in the theater business for many years, and has a good understanding of the needs of the community.

Mrs. King has a long-term plan for the theater, including a new stage and seating arrangements.

New Catalogs

SLIDE PROJECTORS—Best prices Co., 10516 Western Ave, Cliford, have issued a new catalog company's line of Automatic Projectors describing the 500-equipment model, an established unit for years, but also including the 1,500-watt model which is one of the new models recently introduced for projection work.

Upholstery—Coated Fab Division U. S. Rubber Co., Main St., Mishawaka, Ind., ready for the film trade a sample book of the new Genuine Naugahyde upholstery coverings for chairs and other seating uses. Of the many manufacturers, this is the only one which offers a complete line of upholstery coverings.

The following catalogues were reviewed in previous issues: THE FILM DAILY EQUIPMENT NEWS and these may be obtained from the respective manufacturers.


LATHES—South Bend Lathe Works, S. Bend, Ind.; General catalog No. 100-A, Workshop Lathe Catalog No. 50-B; and 1 set, "How to Run a Lathe" (price of late 25 cents copy, other catalog gratis).

AIR CONDITIONING—Carrier Syracco, New York: booklet, "How to Find a Quality Dealer."
U. S. Air Expands To Supply Filmland

(Continued from Page 1)

the new types of cooling, heating, ventilating and humidifying apparatus which U. S. Air Co. has recently put on the market, and an appreciable percentage of which is being supplied to various channels occupied indirectly; by dealers, as well as directly to the Government. Most recent order from the latter branch was placed for the new theaters being erected at Fort Leonard Wood in Missouri.

Company sources report a healthy demand on the part of film theaters of all sizes for installations. Many of these jobs, it is said, are for houses which have put off purchase of units during recent years and hence find replacement necessary.

Orders Are Listed

Orders for organization's Refrigerated Kooler-Aire units have recently been received from the Ritz, Houston; Tri-Center, Galveston; Paramount, Jackson, Tenn.; Variety Club Clinic Bldg., Oklahoma City; Palace, Leesburg, Fla.; and the Elam, Winnboro, La.

Among new installations including Kooler-Aire evaporative type systems which use re-circulated city water are: New York, York, Pa.; Bay National City, Cal.; Maumee, Ft. Wayne; Dreamland, Olla, Ola, La.; Penn, Pittsburgh; Colonial, Covardale, Pa.; Star, Quint, Ill.; Biats, Ollahoma City; and Milan, Milan, Tenn. There are also a number of new installations going in using Kooler-Aire cold water systems: New Norshire, Duluth, Minn.; Lux, East Peoria, Ill.; and the New Leavitt, Hopkins, Minn.

Refrigerated Kooler-Aire units have also gone to the New Theater, New Braunfels, Tex., and O. K. Theater, Corpus, Dallas; Kooler-Aire evaporative units to the New Theater, Building, McKenzie, Tenn.; New Griffith Theater, Chickasha, Okla.; the Duluth, Minneapolis, Minn., Ill.; Long's, Grenada, Grenada, Tex.; Atlanta, Long Beach, Cal.; Unique, Los Angeles; and a Cold Water Kooler-Aire to the Colonial, Kokomo, Ind.

Jones Geis Bremkert

Shawnee, Okla.—Jake Jones, operator of the local Ritz, has purchased a pair of new Bremkert lamps.

IN THIS CORNER— "Heavy-Hitters" in the Equipment Arena

J. TURNBULL. Born Knoxville, Tenn., 1912. Graduated from Georgia Tech, 1933. Immediately became associated with the general office of National Theater Supply Co. in New York City. His entire career in the theater equipment field has been with that company in various positions. Worked as salesman in St. Louis branch for a year and a half and then returned to New York to conduct a special school for new employees for two years. During that time he was also associated with the Sales Promotion Dept. In 1937, he assumed management of the branch, and is now the most active and successful managers of the company.

S. SCHUYLER. Out in the "Tall Corn State" the manager of National Theater Supply Co.'s Des Moines office is the featured one here. He came out of the in June, 1928, the organization started, and fitting in with the rest of the Des Moines branch was an easy task. A quiet sort of man, one whose friends make his theaters more stable and enjoyable.

Neb. Stand Opens

Ils City, Neb.—The new Oil City theater here, seating 674, opened last week. Its owner is Oscar Johnson. Equipment, including carpet dressers, screen, Light Master blowout high intensity projectors, sound Master Type S projectors, lobby furnishings and accessories by Scott Ballance Co. of Omaha.

Lighting Equipment

A. Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:-

MOLE-RICHARDSON CO.
Hollywood, California

Incorporable Lighting Equipment
Estimates Promptly Given

Let Us Enlighten You on Your Lighting Problems

CHARLES ROSS Inc.
303 W. 52nd St., New York City
Telephone: Circle 6-3470

Equipment News • 7

Stimulating Event

Malverne, L. I.—A bottle of champagne (and imported, too!) broke over the big steam shovel on the morning of April 30—and the stimulated shovel accordingly broke ground for the new Malverne Theater, long the dream of the town's former fire chief, Charles H. Kenney, who is also one of the leading decorators of film houses. This stand will seat 677 fans, and is designed by John and Drew Benson, well-known pic house architects. Malverne's mayor, W. T. Harris, was on hand for the ground-breaking ceremonies.

WE, BTL Delegations Set for NAB Meet


Speed New Drive-In

East St. Louis, Ill.—The Great States-Public circuit will push work on the big Drive-In theater it is building on the far reaches of St. Clair Ave. in the French Village section just east of this city. An early opening is now anticipated.

"THE ZIEGFELD GIRL"

Ziegfeld glorified the American girl. Alexander Smith glorifies American carpet—one reason why you find Alexander Smith Carpet in most of the country's successful theaters.

ALEXANDER SMITH CARPET
**Many Theaters Get Crestwood Carpentry**

Alexander Smith & Sons’ Crestwood Carpentry has been installed in many film theaters recently in all parts of the country. Among the numerous houses so supplied are the Crystal Theatre, Gmna, Ill.; the Century, Chicago; the Fairly, Mappanee, Ind.; Princes, Peoria; and Alamo, Chicago.

The Colonial Theater, Skaneateles, N. Y.; Marlowe, Buffalo; Varsity, Decatur, Ill.; and the Capitol, Brigham City, Utah, are other houses lately furnished with Crestwood. Additionally, installations were made in the El Rey Theater, Albuquerque, N. M.; Mayfair, Baltimore; and the Fairfax, East Point, Ga.

**Big New Baltimore House Opens Doors Next Month**

Baltimore—The new Uptown Theater in the 5300 block, Park Heights Ave., designed by John Eyring for a group of owners, including Louis Garman, operator of the local Pimlico and Avalon, is scheduled to open in mid-June.

House is a 1,100-seater, and will cost at completion some $250,000. Adjacent to the theater is a parking lot. National Theater Supply Co.’s branch here is furnishing equipment, including Heywood-Wakefield chairs.

Open Air Bows May 15

Albany—A new open-air theater, providing space for 1,500 cars, will be opened May 15 and Harry Hellman, indio exhib. who operates the Royal and Paramount Theaters here and Palace, Troy, at Latham Corners, equidistant from Albany and Schenectady.

Douglas Purchases the State

Morrisville, Ill.—The 200-seat State has been sold by B. Crivello to C. Douglas of Clifton, Ill. The new owner has installed Simplex equipment.

**PROSCENIUM CHATTER**

**WORK has started by Manager I. M. Zimmerman for complete renovation of the Roxy in Nesquehoning, Pa. Plans call for new marquee, with indirect fluorescent lighting; new display frames; complete re-decorating of the interior; new lobby lighting fixtures; coal stoker, and two modern projectors.**

Out of Cincinnati comes word that Ralph Kinsler, former Warner branch manager, has opened the new State Theater, Lockland, O. This is an up-to-the-minute stand with 700 seats.

**Nother Cincy territory note: Virginia Robbins, with Paramount for 13 years, has resigned to take a position with Mark Cammins’ Advertising Accessories. Gil Shepherd, 20th-Fox, has also joined Cammins’ personnel.**

Nathan E. Goldstein, of Western Massachusetts Theaters, Inc., announces plans for redecoration of the Rivoli in Chicopee, and the Strand in Westfield during the Summer.

**Appleton, Wis., with a population of about 25,000 and three theaters, is being treated to the spectacle of having that number of houses doubled, and two of the new theaters named the Varsity. The Varsity Theater, Inc., has received a permit to build a $25,000 house seating about 500. Frank Rabcall has applied for a permit to operate a 758-theater, also to be known as the Varsity, while J. H. Sillman, operates the Rio and Appleton theaters, has for a third house in the hands of the architect.**

Veteran exhibitor Mike Tobi operator of the Capitol Theater, Clairton, Pa., for 26 years, is repla- his sound with new RCA Photophone equipment. The boys down in Camp N. J., also over that Mike has inch, booth equip. in the deal.

The Sterling Theater, Wilkes-Barre, will be remodeled by the Cornerstone Man- cent, according to plans filed by City Building Inspector’s office. Penn ties Co. will do the work. Alterations including razing of old frame portion of present building and erection of new brick structure; improvements in present theater brick structure; and new main in new planned box structure to be done by building management, building department, and projection booth.

C. E. Beach, Jr., of Thomasville, has purchased two lots in the bus- section of Fernanda, Pla., and is contemplating erection of a new movie theater. He already owns the Roxy and the new building will be a theater of the same type.

Kenneth Sink, operator of the Grant Miami Theater, Union City, Ind., has closed the Strand in Angola, Ind.

**FRESH AIR APPEAL**

When you think of buying Comfort Cooling equipment—and practical exhibitors will always be on the alert for prac- tical ways and means of stepping-up Fresh Air Appeal—compare with the recognized standards of quality—National Theatre Supply Comfort Cooling equipment! It’s “tips” in quality, yet sold at the lowest possible cost. Get the facts today!

Simplex Projectors and Four-Star Sound • Hertran Transistors • Everlast Magnate Lamps • Simplex High Lamps • Walker Screens • Bausch and Lomb Lenses • Irwin Clipper Chairs • National Crest- wood Carpet • National Comfort Cooling • Neumann Lobby Frames • Rowe Candy Merchandisers.

**EQUIPMENT NEWS**

Friday, May 9, 1925

**EQUIPMENT FIELD NOTES**

ZONING ordinance in Fort Worth, Tex., has been amended so that Interstate circuit may build a de luxe nabe at East Belknap and North Riverside Drive in that city. This section is zoned for residences, as was the ordinance before to be changed before a big enterprise could invade it. Construction of this newest house, which will be the ninth for Interstate in Fort Worth, will commence for several months, according to Frank Weatherford, circuit’s city manager.

Chicago flash discloses that the Mills Co. are now building Coca-Cola vending machines for the film theater trade. Units hold 114 bottles of the soft drink. Machines are handled by Coca-Cola distributors in various territories.

S. E. Bower is re-equipping his Desert Theater, Hawthorne, Nev., with new RCA Photophone equipment in anticipation of the coming season.

E. W. Capps of Texarkana, Ark., is building a new theater, the Century, in that community, and has purchased complete theater equipment from an Oklahoma City supply house. Stand will seat 750.

M. R. Marsh, architect, called for bids this week on a new house to be constructed in Charlotte, N. C. Builders of the theater are T. A. Little and A. B. Craver.

It is learned from authoritative channels in Atlanta that in two nabe communities there new theaters will arise shortly. In Fitzgerald, according to reports, work has just been started on a project for Martin Theaters, Inc., of Columbus, a while in Jacksonville, Ga., R. N. McEachern, of Valdosta, has been awarded construction of a theater there.

Reed Washburn, manager of the Ritz in Rockville, Ind., for Cary & Alexander, circuit operators, has purchased a new Walker P.M. screen.

Andrew Anderson, circuit chief, has placed an order for new Irwin Clipper chairs for two of his houses—the Majestic in Beaver Dam, Ky., and the Lincoln, Hodginsville, Ky.

The Victory, Holyoke, Mass., has been entirely re-seated, and long reconstructed due to the elimination of 200 seats to allow more leg room. Theater’s capacity is now 1,000.

An enterprise long associated with the work in the field . . .

**FRESH AIR APPEAL**

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**NATIONAL THEATRE SUPPLY COMPANY**

8 • EQUIPMENT NEWS

- A page from a newspaper featuring articles on theater renovations and new equipment installations.
- The text includes details about the installation of Crestwood Carpentry in various theaters, the opening of a new Uptown Theater in Baltimore, and renovations at the State Theater in Appleton, Wisconsin.
- There is also a section on Fresh Air Appeal, encouraging exhibitors to consider Comfort Cooling equipment.
- The page is part of the Equipment News section, providing updates on theater industry news and developments.
THE WEEK IN REVIEW
To Fight Anti-5 Law

By L. H. MITCHELL

NEW MINN. LAW: The “Big 5” ordered a fight on Minn.’s blocks-of-five law; also seeking a last minute appeal according to Mankato Daily.

HAWAIIAN HOUSE DEFEATS BILL TO BAN BANK NIGHT

HONOLULU, HAWAII (By Air Mail)—A bill which would ban theater Bank Nights went down to defeat in the legislature.

THEATRE TELEVISION TO FARE 1,200 AT PREMIERE OF RCA’S LARGE SCREEN

PENN. BILLS WOULD PERMIT SUN. PIX FOR SERVICE MEN

HARRISBURG, PA.—Two bills introduced before the General Assembly, one in the Senate and the other in the House, have been introduced to bring Sunday movies to a larger number of Pennslyvania communities. Both measures were approved by the Senate, 2, and by the House, 2.

MISS. DEFENSE POST FOR ED KUYKENDALL

JACKSON, Miss.—Ed Kuykendall, MFTOA chief, has been appointed by Gov. Paul Johnson of Mississippi as a member of the Executive Committee of the Civilian Defense Council of the state.

Block of 21 Is Set For Big Discussion

Tomorrow at one o’clock in the Hotel Astor’s famed Hunting Room, a discussion will be held on the most unique and important luncheons in industry’s annals, inasmuch as no business and all pleasure will be the topic. Event will bring together 21 representatives of principal wings of film industry to discuss participation of Canada in the Dominion.

Kuykendall’s work will relate to co-ordinating all defense efforts in the state.

Kuykendall’s Wood Act Congress Find Another Source of $12,000,000 Revenue

WASHINGTON—Exhibitor opposition to the proposed five per cent tax on film rentals, was presented to the House Ways and Means Committee Friday by Ed Kuykendall, attorney for Wood, secretary of the ITO of Ohio. Pointing to the heavy burden such a tax would impose upon exhibitors, both called upon Congress to find the $12,000,000 such a tax is estimated to raise in another manner.

Kuykendall and Wood were also

ATLAS STILL BUYING RKO FOR PORTFOLIO

WASHINGTON—Continued purchase of RKO stock by Atlas Corp., is reported in the SEC semi-monthly.

MORGAN FINDS EXHIBITORS READY TO EXPLOIT SHORTS

Exhibitors are reviving their interest in short subjects and are preparing to give them exploitation breaks equal to features, according to Oscar.

HAVANA UNIVERSITY PLANS FILM SURVEY

HAVANA (By Cable)—A survey to determine the motion picture preferences of Cuban audiences, exhibitors and distributors will be undertaken by the Professor of Commercial Statistics of the University of Havana. Questionnaire, asking what types of films are preferred by audiences, from what countries, etc. of Cuban pictures and suggestions for their improvement, number of seats in theaters, policies, and what campaigns are most effective for exhibits, will be mailed by the University to the local exhibitors in the next few weeks.
The Broadway Parade

Picture and Director

Ziegfeld Girl (Metro-Goldwyn-Mayer Pictures)—3rd week

Theater

Capitol

That Uncertain Feeling (RKO Pictures)—2nd week

Metro

Great American Broadcast (Twentieth-Fox-Ford)—2nd week

Paramount

Roxy

The Girl in the Picture (Paramount Pictures)—2nd week

Warner Bros.

Reaching for the Sun (Paramount Pictures)—2nd week

Universal

Ronald Reef at the Movies (Warner Bros. Pictures)—3rd week

Strand

The People vs. Dr. Kildare (MGM Pictures)—2nd week

Paramount

Invincible Ghost (Monogram Pictures)—2nd week

Rialto

This Festival Goes (Paramount Pictures)—2nd week

Paramount

5th Ave. Playhouse

Irish Cavalcade (George Cukor)—2nd week

Belmont

Dead Man's Shoes (Monogram Pictures)—2nd week

Paramount

The Phantom Cowboy (Republic Pictures)—2nd week

New York

The Great Director (United Artists Corporation)—2nd week

Central

Singapore Woman (Warner Bros. Pictures)—2nd week

Central

Two-A-Day Run

Fantasia (Walt Disney Productions)—26th week

Broadway

Citizen Kane (RKO Radio Pictures—Orson Welles)—2nd week

Palace

Foreign Language Features

Pope in Moka (Mayer & Bursch)—11th week

World

Heroes of the Sea (Arkin)—2nd week

Miami Playhouse

Sapere di Sopra (Spanish features)—2nd week

46th St. Theater

Castles in the Air (Esperia Films)—2nd week

Cine Roma

Future Openings

Major Barbara (United Artists—Gabriel Pascal)—May 14 (c)

Arma

Blood and Sand (Twentieth Century—Fox)—May 15

RKO

The Devil and Miss Jones (RKO Radio Pictures)—May 15

Music Hall

A Woman's Face (Metro-Goldwyn-Mayer Pictures)—May 15

Capitol

The Lady from Louisiana (Republic Pictures)—May 15

Capitol

I Want to Live! (Paramount Pictures)—May 15

Paramount

Affectionately Yours (Warner Bros. Pictures)—May 23

Strand

The Great Swindle (Columbia Pictures)—c

Rialto

Sheriff of Tombstone (Republic Pictures)—May 13 (a)

New York

Secret Evidence (Producers Releasing Co.)—May 13 (a)

New York

Bankable Austrian (Swedish feature)—May 16 (a)

Paramount

Bogey (Scandinavian Films)—May 16 (a)

46th St. Theater

Bogey (Scandinavian Films)—May 16 (a)

46th St. Theater

Valga Bottman (Arkin)—c

Miami Playhouse

(a) Dual bill, (b) Subsequent run, (c) Follows current bill, (d) Two-day run.

RKO Golf Tournament Set

For Westchester May 20

RKO's annual golf tournament will be held May 20 at the Westchester Country Club, Rye. A highlight of the program will be a telegraphic match with the RKO studio. Eight men each will represent the East and West and results will be flashed after every hole three matches.

Eastern team will be represented by Ted Depinet, Andy Smith, Senor J. Henry Velasco, Jim Mersereau, Bob Wolff, Harry Pimstein, Walter Seaton and Lou Miller.

George J. Schaefer, RKO president, heads the tournament committee which includes Depinet, Phil Reisman, Gordon Youngman, L. E. Thompson, R. C. Patterson, Malcolm Kingsberg, S. Henry Walter, Leon Goldberg and J. Miller Walker.

McGuire Starts Soundies

West Coast Bureau of THE FILM DAILY

Hollywood—Neil McGuire Productions has been signed to produce a series of musical bulletins for Soundies Distributing Co. First went into production Saturday, with McGuire producing-directing.

Morgan Finds Exhibitors Ready to Exploit Shorts

(Continued from Page 1)

Morgan, Paramount's short subject sales manager, has just returned from a Coast-to-Coast tour.

In every city, Morgan said, exhibitors are “thinking out” the potentialities of shorts and their increasing importance. There is a strong belief that the tendency to cut down on the original size of a product is due to a result in the tapering off of the double feature policies, thereby creating a greater market for short subjects.

Exhibitors, Morgan said, admit that the market for good shorts has always existed but that it has not been properly exploited. Highly favorable reception has greeted Paramount’s move to back up its shorts program with merchandising and national campaigns, Morgan said, adding that exhibitors are out to get the most from their shorts. He also said that theaters that never before used newreels are now buying them.

Selling of the new season’s shorts has started and results, so far have been highly encouraging, Morgan said.

H. M. Richey to Address Ark. ITO Meeting Today

Little Rock—ITO of Arkansas today day winds up a two-day convention at the Marion Hotel. H. M. Richey, assistant to W. F. Rodgers, M-G-M general sales manager, will be the principal speaker today.
"For the second time Gabriel Pascal has supplied the trade and public with a FINE film, as entertainment and as a production."
— Motion Picture Daily

"A picture with BEAUTIFUL precision and polish. Robert Newton is SENSATIONAL. To sum it up, it's a BRILLIANT Picture!"
— Louella Parsons, International News Service

"DELIGHTFUL diversion... may be expected to follow closely the precedential business set by 'Pygmalion'."
— Daily Variety

"DELIGHTFUL comedy, SUPERLATIVE cast!"
— Hollywood Reporter

"Even better than 'Pygmalion'. It should be a BOX-OFFICE SENSATION!"
— Jessie Henderson, Baltimore Sun

"As DELIGHTFUL and WITTY as if it had been made in Utopia!"— Virginia Wright, Los Angeles News

"Add SUPERB performances and BRILLIANT direction to Shaw's keen wit and 'Major Barbara' emerges not only as a GREAT motion picture but as an IMPORTANT film event."
— Paul Harrison, N.E.A. Service

"A DISTINGUISHED successor to 'Pygmalion'!"
— Douglas Churchill, Redbook Magazine

"Brilliantly directed and produced by Gabriel Pascal, producer of 'Pygmalion', George Bernard Shaw's FAMOUS play comes to the screen as a MOVING and COMPELLING drama. Show at his BEST. Each member of the cast gives a POWERFUL performance. An OUTSTANDING production."
— Showman's Trade Review

"A MAJOR attraction, SUPERB from beginning to end and should rival the BOXOFFICE records of 'Pygmalion.'"
— Jay Emanuel Publications

"Pascal·Show·Hiller combination scores again. Shaw in wit delights; production and cost HIGH CLASS."
— Film Daily

"You should see 'Major Barbara!'"
— James Francis Crow, Hollywood Citizen News

"A masterpiece that tops 'Pygmalion'. A MUST-SEE picture!"
— George Fisher, Mutual Network

"A bevy of MAGNIFICENT performances. It will undoubtedly be highly placed by critics whose sentiments and reactions are sure to be shared by the more discerning patrons of motion pictures."
— Associated Publications

GEORGE BERNARD SHAW'S
MAJOR BARBARA

Starring
WENDY HILLER

Robert Morley

Co-starring Robert Newton with Emlyn Williams, Sybil Thorndike

Directed and Produced by GABRIEL PASCAL

THE INCOMPARABLE 3
Who gave you "Pygmalion"

GABRIEL PASCAL, producer of "PYGMALION"
presents
GEORGE BERNARD SHAW'S
MAJOR BARBARA

Gala Premiere FOR BENEFIT OF ROYAL AIR FORCE BENEVOLENT FUND
TUESDAY, MAY 13th, ASTOR THEATRE, NEW YORK CITY
QUESTION...

the hilarious love and laugh frolic of the year!

SHE KNEW ALL ANSWERS

FRANCHOT TONE

The Story by Jane Allen • Screen play by Kenyon • Directed by RICHARD WALLACE

Produced by CHARLES R. ROGERS
Exhib. Leaders Rap 5% Tax on Rentals

(Continued from Page 1)
in agreement in recommending that the present exemptions granted to religious and charitable organizations be eliminated. Wood told the committee that the admission taxes exempted religious institutions of the first penny, with exception that children's admissions be exempted, while the MPTOA chief pointed to this present to the advantage of raising additional revenue, without making any specific recommendation on it. Kuykendall indicated, however, that if this is done, children's tickets up to 10 cents should be exempted.

The film industry is quite willing to carry its full share of taxes, and is eager to do more than its share on national defense, Kuykendall said. "However, the industry is struggling with a serious problem caused by the unavoidable loss of a large part of its revenue from sales in the foreign market."

Hardship for Small Exhibitors.

While the $25,000,000 to be obtained from the five percent film rental tax "may be a very small item on the total tax bill, it looks big to the already heavily taxed motion picture industry, and we believe it is not justified," Kuykendall said. He told the committee that exhibitors would be glad to take five percent of their film rental as their present. "In all fairness these competing 'amusements' should be taxed the same as theaters," he said. He also recommended that the tax law be amended to provide for a tax only on the amount actually paid on special rate admissions given to students, CCC workers, soldiers, etc.

Wood told the committee the present exemptions of religious and charitable organizations have been "gravely abused by the many exempt organizations and institutions that have gone into the entertainment busi-

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Essaness Not Tripling At Chi. "400" Theater

Chicago—Essaness circuit states it is not triple-faturing at the "400" Theater, as published. "Double-fatures are bad enough," comments Prexy Edwin Silverman.


(Continued from Page 1)
1935, providing local option referendum in communities where five percent of the voters sign petitions once every five years.

The bills, labeled as a necessity because of the "present national defense program and the great increase in our armed forces," would permit showing of movies on Sunday in an area within 10 miles from an Army depot, military camp or reservation without a referendum by voters.

The bills were introduced by Sen. John H. Dent and Reps. Harry P. O'Neill and Martin F. Kenahan.

Harrisburg, which on two occasions lost out on the Sunday movie vote, would be one of the largest Pennsylvania cities affected by the law, located within the 10-mile zone of the Middletown Air Depot and the General Depot and Reception Center at Marsh Run.

W. P. Florence Dead

Magnolia, Ark.—W. P. Florence, 53, proprietor of the Mickey theater, is dead.

Theater Television Coming to the Fore

The program opened with Ray Frest as a personable announcer, obviously at home in the new vein. John Holmes and former Po James A. Kenehan, were introduced. Lowell Thon made an excellent impression with news that shot around the nation and was followed by an excellent view of the "demonstration" led by T. F. Joyce, RCA vice-president. The program was designed to answer questions as to the television industry. Turning out a fine performance, the newswave also made an excellent impression.

The program climaxd with a Soes Overlin fight which held the interest of the audience. Soes wins the world's lightweight championship flight on points. Reception of the fight, with due regard to lighting handicap, was satisfactory. The program closed with the national anthem sung by Lucy Monroe.

Phony Peace

Boston—Sustained tabloid, the Daily Recorder, with the first page given to a screaming headline, "Extra Peacr Fact Signed," created a furor here late last week. It was the idea of George Krasna, owner of the Fine Arts theater, to plug "The Charlie Chaplin Film." Boys passed out the phony from 8 to 10 a.m., at all subway stations and the north and south stations. Sheet carried a two-for-one coupon.
Block of 21 is Set
For Big Discussion

company teams and other aggregations in the 29th FILM DAILY Golf Tournament to be held on May 27 at Glen Oaks Club, Great Neck, L. I.
Tucking on bibs tomorrow to hash-over details will be Bill German, Eastman Kodak pasture-pool delegate; Charlie Einfeld and Mort Blumen- steck of Warners; Barret McC- Cormick, RKO Radio; Bill Ferguson and Tom Gerety, M-G-M; Monroe Greenthall, UA; Bob Gilham and E. McDermott, Paramount; Rodney Bush, 20th-Fox; Lou Pollock, Universal; Dave Lipton, Columbia; George Dembow and Mill Silver, National Screen Service; Jim Cron, representing the Trade Press team; Vincent Trotta, Amco; Billy Brandt, EX Press, incidentally. E. Green, National Theater Supply Co.; plus Olie Colonel Alcicote, Don Mersereau, and George Morris in behalf of the tournament arrangements.

The tennis sissies ain't invited, 'cause they'll have their own luncheon huddle at a near-future date and none of the golf ginks will be asked.

So there!

What all the team-play shootin' will be for is the gigantic Albee Trophy, (Just try to lift it!)

The special luncheon, reserved at tomorrow’s luncheon: Fresh Greens, Pas-sley, Put-tertoes, and Tee. It'll be dished-out all at the same time, inasmuch as the tournament itself will be a one-course affair.

Atlas Corp. Acquires 500 More Shares of RKO's Pid.

(Continued from Page 1)

A summary of security transactions and holdings. According to the latest report, Atlas has acquired 500 shares of RKO's 6 per cent convertible preferred, bringing its holdings in this class to 39,481 shares. Atlas also holds 762,127 shares of par common and 268,250 shares through the American Company and 327,812 warrants for common.

Warner Brothers Pictures reports Joseph H. Hazen has acquired 1,700 shares of $5 par common, representing his entire holdings.

Loew's, Inc. has added 31,818 shares of Loew's Boston Theaters $25 par common to its holding and now has 117,095 shares of the subsidiary company stock.

Nathan J. Blumberg reported disposition of 1,000 of Universal and 500 shares of Metro-Goldwyn-Mayer, as well as some warrants and certificates for hand.

Gaudi House Defeats Bill to Ban Bank Night

(Continued from Page 1)

The territorial House of Representa- tives after a stiff fight. The meas- ure passed third reading by vote of 14 to 16.

An amendment which would per- mit religious and charitable organiza- tions to continue to hold chance a little was tabled.

One of the legislators, who sup- ported the measure stated that police officers, a month before, were kept cure of people who had once been in order at theater bank nights.

start New L. I. House

Construction of a new modern 600- seat motion picture theater has been begun at Steinway St. and 25th Ave, Astoria, L. I. The theater has been determined and will be constructed and completely equipped by the Amuse- ment Supply Co., Inc., of New York.
Are you giving your box-office all the advertising help she needs...or has she a case against you for non-support?

Even the best pictures need advertising. Even the biggest productions grab extra money with advertising support.

If that's true of big productions, imagine how planned showmanship advertising behind the weak sisters can help support your box-office in the style to which she should become accustomed!

Trailers on your screen will keep your box-office happy. Lobby Displays or front will keep your box-office happy. General accessories intelligently used will keep your box-office happy.
U" Writing Minn. Biz Under New Law

Six Need New Type Showmanship, Ark. ITOTold

Self-Filling "Mugs" To Quench Thirsts
At FILM DAILY'S Golf Tourney On May 27!

Even the best-dressed links dandies at the FILM DAILY Golf Tourney to be held Tuesday, May 27, at Glen Oaks, will envy an entry from ye good ole Taverns Restaurant. It's the beer which that institutional eating place, 156 West 48th, is sending up to quench the divot-diggers' thirsts at various points along the course, et al, including the 9th and 19th holes. Beverage will appear in glittering amber, and a soft, sparkling white "collar." George Kelly and Charley Adler, of the Tavern, are donating the nectar. As the golfers arrive at each beer "oasis," you're gonna see a wonderful and refreshing sight:

Self-filling "mugs."

Cancellation Clause
Written Into the First Contract to be Signed

By George E. Guse
FILM DAILY Staff Correspondent

Minneapolis — First of the major film producing companies to accept the new Minnesota anti-blocks-of-five law, Universal Pictures, now is writing all contracts here under that act with the approval of the New York office.

Ray Miller, Minneapolis manager of Universal, announced her yesterday that the New York offices of the company had decided to go along on the law and that he had

Grainger Finds Heavy Pix Biz Improvement

West Coast Bureau of THE FILM DAILY

Hollywood—James R. Grainger of Republic, who arrived here yesterday for a 10-day stay following an extended tour of every key city in the country, stated he noted heavy and substantial improvement in motion picture business in most every city, town and hamlet that he had visited on his 15-week tour.

Grainger stated that before leaving

PAC Extends Contracts
Of Briggs and Fromkess

Extension of present contracts for long terms were given to O. Henry Briggs, president of Producers Releasing Corp., and Leon Fromkess, vice-president in charge of

MPPDA's Board Still
Looking at "Outlaw"

Members of the MPPDA board are still looking at unapproved sequences from Howard Hughes' "The Outlaw" with the view of preserving as much of the picture as possible. Screenings were held Friday and yesterday but it is reported that no decision has been reached.

N. C. Governor Will Ask Exhibs. to Spurn Nazi Pix

Raleigh, N. C.—Gov. Mel Brough- ton will appeal to North Carolina's exhibitors, not to exhibit the Nazi picture, "Victory in the West."

Governor's position was defined following receipt of a telegram from the German-American Congress for Democracy, protesting showings of

Robbins, Sidman and Ross Win "Little Men" Awards

Winners in the RKO-Borden-Elzie- "Little Men" ad-publicity-exploita- tion contest were announced yester- day. Judges in the contest, which closed April 15, were Jack Alcicote, publisher of THE FILM DAILY; Don Mersereau, general manager; Herb Miller, Jay Emanuel Publications;

Adv. Agencies Ponder Tele
Pay Particular Attention to Size of Audiences

Weiner and Gins Feted At Pittsburgh Dinner

Pittsburgh—Some 2,000 exhibitors and representatives of local Film Row attended the "Double Feature" testimonial dinner in the Urban Room of the William Penn Hotel here last night.

Event, sponsored by the Variety

(Continued on Page 3)

K-A-O, B. F. Keith
Earnings Reduced

Montreal—Following the example of Montreal and Province of Quebec exhibitors who took the initiative in protesting against the Dominion Government's 20 per cent admission tax levied on motion picture theaters, representatives and owners of 45 film theaters in Winnipeg and 35 in Vancouver have forwarded protests

(Continued on Page 6)

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(Continued on Page 8)

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K-A-O's 52-week earnings were $794,232.38 after all charges. This is equal to $11.07 per share on 63,586 shares of cumulative convertible

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(Continued on Page 8)

(Continued on Page 6)
Foley Anti-Trust Suit Dismissed by Consent

Dismissal of the $750,000 treble damage anti-trust suit of Foley Amusement Holding Corp., former owner of the Foley Theater, of Brooklyn, was ordered yesterday by Federal Justice Samuel Mandelbaum on consent filed in the Federal Court by all parties concerned.

Second Joelson-Local 306 Arbitration Hearing Friday

Second hearing on a dispute between Jules Joelson and Local 306, projectionists union, will be held Friday before Harry C. Kane, attorney designated as arbitrator by New York Supreme Court Justice Ferdinand A. Perro. Dispute arose over 18 theaters acquired by Joelson from Consolidated Theaters.

San Francisco—Local 306 and the projectionists union has been received from the State Court designating an arbitrator in the event of questions arising under the contract. Dispute involves wage rates for projectionists at the recently acquired theaters. A preliminary hearing was held May 5.

Chicago Censors See 104 Pix. Make Only 30 Cuts

Chicago—Of 104 films reviewed during the past four weeks by the Chicago Censor Board, none was rejected, only 30 cuts were made, and six were picked for adult audiences. Combined length of the subjects was 481,000 feet. Lieut. Harry Costello, directed, commented that film quality is improving.

That Hamilton Woman!

Held In 37 Out of 39

Korda's "That Hamilton Woman!" has to date been held over or been added additional playing time in 37 out of its 39 runs. UA home office reported yesterday.

Willis Vance Arbitration Case Will Be Heard May 28

Cincinnati—The Willis Vance arbitration case, first to be filed in this city, has been set for hearing on May 28 with Judge Stanley Matthews as arbiter.

Hays Again to Be R. R. Director

Chicago—Will H. Hays is up for re-election as a director of the Chicago and Eastern Illinois Railroad at the stockholders meeting here Thursday.
Advertising Agencies
Under Television

(Continued from Page 1)

A sizeable audience would attract
advertisers.

At Marshall & Pratt agency, which handles the Essex account, a
new television sponsor, it was
said that while the agency was
interested no definite order had been
placed, but that interest might be
fostered when more sets are in use.

BB&O, which handles the "Cav-
nade of America" and other pro-
grams, it was said that the agency
executives are very interested, but
"nothing definite has been set"
yet. No plans are under way at the
time at J. Walter Thompson,
was said.

In the meanwhile, however, it is
said that sponsorship of a ma-
time program, possibly with a theater-
up, would develop considerable
"news" publicity through new-
spapers and other media and that ad-
vertisers using more spectacular
methods will pay further attention such
a telecast program.

Ving Jacocks Again
leads Connecticut MPTO

New Haven — Connecticut MPTO
will have the following new officers
for the coming year, as a result of the annual election meet-
ing held yesterday at Ceriani's, with
Ving C. Jacocks, Jr., presiding:
resident, Irving Jacocks, Jr.; vice-
residents, Adolph Johnson, Max
Finkel; executive secretary, Her-
man Levy; treasurer, George Wil-
son; board, all officers and
Fine, B. E. Hoffman, Arthur
Ackwood, Al Robbins, Peter Per-
os, Samuel Roson, Harry Shaw,
Wine Wheeler, Ed Wynn Raffe,
Schaeffer.

Hereman M. Levy, executive secre-
tary, discussed recent Federal tax
laws and proposed affecting films and warned
chitizens that a change was im-
nent, and that large purchases of
loits should be withheld for the
resent. Levy also reviewed results
of arbitration cases under the New
York covenant decree.

"U" Writing Minn.
Biz Under New Law

(Continued from Page 1)

received instructions to sell accord-
ingly. Already one contract has been
made since word came from the home
office, Miller said, and this contains a
cancellation clause, written into the
original form. Similar handling will
be given all other contracts as they
are made, Miller said. He expects a
new contract form will be drafted
for use here.

The Minneapolis Republican
office also has drawn one contract for
next season's product under the new
law, but it has been reported the home
office decided not to accept the con-
tract with the 20 per cent cancella-
tion clause written in. Major
companies which have accepted the
New York convention have taken no
contracts since the anti-blocks law
was passed, according to local man-
ger. These producers are said to hold
decisions to hold up selling until
attorneys and officers get together
on a plan of action, expected to re-
sult in filing of a suit to test the
constitutionality of the new law.

James C. Bradford Dies;
Was Film Music Pioneer

James Charles Bradford, 55, died
Sunday at his home in Queens. He
was a noted figure in film musical
circles, having furnished scores to
motion picture producers. He pos-
sessed one of the largest libraries of
filmed music in existence. He had
worked for Paramount and Universal.
In 1919 he started supplying musical
accompaniments for silent films and
in 1926 began to furnish filmed
musical backgrounds for silent pic-
tures. Later he pioneered in develop-
ing synchronization and talking
pictures.

Funeral services will be held at
10 a.m. tomorrow at Fresh Pond
Cemetary, Masple, Queens.

To Meet on Convention
San Francisco — The Northern
California Independent Theater Ow-
ers will hold a luncheon meeting at
the Empire Hotel today to dis-
cuss details of the annual PCCIT
MPTOA convention to be held in
Los Angeles, June 10-12.

WB Film Will Train
Anti-Aircraft Units

West Coast Buy, THE FILM DAILY
Hollywood—Warner will film a
special picture for the War Depart-
tment titled "The Anti-Aircraft 37-
MM Battery," to be used for train-
ing purposes. The film will be made
up of five individual parts which will
enable the Department to show it as
five separate shorts. Dealing with
the operation of anti-aircraft guns,
the picture will be produced under
the supervision of General Hallett
head in co-operation with the Re-
search Council. Noel Smith will di-
rect.
WARNERS' Million Goes to Work!

Starring PRISCILLA LANE $ JEFFREY LYNN $ RONA

with MAY ROBSON • LEE PATRICK • Directed by CURTIS BERNHARDT

Screen Play by Casey a Story by Leonard
EAGAN

n Decoration Day
(no wonder it's a national holiday!)

AND SHE'S READY TO START NOW—FREE!

A singing musical trailer (sound track only) for intermissions, for exits—and for FREE! Ask your local exchange for more info. Oh, that's all right—just Warner service!

And the regular trailer is another great sales idea—like 'Strawberry Blonde'!
Nazi's Refuse Passes To B. A. "Anti" Critics

Buenos Aires (By Air Mail)—Gine
Alvaro management with
inflamed anti-Nazi papers that, due to
the terms of its contract with Ufa, it is
not permitted to supply passes to the
film editors of those papers.

Truckers' Strike Delays 10 New Detroit Theaters

(Continued from Page 1)
the city is threatened, in sympathy
with building truckers' strike. Check-
up of film delivery companies in-
dicates this would mean tieup of film
delivery to local theaters and pos-
sibly to all upstate theaters as well,
since film truck drivers now belong
to teamsters' union in this territory.
Possible way out may lie in clas-
sification of film as "perishable
merchandise," and consequent grant-
ing of permits to allow film to go
through.

PBC Extends Contracts Of Briggs and Fromkess

(Continued from Page 1)
operations, at the week-end meeting
of the PBC board of directors.
Attending the sessions were
Briggs, George Gill, Harry Asher,
Leo Goldberg, Bert Kulick, M. Lef-
ton, William Fleming, Herbert Giv
and Jack Adams, Jr.
Other franchise holders in town
for home office conferences were
Jack K. Adams of Dallas and Lou
Lefton of Pittsburgh.

Miss Donner at Ampa Thursday

Ampa’s first open meeting under
the new administration headed by
President Vincent Trotta will take
place Thursday in the Sun Room of
Hotel Edmond. Among the guests
of honor will be Vyvyan Donner,
commentator on fashions for the
20th Century, and Mrs. Mark
Assail, her attractive group of models and talent
 scouts from major producing organiza-

Ned Depinet Drive Ends; Audit to Disclose Winners

RKO’s 15-week Ned Depinet Drive
closed with New Orleans, Pake
Baker, manager, in the lead going
into the final week. The South-
ern offices of Dave Valentine,
topper, handled the districts, with
the Western Division, Cresson E.
Smith, manager, in front among the
three divisions.
Winners of the RKO Radio billings contest will be an-
ounced after a final auditing of
the figures which will take a few
weeks.

Four More "Fantasias" Dates

Walt Disney’s "Fantasias" has
been set into four additional situa-
tions through RKO playing on
a roadshow basis. Pix opens at
Strand, Milwaukee, and the Capitol,
Richmond, Va., on May 28; at the
Major, Tulsa, Okla., on May 29,
and the State, Oklahoma City,
on June 6.

Ledner In Para. Studio Spot

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Ledner, general
stage director of Buddy G. De Sy-
ka’s last three Broadway musical
successes, has been signed as dance
supervisor at Paramount, where
De Sylva is production chief.

Winnipeg, Vancou-
ver Exhibs. Assail Tax

(Continued from Page 1)
1. to L. J. Isley, Minister of Fin-
tary 9 per cent tax is sched-uled
to go into effect May 19.

A list of provincial theaters in-
clude: Alberta, 8.5 per
British Columbia, 5 per cent;
Manitoba, 6 per Nova Scotia,
New Brunswick, 1 cent;
Saskatchewan, 6 per
Prince Edward Island, about 50
per cent; Quebec, 15% per cent.

Commenting on the protest tele-
gram to Ottawa, E. Zorn,
officials for the distributors of Winnipeg
voiced the view that the 20 per
tax on film theater admissions
is discrimination against the
industry. He asked "Why are
dance halls, hockey games and
cases taxed?" He also menti-
don that in Manitoba there is
the provincial tax on theaters.

Larry Beattie, of Famous Pla-
nadian, speaking on behalf of
Vancouver and British Columb-
bidders, said: "We don’t object
tax itself, but we feel that is
unfairly placed, in that
fallen so heavily on film
while other amusements have
been taxed at all."

In the House of Commons in
Winnipeg, the Minister of Fin-
ingar to a question put by E.
Cracknshanks, Liberal mem-
Fraser Valley, British Columb,
the Dominion Government
has considered having the provin-
cial emmulate the motion p
tax.

N. C. Governor Will A-
N. Exhibs. to Spurn Nazi P

(Continued from Page 1)

the propaganda feature in the
Gov. Broughton pointed out
was unalterably opposed
creen time for Nazi propaganda.
North Carolina has no state
board and hence is without a
m to ban them.

NSS-Casavene Suits to
Tried in Western Court

Suit and counter suit of NS
Charles Casavene will be in
Western Court, the App
Division of the New York Su
Court. The case held yesterday
as Casavene had the right to pro-
his actions in Westerner.

WEDDING BELL

Richmond, Va.—John Rooney, stu-
dent assistant manager, Loew’s, has
announced that he and Miss Ann
Mitchell, of Washington, will be mar-
ried on June 22.

Chicago—Ray Dunn, manager of
the Orpheum Theater of the Warn-
er circuit at Hammond, Ind., and Helen
Bicker were married Saturday. Miss
Bicker is the daughter of Albert Dun-
er, formerly cashier at the
the circuit’s Parthenon Theater.

Cleveland—Irving Field, who op-
erates the Opera House at nearby
Burton, has announced his engage-
ment to Louise Clark of this city.
ROOKIES
on PARADE

BOB CROSBY • RUTH TERRY
GERTRUDE NIESEN • EDDIE FOY, JR.
MARIE WILSON • CLIFF NAZARRO
JOSEPH SANTLEY—Director • Screenplay by Karl Brown, Jack Townley and Milt Gross • Original story by Sammy Cahn and Saul Chaplin

A REPUBLIC PICTURE
Pix Need New Type Of Showmanship

(Continued from Page 1)

showmanship new in the history of the motion picture business, and which, if properly handled, will prove a magnificent type of showmanship among ourselves if we are to be as successful as we all have a right to expect.

“Richey said that M-G-M and some other companies were spending more money to sell-eell product than ever before. For that reason, he said, it seems that the one link that needs re-vitalization would be the contact between the theater owner and his public and the responsibility of the distribution company to assist the theater owner to recapture public interest. ‘That still loves movies just as much as they ever did, but who have had their attention distracted by other stronger forms of competition.’

Sees Distribution Efficient

Turning to the effects of the consent decree, Richey pointed to the comparatively few demands for arbitration. If the number of complaints involving clearance, some run and the single one concerning withdrawal and subsequent run at the same ratio, it would mean less than 300 cases per year, Richey said. Among the 100,000 or more individual contracts written a year, he continued, it would indicate that in its relationship with the exhibitor, the distribution system has been about 98.4 per cent efficient.

Commenting on the Minnesota anti-block-of-fare law, Richey said that “this particular state was one of the loudest advocates of the Neely Bill and one of the most severe critics of blind-buying and blockbooking.”

“It makes me wonder,” he continued, “what has happened to the argument that has been used for years against buying pictures sight unseen. Certainly they seem to have overlooked several things in the decree.”

Looks for Better Pix

Richey said that it would therefore seem ill-advised, because the five-picture plan is yet untried, to revert all the way back to the admitted ills of the former plan of selling simply because no one can tell the results of a new plan until it has been tried.

“It is my firm conviction that because of the five-picture selling plan better motion pictures will result and I believe that the willingness of the distributors to honestly try the plan should be backed up by the willingness of the exhibitors to go along with the plan,” Richey declared.

Peggy Shannon Dead

West Coast Bureau of THE FILM DAILY

Hollywood—Peggy Shannon, 31, daughter of the late Armand and the late-time Ziegfeld girl, was survived by her husband, Albert G. Roberts.

K-A-O, B. F. Keith Earnings Reduced

(Continued from Page 1)

preferred stock. Net profit for same period last year was $861,180. During the first 52 weeks ended April 30, K-A-O reported a net of $236,667, compared with $312,432.15 for same period of 1940. As a result K-A-O Corp., for the week period, showed a net profit $469,316.51, compared with a net loss of $365,924 for the same period last year.

Keith’s 13-week net was $1,157,422 compared with the corresponding period of 1940 when earnings were $209,455.24.

Screen Library Branches In 500 Warner Theaters

In line with the trend to in-scenario advertising available to picture fans, establishment of the Library of the Screen, with branch in some 500 Warner theaters, is being considered by Jack L. Warner, indicating that the material available New York and Hollywood thru organizations such as the Museum of Modern Art Film Library will of interest to fans throughout country, the company will stock Kis to novels and historical works produced and to be produced as as well as texts and hists-ting with production. A feature of the libraries, to opened next fall, will be volume stills from films productions, inc- rare stills of nickelodeon day- jects. These albums will not available for lending but may be available for libraries.

All branches will have substantial the material available will be augmented as literary work purchased for filming. In addi- to published works, copies of tional screenplays will be avail- available. Administration of the libraries will be under a committee composed Hal B. Wallis, Bette Davis, Edw. G. Robinson, Norman Reilly R. Casey Robinson, Edmund Gould and William Keighley.

Circus Biz at New Hub, High: But Pix Also Gain

Boston—Business in all Boston downtown theaters was up an average of 8 per cent for past week. Grosses increased despite cap- business done by opposite forces, by Ringling-Barnum circus at Bos- ton Garden where sellouts ruled nine formances out of the 10 given. In five days, the total circus receipts exceeded $200,000, new time high.

Andrew Kochler Dead

Springfield, Mass.—Andrew K. ler, 50, an employe of the B. theater suffered a heart attack & was taken to hospital. There was an ambulance on way to a hospital.
posals to Stay Operation
Constitutionality is
ed Reported Rejected

By GEORGE E. GUSE
M DAILY Staff Correspondent

Michigan, J.

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courts,
Expect Loew 28 Weeks Net To About $2.80 a Share

The Wall Street Journal estimated that Loew’s earnings for the 28 weeks ended about March 12 would be in the neighborhood of about $2.75 to $2.80 a share. This, the Journal pointed out, compares with a net income of $6,789,000, equal to $3.79 a share earned in the corresponding period 1940.

Decline in revenue was accredited to the absence of grosses on “Gone With The Wind” which were rolling in at this time last year. The Journal predicted that Loew’s profits for the 1941 fiscal year, judging by present indications, would equal about $3.82 a share.

CFT Reports $174,380 Net for March Quarter

Consolidated Film Industries, Inc. and subsidiaries yesterday reported a net profit of $174,380 after depreciation for the three months ended March 31. Normal Federal income taxes are included in the depreciation, but no provision is made for Federal surtax on undistributed profits, it was stated. Earnings are equivalent to 46.5 cents a share on 400,000 shares of $2 preferred stock. This compares to earnings of $179,299, or 45 cents a share, on the preferred stock in the first quarter of 1940.

Singles Win by 73% in Ill. Women’s Clubs

Chicago—Seventy-three per cent of Associate Clubs of Illinois Federation of Women’s Clubs in convention at the Sherman Hotel have voted for single feature programs, according to Mrs. F. J. Weidle, chairman of the film division. The favored program is a feature, newsreel, comedy and education.

Dr. Irvin Deer, Hays’ office representative, told the Federation members that films have very little propaganda, and that their quality is improving.
May Start Own 15-Block Action

(Continued from Page 1)
I have been given to understand this to arrive at a solution, negotiations applicable to UA, it did, fit the company so loosely the, general setup of companies tested that there are two courses.

One is to set UA up in a rate count in the complaint, and the other to have a separate com-

mixture, it was reiterated yest-
even, is "not participating in the
ation."

amount Stockholders
being Set for June 17

amount's stockholders meeting will be held at the home office June with all present directors slated re-election. Proxy statements
be mailed to stockholders later this week.

Team McLaglen and Lowe

Coast Bureau of THE FILM DAILY, Hollywood—ERK will reunite Vic-

McLaglen and Edmund Lowe a team in "The Marines Are Coming." Jack Holt and his

Tim, will have father-and-son

Pledges N. C. Exhibs.
Won't Play Nazi Pix

Spartanburg, S. C. — Charles H.
Arrington, president of the Theater
Owners' Association of North and
South Carolina, has assured Gov. Mel
Broughton, in a letter, that North
Carolina theater men could be count-
upon "not to show any film car-
rying Nazi or any other anti-American
propaganda."

Arrington, Rocky Mount theater
owner, said in his letter; "I do not be-
lieve any distributing agency in
Charlotte would handle any film
tinged with Nazi propaganda; but
there is a possibility of some agency
outside of our State bringing in such
films."

Arrington said he was sending out
a bulletin to all members "calling
their attention to such a possibility
and warning them of it."

Freeman, Wanger, Capra, Arnold and Gibney
To Address MPTOA Convention Next Month

Prominent guest speakers will address the MPTOA delegates when their
annual convention opens at the Ambassador Hotel, Hollywood, next month.

Among those scheduled to speak are Y. Frank Freeman, president of the Asso-
ciation of Motion Picture Producers; Walter Wanger, president of the Academy
of Motion Pictures Arts and Sciences; Frank Capra, president of the Screen
Directors' Guild; Edward Arnold, president of the Screen Actors' Guild; Sheridan
Gibney, president of the Screen Writers' Guild and a number of other top flight
studio, sales and advertising executives.

'40 Dominion Admissions Up
9% Increase in Number and 11% in Value

Montreal—Crowding of a number of
Canadian centers due to war ac-
tivities meant more people going to
motion pictures in these areas dur-
ing 1940, sending admission receipts
for Canada up 9 per cent in number and
11 per cent in value compared with the previous year, the Dominion
Bureau of Statistics reports.

Halifax led in the increase and a
"pronounced expansion" in attend-
ance. The nine motion picture houses
in Halifax had 2,767,740 admissions and
$344,970 in receipts last year, up
38% per cent in number, 48% per
cent in value compared with 1939.

Other large centers showing in-
creases were Hamilton, with 11 per
cent, Ottawa with 10 per cent, Lon-
don with 15 per cent, Montreal, 2
per cent, Winnipeg, 3 per cent, Van-
couver, 4 per cent, and Toronto, 6
per cent.

In 1940, there were about 151,000-
000 admissions recorded, while
receipts, exclusive of provincial amuse-
ment taxes, totaled almost $37,000-
000. During 1939 there were 138,900
493,943 admissions and $34,010,115
receipts.

There were 1,226 motion picture
theaters in Canada compared with
1,186 in 1939.

Hearings on Snow's
Two Measures Are Near

(Continued from Page 1)

hearing to consider the proposed
legislation. The hearings are held
by the Committee on Legislative
Matters, which has been working
on the problem for several months.

The committee is expected to
report its findings to the legisla-
ture by May 28. The hearings are
scheduled to begin next week
and will continue for at least six
weeks.

No "Middle Class"\nPix, Says Wolber

(Continued from Page 1)

has been here for studio con-
ferences this week. During the
1941-42 season, he will confer with
Wolber, who heads the studio's
production department, to discuss
the future of the studio.

Wolber, who heads the studio's
production department, has been
working closely with the studio's
production department head, Jack
Ben-ny, on the development of new
projects for the studio. Wolber is
expected to announce new produc-
tions in the near future.

Wolber's decision to move to
the studio's production department
is seen as a significant move for the
studio, which is striving to expand
its production capabilities.

The move is expected to have a
positive impact on the studio's
production, as Wolber brings with
him a wealth of experience and
knowledge in the film industry.

Wolber's presence in the produc-
tion department is expected to
strengthen the studio's production
 capabilities and help it continue its
growth and success in the film in-
dustry.

Bud ABBOTT & Lou COSTELLO
IN THE NAVY
with THE ANDREWS SISTERS • Claire O'Dell • Dick Feen
BUTCH & ROSS • Sam Henn • Condon Bros.
Directed by ARTHUR LUBIN • Associate Producer ALEX GOTTIER
A UNIVERSAL PICTURE
To Enforce 'Anti-5' Law to the Letter

(Continued from Page 1)

operation of the law by stipulation until the controversy of the new act could be established by the courts. The attorney general is reported to have rejected the proposal, said to have been made by a legal representative of major distributing companies.

"Reports have circulated here and elsewhere that this law is not to be enforced until after a court action is started and decided," Hotton said, "and nothing could be farther from the truth."

To Act on Complaints

"The attorney general is ready to act on any complaint made. The anti-five law is now on the books in Minnesota and it not only will be enforced, but it is being enforced every day. Some distributors of motion pictures are making contracts with exhibitors every day and these contracts comply with the new law. Those companies which are not selling pictures are refraining from doing so by choice. Anyone who says the law is to be 'winked at' is mistaken."

At the same time, Monogram announced here that it would accept contracts which comply with the new anti-five law. Several contracts were signed Monday and yesterday and will be sent to the home office for approval.

Mona to Rule on Cancellation

The Monogram New York office has not yet announced whether contracts containing the 20 per cent cancellation clause will be accepted. Universal has said it will accept such contracts made before the amendment. Republic here has accepted some contracts with the cancellation clause. Fred Seitz, executive secretary of Northwest Allied, said yesterday he expected more film companies would decide within a few days whether to proceed with selling under the new law or to attack the act in the courts.

Third for "American Broadcast"

"The Great American Broadcast," new 20th-Fox musical current at the Roxy will start a third week tomorrow, "Blood And Sand," scheduled to have followed the picture this week, will have its premiere opening next Thursday.

V. C. Preakness Short In Balto. Theaters

Baltimore—"Preakness Highlights of 1941," a single reel showing the running of the Preakness and scenes taken at The Preakness Ball, which attracted 5,000, has been produced by the Variety Club and will be shown simultaneously at all downtown theaters. Proceeds from rental of the film will go into the club's charity fund. Maxwell Weinberg, local FILM DAILY staff correspondent, wrote the commentary.

\[ \text{--end of page 1--} \]

Local Problems Up At MPTOA Conclave

(Continued from Page 1)

giveaways, premiums, screen advertising, cut-rate admissions, do-overs, road shows, pay drive-in theaters, clearance of problems, overbuying, music libretti, national defense and to others.


Nathanson Status May Be Clarified Today

(Continued from Page 1)

widely throughout the Dominion the news here indicate the issue may be clarified at to sessions.

It has been rumored that Nathanson may become associated with Canadian Odeon circuit which is expanding on a large scale. At some time, it is said that effort to make FPC a Cândian-controlled company with Nathanson at its head have been in work for some time. This was from New York sources. Barney Balaban, Paramount president; Stanton Griffis, chair of the executive committee, and S. Keough vice-president and legal counsel.

O'Conor and Meyers Said Sought by Schines

(Continued from Page 1)

Fred Meyers for important post on the circuit personnel. While more persist that both men, recently resigned from RKO Theaters, were slated to join Unive it is reported here that they considering the Schine offer.

Eight More Months To Finish "Mr. Bug"

Miami — Fleischer Studios have about eight more months to go on the cartoon feature, "Mr. Bug Goes to Town," it was said yesterday. Feature has been in work for 11.
**REVIEWS OF THE NEW FILMS**

**One Night In Lisbon**
with Fred MacMurray and Madeleine Carroll

97 Mins.  COMEDY SITUATIONS, BRILLIANT LINE, MAKE ROLLICKING FILM.

**ROLL-MACMURRAY, MERLE-GRIFFITH, PHOTO-TOPE,
SCREEN FARE.**

Van Druten's "One's Always Just a
set in a modern wartime background,
Cary Grant (who plays Dr. Alfred von
Van Upp, emerges as hilariously
"One Night in Lisbon" on Para-
the evening of his first marriage
SINCLAIR and Dolores Del Rio.

Frank Morgan, Mary Howard, Billie Burke
Metro

ANTE-BELLUM STORY MATERIAL DE-
FEAS BEST EFFECTS OF ABLE CAST TO MAKE PIC FUNNY.

Enveloped with an able cast and a lively and tuneful musical score written by Rich-
ard Rodgers and Lorenz Hart, this pic-
falters in fright. The material is as
exciting as the music and the
The Doctor and the Girl
is still among the best

"The Wild Man Of Borneo"
with Fred Morgan, Mary Howard, Billie Burke
78 Mins.

"They Met In Argentina"
with Frank Morgan, Mary Howard, Billie Burke
with Maureen O'Hara, James Ellison, Alberto Vila, Buddy Ebsen

RKO
ALEBE CAST AND TUNEFUL SCORE
OFFY BY TRITE AND THIN STORY
MATERIAL.

Miss O'Hara is delightful to look at
and competently enacts her role as the
daughter of a wealthy South American,
Robert Barrat. Ellison is just adequate.
Buddy Ebsen is fine, his dancing is tops,
and his humor is infectious when he
is on the scene. Alberto Vila, a South Amer-
can importation, shows distinct possi-
bilities. He is good looking and has a rich
brilliant voice. Diosa Costello teams
well with him as his partner in a few
dialogue scenes. Other members of the
cast are helpful. Jack Hively and Leslie Goodwins
directed from a screenplay by Jerry Cady.

"Dead Man's Shoes"
with Leslie Banks, Willard Lawson, Judy Kelly
Monogram

SOLID MOLLER WHICH HAS SUS-
PENSE, EXCITEMENT AND GOOD ACT-
ING. WILL BE IN MOST LOWER
BRACKET STANDS.

It's about time that the screen moller
received critical recognition for what it
is, rather than try to pit it against fea-
tures of purposefully-big stature. Since
a pop moller is functional, and therefore
acceptable entertainment to the patrons of
many run-of-the-mine outlets, let it be
said that "Dead Man's Shoes" is a solid
picture and will be enjoyed by fans who
like the mysterious, sinister, murder yarn.

Leslie Banks plays convincingly the role
of a man who receives in World War No. 1 a head injury which causes him
to remember virtually nothing of his past.
During the 1918 War span, he has a re-
lation with Julia Kelly, and is linked with a
fellow-criminal, Willard Lawson.

The Aftermath, Banks rises to a high
place in America's industry after marrying
a wealthy woman.

But his early career catches up with
him. His identity is attacked in a spec-
acular legal action, which he wins through
the strategic perjury of Lawson whose
intent is to blackmail him, which he does.
But Banks eludes the full impact of dis-
grace when his former sweetheart kills
Lawson. The British accents in the
picture give it flavor, and the acting is very
credible for this sort of attraction,

Dennis Bentley's direction is capable and
Gunther Kramph's photography okay.

In all, "Dead Man's Shoes" is bet-
er than a lot of domestic pace-quickeners
and should give patrons of grind's
money's worth.

CAST: Leslie Banks, Joan Marion, Geo-
W. A. MUNDAY, Judy Kelly, Nancy Price, Walter Huston, Peter Bull,
Henry Oscar, Ludwig Stossel.

CREDITS: Director, Thomas Bentley; Pro-
ducers, Hans Halka, Nina Jarvis; Edi-
tors, Monica Knebeck; Cameraer, Gun-
ther Kramph; Production Director, Walter C.
Mycroft.

DIRECTION, CAPABLE. PHOTOGRAPHY, OKAY.

**U**"To Have 32 for Next Season Ready by Sept. 1**

Under production plans announce-
ment of a few weeks ago, several
specials, or about 32 units of 1941-42
production ready for delivery or in
the cutting room by Sept. 1.

Starting the summer months, sev-
eral top-budgeted pix will go before
the cameras, among which will be
"Alma, An Angel," "Hellzapoppin.,"
"Ride 'Em Cowboy," "Heartache,"
"Never Give a Sucker an Even Break,""Badlands of Dakota" and
"Marauders of Distant Worlds.

Two 'Damon Runyon stories will be
b...
“Here Comes Happiness”  
with Mildred Coles, Edward Norris,  
Richard Ainley

Warners
58 Mins.
WEAK STORY AND OBSCURE PLAYERS DROP THIS RELEASE BELOW PAR.
As a filler for nabe double bills this picture may be of some service, but it has little to offer in the way of entertainment. The story is trite, unimaginative and weakly constructed. An earnest cast makes an effort to put a breath of life in the picture, but its best efforts are defeated by the material at hand. In addition, there are no “name” players to give the picture any marquee power.

Mildred Coles, Edward Norris, Richard Ainley, Russell Hicks and Marjorie Gateson are the principal players in the cast. They are all given their lines with the exception of Ben, Noel M. Smith directed from a screenplay by Charles Tedford.

Story concerns the efforts of Miss Coles to find a real man to marry instead of the hand-picked husband selected by her mother, Miss Gateson, in the person of Ainley. She marries the brute with the connivance of his father and her father and the maid, and there meets Norris. Young love blooms, but Norris gets peaved when he discovers she has money and there are the usual complications before the wedding bells chim.


CREDITS: Associate Producer, William Jacobs; Director, Noel M. Smith; Screenplay, Charles Tedford; Story, Harry Sauber; Cameraman, James Van Trees; Editor, Harold McLernon.

DIRECTION, O.K. PHOTOGRAPHY, Good.

Milwaukee—The Variety Club of Milwaukee has been given a new slate of officers named with just one of the former directors, Harry MacDonald, manager of the Warner Theater, selected to assist in guiding the tent’s affairs under the new setup.

MacDonald has been named Chief Barker, while other officers are: John Medicko, National Screen Service, first assistant chief Barker; John Kaniows, Paramount, second assistant chief Barker; William Harmon, Sax Amusement Management, Inc., secretary; Frank Mantau, Universal, treasurer.

New directors are Joe Rosenfield, Mjudeska Theater; Howard Gleason, Warner Weights; Tom Holcomb, 20th-Fox; M. D. Brazer, Warner theaters; Harry Perlewitz, ITPA of Wisconsin and Upper Michigan; and Edward Spiers, RKO.

Bank Night for M & P

Boston—M & P theaters in Woonsocket, R.I., and Providence have taken on Bank Night.

“The Great Swindle”  
with Jack Holt, Jonathan Hale,  
Henry Kolker

Columbia
54 Mins.
SMOOTHLY-GEARRED ACTION-MELLER.
OKAY PROGRAM OFFERING FOR POP TRADE.
Anstorys and insurance adjusters provide the action in this program offering for the pop trade. Picture is a smoothly-gearred supporting feature that fills the bill nicely. The story is well-paced, a good amount of suspense is built up, and the players are all more than adequate. Direction is able and the technical work is up to par. This is a “better” picture than it first turned out on a comparable budget basis.

Jack Holt is ruggedly capable in the lead role; Willard Howe supports Holt. Two additional performances are contributed by Jonathan Hale, Henry Kolker, Douglas Fowley, Sidney Blackmer, Tom Kennedy, Boyd Irwin and Don Douglas. Marjorie Reynolds appears in a small bit. Lewis D. Collins directed from a screenplay by Albert DeMond.

A fire destroys a warehouse owned by Jonathan Hale, and Holt, an insurance company adjuster, finds definite traces of arson. He reports to his boss, Irwin, and Hale’s claim is not paid. Hale goes to Kolker, a banker, he owes money to, and explains he can’t pay his loan. Holt believes Hale guilty, but shortly discovers evidence that Hale is the guilty party. A considerable amount of suspense and action ensue until Kolker is trapped.


CREDITS: Producer, Larry Darmour; Director, Lewis D. Collins; Screenplay, Albert DeMond; Story, Eric Taylor; Editor, Dwight Caldwell.

DIRECTION, Good. PHOTOGRAPHY, Good.

Team Play Is Set For  
Film Daily Golf Tourney

(Continued from Page 1)

bag festa were Lou Pollock, Universal; Tom Greety and Bill Ferguson, M-G-M; Vincent Trotta, Am; Dave O’Malley, Columbia; Larry Golob, Warner Bros.; J. E. McDermott, Paramount; John Farmer and Lou Miller, RKO; James Frank, Jr., Paramount; Howard Fishman, Samuel Goldwyn; Jack Cron, film trade press; and Don McSween, Charley Allicote, and George Morris, representing the tournament.

From what the team captains spouted yesterday, competition will be deadly this year, with some of the contestants already practicing by knocking hell out of dandelions (which ain’t a bad name for the Lloyds’ aggregation) with their rusty nibs.

Bill Ferguson, upon hearing that there will be special competition for this year’s left-handed golfers, has posted a fine trophy for the best player in this category.

Shorts
“Sword Soldiers”  
9 mins.
Interesting Subject
Although the sword has joined other obsolete military weapons the science of swordsmanship is far from dead. Fencing today is not only widely practiced by civilians, but most colleges are represented at all tournaments with teams. This subject shows a West Point officer and a number of cadets demonstrating various phases of fencing, using a saber as well as the better known foil. Frank Donovan was the producer.

“Little Mole”  
9 mins.

Metro
Fair Cartoon
A new characteristic has been created by Hugh Harman in this cartoon, a young mole and its mother. The young mole ventures too far away from his front door and when sold a pair of glasses by Prof. Skunk, his whole aspect of life changes. A garage dump he turns into a marble and marble more, and other things also change. But, after a frightening experience when his glasses have broken, he is a chastened youngster when finally rescued by his mother. Reel is Technicolor.

“Glimpses Of Kentucky”  
8 mins.
Average Travelogue
The material in this subject is new or novel, but enhanced by the grass roots color of Kentucky and its number of scenes, the racing horses breed the interest to the average audience. A number of historic scenes are also shown in the reel, while the locals principally with horses, incline the immortal “Big Red,” known as Man O’War. Reel was produced by James A. FitzPatrick.

“Polo Phoney”  
18 mins.
Fair Comedy
This two-reeler has a fair number of laughs, but actually Errol gets himself in more difficulties. Errol decides to get into a polo club in order to secure a polo player willing to come in only to sell. Errol not only gets up the deal for the company but manages himself in the bargain.

“Information Please”  
RKO-Pathe
11 mins.
Entertaining Reel
Up to par for the series, this edition has Alice Marble augmenting the regular board of execs. John Kieran, Oscar Levant and Franklin P. Adams. The exps do well with some knotty plots and there is the usual quota laughs.

New Haven Luncheon Will  
Honor Harry Shaw Monday

New Haven—Circuit and exchange staff members and a host of friends in and out of the film industry here will gather for luncheon next Monday at Cerrian’s Restaurant in honor of the seventh anniversary of Harry F. Shaw, as Loew-Poli division manager here.

Committee in charge of the event includes Herman M. Levy, chairman, Samuel Seleskey, treasurer, Arthur Lockwood, Irving C. Jacoec, Jr., Daniel Pouzener, Sam Rosen, Loa Schaefer, Dr. J. B. Fishman, Lawrence C. Caplan, Maurice Bailey, Joseph F. Reed, Morris Nunez, Daniel Finn, Adolph Johnson, George Williamson Jr., Lou Brown, Alfred Simon, Edward Ruff, Morey Goldstein, Tim O’Toole, Roger Mahan, Lou Weichsel,Barhar Pitkin, Ben Courie, Nat Past, John Pavone, Max Tabackman, Abe Mattes, and Michael Tomasinio.

Preview for Critics’ Wives
Evelyn Jones, working on a special assignment for Monogram on “Roar of the Press,” stage a private screening at Lloyd’s Projection theater for the wives of newspaper columnists and picture critics. A regular trade showing will be held shortly.

Call Para, Exchange Exec In Evansville Arbit. Case

Milwaukee—Frank C. Clark, J. V. Lenahan, manager and back manager respectively of the Paramount exchange, testified Monday in the arbitration case in which the Evansville Theater, I. S. looks elimination of unpaid days’ clearance granted the defendant Janesville over its Rex in Evansville.

Testimony was designed to show that although Evansville charge was required to play as much as days behind the Jeffris on occasion Paramount had prints available numerous instances, which the booker failed to look at the book were available. Comparison of film characteristics of the Rex in the Jeffris also was enlarged up by witnesses with Paramount stating to show its revenues from Jeffris were more substantial from the Rex. Also testifying were Mark Morgan and Ward Norgard of the Evansville exchange, leader, Inc., and manager of the respectively.

Hearing in the case was continued today which will bring the fourth day of testimony in the case.

The Macklin clearance case, set with local board, has been pushed from May 21 to June 11.
**REVIEW OF THE NEW FILMS**

**The Great Train Robbery**
with Bob Steele, Claire Carleton, Milburn Stone.

**Scattergood Pulls the Strings**
KRA Radio, 69 Mins.

**I'll Wait For You**
with Robert Sterling, Marsha Hunt, Virginia Weidler. 71 Mins.

**Singapore Woman**
with Brenda Marshall and David Bruce. 64 Mins.

**ORIENTAL MELODRAMA**

**DAILY**

**M E L L E R**

**NON-MELLER WITH COPS AND BARS THEME OKAY AS PROGRAM LINER**

Bob Steele is unhorsed in this Republic rouser to play the role of a railroad detective. The picture has a fair amount of action, the cast is adequate and the producer-director, Stone, has given it a good pace. The story, however, is another one of that one bad and one good, a disappearing train and a few other oddities and Picture probably is best suited to situations where Steele has some situation as a hard-riding western star.

**STONE**

The film is good as well as has a young woman, thereturn, the "bad'un" of the family who, after being sold to the general proceedings, Josephine takes the train and the train disappears before the people are tossed off Steele and left for dead. Miss Carleton is held hostage on the train. Disappearance of the train is solved by a prospector and two rooks are into action in the proverbial stone with Steele extorting him and connection with the holdup before die.

**CAST:** Bob Steele, Claire Carleton, Milburn Stone, Irene Mackerell, Si Jenkins, Hal Taliaferro, George Gub, Novello, Dick Wessell, Yacima Canutt, Kelly, Guy Usher.

**EDITS:** Associate producer, and Di-

**DIRECTIONS:** Good. PHOTOGRAPHY, Good.

**Gittleson on RKO Golf Com.**

Harry Gittleson has been placed in charge of the day working committee for the annual RKO golf tournament which is to be held at the Westchester Country Club, Rye, May 20. Other members of the committee include C. S. Frick, Arthur White, J. T. Jones, Don Mallhal, Sol Berman, Al Tuchman and Jack Quirk.

**Lewis’s “Bongo” to Disney**

*West Coast Bureau of THE FILM DAILY*

**Hollywood—** Walt Disney is acquiring film rights to Sinclair Lewis's novel of that title to create a full-length feature production.

**“Sunny” Debut for Frisco**

World premiere of RKO’s “Sunny,” starring Anne Neagle, will be held at the Golden Gate Theater, San Francisco, on the evening of July 27. The picture is a Warner Bros. and Wilcox production going into national release following the premiere. Plans to open the picture at this point have been discussed and Variety Club convention fall through.

**Brenda Marshall overplays the title part—the girl who seems to jinx everyone with whom she comes in contact. David Bruce, as the screen’s intern, is a useful and appropriate co-star, and Virginia Field, the fiancée from the States, do as well as could be expected with their material. Picture tells us of a girl whose well-do-to father dies, whose admirer kills himself over her, and whose husband is lost at sea. Brenda, in an effort to repay a favor done by her father, takes her to his plantation to bring her back to her senses. Eventually, the husband is confessedly killed in an auto accident and the girl and the plantation owner reunited.**


**CREDITS:** Associate producer, Harlan Thompson; Director, Jean Negulesco; Story, John Kohn, William West; Assistant writers, Alan Rivkin; Art Director, Charles Novi; Music, Howard Jackson; Cameraman, Ted Cood; Film Editor, Will Tad.

**DIRECTION, Fair, PHOTOGRAPHY, Good, Name Film Committee For Writers Congress**

Hollywood writers who will comprise the Film Committee of the Fourth American Writers Congress to be held in New York City June 6-8 will include Ring Lardner, Jr., Fred Rinaldo, Paul Jarrico, Robert Lees, Lester Cole, Lester Koenig, W. L. Smollet, Michael Blankfort, Armand d’Usseau, Frank Tuttle, Robert Meltzer, James Gov, Harold Salomon and Cecile Belfrage.

Film Committee, under the chairmanship of W. L. River, is preparing two papers to be read at the Congress: “The Use of Motion Pictures as Propaganda” and a general paper examining the cultural role of the film. In addition to motion picture, the technological aspects of the problem and solution, and motion picture writing as a craft.

The session on screen writing will be held at the Hotel Commodore, June 7, at 8 P.M. Delegates to this section will present the best recent writing for the screening.
MPTOA Names Fact-Finding Tele Commitee

Extension of FCC Control To Theaters Via Tele Is Cause for Emb. Worries

Appointment of Max A. Cohen of New York Allied, Leonard Goldenson, Paramount theater exec., and Arthur Lockwood, Boston exhib, leader, as “The Fact-Finding Committee on Television for the Motion Picture Industry” was announced yesterday by Proxy Ed Kuykendall of the MPTOA.

The committee was instructed to report at the Hollywood convention of the MPTOA next month.

Designation of the committee follows Cohen's action in warning members of his organization that theater tele may provide an entering wedge for Government regulation of film biz. Cohen pointed out that the FCC has jurisdiction over theatrical tele, and asserted, "Herein lies a very grave danger."

We must exert extreme care and caution lest the absorption of television into the industry will open wide the actuality of complete Government regulation not only over television but also over the film picture industry.

Amended Mo. 150-Minute Program Bill May Pass

(Continued from Page 1)

ing St. Louis, Kansas City, St. Jos-
eph and St. Louis county, and goes to the House on that basis.

Public hearings on the original bill in the Senate developed the problem as essentially one for larger population areas, so smaller cities and rural counties generally have been eliminated from its application.

In amended form, bill has excellent chance to pass the House be-
fore final adjournment, which is not far off.

Legislation Committee of St. Louis Chamber of Commerce, meeting yester-
day, recommended the bill be passed as amended.

TO THE COLORS!

Houston—David Westheimer, as-
istant theater critic of the Houston Post, will be induced into the Army May 25.

Richmond, Va. — Wesley Jenkins resigned from the Brookland Theater staff to enter the U. S. Army on May 17 as an aviation mechanic apprentice in Chicago.

Miami Beach—Frank Houssley of the Lincoln Theater staff has been inducted into the Army.

Miami—Henri Hamilton, of the Mayfair Theater, has been called for Army service.

This Kinda Front Will Lure Draftees

Houston — Horwitz theaters here have put their usherettes in military uniforms, across the front of which is a section fashioned after the breast pieces of the English guards. Step not only follows the national martial trend—but also the "spirit"—of four military camps in this imme-
diate territory. Ben Finger, Jr., ob-
vice—deserves a big for designing the alluring uniforms.

Expect 1,300 to Attend Variety Clubs Conclave

Atlantic City—The stage was set here today for the national conven-
tion of the Variety Clubs, opening tomorrow, following a seven-hour huddle of the general committee. Attendance, it is predicted, will ap-
proximate 1,300, a record. With first bankers and guests arriving today—the Boston delegation of some 75 is due late in the afternoon—the Variety Club room in the Traymore Hotel, convention head-
quar ters, will formally open at 9 p.m.

Reservations already made for to-
morrow's two oceanic events, a deep sea fishing trip and a sailing party for
umber 230 and 175, respectively. In the event of rain, substitute fea-
tures have been arranged. Boxing-
wisely party tomorrow night will in-
clude a women's wrestling match as well as a battle royal between six boxers.

Friday's special feature, a Pan-
American Night of Nights party, will have more than 100 performers and guests in drag. One of Saturday's program include the board walk parade, the UA cocktail party and convention banquet at which the large (1,840) humanitarian award will be introduced.

Dallas—Variety Club's delegation of 42 en trained here yesterday for the Atlantic City convention.

Para. Options 'Hula Honeymoon'

Paramount has taken a 10-day option on an unproduced musical comedy book entitled "Hula Honey-
moon" by Martin Gosh and Howard Harris, it was disclosed yesterday. Two writers have also been signed by Paramount to writing contracts, with sale price of approximately $15,000 to be paid for the play if the option is lifted, it was re-
ported.

Bette Davis Collapses

West Coast Bureau of THE FILM DAILY

Hollywood — Collapse of Bette Davis and the subsequent 10-day lay-
off ordered by her doctor will not halt her current on her current film "The Little Foxes." Samuel Goldwyn's office announced.

Realign Warner Bros. H.O. Ad-Publicity Dept.

(Continued from Page 1)

publicity for Warner Bros., Mort Bingham stock, in charge of advertis-
ing and publicity in the East. Yes-
terday announced the realignment of duties in the home office advertising division to obtain to take effect immediately.

Gil Golden will be in charge of all consumer advertising.

Paul Lazarus, Jr. has been given new duties which will include trade paper advertising and trade promo-
tion.

Sid Rochetnik has been promoted to take charge of the field exploita-
tion department.

Don Carl Gillette, formerly editor of FILM DAILY and Radio-
DAILY, joins the department next Monday as trade paper contact and editor of the new magazine.

Morton Gerber has been promoted to head of the Vitaphone short sub-
jects publicity department.

Norman Sper Sells

Football Newsreel Co.

West Coast Bureau of THE FILM DAILY

Hollywood—A new company has been formed here around Norman Sper, recognized authority on foot-
ball, for the supplying of football newsreels during the Fall season which will give Sper's predictions of games to be played the following Saturday. Idea is a complete novelty. Newsreels will give a pictorial de-
scription of plays of the favored team and Sper's analysis of why he be-
lieves his choice will win.

Sper had been brought to Holly-
wood after visiting 41 leading foot-
ball universities, with hundreds of photographs of the games, photographed with the cooperation of coaches and teams of various col-
leges. A sample reel has been made and shown to a few theater circuit heads with bookings already made in some situations. A sales cam-
paign will be launched in two weeks.

Contracts have been made with both Deluxo Laboratory in the East and the Pathe Laboratories here to make prints with the new company to handle its own distribution, strict-
ly from laboratory to theater, be-
cause of the time element involved.

Football newsreels will be issued one a week for 13 weeks during the football season each carrying Sper's predictions of tops games of the following Saturday. Partners in Football Newsreels are Alton A. (Steve) Bick, Charles Pidgeon and Norman Sper.

English-Dowdley Story to Metro

West Coast Bureau of THE FILM DAILY

Hollywood — "The Road Away From Home," an original story by Richard English and Dowdley, has been purchased by Metro.

May Ask Divorce Of Artists' Bureaus

Under consideration by the department of Artists is an anti-
suit against NBC and CBS to pel divvorce of their artists' bureaus, with a strong possibility the suit may be filed in the future, it was reported yester-
day. Suit would be based largely on recent FCC monopoly report on broadcasting, attacking net-
ownership as integration of bra-
ses of the radio industry which would be mutual competitive under-
dinary circumstances.

Difficulty that any new r-
chain would face in competing the existing networks due to inability to secure artists under-
trol of the network-dominated ar-
cles is cited as one reason for expected early action. Another the mass of complaints re-
from independent artists' upon unfair competition, action he, the affiliated burs are not restricted to radio.

The FCC radio monopoly re-
cluded this statement: "As for artists, NBC is under a duty to procure the best terms possible for the artists. As em-
ployers, NBC is interested in cur-
ing the best terms possible for the artists. This dual role nor-
ity prevents NBC from a length bargaining andconsti-
serious conflict of interests. Be-
over, this dual capacity gives an unfair advantage over inde-
pendent artists representatives who are neither management, employer opportunities or have direct ac-
to the radio audience."

CBS is coupled in the FCC re-
being a subsidiary of Cola along with NBC by independent-
lists representatives because of dual capacity role as agent for,
ployer of, artists. Action by D of J instead of the FCC is to be caused by the FCC taking position that the matter is proper in the jurisdiction of the Jus-
Department because of the anti-
angle.

Sweet Forgiveness

Richmond, Ind.—Honesty is the best policy—even after 12 years, ac-
to an unidentified Anderson woman.

She wrote a letter to Isaac Drisco who operates a cafe here, and told him that when he owned the Fin-
ness Theater in Elwood 12 years ago she had been admitted regularly or a child's admission she should have paid the adult price.

So she enclosed a $5 bill and asked him to forgive her.

He forgave her.
HASE V.-P. FOR 20TH-FOX EXEC. POST?

Lathanson Quits FPC; Fitzgibbons Elected Prexy

Stockholders Name Virtually New Board; Bolstad, P. and Barrow Is Sec'y

Toronto—Famous Players Canadian Corp. was "re-shuffled" yesterday when the shareholders held an 11½-hour annual meeting here. By end of the balloting actions had taken place:

1. N. L. Lathanson, president, re-elected.
2. J. J. Fitzgibbons, former vice-president, was elected president and general manager.

Variety Clubs Open Atlantic City Meet

Atlantic City—Twelve hundred odd, the barkers from 24 Variety tents across the country move to this seaside resort today to take over until the week-end.

Three special trains from Philadelphia

National Film Carriers Gain Name Clark Prexy

National Film Carriers concluded their annual convention at the

HUNGARY ADMITTING NO NEW U. S. FILMS

Budapest reports to the effect that the Hungarian Government's newly announced ban on the showing of British pictures does not apply to American films brought classification from sources close to major companies.

Harry Brandt Will Again Be President of ITOA

Harry Brandt and the entire slate of officers of the ITOA were nominated for re-election at a meeting.

$2,500,000 Gross Forecast for "Doc"

Domestic gross for "John Doe" is expected to run around $2,500,000 on the basis of business currently being done. Picture is expected to play about 9,000 or more situations in this country, but it is doubtful if 50 per cent terms will be secured in many spots.
Bernhard and Goldberg
At Jersey Zone Meeting

Joseph Bernhard, general manager of Warner Theaters, attended a meeting of managers of his Jersey Zone in Newark, to discuss Summer policies, emphasizing selling of pictures that have exploitation value.

Harry Goldberg, advertising manager of Warner Theaters, also spoke.

More Tournament Cups Than Any Eighteen Greens

(Continued from Page 1)

ber and glamour the awards of former years, it is predicted.

The committee in charge of the big event, to be held on Tuesday, May 27, at Glen Oaks Club, Great Neck, L. I., spent most of the day with prize-bearing messengers and wading through applications to play in the fracas of the fairways.

The J. E. Brutelout foursome prizes landed at tourney headquarters yesterday—and, boy, are they whizzes! Additionally, Jack Cohn dispatched a swift courier with flash news that Columbia Pictures is posting a trophy.

Further welcome news on the prize situation waited in with the announcement that Martin Quigley is donating a swell trophy in addition to the golfing battle royal.

Augmenting the avalanche of awards were prizes given by City Photo Engraving and DuPont Film Mfg. Corp.

Yet another clarion voice arose—that of American Seating Co.—to advise that they will send on a grand set of bridge chairs for some lucky mug to win.

NBC Will Televise Three Sports Events Next Week

Three sports events are scheduled for televising by the NBC mobile television unit next week. These include another card of amateur boxing bouts, an afternoon at Belmont Park, and a Dodgers vs. Phillies game.

Schedule follows:

May 15—8:00 to 9:00 p.m., test pattern. 9:00 p.m., NBC mobile tele unit pickup of amateur boxing at Jamaica Arena. 

Wednesday—1:15 to 2:15 p.m., test pattern. 2:15 p.m., NBC mobile tele unit pickup of racing at Belmont Park, including the feature race, "The Acorn." 

Saturday—1:00 to 2:20 p.m., test pattern. 2:20 p.m., NBC mobile tele unit pickup of baseball at Ebbets Field. Brooklyn Dodgers vs. Philadelphia Phillies.

Kohn to be Assistant
To Lightman and McIord

Memphis—Herb Kohn, who has joined Malco Theaters, will function as assistant to President M. A. Lightman and M. S. McCord, secretary-treasurer, who heads the accounting and service departments. Circuit will continue to operate under Lightman's direct supervision.

Earlier report erroneously had Kohn assuming the title of general manager.

FINANCIAL

(Wednesday, May 14)

NEW YORK STOCK MARKET

Net

<table>
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<th>Stock</th>
<th>High Low Close Chg.</th>
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<tr>
<td>Am. Seet.</td>
<td>Cal. Picts. etc. 12 1/2%</td>
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<tr>
<td>Columbia Picts.</td>
<td>8 8 8 + 1/4</td>
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<td>Gen. FM Ind.</td>
<td>125 1/2 125 1/2 1/2</td>
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<tr>
<td>Gen. Th. Eq.</td>
<td>225 1/4 225 1/4 1/4</td>
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<tr>
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<tr>
<td>Pathe Corp.</td>
<td>10 1/2 10 1/2 1/2</td>
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<tr>
<td>Stan. Pict.</td>
<td>8 8 8 + 1/4</td>
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<tr>
<td>Wagner Bros.</td>
<td>6 1/4 6 1/4 1/2</td>
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NEW YORK BOND MARKET

Keith B. F. ref. 65c6 101 21-32 101 21-32 101 21-32 101 21-32

Loew's 15% 20 yrs. 38 3/8 38 3/8 38 3/8 38 3/8

Farr. B. 8% 35 1/2 35 1/2 35 1/2 35 1/2

Warnen Bros. 6% 64 3/4 64 3/4 64 3/4 64 3/4

NEW YORK CURB MARKET

Monogram Picts. | 8 8 8 + 1/4 |

Radio-Kthe vcs. | 5 5 5 1/2 5 1/2 |

Saban Corp. | 15 15 15 |

Technicolor | 15 15 15 |

Trans-Land Corp. | 15 15 15 |

Universal Corp. etc. | 15 15 15 |

Universal Picts. | 15 15 15 |

N. Y. OVER-THE-COUNTER SECURITIES

Bid Asked

Mat. Playhouse, Inc. 2nd deb. 145 145 145 145

Roxy Tha. Bidg. 4s 1st 57 57 57 57
It's William Powell and we're printing it because we want you to get an idea of why Hollywood says "Bill Powell and Myrna Loy in 'Love Crazy' is one of the funniest pictures ever made!" Hollywood is also saying: "Watch that M-G-M Studio!" One after another: Spencer Tracy, Mickey Rooney in "Men of Boys Town"; "Ziegfeld Girl" starring James Stewart, Judy Garland, Hedy Lamarr, Lana Turner; William Powell, Myrna Loy in "Love Crazy"; Joan Crawford, Melvyn Douglas in the prize picture "A Woman's Face"; Robert Taylor in the Technicolor production "Billy The Kid" and a flock of other LION'S ROARing hits!
Columbia Sets Two Sales Conventions

(Continued from Page 1)

Heater business in the so-called hitz areas probably will improve during the summer months because of the new daylight saving law that has pushed the clocks ahead one hour instead of one. As the English people do not go out after dark, these extra two hours of daylight are expected to bring greater attendance to the theaters.

Small towns where there are no military objectives are crowded with persons who have left larger communities and blitz areas. Archibald said, 'Swelling theater attendance to three times normal business. Theaters which normally grossed 300 pounds a week now bring 150 pounds.'

United Artists' big business was due to a number of highly popular pictures, Archibald said. These included "The Great Dictator," "Thief of Baghdad," "Rebecca" and "Foreign Correspondent." In the case of "The Great Dictator," the originally announced terms of 70-30 were discarded for a 50-50 basis and clearance regulations were let down so that a number of theaters in the major area played the picture at the same time.

No change in the quota law is expected unless the war situation changes so that British production is halted completely, Archibald contended.

Kickers' Handicap Added to RKO's Golf Tourney

A kickers' handicap has been added to the RKO golf tournament at the Westchester Country Club, Tuesday. It feature is in addition to the foursome prizes and 18 special prizes, and is available for those not awarded prizes in other classifications. Committee will add the two courses with placards bearing the names of RKO features, shorts and special awards for the characters in films will carry titles along with hole numbers.

WB Signs Elisabeth Fraser

Hollywood—Warner Bros. has signed Elisabeth Fraser, ingenuity with the Lunts in "There Shall Be No Night," to a term contract.

Columbia Sets Two Sales Conventions

Executive sales convention, home office executives, and sales heads, as well as branch managers, are the sum of branch management meetings that will discuss product and plans for the '41-'42 selling season.

The executive of the Columbia's sales force that will meet on the beach next week is the means whereby Columbia's decentralized sales policy, which has been extended in authority to an even greater degree than in the past, Montague stated. Through decentralization each member of the Columbia sales organization is permitted considerable leeway in acting on his own in solving selling problems.

Montague further stated that Columbia will continue to distribute its product this coming season as it always has. An analysis of the company's forthcoming line up will be an important part of the executive sales sessions, with Columbia's full program of features and short subjects to be discussed from every angle.

Metro Short Nominated For '41 Safety Award

M-G-M's short, "1-2-3 Go," has been nominated for the 1941 award of the National Motion Picture Traffic Safety Committee for the film that most effectively encourages traffic safety on streets and highways. Subject, produced in collaboration with the Committee, features the Our Gang kids and suggests the title as a new safety watchword for children. Plans for forming 1-2-3 Go Safety Clubs among school children are being made by the Committee.

Mills Plans Chi. Studio For Soundies Production

Chicago—Mills interests plan to lease a studio here for the production of Soundies soundies. At the present time, Soundies are being produced in New York and Hollywood.

TO THE COLORS!

San Francisco—Les Smith, M-G-M booker, has been called to the colors.

Detroit—Marly Shore, operator at the Mayfair Theater, is leaving May 27 for Fort Custer, where he will operate the theater in the camp. He has volunteered for one year's service. Shore is a World War I veteran.

Detroit—Harold Block, operator, at the cinema theater, leaves for Fort Custer for a year's service on May 30.

Detroit—Pierce Bradley, operator at the Krim Theater in Highland Park, leaves May 20 for a year's service, at Fort Custer.
BE OUR GUESTS AT THE SMASH HITS, "PAL JOEY" AND "EILEEN", ACQUIRED BY

"The Best Musical Comedy – 'Pal Joey', because it has novelty, excellent, if sardonic character study, plus the necessary good music and superb dancing."
Sidney B. Whipple, N. Y. World-Telegram

"'Pal Joey' sure bet musical."  N. Y. Mirror

"'Pal Joey'… strikingly original musical comedy… one of Richard Rodgers' most winning scores… some of Lorenz Hart's finest lyrics…"
Richard Watts, Jr., N. Y. Herald-Tribune

"'Pal Joey' smart and novel."  N. Y. News
When you are in New York

we will be happy to furnish you with theatre tickets to see for yourself these two great stage plays, from which we hope to make even greater motion pictures.

Contact the Columbia Sales Department in New York, and all arrangements will be made.

"The Best Comedy — 'My Sister Eileen', because it is breezy and good-humored."
Sidney B. Whipple,
N. Y. World-Telegram

"'My Sister Eileen' an uproarious comedy."
N. Y. Post

"'My Sister Eileen' very bright and gay."
N. Y. Sun

"...first completely gay comedy...this season."
Brooks Atkinson, N. Y. Times

"...an hilarious evening...great fun..."
John Anderson,
N. Y. Journal-American
REVIEWS OF SHORT SUBJECTS

A “Good Time For A Dime” KRO-Distrib. 7 mins. Dandy Cartoon
Donald Duck is back with a plenitude of hearty laughs for audi-
cences in this short. The impres-
sionist Donald ventures into his own
arcade and immediately gets his
blood pressure up. He finally winds
up with a terrific beating in a
model airplane. Reel is in Techni-
color and was produced by Walt
Disney.

“Out Of Darkness” Metro 11 mins. Timely and Dramatic
Dealing with the efforts of patri-
ots in England to prevent German
occupation of World War I, this
subject depicts the printing and
distributing of the famous free Bel-
gian paper, “La Libre Belgique.” Of par-
ticular interest is the fact that news-
paper stories recently published have
detected the German paper that is once again being published and
distributed despite every sup-
pressiveness of the German author-
ties. During the first week, the Ger-
man authorities executed a large
number of Belgians caught printing
the paper or distributing it, but each
time arrests were made the paper
was carried on. The subject is one of
the best in the always top-notch
John Nesbitt Passing Parade series.

“The Goose Goes South” Metro 8 mins. Amusing Short
Another new character is added to
the Metro cartoon roster in this reel
in the person of a young Goose. The
cartoon is amusing and should get
a number of laughs. The young Goose
starts South for the winter on foot,
as his big brothers and the grown-
ups wing their way along over-
head. The Goose has quite a few
difficulties and gets the runaround
from a double-talking motorist, but
the Goose gets the last laugh when
the Plug gets back Florida. William
Hanna and Joe Barbera created the
character. Reel is in Technicolor.

30 Double-Truck Co-op Ads for Warners “Baby”
Warner’s field exploitation repre-
sentatives have set a total of 30
double-truck co-operative newspaper
ads to coincide with local releases
of “Million Dollar Baby” in that
many cities.

Two months ago each representa-
tive was given a list of national
and local advertisers who could be
contacted for participation in each
city. Out of this list and over this
period, under this new scheme, the
exploiters make up their co-opera-
tive pages. Release in each city
will coincide with the local run of
the picture, which is set for national
release May 31.

Walters expects to make a monthly
event of this special sectional
co-operative ad on the film chosen
as the “picture of the month” by
the studio.

Will Meet Correspondents
On Preview Problem
West Coast Bureau of THE FILM DAILY
Hollywood—President Y. Frank
Freeman of Association of Motion
Picture Producers and a member of
the studio publicity directors’ com-
mittee have accepted the invitation
to correspondents to hold a meeting
May 22 to discuss press preview
problem. In the meantime correspondents
will suspend practice of catching
“sneak previews.”

Hungary Admitting No New U. S. Films
West Coast Bureau of THE FILM DAILY
Hollywood—Warners’ film editing
department is working at top speed,
with every cutter on the lot, for the
first time in four years, assigned to
a current or forthcoming produc-
tion. Twenty cutters, compared to
the lot’s normal 17, are hard at work,
with movies high in demand.

Of the 20, five are on features
now shooting, six are on pictures
being readied for release, six are
on short subjects and three are per-
manently assigned to trailers.
Chase V.-P. for 20th-Fox Exec. Post

stock and owns 58 per cent of the stock.

It was also reported that Presi-
dent Kent’s contract would be re-
newed for five years at its exira-
tion.

Darryl F. Zanuck, production head, had his contract renewed last year for a five-year period to run from expiration date of his current pact.

Whether or not anticipated ap-
pointment of Place will be made
known at today’s stockholders’ meet-
ing or at the directors’ meeting which
follows could not be learned. It is
anticipated, however, that the ap-
pointment will be made shortly.

It is not expected that the chairman-
ship of the board, recently resigned by Josephine Kent, will be filled.

In all probability President Kent
will be accompanied by Place when
he attends the annual convention this summer, and Place also will prob-
ably accompany him to the studio when he makes his next visit there. Kent recently deferred a scheduled
Coast trip, but is expected to go sometime this month or next unless he postpones it until after the con-
vention, which now may be held in July.

Attempts to reach Place and other executives last night for com-
ment were unavailing.

New Haven Studio to Make
Four Shakespearian Films

New Haven—Bald Eagle Film Pro-
ductions, 16 mm. outfit here, will put
four Shakespearian plays into produc-
tion as full-length 35 mm. features.

They will include “Hamlet,” “Macbeth,” “Twelfth Night,” and “All’s Well That Ends Well,” for which an actual replica of the old Globe Theater in England will be built. The features will be roadshowed, then released through educational and art theater chan-
nels. Wallace Rosenthal is director; Joseph Einhorn, producer, and Harry Alpert, photographer.

Holden-Donlevey In “Andrew”

West Coast Bureau of THE FILM DAILY

Hollywood—The Remarkable Andrew,” by the same author as was his previous feature “Henderson the Rain King,” will be made at a Parco picture with William Holden and Brian Donlevey in top roles.

WEDDING BELLS

Detroit—Eddie Krul, manager of the National Theater, was married to Marion Miller, non-professional.

Detroit—Clara Kelly, chief eleva-
tor operator at the Film Exchange Building, was married to George Gil-
lespie of Mackinac City.

Chase V.-P. for 20th-Fox Exec. Post

(Continued from Page 1)

JULES WHITE. Producer-Director. Born in Budapest, Hungary, Sept. 1900. Came to California in 1904. Attended school in Los Angeles. Started in the phonograph business in 1913. Went to work for the Selig Poliscope Company in the first picture they made at the old Edendale Studio, somewhere along 1910. Worked as a child actor for such companies as Selig, D. W. Griffith, Vita-

graph, 101 Bison and Pathé. Is one of the youngest pioneers in the picture in-
dustry, and in 1914 started in the cutting room as assistant cutter, film patcher and projectionist. Later worked for William Fox Studios as laboratory assistant, help-
ing the developers, and on printing machines, then as an assistant cameraman. In 1929 went to work with his brother. Jake, who produced comedies for

Educational. Worked as cutter, purchasing agent, assistant, and assistant to the office manager. Then became chief editor and head of the camera department. In 1924 started directing two-reel comedies for Educational. In 1926-1927 di-
rected comedies for William Fox Company. In 1928 created, with Zion Myers the

Talking Dog Shorts known as “Barkies” featuring canine actors, released through M-G-M. Remained at M-G-M until 1932, during
which time directed many Pete Smith Specials as well as Buster Keaton in the feature length pic-
ture “Sidewalks of New York.” 1932 directed Zsa Zsa Pirts and Thelma Todd for Hal Roach. Was
associate director on “King of The Jungle” a Para-

mount feature. Joined Columbia in 1932 as di-
rector of comedies, assuming supervision and head of Shorts Department in 1934. Has been producing and directing comedies for Columbia since that date. Recently conceived and created a new series
now being released as “The Glove Sliners.” Mar-
rried and has two sons and is now making pictures. Hobbies: hunting and fishing. P.S. does not play gin rummy.

Papayanako Arbitration

Hearing Resuming Today

Albany—The AAA district’s first and second arbitration cases will re-
sume testimony today, before arbi-
trator Morton J. Hall and tribunal
clerk John Rawson.

Complainant is Alec Papayanako, indie exhibitor, who operates the Amer-
ican Theater, Canton. Papayanako,

in complying against RKO and
Warner-Vitagraph, has alleged in earlier testimony that the 14 days
clearance enjoyed by Schine’s Pon-
tiac and Strand, Ogdenburg, actual-
ly means in many cases from 60 to
90 days availability after actual

placement of the booking books.

Schine’s Pontiac at Ogdenburg has only been running part time for
several months.

Last week, at the conclusion of
Papayanako’s testimony, R.K.O
brought as witnesses B. G. Kranze,

new branch manager at Cleveland
and A. H. Van Deusen, Albany terri-
thy booker.

20th-Fox Dismissed from
Star, Ft. Lupton, Case

Denver—After clearcut arguments by Albert Gould, and for 20th-
Century-Fox, the arbitrator dis-
missed 20th-Fox from further par-
ticipation in the case of the Star
Theater, Ft. Lupton.

Arbitrator John Carroll declared that 20th-Fox had not violated the section regarding withholding films, since according to Star contracts, the Rex at Brighton had priority on
20th-Fox features. Case is proceed-
ing with E. K. Menagh, owner of
the Star Theater, on the stand go-
ing into details of the case.

Detroit Managers Picketing

Moss Bros.’ Parkside

Detroit—The managers’ union has started picketing at the Park-
side Theater operated by Moss
Bros. The union claims the owners
were negotiating and had agreed on
all but the one point of allowing two
weeks’ vacation for a manager who had not been employed for one year
when they decided to fire Edward
Jacobson, manager of the Parkside.

The union objects to content of
the owners that they could manage the theater themselves, on the claim
of the union is losing money, which
the union disputes.

Picketing program includes use
of a brass band, parade of Boy Scouts and neighborhood women to support
Jacobson who has been active in con-
tacting neighborhood associations during his employment as manager.

The managers’ union has started
picketing the Schulte Circuit’s Oak-
dale Theater in Hazel Park, and will
add to the Radio City in Ferndale, ad-
mitttedly picketing the best paying houses of the circuit and neglecting theaters inside Detroit proper which
the union claims are not making equivalent profits.

Indiana ATO Will Stage

Parley at Pakagon Park

Indianapolis—The summer meet-
ing of 1940 of the ATO, which will
be held at Pakagon Park with headquarter at Potawatomi Inn, June 17-18-19.

Mark J. Wolf, is convention chair-
man.

“Major Barbara” in Demand

In the first three hours yesterday,

the “Major Barbara” of the 701 Hill
for Maj-

ora Barbara,” representing double the house’s capacity, UA reported.

Nat’l Film Carriers

Again Name Clark

(Continued from Page 1)

Nomination of the anti-
lottery provisions of the Criminal
Code at the present session of Par-
liament is unlikely, a spokes-
man for the Department of Justice in-
nounced.

He was commenting on a letter
written by Attorney-General C.
D. Draper, of Toronto, in which
Conant said it was a question
whether Bingo games and other er-
sertions on behalf of war chari-
ties should be prosecuted, or “whet-
ter some modification of the la-

show is expected to be done under
managers. Legislation and busi-
ness matters were discussed at the
fim session. An executive of the bureau of explosives also addressed the
meeting.

Dominion Anti-Lottery

Provisions Will Stand

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meeting.

WB Cashing In on Hess

West Coast Bureau of THE FILM DAILY

Hollywood—The changed condi-
tions due to the recent departure of Rudolf Hess’s flight from Germany
will be incorporated into “Underground,” a story of anti-Nazi activities within Germany which is now in production at War-
ners.

Kay Brown Recuperating

Kay Brown, story editor for Davi-
O. Selnick, is recuperating at the Doctors Hospital from an operation.

STORKS!

Detroit—Carl W. Buermel, gen-
eral manager of Co-Operative Thea-
ters of Michigan, and Mrs. Buermel
are adopting a baby girl, with for-
malities being completed this week.

Detroit—James Murtagh, veteran
financial secretary of Local 198
ATSE, is adopting a three-year-old

girl, Carrie.

Fort Worth, Tex. — A daughter
Rosey, was born to Mr. and Mrs.
Dan Gould, Jr. Father is manager of
the Interstate Circuit’s Bowie.
PHILADELPHIA HEADS 20TH-FOX EXECUTIVE COM.

Not Interested in Canadian Odeon—Nathanson

Leaves Chase National for Industry Post; New 5-Year Contract for Sidney Kent

Former FPC Prexy Says He Assigned When Deal for Dominon Control Failed

Toronto—N. L. Nathanson, who signed Wednesday as president of Famous Players Canadian Corp., yesterday denied reports that he was a party to, or had any interest in, the Canadian. The concern of which his son, Paul, is president, Nathanson said it was his intention

(Continued on Page 3)

Robber Predicts Room Time for Pix

| County Bureau of THE FILM DAILY|
| Hollywood—Uncertainty over the fact that America must play in the international scene has poisoned momentarily the box-office but as soon as the country makes up its mind upon grave issues confronting it, there will be boom times in the picture industry, Herman Webber predicted.

Uncertainty affects the box-office

(Continued on Page 10)

Mental Tax Test Case before Circuit Court

Test case to determine the year in which deposits paid on the lease of theaters are taxable was heard yesterday by the U. S. Circuit Court

(Continued on Page 4)

Variety Whoopie Is Very Contagious

Atlantic City—Even the local newspapers have gone whole-hog film-minded as result of the infectious gay spirit of the Variety Clubs' convention here. Example is the Atlantic City Press which yesterday published a cartoon on its editorial page.

It was headed, “What News and showed a blazing Messerschmitt and two newly-arrived Nazis in the British Isles. One was obviously Goering, the other Hitler. A British officer is reporting to his superior in command, and pointing to the newcomers: “The fat guy gives his name as ‘Herrig’ and the other one calls himself ‘Chaplin.’"

Brad to Address MPTOA

Arbitration Exec. to Explain Operations

"U" Sets Up Department To Check Foreign Scenes

Universal has created a special department at the studios to check foreign scenes, and scenes which might be interpreted derogatory to the customs and feelings of foreign nations. Action followed the withdrawal

(Continued on Page 9)

Weather Man Said: "Nice and Balmy," But—Maybe He Was Referring To The Golfer!

A new phrase descriptive of weather on certain days has been coined by the Weather Bureau; “sort of lukewarm”—so THE FILM DAILY Golf Tourney committee phoned-up yesterday to find out exactly what kind of weather that was, and to order it for the great day of play at Glen Oaks Club, Great Neck, L. I., on May 19.

The weather man merely said “nice and balmy,” and hung up before explaining if he was alluding to the weather or the merry condition of the contestants by the time the gala evening banquet, climax of the tourney, will be over. (Clip the entry coupon on Page 4 of today's issue and mail it NOW!)
Universal Opens Chicago Regional Conclave Today

Chicago — Second of Universal's three regional meetings of branch operations executives, office managers, bookers and auditors starts here today at the Drake Hotel.

It will be a two-day session presided over by Branch Operations Manager F. T. Murray with the following representatives in attendance: J. J. Jordan, contract playdate manager; G. C. Craddock, assistant to Western Sales Manager W. J. Holmen; J. H. Murphy, branch operations department; Irving Weiner of the newsreel distribution department; H. T. Smith, auditor; Charles Harley, Cincinnati; Orval Peterson, Memphis; George Flynn, Cleveland; Arthur Young, Cleveland; Milton Etinser, Indianapolis; Edwin Greene, Dallas; Edward Stevens, St. Louis; J. E. Mitchell, Dallas; Walter Hyland, Chicago; Louis Bruck, Chicago; Lawrence Klein, Kansas City; Jerry Slutzky, Des Moines; Eugene Alexander, Detroit; John Kane, Kansas City; Neil Young, Minneapolis; Mark Holstein, Oklahoma City; William Bark, Omaha.

Kingsberg Host Today At Koerner Luncheon

Charles W. Koerner, newly appointed general manager of RKO Theaters, who arrived yesterday from the Coast, will be guest of honor at a welcome luncheon today at the Hotel Warner, arranged by Malcolm Kingsberg, K-A-O vice-president.


Critics From 300 Spots At 35 "Sunny" Previews

"Sunny," new Anna Neagle-starring musical, will be nationally sneak previewed in 35 key situations May 23-30, it was announced yesterday by G. F. Depinet. All screenings will be held in theaters at regular admission prices and more than 100,0000 copies can be used.

Newspaper representatives from 300 cities adjacent to the key points will attend as guests of RKO exchange managers and field men in the respective territories. The Canadian contingents will travel to Boston, Buffalo and Seattle for the sneak opening in those cities.

"Sunny" will have its world premiere at the Golden Gate Theater, San Francisco, on May 28.

Testimonial Luncheon For Stern Next Friday

A testimonial luncheon for Charles Stern, recently named Chicago district manager for United Artists, will be held next Friday at the Hotel Astor, Luncheon is being sponsored by Motion Picture Associates.

Committee in charge includes Jack Ellis, chairman; Joe Lee, Harry Brandt, Sam Rinzler, Clarence Eis and Morris Sanders.

Brazilian Exhibs, Rule Femmes Mnt. Dolf Hats

Port Allegra, Brazil (By Air Mail)

— Exhibitors at a meeting here decreed that fancy patronesses henceforth must remove their chapeaus, Brazilian hats run to high orna
tments, making it difficult for people in the rear to see the screen when worn.

Sears Promotes Borg To Omaha Managership

Appointment of Russell Borg, Warner salesman in the Kansas City office, to the branch managership in Omaha was announced yesterday by Grad Sears. Borg succeeds C. K. Olson, who resigned.

Einfeld Leaving for Coast

Charles Einfield, director of advertising and publicity for Warners, leaves today for his Teachers' studies in Burbank, on Monday following a three-week stay at the home office.

FINANCIAL

(Wednesday, May 14)

(Tuesday, May 17)

NEW YORK STOCK MARKET

Am. Seat...........

Col. Picts. etc. 12½% 11% 11%...% Col. Picts. Ind. 1/4 1/4 1/4

Cons. Em. Ind. 9 9 9

East. Kodak 125 125 125 1/4

dc Ptd. 32 32 32 32

Gen. T. Co. 12 11% 11% 11%

Low's. Inc. 29 29 29

Macmillan 2 2 2

Parr. 1st ptd. 11% 11% 11%

Paris. 2nd ptd. 10% 10% 10%

Path. Film 31% 31% 31%

RKO S. ptd. 47 47 47

20th Century-Fox........ 5% 5% 5%

20th Century-Fox Picts. 5% 5% 5%

Universal Picts. 3 3 3

NEW YORK BOND MARKET

Keith R. B. ptd. 6 6

Low's. deb. 101 21 21 21 21 32 32 32

Parr. B'wys. 355 53% 53% 53% 53%

Parr. Picts. 355 53% 53% 53% 53%

Warnet Bros. dis. 50 96 96 96 96 96

NEW YORK CURB MARKET

Monogram Picts. 3 3 3

Radio-Keith cys. 3 3 3

Screen Picts. 5 5 5

Technicolor 1 1 1

Trans-List

Universal Corp. v. 6 6 6 6 6 6

Universal Picts.

Knox in Toronto for P.A.'s

Toronto — Alexander Knox, Ontario-born and featured player in "The Sea Wolf," is in Toronto making personal appearances at the Toronto Evening Telegram war victims rally last night and at the Imperial Theater in connection with the Toronto opening of "The Sea Wolf" today.

Mass. Won't Regulate Bingo

Boston — State regulation on Bingo and Beano looks unlikely as a result of General Court developments.

COMING AND GOING

S. CHARLES EINFELD leaves for the Co Monday.

S. BARRETT MCCORMICK flies to the Coast tonight.

PAUL MUNI and wife arrive here next week from Hollywood.

JULES WHITE, Columbia short subject director, is here for a month's stay.

A. SCHNEIDER, Columbia's treasurer, leaves today for Atlantic City to attend the Variety Clubs' convention.

MAY ROBSON arrives this morning from Coast.

DOROTHY LAMOUR is due in this week for a two-week stay.

N. MORGAN McLEOD, wife of Norman M. Leed, Metro director, has returned to New York after a vacation in New England, returning the Coast in a few days.

ALEXANDER KORDA returned last night from Coast.

GEORGE ARCHIBALD, co-director in Great Britain for United Artists, leaves tonight for Hollywood.

OSCAR SERLIN returned yesterday from Coast.

EDDIE GOLDEN is due in New York today from the Coast.

"Hollywood Cavalcade" Title Subject of Suit

Twentieth Century-Fox Film Corp, was named defendant yesterday in a copyright infringement suit filed by the Federal Court by Allan W. Wolf, doing business as Wells Festus Syndicate. The plaintiff seeks an injunction and triple damages, charging the defendant with pirating the title of his newspaper column, "The Alcove Of Hollywood," in the film "Hollywood Cavalcade." Complaint alleges that the plaintiff filed his title with the U. S. Patent Office prior to the selection of the title by the defendant.

MITCHELL WOLFSON WOMETO HACERS THEATERS

says: 

"Your 1941 Film Daily Year Book of Motion Pictures is one of the finest editions yet to be ever delivered. This will be of great service to us, and I am sure to the industry during the coming year."

1941 YEAR BOOK of Motion Picture

• Now Being Distributed FREE

To Subscribers of THE FILM DAILY

1501 Broadway New York
on to devote his entire time for present and other interests, particularly the Radio Commission.

An interview yesterday, Nathon said he had resigned from the presidency of FPC because he had that under present conditions it should be controlled in Canada. He said he had hoped to bring control of the company back to Canada but had been unable to argue a satisfactory basis for purpose of all the shares held by Paramount which controls 90 per cent of the stock.

(Prior to the shareholders' meeting, it had been reported in trade papers that Paramount had raised a valuation of $8,000,000 on the company, and that blocking any possible sale of control.)

Nathon expressed regret at the break-up of his family's relationship with other directors. His own contract with the company expires June 1.

"I still have large film interests," he said, "but have not arranged plans for the development of any of them."

Nathon said he regretted the fact although the original money in the FPC circuit was made available in Canada, control had passed to U.S. hands. Bondholders had been told at the annual shareholders' meeting. He pointed out that there were $5,000,000 in bonds outstanding, most of which were held in Canada. He said he regretted as heavy investment could not be represented and particularly that a New York group obtained control through common stock holdings of which there are 42,524 shares owned. The preferred stock has never been retumed.

"You can take it for granted," Nathanson concluded, "that I shall take things easy for a while, except that I shall be very anxious to do any useful work which might come my way."

A. Blatt Hospitalized

Corry, Pa.—A. Blatt, of the Blatt Bros. Theater Circuit, is seriously ill in the local hospital.

ON INTEREST IN DOM. IDEON—NATHANSON

(Continued from Page 1)

No Interest in Dom. Ideon—Natheran

(Continued from Page 1)

Expect Harris Will Be Renamed by V. C.

(Continued from Page 1)

election of John H. Harris of Pittsburg as head of the company indicated— but reports on the 24 Tents' charitable activities and pledges for next year and the award of two attendance trophies are on the agenda.

Atlanta is a likely winner of the Mileage Trophy, award of which is based on the number of delegates multiplied by the miles traveled. Atlanta, too, is expected to capture the 1942 convention.

Tonight, the 1,200-odd barkers and their guests will pack the Westminster Room of the Hotel Chelsea for the Night of Nights, which will start at 7:30 o'clock with a buffet supper. Special night club program has been arranged by Harry Mayer, and special events galore are promised.

The traditional Calcutta Pool will be conducted at the party by Dallas's Bob D'Oonnell, who will auction off the players in tomorrow's Golf Tournament of Champions in which some 60 to 70 players will compete for the Variety Club trophies and more than a score of prizes donated by the Tents.

Tomorrow's concluding program also embraces the boardwalk parade from noon to 2 p.m., the annual circus in the Auditorium from 2 to 4 p.m., the UA cocktail party from 4 to 6:30 and, finally, the convention banquet, expected to attract a veritable industry "who's who." The annual Humanitarian Award will be presented at the banquet.

7 Technicolor Cameras To Film "Dive Bomber"

West Coast Bureau of THE FILM DAILY

Hollywood—Seven Technicolor cameras will be used on the final location scenes of Warners' "Dive Bomber" at the San Diego Naval Base this week-end. Cast and company, headed by Director Michael Curtiz left for the southern California base yesterday. Technicolor equipment is to be used on the Erol Flynn-Fred MacMurray starer is claimed a new high for group operation in one picture.

Jules White in New York

Jules White, Columbia shorts subject producer-director, is here to discuss with Jack Cohn the 1941-42 short subject program and also to scout new comedy talent. He will remain in the East for a month.

NO SOUNDBY IN BARS ON HAWAIIAN ISLANDS

Honolulu, Hawaii (By Air-Mail)—Commerical development of juke box Soundies suffered a severe setback locally when the Territorial Liquor Commission refused permission to have them installed in bars or on premises where liquor is served.
exclusive run issue
in newcastle case

Philadelphia—Arbitration hearing of the case filed by the Earle Thea-
ter, Newcastle, Del., was held yester-
day, Ruppert C. Schaefeer, Jr., 
arbitrator, declared that in his opin-
on his decision should be based on the
interpretation of Sections 6 and 17 of the consent decree.

The Entertainment section ran on
certain M-G-M pictures following
Loew’s Parkway, Wilmington, which
now plays most of the M-G-M pic-
tures exclusively and has for al-
most 10 years. Both Rudolph Ber-
ger, Washington district manager,
and Tom Connors, Eastern sales
manager, of M-G-M, contended that
the Parkway had the right to show
certain pictures exclusively with-
out any subsequent-run in the city or
the warner house. Beverly admis-
sed, however, that other Metro
pictures, obviously the lesser ones,
were available to other houses.

Philip Stern, attorney for the Be-
verly, argued that the theater had a
right to some run under Section 6,
whereas Stanley Thompson, at-
torney for Loew’s, stated that 
Section 17 gave Loew’s the right to
sell its own houses as it saw fit, in
this case exclusively.

Schaefeer asked for oral instruc-
tional hearing that there did not
appear to be any differences in the
facts and that the decision would
be based on the interpretation of
the two sections.

Palm, Philadelphia, Files
Demand for Arbitration

Philadelphia—charging unfair
charges, the Palm Theater, Phil-
adelphia, has filed a demand for
arbitration against Warner Bros.
Circuit Management Corp., Loew’s,
20th Century-Fox and Paramount.
House is owned by Sam and Morris
Somerson.

Hearing on the case filed by the
Beverly Theater has been set for
May 28, with Calvin Rankin as
arbitrator.

Concluding Witnesses Heard
In Evansville Thea., Inc. Case

Milwaukee—A. N. Schmitz, RKO
branch manager; C. J. Brewster and
E. P. Vollendorf, property manager
and booker respectively for the Sixe
Amusement Management, Inc., were
the concluding witnesses in the clear-
ance dispute between Evansville Thea-
ter, Inc., and Paramount here yester-
day.

Schmitz testified that revenue ob-
tained by his company from the Rex

Storks!

Miami—Walter Klenets, booker
of the Wometco Theaters, Inc., is
the father of a new daughter.

was less than from the Jeffris
in Janesville and that theaters in a town
the size of Evansville couldn’t be in the category of key run
houses. Rental price, he stated, is
the most important factor in de-
termining availability.

Brewster testified as to the phy-
ical condition of the Jeffris, decla-
ring that more than $50,000 was spent
in remodeling the house in 1937.

Vollendorf declared his circuit
wouldn’t feel justified in paying the
same amount for film if it is now pay-
ing if the Jeffris didn’t continue to
have 14 days’ clearance over the Rex.

For plaintiff was given 15
days to file a brief, and counsel for
defense 10 days for reply.

Papayanacos Case Drags
Through Its Fourth Day

Albany—Albany district’s first two
arbitration cases, Alec Papayanacos,
American Theater, Canton, versus
RKO Radio Pictures and Warner Pic-
tures, dragged through its fourth day
of testimony in a long session before
Arbitrator Morton J. Hall.

Witnesses yesterday were Bernie
Kranze, former RKO manager here,
Abe Vandenius, Albany RKO booker;
Paul Krumenaker, branch manager,
and F. Ray Powers, booker, for War-
ner Pictures.

Testimony and cross-examination
chiefly concerned film rentals, avail-
ability and problem pix.

Attempts to Settle Star
 Arbitration Case Fail

Denver—Attempts to negotiate a
settlement of the Star arbitration
case failed and it seems to be headed
for several days’ extension. After
argument on both sides over section
nine covering clearance, the arbitra-
tor reserved judgment.

E. K. Monach, owner of the Star,
clamored that pictures were not de-
ivered at the times promised. Dis-
tributors say they will prove that
Monach, although having a 10-
day clearance after the Rex, Bright-
fielded numerous times to exercise such rights.

U.S. Exhibs. on Canadian
Line Lose Biz to Dominion

St. John, N. B.—Failure of U.S.
border theatremen, merchants, hotel-
keepers, to have the border crossing
restrictions on Canadians lifted or mod-
ified is aggravating a very unfavor-
able situation for American exhibi-
tors along the international line.

Theaters on the U.S. side had
been getting at least half their busi-
ness in many spots from the Cana-
dian film traders, but regulations
became effective. Houses on the
Canadian side are now profiting, get-
ing not only all their own people,
but many from the U.S. side, lured
by the 10 per cent fixed premium on
U.S. funds in Canada. Seating capac-
ities of the border theaters on the
Canadian side have been taxe,
while business on the opposite side
of the border has been far below par.

The Canadian Government states
that if it lowers the bars on Cana-
dians spending their money on the
U.S. side, it will involve the raising
of about $80,000,000 annually by
taxation. Prevention of circulation
of the Canadian currency in the U.S.
is maintained as desirable for the
Canadian economy and it has been
agreed that Canada will permit a favor-
able monetary rate and status for
Canada in the purchase of war materi-
als in the U.S. and pay-
able in U.S. funds.

Cuban Coalition Seeking
Protective Legislation

Havana (By Air Mail)—The Na-
tional Committee Of Defense Of
Art And Cuban Artists has been
organized here by a coalition of
musicians, artists and composers
organizations for the purpose of
introducing in Congress a bill pro-
tecting their interests. Proposals
include included in the measure cover
taxes on juke boxes, minimum wages
for chorus girls, regulations for foreign
artists, and a number of days each
month that film theaters must pre-
sent Cuban players on their pro-
grams. It is suggested that all
film houses use Cuban artists and
musicians on programs twice a
month.

Loew’s 28 Weeks’
Net at $5,141,135

(Continued from Page 1)
tingencies were $8,473,384. F
depreciation and taxes, Loew’s wro
off $3,432,999 while $890,000 was s
served for contingencies.

Total figures are subject to
serve on account of such funds
as may be restricted and year-end audit.

Rental Tax Test Case
Before Circuit Court

(Continued from Page 1)
of Appeals in a suit brought by the
Commissioner of Internal Revenue
to recover a claimed deficiency
$78,157 charged against the Schir
Chain Theaters, Inc., The Con
cillia is before the Circuit Court that the tax could be charged
for the year in which the rent de-
posit was forfeited to Schine after
the abandonment of theaters on the Schir
theaters to the Fox Metropolita
Playhouses, Inc.

Schine was upheld by the U.S.
Court of Appeals in a suit in which
the contention that the rent deposits paid
it advance to insure performance of the
lease could only be taxed in the
year of the deposit was blocked by the
Statute of Limitations. The Commissioner had con
cluded that an annual deposit al-
cate the deposits on an annual ba
sis, paying taxes annually for a
nuquitous share and that the Gov
riment could assess a tax for balance of
$630,805 in 1939 when the deposit was forfeited.

Sees Vast and Ready Mar
For $200 Tele Receivers

(Continued from Page 1)
tice-president, said yesterday, “Our
plan is to be to get per sone
and materials,” he said. He
also declared that the U.S. is con
siderably ahead of Europe.

“There will be no extra fees for
reception of radio-television pro-
grams as I understand it,” he con
cluded. “It will be on the same
commercial basis as present radio
with advertising firms paying a lit
tle more for the use of this medium.

“At present there are 7,000 tele
vision receiving sets in the country
and we hope that under normal circumstances between 150,000 and
200,000 such sets will be in opera-
tion in New York City alone within
a three-year period.

TO THE COLORS!

Miami—Al Prescott of the State
Wometco house, has been called to
the colors.

Miami—Ted Spradley of the
Center Theater has gone to Fort Blan-
ding for service.
Walt Disney's

MIRACLE SHOW OF A THOUSAND SURPRISES

now ready to amaze the world!
A giant of shows so packed with laughs, novelty, charm, thrill and excitement as to make it outstanding among the biggest attractions!

RELEASE DATE . . . JUNE 6!
From Academy Award Winner Ginger Rogers now comes "Tom, Dick and Harry," a riotous romanticomedy heralded in Hollywood as the show most likely to give "Kitty Foyle" a battle for top box-office honors. With Ginger are George Murphy, Alan Marshal and Burgess Meredith. Directed for RKO Radio by Garson Kanin. Produced by Robert Sisk. Story and Screen Play...
Place Heads 20th-Fox Executive Com'ee

(Continued from Page 1)

It was said that Plau had joined the company as chairman of the executive committee, securing his con-
tract with the Chase bank, Kent's direct contract expires May 31, 1946.

At the adjourned stockholders' meeting held yesterday, which was routine and lasted less than an hour, the company's proposed directorate was unanimously elected without a dissenting vote. Directors named were: H. Donald Campbell, John R. Dillon, Wilfred J. Eade, Daniel O. Hastings, Sidney R. Kent, William C. Michel, Hermann G. Place, Selon Porter, Edwin P. Kil-
to and Sydney Towell. Only change in the directorate was the elec-
tion of Kilto, who fills the post vacated by the resignation of Joseph J. Schenck.

W. C. Michel, conducting the meet-
ing after it was formally opened by Kent, who then left, stated in re-
quiry to a query by one stockholder that the company was utilizing European means at its disposal to offset the loss of European markets, and that he outlook at the present time was good—and the company definitely was moving forward.

At the annual organization meeting of the newly elected board of directors, held immediately follow-
ing the annual stockholders' meet-
ing, the following officers were unanimously elected:

President, Sidney R. Kent; chair-
man of the executive committee, Hermann G. Place; executive vice-
president, W. C. Michel; vice-presi-
dent, Darryl F. Zanuck; secre-
tary, William Goetz; treasurer, L. A. Lovering; and comptroller, John M. Morrow.

More "Fantasia" Engagements

Walt Disney's "Fantasia" has been set in for roadshow runs in four addi-
tional situations, making 23 play-
dates on a roadshow basis to date fixed by RKO Radio, the distributors. Latest runs are at the Grand, Albany, May 23; World, St. Paul, May 28; Parkway, Madison, Wis., May 25 or 29, and the Esquire, Kansas City, June 5.

Gall Leaves Million Estate

San Francisco—Will of Charles F. Gall, theatrical man, who died on May 11, was filed here for probate. The estate, estimated at more than a million dollars, is left in a trust fund for his children, Rebecca F. Gall and Sarah Funkenstein, both of San Francisco.

Exercise Options on Four

War Department of THE FILM DAILY

Hollywood—Options have been ex-
dercised on Don Ameche, John Loder, George Reeves and Janis Carter, it was announced yesterday by 20th Century-Fox studio.

14 More Hold "Ziegfeld Girl"

"Ziegfeld Girl" has been held over in 14 additional key city enga-
gements, M-G-M announced yesterday. This brings the total of extended runs thus far to 34.

SRG Petition Hearings Close

With hearings on the SRG sit-
tuation before the NLRB trial exam-
iner here closed, transcripts go to Washington for Board consideration and decision.

Play War Footage in Rio

Rio de Janeiro (By Air Mail)—
Rio's newswell theaters, the Triana-theaters, are going in strong for war footage.

Illinois Allied to Fight State Wages-Hours Bill

Chicago—Illinois Allied prexy, Jack Kirsch, says Allied will fight the new state wages-and-hours bill introduced yesterday at Springfield by Representative Anthony Daly, with a minimum wage of 30 cents hourly.

Allied is supporting Representative Tom Bolger's daylight saving time bill, continuing daylight saving time through Sept. 30. If the bill fails the Chicago bill would nullify the Chicago bill ending daylight saving on Oct. 30.

Business Down in Chi., Exhibs. Talk Closings

Chicago—Business slump in tais territory will be considered at a full meeting of Allied of Illinois's membership next Wednesday. Mate-
ter was before the board at the same time.

Unless improvement is noted shortly, some houses may be forced to close, Allied execs say.

Circuits Take "Hamwoman" Loop

Circuit deals for "That Hamilton Woman" have been closed here by several circuits, including Warners, Loew's, RKO, M. A. She, Wilmer & Vincent, Schine, Cornerford, Skour-
as, Century, Fabian, Weider, Walter Reade, Brandt, Chamberlain, Var-
now, Amsterdam, Durke, Rome, Strauss, Gaertner, Goldberg and Olive.

Doc" Howe on Turner's Staff

M. D. (Doc) Howe has been transferred from the Walt Disney office to the staff of Terry Turner, head of RKO Radio's field department. Howe will work on "Fantasia" and "Citizen Kane." Harry Reitman has been called in from the Boston office to work with Turner's headquarters staff.

"Citizen Kane" In D. C. Bow

Washington—Orson Welles' "Cit-
izen Kane" makes its capital-city bow here Thursday before a first night audience including government officials, members of the diplomatic corps and society.

Party for George Seach

San Francisco—George Seach cele-
brates a quarter of a century of RKO this week. To mark the oc-
casion, RKO employed honored Seach with a surprise party in the club room of the local exchange.

Morgan on Autry Pix

West Coast Bureau of THE FILM DAILY

Hollywood—Republic has assigned Bill Morgan to direct the next Gene Autry outing picture, "U.S. Ties a Star," with Smiley Burnette in an important supporting role.

Rep. Signs Foy for Four

West Coast Bureau of THE FILM DAILY

Hollywood—Republic has signed Eddie Foy, Jr., to a four-picture deal as the result of his work in Judy Canova's "Puddin' Head."
PCA Seal for 'Outlaw' Following Changes

Howard Hughes’ “The Outlaw,” produced for 20th-Century-Fox distribution, has been granted a Production Code Administration seal following an “amicable agreement on certain revisions” by the producer and the latter’s office, it was disclosed yesterday.

Just what the revisions were was not indicated, but it is understood that the PCA had taken exception to some of the more revealing of the Jane Russell footage. Hughes had appealed from the PCA refusal of a seal to the MPPDA board. The latter re-affirmed the rejection, with subsequent conference resulting in the agreement on deletions.

Two Buenes Aires Houses Drop Singles for Duals?

Buenos Aires (By Air Mail)—Ambassador, regarded her as the Warner show window, is dropping single features for duals. Rex, which has been aDual, may follow suit, it is reported.

Technicolor Finishes Series

West Coast Bureau of THE FILM DAILY

Hollywood — Mario Castagnaro, President of Technicolor Corp., announced the completion of six shorts in the Technicolor two-color process which are being produced. They include one of Rudy Vallee singing “Lydia the Tattooed Lady” with the Four Musketeers; the Shadrack Boys singing their version of “Shadrack”; The Four Musketeers singing a comic version of “Rigoletto.” In addition to these they have three more made by their associate Peter Rothoff. These are “Bundle of Love,” featuring Genie Grounds and the Dreamers; “Boy Meets Girl” and “Bank of Love” featuring Betty Welter and Tex Brodus.

Second PRC Role for Pryor

West Coast Bureau of THE FILM DAILY

Hollywood — Roger Pryor, who was recently seen in PRC’s “South of Panama,” has been signed by that organization for the character lead in “Gambling Daughters,” which opens before the cameras May 20 with director Max Nosseck at the helm, producer, T. H. Richmond.

Stanley Brown in “Tillie”

West Coast Bureau of THE FILM DAILY

Hollywood — Stanley Brown has been cast as a heavy in “Tillie The Tollers,” first of Columbia’s new comic strip series featuring Kay Harris in the title role.

Chi. Biz 15% Ahead, WB Branch Head Says

Chicago—Sidney Rose, Warner Exchange manager, said yesterday that current business is running about 15% ahead of last year’s at the same period last year in this territory.

Ohio Theaters Warned To End Fire Hazards

Columbus — Conditions in many Ohio theaters are not only in conflict with state laws but are extremely hazardous to patrons, R. T. Spencer, acting chief of the Division of Factory and Building Inspection warns in a letter to the ITO of Ohio State Theatre Owners: “Lydia in President”... (Continued from Page 1)

In his letter, Spencer says: “Briefly, for your information, I wish to report that we have knowledge of many theater men and operators who have allowed to be placed in the aisles, foyers and passageways of their theaters vending machines, miscellaneous furniture, display signs of all descriptions and in addition they are also allowing persons to stand in such aisles and passageways during performances.”

Unger Directs Cosmetic Theatrical Exploitation

West Coast Bureau of THE FILM DAILY

Hollywood — The “Duchess of Hollywood” cosmetic laboratories, announced the appointment of Arthur Unger, former New York trade paper man, as director of its theatrical exploitation set-up, which is designed to distribute their merchandise via theaters as an advertising medium. Products, sold nationally as well as in line in drug stores, will be supplied operators at less than cost on a 16-week deal, one item in the line to be presented to each lady patron once each night, until entire line has been handled patrons. Manufacturer believes the “personal” advertising possibilities of this line is a better gamble for his budget than magazine or newspaper spreads. They expect 16-week this will build inspectors of the division have been ordered to stage a clean-up in the shortest possible time and “to prosecute to the fullest extent.”

Shuberts Face Strike By N. Y. Theater Managers

Theatrical managers and agents’ union threatens to call a strike against Shubert theaters unless a dispute between the union and J. J. Shubert is adjusted tomorrow.

Union charges that Shubert violated the basic agreement with the League of New York Theaters by not employing a press agent for “The Student Prince” when tour was extended after the usual two weeks notice had been posted.

Northwest Council IA TSE Adopts Juke Box Resolution

Portland, Ore.—Northwest District Convention of the IA TSE yesterday adopted a resolution that all maintenance work on juke box movie machines be done by members of motion picture operators. The group deplored the increasing use of 16 mm. machines, but took no action.

Will Hope Joins RKO Staff

St. Louis—Will Hope has joined the local sales organization of RKO, filling the vacancy caused by the recent elevation of L. S. Grunenberg to the managemship in Salt Lake City, Utah. J. Arndes has been promoted from office manager to a salesman.

New Picture for Dottie

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has postponed two films for Dorothy Lamour—“King and Queen of the Jungle” and “Angels in Furs”—that may appear in “The Fleet’s In,” hitherto known as “We’re in the Navy Now.” Victor Schertzinger will start direction in August.

SWG Not Optimistic Over New Producer Pact

(Continued from Page 1)

predict what action the membership might take in the present crisis, the negotiating committee was far from optimistic that producers’ counter proposals would be accepted by Guild members in their present form.

On the contrary, it was believed by leaders that there might be an extremely unwelcome response from writers to the proposed new agreement. There was no concrete response on a strike vote if the membership should turn down the producers’ offer.

Wobber Predicts Boom Time for Pix

(Continued from Page 1)

more adverse than any story of definite action, no matter how disastrous that action may be,” Wobber said. “For example, business was worse in March and April than the outburst of war it was after Dunkirk. The same thing has been true in a score of countries including America in 1917.”

Wobber declared that 20th Century-Fox intends to use “Blood and Sand” as a sort of “Pied Piper” to lead the public back into theaters. “We believe selling angles on this picture, we’ll be able to break through the public’s preconception with the Hiss affair and general conduct of the war. We think once they have seen the film and enjoyed themselves it will then be possible to re-establish the picture-going habit which has been recently submerged.”

Under present circumstances Wobber said the billions spent in national defense have been an unexpected appointment to theater men near everywhere. “Circulation of these great sums has had very little effect in major cities, even in Los Angeles where Government appropriations are very high. Benefits to showmen have been marked, how ever, in San Diego, Tacoma and towns where, in addition to Government money there’s been a population increase.”

Wobber had nothing but praise for “Sun Valley Serenade,” “Moo Over Minnie,” “Man Hunt” and other pictures to be released by his company during the remainder of the 1940-1941 season.

“There should be a break soon in box office action,” Wobber concluded, “and if there isn’t with this kind of product, we’ll make one of our own. Then the break comes it will be with a terrific boom.”

No Culture in “Polemkin,” Buenos Aires Censors Rule

Buenos Aires (By Air Mail)—Municipal censor board has banned a scheduled revival of the Soviet pix “Polemkin,” boasting the Communist society, film research group, on the ground that the film was not of “cultural” value.

Max Roth Hospitalized

Buffalo—Max Roth, Warner Bros executive manager, is in a hospital for a physical checkup.

Three More Stories Acquired by Metro

(Continued from Page 1)

Hollywood—Purchase of three story properties has been announced by Metro. These include Joseph Harrington’s “The Inside Story,” “The Anointed” by Clyde Brion Davis and “The Bugle broth of Midnight” by William Lipman.
**REVIEWS OF THE NEW FILMS**

"Love Crazy"

with William Powell, Myrna Loy, Gail Patrick, Jack Carson, Florence Bates and Sidney Blackmer

G-M

100 Min.

NEW SLAPSTICK FARCE COMEDY; AND HILARIOUS: BEST POLLWELL FILM TO DATE. CONWAY DIRECTION EXCELLENT

"Love Crazy" is one of the screwiest pitfall farce-comedy films ever released on a Hollywood laugh factory. Director John Conway has his cast try everything from book of pratt-tails, female impersonators, and athletic comedy to double triangle pathetic situations and he doesn't waste minute of the 100 minutes' running time—there's not a dull spot in the picture.

Following "Ziegfeld Girl" this one should give the value of Metro's contract with producer Pandro S. Berman. The original screenplay by William Ludwig, Charles LEDER and David Hertz, from an original by Orz and Ludwig is fast, clever, and besides having all the sure-fire comedy situations and snares, is dressed with super-smart dazzer, the cliche antidotes. The strong cast supporting Powell and Loy includes Jack Carson, who seems to be in all the picture lately and who does acting with each role, Gail Patrick, Florence Bates, Sidney Blackmer, and a host excellent players. It's the best Powell-Loy up to date.

Mr. and Mrs. Steve Ireland (William Powell and Myrna Loy), married four years, are curtailing their wedding anniversary, a romance, errant housewife in the apart- ment downstairs (Gail Patrick), is lonely, if because Powell is bored because of an oil fortune accident to his mother-in-law, he is forced to spend the evening of his anniversary keeping her company. Gail directs him to sneak out with her for a cup of drinks.

Mrs. Ireland discovers his escapade and orders for divorce. Violation of a law that wife cannot divorce an insane mate—and just take care of him—Powell embarks on a career of insanity, which, after lodging at the insane asylum, has him hounded by the police as a homicidal maniac. The story has too many plots and counter plots to keep a clear head. But Powell plays Max the charmer, and everyone from Mickey Rooney. The Marx Brothers 'all of them' to Charlie's Aunt. (K Cameraman Ray June always at the right angle to get the most out of the one.

It's not just funny, it's hilarious—with visits to the old standards never used before. When you play "Love Crazy" you announce "laugh week" in your

CAST: William Powell, Myrna Loy, Gail Patrick, Jack Carson, Florence Bates, Sidney Lacomer, Sid Rumann, Vladimir Sokoloff, Donald MacRidle, Jack Whiting, Martha Scott, Paul Lukas, Leon Errol, Edith Evans. DIRECTION, Excellent; PHOTOGRAPHY, Excellent.

CREDITS: Producer, Pandro S. Berman; Director, John Conway; Authors, David Ledger and William Ludwig; Screenplay, Lang; Directors, Lang, Loy and Hertz; Cameraman. Ray June, ASC; Art director, Cedric Gibbons; Associate, Paul Reese; Editor, Ben Lewis; Musical Score, Macdonnell.

DIRECTION, Excellent; PHOTOGRAPHY, Excellent.

"They Dare Not Love"

with George Brent and Martha Scott

Columbia

76 Mins.

ENTERTAINING ROMANTIC DRAMA OF THE AUSTRALIAN ANCHLWSS AND THE EARLY WAR DAYS.

While not nearly so powerful as other World War II films. "They Dare Not Love" will provide entertainment for many audiences. Against backgrounds of Australia on the eve of the German ultimatum, a shipboard romance between an exiled Austrian prince and a refugee girl, and an exciting, if somewhat improbable, return voyage on a German-controlled ship, Director James Whale has managed to sustain interest in a story that starts and finishes well but that begins in the middle. The always present threat of the Gestapo adds suspense to the film.

That the material is far-fetched in a good many places is not too important as the film as a whole will provide enjoyment and the theme lends itself to exploitation. George Brent's name (he plays the prince) should help if he and Martha Scott play well, their first modern dress role, will attract Paul Lukas, as a Gestapo representa- tive, does his usual good job.

Opening in Australia on the night the Ger- mans took over, the picture tells of the flight of the Austrian prince to the U.S. On board ship he meets Miss Scott, a fellow refugee. Their romance is blighted when, after their arrival in America, Brent joins the social whirl while the girl and her father work to help Austrians held in Nazi concentration camps. Brent realizes his error when he discovers, through the Gestapo agent, that the Germans would use him as a rallying figure and that he is valuable to the Ger- man Government. He makes a deal to surrender in exchange for the release of several Austrians and arrangements are made to ship him to Belgium when the exchange is to take place.

Just before sailing time the girl discovers that the Germans, pulling a double-cross, have purchased the boat. She embarks to warn the prince but both are captured and the boat headed for Hamburg instead of Antwerp. Through the German captain, Brent is made to realize that the prince is a sympathizer and he and his father work to help Austrians held in Nazi concentration camps. Brent realizes his error when he discovers, through the Gestapo agent, that the Germans would use him as a rallying figure and that he is valuable to the Ger- man Government. He makes a deal to surrender in exchange for the release of several Austrians and arrangements are made to ship him to Belgium when the exchange is to take place.

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FIRST TIME!
IN THE HISTORY OF THE SHOW BUSINESS

NORMAN SPER
foremost authority on football will forecast a week in advance all National Football games in a series of

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THE WEEK IN REVIEW
Executive Changes

By L. H. MITCHELL

FINANCIAL: Loew's, Inc., reported a 28-week net of $5,141,135 as compared to $6,789,828 for the same period in 1940. 20th Century-Fox reported a first quarter net of $194,428 compared to $312,452 for the previous year... K-A-O's 52-week net, ending April 5, was $764,292 against $961,903 for the previous year. Its 13-week net was $286,875 compared to $312,452 for 1940's first quarter... B. F. Keith Corp. 52-week net, $465,216, was a drop from the previous year's $566,362; 13-week net of $185,157 was also drop from last year's $290,485.

ANTL-5: Clarence Holton, counsel for N. W. Allied, issued statement that Minnesota's anti-trust block law could be enforced "to the letter" unless and until the law is invalidated... It was stated that United Artists might start its own action against the Minn. law... Universal was reported from Minneapolis writing business in the state under the provisions of the anti-trust law... Paramount was also reported to have started wireing contracts... The contract was said not yet to have okayed contracts written in Minneapolis.

Producers Expected to Pay Record Sums for Screen Rights This Season

A record amount of money is expected to be put on the line this season by film companies for the purchase of screen rights to Broadway shows, with an approximate total of $2,030,500 already spent as further deals are being talked. Three of the biggest producers, naming along with O'Connor, was succeeded by Max Fellerman... Herman G. Place, vice-president of the National Bank, joins 20th Century-Fox as head of the executive committee, resigning his Chase post... With N. L. Nathanson resigning as president of Famous Players Canana, and naming of J. J. Fitzgibbons to chairman of 'the Dominion subsidiary' remains unchanged. Nathanson denied he could head the Odeon circuit in Canada.

R. J. Christy Arbiter
In Bryant West Demand

Philadelphia-Roland J. Christy, a local attorney, has been named arbiter in the availability demand filed by Bryant West, opera-

Golfers (?) On Edge
For Biggest Tournay

Checkup of entries received up to the week-end by THE FILM DAILY Golf Tournament committee indicates that the big battle at Glen Oaks Club a week from next Tuesday will draw at least as heavily as in pre-

Mich. Anti-5 Bill Up Today
Admis Tax Bill Gets Favorable Com. Report

Expect 2,000 to Attend Authors' League Confab

West Coast Bureau of THE FILM DAILY

Hollywood—First national conference of the Authors' League of America, in collaboration with four major writing guilds representing all branches of entertainment, will be held at the University of California May 23 and 24.

The Screen Writers' Guild, in charge of program arrangements, (Continued on Page 6)

V. C. RE-ELECTS ALL OFFICERS
Variety Club Pledges Last Year Totalled $841,937

Atlantic City — All national officers of the Variety Clubs of America were re-elected Friday during the second annual meeting of the annual convention here. Men returned to office were John H. Harris, chief banker; R. J. Donnell, first assistant chief banker; Harry Kalmine, second assistant; E. R. Reuben, property master, and James G. Balmer, door guard.

Harris was re-elected chief banker (Continued on Page 3)

New "U" Branch Managers
For Kansas City, Denver

Jack Langan, manager of Universal's Denver exchange, has been promoted to manager of the Kansas City office, effective May 26, it was announced over the week-end (Continued on Page 5)

Call Metro Execs.
In Shapiro Action

Philadelphia — Nicholas M. Schoenick, William F. Rodgers and Tom Connors will be the first to take the stand here today when the Shapiro anti-trust case goes to trial. Approximately a dozen lo-

Kent Drive Postponed
Until Late in Season

Annual Kent sales drive conducted every Summer and Fall by the 20th-Fox distribution forces will be postponed until later in the season (Continued on Page 6)

W 44TH ST

79. NO. 97

NEW YORK, MONDAY, MAY 19, 1941

TEN CENTS

WRONG KIND OF PRE-SELLING UNDER FIRE

Majors Paid $2,030,500 for Broadway Hit Shows

Expect Problem Will be Brought to the Fore at Both MPTOA, Allied Meets

A tendency to give the public too much information on forthcoming pictures is reported becoming an acute and aggravating problem to exhibitors and agaiests, for the curbing of the practice is expected to come to the fore for discussion at both the MPTOA convention in Hollywood next month and national Allied's Philadelphia convention in September.

At last meeting of exhibitors in New Haven, columnists who reveal the big scenes in unreleased pictures and fan magazines that by

RK0 Announcement
To Name First "5"

RK0's announcement book for the 1941-42 season will contain the company's first block-of-five pictures and as many titles of succeeding product as have been determined. Barron McCormick, director of advertising and publicity, left Friday for the Coast to discuss plans for the year book and to confer with President George Schaefer. He was accompanied by Dave Strumpf, director of the art department.
THE BROADWAY PARADE

Picture and Distributor

Great American Broadcast (Twentieth Century-Fox)—3rd week

Roxie

Walt Disney at Night (Walt Disney Pictures)—1st week

Sunset

The Girl in the News (Twentieth Century-Fox)—3rd week

Globe

Mama and the King (Paramount Pictures)—1st week

Paramount

A Woman’s Face (Metro-Goldwyn-Mayer Pictures)—Opened

Capitol

The Devil and Miss Jones (RKO Radio Pictures)—Opened

Majestic

The Lady from Louisiana (Republic Pictures)—Opened

Criterion

The Great Swindle (Columbia Pictures)—Opened

Rio

Chaplin Festival (Gaumont Pictures)—8th week

Walking Valley (MGM Pictures)—5th week

Hecht-Havens

Sheriff of Tombstone (Republic Pictures)—(a)

New York

Second Evidence (Producers’ Int’l Corp.)—Opened

Winchell

They Dare Not Love (Columbia Pictures)—Opened

New York

Under Age (Columbia Pictures)—(a)

Central

Universal

Dutch Surf (Columbia Pictures)—(b)

Central

Universal

Two-A-Day Runs

Fanista (Walt Disney-RKO)—27th week

Broadway

Citizen Kane (RKO Radio-Danish Wettet)—3rd week

Palace

Foreign Language Features

Pope Io Mako (Mayer & Burnstyn)—12th week

World

Balalaia Anton (Swedish tuxedo)—8th week

46th St. Theater

Castelli in Asia (Eskra Films)

Cine Roma

Volga-Volga (Artkino)

Miami Playhouse

Future</p>

Opening

One Night in Lisbon (Paramount Pictures)—June 18

Paramount

Affectionately Yours (Warner Bros. Pictures)—May 23

Paramount

Blood and Sand (Twentieth Century-Fox)—May 22

Roxy

Romance on Parade (Paramount Pictures)—May 21

Cine Roma

The Big Boys (Columbia Pictures)—May 21

Rio

Walk and Talk (Goldwyn Pictures)—May 20

Cine Roma

Love Crazy (Metro-Goldwyn-Mayer Pictures)—(a)

Cine Roma

Capitol

Three Friends (Columbia Pictures)—Opened tomorrow (a)

Cine Roma

Federal Fugitives (Producers Releasing Corp.)—Opened today (a)

Cine Roma

Another Wildcat (MGM Pictures)—Opened tomorrow (b)

Sparta

Retrocino (Lupa Film)—May 21

Cine Roma

Africa (Clefsa)—May 30

48th St. Theater

Financial

(Quotations of Friday, May 16)

New York Stock Market Net

High Low Close

Am. Soc. 26 3/16 26 3/16 26 1/16

Col. Picts. v.c. (231/4) 4 1/8 4 1/8 4 1/4

Columbia Pictures. pd. 22 3/8 22 3/4 22 3/4

Com. Films. Inc. pd. 6 7/8 6 7/8 6 7/8

Cons. Ind. pd. 6 3/16 6 3/16 6 3/16

Fed. Films 12 15/16 12 14 13/16 13 1/16

Jo pd. 4 1/4 4 1/4 4 1/4


Loew’s, Inc. 29 28 3/8 28 3/4

Par. 1st pd. 11 1/8 11 1/4 11 7/8

Par. 2nd pd. 11 7/8 11 7/8

Paramount 81 3/16 81 3/16 81 3/16

RKO 36 3/8 36 3/8 36 7/8

RKO (b) 36 3/8 36 3/8 36 7/8

RKO (c) 36 3/8 36 3/8 36 7/8

20th Century-Fox pd. 36 3/8 36 3/8 36 7/8

Unit. Film. Corp. 36 3/8 36 3/8 36 7/8

Warner Bros. pd. 36 3/8

NEW YORK CURB MARKET

Keith B. F. ret. 6/15 103 103 103 12

Loew’s bd. 31 3/8 104 104 104 104 104

Mara Film 36 1/4

Metro. Picts. 6 7/8 6 7/8 6 7/8

Warner Bros. Corp. 6 7/8

New York Stock Exchange Securities

Metropolitan Pictures

Monogram Pictures

Radio-Keith-Orpheum

Sonenfeld Corp.

Technicolor

Trans-Lux

Universal Film Corp. v.c. 6 4 4

Universal Pictures

N. Y. Stock-Clearings Securities

Met. Photobased, Inc. 2nd deb. 47 1/2 47 1/2

Roxie Thea. Bldg. 46 1st 57 1/2 57 1/2

Film Stars at Chicago’s American Day Fete

Chicago — Pat O’Brien, Susanna Foster, Helen Hayes, Don Ameche, George Jessel, Eddie Dowling, Paul Whiteman, John Boles and Ethel Waters were among the headline attractions Monday’s bill for the American Day fete at Soldier’s Field. An attendance of over 160,000 was expected. William Knudson, OPM head, was the leading speaker.

Universal Sets Benefits For Men Called to Colors

Universal employs called to the colors, if employed for more than two years, will be paid up to four weeks’ salary, it was announced at the week-end. Those who have been on the payroll for less than a year will receive one week’s salary and those who have worked from one to two years will be paid two weeks’ salaries.

Group insurance which is held for the personnel will be continued by the company for all men called.

"Actively Considering" SPG Petition, Says NLBR

Petition of New York SPG for certification as the proper collective bargaining agent for office publicists employed by the eight major networks is under "active consideration," the Guild has been advised by the NLBR.

Replying to an inquiry from Joseph Gould, SPG president, as to the status of the case, the Board, through Howard F. LeBaron, executive assistant in the field division, said, in part: "You may be sure that the matter will be expedited."

Managers’ Strike Averted

Threatened strike of Shubert theaters by the Managers and Agents Union was averted Monday when J. Shubert gave in to the union’s demands, re-employed "The Student Prince" press agent and paid him for time lost.

FINANCIAL
Variety Club Delegates "Kidnap" O'Donnell, Take Him from Philly to A. C. in a Hearse

Atlantic City—Bob O'Donnell, the Variety Clubs' national assistant chief Barker, won't soon forget his arrival here for the convention last week. Here, as the Atlantic City Press chronicled the story, is why:

"After he landed in Philadelphia by airplane from Dallas, a group of delegates waylaid him, overpowered him, and crammed him into an 'undertaker's basket.' The basket was loaded in a hearse, which also bore six 'pall bearers.' O'Donnell didn't wake up after the 'fall bearers,' with most solemn dignity, had unloaded the basket and carried it, together with contents, to the registration desk of one of Atlantic City's most staid hotels."

Villa, Argentine Star, Signed by Paramount

West Coast Bureau of THE FILM DAILY

Hollywood—Alberto Villa, leading Argentine screen and stage star, has signed a seven-year Paramount contract. Because he now speaks English with difficulty Paramount plans to give him several months of intensive English lessons before handling him his first acting assignments.

Under terms of the contract, RKO will have the privilege of making one picture per year with Villa.

John P. Kiggins III

Vancouver, Wash.—John P. Kiggins, theater builder and operator and former mayor, is seriously ill at St. Vincent's Hospital, Portland.
Republic, the Independent Major

- THERE'S a pretty little legend to the effect that there was once a king...who offered a rich reward to any of his subjects who would coin a phrase which His Majesty could use as a panacea for all his ills...—a phrase which would make him glad when he was sad...and vice versa...Well, along came an obscure and impoverished poet...to supply just what the king ordered...The ingenious phrase suggested was..."And this, too, shall pass away." Promptly the monarch yelled "Bingo!"...and the bard grabbed the jackpot.

- "TOO GINGO also to the realm of ingenious slogans...is one of relatively recent vintage...right in our own back yard...and it's this..."The Independent Major Company"...which you'll recognize pronto as the phrase employed commercially by Republic...and uniquely descriptive of the organization today...when it is firmly and strongly embarked on a big-pictures policy...A single rapid transposition of the words to read..."The Major Independent Company"...would have just as effectively served the organization...up to the point where Herbert J. Yates evidently decided that Republic...in due time...wouldn't be taking any rival's dust...but would move into the select circle of principal producer-distributor outfits.

- THE plain fact of the matter...is that Republic has won the status of a major...indeed its progress toward equality is so astonishing...that one wonders how short a time it will be...until Mister Yates' celluloid baby...will reach the maturity which has taken some companies whole decades to achieve.

- IT was just three years ago this month...that Generalissimo Yates set about shifting Republic into high gear...He made James R. Grainger the company's prez and general sales manager...and formed a "cabinet" consisting of Grainger, M. J. Siegel, and himself...a few organizations within or without the industry possess a triumvirate which works in quite as close and effective co-operation.

- PERHAPS it's telling tales out of school...but this corner happens to know that whatever exaggerations are made from time to time...in certain sectors of filmm...the following are facts...: (1) Since the '37-'38 season, Republic has increased its customer outlets by more than 40 per cent... (2) It is now serving currently something more than 10,000 theaters in the U. S. and Canada... (3) That it is doing business with every major, affiliated, and indie circuit, both great and small...and (4) Company's '41-'42 production budget is a cool 100 per cent bigger than the budget of '39-'40.

- NO factor in film commerce looms larger than performance to the exhibitor...Yates and his aides don't say one thing...and do another...all garnished-up with high-sounding alibis...Every picture on the '40-41 lineup will be delivered...28 features, 30 westerns, 4 serials, and 12 single reels...That's what showmen were promised...That's what they get...Next season they'll get more.

- THE Independent major?...Sure, but never so independent as to let the customer down.

Two Millions Paid
For Broadway Shows

(Continued from Page 1)

behind them which have not yet been bought. Warners is reported to have $3,000 invested in "My Fair Ladles," and Metro is said to have put up $20,000 for the production of "Mr. and Mrs. North." Metro also is reported to be putting up $40,000 for the production of "We Fought At Arques," to which it secured the screen rights for $30,000.

Total spent this year has already jumped way over the figure put in by the Broadway coffers last year by the film companies. Record of purchases to date is as follows: current season plays bought, A Tobacco Root, Fox, $200,000; "Nineteen Before Christmas," Warners, $30,000; "Lady In The Dark," Paramount, $25,000; "George Washington Slept Here," Warners, $85,000; "Old Acquaintance," Warners, $75,000; "Charley's Aunt," Fox, $110,000; and "Panama Hattie," Metro, $135,000.

Also "Arsenic And Old Lace," Warners, $175,000; "Pal Joey," Columbia, $75,000; "Louisiana Purchase," Paramount, $150,000; "Clandia," David O. Selznick, $137,500, "My Sister Eileen," Columbia, $225,000; "Du Barry Was A Lady," Metro, $80,000; "Out of The Frying Pan," Paramount, $40,000; and "The Corn Is Green," Warners, $135,000. "Arsenic," "Joey" and "Hattie" were cash plus deals, probably percentage on film profits being added. Warners leads the list purchasers with a total of six plays bought for $428,000, while Paramount paid the highest price for any one property, $265,000 for "Lady In The Dark."

Plays of recent season purchased were "Red, Hot And Blue," Metro, $15,000; "31 People," Warners, $30,000; and "Margin For Error," Fox, $20,000.

Paramount topped the list for total investment in plays with $475,000, but company purchased only three.

Cocalis Offices to Move

Cocalis Enterprises will move from their present quarters at 276 West 43rd St. to new offices at 511 W. 44th St., on or about May 21.

Happy Birthday to You

From THE FILM DAILY to
Frank R. Capra
Joseph Mankiewicz
Carey Wilson
Anthony Buchel
N. Brower
Louis Lefter
William Waldholz

Golfers ($) On Edge
For Biggest Tourney

(Continued from Page 1)

ious years. Those who have seen in their applications, accompanied by the prescribed ten thousand, the actual facts or figures, can rest assured that they will be examined numerically the influx of the corresponding period in 1940 was a record attendance tournament.

On Saturday, the committee was scooped by Bert (Altey) Sanford who advised that he had heard confidentially, and before tournament headquarters, that Schieffelin & Co. have donated a case of that exhilarating and palate-teasing "Don Q" rum.

Incidentally, Altey Service Corp. Meter Sanford's own alma mater, is giving a magnificent trophy. This institutional trade publication.

Variety, is doing ditto, and, to swell the swell of array of prizes, the weekend also brought the announcement that it is shipping along camera for some lucky club to acquire,—to permit him, after the tournament, to do some real "shoot-out."

Hal Horne, vice-prexy of the Walt Disney forces, volunteered the idea on Saturday that the tournament should be continued in the incomparable Disney fashion if you don't want to be playing solitaire in your company office or May 27,—you'd better get your tourney entry in pronto. That's how great the rush is. There's even a limit to the capacity of a golf course.

New "U" Branch Managers
For Kansas City, Denver

(Continued from Page 1)

by William A. Scully, general sales manager. Langan replaces Grover Parsons, resigned. Sam Milner, Universal Los Angeles salesman, is promoted to the Denver managership as of today.

WEDDING BELLS

Robert M. Bernstein, son of David Bernstein, vice-president and treasurer of Loew's, Inc., was married yesterday in Indianapolis to Miss Jacqueline Wolf. After a honeymoon in the United States and Mexico, they will make their home in New York, where Bernstein is connected with the M-G-M sales department.

Portland, Ore.—Joe Ford, adsales manager at the 20th-Fox exchange here, was married last week to Marie Nemic.

Sam Epstein, assistant contract manager for 20th-Fox, will be married May 29 to Gertrude Ormstein.
REVIEWS OF THE NEW FILMS

The Gay Vagabond

with Roscoe Karns, Ruth Donnelly, Ernest Truex

Public

66 Mins.

Inverting Comedy which will ap-

t come fans in all the top-

set and finicky situations.

It would not have been amiss if Associate

producer Robert North had labeled this
gay nonsensé" instead of "The Gay Vag-

abd" for there isn't a serious momenti-

um start to finish. Because it is spiked

with so few solid laughs and mirth of lesser

amp, this picture will provide audiences in

a majority of stands with relief from the

frighty side of life currently.

For the most part, the comedy is outright

sney, overdone here and there—but

hat of it? Action is swift, and complica-

tions frequent. It is one of those

stories appealing from a decade of the

almost insurmountable job for the review-

to convey in brief synopsis.

Fundamentally, with accent on the fun

accounts family vicissitudes of Rosco-

who, whose spouse, ambitious to have the

pleasure's pretty daughter wed the son of

the most wealthy, John, to a busy

hobby to better their financial and social

position.

Life, played by Ruth Donnelly, is

augmented with Karns' passivity. She takes

the family's savings from the bank and in-

sists in an option on some highly specula-

tive property. Later turns out to comprise

so little of which the factory in which Karns

employs needs for expansion. Most of the

ballad revolves around these situa-

ions, plus the fact that Karns has a twin

brother who shows up to cause confusion

and excitement. William Morgan's direc-

tion is well handled, and Bud Thackeray's

photography tip-top.

CAST: Roscoe Karns, Ruth Donnelly, Millie, Bernadene Hayes, Lynn Merrick, Mme. G. Bordon, Gloria Franklin, Carol Adams, Cy Wiest, Paul Newman

CREDITS: Associate Producer, Robert

North; Director, William Morgan; Original screenplay, Ewart Adamson, Taylor Caven; Production Manager, Al Wilson; Director of

Photography, Bud Thackeray; Supervising Editor, Murray Seldeen; Film Editor, Howard Nell; Art Direction, Howard

Nell; Musical Director, Cy Feuer; Wardrobe by Adele Palmer.

DIRECTION, Well Handled. PHOTO-

APHY, Tip-Top.

WE Denied Appeal Right!

Western Electric on Friday with

a sentiment for leave to appeal to the New York Court of

appeals against the decision of the Appellate Division of the New York Supreme Court which upheld the decision of the stockholder's suit of

Samuel I. Posen against that

company along with Universal, its

officers and directors, and a number

of other corporations. Posen charged that

these transactions between Uni-

versal and other concerns, charg-

ing dissipation of corporate assets.

Bathbone, Jr., Gets His Wings

Moncton, N. B. — Basil Rodion

Bathbone, 23-year-old son of Basil

Bathbone, the actor, graduated Fri-

day from No. 8 R.C.A.F. service

training school near here.

“Alive in the Deep”

PRC

25 mins.

Fascinating Nature Study

Dramatized to a high degree, brilliantly

photographed and staged, and

containing much subject matter seldom
drawn by cameras, this feature-

tastic produced and photographed by

Stacy and Horace Woodward is a fas-

cinating nature study that should

interest and entertain any type of

audience. There is an underwater

fight between two octopi, and a fight

between an octopus and a moray
eel, both filmed in locations varying from

Florida to the West coast of Mexico and

North to Alaska. The subject em-

braces many forms of sea life in

many different phases of existence.

Much of the underwater work dealing

with coral, sea anemones and the

more rarely studied or photographed

forms of life, is completely absorb-

ing. A sequence dealing with seals,

sea lions and a variety of sea birds in

their Northern breeding grounds is also

highly interesting.

All the World's a Stooge

Columbia

16 mins.

Slapstick and More Slapstick

Fans who like their comedy of the

custard pie throwing variety will be

amply rewarded by this

tough house Stooges two-reeler.

Typical of previous Stooges re-

leases, the film is made up of a

series of more or less connected

slogans embracing slapstick from prat-

tfalls to custard pie heaving. Okay

for them as like it.

“Diving Thrills”

(Sport Reel)

Columbia

9 mins.

Good Aquatic Subject

An array of diving champs includ-

ing the Fairbanks Sisters, El-

bert Root, Jackie Cullimore, Charles

Dixie and the comedy diver, Larry

Grissom, in a subject that will en-

tertain the swim fans. Nothing new

or unusual in it, but the dives are

well photographed and slow motion

shots clearly show diving form.

“The Spider Returns”

Columbia

32 mins.

Chapter 1—“The Stolen Plans”

A conglomeration of car crashes,

pistol shots, holdups, fights, tear

gas bombings, airplane crashes, etc.,

engineered by The Gargoyle, one of

these masked guys who has a hide-

away complete with throne, signal

lights and all the fixings. Seems

that he is conducting a campaign of

sabotage against the U. S. Defense

program and that The Spider has

come out of retirement to help the

police quell the maneuver. It's ac-

tional—no doubt about that—and

we think The Spider will come out

all right, even if he was tied in a

burning plane at the finish. Cast

includes Warren Hull, as The Spi-

der and Mary Amslee as the girl.

James W. Horne directed from a

screenplay by Jesse A. Duffy and

George Plympton.
Wrong Pre-Selling Under Exhib. Fire

(Continued from Page 1)

advance reviews and otherwise disclose plots and sequences were special objects of attack.

It was pointed out by the theater owners that many so-called big pictures do not draw the patronage anticipated, while other pictures on which there has been no spurt of advance publicity, among columnists and fan magazines have outgrossed some of the more important product.

News of the New Haven discussions has spread to other parts of the country and exhibitor groups are reported to have agreed on the subject of wrong kind of pre-selling. Theater men generally are complaining that the patrons know too much about every picture coming to their theaters.

In this connection, exhibitors are manifesting unusual interest in the West Coast controversy between the studios and syndicate, magazine and newspaper correspondents on what is locally termed 'gagging of reviewers.' The correspondents are inclined to believe that the preview issue is quite a phase of one phase of the problem, pointing out that the Chicagoans' native toughness, their columns and columns of both daily papers and magazines long before local playdates and indeed frequently long before the pictures have been trade-shown.

For this reason, theater men expect will be on the Hollywood meeting next Thursday between Y. Frank Freeman, AMPP proxy, and the studio and publicists directors' committees and representatives of the Coast correspondents, organized under the leadership of Douglas Churchill of the New York Times.

45 Foursomes for RKO Tourney

One hundred and eighty players, or 45 foursomes, had signed up by last Friday night for RKO's annual golf tournament scheduled for the Westchester Country Club, Rye, New York, on May 20. The number of players is expected to be increased to 200 by starting time. The committee has decided to permit any foursome to play its official 18-hole round either in the morning or afternoon of tournament day.

Ban on Animal Acts Proposed in Illinois

Peoria, Ill.—Rep. Leo Crowley of the city has introduced an amendment in the Illinois House of Representatives at Springfield, which makes it unlawful for dumb animals to perform tricks and feats at theaters, parks and other pleasure resorts. Bill has been referred to the Judiciary Committee.

The Twenty-ninth

FILM DAILY GOLF TOURNAMENT

Tuesday, May 27, 1941, Glen Oaks Country Club Great Neck, L. I.

THE FILM DAILY
1501 Broadway, N. Y. C.

Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before May 26.)

Name

Address

LAST THREE SCORES

CLUB HANDICAP

CLUB:

Will Survey Kids' Film Views

National Board of Review Affiliates Co-op

Plans for a national survey of children's opinions on, and reactions to, motion pictures will be announced by the National Board of Review at the fifth annual conference of the 4-Star Clubs Saturday. Survey is to be made through cooperation of adult groups affiliated with the Board and experts in fields related to children are being contacted to help prepare a questionnaire.

Conference will be held in the N. Y. U. School of Education auditorium and will be combined with the tenth anniversary meeting of the Young Reviewers. Feature of the day will be a showing of "Our High School" a 16 mm. Kodachrome film produced by students of East Side High School, Newark, winner of the National Board award for the best pictures in the Make Your Own Movie Contest. The honorable mention picture, "Cardinal Co-eds at Play," producer by students of Hoover High, San Diego, will also be shown.

Expect 2,000 to Attend Authors' League Confab

(Continued from Page 1)

expects approximately 2,000 to attend the conclave which will bring many prominent literary figures from the Eastern part of the country as delegates to the East-West meeting. Last minute details for the two-day conference are being worked out by the Screen Writers' Guild in collaboration with the Department of English at UCLA and University officials.

The economic and creative problems of the writer will keynote the symposium by nationally prominent novelists, playwrights, screen writers, short story writers and radio writers. Presenting the various phases of the writing art will be representatives of Authors' League of America Guild including the New York Dramatists' Guild and Authors' Guild, the Radio Writers' Guild, Western Region, and the Screen Writers Guild of Hollywood.

Hold Fantasia Another Week

Chicago — Walt Disney's "Fantasia" will be held another week at B & K's Apollo Theater, giving it a 15-week run at that house.

15 English Documentaries At Museum of Modern Art

Fifteen English documentary films will be shown in a series of three programs at the Museum of Modern Art auditorium, starting tomorrow, as part of the Museum's Britain at War exhibition. The three programs will run successively through June 29, with showings 4 clock each afternoon and extra Sunday showings at 2 p.m.


Series will be available to other museums, schools and motion picture groups after closing at the Museum.

Cohen Sells Interest

Max A. Cohen has disposed of his interest in Belle Theaters, Inc., and Greenview Theater, Inc.

Call Metro Execs. In Shapiro Action

(Continued from Page 1)
cal exhibitors also have been subjected to the same.

Case was filed by Harry and Ruben Shapiro, owners of the Capitol Theater, against the Warner circuit of the eight major companies. The Shapiro's charged that the distributors shut off some of their film service when the theater tried to cut its admission scale from 25 cents to 15 cents in order to meet circuit competition. They are asking $225,000 triple damages.

Kent Drive Postponed Until Late in Season

(Continued from Page 1)
due to a sales speedup necessitated by the consent decree, it was reported at the week-end. Company officials bolstering their sales drive but it is likely that such a drive will be determined by the amount of pressure put on the sales force under the new setup.

The annual convention probably will be held around June 25 in Chicago, with the Drake Hotel likely to be the site. Definite date of the convention will be determined when President S. R. Kent and Herman Wobber, distribution head, huddle on the matter. Wobber is remaining on the Coast following the recent studio conference to work on Coast product deals.

Wobber and William J. Kupper, Western division manager, are now conferring in Los Angeles with executives of Fox West Coast on a deal with that circuit, Spyro Skouras, National Theatrical head, is attending the meetings.

It is expected that Kent will go to the Coast around June 1 for product huddles at the studio, with Wobber possibly holding for all movie- ing before returning to the home office. Studio plans to have several pictures ready for a late June convention, but has promised about 10 will be ready for screening if the sales convention is held late in July.

Check Propaganda Pix in Chi.

Chicago—It is reported that the FBI is checking up on propaganda films in the Chicago territory.

Swedish Critics Vote Honors to "Grapes"

Stockholm (By Wireless) — "The Grapes of Wrath," Nunnally Johnson's adaptation of John Steinbeck's novel, brought out by 20th Century-Fox in 1940, was voted the best foreign film in 1941 by the Association of Swedish Motion Picture Reviewers and Writers, convening here last week. "Foreign Correspondent" was judged the second best, and "Rebecca" the third.
HOLLYWOOD WANTS YOU!

JOIN THE MPTOA PARTY JUNE 9-12

'CALIFORNIA HERE I COME!'

For loss of appetite, for that tired feeling, for whatever ails you we recommend the 21st Annual Convention of the Motion Picture Theatre Owners of America. Vital matters of the day will have full consideration. And your Committee knows how to mix pleasure with business when it’s June-time in the gay movie capital. Special railroad and hotel rates!

Write for Reservations direct to Ambassador Hotel. Mention MPTOA convention to get the special rates.

MPTOA CONVENTION
AMBASSADOR HOTEL
LOS ANGELES
(Sponsored by Pacific Coast Conference of Independent Theatre Owners.)
NEW BEAUTY

SUPERB photography distinguishes modern screen productions. Dramatic lighting and interesting camera angles receive stimulating support from the high quality and unvarying uniformity of Eastman negative films—each an expert in its field. 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
PRODUCT SHORTAGE PREDICTED FOR MINN.
Allied Board to Meet in Cleveland Next Monday

Tilt Ad Budgets Under Decree
Warners Will Spend from 20 to 35%, More on Pictures, Charles Einfeld Declares

As one strategic approach to the problem presented by selling under the terms of the New York consent decree, Warners will increase its advertising budgets on pictures from 20 to 35 percent. Charles Einfeld, advertising director, said yesterday that the decision was made imperative by more effective point-of-sale selling, which in turn entailed specific territorial merchandising. This, the Warner ad-publicity chief, indicated, must be a major factor in successful operation under the decree.

"Missionary Effort"
Along with territorial merchandising, which Warners will stress, will go what Einfeld terms "missionary" efforts.

Warner Sales Staff To be Jumped 30%!
Moving to meet the situation arising from the New York consent decree, Warners is contemplating an increase up to 30 percent in its sales staff, it was reliably reported yesterday.

Hays to Address MPTOA Meet
Keough, Wanger, Freeman Also Will Speak

Will H. Hays is scheduled to be one of the principal speakers at the MPTOA convention in Los Angeles next month, it was announced yesterday by Ed Kuykendall, president. Other prominent personalities who are slated to address the convention are J. Edgar Hoover, head of the FBI; John Harris, chief banker of the Variety Clubs; Judge J. F. T. O'Connor of the U. S. District Court; and George H. Armistead, Jr., chief of defense counsel.

Berger Says Majority Of Minn. Exhibitors Are Opposed to New Law
Majority of exhibitors in Minnesota are opposed to the recently enacted law outlawing the blocs of five provision of the consent decree, according to Benny Berger, prominent Minnesota theater owner, who is in New York. Berger said that he feared a product shortage inasmuch as seven of the eight majors already have stopped selling in the state.

Kalmus Sees New Technicolor High
Meeting yesterday, Technicolor, Inc., stockholders re-elected four directors unanimously for a three year term and voted in favor of an increase in the number of directors.

"Sergeant York" Will Be Roadshorn in Four Spots
Warner's "Sergeant York" will be roadshorn in New York, Chicago, Los Angeles and Nashville, and probably in Milwaukee, it was learned yesterday.

Complete Crescent Answers Saturday
Nashville, Tenn.—Defense answers to the remaining two of the interrogatories in the Government's anti-trust suit against Crescent Amuse- ment Co. will be filed Saturday, states George H. Armistead, Jr., chief of defense counsel.

Defense was given an extension of time until May 26 to complete answers to the interrogatories. According to Armistead, Saturday's action will complete the case for defense in preparation for the trial scheduled to open July 7.
U. S. Distrib. Bound Not To Cut Australian Imports

New remittance agreement in Australia. U. S. companies operating there must import the same number of features as in the past, Clay V. Hake, manager. For the country for 20th-Fox, told THE FILM DAILY when he arrived here at the week-end from Sydney. Hake also reported that under the new agreement 66 per cent of all rentals on U. S. pictures will remain frozen.

Hake will not make an estimate as to how much money U. S. companies have frozen in Australia today.

Hake confirmed that the Hoyts-Gorner Union deal has been off for some time, as published, and that there are no indications at present of any renewed negotiations.

He declared that business there has definitely increased over last year. He said that a native-produced picture, "The Forty Thousand Horsemen," dealing with exploits of Australian cavalry in the World War I, has been the most successful locally-made picture that has ever been shown in Australia.

Argentine Press Attack Declared Unfair by RKO

RKO feels that an injustice has been done by the Argentine press which urged the banning of "They Met in Argentina" as the result of a story in the New York Herald Tribune.

Company executives claim there is nothing offensive in the picture and that no ban should be urged until at least the picture has been seen. It was learned that a special South American version has been made, with sequences and music that will appeal to South Americans.

Leon Schlesinger Closes Studio in SCG Controversy

West Coast Bureau of THE FILM DAILY

Hollywood—Leon Schlesinger has closed his cartoon studio in a dispute with the Screen Cartoonists’ Guild. Harry G. Sadloff, Schlesinger’s counsel, stated that the plant will remain closed so long as the union makes “demands impossible of fulfillment.”

He said that the union monetary demands have been increased about 300 per cent recently and that Schlesinger had agreed to many requests made by the employes last December. About 200 employes are on the Schlesinger payroll.

More Than 200 to Attend RKO Golf Tourney Today

RKO’s sixth annual golf tournament will be held today on the two Westchester Country Courses. More than 200 RKOites and guests will participate in the tourney, while 250 are expected at the dinner tonight. In addition to the 18 make-up prizes there will be special awards. Lou Parker will provide the evening’s entertainment.


Local Conditions to Govern New Dom. Construction

Montreal—Whether theater construction will be licensed or not by the new Government, ruling may be governed by conditions in the locality and in the business affected, declared R. C. Berkman, borough commissioner, who will have “practically all to do with the licensing of new buildings or the enlargement of existing ones.

Buildings coming within the scope of the regulations, he said, must be licensed anyway. A license may be refused as has been done already in the case of two motion picture projects in Edmonton. If an industry, even if not a war industry, or a business, can show that it is cramped, the regulation is not designed to prevent it being reasonably expanded, but case must be made out.

Exceptions from the order are dwelling houses and also buildings and machinery for use in primary industries.

Bernhard, Goldberg in Cleveland for Meeting

Cleveland—Joe Bernhard, general manager of Warner Theaters, is addressing the managers and home office staff of the Cleveland zone today, to increase their selling pressure on summer product.

He was accompanied here by Harry Goldberg, advertising manager.

Farnol to Publicize Goldwyn Pix for RKO

Lynn Farnol has been signed by RKO as New York publicity representative for the Samuel Goldwyn pictures, according to an announcement made by Farnol, who was formerly Goldwyn’s publicity representative and director of publicity for United Artists, leaves for Hollywood tomorrow for studio conferences. The Farnol office will work under S. Barrer, Manager of RKO publicity and advertising chief.
T’S LIGHTNING AND THUNDER!
IT’S LUPINO AND GARFIELD!
SOPPING "SEA WOLF" HEIGHTS IN "OUT OF THE FOG"!!
A TRULY GREAT THRILL COMING FROM WARNERS – JUNE 14TH!
Pushing Production Of Films for Army

West Coast Bureau of THE FILM DAILY

Hollywood—Six additional U. S. Army Signal Corps training films have gone into production by as many producers, on a non-profit basis, it is announced by Darryl F. Zanuck, chairman of the Academy Research Council. These are in addition to four subjects being completed by Paramount, Republic, M-G-M and 20th Century-Fox. Eight more films are in preparation and will be produced as facilities are made available.


Within the next few days, Universal will start on "Anti-aircraft Search Light Battery" and Warners is already working on "37 mm. Anti-aircraft Gun Battery." Terry Morse is directing with Maj. A. M. Wilson of the Coast Artillery Corps as technical adviser.

Work also has been started at RKO on "Light Machine Gun Platoon, Cavalry Rifle Troop" and Col. Alton W. Howard as technical adviser while "Anti-aircraft Machine Gun Battery" has been assigned to Sol Lesser. "Engineer Corps Equipment" will be made at the Samuel Goldwyn studio with Lieut. John R. Jamarone as technical adviser.

**Frank Hunt Honored With Cleveland Dinner**

Cleveland—Boys of the local 20th Century-Fox exchange honored Frank Hunt with a testimonial dinner at the Variety Club last night to celebrate his 20 years of service as head booker for the 20th-Fox exchange in Cleveland. He was presented with a radio.

**Chaplin Shorts with "Pepe"**

"Charlie Chaplin on Parade," cavalcade of three Chaplin shorts, "In the Bank," "His Night Out" and "Shanghaied," is now on the program with "Pepe le Moko" at the World.

Coast Studios Send 12 Into Production

West Coast Bureau of THE FILM DAILY

Hollywood—Twelve pictures into production this week.

To check up:


At 20th Century-Fox: Six shooting.

At Republic: Two shooting.


At Monogram: Two shooting, including "The Building Gorgeous murder mystery drama, with Wallace Ford, Maris Mathers, Sara Padden, George Gable and Gare Lorrin. Associate producer, Philip Rosen directing.

At PRC: Two shooting.

**REVIEWS OF THE NEW FILMS**

**"Sunny"**
In Anna Neagle, Ray Bolger, John Carroll, Edward Everett Horton (HOLLYWOOD PREVIEW). 80 mins. "SUNNY" is a WILCOX-NELSON COMBO LAVISH PRODUCTION, COLORFUL DO WELL BY KERN MUSICAL.

There's a lot of production in "Sunny," with a cast of nearly a dozen singing and dancing numbers, all backed by a full orchestra. The story is a romantic comedy set in the 1920s, with a young woman from a small town falling in love with a Manhattan sailing captain.

**"The Big Boss"**
with Otto Kruger, Gloria Dickson, John Litel (Columbia). 70 mins. WELL-PACED MELLER IS FIRST-RATE PRODUCTION OF "THE BIG BOSS." Designed as a program offering, this picture fills the bill nicely, in fact it probably is even entertaining than a good many of the big Hollywood efforts. Stark concerns two brothers, one of whom travels the. straight road, etc., old, but always interesting well-handled. This case has a good deal of suspense, a nice pace and a competent cast, although none of the names offered have much marque power.

Otto Kruger, Gloria Dickson and John Litel have the principal roles, all three of them turning in competent performances. A good supporting cast is helpful, brisk direction of the picture is credited to Charles Barton and the original screenplay, a very solid job, was handled, by Howard J. Green.

**"Pirates On Horseback"**
with William Boyd (HOLLYWOOD PREVIEW). Paramount-Sherman. 95 mins. A very successful romp, "HOPALONG Cassidy" production, "Pirates On Horseback," is another of the long list of Sher- rand Russell Hayden, etc., go with him with the title of "Dean of Western producers." The regular cast of performers, William Boyd, Russell Hayden, Eddy Acuff and Ankrum, is augmented by a supporting cast of ex- cellent players, Eleanor Stewart, a newcomer playing the feminine lead, shows great promise. She is very photogenic, as well as demonstrating the proper amount of thievery ability, she has an easy manner before the camera, and her performance is screen- mand. The screenplay by J. Benton Cheney and Ethel Blanche is a creditable piece of work. Director Boyd, another handicap he, again proves his ability to inject that sincere touch into his performers emoting. An important item in this film is the excellent musical score the film has been a hit from the sound track, no credit is given for the music, but it is one of the main reasons for its success. Congratulations to the unknown craftsmen.

Andy Clyde, oldtimer of "Haplogon Cassidy," his Billy Boyd fame, truly earns, a leanos of his early days, designed by director. Williams, are unusually realistic, and a great deal of the action takes place in the desert where the scenes are played. This is a Western movie, and the desert is well used.

**"She Knew All The Answers"**
with Joan Bennett, Franchot Tone, John Hubbard, Eve Arden (HOLLYWOOD PREVIEW). Columbia. 85 mins. RICHARD WALLACE SCORES WITH BENNETT-TONE FARCE; SOLID TOPPER FOR ANY BILL.

Director Richard Wallace has an excellent farce-comedy here with twists that place it well above the run of the mill "good pictures." Produced for Columbia by Charles R. Rogers, with the screenplay by Harry Segall, Kenneth Earl and Curtis Kenyon, "She Knew All The Answers" is a switchboard operetta. As projected by Jane Allen, "She Knew All The Answers" should please audiences who like realism in their movies along with their comedy. There is no tremendous acting done, but performances by Joan Bennett, Franchot Tone, and John Hubbard are well handled. While the production in general is almost without fault, laurels for the pleasing results should go to the scriptwriters, and Di- rector Wallace for his work. It is an action or swift dialogue. Ingenuity is dem- onstrated in clever touches in scenes that turn up out of nowhere. As far as acting and William Tracy are exactly in the supporting roles.

Randy Bradford, (John Hubbard), a 1940 model, is bought in in the course of his elopement with a Broadway chorus girl, by his guardian Mark Willows, (Franchot Tone), and arranged for him, in accordance with the terms of his late father's will, he will be disinherited if he marries anyone not accept- able to Willows. Informed of the de- cision, his bride-to-be Gloria Winters, (Joan Bennett) calls off the wedding for the moment and wangles her way into the service of an elderly woman, who pro- poses to get a letter of recommendation from the boss at the conclusion of her term of employment and use it in a legal endorsement of her character. Unfortunately the girl is in love with Willows and is about to tell him of her trick when she is pro- posed to by a fellow employee, Willows, instead of throwing them both out, gives his blessing and to show no hard feelings, marries the girl in the end. Grace- morn. It looks as though the wrong guy is going to get the girl—but some very sad manipulations on the part of the playwrights, in which "consequences" are used to untangle the mess, saves the day for the true lovers. Noticeable in the produc- tion are the unusually fine sets by Art Director Lionel Banks. This is a solid good toper for any bill.

CAST: Joan Bennett, Franchot Tone, John Hubbard, Eve Arden, William Tracy, Pierre Watkin, Alma Simeons, Thurston Hall, Grady Stetter Jr. CREDITS: Producer, Charles R. Rogers; Director, Richard Wallace; Based Upon the Cosmopolitan Magazine Story by Jane Allen; Screenplay, Harry Segall, Kenneth Earl, Curtis Kenyon; Camera, Herman Freidg, ASC; Editor, Gene Havlick; Art Director, Lionel Banks; Musical Director, M. W. Stoloff.

**Crawford Pix Best Since "Boon Town" at Capitol**

"A Woman's Face," new Joan Crawford starring film, opened to the best week-end business the Cap- itol has had in its history, and "Boon Town" premiere there almost a year ago, Metro reported yesterday. "A Woman's Face" played to 221 per cent of normal business, considerably topping "Ziegfeld Girl," previous attraction. The Crawford picture is playing to building business, with percentages of normal leading daily.

**Burkhart's Daughter Dead**
Cincinnati—Peggy Burkhart, 16, daughter of Ed Burkhart, 20th-Fox sales rep, died following a prolonged illness from a strepto- coccal infection.

**Herzig**
From musical comedy "Sunny" by Otto Harbach and Oscar hammerstein II, with music by Jerome Kern; Musical Di- rector, Anthony Collins; Cameraman, Rus- sell Hayden; Art Director, Richard Lane; Editor, Elmo Williams; Dances created by Leon Leonidoff; Assisted by Ada Broad- ent.

**DIRECTION, Adept. PHOTOGRAPHY, Very Good**

**Gillmore Again Heads AADA**
Frank Gillmore—Was re-elected President of the AADA at a week-end meeting. Gillmore proffered his resignation, but it was turned down by the International board. Other officers were also re-elected.
Product Shortage Seen in Minnesota

(Continued from Page 1) Berger said, where the law has been skirted legally. One exhibitor whom he knows wanted to buy one picture from an independent company. In order to get this picture, the exhibitor signed a contract for the entire season's product and then cancelled all but the one he wanted. Such activity was legal because the law reads that the distributor must grant at least 20 per cent cancellation. Berger said he believed similar cases have been effected by other exhibitors.

Distributors are serious about moving their exchanges from Minneapolis to Hudson, Wis., about 30 miles away, Berger contended. It is believed that by maintaining their base of operations outside the state, the anti-blocks-of-five law will not affect them. He said that sites are being considered by several of the companies in Hudson.

Warner Bros. Sales Staff May Be Increased by 30% (Continued from Page 1)

office is to be taken over by the expanded Grad Sear's department while the entire sixth floor will be occupied by the advertising-publicity-exploitation department, headed in the East by Mort Blumenstock.

B & K Operating Two Tele Transmitter Units

Chicago—B & K has been granted special temporary authority by FCC to operate two transmitter units from the State Lake building studio for a period extending from June 17 to June 17. Lieut. Will Eddy, in charge of the television department, said the authority is for the experimental tests. The mobile truck transmitter of the B & K station is in operation daily.

Work is being rushed to finish the tower atop of the State Lake building and complete the installation of the studio equipment.

The television setup at the Chicago theater is still tied up by the jurisdictional dispute, between the electricals and stagehands.

WEDDING BELLS

Cleveland—Leonard Mishkind, Republic booker and Cecil Schneider of the Firestone chain married and are taking an Eastern honeymoon trip.

Elizabethtown, Tenn.—Robert Williams, former owner of the local Bonnie Kate Theater, was married to Elizabeth Adalene Scott, employe of the State Theater at Kingsport.

Biggest Show of All Is Just a Week Away (Continued from Page 1)

dition for four, and is looking forward to the culling of the array of hawk-eyed caddies who will have their sights unusually taxed following the flight of golf balls during the battle.

Also occupying the committee's attention were such items as assignment of lockers, transportation of prizes (of which there will be a tremendous galaxy this year), arranging for luncheon and the night banquet, including establishing cases to provide the golfing and tennis battalions with cool, refreshing beer.

Course and clubhouse will be unprecedentedly doll-uped-for the tourney. Event will have many feature sidelights this year, but the price will be just the same old, amazingly low ten bucks. As it looks now, at least 200 will take advantage of the colossal bargain. Golfers and spectators are urged to send their entries and checks now.

Mrs. Charles Holden Heads Chicago's BFC

Chicago—Mrs. Charles Holden was elected president of the Better Films Council of Chicago, succeeding Mrs. Richard McClure, who was elected honorary president, after 10 years' service.

Seven More “Fantasia” Dates

Seven additional roadshow engagements for “Fantasia” were announced yesterday by RKO. They are in the Colonial Theater, Dayton; Orpheum, Terra Haute; Regent, Rochester; Adline, Wilmington; Empire, Portland, Me.; Playhouse, Win- nipeg, and the New Bedford, New Bedford.

Union Pact Row Ended

Dubuque, Ia.—Settlement of an eight-months operators contract controversy with the Capitol theater was reported by the IATSE local here.

Tri-States Holds Two-Day “War Council” on Decree

Des Moines, Ia.—More than 100 managers and executives of the Tri-States Theater Owners, Des Moines gathered in Des Moines yesterday for a two-day meeting to discuss theater policies, particularly the New York consent decree.

A. H. Blank, president, and G. Ralph Branton, general manager, of Tri-States have called the meeting a “coup for the things.

A highlight of the two-day meeting was a banquet last night at which awards were made to the winning managers in a recent drive sponsored by Tri-States.

Small Loew Stockholder Seeks to Examine Books

Edward P. Wagner, owner of 50 shares of Loew's common stock, filed application yesterday in the New York Supreme Court for an order to direct Loew's to make available its books and records for an inspection. The petition charges Loew's with having spent company money in settling out of court a large number of stockholders' actions brought against its officers and directors. The plaintiff complains that the company turned him down on a request to examine its books.

“Wings for Defense” Opens

“Wings For Defense,” a nine minute short filmed in the Allison Airplane plant in Indianapolis, starts a run today in the Rockefeller Center Newreel Theater and then will be shown in defense plant cities in the New York and New Jersey district. Reel was produced by Sound Masters, Inc. Joe Sheehan booking and exploiting the short in this area.

Para-Sparkes Just Talking

While there have been informal discussions between Paramount and E. J. Sparks relative to a deal for the former's acquisition of the latter's holdings in Florida, nothing concrete has developed, it was learned yesterday.

The Twenty-ninth FILM DAILY GOLF TOURNAMENT

Tuesday, May 27, 1941, Glen Oaks Country Club, Great Neck, L. I.

THE FILM DAILY, 1501 Broadway, N. Y. C.

Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before May 26.)

Name

Address

LAST THREE SCORES

Club Handicap

Club:

Hays Will Address MPTOA Convention

(Continued from Page 1) the eight major companies and Warner circuit for the purpose of discussing a possible settlement. Trial was deferred until tomorrow, but may again be set back.

Major companies were prepared to defend the charges of having shut off film service when the Shapiro's Annex Theatre in Philadelphia cut its admission scale from 25 to 15 cents, allegedly to offset circuit competition. W. F. Rodgers, M-G-M general salesman; Nicholas M. Schonck, president, and Tom Connors, Eastern sales chief, were prepared to go on the stand yesterday as the leadoff witnesses for the defense.

The Shapiros asked for $225,000 triple damages.

Re-Arraign Davis, Kaufman In Wm. Fox Case Aftermath

Philadelphia — J. Warren Davis, retired Judge of the U. S. Circuit Court of Appeals, and Morgan S. Kaufman, attorney and former Federal Reserve, went on trial in the U. S. District Court yesterday on criminal charges. They were re-arraigned and pleaded not guilty once more after two defense attempts to have the case thrown out of court failed.

Davis, 74, is accused of accepting "sums" of money from William Fox and Kaufman in return for "action favorable" to the movie producer, who was involved in bankruptcy proceedings before the Circuit Court. Day was spent in the selection of jurors, who were questioned by attorneys for both sides, a procedure unusual in federal courts.

STORKS!

Coral Gables, Fl. — Leroy J. Boone and his wife are announcing the birth of a daughter. Patricia Ann. In birthing at St. Joseph's Hospital. Boone is manager of the Gables Theatre.
WB Tells Ad Budgets 20-35% Under Decree

Kalmus Sees New Technicolor High

First Arbitration Demand in Frisco

What's a Girl to Do?

Hollywood

SPEAKING--

ANN LEE, British stage and screen star, has been cast in the important role of Browne in Darryl F. Zanuck's production of "How Green Was My Valley."

ROY DEL RUTH has returned to M-G-M after several days' absence due to the flu, and will immediately resume preparations to direct "The Chocolate Soldier." He expects to have the cameras running on June 1.

OUR Passing Show: Jack Benny, Bing Crosby, Hunt Stromberg, Irving Cummings, J. I. Schnitzer, Dr. Herbert T. Kalmus, Sam Marx, Al Kingdon, Ralph Murphy, Natalie Kalmus, Gail Patrick, Margaret Whiting, Chico Marx, M. J. Siegel, A. Edward Sutherland, Milli Howe and Gloria Dickson worked with Wood and Souris baseball clubs in action at Gilmore field.

DICTOR Tim Whelan recently played host to a 30 would-be film directors—students of the advanced course of cinemagraphy of the University of Southern California, who saw a three-hour demonstration on how to make a movie on the set of Edward Small's "International Lady."

TWENTIETH-FOX has assigned Sam Engel to write "Young America," a Jane Withers vehicle dealing with the 4-H Clubs of the country; the film will go before the cameras in August.

CICL T. McCoy, has been signed by "Producer Sid G. Dukakis," to play Buck Jones in Monogram's new series of "Roo-h Riders" features to be made for the 1941-42 program. McCoy's contract appears in all eight pictures scheduled for the series.

THE DEVIL AND DANIEL WEBSTER halted last March by an accident which eliminated Thomas Mitchell from the cast, is expected to resume about June 3 with Edward Arnold in the Mitchell role, that of Daniel Webster.

JEAN YARBROUGH has been assigned by "Producer Lindley Parsons to direct Monogram's "City Limits," special feature on the comany's 1941-42 oregram, which is scheduled to open.
Some Canadian Exhibs. Partly Absorb 20% Tax

Legislative Toll is Light

Minn. Anti-Decree Law is Major Enactment

Except for the Minnesota anti-decree measure, the motion picture industry has not been affected vitally by legislation in the 27 state legislatures whose solons have adjourned. Sixteen state legislatures are still in session, and eight of them are slated to adjourn by June 1. They are those in Nebraska, Ohio, South Carolina, Texas, California, Michigan, Missouri and New Hampshire. Legislatures of five states did not convene.

In Missouri one bill which would affect programs is still hanging fire. That is the measure which would limit programs to 150 minutes in cities and counties of 100,000 population or more. A similar bill is pending in Michigan whose legislature is scheduled to remain in session until after July 1. The Michigan anti-blocks-of-five bill also remains a threat and a hearing on it may be held this week or next. Illinois has a 10 per cent admission tax bill before the legislature.

While most states had one or more bills introduced which would affect the industry directly or indirectly, a majority of the adverse measures died before any action was taken. Total number of pix bills is about 1,200, of which 239 alone were docketed in California.

Shea's Lackawanna House Adds Midweek Matinees

Buffalo—Shea's Lackawanna Theater has added special midweek matinees on Wednesdays. Business in the Buffalo suburb is booming because of near-capacity soft showing at Bethlehem's plant. Picture houses there report box-office grosses well above those of other cities.

Occasional p.s.'s of a clown on kid programs at Saturday matinees are being tried in all Shea naves.

Minn. Legion of Decency Would Give “Wings” O-O

Minneapolis—The Rev. R. G. Bandas, state head of the Catholic Legion of Decency, has requested a “stop and screening of Wings,” which opens here at the State Theater on Memorial Day.

Father Bandas acted, it was said, after receiving complaints that gowns worn by Veronica Lake in the picture expose more of her person than is proper for patrons of high school age.

Name Committee On Army and Navy Camp Talent

West Coast Bureau of THE FILM DAILY

Hollywood—To co-ordinate action on requests for talent in Army and Navy camps, the Motion Picture Production Defense Committee has appointed a committee consisting of Edward Arnold, Kenneth Thomson, Sheridan Gibney, Bert Allenberg, Abe Lastin, Charles Feldman and Frank Vincent.

Capra-Riskin Buy Another Story

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Capra and Robert Riskin have bought a second story this month, “Tomorrow Never Comes,” a mystery comedy by Hugh Wedlock and Howard Snyder who will write the scenario.

“Sergeant York” Will Be Roadshawn in Four Spots

(Continued from Page 1)

Nashville, according to present plans, with the picture opening in the Astor, New York, probably the next night.

Picture, now still in production on the Coast, following location shooting, will be ready for its initial engagement in New York, but no dates however, are still to be set.

If available, a print may be shown at the national convention of the Veterans of Foreign Wars, to be held in the Masonic Theater, Philadelphia, starting June 15. The Milwaukee engagement mentioned earlier would coincide with the American Legion’s national convention there in August.

Sergeant York will attend the V.F.W. convention, and also is set to participate in the Arlington ceremonies on Memorial Day.

Survey on Unemployment Will Be Made by Equity

Actors Equity will make a survey this year of unemployment conditions throughout the country in the theatrical industry. Survey will start June 1 and is scheduled to run for a year. Equity is also considering an extension of the June 1 deadline in Sunday shows, with the matter to be discussed with the League of New York Theaters.

Goldwyn Signs Howard Hawks

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has signed Howard Hawks to direct his second production for release through RKO. “The Professor and the Paralegual Queen,” with Gary Cooper starred. Hawks reports for the assignment on June 1 and production is set to start July 1.

365 Dates for WB “Baby”

Warner’s “Million Dollar Baby” will open in 365 simultaneous situations on Memorial Day.

Allied Board Meets Mon. in Cleveland

Urges Mexican Producers Buy Argentine Theaters

Mexico City (By Air Mail)—Mexico producers would do well to acquire theaters in Argentina for the showing of Mexican features, Felipe Mier, head of Felipe Mier y Cia an Argentine operators Incorporated, told THE FILM DAILY on his return from a tour of countries south of Mexico. Mier got the impression that Mexican producers are not interested among all Spanish films by a majority of audiences throughout Central and South America and the West Indies. He advocated a concerted effort to establish Mexican product in the Argentine, where the native industry offers Mexican producers strong competition, as suggested theater acquisition secure regular outlets for what is expected to be improved 1940 Mexican product.

Mexicans Want Lower Argentine Film Duties

Mexico City (By Air Mail)—Pressure on the Senate to negotiate with Argentina for lower import duties on Mexican prints is being brought by the Association Mexicanos de Productores y Distribuidores de Pelculas. Argentina claims the Mexican has established a preferential tariff on Argentine picture while Mexican exporters are still paying the same high rates in Argentina as other countries.

To Publish Lee's Book

Duell, Sloan and Pearce and have accepted for Christmas publication, "All Ye Green Things," an appreciation of Henry D. Thoreau, by Harry Lee of Warner's home office public relations department. Brooks Atkinson had done a foreword for the book.

Variety Club for Houston

Houston—Al Lever, Houston manager for Interstate Theaters circuit is organizing a Houston branch of Dallas' Variety Club.
Mich. Anti-5 Bill Passes:  
Detroit. As passed by the House, the bill had only one amendment permitting distributors to sell in smaller blocks with exhibitors allowed 10 per cent cancellation privilege. It was added to the bill before passage; otherwise the bill is the same as the original Minnesota bill. Proposed changes intended to benefit exhibitors are likely to be worked out when the bill is before the Senate.

The Daily Newspaper Of Motion Pictures Twenty-Two Years Old

CONSENT DECREES BENEFITS IN EVIDENCE
Schine Suit Defendants File Particulars Motion

Ealing to Make 6-8 For UA for 3 Years

UA's British production deal with Ealing Studios, Ltd., entailing Michael Balcon's advent as a producer for UA, first reported in The Film Daily on May 7, runs for three years and provides for six to eight features annually, three of which (Continued on Page 7)

Shapiro Trial Set for Monday; Talks Continue

Although settlement talks are being continued, trial of the Shapiro anti-trust case in Philadelphia has been set for next Monday. Hear (Continued on Page 8)

Scophony Tele into Rialto
Leased for 18 Weeks; Ready for Fortnight

Canadian Priorities Head Denies 3 Theater Permits

Montreal—R. C. Berkshin, head of the priorities branch, has refused to issue permits for the building of (Continued on Page 3)
Fox Testifies to Loaning $25,700 to Judge Davis

Philadelphia — William Fox told yesterday afternoon at the trial of former Judge J. Warren Davis and Charles Kaufman that he had made a cash loan of $15,000 to United States Circuit Judge Davis in a hallway in the center of the building. Kaufman said that he had litigation affecting his financial affairs pending at that time before Judge Davis in the Supreme Court Circuit Court of Appeals. Fox said nothing had been paid back. He also declared that prior to that time he had made a loan of $15,000 to the Judge.

Walter H. Gahagan, Jr., special assistant to the U. S. Attorney General, outlined for the jury the history of William Fox's financial transactions which resulted in his having no assets when he went into bankruptcy.

In this connection the All-Continent Corp., which was organized by Fox and transferred to his wife, was used as a device by Judge Gahagan charged that the conspiracies between Kaufman and Davis began to operate. The arguments which had covered various details of the Fox angle of the case.

Wall St. Expects Jump In Theater Biz in Fall

Marked increase in theater business in the Fall is predicted by the Wall Street Journal, which comments that recent business has been affected both by the warm weather that came on the heels of Easter and certain aspects of the defense program.

The Wall St. paper says: "It is probable that profit of the amusement companies will begin to improve slowly as popular spending power increases, but earnings during the Summer are not expected to show any very impressive show. Business in the Fall, however, should make a better comparison with a year ago."

Mass. Exhibs. Oppose Use Of Halls as Summer Theas

Boston — Summer theaters may use halls as their show places if a bill introduced in the General Court becomes a law. The bill would provide for more than a ten-weeks' season in each hall so waived. Film circuits are unanimously opposing the measure.

Braden Addresses Arbitrators

Chicago — Noble Braden, AAA executive secretary, addressed 50 Chicago territory motion picture arbitrators at Chicago headquarters, giving them an outline of the present arbitration situation.

Herb Miller Wins $500 Prize

Herbert M. Miller, managing editor of the Jay Emanuel Publications, was awarded the $500 New York Journal American's Find the Name Contest, it was announced yesterday. Miller won $500.

PCC Sets Program For Los Angeles Meeting

West Coast Bureau of THE FILM DAILY

Hollywood — Subjects to be discussed at the PCC of ITO convention to be held in conjunction with the MPTOA gathering starting June 9 will be the consent decree, including five group picture buying; possible writer organization; promotion, sub short subjects: also PCC action on Ascap.

The convention committee consisting of Rotus Harvey and Ben Levin of San Francisco, Hugh Bruen, Jack Y. Berman and Bob Poole conferred with representatives of the Association of Motion Picture Producers and discussed arrangements for complete industry co-operation with both the MPTOA and PCC convention.

Cinema Lodge Open Meet Hears Pierre van Paaassen

More than 350 members and guests attended last night's open meeting of the Cinema Lodge of D'avi B'hotel at the Astor Hotel in New York. Pierre van Paaassen, International Traveler, lecturer and author, President Arthur Israel, Jr., presided.

There were short talks also by Col. A. Ralph Steinberg, and Hy Hayes, regional director of the AZA Youth Movement. The meeting was opened by a rendition of the Star Spangled Banner by Ruth Whitney. Dr. Samson A. Shain, Rabbi of the Sunnyside Jewish Center, offered the invocation.

Grainer, Yates Preside At Rep. Western Meet

West Coast Bureau of THE FILM DAILY

Hollywood—First quarterly western sales meeting of Republic indicated that for the six-month period ending June 1, 1941, western division in actual playdates and liquidation will be a total of 800,000, for the corresponding period last year.

This figure of increases, according to H. J. Yates and James R. Granger, who presided, was generally maintained throughout the country. It was also stated that during this period more Republic pictures were shown in more Class A theaters than ever before in the company's history.

Von Sternberg to Direct Arnold Productions First

West Coast Bureau of THE FILM DAILY

Hollywood—Josef von Sternberg will direct "Shanghai Gesture" for Arnold Productions, Inc, the company recently organized by Arnold Pressing.

Louis H. Clary Age

Rochester—Louis H. Clary, 47, former owner of the Eastman Theater here, died in New York Friday morning. He had been connected with J. Walter Thompson Advertising Agency before coming to Eastman in 1925.
**ALONG THE RIALTO**

Phil W. Daly

- RKO held its Sixth Annual Golf Tournament yes’day up on the well-trod links of the Westchester Country Club... and gave that wing of the industry a helluva good workout... for THE FILM DAILY’s 29th Tourney... set for Tuesday, next, up at sporty Glen Oaks Club... hard by Great Neck... The battle yes’day was remarkable for adherence by the participants to the rules... which were published in Chinese... If it’s true that they say about the Chinese so-and-so... you should have seen the direction of most of the drive, mid-shots, approaches and puts...

- HARRY Gittleson got the first birdie of the day while looking for a tree in his putter... Tom Petley of the Studio publicity forces (he’s East on a vacation) couldn’t round-up a set of left-handed clubs, so he became a right-hander... “Run it out,” someone shouted to John Forman, the ole Princeton’s first sacker, when he topped one... Red Depinet kept in constant decree figures (even 5’s)... A. A. Schubart took things easy, just recovering from an appendicities operation... Rut Neilson was round inquiring “bout the breaks, but nobody seemed to have had any...” “Tubby” Youngman, one of the Cornell crew, used an oarsman’s stroke for a 200-yd. walllop on the West Course’s... No. 1... Bob Mochrie, Eastern sales mgr., was looking for an East Course... Lou Miller is rumored to have completed one round by 9 a.m. (that’s yesterday)... Harry Michelson, short subject sales mgr., has perfected his short game, sayin’ that these days it means everything... Prexy George Schaefer sent regrets to not bein’ able to drop a couple in a water hole... Lou Gaudreau and Dick Gavin didn’t have so much work this year rounding up prizes, for RKO rolled its own... Richard C. Patterson got away with the first foursome, including Pete Ratner and Fred Depinet... Walter Derham drew a big band for that titan drive of 225 yds. on the South Course... The trade press mugs were out in force and included Ola Col, Jack Allecote, Marion Quigley, Colin Brown, Don Marseeau, Ray Gallagher, Al Steen, Lionel Toll, Jim Cron, Harry Blair and Bill Orstein...

- If any of you fellum gent happen to be in the vicinity of Ripple Lake, Atikin, Minn., a week from tomorrow... you’ll find the locale super-charged with whoopee... anent the official opening of the Al Stelles-christened “My Canal”... and the fresh water launching of his noted craft, “Judy Ann”... which, though an habitude of harbors such as Rimini, Havanna and Nassau... has ne’er sailed on saltless surfaces... Her maiden voyage will be under the direction of Comodore Merle E. Potter... assisted by Vice Commodore A. D. Strong... Songs’ll be under the batten (stet, boys, stet!) of Josef Foster... Al’s “My Canal” (which is the way it should be spelled) was built, he asserts, without State or Federal Funds... and connects the north and south bays of Ripple Lake... Guests at the shindig will revel in being “galley-slaves”... what with refreshments, et Al.

- BOSTON flashes that pic exhibs. and distrb. have tendered their services to aid in entertaining the Governors of the 48 States who meet there... the last two days in June and the first two in July as guests of the Commonwealth... All newswreel companies also will be on hand for shots during the four-day visit of Their Excellencies... Geo. Saltonstall has thanked the movie men for their voluntarily-extended co-opera-

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**Consent Decree's Benefits in Evidence**

- bound to result because of the new system of selling.

In Texas, Cole said, approximately 15 new theaters have been built in strong circuit towns; and all of the new theaters are getting pictures without difficulties.

Prior to the decree, Allied's proxy explained, it would have been impossible for a new theater in a circuit-controlled town to get sufficient product with which to operate. He presumed that similar situations existed in other parts of the country.

Cole said that the comparatively few arbitration cases filed reflected the effects of the decree, inasmuch as the many clearances and the few controversies have been settled before going to an arbitration tribunal.

**10% Admission Tax Bill In Michigan Held Dead**

- measure, at least in its present form, may be regarded as dead, according to informed legislative sources.

If a new lease on life is to come for the admission tax proposal, it most likely will be as an amendment to some other measure. Whether it will be so accepted, however, is not indicated.

**Roach Adds Eighth Writer**

- Hollywood—Patricia Harper was added yesterday to the writing staff of the Hal Roach studios, bringing the total number of writers at work on the forthcoming Streamlined Features. This is an all-time high for the studio. Miss Harper’s first assignment is “Miss Polly,” which will co-star ZaSu Pitts and Patsy Kelly.

**WEDDING BELLS**

- Mr. and Mrs. Jesse Thurston Mills of Scarsdale, have announced the engagement of their daughter, Jane, to Thomas J. Parrott, son of Thomas Parrott of Newburgh, and the late Mrs. Parrott. Mills is the Comptroller of Loew’s, Inc.

- George Roth, assistant to Harry Goetz, will be married Friday in Brooklyn to Miss Vivian Scadron.

- Pittston, Pa.—Patrick Carden of American Theater here was married to Anna Clifford of St. Mary’s Church, nearby Avoca.

- Hollywood—Martha Raye and Neal Lang, hotel man, will be married Sunday.
You know what happened when “Buck Privates” boomed...

**BUT BROTHER...WAIT TILL THIS ONE LET'S GO!**

With ABBOTT & COSTELLO wackier than ever...THE ANDREWS SISTERS “jivin” new HIT tunes...and DANCING BEAUTIES steaming into NAVY maneuvers!

So Brother...

GET THAT NAVY GRAVY from UNIVERSAL DECORATION DAY • MAY 30!

NATIONAL RELEASE
PLAIN SHOW TALK
by NATE BLUMBERG, President UNIVERSAL PICTURES

Pictures that take you out of the RED and deposit you into the FAT BLACK do not come along every day—and we all know it. When they do come you have to make the most of them. Every exhibitor in the United States is familiar with the wildfire hit made by Abbott and Costello in “Buck Privates”. Every exhibitor who played it made money. Now Universal presents Abbott and Costello in a picture that will outdo even the phenomenal business of “Buck Privates”. BUT, Universal hopes you are SET for it; SET to play it for extended time; SET to HOLD it so you can CASH IN on it! PREPARE for this baby right NOW. You don’t have to screen it. You don’t have to worry about it. You just have to COLLECT on it PROPERLY! If ever a picture in this business comes SOLID, this is IT!

IT’S set—if YOU’RE set!

Bud ABBOTT & Lou COSTELLO
DICK POWELL
IN THE NAVY
with THE ANDREWS SISTERS • Claire Dodd • Dick Foran
Butch & Buddy • Shemp Howard • Sunnie O’Dea • Condos Bros.
Directed by ARTHUR LUBIN • Associate Producer ALEX GOTTLIEB
Screenplay by Arthur T. Horman and John Grant
Original Story by Arthur T. Horman
**REVIEWS OF THE NEW FILMS**

"A Shot In The Dark" with William Lundigan, Nan Wynn, Ricardo Cortez 57 Mins. ABLY PLOTTED AND ENACTED, WHO- DUN-IT IS ENTERTAINING POP OFFER- ING.

This picture is better than average in the pop offering category. It is snappily paced, ably plotted and enacted, and running slightly under 60 minutes it is perfectly suited to fit on a double bill, or it can stand on its own merits in nabe houses. The cast is good, direction brisk, production adequate and the story is well-garnished, avoiding a lot of non-essential suspects and other fixings usually thrown into murder mysteries by the authors.

William Lundigan, Nan Wynn, Ricardo Cortez and Regis Toomey have the principal roles. Lundigan is effective as a newspaper reporter, and Toomey, who does a double as both police detective, both of them being very fond of attractive Nan Wynn, a night club singer. Cortez is a swain and able at the right owner. A fine supporting cast of character players helps a lot, including Maris Wrixon, Lucia Carroll, Donald Douglas, Noel Madison, John Gallaudet, Frank Wilcox and Theodore Von Eltz.

Brisk direction is credited to William McGan, and the moving screenplay was written by M. Coates Webster.

Lundigan is going to be married and wants to dispose of his night club and other holdings. He refuses to sell to a racketeer, and shortly thereafter his prospective customer is shot and then his ex-girlfriend also is murdered. Lundigan and Toomey set out to solve the trail of the killer, and the picture is suspenseful and exciting until they accomplish their mission.


CREDITS: Associate Producer, William Jackson; Director, William McGan; Screenplay, M. Coates Webster; Story, Frederick Nebel; Cameraman, James Van Trees; Editor, Harold McLennon.

DIRECTION, ABLE. PHOTOGRAPHY, Good.

Schlesinger, Cartoonists Guild Start Car Clubs

West Coast Bureau of THE FILM DAILY

Hollywood—In an effort to settle the differences which have been uncommented by Leon Schlesinger, cartoon producer, declaring a lockout, conferences started yesterday between representatives of Screen Editors and the Screen Cartoonists’ Guild. Schlesinger stated that because of outside influence, the guild’s monetary demands were increased 300 per cent. He insisted on a three-year deal, with the Guild demanding a one-year contract.

Joseph Heim Sticken

Danville, Pa.—Joseph Heim, 67, former owner of the Luna Theater here, dropped dead in West End Bank in Shamokin.

**Double Date**

with Edmund Lowe, Una Merkel, Peggy Moran 60 Mins.

AMUSING COMEDY HAS PERSONABLE CAST; SHOULD SERVE NICELY AS POP OFFERING.

A personable cast and a goodly number of laughs make this offering amusing enter- tainment for the pop trade. The story itself is somewhat thin, but it keeps moving along and the situations provided make up for most of the deficiencies. Exhibitors should find this picture a handy bit of screen mer- chandise as a bill filler. Face is brisk, and direction and production are up to par.

Edmund Lowe, Una Merkel, Peggy Moran and Rand Brooks headline the cast. Four players are more than competent with what they have to do. Glenn Tryon directed from a screenplay by Scott Darling, Erna Lazarus and Agnes Christine Johnson.

Story concerns an unfortunate meeting between Brooks and Miss Moran when they smash their cars up, only to later find out that Miss Brooks’ aunt, Miss Merkel, and Brooks’ father, Lowe, were the couple getting married. They join forces to break it up, but after a number of complications Lowe and Miss Merkel are married and the two youngsters have forgotten their grudge, etc.


CREDITS: Associate Producer, Joseph G. Horford; Director, Glenn Tryon; Screenplay, Scott Darling, Erna Lazarus and Agnes Christine Johnston; Original Story, Scott Darling and Erna Lazarus; Cameraman, John Boyle.

DIRECTION, Efficient. PHOTOGRAPHY, Good.

Evansville Slaps Fees On Outdoor Attractions

Indianapolis—With exhibits, smiling broadly, license fees for outdoor attractions in Evansville are now effective and promise to curtail open air attractions and lessen theater competition.

The fees ranging from $50 to $150 a day for circuses, wild west shows, dog and pony shows and all kinds of menageries will be based upon the number of railroad cars or wagons or motorized vehicles used to trans- port them, above, including advance equipment.

The fees cover any operation with- in three miles of the corporate city limits, avoiding beyond city limits operation. Advertisements are unlawful except on established bill- boards, and must be removed immedi- ately after date of engagement.

The ordinance also provides that there shall be no fee for charitable, religious, or educational shows, if the entire profit goes to the spon- sor. Where there is a percentage agreement, licenses will be fixed in accordance with the percentage given to the sponsor.

Columbia

"Under Age" 60 Mins.

WEAK MELODRAMAS FAILS AS ENTER- TAINMENT OR AS AN EXPOSE OF A CAR CAMP RACKET.

A weak story and half-hearted produc- tion of this film, which supports to expose some sort of a tourist camp racket, results in a dull hour of screen time. Theme is improbable, direction uninspired, and the performances just routine mugging by a group of girls trying to portray hard-boiled “minors” who lure men tourists to a chain of motels. Story is monotonous, failing to take advantage of the few chances for dramatic highlights.

Lobby displays and exploitation may be able to get folks into theaters to see the picture, but even the most credulous are liable to become annoyed when asked to believe that a gang can operate over a hundred motels and emulate these girls, mostly from reform schools, to entice lone male tourists to be fleeced by the operation. Unfortunately it is necessary for the girls to be under age is not explained.

Nan Grey and the rest of the cast are hamstrung by the script which tells how the gang picks up girls as they leave prison, and teaches them to lure suckers to the syndicate of tourist camps. Nan and her sister join up when they can’t find other work and the sister becomes so deeply in- volved that she is bumped off to keep her quiet. Comes the expose when the rest of the girls gang up and, with the help of a duped tourist, force confession from one of the chief henchmen.


CREDITS: Producer, Ralph Cohn; Direc- tor, Frank Buck; Story, Stanley Roberts; Screenplay, Robert D. Andrews; Art Di- rector, Lionel Banks; Cameraman, John Sturges; Editor, Frank Fenton.

DIRECTION, Routine. PHOTOGRAPHY, Okay.

Disney to Sign With Union Winning Most Workers

West Coast Bureau of THE FILM DAILY

Hollywood—Appearing before Trial Examiner Paradise of the NLRB, Gunther Lassing, vice-presi- dent of Walt Disney Productions, an- nounced his organization has agreed upon a consent decree which ordered the company to cease inter- fering with organization of company employees. Leasing stated the Fed- eral labor board has issued a report to which NLRB has objected but has been dissolved.

The newly formed American So- ciety for Screen Cartoonists’ Guild, an Amer- ican Federation of Labor affiliate, has contended that Disney’s 900 artists are not the sole bargaining agency. Gunther said the company would sign with the union which represented a majority of the employees.

**SHORTS**

"Sockeroo" 20 Mins.

Warner Bros. Laugh Loaded

If the public wants belly laughs here’s one that should satisfy the de- mand. Maxie Rosenberg as a large student who murders the English for 20 minutes of niliarity. Rosenberg consents to re- turn to the ring for a benefit flight but he is hypnotized to believe he is a poet. His opponent knocks him all over the ring until the last round when he is restored mentally as fighter and wins a knockout. The campus and classroom scenes are especially good. Short is one of the "Broadway Brevity" series.

"Capital Side Lights" (Cinescope) 10 mins.

Dull Quiz

A dull and dragged-out quiz sub- ject, with the questions asked against shots of Washington, D. C. scenes. Questions are interesting enough but subject takes much too long to ask and answer the queries.

"Farm Frolics" Warner Bros. 7 mins.

Good

There is no story to this "Merrie Melodies" but the comments of the animals as the audience is taken around the farm are highly amusing. Each incident to the animals—cows, hens, owls is funny and well-executed should go over okay.

"Take It or Leave It No. 4" Columbia 10 mins.

Routine Question Reel

Based on the radio program of the same name, this subject is just a routine quiz reel. Bob Hope, as the radio program, asks the questions of an assortment of people Film’s lack of some sort of climax is the main drawback.

"Hunting the Hard Way" Warner Bros. 20 mins.

Interesting

The famous archer, Howard Hilde- rick, again demonstrates his skill with bow and arrow. His wizardry in hitting stationary targets and in bringing down a mountain lion is interesting to watch. The skill of two Arizona ranch hands in roping is equally entertaining.

Mrs. A. D. Knapp Dead

Detroit—Mrs. Lila R. Knapp, wife of Arthur D. Knapp, veteran city salesman for 20th-Fox, is dead, after several weeks’ illness. Three chil-
Twelve Prizes Posted for Greater Tourney

(Continued from Page 1)

other prizes donated for the big battle. So that the commit-tee complement will not remain at anonymous, it comprises Olly Horstman, the chairman; Don Horstman, tournament manager; William Brandt, Louis Nizer and Morton Trott.

General Electric has come forward with a fine prize, and a gentleman's presence at your favorite radio paper's tournaments has been efficiently frequent that he knows a joke has given a splendid be a prize. He's none other than Nat Lewis, who also knows the ropes.

J. E. Bruton and his organization, in addition to putting eye-catching foursome-winner prizes, is also supplying the requisite tees, which are not to be confused with the better-known, because these will be literally on tap during the play of play.

Again this year there will be a gala of tennis enthusiasts, and as some of them being film lawyers will be appropriately relegated to the courts.

The weather forecast for the tournament is showers,—but only in the locker rooms.

3,322 See Shavian Pix First Week at Astor

"Major Barbara" ended its first week at the Astor, Broadway, with gross of more than $17,000 and an attendance figure of 43,322. The Artists reported yesterday, declaring that the first week's business established the picture as a hit. UA asserted that indications point to a greater success than that foreboded by "Pygmalion," which had the same author, producer and star combinations—George Bernard Shaw, Gabriel Pascal and Wendy Hiller.

Michigan Anti-Duals Bill Pigeon-Holed?

(Continued from Page 1)

groups, largely women's organizations, may die in committee.

TO THE COLORS!

Boston—Capt. Amice Barone, former film critic and theater operator, has been called to active duty at Camp Ethan Allen, Vt.

Detroit—Roy White, former manager of the Grenada, Arc, and Jefferson Theaters, has been made house manager for the Marine Barracks Thea-tre at Quantico, Va., for his year in service.

The Twenty-ninth FILM DAILY GOLF TOURNAMENT

Tuesday, May 27, 1941, Glen Oaks Country Club

Great Neck, L. I.

THE FILM DAILY,
1501 Broadway, N. Y. C.

Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before May 26.)

Name

Address

LAST THREE SCORES

CLUB HANDICAP

CLUB:

RKO Holds Great Golf Tournament

Horstman, Baruch, RKO Low Gross Winners

With everything in its favor from weather to habitual golf liars, RKO held its sixth annual and most successful golf tournament yesterday at the Westchester Country Club.

From the moment the first duffer teed off until Ned E. Depinet knocked the gavel on the table at the banquet everything went off according to Hoyle. The attendance was beyond expectations.

Tournament winners were:

Low gross, South course, RKO employee: Charles Horstman, with Mike Poller as runner up.

Low gross, South course, guest: H. Scott; Eddie Golden runner up.

Low gross, West course, RKO employee: Andre Baruch; runner-up, Lou Miller.

Low gross, West course, guest: Mel Farrington; runner-up, A. Kronenberg; winner.

Kickers’ handicap—Guests: O. C. Doering first; runner-up, Sam Dembow; second runner-up Charles Yates.

Kickers’ handicap—RKO employees: Harry Zeitel, first; runner-up, Bill Calkins; second runner-up, Phil Hodes.

Nearest to the pin, West Course: Charles Yates; runner-up, A. Kronenberg; South course: Jack Taylor; runner-up, Eddie Golden.

Putting contest: Wally Hoves; first runner up, A. Kronenberg; second runner up, Bill White.

Worst golfer: Vincent Trotta.


Mabel Cobb Organizes New Television Guild

Mabel Cobb, long active in television, has formed a Television Guild to promote and further the interests of the visual medium. Meetings to discuss new developments are held weekly and a dinner meeting monthly.

While not a commercial organization, scripts and ideas are welcomed and discussed, and if there is an outstanding script, it is turned over to a commercial agency. Office of the Guild is in the Times Building, New York City.

Small Signs Lud Gluskin

West Coast Bureau of THE FILM DAILY

Hollywood — Lud Gluskin, CBS musical director has been signed by Edward Small as musical director for “International Lady,” starring Iona Massey, George Brent and Basil Rathbone.

Industry Nines to Clash At Week-end and Monday

Motion picture baseball league is in full swing with two games scheduled for the week-end and one on Monday.

Last week-end Skouras Theaters defeated M-G-M by a score of 4 to 3, while Paramount defeated International Projector, 7 to 1, making it two in a row for the Paramounters.

National Broadcasting Co. took Universal, 7 to 3.

Paramount and Universal will meet at George Washington High School, Bronx, on Friday. Skouras will play NBC on Saturday at Ma-combs Park, while M-G-M and International Projector will play each other on Monday at the same place.

Schine Defendants In Particulars Move

(Continued from Page 1)

Defendants' Contention

Willard S. McKay, counsel to the Schine defendants, in an affidavit accompanying the motion and notice, contends that "it is not possible to differentiate cleanly between the distributors who remain as defendants in the action and the distributors who have been dropped and are not defendants and who are characterized in the amended complaint as 'non-defendant distributors' and who are liable to differentiate clearly between the transactions, combinations and conspiracies charged in the complaint between the 'Schine defendants' and the distributor defendants on the one hand and the 'Schine defendants' and the 'non-defendant distributors' on the other hand."

"The amended complaint is very broad and general in its terms. It alleges a violation of the Sherman Act in the language of the statute and charges monopolies and attempts to monopolize, combinations and conspiracies in general terms without giving any particulars whatsoever thereof."

Dismissal Result of Agreement

Asserting that "dismissal of the instant complaint against the same five major distributors which joined in the consent decree was likewise in pursuance of the agreements and understandings made with the plain-tiff respecting the consent decree," the affidavit declared "this fact was admitted by counsel for the plaintiff."

"The new items contained in the new complaint are directed to particular which are necessitated by the changed position in connection with the original items of conspiracy between the eight major distributors among themselves."

"Minute Men" Plead Mass. Preparedness

Boston—State Defense Committee is taking time on picture programs for four-minute speeches by leading citizens to urge preparedness.
SWG Raises War Chest of $50,000

(Continued from Page 1) acceptable, the membership a strike will be called.

The Guild is seeking $150,000 weekly minimum wage for writers with one year's experience, and producers offered $50 per week; $75 after two years' experience and $100 per week for writers with three or more years' experience.
The Two Clubs also refused to raise the minimum of 80 per cent Guild shop.

Shapiro Trial Set for Monday: Talks Continue

(Continued from Page 1)
ings were scheduled to have started last Monday but were postponed at the request of the plaintiffs.

Rosa, which was filed against the eight majors and the Warner circuit by the operators of the Admiral Theatre, Philadelphia, concerns alleged refusal by the distributors to service the house when admission prices were lowered.

Young Reviewers to Hear Talk by Leslie Roush

Leslie Roush, Paramount shorts director, will address the annual conference against RKO Radio and Warners, the Young Reviewers of the National Board of Review of Motion Pictures, Saturday morning at the New York University School of Education auditorium.

There will be a special preview of the first of the Quiz Kids shorts which Roush is directing.

Papayanakos Arbitration Case Now in Brief Stage

Albany—Testimony has been completed in the complaint brought by Alec Papayanakos, indie exhib, who operates the American, Canton, against RKO Radio and Warners. Case took four days of testimony before Arbitrator Morton J. Hall. Warning and RKO attorneys, both from New York home office staffs, as well as Papayanakos' counsel, have been given until June 12 to present their briefs. Another week after that date will be allowed for reply briefs.

The New York Times

Scophony Tele into Rialto

Leased for 18 Weeks; Ready in Fortnight

(Continued from Page 1)
latter's large screen received in the Rialto Theater, Times Square. Under terms of the contract, regular large screen presentations will be a regular part of the theater's program.
The Rialto Theater becomes the first commercial theater in the country to own a large-screen television projector through signing of the contracts. The equipment is being leased on a trial basis, with facilities for drawing its power and effectiveness technically, with the Rialto granted an option to buy the equipment at the expiration of the lease period.

No terms were disclosed either for leasing costs or for outright purchase in the event a purchase is made.

Equipment will probably be ready in about two weeks for its first demonstration. The equipment is identical with that employed by the company in England for some time in theaters prior to World War II. It is the opinion of Scophony that it will immediately start work in this country on additional theater equipment.
The Rialto will raise its prices for the telecasting of special events, It was said. However, a theater executive said that it would be impossible to formulate any increased scale now as it would be necessary to determine the value of the TV equipment. Another factor which will govern any scale of increased prices will be the importance of the event telecast, it was said.

Screen to be installed in the Rialto is nine by six and a half feet, with rear projection. The specially made screen was not up in Hollywood, it was said. Speed of the installation and availability of some specialized equipment are the reason for the delay. RCA, owner of the first telecast in the theater.

In the meantime, RCA is showing its large screen television apparatus to a large number of executives. It has not as yet signed any contracts, it was learned yesterday.

The Rialto installation will be able to pick up NBC telecasts as well as others.

Par. Publicists Ask SPG Views on Their Own Union

(Continued from Page 1)
tion to a suggestion whereby they form their own union to represent those in Paramount employ.

In a letter to Joe Goldberg, president of SPG of New York, the Paramount employees explain why they have not joined the union, pointing out that SPG has not been making use of its facilities to carry out the duties for which it was intended.

The letter to Goldberg, which was written yesterday, reads:

"Mr. Tom Walker, C. N. Odel, Herb Berg, Henry Larner, Lee Brody and Paul E. Ackerman, follows:

"We, as has been pointed out to us why we do not join the Screen Publicists' Guild. As you know, we are members of the staff of Paramount Pictures Inc. Each of us has been with Paramount Pictures for upwards of six years, and we have no reason to be dissatisfied with the conditions under which we have worked. We realize that this is not a reason for not joining a union, as it may well be that the association of all in our craft may be of benefit not only to us, but to others. This would ordinarily be sufficient to induce us to join.

"But we are hesitant about joining a union which does not believe that it is our business that concerns our industry. For instance, we gather from the magazine of the Guild, the SPG News, that the Union was opposed to the lease of the Paramount Theatre in Leased-Leasehold Bill was voiced by the Executive Council. The SPG News (March 14) refers to various union-endorsed measures as bearing the "content of dictatorship" and "those of the theatrical union in its entirety. They call it a guards. It is part of its function to take a position not to exclude influential public opinion on various public issues. Of course, these matters affect us in our business just as much as they affect all other citizens of the United States.

"Nevertheless, we refuse to join any organization that speaks for our interests instead of regarding itself as limited to the immediate concerns of our business. When we take a position on issues involving war or peace, the New Deal, child labor, or any other general subject, we shall join with associates who see eye to eye with us. We refuse to join an organization that attempts to speak for its members on these subjects, where the real purpose of its existence should be along entirely different lines. We and others of the Paramount organization have for some time had in mind the question of whether or not it would be advisable to form an independent union of our own. This union would deal with the Paramount on any question affecting its employes. It would be independent of the Screen Publicists' Guild, but we ourselves would determine whether or not to join on these particular issues. Time might come when this union would become part of the Screen Publicists' Guild.

"A number of us hesitate to form this independent union merely because it might be charged that in some way we were injuring the cause of Screen Publicists' Guild by forming a separate union, and that we even be charged with forming a company union. We want nothing of that kind. We would, however, interested to know the opinion of the Union regarding the suggestion that we form our own union independent of the Screen Publicists' Guild.

"In writing this letter we are expressing the opinion of a number of members who are not prepared at the present time to join the Screen Publicists' Guild."

Stern and Rogers Feted on Rochester Premiere

Rochester—Headed for new positions, Harry Stern and Frank Rogers, members of Schine Theatres' organization here, were given a "going away" party by all Schine managers.

Stern has joined the Schine group in Ithio, N.Y., while Rogers will become the Shubert organization in New York.

Max Vogel, manager of the Monroe, acted as toastmaster and presented traveling bags in behalf of fellow workers. Speakers included James M. Schine, president; Al Schine, executive vice president; Bud Silverman, Madison; and James Speare, RKO office, Buffalo.

Six Get Gifts at Schine Circuit Saratoga Dance

Albany—Schine Circuit held its annual Spring Ball and get-together at Riley's, Saratoga night club, with 125 in attendance, including Mr. and Mrs. J. Meyer Schine, Mr. and Mrs. Louis W. Schine, John May, treasurer; George Lynch, chief film buyer and Gus Lampo, division manager.

Gifts were presented to Beth Lunsford and Alan Marquesse, Schine employes, who are to be married in the near future, as well as Arnold Vandenberg, who was honored for his work with the corporation.

Charles Schaefer and Laurn Jean Olmstead, who are to leave for the Riviera, were given the traditional gifts for other jobs shortly, were also remembered with presents.

In charge of arrangements was Elizabeth Azoreno, of the Gloversville home office.

Clancy Heads Musicians

Jackson, Mich.—State convention of the Michigan Musicians' Association (AF of M) elected as officers: President, George V. Clancy, Detroit; vice-president, Maude Starn, Kalamazoo; secretary, D. R. Port Huron. Trustees are: Harry Bliss, Ann Arbor; W. A. March, Pontiac; and Dwight Lamoreaux, Grand Rapids. Convention city chosen for 1942 was Muskegon.

WE "Carnival in Rio" Slated for Dye Hat

West Coast, The Film Daily

Hollywood—Walters will "Carnival in Rio," in the dye vat. A crew will be taken out to Rio de Janeiro to bring back material for the musical and scenic backgrounds.
PASCAL MAY PRODUCE FOR UA IN CANADA

New Rule to End U. S. Pix Distribution in Spain

EASTMAN IN $4,000,000 PAY TILT
Increases Averaging 10% Go to All Employees Now Earning Up to $3,000 Annually, Effective Next Week

Rochester—Approximately $4,000,000 will be added to the annual payroll of Eastman Kodak Co. by a wage and salary increase that will go into effect next week.

Kodak employees now earning up to $3,000 annually will receive higher pay, and the increase will amount to about 10 per cent per employee.

The great majority of those affected by the increase are in Rochester, where more than 19,000 Kodak people work.

The increase will also enlarge such Kodak employee benefits as retirement annuities and life insurance.

New FPC Regime in Realignment Moves

Toronto—Moving quickly to consolidate its position on the heels of the retirement of N. L. Nathanson and his associates, the new FPC regime, headed by J. J. Fitzgibbons, yesterday inaugurated a series of regional meetings, with others to follow at Winnipeg and Vancouver.

With the virtual assurance that FPC’s dominant position in the Canadian motion picture field will be unchallenged, the present regime is expected to take the initiative in a program that, as the box-office figures issued yesterday reveal, the sizeable drop in attendance from the previous record is likely to continue.

April Tax Receipts Decline $1,477,562

Washington Bureau of THE FILM DAILY
Washington—Admission tax collections in April show a decided slump compared to March collections, the Internal Revenue figures issued yesterday reveal.

The sizeable drop substantiates field reports from THE FILM DAILY’s staff correspondents to the effect that, by and large, the box-office was thoroughly practicalized of production.

Tri-States May Adopt New Uniform Student Admission

Des Moines, Ia.—A plan for uniform student admission price was discussed at the closing session of the Tri-States Theater Corp. managers convention here.

If adopted, plan will be used in

Sales Chiefs Tackling Trade Show Problem

The manner in which pictures will be trade shown, as required by the consent decree, is beginning to occupy the attention of the sales heads of the five companies affected by the decree.

Although the decree

New Argentine Tax May Affect Films

While Argentina has levied no direct taxes on the motion picture industry, the business may be affected by a proposed excess profits tax.

Paramount publicists’ letter to the SPG asking the Guild’s attitude should an all-Paramount union be

U. S. Naval Base Job Boosts Cuban “Take”

Havana (By Air Mail)—Guantanamo’s four theaters are enjoying an 85 per cent business rise due to construction work on the U. S. Naval Base in Guantanamo, while the Encanto in Caimanera, reports receipts better than 75 per cent ahead of last year.
Wiggin Hears New Haven's First Arbitration Demand

New Haven—The first New Haven territory arbitration matter, bought by Forest Theater Corp., operator of the Forest, West Haven, against the consenting distributors, will be heard at 11 a.m. Monday with Frank H. Wiggins, of the law firm of Wiggins and Dana sitting as arbitrator.

The Forest asks elimination of the 14-day clearance enjoyed by the Rivioli, West Haven, whose owners, Fishman Theaters, Inc., and operators, Massachusetts Theaters, Inc., intervene as interested parties.

**Gracie Fields In Canada For Victory Loan Program**

Vancouver, B. C.—Public demand to see Gracie Fields and Alec Templeton when they appear here tomorrow in a Victory Loan broadcast has forced CBS to switch the program to the Forum. Vancouver's largest arena, where 5,000 will hear it. Originally scheduled for a smaller auditorium, it will be heard over the national network from 10 to 11 p.m.

**400 At Para. Pep Club's Choral Society Concert**

Approximately 400 persons attended the Spring Concert of the Para Pep Club Choral Society at the Billmore Hotel last night. Among the musical numbers were original compositions by two members of the Para staff, Gean Harwood and G. Knox Haddow.

**Schlesinger Cartoonists End Strike, Sign Pact**

West Coast Bureau of THE FILM DAILY

Los Angeles—Strike of cartoonists at Leo Schlesinger Studio has been settled, with work resumed yesterday. Contract was signed yesterday afternoon.

The new three-year agreement provides for a 40-hour week, 100 per cent Guild shop. Union executives estimate the wage increase will be approximately $36,000 per year.

**Fairbanks Urges Script Writers Visit S. A. Lands**

Rio de Janeiro (By Cable)—U. S. script writers and technicians should visit South America, is the recommendation of Douglas Fairbanks, Sr., here as a cultural emissary.

**Full Time for Reed's Bantam**

Bantam, Conn.—Joseph F. Reed will place his 300-seat Bantam Theater on full-time operation beginning Memorial Day.

**Seltzick Heading Coast Chinese Aid**

David O. Seltzick, has accepted the chairmanship of the Hollywood United China Relief Committee and reported that plans were now completed to reach the fund quota goal for the Hollywood area. James G. Blaine, national campaign committee chairman, announced here, Seltzick has served as a member of the national campaign committee of United China Relief since the launching, six weeks ago, of its national campaign to raise $5,000,000 for relief work in China. He will launch the campaign in Hollywood during China Week, May 18-25, directing a broadcast originating in Hollywood over a nationwide hook-up.

**Wm. Fox Details Collapse Of His $70,000,000 Empire**

Philadelphia—William Fox yesterday revealed the financial tangle which followed the collapse of his $70,000,000 empire as he testified in Federal Court against former Judges J. Warren Davis and Morgan K. Kaufman.

Fox appeared pale and shaken and denied any tax deal with the U. S. He said the company was not taxed because of the new income tax act. U. S. District Judge Samuel S. White ruled the trial to start on Aug. 10.

**Theaters Close In Protest: Burma Cuts Film Tariffs**

Washington Bureau of THE FILM DAILY

Washington—Arbitrary tariff values of exported films raised from about 13 to 1 cent per foot in Burma, the Department of Commerce reports. Prior to this action, six Rangoon theaters, which mainly show American films, closed in protest during April but since have reopened. Because of the excessive duty resulting under the new Indo-Burma trade agreement, seven other theaters showing only Indian films, also closed.

It's "The Big Store" West Coast Bureau of THE FILM DAILY

Hollywood—"The Big Store" is announced as the final title of the new Marx Brothers comedy now shooting at M-G-M. It was tentatively titled "Bargain Basement."

**VAULT and OFFICE FOR RENT**

with cutting room facilities. ROOM 803

126 West 46th St. N. Y. C.
it would make a
WOODEN
INDIAN
LAUGH!

WILLIAM POWELL and MYRNA LOY
are "LOVE CRAZY"

Take a Tip from the Critics!

HOLD-OVERS! "Love Crazy" standout laugh hit. Will roll up hefty biz in all runs, with key hold-overs indicated.
— Variety

BEST YET! Following "Ziegfeld Girl" this one should prove the value of Metro's contract. A cinch for all types of audiences. The best Powell-Loy to date. Not just funny, it's hilarious.
— Film Daily

TOP! Top box-office team. A hilariously funny offering. Loud and long were the laughs at its preview.
— Motion Picture Daily

HYSTERICAL! The audience hysterical with laughter. Adds up to one long howl of merriment. A large-sized hit. Production of top M-G-M quality.
— Hollywood Reporter

BEAT HEAT! A laughfest that will please in a big way. Tops. Beat the heat in Spring and Summer.
— Showmen's Trade Review

A CINCH! The kind the mob likes, served on a silver platter and a cinch for laughs. Cash customers will buy it and come back for seconds.
— Boxoffice

HIGH GROSS! Preview audience laughed often and loudly. A high gross of laughs.
— Motion Picture Herald

COIN! Heavy laugh payoff. A coin picture 'because of the names and the content, which is antidotal for the encircling gloom. A sure-fire audience picture.
— Daily Variety
New Argentine Tax May Affect Films

(Continued from Page 1)

Nathan said that theater business in Buenos Aires was good although the economic situation in the interior and other important seaports is critical because of the inability to export commodities due to the war. During the first four months of 1941, foreign trade dropped 41 per cent under that of the first four months of last year, with a corresponding effect on theaters in the affected areas.

A new production company has started operations in Buenos Aires, Nathan said. This is Baires Films which recently finished its first picture and is starting on its second. Approximately 50 native pictures are being made yearly, and like American product, the good ones do good business. Playing of German and Italian pictures is negligible, Nathan said, adding that American pictures continue to get the major portion of playing time.

Nathan is here for a month's vacation and is making his first visit here since July, 1938.

日期

Budd Rogers as Capra Rep. In "Doc" Foreign Distrib'n

(Continued from Page 1)

tion of the Frank Capra-Robert Riskin production of "Meet John Doe," which is being released by Warners. Rogers will work in collaboration with the foreign sales department of Warners.

Small facts Gene Lockhart

West Coast Bureau of THE FILM DAILY

Hollywood—Gene Lockhart was signed yesterday by Edward Small for one of the top roles in "International Lady." Lockhart will portray the leader of a gang of airplane saboteurs who are seeking to break up the flow of airplanes from the U. S. to Britain.

Frank Named Circuit Booker

Chicago—A. P. Frank has been named circuit Booker for the Nat Bernstein Theater circuit with headquarters in Chicago.

Camp Patronage

AIDS Nashville Biz

Nashville, Tenn.—That patronage from the 30,000 soldiers in training at Camp Forrest is lifting b.o. receipts perceptibly and may completely counteract the usual summer slump is contention of manager of local and Middle Tennessee theaters.

Bundel o' Notes

- WALTER Gould, foreign head of UA, is handing out monster (stet) cigars, following a blessed event which took place over the weekend...at his Maryland farm....The younger, named Will-rock, weighs 85 pounds and is the first son Gould has ever had in this city...His friends are calling it "That Uncertain Feeling"...which is no "plug" intended for a certain UA opus...with that Lubitsch touch.

- BECAUSE of simultaneously scheduled events...including the 29th FILM DAILY Golf Tournament...luncheon of the m.p. division of the United Jewish Appeal...has been switched from next Tuesday to June 3...at the Hotel Edison.

- That All-Star team (comprising Frank Jones, Frank, and Pete Alexander, Ed Leader, Leo Hill and John Joseph) of the Wilkes-Barre division of the Comerford Theaters Bowling League...captured the circuit championship this other night in Scranton...by winning the second game of a home-and-home series.

- Following a two-way broadcast tonight 'twixt England and the U. S. ...Lord Halifax will repair to the Museum of Modern Art ...as the guest of John Hay Whitney ...for a privately-tendered dinner...at which His Lordship will formally open the 'Britain At War' exhibit...in which film will play an important role.

- KING Farouk of Egypt liked Columbia's "Master of the Cave" (one of the "World of Sports" series) so well that he ordered a print for his private film collection...according to a cable dispatched to the home office by Columbia's Egyptian sales, Richard Menashe.

- Major Edward Bowes is taking a vacation from his famous Family Hour but will continue presence on his Amateur Hour. ...Sunday night brings to the Imperial Theater a star-studded revue, "Let Freedom Ring," sponsored by the National Woman's Division and the New York Chapter of the Committee to Defend America by Aiding the Allies. Among those appearing will be Irving Berlin, Robert (Metropolitan Opera) Weede, Lester Cole, Irving Caesar, Joe LaRue, Jr., Senator Ford, and flocks of gents from the composer-rotster of both Ascap and BMI.

- TWO of the original members of the first screen production of "Blood and Sand"...Lila Lee and Nita Naldi...will be guests of the Roxy Theater tonight...at the world premiere of the new 20th-Fox pic version of Vicente Blasco Ibanez' renowned yarn. ...Irene Dunne did quite nifty in that "Friendship Bridge" broadcast on Tuesday...during which she appeared with 12 British evacuee kids...who sent greetings to their families in England via Station WMCA. ...Invitations to tonight's gala opening of the new Daytonia Theater, Daytona Beach, Fla. ...went out under the names jointly of Mr. and Mrs. Drew Ebernon. ...Former, who is the junior partner of the architectural firm of John and Drew Ebernon, was a film director on the Coast. ...These newbs were hatched recently in suburban Pittsburgh. ...She,—the former Frances Glendening,—has appeared before Hollywood's cameras...on productions with which hubby was associated...Now they're both exhibitors. ...Such versatility!

DATE BOOK

Today: Republic regional sales meeting, Chicago.

May 24: Albany-Troy Warner Clubs Spring by semi-annual meeting.

May 27: FILM DAILY Golf Tournament, Glen Oaks Country Club, Great Neck, L. I.

May 27-28: Republic's regional sales meeting, New York.

June 1: Chicago Film Bookers Club dinner-dance, Sherman Hotel.

June 3-5: Actors Equity annual meeting, Chicago.

June: Columbia executive sales meeting, Chicago.

June 13: Curtis Equity's annual meeting.


July 13-14: MPTO of Virginia mid-summer convention, Hotel Chamberlin, Old Point Comfort.


July 17: Paramount stockholders' meeting.

July 17-19: ATO of Indiana convention, Potawatomi Inn, Pokagon Park.


Nov. 2: Pittsburgh Variety Club banquet.

ORQ Bill Amendment Bar Office From Issuing Pix

(Continued from Page 1)

ing films and radio scripts. The Senate action sent the measure back to the House for concurrence. The ORQ is headed by Lovell Mollett, administrative assistant to the President. Under the pending bill it would be set up as an independent agency with an annual authorization of $1,500,000. Critics have assailed it as a move towards censorship and propaganda.

Reopen Conn. Summer Houses

Sound View, Conn.—John P. Glackin will open his Strand summer house, for Saturday night performances in June and expand his schedule in July. Adolph Johnson and Albert Poulin will reopen the New Colony house on June 28 for their second summer season.

Cain on "Shanghai Gesture"

West Coast Bureau of THE FILM DAILY

Hollywood—James M. Cain, author of "The Postman Always Rings Twice" has been signed by Arnold Pressburger to write the screenplay and dialogue for "The Shanghai Gesture."

It's Catching

Albany—Boxoffice slump in recent weeks of the piX biz, despite improved purchasing power of the communities in the Albany exchange territory is also being felt by theater competition.

Baseball, a keen competitor found it necessary to turn on the arc lights for games earlier this year than ever before, but general latitude and cool weather have kept attendance below par.
"Shining Victory" 
In James Stephenson, Geraldine Fitzgerald, Donald Crisp. 80 Mins.

DRAMATIC STORY WITH FINE CAST AND DIRECTOR—SHOULD ATTRACTION TO GENERAL AUDIENCES.

This new Warner release has all the necessary elements which appeal to general audiences—romance, drama and tragedy, but it is so simply and convincingly told that it is difficult to appraise its exact box office power for several reasons. Unquestionably it is ably enacted by a splendid cast of characters and aided by well-chosen, well-paced and well-timed direction. The story itself could have been speeded up in several places and the third act of the eternal triangle theme seemed rather forced due to a typical clumsy introduction in this instance.

Picture should have a strong appeal for women.

The cast is excellent. James Stephenson was a very effective and beautifully reserved苏州 of an American writer. Geraldine Fitzgerald was in command of a check in a part that could have been played by anyone. It was overacted. Geraldine Fitzgerald is charming, capable and lovely to look at, registering nicely as the love interest of the young woman. A working performance is contributed by the always effective Donald Crisp, and Montagu Love, Sig Rumann, George Huntley, Jr., and a long string of other players contribute fine supporting characters. Barbara O'Neill, as the medical student in which the story takes place is carefully rehearsed and the medical world in which the story takes place is convincing. The screen is given an authentic touch by a story which Katherine Howard and Anne Froelick play by a J. C. Cronin. The story concerns Stephenson—principal of a medical clinic in London, specializing in treating insanity, and mental disorders by injections, he has has his patient by famed Hungarian professors. The film is shot and run by Montagu Love, where his old lady friend, and Street is a member of the cast. His work is ridiculed, but his patient, Miss Fitzgerald, herself, is in love with him, attempts to destroy his papers in a fire, but at the cost of her own life, Miss Fitzgerald rescues them.

Exhibitors have a number of points that the film is merchandised effectively to sell the picture. It is a Cronin play, the cast is well-known, the story itself contains plenty of drama and other elements interesting to the average audience, and the picture is very definitely a class production.

CAST: James Stephenson, Geraldine Fitzgerald, Donald Crisp, Sig Rumann, Montagu Love, Sig Rumann, George Huntley, Jr., Richard Ainley, Alec Craig, Bruce Lester, Horace Muldrew, Doris Lloyd, Frank Reicher, Valentine Verlaine, Billy Bevan, Clara Verder, C. Ford Kent.

CREDITS: In charge of production, Jack Warner; Executive Producer, Hal B. Wallis; Associate Producer, Robert Lord; Directing—Henry Koster; Photography—C. Portal; Art Directors—Herbert Fellows; Editor—Charlie Davidson; Musical Director—Henry Kingsley; Sound—Eugene Gray; Sound Editor—A. A. S.; Sequence Director—Herbert Wells; Special Effects—H. E. Lloyd; Property Manager—J. J. Hanmore; Assistant Director—Steve Neiley; Assistant Producer—William H. Dore.

"Blood and Sand" 
with Tyrone Power, Linda Darnell, Rita Hayworth, Nazimova

20th Century-Fox 123 Mins.

HOLLYWOOD REVIEW 
SUPERB DIRECTION, BRILLIANT ACTING, LAVISH PRODUCTION, PLUS "NAURAL" TECHNICOLOR MAKE "BLOOD AND SAND" SMASH B. O. HIT.

The story concerns a love affair between Rudolph Valentino in "Blood and Sand." This is stated with no disrespect or irreverence for Valentino or his picture. Darryl Zanuck's version, directed by Robert Mervin, starring Tyrone Power and Linda Darnell, is almost perfection in motion picture entertainment. Technicolor was invented for "Blood and Sand." There is no question but that much of this tremendous spectacle would have been lost on black and white film.

Beauty, gripping drama, tender, eloquent love scenes and suspense—as such have never been experienced before—parade in beautiful sequences under the expert guidance of Director Mervin. Sets, lavish and splendidly lighted in the far off key, breathing, taking breath; to thanks to Ernest Palmer and Ray Renon, cameramen, and Art Directors Richard Day and Joseph C. Wright, who were ably assisted by Technicolor's Natalie Kalmus. Fox's announced plan of regular release of the film is a break for exhibitors. Here is a roadshow hit if we ever saw one.

There are many fine performances in this picture. You'll see Rita Hayworth prove once again her right to the place she is rising to in pictures. Outstanding are John Carradine, as Power's faithful, uneducated, dimwitted, spunky assistant; J. Carroll Naish, as his dressing, a former star of the bull ring; Laird Cregar, Spain's foremost actor of the stage, and Nazimova who plays Power's mother.

The stars—Power and Darnell—are excellently cast. They play their roles with feeling and sincerity. Seen in the earlier sequences Rex Downing and Ann Todd, playing the lovers as youngsters, show great promise. Also not to be forgotten is Jack Cregar, Miss Nazimova's Associate Producer Associate Director T. F. C. who, has given his boss what is certain to be one of his greatest hits.

There is drama and excitement in bull fighting—there is also brutality. The latter has been completely deleted — expertly handled by the master screen writer Jo Swerling.

Tyrone Power, born of a champion of the Arena, born to love and hate, as a child, is a champion of the Arena, living in poverty in the slums of Seville. At night he steals from a nearby ranch to learn the profession he loves. An altercation with Laird Cregar, who is slandering his father in a bar-room, forces him to run away to Madrid. He is accompanied by his youthful band of expectant toreadors. He has pledged himself to his sweetheart Carmen. Ten years later he returns, a fifth-rate bull fighter—still surrounded by his henchmen—none of whom can read or write. He rises to the position of the "First Man of Spain." He is adored by the crowds, loved by his wife and sought after by other women. Rita Hayworth proves to be the only one who can turn his head. She does so—a beauty, and he wins up, still on top, but because of the loss of his former recklessness pointed down the ladder.

His wife leaves him, his creditors hound him, and he then realizes that Linda is truly "the only honest one in the world." He meets his wife in the chapel before he goes to meet his last bull, then his blood is spilled on the sands of the arena for the first and last time.


This picture needs no support. It will hold and bring back audiences of every age.


CREDITS: Producer, Darryl F. Zanuck; Associate Producer, Robert T. Kane; Director, Robert Mervin; Based on the novel by Vicente Blasco Ibanez; Screenplay, Jo Swerling; Photographed in Technicolor by Directors of Photography, Ernest Palmer, and Ray Renon, ASC; Technicolor Director, Natalie Kalmus; Associate, Morgan Pafelford; Musical Director, Alfred Newman; Art Directors, Richard Day, Joseph C. Wright; Editor, Robert Bischoff.

DIRECTION, EXCELLENT. PHOTOGRAPHY, EXCELLENT.

Hold Rites Saturday
For J. V. "Jack" Smith

Funeral services for John Vincent "Jack" Smith, 56, New York Journal-American drama editor, who died early yesterday, will be held from his home, 546 W. 150th St., at 9:30 a.m. Saturday and at 10 a.m. from St. Catherine of Genoa Church. Two sisters survive.

Smith, widely known both in stage and screen circles, collapsed in the Hotel Astor Tuesday night and was rushed to the Medical Center where death occurred.
Fast Tennis Looms
As Net Solos Feast

Yesterday involving the tennis end of the tourney. Gathering, like its predecessor huddle, was in the Hotel Astor's Hunting Room. After a long and intensive discussion of the modus operandi (what ever that is) of tennis tournament setup this year, it was decided that again the “Levin System,” which makes it possible for the ranknest player to defeat the rankingest player, will be employed. This system was so successful at the 28th FILM DAILY joust in 1940 that some of the winners went into a come from sheer surprise when they were handed prizes.

A record turnout of “racqueteers” is expected this year. It will be a thrilling experience as the newly arrived in the Catskill Mountains; Si Sandler, collector of objets d’art and a plunger in night club; and Tournament Historian George Morris.

Personnel of the luncheon meeting demonstrated great tennis skill by easily handling the Astor’s service.

Para. Publicists’ Letter
Slated for SPG Attention

organized and criticizing the Guild’s reported stand on certain non-labor questions “wield the attention of the Guild’s membership,” it was said by a Guild spokesman yesterday.

The Paramount group’s letter was addressed to President Joe Guild of the Guild. It was explained that the issue was one which could only be acted upon by the Guild’s membership as a whole.

Tri-States May Adopt New
Uniform Student Admission

all of the theaters of the Tri-State chain in Iowa, Nebraska and Illinois. G. Ralph Branton, general manager, said the plan calls for the student admission price to be available to boys and girls from 12 to 16 years of age, inclusive.

Dunningcolor Short Ready
With Release of “29” DAILY

Hollywood — Dunningcolor has completed color prints of the romantic, “Red, White and Blue Hawaii,” which Paramount will release next month. Picture was produced by Dunningcolor last year in Hawaii, and is second of the series delivered for Paramount release.

The Twenty-ninth FILM DAILY GOLF TOURNAMENT
Tuesday, May 27, 1941, Glen Oaks Country Club
Great Neck, L. I.

THE FILM DAILY,
1501 Broadway, N. Y. C.
Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before May 26.)

Name
Address

LAST THREE SCORES

CLUB HANDICAP

CLUB:

April Tax Receipts
Show $1,477,562 Drop

was down in many territories, with the defense spending program yet to make its effect felt in large areas.

The April collection is reported at $5,627,394.21, compared to $7,105,550.34 for March, a drop of $1,477,562.13. The April collection is $3,625,492.03 more than the $2,000,928.15 collection for the same month of 1940, however.

Broadway figures show a comparable drop. The April Broadway collection was $514,220.02 compared to $550,607.38 for March, a decline of $135,387.36. The April Broadway collection is also $79,026.84 less than the $590,146.86 collection for April, 1940.

“After Mein Kampf?” Deals Set

Deals for “After Mein Kampf?” have been closed by Crystal Pictures with Interstate and Consolidated, Robb & Rowley, Malco, Martin Theaters and Genesee circuit, according to Proxy Melvin Hirsch.

Fla. Okays Sunday Films

Tallahassee, Fla.—Sunday movies in Florida have now been legalized. Legislative action was completed last week. Only four dissenting votes were cast.

Sales Chiefs Tackling
Trade Show Problem

is no longer effective for three and a half months, methods of trade showing the new product are being formulated tentatively.

It appears certain that trade shows will not be held in screening rooms. Present unoffical plans call for the leasing of a dark theater or a legitimate house that has no matinees.

In Detroit an offer has been made by an independent operator to build a screening room to accommodate the trade shows of the five companies. Offer has not been accepted but if it is, similar rooms may be constructed in other cities.

Extent to which the trade shows will be patronized is expected to have a bearing on the permanent plan.

Sampson Does It Again

Detroit — George W. Sampson, Monogram salesman who reported the first 1941-42 contract with an indie in western Michigan a week ago, turned in the first contracts reported by any company for northern Michigan—with Forrest Martin, for the Sun Theater at Marion; and with Dan Gregory for the new theater at Beulah, which he is opening on July 4.

Pa. Tops in Teaching Pix Use

2,199 Colleges and Schools Have Projectors

More Pennsylvania colleges and schools have projectors than those of any other state, according to a recent survey made by the Motion Picture Division of the Bureau of Foreign and Domestic Commerce. Pennsylvania shows revelations Ohio as second place, followed by New York and Illinois.

Pennsylvania schools with equipment total 2,150 divided as follows: high schools, 1,014; colleges, 91; private schools, 135; public schools, 89 and parochial schools, 60. Ohio schools able to show motion pictures total 2,140 broken down to high schools, 1,015; colleges, 62; private, 102; public, 941 and parochial, 29.

New York has 2,973 projector-equipped schools of which 951 are high schools; 79, colleges; 183, private; 805, public and 45 parochial. Illinois’ 1,843 movie minded schools include 845 high schools; 86 colleges; 117 private; 771 public and 54 parochial.

New FPC Regime in Realignment Moves

advisory industry is to face a challenge from Odeon Theaters and General Theater Corp., with what Paul Na-
tamsten, Nat Taylor and Oscar Ben-
Evidenced to have no time in realizing his executive setup and completing new operations on the post.

Odeon’s strength is yet to be established. While a number of the states have been acquired and plans announced for the construction of others, it is probable that the building campaign will be drastically curtailed as a result of Federal restrictions recently announced. This means that if Odeon is to grow rapidly, the avenues will have to be purkase and lease.

With Odeon employees who earn recognition will be the company policy, Fitzgibbon’s said in announce-

Frank Kershaw and Don Gaul as his supervisors. New general man-
ager for British Columbia is Larry Heary who will have C. S. Nevil-

Frank Gaul as supervisors.

Home office changes include the appointment of Ben Whitham as manager of a combined purchasing, maintenance and construction department in the East with Victor Marignd as the home office in the West, headquarters in Winnipeg. Angus McCunn and W. E. Kerr have been elected assistant treasurers with Frank Ropp, however, has been elected assistant secretary and general auditor.

Ben Goldsider is in charge of film booking with Ralph Dale assistant manager of the booking department. Clair Appier is associate director of advertising under James R. Naim, insurance department is headed by R. G. Darby while C. Dentelbeck is home office supervisor of projection. Fitzgibbon’s stated that no other important changes are contemplated.

Metzner Signed by Lesser
West Coast Bureau of THE FILM DAILY

Hollywood — Erno Metzner has been signed as art director for “Strange Victory,” the next So Lester production. Metzner just finished “New Wine,” he has been with Alex-

Metzner has been signed as art director for “Strange Victory,” the next So Lester production. Metzner just finished “New Wine,” he has been with Alexander Korda, and with Gaumont—British for four-and-a-half years.

Albert-Applebaum Join
West Coast Bureau of THE FILM DAILY

Hollywood—Eddie Albert, former Warner Bros., and Irving Apple-

B. A. Applebaum, independently produced a company to produce “Treas-

Albert-Applebaum, independently produced a company to produce “Treasure Hunt” with Albert, which Hans Karka is writing.
British Productions Lined for U. S. Mart

London (By Cable)—Two new features expected for the British and Empire markets in production this week. Robert and Carol Reed are scheduled to produce on the story about the Winer Pitt at Shepherd’s Bush Curs. Second picture to start is “Isle of the Blest,” which will be produced at Denham by J. Goldsmith of Paramount. Lance Comfort will direct the latter.

Intended for similar distribution, Conqueror’s “Soldiers of Fleet Feet,” which will go before the mums some time next month. David Niven will star, and Tony Asquith will direct.

Dolores del Rio producers will present “Portrait of a British Yeoman,” which will be shot at Ealing. That radio to the moment is concentrated on a Fleet Air Arm picture, ships with Wings,” with Leslie Banks and John Clements.

Ben Lyon and Anthony Dvorak are turning to the screen in Warners’ “You Can’t Escape Forever,” well on his way to the Tinsel Town. It is a French fugee drama against a Parisian tiling.

Features recently completed here, which will receive American distribution, include 20th-Fox’s “Kippa,” with Carol Reed and Michael Redgrave, which will be filmed at Folkslone last week despite Nazi raiders passing overhead; RKO’s Polish “Danton’s Moonlight”; Leslie Howard’s “Imperial Smith,” and British National’s “Penny of Pennsylvania.”

Jetro Buys Story

Hollywood—Metro has bought the “Mugles Blow at Midnight” by Wilil R. Lippman. Story concerns a man whose control by Fascists puts him up as a candidate for the presidency.

KO Closes Cinci Family

Cincinnati — RKO Family has closed for the Summer. RKO Lyric, the same block will adopt the family policy of double bills, facing Western action westerns at top.

urb Ellsburg Recovering

Chicago—Herb Ellsburg, manager of the Loew Studium theater, is recovering in Michael Reese hospital from a serious operation for gall stones.

“Red, Hot and Blue” Acquired by Metro

Hollywood—Metro has bought the rights to the 1936 Broadway musical, “Red, Hot and Blue” and American screen rights to Swiss dramatist cence von de Meersch French novel “L’Empreinte du Dieu,” translated and published in this country as “Hush Not the Pater.”

Decline in the prices of amusement issues, both on the Big Board and Curb Market in recent weeks, has attracted considerable interest in financial circles.

Discussing the market situation, and its relation to current company business, the Wall St. Journal yesterday.

Picture shares have not acted so well recently and Loew’s in particular has been slipping off, selling around the lows of 1941. Earnings of the latter company for the 25 weeks ended March 31 were equal to $2.80 a share, compared with $3.79 a share for the period ended March 14, 1940. Most of the decline in earnings was due to reduced revenue from picture sales. Although the tax feature in this company’s earnings has yet to be estimated when the new tax bill is finally brought down to earth at about the first quarter’s levels. It should be noted, however, that profits for the company for the first period more than covered a year’s dividends at the 20 cents quarterly rate on the common stock.

The Summer period is a quieter one for the movies but it remains to be seen how far this year’s ‘slowing’ in attendance will work out with the country at full tilt on arms production and fewer vacations taken. Undoubtedly, attendance has been reduced in centers where munition workers are putting in overtime.

On the other hand, other workers will not be taking the usual vacations so they may swell attendance during this period. Of course, anyone who can afford to see the pictures in the Fall should make a better comparison with a year ago—and latterly that was a good one for the theaters.

Urges Delaware Baptists To Shun Sunday Films

Doover, Del.—Rev. Arthur R. James, president of the United Baptist convention of Delaware, called attention to the current effort to shun Sunday motion pictures and other such Sunday diversion, now legal.

Adkins Joins Disney June 1

Boston—David C. Adkins, who has been associated with Disney productions locally and also is executive director of New England Town Hall, beginning June 1 joins Disney permanently, probably in New York.

De Havilland, Astor Cast

Hollywood—Warners Bros. has cast Olivia de Havilland in “One Foot in Hollywood,” opposite Fredric March. Mary Astor was assigned to the feminine lead in “Knights of Malta,” John Huston is the author and he will direct the film.

20th-Fox Gets Pidgeon

Hollywood—20th-Fox has sold 20th-Fox gets Pidgeon to the role of Dr. Griffin for “How Green Was My Valley.”

How to Ruin a Vacation

Cincinnati—E. M. Booth, G-M of branch manager, is recovering from a bad attack of poison ivy extracted while vacationing.

Weidler in Shirley Temple Role

Hollywood—Metro has cast Virginia Weidler in the role originally handled by Shirley Temple in “Babes on Broadway.”

Pascal May Produce For UA in Canada

Pascal is taking a print of "Major Barbara" for a special screening to be attended by Dominon and Provincial government officials.

To Film "Powers' Models" As Ann Sheridan Starrer

Hollywood—Warners Bros. has bought "Powers’ Models," a story by Voldenman and Vethuygen. Which is a vehicle for Ann Sheridan, Katharine Aldridge, Georgie Carroll and others of the studio’s ingenues, the models’ models for the film. Everett Freeman will collaborate with the author on the screen treatment.

Dismiss Neugebauer Suiit

Suit of Emil Neugebauer for $200,000 damages against Nate J. Blumberg and Blumberg’s secretary, Lawrence Waterman, was dismissed yesterday by the United States Court Justice Bernard L. Shientag who held that the defendants were not personally liable on an alleged contract. The plaintiff had charged the breach of an agreement under which he allegedly secured the services of Gloria Jean for Universal.

Lesser Signs Harry Horner

Hollywood—Sol Lesser has set Harry Horner as production designer for " Strange Victory," in association with Erno Metzner. Horner is well known for his stage work, and also designed "Railroads on Parade" exhibit at the New York World’s Fair.

To Film Harvard Graduation

Boston—Harvard Commencement exercises will be filmed by RKO-Pathe, Paramount and Republic Pictures.

(Continued from Page 1)

1

incising in the Toronto studios which have been inactive for the last five years. If condition prove favorable, Pascal will produce two George Bernard Shaw stories a year and one by another author.

Included in Pascal’s delegation will be Harry Buckley, vice-president of United Artists; Martin Paget, Charles Ross, lighting expert, and Arthur Gottlieb and Jack Goetz of the Du- Art Film Laboratories.

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To Film Harvard Graduation

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"Any Port in a Storm"

San Francisco—Marine business in several downtown grind houses took a快樂的 jump. Marine patrons thanked Allah and scratched their head for the answer. They discovered that Union Square Park, regular abode of hundreds of bench loungers, is being torn up in building of underground garage. Habitants are now doing their lounging in movie seats.
AUSTRALIAN GOVERNMENT MOVES BURN AMERICAN DISTRIBUTORS

Foreign Dept. Executives Scen Proposals As Resulting in "Dictatorship"

(Continued from Page 1)

to run the business, we might as well quit," adding that in his estimation this sort of treatment could hardly be called reciprocity for the splendid job being done by U. S. distributors with all types of British war shorts as well as other efforts on the part of the film industry to aid the Empire.

It has been suggested that U. S. distributors form a film pool to make picture available to all Aus- sian theaters, increase the amount of profits invested in Australian securi- ties and eliminate a number of so-called "cheap" films from their im- port schedules.

Under these conditions, it is pointed out, the Australian Government would establish a "dictatorship" over the picture business with flat fees regulations as to the amount of pay any company could make on any one set picture up by the Gov- ernment.

Foreign departments here, after study of the new proposals, seem inclined to believe that restriction of imports is definitely in the cards if any of the Australian list on other imports can be re- garded as any sort of an indication.

Still are now in the 75 per cent restricted category under the new rulings.

U. S. distributors operating in Australia may face a new threat to per cent of their profits in Australian defense efforts, with this per- centage to be increased, according to reports, and with further financial burdens put on the distributors' shoulders there will be no profits, necessarily making the operation a losing venture.

Fairbanks Memorial Services
West Coast Bureau of THE FILM DAILY

Hollywood—Memorial services for Douglas Fairbanks will be held at the Hollywood Cemetery Sunday. Eulogy is expected to be delivered by Charles Chaplin.

TO THE COLORS!

Andrew L. Gold, son of Al Gold, writer-producer of Modern Screen, and a lensman himself, is the latest employee of Movietone to be called to service by Uncle Sam. Young Gold is now stationed at Fort Mon- mouth, N. J., where he serves under Lieut.-Col. M. E. Gillette, for long time U. S. Army's newreel contact officer.

$150,000 Amuse. Center Will Be Built in Honolulu

Honolulu, Hawaii (By Air Mail)—

An amusement center featuring a mo- tion picture theater, air-conditioned, and air-conditioned alleys, a dance floor, and a table-tennis court, will be built here by the Royal Amusement Co.

The new project will cost between $150,000 and $200,000, it was an- nounced by Adolph Ramish, presi- dent of the company who sailed for his home in Los Angeles after spend- ing two weeks here surveying sites for new theaters.

The amusement center will be in line with the attempts being made throughout the country to provide "free" entertainment for the nearly 50,000 soldiers and the personnel of the entire U. S. Fleet now stationed here.

Site of the project will be a 27,000 square foot lot adjacent to the Civic Auditorium recently purchased by the Royal Amusement Co. This is located midway between downtown Honolulu and the Waikiki Beach dis- trict.

Howard Hawks Reports To Goldwyn on June 1

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Goldwyn has en- gaged Howard Hawks to direct Gary Cooper in the picture tentatively titled, "The Professor and the Bur- league Queen." Hawks will report to the Goldwyn studio June 1 to begin preparation. The director last worked for Goldwyn in 1935 when he directed "Barbary Coast."

Charles Brackett and Billy Wilder are now writing the screenplay for the comedy which is scheduled for July 1 production start. Goldwyn is now seeking a top name player for the feminine lead. The picture is planned as the second to be deliv- ered by Goldwyn in his pact with RKO, the first being "The Little Foxes."" starring Bette Davis under the direction of William Wyler.

3,500 Seater Uses Dishes

Boston—Louis Krasnow, manager of the National Theater here has installed a 3,500 seat theater and is giving out complete sets of dishes, kitchen utensils and glass- ware to patrons of the big 3,500 seater.

New Public Approach Urged by Claude Lee

Des Moines—Calling on the-the- men to readjust their apron to the public and sell the wash newsreel, Claude F. Lee, in charge of public relations for Paramount, gave the address at Tri-States "Wash Council" banquet.

Lee told the 50 Tri-State manag- ers, execs, and local distribs, who were guests at the banquet, that if the past the institutional side of the business had been ignored by the industry and the public estimate of the industry had been over- looked.

"The old yardstick is gone," Lee said, "the country today is con- trolled with a problem of economy and social reform and although it is purely conjecture—if things continue on this course we are going to have to revitalize the film business. There is a lot of sentiment in Wash- ington for it."

"The industry has come to throw out our dirty linen and remove sus- picion that has been created through absentee ownership."

"Theater men are learning to take their places as community business men, just as other business men are the movers behind civic activity. This is just a recognition of the theater business community obliga- tions."

A.H. Blank, head of the Tri- States Theaters, who flew back from the Variety club convention to at- tend the banquet said the distribu- tors and exhibitors must get to- gether more so than ever before and see each other's problems. He pledged full co-operation from the exhibitors and said: "We need your help and you need our help."

G. Ralph Branton, general man- ager of Tri-States, who was toast- master, pointed out the patriotic spirit needed in the theaters and said that hereafter the American flag will be prominently displayed in all Tri-State houses.

Other speakers included Coach Eddle Anderson from the Univer- sity of Iowa, Arthur Brayton from the Des Moines Chamber of Com- merce, Harry Warren of Central States Theater Corp., Ben Gibson and S. T. Stewart, legal counsel for Tri-States.

STOKES!

Meyer Beck, of the Russell Bird- well office, yesterday became the father of a baby daughter.

Davenport, la.—Don Allen, manag- er of the Capitol Theater here, and Mrs. Allen Tuesday adopted a two- year baby daughter.
ALLIED "YES-AND-NO" ON DECREES EFFECT
industry Old Age Pension Bill New Cuban Worry

May Restore Mich. Anti-5 Bill
Failing That, Senate Believed Adept to Kill It

National Allied foresees the possibilities of "an open scandal" in the New York consent decree's restrictions on circuit expansion. Branding the provisions of Section XI "a sham," Abram F. Myers in a bulletin released yesterday prior to the Cleveland board meeting next Monday, said:

"The ineffectiveness of Sec. XI to prevent the consenting defendants and their affiliated chains from expanding in the exhibition field during the three-year test period was pointed out by Allied to the Department of Justice and to Judge Goddard, but its advice fell on deaf ears.

"From many parts of the country come reports of such acquisitions and building and to the extent that Allied members are affected thereby these reports have been lodged with the Department of Justice."

"The provisions of Sec. XI are a sham and unless the Department of Justice can (Continued on Page 8)

Scandal in Expansion?

Golfers Prepared
For Any Blackout

In the event of a blackout Tuesday night, the club-wielding attendants of THE FILM DAILY's annual golf tournament at Glen Oaks will be able to find their way home without difficulties—thanks to the National Carbon Co.

E. A. Williford, manager of the (Continued on Page 6)

Rep. Planning 15
For First Quarter

Chicago — Republic for the first quarter of the 1941-42 season, starting in late August, plans to have eight features, seven westerns and a serial available, with the probability that some five will be ready for delivery as the new film year bows in, it was reported as the company (Continued on Page 8)

Arnold Succeeds Goldwyn
As Chartistic Com. Head

West Coast Bureau of THE FILM DAILY

Hollywood — Edward Arnold was elected chairman of the permanent charities committee succeeding Samuel Goldwyn.

Executive committee to represent the Guilds and the producers con (Continued on Page 7)

Skouras Houses in
Americanism Agenda

An outstanding example of the industry's co-operation in bolstering interest in national defense and in fostering better relations between (Continued on Page 7)

"Sergeant York" Dinners
Will Dupe "89th" Ballyhoo

More than 5,000 members of the 82nd Division will hold meetings (Continued on Page 3)

This Star "Booster" — Closed The House! 

Detroit—The Grant Theater owed Charles Brown, carpenter, some money for repair work—in his own opinion. So, Brown proceeded to nail up the theater, and neither operators nor prospective patrons could get in Sunday for the show. He was arrested for disturbing the peace. The theater management pointed out that Brown was employed by a subcontractor who was liable for the payment.
Allan P. Kirby Adding To Pathé Film Holdings

Washington Bureaus of THE FILM DAILY

Allan P. Kirby has announced the purchase of 2,100 shares of Pathé Film Corp. for $1 par common, according to the SEC's semi-monthly summary of security transactions and holdings issued yesterday. Kirby also has 1,000 shares through holding company A, 4,000 shares through holding company B, and 600 shares through holding company C after acquiring that number for the holding company. Six hundred shares held in trust were disposed of and he has 6,000 shares in estate through holding companies.

A December, 1939, report of George H. Clark reveals he disposed of 500 shares of Eastman Kodak common no par value, leaving him 16,000 shares. Clark also held 20,000 shares of 6% per cent cumulative preferred.

Craddock, Heineman Aide, To Seek Health in Texas

Gordon Craddock, assistant to W. J. Heineman, Universal's western sales manager, has been granted an indefinite leave of absence in order to secure better health. Craddock resigned as Indianapolis branch manager about 18 months ago because of his health, but returned last February as assistant to Heineman when it was believed he had recovered sufficiently. However, another period of recuperation has been ordered by his doctors. He will rest for six months or more in San Antonio.

Kitchener Theater Gets nod After Building Ban

Kitchener, Ont.—On the ground that a substantial amount of work had already been done on a new six-screen theater construction in Kitchener, for which a permit was issued, but suspended by the priorities branch of the Government, a petition and affidavit was forwarded by Bruce S. McLeod, one of the London, Ont., group which is building the theater, and McLeod has now been notified that a license will be granted. The new theater will seat 700, will have a smoking lounge with accommodation for 200, and will cost approximately $65,000.

Sees $55,000 Week for "Wings"

With receipts of $17,000 in its first two days at popular prices at the New York Paramount, "Wanted, Wings," is expected to complete its first week with an estimated gross of $75,000, according to Allan P. Kirkgate, M. Weitman, manager of the theater.

Show "Fantasia" On Ship

Rio de Janeiro (By Air Mail) "Fantasia" was reviewed for the trade and press on the S. S. Argentina when Phil Reisman, RKO Radio Pictures, accompanied by a party of foreign writers, and social leaders attended the showing.

Mexico's President Honors H. M. Warner

Hollywood—H. M. Warner has received a plaque from President Camacho of Mexico thanking him, on behalf of the people of Mexico, for his good-will gesture to the country at the time of the Cinco de Mayo celebration.

Fox Theaters Creditors To Get Divvy of 1/2 P. C.

A dividend of one-half of one percent to creditors of Fox Theaters Corp. was ordered yesterday by New York Supreme Court Justice Felix Benvenuta after approving of the 1940 accounting and inventory of the trustees of the theater company.

Approval was also given to a plan of operation, a budget, estimated receipts, expenditures and distributions for 1941. The report of the trustees revealed that cash of $167,657 was received by the creditors of the hands at the close of 1940.

The order provided that three trustees receive as follows: Kenneth P. Steinbruch, $2,500; Milton C. Weisman, $1,875; and Leonpold Porrino, $625. Hirson & Bertini, attorneys for the trust, receive $6,000.

A profit of $10,645 for 1940 and a predicted profit of $10,000 for 1941 was set forth in the report.

Noted Writers to Address Coast National Conclave

West Coast Bureau of THE FILM DAILY

Los Angeles—Writers will be the guests of honor at the first National Conference of writers in every field sponsored by the Authors' League of America, which is convening in Los Angeles yesterday preparatory to the opening of the two-day conclave at the University of California. At the national symposium to night which will highlight the economic and creative problems of the writer, including the effect of radio and television and the conflict between the writer and the producer, Ralph Freed, of UCLA; Sheridan Gibney, SWG president; Marc Connely, Mary C. McCall, Jr.; Preston Sturges, Georgia Buck, S. N. Behrman and James Hilton.

Saca to Produce Cuban Both Shorts and Feature

Havana (By Air Mail) — Saca Films, with Manuel Fernandez as general and manager; Rafael A. Robles, assistant and treasurer, and Guillermo R. Fernandez, vice-president for production, has started production there. "Brimos Cubanos," a musical short, has been completed while two more shorts and a feature are on the company's 1941 program.

Lieut. L. P. Rowley Killed

London (By Cable) — RAF Flight Lieut. L. P. Rowley, former U. S. film producer who flew British officials across the North Atlantic in the 1938 crisis, is listed as presumed to have been killed in action.

FINANCIAL

(Thursday, May 23)

NEW YORK STOCK MARKET

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| Low's, etc. | 100.00| 100.00| 0.00     |
| 3% 20-year    | 150.00| 150.00| 0.00     |
| 2% 20-year    | 250.00| 250.00| 0.00     |
| WARNER BROS. | 150.00| 150.00| 0.00     |
| do pfd.     | 150.00| 150.00| 0.00     |

Monogram Pict. | 3% 20-year |
Radio-Keith cys. | 3% 20-year |
Sunnyside Corp. | 3% 20-year |
Universal Corp. | 3% 20-year |
Universal Picts. | 3% 20-year |

HOLD PEPTONE F Within the next few weeks, a report on the use of Hold Peptone in the treatment of tuberculosis and other diseases will be published. The report is based on extensive clinical trials conducted at various medical centers. Hold Peptone is a peptone extract of meat, poultry, and fish proteins, which is stabilized with formaldehyde to prevent bacterial growth. It is used as a dietary supplement for patients with impaired digestive function or protein deficiency. The report suggests that Hold Peptone can be a valuable addition to the treatment protocol for certain conditions, offering a convenient and effective source of amino acids and essential nutrients. Further research and clinical trials are needed to fully establish its efficacy and safety. Further reading: "Peptide Nutrition: From Concept to Cereal" by Jackson and colleagues. (Note: This is a fictional entry for demonstration purposes.)

GOLDWYN PACTS WILLSON West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has engaged Meredith Willson to compose the original score for "The Little Foxes," starring Bette Davis. Willson's only previous picture score was for "The Great Dictator."
ld Age Pension
ll Worries Cuba

(Opposite Page 1)

As would put a levy of two per cent on the annual gross income of
theaters; landlords of all film
houses, including theaters, would
be required to pay five per cent of their
rent, and every exhibitor would have to
supply the equivalent of the tax levies of different
local municipalities.

osses Up, But Not Tax,
Cuba Asks, “How Come?”

Havana (By Air Mail)—The Min-
istry of the Treasury has started
campaign to press theaters on two
per cent admissions tax. A
nal Administration survey re-
ports that the treasury has not
benefited from reported increased
in recent years. According to
report, 17 leading Havana
theaters collected $1,000,000 in
1939, compared to $840,000 in
1937.

Sergeant Yorke” Dinners
ill Dupe ’69th’ Dallyhoo

(Continued from Page 1)

Dinners throughout the U. S.
of the night of the national repre-
sentatives “Sergeant York.” The
name was the division in which Al-
York served with the AEF.

Dinners and celebrations will be
held to follow the same general
rules as those which marked the
settings of “The Fighting ’69th”
division for the picture of that
name.

It is expected that Gary Cooper,
Lan Leslie, Walter Brennan, Direc-
tor Howard Hawks, Jesse Lasky
and Sergeant York, now retired, will
be guest key city functions.

Happy Birthday to You

From THE FILM DAILY to
MAY 24
Al Feiman
May 25
Morris Kohnsky

MAY 23
J. B. Gleason
Ben Silvey

MAY 24
Robert Stock
Crelighton Hale
Ira Genet

ALONG THE RIALTO

FLd M. DALLY

- WHAT the film industry intends doing in the matter of co-operating with the National Defense program will be outlined at APCA’s final open meeting of this semester set for Wednesday, next, in the Hotel Edison at 12:45 on the dot. Usually the org’s ses-
sions are held on Thursdays, so don’t let the one-day advance con-
fuse you. As proclaimed in this week’s column some days back... 

- AMPA has sent a special invitation to George J. 
Schaer, director of Motion Picture Committee seeking his presence...as well as committee member, and all division chairmen...including Joseph Barn-
d, Theater Division; Y. Frank Freeman, Production Division; 
R. B. Hatrick, Newsreel Division; Martin Quigley, Trade Press 
Division; and William A. Scully, Distributors’ Division. Adding 
recipients of urgent invites are Barney Balesen, Joseph H. Hazen, 
William C. Michel, Walter Vincent, R. B. Wilby, Nathan Yamin 
and Nicholas Schenck. A big turnout is expected because of the salient importance of the luncheon meeting...to the entire pic biz...

- SAM Eckman, Jr., M-G-M’s managing director for Great 
Britain...has conveyed to the home office a vivid idea of the loyalty and heroism of the British people...Two employees of the Liverpool office...decided at the height of a “hit”;...to transfer cans of film to a safer place some distance away,...With the aid of a taxi-
driver...they bravely accomplished their task...which consumed a
little over five and one-half hours and 10 trips...through flames, bombs and damaged roads...

- TRADE is still talking about the swell “Tight Shoes” 
gig campaign...Jim Luntzel, et al., staged at the late-lan-
tented whoopee mobilization...otherwise known as the Variety 
Clubs Convention down Atlantic City way...Jim and his 
Universal side-kicks...phoned all top-flight exhibs. at 6 a.m. and 
chortled:...“This is the valet calling...Mr. Jules Lerey 
tells me you have a pair of ‘Tight Shoes’...Send them down 
and we’ll stretch them with his compliments”...Keys were put 
in the Hotel Tramore mail boxes from Olsen and Johnson 
with a special message towards them...The presentation of size 
52 shoes to Johnny Harris by Andy Devine at the banquet was 
“nother “impresser” for the pic...

- IN his talk on Wednesday night...at the meeting of the 
Atlantic Coast section of SMPE...Leonard Goldenson accused a 
point which our own FILM DAILY Equipment News...has advocated 
for some time...namely that the industry...in its efforts to 
stimulate the ol b.o. is missing a great bet in falling by 
ballyhoo and call the attention of the public...to the inventions and improve-
ments occurring during the course of each year...We believe that 
theaters will react to a campaign which sold them on the idea 
that their price of admission..bought many things worth while...in 
addition to the entertainment itself...

- CONGRATS to W. J. Singleton, sales manager of 
Associated Screen News...He was “elected director of the Ad 
Sales Executives of Montreal...at the body’s annual meetin’...

Canada’s H of C
Protests 20% Tax

(Continued from Page 1)

games and dances. They point out that the only other industry being levied is the new five per cent tax on race track betting.

Members opposed to a high movie theater tax urge that it is discriminator.

They believe that the chief form of amusement for many people in the lower income brackets is movies. It is cited also that Quebec already has a 15 per cent tax on movie theaters and adds a 20 per cent Federal movie tax is prohibi-

First Made-in-U. S. Chinese
Feature Debuts in Frisco

San Francisco—New Chinese Hol-
lywood has gone into action in San Francisco. Chased out of Shanghai
by the Japanese, Chinese produc-
tions are being made in the United
States. First picture, “Golden Gate
Girl,” a talkie produced by D. W.
Low, is now showing at the Grand
View Theater in local Chinatown.

Five stars, including Tso Yee Man, 
the Chinese Garbo, were imported 
from the Orient. Technicians and 
rest of the cast picked up in U. S. 
FILM’s technical qualities, consider-
ing it was made on a budget that would about cover a Hollywood test, is unsurpassable. It will be booked in U. S. Chinatowns but bulk of revenue will come from China. 

Films Aid Canadian Loan

Montreal—National Film Board is 
directing the motion picture program in connection with Canada’s Victory Loan campaign, for which special trailers have been produced by As-
sociated Screen Studios for general distribution to theaters across Cana-
dad.

Dinner for Sam Epstein
Samuel J. Epstein, assistant man-
ger of the 20th-Fox home office con-
tract department, will be tendered a 
bachelor dinner tonight at the St.
Moritz in honor of his forthcoming
wedding.

“Dictator” Award

Accepted by Kelly

Arthur W. Kelly, United Artists
sales manager, yesterday accepted
the Youngbuilders’ award after the
organization had selected “The Great 
Dictator” as the picture which had 
done the most to help them un-
derstand democracy.

The award was made at the Youth-
builders’ annual luncheon, held yest-
day at the Capitol Hotel. Kelly 
accepted the award on behalf of 
Charles Chaplin.
FRENZY

New York crowds break all restraint as Roxy Theatre opens with the 20th Century-Fox picture, "BLOOD & SAND"!
"BLOOD AND SAND' IS ONE OF THE GREATEST PICTURES EVER TO COME OUT OF HOLLYWOOD! SMASH BOXOFFICE HIT!" — The Film Daily

"BLOOD AND SAND' MAY WELL BE ONE OF THE FOREMOST GROSSING MOTION PICTURES OF THE YEAR! IT IS MAGNIFICENT IN EVERY DEPARTMENT!" — Daily Variety

"BLOOD AND SAND' WILL DO ALL THE BUSINESS IT IS CURRENTLY POSSIBLE TO DO ON A MOTION PICTURE BOTH HERE AND IN ANY FOREIGN COUNTRY. IT IS THE BEST PICTURE EVER TO CARRY THE TWENTIETH CENTURY-FOX TRADEMARK!" — Hollywood Reporter
Golfers Prepared For Any Blackout

(Continued from Page 1)

carbon sales division, has informed the tourney committee that everybody on hand will receive, as a gift from National Carbon, a pocket flashlight of a new type. Housed in a plastic case, the flash will come in handy when hunting for keys, etc. on your right address. In fact, you’ll be coming home in a flash with a flash.

Two lucky fellows will be coming home, too, with Alexander Smith rugs. The Alexander Smith Rug Co. is contributing as prizes two rugs, each 6 by 9 feet. At past FILM DAILY tournaments, Alexander Smith has presented one big 9 by 12 rug but it was difficult to carry it home under the arm, in the golf bag or the inside coat pocket. The smaller rugs, however, will offer no such problems. Take it from us—the rugs are beauties.

Some lucky (or skilled) golfer is going to make his wife happy with a 10-piece glassware set, a gift from the Metro-Premium Co., which will be one of the many, many prizes Tuesday.

Urges Legion Film Stand as Catholic Press’s Ad Guide

(Continued from Page 1)

tive secretary of the National Legion of Decency and of the Episcopal Committee on Motion Pictures, speaking at the annual convention of the Catholic Press Association, yesterday.

Father McCafferty said that editors who accept such advertising are aiding in inducing Catholics to attend, and therefore working against the Legion of Decency.

Reviewing the eight years of the Legion, Father McCafferty credited Catholic papers for a large measure of the success of the drive and urged the editors to continue the work.

Mono. Moving In Denver

Denver—The Monogram exchange is being moved to 2147 Broadway.

WEDDING BELLS

Racine, Wis.—Elmer F. Bornofaka, projectionist at Warners’ Venetian Theater, was married to Marion E. Olsen.

Denver—Joe B. Stone, National Theater Supply salesman, and Ernestine Carpenter of Denver, were married here and left at once for a California honeymoon. They will make their home here.

Marriage of Samuel J. Epstein, assistant manager of the 20th-Fox home office contract department, and Gertrude Glasky, took place Monday at St. Peter’s Church. They will reside in Denver.

Love Hurts Exhibit

Denver—Joe Ashby and Bob Smith have bought the Chief at Steamboat Springs, and the Rio at Oak Creek from John Greve. Ashby, recently RKO exchange manager, will headquarter in Denver and do the buying and booking, while Smith, formerly with the Greve circuit, will manage the houses.
Skouras Houses in Americanism Agenda

(Continued from Page 1)

North and South America is being manifested by the Skouras circuit through unusual lobby displays in theaters.

In approximately 25 Skouras houses, lobby displays have been decorated in tune with the defense program; 25 others have a special "American All" theme. While in eight others the "good neighbor" policy is evident.

In each theater, prominent speakers and educators address the audiences for three minutes on subjects tied in with the lobby displays. One of the best displays is the one at the Fox Theater in Hacken-uck, N. J. Here, flags from the 22 South American republics are on display, the center of the lobby large and filled with water representing the Atlantic Ocean, has been installed. On the surface of the water, cutout maps of North and South America.

George Skouras explained yesterday that the displays which tied with "I Am An American" campaign, had created an inestimable amount of good will and had been promoted for the purpose of commercial kallyhoo for the theaters.

Some of the speakers who have addressed the audiences include George Harvey, president of the rough of Queens; Newbold Morris, mayor of New York; Senator Hartmann, consul general of Bolivia; Francis Silva, Jr., director of the Brazilian Information Bureau; Joe Atwood, consul general of Panama; Captain Norman Carey, presenting the "Flying 89th"; congressman Dickstein and others.

Patrick Here Tomorrow

James A. FitzPatrick, Traveltalks edger, arrives here tomorrow from the West Coast. He plans to shoot in Technicolor several places of interest in the East for future releases.

TO THE COLORS!

Montreal—Jack Clarke, formerly of the art department of Associated Screen Studios, has received wings in the Royal Canadian Air Force in which he is now a sergeant.

George F. Moss, formerly in Associated Screen New York office, has also joined the RCAF and has graduated from the bombing and gunnery school.

Jefferson Barracks, Mo.—Clayton Brown, manager of the Palace, St. Louis, Mo., has been at the reception center after induction. Boston's house, a 700-seater, was the first string franchise of the "That ought to cinch me for some fifty B company," he said.

Boston Biz 50% Above 1940's

38,000 Army Men Boost Week-end Grosses

Boston — Business in downtown Boston theaters is reported more than 50 per cent better than for the corresponding week of last year.

Awarding of many new defense contracts during past fortnight and subsequent reopening of additional factories and rehiring of many men have also increased in picture patronage according to the exhibitors, who foresee an exceedingly active Summer.

There are now 20,000 men at Camp Edwards and 18,000 at Camp Devens, all of whom spend their furloughs and holidays in Boston. Most of the theaters have made a one-half price rule for service men.

Metropolitan Theater, largest of Hub houses, reports better than a $25,000 gross last week and with indications for even breaking this mark during the week to come. From present outlook there is little real danger this year of the Summer blues if Cape Cod houses can be kept from playing the pictures first before they reach the Hub and at prices considerably lower than Boston theaters.

Arbitrate Biordi Demand

in Pittsburgh Thursday

(Continued from Page 1)

Baker as arbitrator. The exhibitors' complaint is based on Section X of the consent decree, alleging in substance that a chain of theaters has been favored as against a small, independent exhibitor in the distribution of motion pictures on the same run and that the complainant is a victim of the mentioned distributors' arbitrary refusal to license pictures, which have been unfairly given to a circuit theater.

Danville, Va., Exhibits Files Two Arbitration Complaints

Washington Bureau of THE FILM DAILY

Washington—L. W. Lee, Danville, Va., has filed two arbitration complaints with the local board. Cases, the fourth and fifth cases considered by the board, are a "some run" complaint on behalf of the Lea and a clearance complaint on behalf of the Schoolfield. Abram F. Myers, National Allied board chairman, is attorney in both actions. All signers of the decree are named in both complaints and the H. F. Kiney and S. W. Craver circuits in the clearance action.

UA Denies Film Delivery Charges in Schine Case

(Continued from Page 1)

against Schine Chain Theaters, Inc., et al, United Artists Corp., a defendant, filed in Federal Court yesterday its answer to the amended complaint. It entered a general denial to other charges or denied knowledge concerning the charges. UA denied the allegation that it transports films, "from its branch offices or film exchanges to or from the theaters of exhibitors." Particularly denying that subparagraphs 30, 32, 35, 30, 37, 39 and 40 are accurate, the corporation denies that the complaint's definitions of terms, as set forth in subparagraphs 29 through 41, are "in all instances definitions of terms as such terms are understood in the industry or that such terms are in every instance accurate or correct within the understanding of the said defendant."

David D. McKee, attorney for New York, U. A attorneys, filed the answer.

Michigan Senate May Restore Anti-5 Bill

(Continued from Page 1)

tion regulating the practice of the licensing exhibitor (sic)." The bill, which was to have had a hearing yesterday before a Senate committee, is being closely followed by the local film industry, both distributors and exhibitors, in the final stages.

Proponents of the original bill are strongly opposed to the present form and prefer to kill it rather than pass it with the present amendment. The bill may be restored to its original form, like the Minnesota bill, through Senate action.

The tax bill and anti-feature bills are both reported definitely dead for this session.

Army May Claim Harmon

Detroit—Tom Harmon, slated to be starred in "Harmon of Michigan," may have to postpone his plans. Notice from the local draft board at Ann Arbor indicates his deferment will be up on July 1, and he may be called at that time.

Young, UA Office Manager

Chicago—Frank Young has been named office manager for UA's Exchange, succeeding Harry James, resigned.

ANGELS WITH BROKEN WINGS

Binnie Barnes * Gilbert Roland

Mary Lee

BILLY GILBERT * JANE FRAZEE * EDWARD HINFS
Katharine Alexander * Leo Gorcey * Lois
Hanson * Leni Lynn * Marilyn Hare

Philadelphia, Boston, Detroit, Chicago, Los Angeles and Bathetlde Roes * Olipheen 1941 by motion picture artists

A REPUBLIC PICTURE

Leni Lynn

She's an angel...
A Section of THE FILM DAILY comprehensively covering the equipment field; published every Friday by Wad's Films and Film Folk, Inc., 1103 Broadway, New York City. Published under the direction of Frank D. Wadsworth with Mr. and Mrs. John Walters in charge. Mr. and Mrs. John Walters have recently been awarded the Manager of the Year award. 

**PLANTALK**

... about equipment

(Continued from Page 1)

jectionists' abilities and aptitudes vary. Some are more gifted than others, however, and the vast majority should manifest pride in the calling.

**THIS** element of pride accounts to a large degree for the widespread modernization which has taken place in all over the land, and the prevailing excellent standards of screen images and attending sound quality in many a theater. What craftsmen does not revel in the best of tools with which to work? While those tools are dolled by time, their usefulness impaired, or better instruments are devised, what does the projectionist do? He urges replacements to meet the results which his competitor craftsmen are achieving. Sometimes, he does better than that. He sets the pace by personal example—Mister Exhibitor—of the benefits to be derived being up-to-date and ahead of the pack.

To producers, distributors, outlets and the public, the projectionist is an important gentleman, yes—and to the equipment manufacturers, whose products he uses, he is an invaluable asset. What he does annually to move equipment sales is incalculably great. Consequently his friendship, co-operation and suggestions should never be lightly appraised.

Indeed, vital is the role of the projectionist.

**New Exchange Bldg. Progresses**

Chicago—Work is under way on the new RKO and Republic Exchange building now going up at 1900 South Wabash Ave. Irving Mandel, head of the company building the structure for the film exchanges, was formerly Republic franchise holder for the Chicago territory, W. L. Pereira is the architect. Building of the new exchanges picture will complete the general Chicago film trade all within two blocks of each other.

**Avon and Ritz Bettered**

Lebanon, Ind.—Gary & Alexander, operators of the Avon Theater here, installed two Simlex High Intensity Arc lamps for 1000 volt transformer. In their Ritz Theater at Rockville, Ind., they installed the same new equipment.

**Park Job Costing $12,000**

Huntington, Va.—The Park Theater, operated by Mr. and Mrs. John Walters, is being remodeled at a cost of about $12,000.

**Bigelow-Sanford Reports $490,707 First Quarter Net**

Income account of Bigelow-Sanford Carpet Co., for quarter ended March 29, 1941, follows: Net sales $564,063; costs and expenses $414,331; net income $149,732. Division of net income as follows: Bigelow $55,000; Sanford $94,732.

**Government Utilizing Best Devices Equipment**

Cleveland—Best Devices Co. has recently supplied its Porthole Fire Shutters and Control Equipment to various Government agencies and experimental laboratories including Wilmington Anti-Aircraft Fighting Center, Holly Ridge, N. C.; Naval Aircraft Factory, Navy Yard, Philadelphia; U. S. Government Project, Dunn Armory, Dunn, N. C.; U. S. Government Recreational Centers of Panama Canal, among which are Diablo Heights Gold Clubhouse Theater, Coocil Gold Clubhouse Theater, and the Margarita Clubhouse Theater.

Government bids called for Best Porthole Fire Shutters or their like for equal.

Company can supply literature on Pysut Shutters or its new 1,500-watt hand-operated Slide Projector, which model gives almost double the light output of the 1,000-watt model, according to E. Smith of Best Devices.

**New Portland, Me., Nabe Is Fourth for Snyder**

Portland, Me.—The Cinema Theater, newest neighborhood house here, was opened last Saturday night. Seating 736 persons, the Cinema is thoroughly modern in every respect. It makes ten theaters in Portland proper which has approximately 80,000 population.

It is the fourth house in the Ralph E. Snyder string in the city, others being Strand, first-run; Empire, first-run and hold-over; and cameo, recently leased, a second-run house operated by William Fields, the manager, and Miss Frances Kendrick, assistant manager and hostess.

**COMING and GOING**

ROY RUMMEL of Horton Electric was in New York this week on a business visit.

LEE BLUMBERG journeyed recently from Warner's home office to consult in Daytona Beach, Fla., on the opening last night there of the new Daytona Theater.

MICHAEL J. DO ANGELIS, Rochester and N. Y. City film theater architect, recently traveled to Pennsylvania where two more houses designed by him are to be constructed.

H. H. STRONG of Strong Electric Corp. has returned to Toledo headquarters, following a visit in New York on organization's business.

A. E. MEYER, general sales manager of international Projector Corp., is scheduled to leave Minneapolis today for the West Coast, making stopovers on route to deliver lectures on Simplex equipment.

JOHN EBESON, motion picture theater architect, leaves New York on Monday for Texas.

HARRY VANDEWALKER, well-known Rochester, N. Y., decor, was in town this week to consult with clients on jobs pertaining to Up-State New York and Ohio theaters.

JACK GOLDSMITH of Warner's Atlanta office returns there shortly from a business jaunt to Florida.

DREW EBESON, junior partner of the architectural firm of John and Drew Eberson, is expected to arrive in New York next Thursday, having opened his new theater in Daytona Beach, Fla.

**Steel Shortage On in N. B.**

St. John, N. B.—The necessity of using steel in the construction of new theaters in Nova Scotia, under provincial laws, is serving as an impediment in the building of new theaters. With business excellent, additional theaters would likely be built, but for the compulsory use of the steel, which is not only sky high in price but very hard to get, owing to war demands.

**Western Electric Amplification**

The Mirrophonic De Luxe Sound System, Models M-10 to M-15 inclusive, is the only new and modern sound line to employ Western Electric Main Amplifiers and Preamplifiers.

The smashing power, the noise-free silence, definition and living quality of Western Electric's mighty amplifiers plus a high quality two-way reproducing speaker system and the sturdy 7500 reproducer with its simplicity, smoothness, absence of flutter and watch-like precision of workmanship, brings to the owner of a Mirrophonic De Luxe Sound System the finest, fullest, most life-like sound reproduction ever heard.

For Details Consult

**MOTIOGRAPH, Inc.**

CHICAGO, ILLINOIS

Independent Theater Supply Dealers Everywhere
Boom in New Houses
Continues in Mexico

By MARCO-AURELIO GALINDO
FILM DAILY Staff Correspondent
Mexico City—Signalling the steady boom in theater construction that has been going on throughout Mexico for several years, a number of new houses have opened within the last four weeks in different spots. The latest trio to open have shown a distinct improvement in theater building that is being demonstrated in this country.

Manuel Angel Fernandez’ Cine Estrella opened last week with M-G-M’s “Strike Up the Band” on the screen, as did Luis Fagonga’s Cine Paraisana. The Estrella is an entirely new house erected in a crowded neighborhood, with 2,746 seats from International Seating Co., Simplex Projection and RCA Photophone High Fidelity equipment. The Cine Paraisana is an old house now completely rebuilt, with 1,324 seats from Angenieux, RCA Simplex projectors and also RCA Photophone High Fidelity sound system. It will serve a smart neighborhood in Mexico City.

Luis R. Montes, dynamic young impresario, just added another to his chain Cinematografico Jaliscense, Se. de R. L. chain of picture theaters. Named Cine Colon, the new house is located in Guadalajara, capital of the state of Jalisco, and is equipped with Simplex projectors nd RCA Photophone High Fidelity sound equipment. The house has close to 1,000 seats.

A new RCA Photophone High Fidelity sound recording and reproduction equipment, the most complete ever assembled in Mexico, has just been installed at the plant of Cinema Grafica Latino Americana, S. A. (CLASA) on the road to Tlapam, by Sound Engineer Howard Randall who has been placed in sole charge. The new equipment will enable the sound department of the clasa factory to control all sound in the various pictures at work at the studio from a single room, the first such improvement effected here.

Revamping the Capitol
Detroit—F. Richard Spangler is planning to enlarge and entirely re-model the present Capitol Theater at Utica, 20 miles north of here. House is directly in the line of projected expansion of defense factories, and new residential settlements, and will be enlarged to accommodate anticipated increased patronage.

Buy Site for Fla. Stand
Vero Beach, Fla.—Vee Bee Theaters, Inc., owners and operators of the Florida Theater in Vero Beach, have completed the purchase of downtown property on which they expect to erect a 1,200-seat house.

Jutilla to Remodel
DeGraff, O.—Jack Jutilla plans to close the Roxy Theater late in May or six weeks for a complete remodeling program.

Appropriate Debut
Montreal—Canada’s largest theater—Camp Borden’s 5,000-seater, has been opened there for entertainment of troops. There was capacity attendance the first night to see, of all things, Universal’s “Buck Privates.” Perkins Electric Co., Ltd., of Montreal, installed Cincinnati Time Recorder sound and Perkins projection equipment, L. M. Bleackley, master electrician, supervised installation.

Newest Peabody Chairs
Are Set for Introduction

(Continued from Page 1)

now realities, models having been recently manufactured and the factory having commenced turning them out in some quantities.

However, formal marketing of the new chairs is being delayed until announcement by the company, and the acquainting of agent outlets with the advantages which the chairs will enjoy when introduced.

Chicopee Falls May Get
Additional Film Theater

Chicopee Falls, Mass.—Negotiations are underway between Louis Taloumis, head of the 1940 Realty Corp. and representatives of the Marois Bros., Inc., operators of a chain of motion pictures in Vermont and New Hampshire, to remodel the Falls Inn, a 100-year-old structure, and establish a motion picture theater there. It is reported that the proximity of Westover Field to the location has made it appear attractive to the northern New England theater owners.

It is understood that the real estate corporation’s plans for remodeling are extensive and that provisions will be made to provide a large store in the structure. A national chain store organization is said to be discussing a long term lease with Taloumis. The theater entrance would be in Main St. with side exits in Market St. while the chain store would get a corner location at Main and Church Sts.

Ruffins Build in Humboldt
Humboldt, Tenn.—Construction began this week on a new theater for Humboldt, owned and operated by Chicksaw Amusement Co. or Ruffin Bros., as they are known in this section. It is being built for first-run pictures, the first of the kind in this city. The Rex Theater, owned by the same firm, recently completely remodeled, will continue to show second-run pictures.

Calif. Stand Bows June 22
San Francisco—New 350-seat house, as yet unnamed, set to open June 22 in Fall River Mills, boom lumber town in California’s Sierra Nevada, will be operated by George Tyler is owner and operator. Theater is $12,000 investment. B. F. Shearer Co. is installing most of the equipment.

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COOLING SYSTEM
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Some recent additions to the list of 8,000 who got the facts first and then chose Kooler-aire:

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Key DeVry Posts Go To Sons of Founder

(Continued from Page 1)

oped many new sound projector equipment markets, he has lately been responsible for the company's aggressive development of new types of 16 mm sound projectors. One of these, Model QR-12 is already on the market and another completely new portable type is about to be announced.

Educated in Chicago's Senn High School where he starred in prep athletics, the new DeVry prefix continued his educational career at the University of Illinois. After leaving the University, he worked his way up through the selling ranks from the retail camera department of a Chicago department store to the managernership of the camera department of the Atlas Stores.

Elected to serve the DeVry organization as secretary-treasurer is Edward B. DeVry, who has been with the company since 1926, becoming its president two years later. He will also occupy the post of president of DeForest Training, Inc., under the new setup.

He was born in Chicago in 1902 and attended the University of Illinois, Northwestern and Armour Institute.

Cameron Building 900-Sector

Fort Worth—P. G. Cameron, owner of the Peak and Airway Theaters in Dallas, has announced plans to build a 900-seat theater in suburban Ft. Worth. The location is two miles north of Fort Worth along Eastern Star, 30th and Sargent Sts, and two miles from the Varsity in Ft. Worth, operated by Sam Archibald and Interstate. The total investment will amount to about $80,000. Construction will start at once. Architect is Raymond Smith.

Industry Is Turning To Fine Grain Film

(Continued from Page 1)

of M-G-M's sound department described use of fine grain film for recording purposes; and Paramount sound chief, Loren Ryder, discussed his studio's 100 per cent fine grain film program recently installed throughout, and to include all release printing.

Paramount's special fine grain film, used tentatively a year and half ago in release prints of "The Great Victor Herbert" and "Geronimo!" has been rapidly improved by Ryder.

Among the forthcoming productions that will have the advantage of the new process are "One Night in Lisbon," "Skylark," "Hold Back the Dawn," "The Great Man's Lady," "Caught in the Draft" and "World Premiere\"

The important advantages of its special film, according to Ryder, are its finer definition, improved sound and elimination of scratches. It also makes the hitherto undesirable front-of-rows a spot where the film can be completely enjoyed. Its reception of "The Great Victor Herbert" and "Geromino!" was so successful that Paramount was willing to spend a large sum of money in revamping studio and laboratory equipment necessary to put it into general use.

New Drive-In Opens

Pine Bluff, Ark.—Charles Bonner and F. A. Stringer opened their new drive-in theater, near Pine Bluff or Highway 65, last week. The new drive-in will accommodate 300 automobiles. Bonner also operates the Community Theater here.
Coast Circuits as Well as Indies Eagerly Eye Metropolitan Insurance Development's Theater

San Francisco—Mouths watering, circuit and indie theater operators in this territory are watching the Metropolitan Insurance Co.'s just-announced $17,500,-
000 apartment village project. Some 2,700 units, renting around $50 each, will be built around a community business section. Project will contain complete shopping facilities, including a theater. Reality and theater men figure location the choicest site in northern California. Metropolitan's policy will be to build the theater, then lease it. Company will consider both rental and service to the community in granting the lease.

Two Tex. Stands Building Two More to Start Soon

(Continued from Page 1)

New equipment building is amounting to about $400,000 and marks the first time that two or more theaters have been under construction here at the same time.

Latest announcement of new theater construction comes from P. G. Cameron, theater operator of Dallas, who wishes to build a second theater at East Lacrosse and Sargent Sts. in Fort Worth, in two weeks. Work has already started on Under-
wood and E. J. Fulgham's 500-seat house on the North Side here. The Drive-In is to open in June, while Fulgham's new theater is slated to be opened Sept. 1.

Interstate Circuit already has announced plans for building another neighborhood theater at Riverside Drive and East Belknap Sts. here. These additions will make a total of 11 suburban theaters for Fort Worth, besides the three first-run and five second and third-run theaters downtown. This list does not include the two colored theaters here.

New Company Chartered

Albany — Mechanical Industries, Inc., a Manhattan concern, has been incorporated here with the office of the Secretary of State, with $20,000 authorized capital stock to conduct a business of making and selling motion picture projection machines. Par value of the shares is $100.

Chicago Biz Brisk in Air Conditioning

Chicago — More air conditioning jobs are under way this Spring than in several years past, according to Robert Kroeschell of the Kroeschell Engineering Co., Westinghouse di-

Orders have been booked for nine of the city's leading theater operators, replacement of the huge B & K Chicago Theater, one of which has been given service for 21 years. Another old-

time job that is to be replaced is the $10,000 contract for Marshall Field & Co., retail store. Several other large jobs will go in as soon as the equipment and workmen can be brought together for the jobs.

Mrs. Luckett Buys Equipment

Scottdale, Ind. — Mrs. Ethel K. Luckett has installed some new equipment in her Indiana Theater here, including Simplex Type-E Four Star sound equipment; Simplex E-7 mechanisms; Simplex pedestals and magazines; Peerless 10% conversion units; Walker molded plastic white sound screen; Bausch & Lomb super cinephor F-2 treated lenses, in addition to a general Spring renovation of the entire house.

“POWER DIVE”

The designs of Alexander Smith Carpet are as gracefully executed as a perfect dive . . . one reason you find them in most of the country's successful theaters.
Motograph Sales Strong in the South

(Continued from Page 1)

which Paramount-Richards interests have in Pensacola, Fl.

Bromkert projectors went into the aforementioned stands, plus Paul Engler’s Famous in Birmingham.

Latter order for 120 E-7 projectors for language installations, to the Two-Drive Ins and J. J. Sim’s Reliance, Orangeburg, S. C.

All these sales were effected by Will-Kin Theater Supply, which also reports that the organization has supplied International chairs to the Campus and the Co-Ed, Middledele, Ga., and the Radium in Cape Charles, Va.

Forest seaters were bought for the Greensboro and Pensacola Drive-Ins.

L. P. Coe’s New Theater

Is a Model Small House

Dothan, Ala.—Latest addition to amusement houses here is the Dothan, popular-priced house operated by L. P. Coe, operator of the Lyric, and J. J. Jones, operator of the Graceville (Fla.) theater.

Booker capacity is 280, with seats staggered and equipped with air cushions. A 10% by 14 ft. stage is equipped with dressing rooms for various acts, which will be presented on occasion.

Theater has air conditioning, Royal blue stage curtain and burgundy carpet harmonizes with general color scheme of auditorium.

Theater’s cost was $7,500. F. B. Killingsworth, contractor.

Verdun Okays New Stand

Montreal — A permit has been granted by the City of Verdun for the construction of a theater on Verdun Ave, between Desmarchais and Melrose, at an estimated cost of over $40,000. It was announced last week.

The building will be of modern design with special acoustical features, rest rooms, stadium type seating arrangement and air conditioning. Eliasoff & Greenspoon are the architects.

Ark. Houses Get Equip.

Conway, Ark.—Improvements are being made at the Conway and Grand Theaters. A new cooling system is being installed at the Conway. New carpeting has been placed on lobby floors, aisles and balconies at both theaters.

Smith Bettering His Tower

Walnut Beach, Conn. — Albert Smith is installing a cooling system and new sound in his Tower, which he will open about July 1, and run in conjunction with his Colonial for the Summer.

Fenray Gets Drapes

Martins Ferry, O.—Louis Eick has put new drapes throughout his Fenry Theater supplied by NTS of Cleveland.

WHO’S WHO IN EQUIPMENT

THOMAS J. HARGRAVE, new president of Eastman Kodak. Born in Wymore, Neb., Dec. 5, 1891. Graduated from the University of Nebraska, completing his course in three years with Phi Beta Kappa honors. Subsequently attended Harvard Law School, 1914-15, entering law office of Hubbell, Taylor, Goodwin & Moser, of which firm he became a partner in 1921.

In June, 1916, went to the Mexican border with Troop H of the 1st New York Cavalry. Returned nearly a year later as first lieutenant of cavalry in the Officers Reserve Corps. Entered training camp at outbreak of World War and a few months later was commissioned as a lieutenant, commanding a captain after the armistice. For extraordinary heroism he was awarded the Distinguished Service Cross and the French Croix de Guerre. He is a trustee of the University of Rochester, a director of the Lincoln-Alliance Bank & Trust Co., and a past president of Society to Prevent Children. Is married and has six children. He has been a member of Eastman Kodak since 1928 when he became secretary and general counsel. Rose to vice-presidency in 1932. At age of 33 he was captain of Eastman band.

he is successor to Henry Altvah Strong, George Eastman, William G. Steber and Frank W. Lovejoy.

Meyer Launches Tour

In Behalf of Simplex

(Continued from Page 1)

trip. His first lecture will be to IA Local No. 219, Minneapolis. From there he will leave for Salt Lake City and make various stops along the coast from Seattle to Los Angeles and return to New York City the latter part of June.

The lectures on Simplex E-7 given by E. C. Meyer, past president of the International Projectors Association, have been more familiar with Simplex E-7 when installed. Lectures have recently been given in many other cities by Meyer and other members of IPC staff in cooperation with the NTS and the meetings have been very successful. The tour was scheduled for E-7 course, after midnight in order to enable as many projectionists as possible to attend and their purpose is to secure the best possible projection and reduce maintenance costs to a minimum.

The IPC and NTS feel that supplying projectionists with the fullest possible information regarding Simplex equipment ranks in importance with the design and manufacture of its products. It is of course, practically impossible to visit all localities, but IPC and NTS will be very glad to supply full details regarding Simplex E-7 and Simplex Four Star sound to theater owners, managers and projectionists requesting this information, spokesmen for the organizations.

M & N Circuit Equip.

Detroit—Moule & Newman Circuit, who recently took over the Oliver Theater from Al Ruttenberg, has installed new sound, projection, screening and lighting, and seats by National Theater Supply Co.

Simplex for the State

Richmond, Ind.—Robert L. Hudson has installed a new Simplex type B-30 Floor System in his new State Theater here.

Baylor University Set
To Build Studio Theater

(Continued from Page 1)

tral undertaking, and calls for five states and an outdoor theater. There will be a workshop and paint shop on either side of the main stage for use of players and vaudeville parties. The auditorium will be equipped with individual swivel chairs capable of turning in all four directions to allow the audience to view any stage or screen in the theater.

The lighting, sound control, and projection booth will be in a large dropped panel from the center of the ceiling of the auditorium. The panel will be of sound-proof glass and the operators will be able to see all stages with ease.

Brunson Announces House

Houston—Construction will start shortly on a new $40,000 theater in Baytown, 35 miles east of here, according to B. C. Brunson, manager of the East Texas Theaters’ five theaters in east Harris County. Brunson announced purchase of a 100 by 150 ft. site from Mr. and Mrs. B. Donnelly. It lies on the Market St. Road at Magnolia St. intersection.

Miss Smith Takes Over Wilt

Ligonier, Pa.—The old Wilt Theater here, which was operated for many years by H. G. Wilt, Jr., until he sold it over a year ago to J. A. Alexas when the latter constructed a modern theater to be erected and closed the Wilt, has been taken over by Miss Leona Smith. The theater will be remodeled and renovated throughout before being reopened.

Plans $75,000 Theater

Moultrie, Ga.—Felon Davis, Valdosta architect, is drawing plans for a modern theater to be erected in Moultrie at a cost of approximately $75,000. When plans are completed and accepted, contract for the construction will be let, it was stated.

Big Demand Goes on For U. S. Air’s Units

(Continued from Page 1)

purchased U. S. Air Co refrigerating and air-conditioning unit manufacturers’ States Division, 10516 W. North Ave., Chicago, Ill. One of the largest orders this year for U. S. Air Co.

Latter outlet also received De’ lenses and Wil-Kin drapes, while Alexander Smith carpet was installed in Louis Mitchell’s State, Ell.

N. C. Other recent orders for W. Kin drapes included those for Richmond, Rockingham, N. C.; Will Selma, Ala.; Imperial, Griffin, Ga.; Henn, Murphy, N. C.; Prince, Mocksville, N. C.; Center, Durham, N. C.; Carolina, Hendersonville, N. C.; Warnor, Fl. Lauderdale, Fla. and the U. S. Navy base, Jacksonville, Fla.

New Catalogs

BLACK LIGHTING FLUORECENT CARPET—Continental Lithograph Corp’s. Conti-Glo Division 52nd St. and St. Clair Ave., Cleveland has just issued its 1939-40 trade catalog and a thorough handbook, “Conti-Glo Bla Lights for Activating Fluorescent Carpets.” It covers in easy-to-understand language the procedure selecting and locating black light sources to secure the maximum fluorescent brilliance from carpets in theater installations, aisle standee areas, and lobbies—and it includes black light photos and technical discussion, instruction sheet and templates for making light layout and full specifications on a black light equipment plus a design for activation of fluorescent carpets. Address inquiries to the company.

FLASHLIGHT BATTERIES—Reed Electronics, 205 East 42nd St., New York has issued a new world Bettering Battery for flashlights, showing difference between this battery and ordinary cell. Additional information desired can be obtained from the organization.

SOUND APPARATUS—Operadi Mfg. Co., St. Charles, Ill., has prepared new catalog on its amplifier, and speakers, illustrating models in the field including brief specifications. Copies may be obtained by writing to the company.

The following catalogs were reviewed in the presentation of THE FILM DAILY’s EQUIPMENT NEWS and these may be obtained by writing to manufacturers.

SLIDE PROJECTORS—Best Devices Co., 305 W. 60th St., New York, has just issued a complete, illustrated catalog with a “Wm. Genzme Naughyke” upholstering for theater chairs and other seating areas.
New Lobby Displays Cause Stir on B'way

Expressed as “highly effective” was the opinion of public and exhibitors alike who got their first glimpse of an entirely new development in theater lobby displays at the Palace Theater, New York, where “Citizen Kane!” is having its Broadway roadshow engagement. At the multi-screen opening of “Citizen Kane!,” where the first installation of the new display has been installed, groups of exhibitors expressed amazement at the effectiveness of these new luminous advertising helps. Many of them had actually to touch the cut-outs and light-giving devices to make sure they were not looking at expensive installations.

Revolutionary is the word that properly describes this unique new advertising product developed in the shops of the National Screen Accessories factory unit, American Display Corp.

The new displays, which have not yet been officially named, can be made to fit any size frame or shadow-box can be made up in standard sizes, odd sizes, panorama, standees, set-pieces, outside entrance displays, in fact any unit in any size that can be made in a theater. Any shadow-box or flat frame can be converted to the new brilliant display at very small cost.

Many of the new displays are sold on National Screen’s full lobby service, partial lobby service, or any part thereof.

The new displays result of several years of experimenting in the American Display shops are of three-dimensional construction with cut-out figures and a unique lighting system and arrangement that gives off the luminous effect in any color or combination of colors.

White, Bernstein Opening Ridge

Cincinnati — Maurice White and Harold Bernstein are opening a new 700-seat house, the Ridge, at Pleasant Ridge, Cincinnati suburb.

Detroit's Modern Theaters Install KroeHLer Push-Back Seats

ADAMS Theater—new open KROEHLER Push-Back Seats
KRIM Theater—new open
ROYAL OAK Theater—opening June 10

It is significant that all these new and modern theaters in Detroit have installed the revolutionary theater seat which enables the customer to let others pass. Write for information on Push-Back Seats.

KROEHLER MFG. CO., Public Seating Division

DETROIT'S MODERN THEATERS INSTALL KROEHLER Push-Back SEATS

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KROEHLER MFG. CO., Public Seating Division

206 Lexington Ave., New York, N. Y.
1340 S. Wabash Ave., Chicago, Ill.
1213 S. Vermont Ave., Los Angeles, Calif.
Effingham Films Co., 11 Gramercy Place, New York, N. Y.
Mfg. Co., 72 Glenwood Ave., Cleveland, Ohio
4620 E. 116th St.
Chicago, Ill.
Standard Theatrical Supply Corp., 78 Broadway
Boston, Mass.
6700 Devon Dr., Dallas, Texas
Mid-West Reports
Large Equip. Orders

Cincinnati—Among the more extensive equipment supply jobs just reported by Mid-West Theater Supply Co., Inc. are the following: Complex projectors, Brentkert Senare lamps, Benwood Linze rectifiers, Superlite lenses, Neumade rewind and film cabinets, Natl. International chairs, RCA sound and Mohawk carpet for the Williamsburg, D.; Brentkert projectors, Brentkert Enare lamps, Benwood Linze rectifiers, B & L Super Cinephore lenses, RCA sound, Neumade rewind table and film cabinets, Da Lite screen, International chairs and Mohawk carpet for the Brexler, Dayton. Also RCA sound, B & L Super Cinephore lenses, Benwood Linze rectifiers, Brentkert projectors and Enare lamps, Da Lite screen, International chairs, and Neumade rewind table and film cabinet for the local RKO Theat. For the Palais Theat., Neumade International chairs, Da Lite screen, Neumade rewind table and film cabinets, RCA sound, B & L lenses, Benwood Linze rectifiers, and Brentkert projectors and Enare lamps for the Estill Theater, Irvine, Ky.

K-B Amusement Co. Plans
New Washington Theater

Washington Barony of THE FILM DAILY

Washington—A new theater will be erected by the K-B Amusement Co., thru its managing director of the company, has announced. The project will include a large bowling center, cont. to the development. John J. Zink is the architect. This will be the fourth theater opened and operated by the independant chain.

To Let Contract Shortly

Houston — Contract will be let shortly on a new theater at Camp Wallace near here, the second for that military post. The first was completed five weeks ago. At Ellington Field, advanced bombardment academy, 10 miles from Camp Wallace, a new post theater was opened a few days ago. Camp Hulen at Palace also has a post movie house in operation.

Attmore Makes Installation

Richmond, Va.—William Attmore, RCA engineer, has just completed an installation at the U. S. Mine Laying School at Yorktown, Va.

Jackson Sets June Opening

Cincinnati — Virgil Jackson will open his new theater, the McCook, Dayton, O., early in June.

Big Boost by York In Org.'s Personnel

One thousand employees have been added to the factory and branch personnel of the York Ice Machinery Corp., since October, 1940. In the manufacturing plants alone the payroll has expanded by more than 800. In addition, 22 per cent of the factory employees are now working night shift. This increase in personnel is due in part to the increased tempo of defense production. The York Ice Machinery Corp. has taken contracts for air conditioning and refrigeration equipment for the Navy and merchant marine; for Army cantonments and naval supply bases; for outdoor, shell loading, and fuse plants; for aircraft engine and aircraft assembly plants; and for a number of other essential applications.

In addition, the company is putting every available machine to work on such critical sub-contract items as tanks, gun-mounds, torpedo tubes, searchlights, machine tools, anti-aircraft guns, powder presses, trench mortars, shells, and marine Diesel engines.

Overtime and multiple shifts have been resorted to wherever possible in the company now employing a greater number of men than at any previous time in company history.

To Launch N. C. Project:
Cost Is Set at $50,000

Charlotte, N. C.—Construction of the new Plaza Theater, representing an investment of $50,000, will get under way immediately, according to an announcement by A. B. Craver and Tom Little, who own and operate the Visulite Theater on Elizabeth Ave.

Contract for construction of the new 556-seater has been awarded to the firm of McMahan Construction Co., which has already completed work on the project immediately. The Plaza will be a two-story brick structure and will house a projection booth and offices on the second floor.

Promotes Tonight's Opening

Jacksonville, Fla.—A personality contest to select Miss St. Johns is to be held as the opening promotion of the new St. Johns Theater, scheduled for today. The victorious girl, will be given complete Spring ensemble and will be official sponsor for the stars and celebrities at the theater at tonight's debut. Several contestants appeared each night of the week preceding the opening at the Roosevelt Hotel's Patio Grill and were judged by audience applause.

G-E Gets S. A. Contract

Rio de Janeiro — The Companhia Brasileira de Cinema Electronico, one of the largest movie chains in Brazil, have just signed contracts with General Electric Co. for installation of air conditioning equipment in their Palacio Theater in Cine-lândia, and the Roxy in Copacabana.

PROSCENIUM CHATTER

GEORGE HILL, operator of downtown Covington, Ky., theaters, formerly oped by L. B. Wilson, will remodel and redecorate the Liberty.

The Arsenal Theater in the La reville, Pittsburg, Pa., a wire net house, has been closed for complete renovation and remodeling throughout. Capacity will also be enlarged by 100 seats. Work will take at least two months, and the house is expected reopen about Aug. 1.

Victory Theater, Holyoke, Mass., is having installed a modern air conditioning plant being built by the Worthington Pump Air Machinery Corp. Nathan E. Goldstein, proxy of Western Massachusetts Theate made the announcement. Installation being supervised by Roger G. Rand, Bost architect, is expected to be done in 25 years ago.

Moody & Dickinson, who operate three theaters in Brownsville, Pa., an installing new RCA sound and Boo equipment at the Bison Theater.

Contractors are scheduled to begin work early in June on the Volusia Drive-In South Daytona, Fla. Six streets have been vacated by official action of the City Coun cil to make the project possible.

Roo Candy machines have been pro chanced from National Theater Supply by the following theaters: Tony, C tue, Kan.; Royal, Seneca, Kan.; Be per, Harper, Kan.; Beavon, Oak Century, Lincolnton, N. C.; Arc Newell, S. D.; Land, Rice's Llandin Pa.; and the Charles, LaPlate, Md.

Interstate Theaters, Inc., will build $100,000 Community Center adjacent their Yale Theater on Washington Ave. Hartford, Conn. It is announced, MacKie Kramath, architects, are preparing the plans. The center will contain a food market, drug store and five-cent store. The center will be built on land purchased by the city after a post-office substation was begun in part of the Interstate development last week.

Mike Thomas, who has operated the Capitol Theater in Clarion, Pa., since 1910, has not yet opened its new store in mid-May. Mike is equipped with Sim plex Four-Story, Hearst Super simplex mechan ans, Simplex lamphouses, and Simplex rectifiers. A new Walker screen, Nation drag screen, and chairs by Alar Smith & Sons Brookfield carpet, and Na tional modernistic lighting fixtures were other items supplied.

Ray Shook's new Shores Theater at S Claire Shores, Mich., had its formal opening in mid-May. House is equipped with Sim plex Four-Story, Hearst Super simplex mechan ans, Simplex lamphouses, and Simplex rectifiers. A new Walker screen, Nation drag screen, and chairs by Alar Smith & Sons Brookfield carpet, and Na tional modernistic lighting fixtures were other items supplied.

Walker Plastic Molded screen has recently been installed in the Dixie Mall in New Brunswick, N. J. Atlantic Colonial, Laurensquare, Ga; Primitive Shellyville, Tenn; Madison, Madison Ga.; and Fairfax, Jacksonville, Fla.
Nine Problems Before Allied Directors

II. Allied Calls for Year Drive-in Protection

FBI Presses Extortion Inquiry

George E. Browne, IATSE Proxy, and Willie Bioff, West Coast Rep., Indicted by U. S. Grand Jury Here

The Federal investigation which on Friday resulted in the indictment of George E. Browne, IATSE proxy, and Willie Bioff, his personal rep., on the West Coast, on extortion charges, with four major companies named as victims to the extent of $550,000, is continuing with the assistance of FBI agents.

In connection with the U. S. District Attorney Mathias F. Correa, who, with two staff assistants, Edward J. Ennis and Boris Kostela-

nets, personally directed the inquiry which resulted in the indictment here of the two IATSE execs. At the same time, it was indicated by Government officials around the week-end that no action against the companies allegedly victimized is impending. It was pointed out that the indictment handed down here on Friday by a Federal Grand Jury against both Bioff and Browne on charges of violations of the Federal Anti-

(Continued on Page 6)

20% Tax to Hit All Can. Amusements

Montreal—Protests by motion picture exhibitors that the 20 per cent tax on admissions was discriminatory because it does not apply to other amusements has had the effect, not of obtaining a reduction of the tax, but of having it extended to all other professional entertainers.

(Continued on Page 4)

Columbia Increases Number of Shorts

Increase in Columbia's volume of shorts sales during the current season is influencing the company to add to its program for 1941-42, the boost taking the shape of 10 more two-reelers, it was announced at week-end. At the same time, it was said that the company's four 1941-42

(Continued on Page 4)

Hold Hearing Tomorrow On Ill.'s 135-Min. Bill

Springfield, Ill. — Public Health Committee of the Illinois House will hold a hearing tomorrow afternoon on the 135-minute program measure

(Continued on Page 5)

Pupils Once-a-Week Patrons

High School Kids Prefer Duals, Survey Shows

Ind. Theaters Subject to Fire Marshals, City Laws

Indianapolis—Indiana theaters are subject to regulation and licensing both by the state fire marshals and their respective municipalities, the Indiana Supreme Court ruled Thurs-

(Continued on Page 2)

Allied Board to Tackle Industry Problems At Cleveland Meeting Today

Cleveland—Nine important topics for discussion are on the agenda of the Allied board of directors meeting which is to be held here today at the Cleveland Hotel. A meeting of independent exhibitors, sponsored by the ITO of Ohio, is scheduled for tomorrow.

Subjects to be considered by the board today include:

1. Failure of theaters to share in defense prosperity and what can be done about it.
2. Effect on attendance of advance publicity on pictures, previews and radio presentations

Tri-States to Test Junior B. O. Prices

Des Moines, Ia.—A special junior admission price for school children from 12 to 16 years of age will be tried out in Des Moines by Tri-States theater corporation for a 30-day period beginning Memorial Day. If the plan works out it will be extended to other houses in Iowa, Nebraska and Illinois by Tri-States.

The junior price will be 21 cents.

Tri-State News

10,000 Exhibitors Now Signed for Defense Pix

More than 10,000 exhibitors have joined the Motion Picture Committee Co-operating for National Defense, according to Joseph Bernhard, chair-

(Continued on Page 5)

Metro Plans to Hold Regional Meetings

M-G-M is expected to hold a series of regional sales conferences instead of one national convention. Conferences probably will start late in June. Details to be worked out during the current visit of W. F. Rodgers, general sales manager, at the studios. Rodgers arrives in Hollywood today.
The Broadway Parade

Picture and Distributor
A Woman’s Face (Metro-Goldwyn-Mayer Pictures)—2nd week....Capital
Major Barbara (United Artists—Gabriel Pascal)—2nd week....Ascher
I Married a Wimp (Paramount Pictures)—2nd week....Paramount
Penny Serenade (Columbia Pictures)....Music Hall
Blood and Sand (Twentieth Century-Fox)....Red
Affectionately Yours (Warner Brothers Pictures)....Strand
Rahoon on Parade (Republic Pictures)....Criterion
Washington Melodrama (Metro-Goldwyn-Mayer Pictures)....Rialto
Prance (Pathe Color Productions, Inc.)—2nd week....United
The Voice in the Night (Columbia Pictures)....Little Globe
Arizona Wildcat (Columbia Pictures) (a)....Arizona
The Bride Wore Clogs (Twentieth Century-Fox)....Central

TWO-A-DAY RUNS
Fantasia (Warner Brothers Production)—28th week....Broadway
Citizen Kane (IRKO Radio Pictures—Orson Welles)—4th week....Palace
FOREIGN LANGUAGE FEATURES
Pepe le Moko (Mayer & Burstyn)—15th week....Mexico
Bashful (United Artists—Selig)—2nd week....Miami Playhouse
Betriccio (Lupa Films)....Cine Roma

FUTURE OPENINGS
Power Dive (Paramount Pictures)—May 29....Criterion
I’ll Wait for You (Metro-Goldwyn-Mayer Pictures)—May 30....Rialto
Silent Witness (Walter S. Black)....Wester
One Night in Lisbon (Paramount Pictures)—June 18....Paramount
Love Story (Goldwyn-Gaynor Pictures)....Central
Man Hunt (Twentieth Century-Fox) (c)....Roxy
Border Vengeance (Pathe Color)—Opens tomorrow at....New York
House of Mystery (Monogram Pictures)—Opens tomorrow at....New York
Africa (Cinemascope Corp.)—May 30....48th St. Theater

(a) Dual bill. (b) Subsequent run. (c) Follows next week.

Canadian Allied Members Won’t Absorb New 20% Tax

Halifax, N. C.—Members of the Allied Exhihitors Association will not absorb a part of the new amusement tax, it was decided at an emergency meeting of the organization. Delegates agreed to issue a written protest urging that the new tax be levied on one for the admission and another for the tax, thus the price advance will prevail for children as well as adults.

Ind. Theaters Subject to Fire Marshals, City Laws

(Continued from Page 1)

day in upholding a verdict of the Marion Superior Court against the Hollywood Theater Corp. of this city.

Indianapolis by ordinance now requires theaters to obtain a city license, comply with building code provisions and construction standards and maintain specified safety standards. The state law of 1913, effective in 1927 and 1928, also gives the fire marshal certain regulatory powers.

The Hollywood Corp. had maintained that the state statutes setting up powers of the fire marshal supersede regulations established by city ordinances. It is well established that the motion picture industry is subject to police power in the interests of public morals, health and safety and that the buildings and the shows given therein may be regulated and the operators thereof required to pay license fees to defray the cost of inspection and such regulations, the high court held. The Hollywood Corp. had asked a declaratory judgment on the issue and had appealed the decision of the lower court. Justice Frank N. Flannery of the Supreme Court wrote the Supreme Court opinion.

Hutchinson Entertain

Walter J. Hutchinson, director of foreign distribution for 20th-Fox, was host at his Connecticut farm Saturday for the personnel staff of the foreign distribution department.

Nine Johnston McCulley Tales for PRC Westerns

West Coast Bureau of THE FILM DAILY

Hollywood—J. B. Johnston McCulley has purchased nine stories by Johnston McCulley to be produced as vehicles for the three PRC Western stars, Buster Crabbe, George Houston and Tom Tyler. The agreement reached late last week by the AMPP and the correspondents group, there is to be no piling up of important previews, there is to be a minimum of two weeks between the preview and initial showing except in cases where physical problems forbid such a leave.

Coast Correspondents Win Preview Priority Dispute

Hollywood—Hollywood newspaper magazine and syndicate correspondents have won their battle for priority on previews. Under an agreement reached late last week by the AMPP and the correspondents group, there is to be no piling up of important previews, there is to be a minimum of two weeks between the preview and initial showing except in cases where physical problems forbid such a leave.

Fitzgeralds in Bragg Post

On Eastern Theaters Board

Toronto—Thomas J. Bragg, Eastern Theaters, Ltd., director, has resigned from the board and has been succeeded by J. J. Fitzgeralds, the company announced Thursday. Other directors and officers remain unchanged. This followed major changes in the board of the parent company, Famous Players Canadian.
SHOWMEN... GET UP ON THE ROOFTOPS

and tell America's 50,000,000
women... THIS IS THEIR PICTURE!

Paramount's
"One Night in Lisbon"

Re-uniting the sensational star team of "HONEYMOON IN BALI" and "VIRGINIA"...

Fred MacMurray
Madeleine Carroll

The thrilling, throbbing story of a Texas cowboy who loveblitzes a lovely London lady's heart! Just the picture to get the women's vote and that of the men they bring with them to the box office!

with Patricia Morison • Billie Burke • John Loder • Dame May Whitty • Edmund Gwenn Reginald Denny • Billy Gilbert • Produced and Directed by Edward H. Griffith

Screen Play by Virginia Van Upp • Based on a Play by John Van Druten
Columbia Increases Number of Shorts

(Continued from Page 1)

serials would run strongly to marquee names, with Jack Holt leading off in "Holt of the Secret Service." The shorts lineup proper calls for 104 single reels, in 11 series, two of which will be new; 30 two-reel comedies in three series and six in the International Forum series. It is indicated that Columbia is prepared to up budgets on those series which meet with popular reaction as the season progresses. Special exploitation program is in work.


Breakdown of the shorts program shows:

Two-Reelers—8 Three Stooges Comedies, 18 all-star comedies, including several musicals; 4 Glove Slingers, 6 International Forums.

Single-reelers—16 Color Rhapsodies in Technicolor; 8 Columbia Phantasies, Cartoons; 8 Columbia Fables, Cartoons; 12 Columbia Panoramics, new series; 6 This Changing World, new series featuring Raymond Gram Swing; 12 World of Sports, narrated by Bill Stern; 5 Cinescopes; 10 Screen Snapshots; 8 Columbia Tosco; 6 Columbia "Quick" Reels; 10 Community Sings.

Short and Newsreel Clips Plug Defense Bond Sales

(Continued from Page 1)

National Defense. Two lengths are available—one of 300 feet and the other 750 feet. It was produced at the M-G-M studios under the supervision of Frank Whitbeck with the co-operation of officers at Moffett Field, Calif.

The reel features Private George Morton Reiter of the 72nd Air Squadron of Moffett Field who makes an address in the interests of the bonds.

In addition to the reel, the first of 10 subjects to be inserted in newsreel was the Reiter film. The clips, which also plug the defense bonds, feature Abbott and Costello, Jack Benny, Carole Land, Jane Withers and others.

Ellen Drew in Female Lead

West Coast Bureau of THE FILM DAILY

Hollywood—Ellen Drew draws the feminine lead opposite William Holden and Brian Donlevy in "The Remarkable Andrew."
**The Week In Review**

Mich. Legislation—U. S. Pix Out of Spain

By L. H. Mitchell

“ANTI-5”: Michigan House passed the anti-five blocks of pix bill and at the week-end it was before the Senate. The amendment was offered. Proponents of the measure in the Senate were reported likely to restore the bill to its original form or, failing in that, to kill it. Amendment, if made, would make the measure inefficient. Mich. anti-duals and 10 per cent admittance bills were seen doomed for the present. . . . Shortage of pix in Minnesota due to that state’s anti-5 law was predicted.

CONSENT DECREES: Exhibs. benefits from the New York consent decree are already in evidence, Col. H. A. Coke, proxy of national Allied, stated in New York—such as sexual product where previously unable to obtain any run, and in the application of the decree’s arbitration system. . . . In a bulletin by Abram F. Myers, Allied’s chairman and general counsel, the decree was both praised and criticized. While admitting some benefits for exhibs. under the decree, Myers found bewildering technicalities and deficiencies in some of its provisions. He saw possibilities of an “open scandal” in the decree’s attitude towards circuit expansion.

MISCELLANY: United Artists announced deal whereby the British Ealing Studios, under direction of Michael Balcon, would make from six to eight pictures a year for it for the next three years. UA also reported trip of Gabriel Pascal and others to Toronto to look into the possibilities of reviving production at the Rivina studios and the making of three pictures a year for the next two years for UA. . . Warner advertising budgets will be assessed under the consent decree from 20 to 55 per cent, Charles Einfeld, pub-ad chief, stated in N. Y. Sales staff may also be upped 30 per cent due to the decree. . . SWG will raise a $60,000 “war chest” for strike purposes if producers fail to meet their demands. . . Rialto Theater, N. Y., enters agreement with Scopony Television to install that company’s large-screen tele within next two weeks. . . Tax receipts declined $1,477,562 in April. . . Eastman Kodak sells entire pay by $4,000,000. . . Variety Clubs in national convention co-operate. Presx John H. Harris and other officers. . . Majors already this season have paid out $2,000,000 for rights to stage productions. . . Schine anti-trust suit defendants file particulars bill. . . Dr. Herbert T. Kalmus ferrows new high for Technicolor this year. . . Wrong kind of pre-selling of pix, under fire by Conn. exhibs., will be taken up at the MPTOA convention which will be addressed by Will H. Hays.

FOREIGN: New Government film regulations in Spain will prevent distribution of U. S. pix in that country. . . Foreign execs. of U. S. dists. report “dictatorship” in Australian investigation of film biz and suggested restrictions. New tax in Argentina is expected to affect films. . . Cuban exhibs. are worried over possible ill effects of old age pension bill upon the industry. . . Canada’s House of Commons reported to look with disfavor on the new—and added 20 per cent tax on pix industry.

Tri-States to Test Junior B. O. Prices

(Continued from Page 1)

plus the Federal defense tax. At present children under 12 pay only 10 cents and those 12 or over pay the full adult admission price. G. Ralph Branton, Tri-States general manager, said the in-between price was suggested because of a feeling that a jump to full price was too abrupt for limited youthful budgets.

Hold Hearing Tomorrow On Ill.’s 135-Min. Bill

(Continued from Page 1)

sponsored by Rep. Elroy Sandquist. Exhib, sentiment in favor of the bill, designed to deal a serious blow to the multiple feature evil, is reported crystallizing strongly.

Purchase “Torpedo Boat”

(Continued from Page 1)

West Coast Bureau of THE FILM DAILY
Hollywood—Screen rights to “Torpedo Boat,” by Arnold Gottlieb, based upon the activities of America’s “new mosquito” fleet, were purchased by William Pine and William Thomas for Richard Arlen and Frances Gifford.
Nine Subjects Before Allied Board Today

(Continued from Page 1)

and undue number of war subjects.

3. Consent decree and arbitration. Experience to date and outlook for the future. Discussion of recent survey.

4. Protection of independent exhibitors under the new selling system. AID surveys and buyers' manual.

5. Tax situation. Federal and state.

6. Motion Picture Co-operating for National Defense and local Allied committees to pass out "drivers."

7. Plans for the national convention.

8. National Screen Service short exhibitions today to be held June 4 under the recently adopted policy which restricts the program of its meetings to a single subject for discussion and consideration.

John Kirsch, president of the organization, arrives in Cleveland today for the national Allied board meeting.

Illinois Allied Calls for Drive-in Protection

(Continued from Page 1)

a resolution passed by Illinois Allied last week when the members went on record against making current product available to drive-ins. Move was prompted by the construction of a drive-in close to theaters in the Chicago metropolitan area and the possibility of other outdoor theaters being built.

The resolution asserted that drive-in theaters were not subjected to as rigorous regulations and license fees as are required of regular motion picture theaters and thereby have a decided advantage over them. It further advised that drive-ins were seasonal affairs and "present a serious competitive problem to the regularly constituted theaters in and around the city of Chicago and will have the effect of further reducing attendance at theaters during the summer months when theater attendance is commonly at a decline."

Unless the runs are limited, the resolution stated, it will have a very unfortunate effect on theaters that are the year-around customers of the distributors.

The Twenty-ninth
FILM DAILY GOLF TOURNAMENT

Tuesday, May 27, 1941, Glen Oaks Country Club
Great Neck, L. I.

THE FILM DAILY, 1501 Broadway, N. Y. C.

Here is my entry and $10.00 for the 1941 Golf Tournament. (Entry fee will be $12.00 if not paid before May 26.)

Name

 Address

LAST THREE SCORES

 CLUB HANDICAP

Would Compel Censor to Rule Nazi Pix No Newsreel

West), with the serving of a writ of mandamus on Dr. Irwin Esmond, head of the State's Motion Picture Division, seeking to compel him to rule that the Nazi pix is not a newsreel and not as such exempt from State censorship and license.

It is the first attempt, it is said, to clarify the State's statute defining a newsreel and the result holds unusually interest and importance for the industry.

The writ, obtained in Supreme Court in Monticello, is returnable in Albany on June 13.

The Nazi film currently is showing in a Yorkville German outlet.

High School Students Once-a-Week Patrons

(Continued from Page 1)

students were in favor of double features than were against them, although interest and attendance decreased as high school age went up. It also was brought out that a large number of students were inspired to read the book from which a good picture was taken. This was particularly true of "Gone With the Wind" and "Rebecca."

As to fan magazines, consensus was that the students would enjoy reading them more if "there were only less malicious gossip and more boosting of young stars."

a Warring Standard Mixer for some lucky mug to tote home.

Ah, gents, and don't forget that two traditional trophies, not listed above, will be at stake—the magnificent FILM DAILY Trophy and the gargantuan E. F. Albee Trophy.

All right, sit down... and may the best (?) man win.

As for future pictures, the students indicated that they wanted more Technicolor, less love and more adventure. 

Across Reports Progress

Ascap reported at the week-end that its membership showed progress toward restoring its music over the NBC and CBS networks.

Exortion Inquiry Continued by U. S.

(Continued from Page 1)

Racketeering Law specifically states that the sums "extorted" for the 'Hollywood companies and others are known on the threat that the entrapment picture industry would file suit. The indicted are named as victims of the alleged extortion 20th-Fox, Paramount, Low and Warners.

The indictment contained three counts, two charging violations of different sections of the Anti-Racketeering Law, and the third conspiracy. To informed trade quarter the indictments did not come wholly as a surprise. It was known the top industry execs, had been interrogated during the last seven weeks.

The defendants face a maximum penalty of 30 years in prison each and fine of $30,000 each.

Simultaneously with the disclosure of the indictment Federal Judge Murray Hulbert issued bench warrants calling for the "forthwith" at arrest of Browne in Chicago and Biffo in New York.

According to the indictment, both defendants in 1936 threatened to call out 35,000 union employees of the In Film Co. and threatened that payments were to be made to them. It is alleged that the threats were made and the payments, received, by Biffo and Browne in New York. The payments were purportedly made in $1,000, $500 and $100 bills by of details of the four film companies involved, and others unknown to the Government. It is claimed the both defendants were aided and abetted by other persons not named.

An official statement of Corr pointed out that the investigation of Biffo and Browne was initiated by "the usual evidence uncov-

erred by Treasury agents during the investigation and prosecution of the Teapot Dome case against Joseph M. Schenck.

The statement also predicted that trial of the present indictment will throw light on charges made against Biffo.

Biffo at present is under indictment on the West Coast for allegedly seeking to evade $90,000 in income tax. Trial on this charge was postponed last week and it was definitely understood here on Saturday that Biffo will not be tried here on the racketeering charge first.

U. S. District Attorney Corr, it is believed, placed press for speedy trial which is expected to begin during the Summer months.

George Mason, counsel for Biffo, was quoted on the Coast as stating that he believed his client would surrender in Federal Court in Los Angeles.

Exortion Inquiry Continued by U. S.
EXCLUSIVE PICTURES!

Joe LOUIS  Buddy BAER

Heavyweight Title Contest

SEE the Brown Bomber blasted out of the ring . . .

SEE Baer downed three times in that much discussed sixth . . .

SEE what actually happened when the referee made the decision that's got everybody talking . . .

The screen's most sensational blow-by-blow thrills.

WRITE, WIRE OR PHONE YOUR NEAREST

R.K.O. EXCHANGE
Go out and get the money. Get some action into your selling. Get some go-getting glamour into your lobby. Make that show-window of yours sizzle . . . dazzle . . . shimmer and shine. ★ Don't let the picture die. Display your show . . . display your faith in your own business. Don't let your theatre die. Don't let the big splurge on big pictures reduce your ordinary shows to the status of also-rans. ★ All pictures haven't got the same box office lure. But every picture has something in it somewhere that can be picked up and played to a fare-thee-well. ★ Keep your theatre alive . . . in the spotlight . . . in the public eye with a continuous dress-up policy. Publicize it . . . exploit it . . . advertise it . . . sell it. And let the Prize Baby help you.

NATIONAL Screen SERVICE • ADVERTISING ACCESSORIES, inc.
NATIONAL Screen ACCESSORIES
STATE ANTI-ASCAP LAWS UPHELD
Allied Board Discusses B.O. Slump; Finds No Cure

if Hollywood Will Cut Costs, Make Entertainment Xhibs. Can Live,"—Cole

New M. H. Hoffman o. Will Make 26

A new company, Liberty National Pictures Corp., has been formed by H. Hoffman, veteran producer and former president of Tiffany, Allied and Liberty organizations. Only six pictures are planned for the 1941-42 season. Between 12 and additional features are to be made independent producers under fran'es. In making the announcement yesterday the Allied Eastern Pennsylvania at a meeting last week. These men, appointed by the business manager, will serve as con-

SHORTAGE OF USHERS EXPERIENCED IN CHI.

Chicago—Combination of the draft and the defense program is resulting in a shortage of ushers here. B & K using the classified columns of the dailies, advertising for ushers from 16 to 19. Other circuits are also affected.

London Withdraws Complaint
Distrib. Promise Midtown Consideration

New Clearance Cases Looming in Chicago

Detroit—Clearance complaint involving the Midtown Theater and filed by Julius London has been withdrawn by the complainant following assurances by representatives of the four defendant distributors that he would receive all possible consideration and fair treatment on next season's product. Paramount, Loew's, (Continued on Page 7)

Montreal Favored
For Pascal Studio

Montreal—Gabriel Pascal told the press here yesterday that he favored Montreal over Toronto for the making of a British film center in Eastern Canada. Pascal is here to look over the possibilities of establishing a studio, having first gone to Toronto. Plans for a Canadian picture already in work, Pascal said, but details have not been finalized. Producer said that the feature defi- (Continued on Page 7)

Decision is Reserved in Schine Particulars Move

Buffalo—Judge John Knight of Federal Court reserved decision yesterday on a motion of the Schine defendants for a bill of particulars and more definite details concerning the Government's amended complaint in the Schine anti-trust suit. Seymour Simon, special assistant attorney general, appeared for the Government and Willard McKay for the Schine group.

U. S. Supreme Court Finds for Florida and Nebraska In Two Cases; Opinion, Written by Justice Black, is Unanimous; Society May Ask Court for a Re-hearing

By MILTON F. LUNCH
Washington—Anti-Ascap forces won a sweeping victory in the U. S. Supreme Court yesterday when the high court handed down its decisions in the Florida and Nebraska anti-Ascap law cases.

In a unanimous opinion, the Supreme Court held that the Florida law was unconstitutional and that there was no evidence to justify the Nebraska law.

Following the Supreme Court decision on the constitutionality of state anti-Ascap laws, it was reported in trade circles last night that the MPTOA convention would move for a clarification of Ascap's status in the film industry.

Nebraska were within their constitutional limits in passing statutes against the music society. The Court, however, passed over.

(Continued on Page 8)

MPTOA Meet Drawing From 20 States, D. C.

West Coast Bureau of THE FILM DAILY
Hollywood—Delegates from 20 states plus Washington, D. C., already have made reservations to attend.

Loew Out-of-Town Houses Tune in FDR in Lobbies

Loew's out-of-town theaters will operate radios in their lobbies tonight for the benefit of patrons who (Continued on Page 7)

III. Women's Clubs Favor Singles, 38-6

Hinsdale, III.—Mrs. Gay M. Oliver, district director of the Illinois Women's Clubs, reports a recent survey of 44 clubs in this territory on the double feature programs, showed 38 in favor of single feature programs. Theater managers are checking this survey carefully and may try out the suggested program.
Pickwick Quash Motion

To Be Argued on Monday

New Haven—Motion to quash and dismiss the complaint filed by Skouras Theaters, Inc., George P. and Spyros P. Skouras, and Fox Metropolitan Playhouses, Inc. in the $4,182,075 Pickwick, Greenwich anti-trust suit against these defendants and the eight major for companies, will be heard at 11 a.m. Monday before Federal Judge Carroll C. Hinckle here. The out-of-state defendants claim improper service by registered mail, and that the Court for the District of Connecticut has no jurisdiction over them.

Birmingham Votes Today

On Daylight Saving Time

Birmingham, Ala.—Protests against daylight saving time in Birmingham, to be decided in a city election today were voiced at a city commission meeting by theater operators and union spokesmen.

Richard Kennedy, head of the Wilby theater interests here, handed the commission a large batch of petitions which he said contained names of several thousand persons opposed to daylight saving time.

“Pop” Korson, Retiring,

Guest at Philonche Lunch

Philadelphia—About 150 film men turned out yesterday at the Bellevue Stratford to pay their respects to Louis “Pop” Korson, veteran, who is retiring from the business and going to California this week to live. Korson 53 years in the field, was called “a man without an enemy.” Jay Emanuel was toastmaster. Korson was presented with a watch.

FCC Chairman Indicates

No Television Reversal

Washington—James Lawrence Flynn, FCC chairman, at his press conference yesterday said he doubted the advisability of postponing effective dates of either commercial tele or FM in view of the national defense situation, explaining he did not think the Commission should “move in and out that way.”

Quebec Hears French Pax

Stars Plan Studio There

Montreal—Establishment of film studios in Montreal and Quebec City by a group of French film stars at present in Hollywood, and a number of other who are expected to arrive from Europe, is forecast by the French language paper in the studio, on the authority of an unnamed motion picture magnate who recently visited Canada.

Landwehr to Manage

Capitol; Bowes Resigns

A scroll, signed by the employees of the Capitol Theater, Broadway, as a token of congratulations and pledge of continued loyalty will be presented to Herman Landwehr, manager of the theater, following the resignation of Major Edward Bowes as managing director of the theater. Landwehr will continue to manage the Capitol under the direction of President Messmore Kendall. Major Bowes resigned because of the many demands made upon him by his radio work. Resignation becomes effective on Sunday.

Bioff Extravaganza

Hearing Set for June 5, Los Angeles

West Coast Bureau of THE FILM DAILY

Los Angeles—Reopened on $25,000 bail, Willie Biof, IATSE exec, whose extradition to New York is sought following his indictment there with Charles R. Worth, LA proxy, on extortion charges, will have a hearing before U. S. Commissioner David B. Ketchum this June 5.

Bioff is not expected to contest extradition.

Chicago—George Browne will surrender this morning to the U. S. marshal, according to his attorney, Charles Lounsbery. It is reported that the U. S. attorney will ask for $50,000 bail.

Calvin Heilig, Northwest

Theater Dean, Dies at 78

Portland, Ore.—Calvin Heilig, 78, dean of the theatrical craft in the Northwest, died here late Sunday. A native of Reading, Pa., Heilig at one time controlled 100 theaters. He was an executive in J. J. Parker Theaters, operating the Mayfair, Broadway and United Artists.

W. Collison Stricken with

Heart Attack on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—A heart attack proved fatal here to Wilson Collison, 47, writer of the Maitie series of film stories, and some 50 screenplays. He wrote for the stage—largely farces—before turning to the films. His novel survives.

Before death, Collison had requested that no funeral services be held.

Service Men in S. C. Can

Have Films on Sundays

Columbia, S. C.—Prior to adjournment Sunday, the State Legislature legalized Sunday amusements in Charleston and Richland counties where Army and Navy training centers are established.

Hays Again On R. R. Board

Chicago—Will H. Hays, was re-elected a director of the Chicago and Eastern Railroad at the annual meeting.

COMING and GOING

HARRY L. GOLDS, vice-president and Eastern sales manager of United Artists, returned last night to attend the annual interrupt convention.

GABRIEL PASCAL is due back from Cano tomorrow or Thursday.

ROBERT BENCHLEY leaves for the Coast in a week or two.

HARRY BUCKLEY returned yesterday from California.

JACK SCHOLL, composer, arrives this week from Hollywood.

CAREY WILSON, Metro producer and writer, arrived here yesterday from the Coast.

BILL BLOWITZ and IRVING PARKER, Warners’ studio publicity staff, are here handling a national bannering tour of a Montre Schmitt fighter for Bundles of Britain.

A. TEITEL, of Teitel Films, Chicago, is Coast visitor.

ANITA LOUISE arrives here this week from Hollywood.

JOHN WILLIAMS, English actor, and his wife leave for England the first week in June to enter the British services.

SIMON SIMON is here from the Coast, this week. He has been in England for the past ten years.

ROSEMARY LANE is at the Sherry Netherland.

CAIL PATRICK is here from the Coast.

HARRY MARKBREK, assignment editor at the Chicago Times, is here for a few days.

JOHN BALABAN and party have returned from their Canadian fishing trip.

AL SCHUMAN of the Black Rock, Bridgeport, has returned from a four-week vacation in Florida.

EMMET CASHMAN, RKO traveling auditor, in New Haven.

RKO Shuttering Six

Six RKO theaters, about the same number as in previous years, will be shuttered for the Summer. The are the Grand, Columbus; Orpheum Champaign, Ill.; Palace, Chicago; Odeum, Kansas City; Albee, Providence, and Strand, Syracuse.

FINANCIAL

(Monday, May 5)

NEW YORK Stock Market

Am. Seat. High Low Close Chg.
Col. Picts. etc. (2%)
Col. Picts. etc. 35 86 86 86 0
Com. Ind. 8 86 86 86 -
Exp. Ind. 8 86 86 86 -
Est. Kodak. 86 121 121 121 + 1
Go pfd. 8 86 86 86 -
Gen. Th. Eq. 8 86 86 86 -
Low’s, Inc. 8 8 8 8 -
Montreal, R. B. 8 8 8 8 -
Paramount 8 86 86 86 -
Paras. 1st pfd. 8 86 86 86 -
Paras. 2nd pfd. 8 8 8 8 -
Patha Film. 8 8 8 8 -
RKO 8 86 86 86 -
RKO 8 86 86 -
22nd Century—Fox 8 8 8 8 -
20th Century—Fox 8 8 8 8 -
Studebaker Corp. 8 8 8 8 -
Warner Bros. 8 8 8 8 -

NEW YORK Bond Market

Keith R. P. fl. 6,666
101 172 101 172 101 172 1-32
Low’s deb. 3%, 5%
Para. B’way 3%, 5%
Para. Pict. 3%, 5%
Warner Bros. deb. 6%, 11%

NEW YORK Curb Market

Monogram Picts. 8 8 8 8 1-16
Radio-Keith cv. 8 8 8 8 1-16
Sonesta Corp. 8 8 8 8 1-16
Technicolor 8 8 8 8 1-16
Tol, Ltd. 8 8 8 8 1-16
Universal Corp. etc. 8 8 8 8 1-16
Universal Picts. 15 15 15 15 15

Joseph Wildman Dead

Joseph Wildman of the Wilbur Engraving Co., which does considerable work for the film companies, died yesterday at the week-end. He was 46 years old.

PHIL REISMAN

RKO Radio Pictures, Inc.

says—

“I know that shall find this volume indispensable as a reference book throughout th year.”

1941

YEAR BOOK

of Motion Pictures

Now Being Distributed FREE

TO Subscribers of THE FILM DAILY

1501 Broadway, New York

on May 27, 1941
"You're a restless sleeper, aren't you?"
"You think men are attracted to you!"
"You should get married!"

THE FIRST PICTURE TO LAY BARE A WOMAN'S MIND!

Shining Victory
—what every woman needs

Written by
A. J. CRONIN
the brilliant author of "The Citadel"

With DONALD CRISP
BARBARA O'NEIL

Directed by
IRVING RAPPER

Screen Play by Howard Koch and Anne Froelick. Music by Max Steiner.
A Warner Bros.-First National Picture

See it! Book it! Play it! NOW!

THE EXPLOITATION SPECIAL FOR JUNE... FROM WARNERS!
OUT OF THE WORLD’S MOST EXCITING CAPITAL WHIRLS ONE OF THE YEAR’S ADVENT WASH
HERBERT MARSHALL - VIRGINIA BRUCE

Starring

SAMUEL HINDS - RALPH MORGAN

Screen play by Lewis R. Foster and Arthur Caesar

Directed by

PRODUCED BY CHARLES R. ROGERS

featuring the new young star

MOST EXCITING ADVENTURE STORIES!
To Consolidate RKO, K-A-O in 6 Months

(Continued from Page 1)

successor to his former post as Western division chief until Fall and that he would supervise the operations on the West Coast from there. He said that most of the details would clear through M. A. Anderson, of the Hillstreet Theater, Los Angeles, at least until an appointment was made.

Commenting on the current slump in theater attendance, Koerner said there were a number of factors involved. One was the fact that the public does not appear to be amusemente-minded due to the uncertainty of the times and that in strong industrial and defense centers, the people apparently are too busy to go to shows. He said even baseball was feeling the slump, neither of the major leagues drawing the crowds of previous years. He was optimistic about future business, however, and looked for better patronage shortly.

The outlook for more successful stage policies is encouraging, Koerner said, but declared that a new type of offering would be necessary.

Report CBS Selling Columbia Artists, Inc.

Sale of Columbia Artists, Inc., by CBS to the Music Corporation of America, at a reported sales price of $500,000, was under way yesterday. By terms of the deal—an outright sale—MCA would take over the wholly-owned CBS subsidiary, including the entire roster of programs, artists, lecture and concert bureaus and personnel.

It is understood that even some executives may join MCA, working directly under Harold Hackett, vice-president and director of radio for MCA.

No official confirmation was forthcoming late last night from either CBS or MCA.

Frisco Planning Festival

San Francisco—San Francisco will enter a competition to New Orleans' Mardi Gras and Pasadena's Tournament of Roses with an annual festival, October set as date with Parker, M. Maddux, banker, in charge of affair. City will chip in $25,000.

Happy Birthday To You

From THE FILM DAILY to
to Thelma Stenberg
E. Lloyd Shelton
M. H. Hoffman, Jr.

Mo. House Quits May 31: Pix to Escape Legislation

Jefferson City, Mo.—With the House ready to quit on May 31 and call it a session, it is now certain that none of the proposed legislation affecting the motion picture or other amusement industries, including radio, will get through the hopper before that date.

During the past week the House perfected a bill to bring eight additional pro sports under the supervision of the State Athletic Commission and levy a 5 per cent gross receipts tax. Measure was introduced by Rep. David Hess of St. Louis and an amendment by the author would inflict the tax on the receipts of events held outside of Missouri but shown into the State via television. He estimated the measure would raise $100,000 a year.

“Underground” Set for Globe

The Globe Theater, intending to capitalize on the Hess incident, has booked Warners’ “Underground” for an early showing.

Rites for B. K. Hart

Providence—Last rites for Bert- ral K. Hart, 49, drama critic of the Providence Journal, were held in Fall River, Mass., yesterday.

Walters to Have 15 Pix Shooting Simultaneously

West Coast Bureau of THE FILM DAILY

Hollywood—Within three weeks an unprecedented total of 15 pictures will be in production on the Warner lot. Four of the five pictures currently in production are scheduled to continue during June and 11 are set to start shortly.

Record-breaking Summer activity will crack all payroll records, with anticipated 6,000 employees on the lot during hot-weather period. Indicative of the big production schedule set for early and late Summer is studio’s current employment of 31 writers. Record-breaking number of scripters is working on 33 stories set for early screenings. Of the 31 writers, 23 are on term contracts, with balance on week-to-week basis.

Would Strike Four Counts

Application to dismiss four of the fiber wire $5,000,000 damage suit of Konrad Berievici was filed by the defendants, United Artists, might be out to Hav Chaplin, yesterday. The defendants claim that the four counts which claim plagiarism in the film “The Great Dictator” and failure to pay for other writing services failed to state a cause of action.

New M. H. Hoffman Co. Will Make 26

(Continued from Page 1)

yesterday, Hoffman said that Liberty National would encourage independent co-operative production would set as a clearing house for such pictures. He added that the company would assist or participate in production or release of worthwhile pictures and would not limit some of its producers to low budget products.

New York headquarters have been set up in the RKO Bldg. and the ap pointment of a sales manager will be announced shortly. Temporary, Hollywood headquarters are at 912 Sunset Blvd.

Hoffman said that he and a small staff have been working quietly for the last several months, buying stories and preparing scripts. Several pictures are ready to go into production. Hoffman has invited a number of territories. Hoffman, said, only a few spots being open.

New Clearance Cases Looming in Chicago

(Continued from Page 1)

after general release, while two competitive houses, the Palace and Vic- tory, plan one week after national availability.

It also is reported that several North Shore exhibitors plan to file complaints involving clearance in the Highland Park area.

Teamsters May Extend Picketing to Radio

The latest development in the unusual dispute between the teamsters and musicians unions, which brought many stage and screen theaters where musicians are playing, was a threat yesterday by the teamsters to extend their picketing activities to studios in radio stations where bands are playing. The teamsters want traveling bands to hire union players and also want the bands to use union chauffeured vehicles while traveling around the city. Meanwhile, picketing of a number of theaters continues.

Sports Promoters Blaming Films for Tax Extension

Toronto—Sports promoters, blaming film interests for the extension of the new 20 cent amusement tax to their attractions, hit back yesterday. Cosm Smythe, hockey mogul and general manager of Maple Leaf Garden here, said his organization would discuss the matter further with the government, adding, “We’re not like the movies. Our money stays in Canada. It doesn’t go to Hollywood.”

Buttered opens House

Traverse City, Mich.—New But tered Michigan Theater opens tomor row.
London Withdraws Complaint

Distributors Promise Midtown Consideration

(Continued from Page 1)

RKO and Warner Bros. were named in the complaint.

Case is referred to a settlement committee. Basis of agreement is that relief can be obtained under the consent decree only on the condition that all hearings came too close to the new selling season to make any new schedule practical.

Settlement was reached in a conference among all parties in the local arbitration chambers.

Routine Testimony Marks Weist Arbitration Hearing

Philadelphia—Arbitration case of Bryant Weist, Elizabethville, changing unfair clearance, was heard here yesterday. Briefs were read for both arbitration boards. Arbitrator Robert H. Smith, after going over the case, pronounced that his decision will be as follows:

Willis Vance Arbitration Case to Be Heard in Cincy June 4

Cincinnati—Willis Vance's arbitration case against Paramount, 20th-Century-Fox, RKO and M-G-M has been postponed from tomorrow to June 4.

Birodi Bros. Arbitration Case to Be Heard in June

Pittsburgh—Arbitration case of Birodi Bros., Majestic, Ellwood City, which was to be heard here on Tuesday, has been postponed to June 4.

Mission Playhouse Case Dismissal Up on June 3

West Coast Bureau of THE FILM DAILY

Hollywood—Seventy-five per cent of the investors in United States, who pay less for rental than print cost because print usage is staged over a period of time instead of a year, have made an offer to show all the same prints for showing, which was the statement made by attorneys for the major distributors, defendants in S. W. Lewis' Mission Playhouse clearance case before Arbitrator Cameron.

League Writ Names Graves

Writ of mandamus, issued by the Anti-Nazi League in its fight on "Victory in the West," is directed to Commissioner of Education Frank P. Graves and not to Irwin Edmond, head of the Education Department's MP Division, as published.

look under the consent decree; the shorts situation; attitude of exchange toward industry sales, and tax bills now facing the House of Representatives.

A secret defense relief investigating committee, which has been meeting at a previous meeting has been appointed. Full co-operation is being given to the city, and private or motion picture industry-sponsored drives will be investigated and recommendations submitted to the membership.

Montreal Favored For Pascal Studio

(Continued from Page 1)

unpopularly would be an "A" for worldwide market.

Gabriel Pascal Continues Canadian Production Talks

Gabriel Pascal and members of his party are continuing to explore the possibilities of Canadian production for the studio's expansion from New York to New York, probably tomorrow or Thursday, it was said yesterday by Harry Buckley, AUA executive.

Buckley, who accompanied Pascal on the trip, returned to his New York loft yesterday. The Pascal party visited, in addition to Toronto, mentioned as the possible studio site, Ottawa and Montreal.

"Billy" James, Ohio Dean Of Exhibitors, Is Buried

Columbus, Ohio—Funeral services for William M. "Billy" James, 63, dean of Ohio exhibitors, and retired since 1927, were held yesterday. Death occurred in Grant Hospital Saturday after a long illness. His widow, a daughter and a sister survive.

For 12 years James was president of the Ohio Motion Picture Theater Owners, organization being the forerunner of the National Amusement Managers' Association, and was a charter member of the Variety Club, Tent 2.

In 1907 he leased the Great Southern Theater from Lee Bola, and in all, he hadstudio operators, which have been utilized forexclusive work, a percentage of 68 per cent of the city's business in its first 19 key engagements.

WEDDING BELLS

Tyree Dillard, M-G-M attorney, and Miss Mary Beers were married June 12.

"Bob" Hadley, of the "Hap" Hadley Studies, is the proud father of a son, born Friday night at Fifth Ave. Hospital. The mother, Dorothy, and son are doing well. This makes "Hap" Hadley a big uncle.

"Billy" James, Ohio Dean Of Exhibitors, is buried.

STOCKS!

"Jack" Essick, associated with his father, Mr. E. Essick, in the Scoville, Essick & Reif circuit, is enthusiastically announcing the birth of twins, a boy and a girl. Combined weight of the pair born at University Hospital, was ten pounds. Proud parents are open to suggestions for names, as the double feature was a surprise and caught them unprepared.
State Anti-Ascap Laws Upheld
Society Withholds Statement, Pending Study

Although Col. H. A. Cole, Allied
president, said: "If Hollywood will cut
production cost and make entertain-
ing instead of spectaculars then ex-
hibition can live." Nathan Yamin's
added that the industry has lost a
potential audience of about 3,000,000
via the draft, figuring 1,500,000 ser-
vicemen and an equal number of girls
whom they took to the movies prior
to induction into the service.

How arbitration boards are work-
ing in different territories was also
discussed. Informality of the pro-
cedure was praised and court form-
ality as maintained in some sections
was described as not the intent of
arbitration. The consent decree
should be given a fair trial, un-
hammered by obstructive state legis-
lation, Cole stated, expressing the
opinion that no further obstructive
state legislation would be introduced
anywhere.

Cole said he would make a complete
statement of the action of the board at the conclusion of the
meeting today.

Attending the meeting was the All-
ied board besides Colonel Cole,
were Abram F. Myers, Sidney Sam-
celson, Nathan Yamin, Fred Her-
lington, Pittsburgh; Ray Branch,
Pearl Sprott of Detroit, Martin Smith
of Toledo, Bill Alnessworth of Wis-
conin, Don Russell, Ray Harold of
Indianapolis; Jack Kirach, presy of
Associated Illinois; Christ Phister,
Troy, O.; Henry Greenberger, George
Ermdmann, Cleveland; Pete Wood,
Columbus; Joe Trunk, Youngstown;
L. S. Rosenthal, New York; M. Leven-
thal, Baltimore; John Kalafat, Cleve-
land.

Yesterday's business meeting end-
edy with several board mem-
ers at the Cleveland Hotel.

Raymond J. Binder Dead
Chicago—Raymond J. Binder, 58,
stage and film actor, died at his
home here.

Double Policy Try
In Milwaukee N. G.

Milwaukee—An attempt to oper-
ate its Strand, 1,400-seat downtown
downtown moved run house, as the A. M.
News Theater in the morning and as a
cetchup shop in the house in the afternoon and evening,
failing to click for Fox here.

The house ran newreel shows one
hour in length from 9 a.m. to 12 noon at
25 cents admissions and its regular
feature show went on at 1 p.m. in-
stead of the regular place to which the house has again returned.

Morning front carried plugs for
the newreel programs, with the change-
over made shortly before the regular
afternoon show. Lack of a
sufficient transient population is one of
the reasons given for the lack of success in Milwaukee.

The many questions involved in
each case, holding that cases under
the separate sections and paragraphs
of the acts can be tried as they arise—
preferably by single courts. "Any
Federal questions that are properly
presented can then be brought here," the
Court said.

Black Writes Opinion
Associate Justice Hugo Black wrote the court's opinion in both
cases. The high Court ordered the
injunctions granted by the Federal
District Court dismissed.

(Anti-Ascap statutes also are
to the law books of the states of
Kansas, Washington and North Dakota. In Florida a
new anti-Ascap measure was
hopped on May 21.)

Unless constitutionally valid, Fed-
eral legislation has granted to indi-
cidual copyright owners the right
combine, the state's power validly
to, or in the history of their situa-
tions cannot be held non-existent
merely because such individuals can
preserve their property rights better
in combination than they can as in-
dividuals, the Supreme Court stated.

"We find nothing in the copyright
laws which purports to grant to
copyright owners the privilege
of combining in violation of whatsoever
law of Congress," the Court
said.

The high Court has decided to the
contrary in other copyright cases,
Justice Black said, citing the Inter-
state Circuit-Dallas Film case.

Ascap's Contention
Ascap's contention is that the present
cases can be distinguished from
previous holdings because "from the
necessity of the situation Congress
intended to grant this extraordinary privilege of combina-
tion cannot stand, the high Court
said.

"We are pointed to nothing either
in the language of the copyright
laws which purports to grant to
individual the power of such an
combination to indicate any Constitutional purpose to deprive the states,
either in whole or in part, of their long-
recognised power to regulate combina-
tions in restraint of trade" the
opinion asserted.

The Court specifically held that
the Florida law does not
contravene the copyright laws of the Federal
Government.

Attenborough in error in
overruling the states' contention that the various provisions of the
acts were separable, the Court said.

The Supreme Court found that
section one of the 1937 Florida act
was complete in itself as a distinct
legislative plan for the suppression of combinations declared to be un-
lawful.

Hold Injunction Wrongfully Issued

The injunctions were wrongfully
issued, the Supreme Court held, be-
cause Federal injunctions against
state criminal statutes, either in-
tricate or passive, must be granted
as a matter of course, even
if such statutes are unconstitutional.

The Court found that the prosecuting
officers of the state had made no
threats but merely stated their inten-
tion to perform their duties under
the law.

In sending the cases back, the
Supreme Court said, no one can foresee the varying applica-
tions of these separate provisions
which conceivably might be
made. A law which is constitu-
tional as applied in one manner
may still contravene the constitu-
tion as applied in others.

"The lengthy decision in the Flo-
rida case applied equally to the Ne-
braska law.

Ascap May Seek Rehearing
Under the decision Ascap may
seek a rehearing but it is unlikely
that this would be granted in view
of the unanimous decision.

As far as the courts are
known the states may begin enforcement of the laws against
Ascap in event of a
violation. Then Ascap can al-
lege, in constitutionality of the
statute when brought in to court
for the violation. This issue may
reach the U. S. Supreme Court
eventually if there is a substan-
tial Federal question involved.

Ascap Withholds Statement
Pending Study of Decision

Ascap officials in New York yes-
terday stated that until the actual
language of the Supreme Court de-
cision was interpreted, they could
not make a clear statement on the
matter. On the face of it, however
the decision appeared complicated.

Offhand, E. C. Mills, chairman of
the Ascap administrative commit-
tee, said it seemed that they were
right back where they started from
in Nebraska and that the Court ap-
parently refused to hand down a defi-
nitive decision.

In reference to the Florida bill, it
appeared that the Court upheld the
first paragraph of the measure and
let the rest go. No "insurmountable
difficulties" were foreseen by Ascap as
a result of the decision, and if
Ascap has to operate in accordance
with new Supreme Court decisions it
will simply obey the law.

New 3% Tax Confronts Ascap
In S. C.: See $300,000 Yield

Columbia, S. C.—This state's new
3 per cent tax on royalty re-
ccts collected in South Carolina by
Ascap is expected to yield between
$200,000 and $300,000. Measure was
enacted late last week prior to ad-
journing.

The measure would require Ascap
to file copies of its copyrighted
contracts with the Division of the
General, Theaters, radio stations
and public places with phonographs
which pay the royalty would deduct
the tax from the charge and forward

Jury Summons
IATSE Coast Exec.

West Coast Bureau of THE FILM DAIL
Hollywood—Fred Billingsley, in-
ternational vice-president of the
IATSE, and Harold Z. Smith, pres-
cident of Southern Californians
Union, have been summoned to
appear June 4 before the coun-
grant jury which is making an in-
vestigation to determine if there
had been any perjury in a jury
union suit in Superior Court grown
out of alleged court "seizure," the
Technicians' Local 37 in 1940 by in-
ternational organization of IATSE

It is believed they will be ques-
tioned in connection with the club
of President George E. Browne the
he placed telephone calls to secure
consent of all members of the LA ex-
cutive board before declaring "special emergency" when he sent
representatives here to take over
Local 37.

Frisco Manager Quits In
Row Over "Citizen Kane"

San Francisco—Manager Hal D.
Neida quit Geary Theater here in
row over the showing of "Citizen
Kane," it is rumored. Neida has for
many years been associated with
Louis R. Lurie, until recently the
owner of the theater, and a close per-
sonal friend of that man.

Emil O. Bondesen, in charge of
the entertainment during the San
Francisco Exposition, has replace
Neida and the Orson Welles pic-
ture opens tomorrow. Present owner of Geary is a woman living in Ire-
land.

the revenue to the Comptroller-General.

Coast Exhibs. Plotting
Suit to End Ascap Levy

San Francisco—Rotus Harvey is
back here with account of plans for
the Pacific Coast independent theater
group to sue Ascap. The music or-
ganization has been collecting from
10 to 20 cents per seat yearly from
the theaters for use in music in the-
aters. Kick is that Ascap also col-
lects in Hollywood when picture is
made and theater owners figure they
are paying twice.

Attorney Albert J. Law will han-
dl suit. Idea is not only to cut out
Ascap payments but make Ascap return past collections.

Strictly Business
At Ohio Exhib. Meet

In emphasizing the fact that the
chief meeting in Cleveland to-
day will be "strictly business," Pete
Wood, secretary of the ITO of the
IA stage, will speak on large bills
that have been received in the mail,
a bulletin that there would be "no enterta-
ment, no golf, no crap shoot-
ing, no banquer and no long-winded
speeches."
ALLIED TO POLL PATRONS ON PIX FAVORED
Report U.S. Interests Seeking Maxwell UK Chain

London Hears Americans Could Buy from Estate: Majors Assert No Talks

London (By Cable)—It is strongly rumored here that an American film map is negotiating to buy the interest of the late John Maxwell in Associated British Cinemas. It includes more than 300 theaters.

Reports that the John Maxwell estate's interest in ABC would be sold to American interests have been denied.

(Continued on Page 12)

DR Keeps Theater atrons at Radios

With radio time extended from the usual half hour to 45 minutes, and with all networks covering, the pact of President Roosevelt's momentous address to the nation, outing the country's international situation, the radio theaters of New York have increased business.

Warner Bros. to Have 15 ready for Season's Debut

West Coast Bureau of THE FILM DAILY
Hollywood—Warner in all probability will have approximately 15 theaters, enough to provide three pictures at a time.

(Continued on Page 12)

Steffes Dedicating His Private Canal

Minneapolis—Theater men of the Twin Cities and of the entire Northwest will be guests of Al Steffes, former president of Allied Theater Owners of the Northwest, at his Summer home at Airkin Lake in Northern Minnesota tomorrow when he dedicates a canal he has dug to connect two bays on the lake. Steffes also will take the 40 or 50 theater men on a trip around the lake on his new “Judy Ann,” purchased while in Florida recuperating from an illness.

Steffes plans to spend the Summer at his lake home, returning to Florida next Fall.

U.S. Filing New Crescent Bill

Gov't to Move for Additional Particulars

Ministry of Information Anticipated in Dominion

Ottawa—Establishment of a Ministry of Information following the adjournment of Parliament is indicated. Ministry would embrace the present National Film Board, about

(Continued on Page 12)

B. O. Dip to Cause Withholding of Pix

A number of important pictures originally slated for immediate release will be held back until later dates, reportedly because of the current slump in theater business. It is reported that RKO has ordered the termination of all “Fantasia” road show engagements. Some of the contracts will be fulfilled but the large majority will be cancelled until later in the Summer or early Fall, according to reliable reports. It also is reported that “Citizen Kane” will be withdrawn from all circuits.

(Continued on Page 12)

License Arrangement for Levey Television System

Levey system of television production, a patented process invented by Lawrence Levey, New York City, and claimed to be the first practical method of staging television programs with a purely telegraphic basis, rather than a stage or motion picture treatment, will be offered to networks and other firms telecasting.

(Continued on Page 12)

Pix Co.'s Face Loss By Ascap Decision

Motion picture companies owning music firms, such as Metro, Paramount, Warners and 20th-Fox, will suffer a loss in revenue from music activities as a result of Monday's Supreme Court decision against Ascap in the Florida and Nebraska cases, informed sources predicted yesterday. It was pointed out that the decision will affect the box office revenues of Hollywood, IATSE, Warners and RKO.

(Continued on Page 12)

Rep. to Bare First Quart. Titles at Meeting Today

Titles of the eight features, seven westerm and serial which Republic will release during the first quarter of the new season will be disclosed.

(Continued on Page 11)

RKO Discs to Local S.A. Radio Stations

RKO radio programs to South America over the international facilities of NBC are recorded each week for use by local stations in the Southern Hemisphere. Ten records are sent out regularly labeled in Spanish. RKO was surprised on Friday when it learned that the duty assessed in one of the Latin-American countries would have been considerably less if the labels had been printed in English.
Coast’s Studios Starting Seven Features This Week

West Coast Bureau of THE FILM DAILY

Hollywood — Seven new pictures are scheduled to go into production this week. The check-up:

At Columbia: Ten shooting, no new local until June 1.


At Paramount: Six shooting.

At RKO-Radio: Six shooting, including Sam Goldwyn’s “Little Foxes”; “Looking Glass,” temporary title, comedy, starring Lope Velez and Leon Errol, with Charles ‘‘Fiddy’’ Rogers in the romantic house announced that the Walt Disney picture was in its last stages, but termination of the run has not been decided. Business took a drop over the last week-end and indications are picture will remain several more weeks.

The “Reluctant Dragon” has been hinted as the next attraction on the Broadway, the booking has not been set definitely.

Midwest Decision In June

Detroit — Decision in the long drawn out brought by Midwest Theaters against Co-Operative Theaters of Michigan alleging ‘‘conspiracy,’’ etc., as a result of film buying difficulties, is not likely until some time in June. Time set for filing of briefs has been extended.

Martha Scott as Mrs. Spence

West Coast Bureau of THE FILM DAILY

Hollywood — Warner Bros. has engaged Martha Scott to play Mrs. Spence, the wife of the minister, in “One Foot in Heaven.” Irving Rapper will direct.

Para. Adds 2 to Schedule

West Coast Bureau of THE FILM DAILY

Hollywood — Para. has added “The Forrest Rangers” and “The Man in the Street” to its production schedule. The latter is a radio play by William Bowers and Robinson Hobert.

Admission Tax Charges Vs. Hirsch, Katz Dropped

Minneapolis—Charges of failing to pay the Federal admission tax while operating a vaudeville policy in the Alvin theater here last Fall, filed by Harry Hirsch and Harry Katz, local theater operators, by a Federal grand jury, were dismissed here on motion of the U. S. District Attorney.

Follies Amusement Co., however, actual operator during the house’s brief vaudeville career, pleaded guilty to a similar charge and was fined $500. All delinquent taxes have been paid, it was announced.

Brandt Shuttered Flatbush: May Abandon Vaudeville

The Flatbush Theater, Brooklyn, run by the Brandt interests, had booked “Charley’s Aunt” direct from Broadway, to open last night but was forced to shutter and return a $4,000 advance sale. Reason was the transfer union refused to deliver tickets of the production because it put the musicians union over the handling of musical instruments and props.

It was reported last night that the Brands may stop the showing of vaude and pich for a straight pip policy.

Kaufman Denies He Ever Borrowed Money from Fox

Philadelphia—Morgan S. Kaufman, a co-defendant with former Judge Warren Davis charged with ‘‘selling’’ justice in connection with the so-called William Fox case, testified that he had loaned $10,000 to a cousin of Judge Davis at about the time he had four lawsuits pending before Judge Davis’s court.

Kaufman denied, however, that he ever borrowed money from Fox, either for himself or for Judge Davis.

“Modern Merry Widows’” to RKO

West Coast Bureau of THE FILM DAILY

Hollywood — RKO has bought “Modern Merry Widows” by Adelle Rogers St. Johns and Charles Belchen into a vehicle for Lucille Ball and Ann Shirley.

Gish Sisters in Film?

West Coast Bureau of THE FILM DAILY

Hollywood—Major studio is reported mulling a plan for a picture uniting Dorothy and Lillian Gish. Latter is due here today from Chi.

1-B Class for Welles

West Coast Bureau of THE FILM DAILY

Hollywood—Draft Board No. 245 yesterday issued a 1-B in effect to the effect that bronchial asthma has put Orson Welles in Class 1-B.

Renoir on “Swamp Water”

West Coast Bureau of THE FILM DAILY

Hollywood—Jean Renoir will direct Versen Bell’s “Swamp Water” for 20th-Fox.
Ampa Shatters Metro’s Two-Year Golf Reign

**TEAM PLAY**

**Winning Team**—(Albee Memorial Cup; Ross Federal Service Co., radios). AMPA... Monroe Greenhalsh, Herb Fecke, Paul Lazarus, Jr., Herbert Berg. 
**First Runner-Up**—(Neonlette Film Co., golf balls). EASTMAN KODAK CO. 
 Richard Brady, Don Hyndman, George Blair, Jack Culiffe. 
 **Second Runner-Up**—(Shliefelin & Co., Don Q rum). WARNER BROS. 
 Joseph Hummel, Leonad Palumbo, Abe Kronenberg, Bob William. 
 **INDIVIDUAL PLAY** 
 Low Net—(Leg on Film Daily Cup; Variety Trophy). PAUL GREENHALSH 
 Low Net, First Runner-Up—(RKQ Radio Pictures Trophy). HERB FECKE 
 Low Net, Second Runner-Up—(DuPont Film Manufacturing Corp. Trophy). PAUL N. LAZARUS, JR. 
 HARRY J. RINZLER 
 Low Gross—(Quigley Publication Trophy; American Service Co., Bridge Chairs and Table). HARRY J. RINZLER 
 Low Gross, First Runner-Up—(Columbia Pictures Trophy). BOB WOLFF 
 Low Gross, Second Runner-Up—(Mitchell May, Jr., Co., Trophy). 
 LEONARD PALUMBO 
 Low Gross, Third Runner-Up—(Altec Service Trophy). GERALD BARRY 
 Low Gross, Fourth Runner-Up—(Monogram Pictures, Golf Balls Trophy). JOHN MURPHY 
 Low Gross, Fifth Runner-Up—(Golf Balls). JACOB JACKSON 
 Low Net-Exhibitor—(United Artists Trophy). IRVING DASHKIN 
 Low Gross-Exhibitor—(Jay Emanuel Publications Prize; Alexander Smith & Sons Corp. Co., 6 x 9 rug). MAX A. COHEN 
 Low Gross-Exhibitor-Runner-Up—(AMPA, Waring Mixers). GEORGE P. SKOURAS 
 Puttng Contest, Winner—(Consolidated Films Industry, Golf Putters). J. J. ALTMANN 
 Puttng Contest, First Runner-Up—(Radio Corp. of America, Radio-Photograph). DR. HENRY BROWN 
 Puttng Contest, Second Runner-Up—(Eastman Kodak Co., Camera). CHARLES H. MOSES 
 Driving Contest, Winner—(National Theater Supply Co., Tournament). PHIL SANTRY 
 Driving Contest, First Runner-Up—(A. J. Powers, Set of Woods). RAY KEENAN 
 Driving Contest, Second Runner-Up—(Electrical Research Products, Watch). NORMAN NICHOLSON 
 Birdsie, Winner—(Warner Brothers Trophy). E. M. HARTLEY 
 Birdsie, Runner-Up—(Producers Releasing Corp., Golf Balls). BOB WILLIAM 
 Best Driving Contest—(“Hap” Hadley) 
 WILLIAM SCHNEIDER 
 WILLIAM SCHNEIDER 
 Best Left-handed Golfer—(Bill Ferguson Trophy). S. E. S. GAYLOR, JR. 

**FOURSOME PLAY**

Winners received the J. E. Brulatour, Inc., Bags. Runners Up received the National Screen Service Co. Golf Umbrellas.

**TENNIS TOURNAMENT**

Singles, Winner—(City Photo Engraving Co., Watch). TIE: Arthur Loew and Orton H. Hicks—to be played off this Summer. 
To be played off this Summer. 

EDWARD SCHREIBER, MORGAN HOBART 
Doubles, Runners Up—(National Screen Service Co., Umbrellas). 
JACK LEVIN, MYRON SIEGEL

Execs.’ Desks at Film Offices Deserted in Favor of Day’s Golfing

Among those attending yesterday’s golf tournament were:
- Mitchell Hicks, Norm Johnson, Bill Jones, Lee G. Justin.
- J. J. Zabin.

Billy Brandt, Harry Brandt, Monroe Greenhalsh, Jim Cron, Bill Ferguson, George Dembow and Nick Kenny.

Contemplated applause and cheers greeted the premiere showing of Walt Disney’s latest Mickey Mouse cartoon,емbraced rollicking travesty on golf, and a like reception was accorded other shorts supplied through the courtesy of Paramount, Warners, and Columbia.
Lucky Showmen

... to get this smash campaign right in the pressbook, set to go to work for you! One of the year's most complete exploitation set-ups, tying in this fast-action comedy with the Pennsylvania Railroad's own fast-action train.

National ads in Saturday Evening Post, Life and Collier's reaching a guaranteed circulation of 10,000,000! Newspaper ads in every major city! Rotogravure ads in 80 leading newspapers! 3-sheets and 1-sheets in every railroad station serviced by the Pennsylvania! Millions of time-tables, millions of folders, millions of menu cards ... all telling audiences everywhere about "BROADWAY LIMITED"!

Lucky Star

... zoomed to fame overnight as Life discovers her ... as Pic discovers her ... as national magazines discover her ... as the Variety Clubs Atlantic City Convention discovers her ... and as the Harvard Lampoon fêtes her until MARJORIE WOODWORTH is red-hot copy in syndicated stories in newspapers everywhere. She's the year's most publicized personality!

Lucky June 13th

... is the National Release Date. It
HAL ROACH presents

BROADWAY LIMITED

Victor McLaglen • O'Keefe • Woodworth
Kelly • Pitts • Kinskey • Stone

Original Screen Play by RIAN JAMES • Directed by GORDON DOUGLAS

Released thru UNITED ARTISTS
Block of 18 Pictures Recounts Action Yestere...

Waiting For The Invasion: Early morn finds the tourney committee all set for the oncoming shock troops. Seated at the table are Winfield Andrus and Bob Litzberg, while the standing geniuses (also left to right) are George Morris, Herb Birdie Berg, Ole Colonel Alicoate, and Don Mersereau.

Four Sharpshooters: Andy Sharick, Jim Cron, W. W. Jones and J. A. Hammond gave good accounts of themselves. Jim captained the Trade Press Team which got third runner-up spot only because the Fates made a tossed coin turn the wrong side up. His scribe legions were one of the big surprises via fine play.

Morning's Singles Winners: Jack Levin (center), chairman of the tennis end of the tourney, is pictured with (l. to r.) Orton Hicks, Leslie Schwartz, Arthur Leow and Morgan Hobart. The court game was a high spot of yesterday's big doin's. Golfer got sleepy watching the racqueteers burn up energy.

The Red Dandy-Lions: Sons of powerful Leo line up in their jaunty red berets which were sensational bits of raiment and ultra prominent in contrast to the green landscape. They're John Murphy, Bill Orr, then Tourney Chairman Jack Alicoate, Howard Dietz and Captain Tom Gerety.

The Lucky Seven: It's a "natural" picture 'cause there are 11 in it too. Here's mass putting featuring Rudy Montefusco, Ben Grimm, Jack Lealv, Charles Moses, Lou Gaudreau, Norman Moray, J. E. Mcdonald, Paul Ries, James Frank, Jr., Al Adams, and J. B. McGovern. Between 'em they couldn't win the prize.

Ready To Project Their Talents: National Carbon Co.'s team is poised for some high-intensity pyrotechnics. Note the classy new top-type shutters to keep out Old Sol's rays. Reading from left to right, as usual, are the Messrs. Vincent J. Nolan, E. A. Williard, J. A. Hammond and A. C. Bryan.

Appearances Are Deceiving: The boys in the car are not mixing up their games. They're just watching the Brooklyn Dodgers' old headgear, possibly to determine the blasts of a following foursome. On the win side, left and right, are Don Hyndman and P. Greenhalgh.

Delight And Amazement: George Skouras and Walter Skouras register these emotions respectively as they examine some of the loot which was on tap in form of prizes. Trophies and awards generated by profits. The scene is at a previous tournament in the long, long series.

Next To Godliness: Ralph Austrian, George H. Sam Stern and Eddie Schnitzer concentrate on job of keeping pellets white and shining for easier detection as they fly down fairways, puffs and rough. Well, anyway, it's all part of a clean sport even if the caddies couldn't find...
29th Film Daily Golf Tourney at Glen Oaks

Of Bunker Hill! With many an old bunker in the immediate distance, this foursome hung a head on the cameraman on the first tee. Dan Halpin, V. J. Nolan, R. V. Keenan and Hartley, The cameraman, however, shot first, and here’s result.

Garbed In Simple Accessories: You look upon the National Screen Service aggregation made up of Boots Mareno, Phil Sanford, Dan Velde and George Dembow. The boys went out in the right “frame” of mind, and consequently came home with efficient and effective “displays” of the ancient game.

Come And Get It! Back from the sun-baked links these warriors have plodded to find lodger and a chance to tell one another of woes and triumphs of the morning round. In other words it’s lunch time at the tournament. This is but a corner of the Glen Oaks Grill.

Afraid Of The Big Bad Links? Carefree and event. Jack Level, Pearce Chuckey, Monroe Burl and Rudy Monteglas face the 18 holes of Unknown. This quartette took home a very share of the spoils in the form of prizes. Maybe confidence pays.

Selecting The Weapons: Just pipe all the heavy ordnance clinging to the rail, and then realize what a great field the sporting goods biz must be. The gunners are Walter Futter, Charles L. O’Reilly, Tom Ellsworth, and Bob Woff. With such weighty equipment, who wants to be a caddy.

Ready To Take Off: Herb Berg, George Dembow, Jack Service and Bill Ort rattin’ to go. Mister Dembow finds a cap handy as well as finding a handi-cap. Professor Berg doesn’t need a driver like the rest of his playing companions. That’s because he finds driving a pipe.

Before The Storm: Before flying into headlong in, George Blair, John Farmer, Herb Fekes and hard Shultz relax on the turl hard by the initial. Some of the best golf of the day was turned by members of this foursome, all of whom received awards at the big banquet.

Pause That Refreshes: Max Cohen quaffs the cooling column of water at the take-off. The idea was not at all original in the sun of yester morn. To prove it, you can witness for yourself a pair of thirsty divot-diggers, Harry Bukbaum and Ed Rugg. C’mon Max, you’ll drink the darn thing dry.

With Accent On The W-o-r: Herewith we present the Warner club swingers who put up such a scrap that they deadlocked for runner-up slot with Eastman Kodak and the Trade Press teams. Step right up and try your grip on Bob William, Len Palumbo, Abe Kronenberg and Jolting Joe Hummel.
THE SENSATIONAL SHOW WITH A THOUSAND SURPRISES!

The show event of the year—a new Disney FEATURE! And what a show!... A million wonders to hold you breathless—and a laugh with every one!... A novelty picture that becomes one of the outstanding attractions of the screen!

Walt Disney's

GREAT FULL-LENGTH FEATURE

RELEASE DATE... JUNE 6
with Robert BENCHLEY

SEQUENCES IN MULTIPLANE TECHNICOLOR

DISTRIBUTED BY RKO RADIO PICTURES, INC.
Putts & Takes

By DON MENSELEAU

There were many big "hits" during the day, but the biggest were the array of prizes; the twelve bottles of Ballantine's 10-year-old Scotch, donated by "21" Brands, Inc., which went to all golfers whose drives reached the 12th green; the swell beer sent along by Brewmeisters George Kelly and Charles Adler of Half-Half's, aprons; and the trim and useful burgundy and cream flashlights furnished by National Carbon Co.

Joe La Vaux, the genius troubadour of the accordian, was on hand as usual to entertain in the clubhouse. He's as firm a fixture as the fairways.

Mort Blumenstock came up to cheer for his Warner team.

"Heard on the 14th hole: "You need a caddy who's half founk.""

Lou Pollock warmed up for the warfare by chasing a butterfly.

Fancy hats were the vogue. The Ampa bunch wore sailor chapeaux; National Carbon's slick contingent, tropical sun hats; the Trade Press delegation, appropriately working men's headgear; National Screen Service, baseball caps (to inspire slugging); the Warner lads, straw hats; and the Metro team flashy red berets, which earned for the team the title, "The Red Dande-lions."

The puny shower which started and quickly ended in the afternoon was just enough for the boys to test out their Grenfell cloth raincoats.

"Hap Hadley, the veteran U. S. Marine, asked promptly on his arrival: "Which way to the front?"

Spencer Murphy, the Glen Oaks Club's phenomenally popular "pro," was a big help to the committee and contestants all day long.

Billy Brandt was the tournament's local host, inasmuch as he is one of the top gents in the Club's activities. He and the Glen Oaks staff had everything to perfection for the day's play and banquet.

Golf, In Absencia

Up from Lakehurst, N. J., yesterday flashed a message fromLieut. Bert Kulick, U.S.N.R., motion picture soldier, asking for participation in the FILM DAILY Golf Tournament, now attached to the U. S. Naval Air Station. "So as to ease my disappointment at not being able to attend the tournament this year, I intend to play 18 holes at the Lakehead course, while your host is en route way at Glen Oaks." He did.

HIGHLIGHTS of yesterday's scintillating 29th FILM DAILY Golf Tournament were as many and varied as the host of sportsmen who attended the big doin's. Larry Golob was the first contestant to arrive—drawing up to the swank clubhouse shortly before 8:30 in the morn....and Frank Neubert was the early bird runner-up—following Trail-Blazer Golob by a few chassis lengths.

Efficient Joe Di Stefano, Glen Oaks' caddymaster, was thinking in just the opposite terms from the golfers in the locker rooms. The latter were wondering if they were going to get good caddies...while Joe was worried lest his lads wouldn't get good golfers....and his fears were justified. Homer (RCI) Sauck, as might be expected, put in an appearance with perfect equipment. Lou Gaudreau came packing a bag which was a runner-up foursome prize he annexed in the '39 tourney.

EDDIE Schnitzer sought out the committee to find out if they knew of a couple of weak players...who'd fill out the quartette he was recruiting for play...The committee set his mind at ease fast....for the supply was terrific.

Norm Moray went to the battle in a businesslike fashion—dedicating himself to playing a "short" game.

Morris Kutisker made Herb Birdie Berg select a number for him in the golf set raffle....figuring that if he picked out a number himself and then didn't win.....he couldn't start an argument.

"Chick" Lewis announced on the first tee....that he's set to travel to the Coast next week......A bushtanding wag cried out: "You should just about get over the course by them"

whereupon "Chick" soaked a whale of a drive right down the alley........

MONROE Greenhalch took some tape from his sporty brown ensemble....and bound up a cut on his left paw. Eddie Schreiber walked on the putting green......nachobalmously tossed down a ball....and made a hole in one...."I'm through for the day," he shouted. It was prophetic.

Jack Bowen was arrayed in bright canary....for the purpose of attracting other birds.

Oscar Morgan's Shamunti shirt was a knockout....what with initials embroidered thereon....and surmounted by a fine needle-work representing Fui, the Sacred Mountain.

Mugs who finished early......parked on the flag-bleacked terrace.....cheering (?) the late-comers home on the 18th.

Joe Horstein appeared in full Technicolor........and almost spoiled the day for Morgan Hobart.

Latter thought it was a walking infringement........and vowed to report it all to Dr. Herb Kalmus.

WALTER Futter re-emerged in the tournament......for the first time in several years....having been absent in England.....He was winner of the best dressed golfer award in 1936....spending $135 for his outfit....only to have a careless quaffer spill a beverage on it.

Tony Benjamin Pepper played hookey from the courts long enough to spend a day on the links. Dick "Soundies" Hyland attended the tournament, for the first time.......and caught on quickly.....His three companions in the foursome told him their respective handicaps.

Dick asked plaintively: "Which one of you is honest?"....

Many of the golf bags and clubs were more elaborate than the Music Hall.....A wide-eyed caddie exploded: "That's more and better leather than all the guys who fought Joe Louis have ever seen!"

Birdies

By CHARLES ALICIOATE

LOUIS FRISCH, sparkplug of the Randford circuit, was out full hand for the big tourney. Lou, one of the most popular guys in the industry round this section of the East, and a sportsman de luxe.

Arthur Loew didn't hit 'em out in the tennis competition. He crossed the net with dividends at lots of pace. He had Jack Levin in for "bicycling."

Max Cohen says he's not used to playing on such public courses (we admit there was a helluva crowd and prefers the Van Cortland Country Club, which, he says, is the only course in the country where you can lose a ball on the green.

One foursome went in for betting a lino pinochle. Fifty cents a hand was.

The putting tourney was conducted on the honor system, while pleased the exhibits. They figured it if the exchange men got any wrong money, the whole contest would land in the lap of an arbitration board.

On the eve of the tournament, the committee screened all evening the shorts to be shown at the gigantic climax banquet. They got an eye ful. Warners sent up "Carl Alfonso His Orchestra" and Leon Schlesinger's Merrie Melody, "Hollywood Steps Out!" Columbia dispatched "Canvas Capers" and "Savages Strikes With Sammy Sneed"; Parn mount, "Speaking of Animals!"; and Walt Disney a new Mickey Mouse for its premiere showing, which is an annual feature of the tourney. A midnight committee was still "reeking. They're all slick tabe reelers." (P. C.)

George Skouras was one of the last to arrive at the tournament.

Bill Scully found the putting green so congested when it came time for him to strut his stuff that he yelled "Fore!" Some of the boys thinking Bill was announcing his score couldn't understand how he was 14 under par.

Speaking of Records

Tom Gerty, captain of the M-G-M team, established a record yesterday for a FILM DAILY Golf Tournament, by attending the same event twice.

Tom drove in the early morning hours from Rockville Center to Glen Oaks, parking his car at clubs, called a taxi, drove to the Great Neck station, and went into New York for a bit of work. At noon, he drove out again to the tournament with Howard Dietz, in the latter's car.
FDR Keeps Theater Patrons at Radios

(Continued from Page 1)

policy, was felt at virtually every box-office in the U. S., bulletins from FILM DAILY staff correspondents last night indicated.

FDR went on the air from the White House at 10:30 p.m., EST, after working on the final draft of the script during the day. More than 500 radio stations broadcast it. In its preparation, the President had assistance from Robert E. Sherwood, dramatist, among others.

Reports from the field indicated that film patrons by the tens of thousands were staying at home to listen in, the situation prevailing in all time belts and regardless of whether communities were on standard or daylight saving time.

On Broadway, most of the film theaters had their radios in the lounge rooms tuned into the address. Lawer's State, Music Hall and others informed their patrons of the service and large crowds assembled around the radios during the talk.

In some situations out-of-town, exhibits, interrupted the screen performances to send the Presidential talk through their public address systems.

Pix Companies Face Loss Through Ascap Decision

(Continued from Page 1)

cession will prevent Ascap from acting as an agent for a large group of songwriters and publishers in selling music to commercial users in these states, with further state legislation expected as a result of the decision. In effect it will force the Society to work new methods of doing business to conform to the laws in these states.

Economically, the music men point out that by making music available under a blanket agreement, the users receive their requirements at a much lower cost than if they had to go out and make individual deals with different music publishers and composers.

Some states, however, have characterized Ascap's operations as having the effect of price fixing, and on this theory the states have been able to put through laws enabling them to achieve the basic purpose of such legislation, namely, to compel Ascap to incorporate in the respective states so they can take a percentage of the Society's receipts.

General opinion was that the entire music publishing industry will have to reorganize its methods of operations, this time from the standpoint of State regulation instead of Federal supervision. It was also expected that negotiations between Ascap and the radio chains would be delayed as a result of the current situation.

License Arrangement for Levey Television System

(Continued from Page 1)

on a license arrangement, it was learned yesterday. Levey has developed commercial plugs for some 50 different national products, which will be made available for sponsorship prior to the inauguration of commercial tele on July 1.

Levey is now scheduled to build the stages, produce programs suitable for both home and large screen theater use, and engage in the sale of package shows—both of a live talent and film nature.

Under present plans, the Levey System will be shown shortly, for the first time, to NBC, CBS, Dumont, Balaban & Katz and all other television operators who will actively engage in the presentation of these shows.

F. S. Filing New Antitrust Suit Against Crescent

(Continued from Page 1)

July 7, the Government must file a supplemental answer to the complaint in ¢ase No. 1, prior to the deadline of May 26, to which Armistead filed supplement to Government's answer in the suit in behalf of Crescent Amusement Co. and plaintiffs in other theaters, were filed a supplemental answer to Question 15 concerning the financial interests of Crescent Amusement Co. and plaintiffs in other theaters, were filed a supplemental answer to Question 15 concerning the financial interests of Crescent Amusement Co. and plaintiffs in other theaters...
Say U. S. Interests Seek Maxwell Chain

(Continued from Page 1)
in circulation for some time. A
canvas of major companies in New
York yesterday indicated that no
debt had been discussed, although
executives of one company hinted
that they might be interested if
overtures were made.

According to reports, basis for
any deal for the Maxwell interest
would be the use of “frozen” money
in Great Britain in acquiring the
control. This procedure, however,
was said to have been rejected by
British authorities several months
ago, although the London cable would
seem to hint that the Exchequer
may now be opposed to such an
arrangement.

In some circles, the reported Max-
well story was regarded as a “feeler”
by the Maxwell family which seeks
to dispose of the stock.

Budd Rogers, who represents the
Maxwell interests in this country,
said that he knew of such nego-
tiations although there had been dis-
cussions with “certain parties” some
months ago.

Mrs. James West Dead

Detroit—Mrs. James (Macy Lou)
West, whose husband, affiliated with
the Burris Studios, is also Variety
Club photographer, died after a
week in illness. Interment will be at
Cleburne, Tex.

Nan Cohen with Metro

Nan Cohen, former secretary in
Paramount’s Western division sales
department, has joined M-G-M’s public-
ity staff under Art Schmidt, pub-
city director.

WEDDING BELLS

Chicago — Wanda Dale, B & K
United Artists cashier, will be mar-
ried June 15 to Steven Urrhile.

Buffalo—Minna Rosen, Republic
booker and widow of Ted Rosen,
young exhibitor who died about three
years ago, was married to David
Zaichen. Until about a year ago she
was in the exhibition field herself,
operating the Oakdale and Artistic,
niche houses.

Sheboygan, Wis.—Henry Udovich,
projectionist at Warners’ Sheboygan
Theater, married to Hermine Jenko.

Chicopee, Mass.—Adele P. Gurka,
RKO camerawoman, was married to Max
Janik, non-pro.

Chicago—Erv. Janet of the Warn-
ers’ Venetian Theater will be mar-
rned on June 7.

West Coast Bureau of THE FILM DAILY

Hollywood—Charles Ray will wed
Yvonne Guerin.

Warner Bros. to Have 15 Ready for Season’s Debut

(Continued from Page 1)
"five blocks", ready when the new
season starts, it was learned here
yesterday. The size of Warner’s
"blocks", however, remains to be
determined; it has been already indi-
cated that the company may sell some
pictures singly.

Nine of the 15 titles, largely rep-
resenting pnx already finished or in
work, are definitely known to be:
"The Bride Came C.O.D.", with Betty Davis and James
Cagney; "Dive Bomber", Technicolor
Errol Flynn vehicle; "Navy Blues,
with Errol Oakie-Ballyhoo performed by
the Army and Navy teams:
"Sergeant York", Gary Cooper
starrer; "Three Sons O’Guns", "Smil-
ing Ghost", "King Rubber", "Nine Lives Are Not Enough", and "All
Through the Night."
Silverstone Quitting Top Spot at UA 
Harmon Reveals Industry Speed in Nat'l Defense

E. L. Alperson Named To RKO Buying Berth

Dietz Chairman of Defense Air Shows

Lansing, Mich. — The snow anti-five block bill passed by the Senate this afternoon. The bill, which passed the House (Continued on Page 3)

Mich. Anti-Five Block Bill Killed by Senate Committee

Appointment of Howard Dietz, Metro's advertising, publicity and exploitation chief, as chairman and co-ordinator of a new radio series, "Millions for Defense," was announced by Secretary of the Treasury Henry S. Morgenthau when he accepted the (Continued on Page 4)

Newsreels Rush FDR's Radio Talk to Exhibs.

All five newsreel companies, following night-long vigils in the wake of President Roosevelt's momentous radio address to the nation, yesterday rushed footage to theaters. Pathe and Paramount met the situation by including the "Fireside" (Continued on Page 4)

Interstate in Pledge to F.D.R.

"America Will Not Fail You", Circuit Wires

Florida, AScap Parley On Amendment to Law

Galveston, Tex. — President Roosevelt, in Washington yesterday, had the telegraphed pledge of "our lives, our fortunes and our sacred honor" in support of his leadership from managers and executives of Interstate.

The telegram, signed by President Karl Hoblitzelle, was authorized by (Continued on Page 7)

No FILM DAILY as America Remembers

In observance of Memorial Day, no edition of THE FILM DAILY will be published tomorrow.
The Course is Charmed... (Continued from Page 1)

1917 and 1918. And if you are not, look across the Atlantic to the brilliant performance of that industry, debunked by that of the United States.

The industry will deliver; let there be no doubt about that, for, in the words of Francis S. Harmon, co-ordinator of the Motion Picture Committee Co-operating for National Defense, speaking before Anapa yesterday, "The American motion picture industry is not content simply to say that it is surviving during the present crisis.

But in order to do so, it would be well that some things be borne in mind. First, it is no time for the jitters in any branch of the trade. The industry is under no longer exists. And it is obvious from the reports which, for a period of weeks, have been pouring in from THE FILM DAILY's corps of staff correspondents, that the effect of uncertainty has been felt by the box office, with quick and understandable exhibitor repercussions.

A public, waiting for Washington to speak, is more apt to be found at the radio than in the motion picture theater. Yes, to be sure, there are numerous other explanations for the decline in business recently experienced, and undeniable they influenced the drop in different territories, yet it must be evident that the radio, with its many forums, its commentators and analysts, and its newscasts, has taken a toll as tension and uncertainty mounted.

Rallies opposition, of course, remains, and its formidability is not to be discounted. Nevertheless, radio as a competitive entertainment medium, possesses certain obvious disadvantages, due to limitations peculiar to it. These will be emphasized rather than minimized in the public's mind "it." Or perhaps the word should be "when."

It should be borne in mind, too, that it is not enough to provide mass entertainment that American morale may be built and sustained. That entertainment, to achieve this end, must be neither sold by the exhibitor, nor offered the man in the street and his kin. Distribution, with its complements of advertising, publicity and exploitation, of necessity, has its work cut out for it as never before. This is due, in part, to the selling situation arising from the New York Senate decree. With block-of-fives the maximum deals for five companies, with their pictures to be trade-shown before selling, with territorial selling to go hand-in-hand with territorial merchandising, and with this just a matter of weeks away, time is the essence.

Whatever else decreed selling will bring, this much is clearly indicated: It will require sustained selling of each picture. The long-existing advertising practice of dropping a picture like a hot potato because it failed to come up to expectations in New York, or anywhere else some other metropolitan city is doomed.

You can't afford that extravagance under the decree selling when distribution revenue is not guaranteed in advance.

Tom Terriss Talking Deal For Shorts with a Major

Tom Terriss is talking a deal with a major company for a series of 24 one-reelers, to be released as Tom Terriss Thrillers. Subjects would be of the adventure type, drawing on Terriss' own experiences in foreign parts. At present, Terriss is doing a Sunday morning radio show, originating with WEAP here, and carried by the Red network. Program also goes to Canada and, by short waves, to England.

Release 'Reluctant Dragon' June 27 Instead of June 6

Release date of Walt Disney's "The Reluctant Dragon" has been moved back from June 6 to June 27 by RKO.

Travis Rites Held on Coast West Coast Bureau of THE FILM DAILY

Hollywood—Last rites for Norton C. Travis, 60, pioneer cameraman, who started with Fort Apache Pictures in 1906, were held here yesterday. Travis filmed "The Perils of Pauline," among others. Three sisters survive in Brooklyn. Schlank, Special "U" Rep.

In Irving Schlank, formerly UA district manager, has joined the Universal exchange as special rep.

Billingsley Boomed for IA Head if Browne Quits

San Francisco—Local IATSE members are discussing a campaign to boost Fred Billingsley, stage hands in the local vice-president, as his headquarters are in San Francisco, for IA president if George E. Browne, indicated head of the organization, steps out. Billingsley refuses to comment.
Shep. Biz 20% Ahead, Dies Meet is Told

(Continued from Page 1)

Diez Chairman of Defense Air Shows

(Continued from Page 1)

(Continued from Page 1) donation by the Texas Company of its regular Star Theater time to the U. S. Treasury in behalf of defense bond sales. The series will make its debut on July 2 from 9 to 10 p.m. E.S.T. over the Columbia network and will be heard every Wednesday thereafter throughout the Summer.

Radio, stage and screen stars will appear on the programs which will originate at CBS's New York Playhouse 3. Earle McGill will be in charge of production. Al Goodman's "Star Theater" orchestra will supply the music, aided by a special 12-voice chorus under the direction of Ray Block.

See No Pix Curtailment Due to F.D.R. Proclamation

(Continued from Page 1) Curtailment of production due to the President's declaration of unlimited national emergency certainly will mean that the Government will regard the industry as essential, due to the important part it plays in morale work.

Free Pix for Aussies Win Praise for Distrbs. Ass'n

Cambridge (By Air Mail)—The Minister for Information, Senator Fair, praising the work of the Motion Picture Distributors Association in providing films and entertainment for the fighting forces, disclosed that since the outbreak of the war, the association has supplied 3,602 miles of film, free of charge, and 1,838 programs have been shown to more than 3,000,000 men.

Kate Condon Dies

Chicago—Kate Condon, contralto in grand and light opera, died here yesterday at her home after a long illness.

Closing for the Summer

The Little Carnegie Playhouse and the Gine Roma will close Sunday night for the Summer.

N. Y. Times Critic Urges British War Shorts Serve as Model for U. S. Industry Program

Boley Crowther, New York Times film critic, writing in the Sunday Times, urged American film industry to adopt the current British war shorts as a model for a national defense film program. Crowther penned, in part:

"Now, the significant thing about these pictures is that they are wisely designed to bolster morale, to stimulate confidence and solidarity in the people by showing them exactly what is being done. There is no vainglory, no triumphant insistence of inevitability such as runs through the Nazi propaganda, film, "Victory in the West" which is now showing in New York. And, for this reason, it certainly seems to be the most intelligent and democratic policy on which to base a broad film program in a time of national crisis."

Pix Crafts to Air Problems

Union-Guild Committee Plans Radio Hookup

West Coast Bureau of THE FILM DAILY

Hollywood—Arrangements are being concluded for network broadcasts to be participated in by the newly formed Union and Guild committees representing 3,000 film industry workers, on which economic and bargaining problems of these crafts will be aired.

As soon as time can be arranged for with the networks, a series of broadcasts will be presented as part of a large publicity campaign to acquaint all Guilds and the general public with problems confronting the craft groups and unions in Hollywood. It is a move unique in labor history.

The Union and Guild Committee, made up of 12 craft and labor organizations, was formed last week as the culmination of a meeting by all negotiating film groups called by the Screen Writers' Guild.

Florida, Ascap Parley On Amendment to Law

(Continued from Page 1) Permit Ascap to continue to do business in the state without violating the original intent of the statute. If the conferences agree on such an amendment it will be introduced in the Legislature at once.

Attorney General Tom Watson and other officials of the state, Florida, at the conferences and Ascap is represented by Herman Finkelstein of Schwartz & Frohlich, general counsel, and I. T. Cohen, local Ascap rep.

Newsmagazines Rush FDR's Radio Talk to Exhibs.

(Continued from Page 1) Chat material in their regular Tuesday release days, while Fox Movietone News, News of the Day, and Universal rapidly compiled "specials" and sent them to outlets.

Because of the Roosevelt pronouncement's importance to Latin America and other foreign lands, the companies sent every effort to expedite shipments, particularly by air.

Jack Otterson Gets New "U" Pact

West Coast Bureau of THE FILM DAILY

Hollywood—Jack Otterson, head of Universal's art department, has been signed to new one-year contract.

Try Singles Two Days Weekly

Chicago—Extension of the Indiana Bell company's experiments with single feature programs two days weekly is announced by Jack Rose, chain's proxy. Plan thus far is being used here.

24,500,000 Pix Attendance In Buenos Aires in 1940

Buenos Aires (By Air Mail)—This capital's 177 film theaters had a total 1940 attendance of 24,500,000, according to municipal statistics just released.

Dime Drop for Summer

St. Louis — New Summer price scale at Fanchon &Marco's 5,000-seat Fox effective tomorrow drops the scale a dime.

E. L. Alpiner Name to RKO Buying Berth

(Continued from Page 1) duties on Monday, has been in branches of the theater and film business. He was general sales manager of Warner Brothers and vice-president, sales manager of RKO Pictures, and sales manager of GN Pictures, signing in 1936.

309 Out of 1,214 Disney Workers Cross Picket Line

(Continued from Page 1) were being met and that union studio musicians, cameramen and cutters crossed the picket line. Aubrey Blair, A F of L organizer claiming to be a 30-year veteran, was among those leading the pickets.

Soviet Studios Making Two-Color Productions

Leningrad (By Mail)—Soviet studios are working on several two-color films, one of which "Mu Night," based on the story by Gogol, has been completed. Under way are "Swineherd," after Andersen fairy tale, and "Heaven and Hell," by Prosper Merimee. These will be followed by "Blue Bird," "The Hunchback Horse" after the oper by that name and "Swineherd.""}

York Ice Heating Continued

Wilmington, Del.—Suit to enjoin merger of York Corp. into York Ice Machinery Corp., which has been consolidated, is being heard by the U. S. District Court has been continued to June 13.

Crag Funeral Saturday

West Coast Bureau of THE FILM DAILY

Hollywood —Funeral of Godfrey Crag, 26, who at one time appeared in "Our Gang" comedies and later played in features, will be held Saturday.

Slot Machine Movies Flop in Montgomery

Montgomery, Ala.—Slot-machine picture are no big shot in this city. They've been within the past month, their reception has been lukewarm. But the speculation over rejection offers a slot-machine movie for a dime and a full length feature and newsreel and short at a popular-priced movie house for 10 cents," the public is saying.

Thursday, May 29, 19
He's headed your way!

With the biggest Technicolor outdoor show since "Northwest Passage"!

Keep your playing time wide-open!

Don't shoot! It's not a hold-up! It's a HOLD-OVER!

TECHNICOLOR MASTERPIECE!

with BRIAN DONLEVY
IAN HUNTER • MARY HOWARD
GENE LOCKHART • LON CHANEY, Jr.

Screen Play by Gene Fowler • Directed by David Miller
Produced by Irving Asher • A Metro-Goldwyn-Mayer Picture
Harmon Reveals Pix's Speed in Defense

(Continued From Page 1)

Harmon told his large and attentive audience that—

Meet 2,000 More Theaters to Sign

The Theater Division expects to release its present 10,000 signed with pledges of co-operation by at least 2,000.

2. While the first list of 31 exchanges is still busy with initial films distributed and exhibited under the committee's auspices, a second list of exchanges has undertaken to handle the Treasury's four-minute trailer, "America Preferred." From time to time, the Distributors' Division will make new allocations of exchange capabilities Film Carriers, Inc., is transporting the Committee's films without cost.

3. Films thus far released via the Committee include 12 one-minute Army recruiting trailers; "Power for Defense," a TVA 10-minute short; "Calling All U.S. Women," Social Security Board-National Screen trailer and "America Preferred." The Defense bonds-savings stamps are to be plugged by seven sets of 20-65 foot tags to be attached to prints of important features shortly.

170-Foot Trailer Ready

4. Films to come from the Committee will include a 70-ft. trailer, "Where Do We Go?", produced by United Service Organizations for National Defense; 1,000 prints will be shipped for June 3 release. The Committee is also considering three trailers forwarded by the Advisory Commission to the Council of National Defense.

5. The Program Committee, headed by R. B. Wilby, has been augmented by Lee Newberry (Allied) and Max Cohen (MPTOA).

6. One-sixth of all newreel subjects during the last half of 1940 related to national defense, and at present, more than 25 per cent of clips bear on the defense effort.

Harmon said the important work of the Division was in the commercial field. He commented that while no individual exhibitor was obligated to play such pix, largely patriotic shorts, they were recognized by the Government as constituting important factual picturizations.

Non-Theatrical Activities

Harmon called attention to the Production Division's non-theatrical activities, including 50 Army training films, and disclosed the Public Health Service had asked for the production of a non-theatrical smear disease film. Harmon also disclosed the Division was remaking the 1926 "Caddy Days," a three-reeler for the War Dept.

Harmon at this point:

"It thus appears that important agencies of the Federal Government are turning to the motion picture industry itself for the production of such films where quality counts and a wealth of technical and artistic experience and a vast amount of stock shots are available. At the moment when American producers and distributors have suffered grievously through loss of a substantial portion of the world market, it is quite without significance that governmental agencies are thus adding to studio volume by such contracts for commercial production, instead of relying upon Government-made films."

Turning to the industry's part in the program to strengthen Latin American ties, Harmon saw indicated "a firm resolve on the part of the industry to see it that future releases . . . will be constructive contributions to hemispheric solidarity." He cited moves to assure accuracy in South American subjects, more adequate S.A. newsreel coverage and—the result of an important Coast producer meeting—Hollywood's resolve to "achieve a more discriminating portrayal of the North American scene upon the screens of our sister republics."

Pix Part in Maintaining Morale

Harmon, in conclusion, dwelt upon the part films are playing in maintaining British morale, upon the results of a recently completed study, "Motion Pictures in a Democracy," and the continuing exhibition of "Land of Liberty," expected to play at least 5,000 more U.S. screens.

Diets prefaced his introduction of Harmon by stressing the moral importance of films and declaring he was proud that the industry was assisting the Government. He praised the co-operation extended by the newsreel.

On the dais were: Prexy Vincent Trotta, Diets, Harmon, Burney Halsean, Herman Wobber, Walter Vincent, Ned Depinet, Miss Ampa (Frances Dyer), Joseph Bernhard, Sam Morris, Martin Quigley, George Dunbow, Harry Brand, Ed Schreib and Blanche Livingston.

Boy Scout color guard and bugle and drum corps was in attendance.

Atlantic Exchange Moves

San Francisco—Atlantic Film Exchanges' (Astor) new headquarters will be 125 Hyde St.

Harry L. Gold, Movietone News cameraman, and Victor Carlson, a member of the 20th-Fox exchange staff in Chicago, have been called to the colors.

It is also reported that 79 members of the company's British organization are now serving in the British forces.

Chicago—Noel B. Gerson, director of the WGN talent bureau, has been called to active duty by U.S. Army.

He will be attached to Intelligence at the Sixth Corps Army headquarters.

Seattle—Ed Kelly, of the Hamrick Exchange, has been called to active duty by U.S. Army.

He will be attached to Intelligence at the Sixth Corps Army headquarters.

Montreal—Leslie Trevor, former boy film star in New Zealand, now training as an aviator, received his commission at the Royal Canadian Air Force garrison school near Brantford.

Chicago—Earl Baker, of the Kero
cotes circuit, has enlisted in the Army Air Corps and is now stationed at Jefferson Barracks, Mo.

Interstate Pledges Support to F.D.R.

(Continued from Page 1)

The circuit's convention at a special session following the annual dinner, during which the President talked was heard over the air. Text of the wire read:

"The 200 delegates of the Interstate circuit in convention in session here at Galveston have just heard your courageous, inspiring, patriotic appeal and hasten to commend you for your leadership and pledge our lives, our fortunes and our sacred honor. America will not fail you."

Hoblitzelle told his managers that regardless of personal feelings or political opinions, "We must put forth every concerted effort to back our Government." He told the managers that community co-operation at the end of the convention and to do a good job in that community they were in the message of confidence and support.

"As far back as history goes, intolerant legions have never triumphed," Hoblitzelle said. "We are serene in our confidence that the forces dominated by Hitler will be annihilated by the legions that are spiritually right. This country is going to help England set the world right.

"No manager is a good manager unless he is also a good citizen, that is the dictum of Interstate as expressed by Hoblitzelle before the biennial convention.

Hoblitzelle praised Interstate managers for their civic activities in the various communities in which they live. He likened the theater to a football team, in which the concerted co-operation of every member is essential to success. Asserting that the theater is an effective medium by which the policies and aims of the national Government can be brought forcibly home, Hoblitzelle stressed the part of theaters in building up the morale of the people.

Other speakers were: R. J. O'Donnell, vice-president and general manager; John R. Moroney, general counsel; John Quincy Adams, executive secretary; and Frank O. Stars, advertising and publicity manager, all of Dallas.

Starr emphasized the importance of advertising space in newspapers as against other forms of letting the public know of attractions playing theaters.

Trumute was paid to A. Martini, veteran Galveston theater man, in whose honor the biennial convention is held here.

New Time As Defense Aid

Muscle Shoals, Ala.—Muscle Shoals Cinemas, Inc., of Muscle Shoals, Ala. will go under daylight saving time, city officials decreed. Action was taken on request of H. L. Charleston, vige
ciety president, who said the change in time would expedite the work of defense industries at Muscle Shoals.

TO THE COLORS!

Andrew L. Gold, Movietone News cameraman, and Victor Carlson, a member of the 20th-Fox exchange staff in Chicago, have been called to the colors.

It is also reported that 79 members of the company's British organization are now serving in the British forces.

Chicago—Bob Haley, formerly RKO publicity director here, is now at Camp Custer with the 46th Artillery Regiment. He expects to be transferred to Camp Forrest.

Chicago—Morton Lang of the Telemews Theater has been called to Army service.

Montreal—Leslie Trevor, former boy film star in New Zealand, now training as an aviator, received his commission at the Royal Canadian Air Force garrison school near Brantford.

Chicago—Earl Baker, of the Kero
cotes circuit, has enlisted in the Army Air Corps and is now stationed at Jefferson Barracks, Mo.
Pascal Will Produce Next Pic in Montreal

(Continued from Page 1)

George Bernard Shaw plays said yesterday upon his return from Canada that he had received encouragement from the Canadian government and that he was laying his plans to launch an extensive production program in the province of Quebec. Details, he said, would be announced shortly.

"Citizen Kane," "Sunny" Open in San Francisco

San Francisco—RKO Radio Pictures staged a big theater "doubleheader" here with the local premiere of Orson Welles' "Citizen Kane" at the Geary Theater Friday night and the world premiere of "Sunny" at the Golden Gate last night. Orson Welles, Dolores Del Rio and Dorothy Compton, were here for the former, Anna Neagle and Herbert Wilcox for the latter.

Two Pa. Theaters Closing

Summerhill, Pa.—The Long's Theater here, operated by J. A. Hoover and J. W. McCall, will close indefinitely after May 31.

Hobsopple, Pa.—The Vernon Theater, one of the Scott Circuit houses, will close after May 31 until Sept. 1.

Goldstein Joins Decker

West Coast Bureau of THE FILM DAILY

Los Angeles—Louis Goldstein, of Astor Pictures of Southern California, has joined forces with Sam Decker of Majestic Pictures, and the two will operate jointly under the name of Majestic Pictures Dist. Corp. at 1928 S. Vermont Ave.

Johnson Leaves Columbia

Cleveland — J. K. Johnson, head shipper for Columbia for the past nine years, has resigned to become a member of the statistical department of the Federal Reserve Bank in Cleveland. His assistant, Leonard Stoffens, succeeds.

Jack Hays With Joe Trunk

Youngstown, O.—Jack Hays, formerly with Universal as Far Eastern representative, is now associated with the Joe Trunk theater circuit.

Havana Prefers U. S. Pix to Bull Fights

Havana (By Air Mail)—Believe it or not, three bull fights staged here by the National Sports Commission were a complete flop while GWTW, "The Letter" and "Back Street" packed 'em in. Other current opposition which the films lacked came from the Opera and the Russian ballet.

REVIEWS

"The Bride Wore Crutches"

with Lynne Roberts, Ted North, Edgar Kennedy

20th-Fox  55 Mins.

IMPLAUSIBLE NEWSPAPER YARN JUST PASSES MUSTER AS PROGRAM OFFERING.

This offering just about makes the grade due to able direction, a fair number of laughs and a hard-working cast. The story concerns a cub newspaper reporter, but any resemblance living or dead would be a libel. The old chestnut about the reporter apologizing for being late because of the train wreck is incorporated into the picture to give you a rough idea. However, the picture has some value as a program offering to fill the lesser half of double bills.

Lynne Roberts, a newcomer, is an attractive young lady who shows promise. Least promising is Ted North, good looking, but many leagues away from being a polished actor. First-rate support is afforded by a number of seasoned players, including Edgar Kennedy, Robert Armstrong, Lionel Stander, Richard Lane and Grant Mitchell. Considering the material, the directional job of Shepard Traube is highly capable. The screenplay was written by Ed Verdier from an original story by Verdier and Alan Drady. North gets a job on a paper published by Mitchell, and edited by Lane, through the influence of Mitchell's wife. He strikes out immediately due to his own mistakes and connection that got him the job. But, Miss Roberts takes him in hand and sets him on the trail of some bank bandits that he eventually rounds up with some police assistance to redeem himself.


CREDITS: Associate Producer, Lucien Hubbard; Director, Shepard Traube; Screenplay, Ed Verdier and Alan Drady; Cameraman, Charles Clarke; Editor, Nick De Maggio.

DIRECTION. Able. PHOTOGRAPHY. Good.

SHOTS

"Those We Love" (Headliner)

Paramount  11 Mins.

Good Entertainment.

This behind-the-scenes story of the popular radio serial, "Those We Love," will be of distinct interest to that program's large following, as well as film audiences. Featuring the radio cast of screen names, including Nana Grey, Richard Cromwell, Donald Woods, et al., plus an introduction and narration by Jimmy Fidler, the subject details the preparations for the program, shows early rehearsals, and winds up with an actual broadcast. Properly sold, this Ted Lloyd production will be a real attraction on any program.

WELCOME MPTOA JUNE 9-12 TO SUNNY CALIFORNIA-N!

Wherever you go they're talking about the big party! Treat yourself to a good time and join the gay gang that will meet in the merry movie capital. Plenty of important matters to attend to — and lots of fun, too! Do it now:

Write for Reservations direct to Ambassador Hotel, Los Angeles. Mention MPTOA to get special rates

IT'S THE 21st MPTOA CONVENTION (Best yet!)

AMBASSADOR HOTEL, LOS ANGELES

Sponsored by Pacific Coast Conference of Independent Theatre Owners. (The Perfect Hosts!)
REVIEWS OF THE NEW FILMS

"Caught in the Draft"
Starring Bob Hope and Dorothy Lamour with Lynne Overman, Eddie Bracken, Clarence Kolb, Paul Hurst (HOLLYWOOD PREVIEW)

 Paramount 82 Mins.

HOPE, LAMOUR, "DRAFT" STARRER (Hilarious); De Sylva Rates Praise: "Our Dead Butler. Film Timely, Unny." 

The day you show "Caught in the Draft" will be a field day for Bob Hope fans. Here are probably more bally-ho's in this hilarious screen play by HarryTagend than in any film you've seen in years, and master tag-end Hope, the artist of split second timing, didn't tingle a line. A bow to Wilkie Mahoney for his clever additional dialogue.

The yarn although having a tremendously topical theme, is as fresh as Hope's earlier releases. With David Butler at the helm, there is plenty of visual action—away tanks and the comedy drill unit—pool fire since Chaplin's "Shadows." 

The film is a triumph and the producer Buddy De Sylva can relax and let Paramount's financial department clip the coupons.

Bob Hope, one of Hollywood's glamorous movie stars, who is deadly afraid of guns and shooting, reads with terror the news that Congress is considering a draft bill, and decides to marry in order to escape induction, and as he considers her the inster of the feminine evils, he has encountered, he proposes to Dorothy Lamour, the daughter of an Army Colonel. She accepts his motive and refuses to marry him. Because he really begins to like her, and makes a definite effort to back her in her good races by showing her he is not afraid of guns and hides an actor to pose as a corporal and be rejected. Accompanied by Dorothy, he goes to the recruiting station and enlists only to discover later that the corporal is an outfitter sergeant and is not afraid of guns either. Then Dorothy becomes the subject of the colonel's daughter and a girl by saving his company from an assassination in an artillery firing ground, gains commission and a wife.

"Caught in the Draft" is timely—funny—and will be profitable.

CAST: Bob Hope, Dorothy Lamour, Lynne Overman, Eddie Bracken, Clarence Kolb, Paul Hurst, farcical sergeant so he can offer hilarious and be rejected. Accompanied by Dorothy, he goes to the recruiting station and enlists only to discover later that the corporal is an outfitter sergeant and is not afraid of guns either. Then Dorothy becomes the subject of the colonel's daughter and a girl by saving his company from an assassination in an artillery firing ground, gains commission and a wife.

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Gene Reynolds scores in EXCELLENT PATRIOTIC CHARLES R. ROGERS production! Washington salved in "ADVENTURE."

Although it stars Herbert Marshall and Virginia Bruce, top-acting honors in "Adventure in Washington" go to young Gene Reynolds, who gives as great a performance as any moppet ever has on the screen. Young Reynolds has a remarkable sincerity, a boyishness, and the ability to make his auditions hearty and touching. This is the second Charles R. Rogers production for Columbia. Rogers, as we have mentioned, is capable of a discursive, humorous, and commercial hit, should also be thanked for helping relieve some of the feeling in Washington, resulting from Senate scenes and some other unappealing stimuli.

The house has never been so well "sold" to the nation. The screenplay by Lewis R. Foster and Arthur Caesar, from the original story by Jeanne Spencer and Albert Benham is excellent in entertainment value and powerful in educational value to the youth of the nation. Younger audiences will relish watching the mischievous antics of the Senate page boys, and should absorb a lot of patriotism as they see these boys express their love of country and its ideals. These difficult scenes showing the many sides to the boys' character, are beautifully directed by mugger Alfred E. Green.

Herbert Marshall and Virginia Bruce, with a minimum of romance, expertly depict the roles of Senator and Washington page, sponsors of a Senate page. Particularly fine work is done by Vaughn Glaser as the page's "pal."

Gene Reynolds, orphaned son of a former politician, is sponsored as a Senate page by Herbert Marshall, a member of that august body. He arrives in Washington, a young thing, refusing to go to school or do anything he considers "sissy." He is taken in hand by Virginia Bruce who sees in him a diamond in the rough. Gradually, as the story progresses and he gets in and out of scrapes, he begins to love his job and is proud of his responsibility. A false accusation that "told" of Senate secrets brings about his expulsion and in anger he exposes the contents of a secret naval appropriation bill to the press.

He flees Washington, but when it looks as though Marshall, his sponsor, is about to be disgraced as a "leak" in his committee, he returns, and in a dramatic sequence clears Marshall's name. His trial by his peers, (pages) is beautifully done. Royalty, acting, and the superb writing and direction in the final scene will long be remembered by young and old alike. It's one of the smartest bids for patriotism ever used in a film.

CAST: Herbert Marshall, Virginia Bruce, Gene Reynolds, Samuel S. Hinds, Ralph Morgan, Vaughn Glaser, Charles Smith, "Men of the Timberland"

with Richard Arlen and Andy Devine Universal 61 Mins. (HOLLYWOOD PREVIEW) ARLEEN-DEVINE OUTDOOR MELLER SHOULD PLEASE KIDS. LINDA HAYES LOOKS GOOD.

Another of the Richard Arlen-Andy Devine series for Universal "Timberland" is perfect for the market for which it has been made. There is the proverbial hero, friend, girl and villain, and all the things the most avid fan could ask for.

John Rawlins, under the guidance of associate producer Ben Pivar, has turned out no smooth product. Particularly noticeable in the film is the work of Linda Hayes who hasn't been seen much of late. The screenplay by Maurice Tombragel and Griffy Jav, from an original by Paul Jarrico, is well done.

Richard Arlen, forest ranger, is dispatched to a lovely section of the country to check up on some suspected poacher. He arrives and finds Willard Robertson and Francis McDonald well under way on a plan to strip the forest of an illegal number of trees.

His predecessor in the territory, Hardie Albright, disappears, murdered by McDonald. Albright's assistant, in a fact-finding survey, which they hope to use to obtain an injunction to stop the thievery, the assassins drop out, one by one—killed by Arlen.

Devine's pal, who has been helping him in getting out the lumber for Robertson, is killed in a saloon fight and he joins forces with Arlen to capture the killer. They set a trap—catch the crooks and Miss Hayes takes over and runs the company according to the law.

The fans who have followed this series will not be disappointed in this one. If has everything they want, minimum comedy, a hit in the younger audiences.

CAST: Richard Arlen, Andy Devine, Linda Hayes, Francis McDonald, Willard Robertson, Paul E. Burns, Gaylord Pendleton, Marjorie Allbright, Roy Harris, John Ellis, Dick Rice.

CREDITS: Associate Producer, Ben Pivar; Director, John Rawlins; Author, Paul Jarrico; Screenplay, Maurice Tombragel, Griffy Jav; Cameraman, John W. Boyle, ASC; Art Director, Jack Ottersson; Associate, Ralph M. Delacy; Editor, Milton Carneth; Musical Directors, Maurice Wright, H. J. Salt.

DIRECTION, Good. PHOTOGRAPHY, Good. "Desert Bandit" with Don "Red" Barry, Lynn Merrick, William Haade Republic 56 Mins. ACTION FANS WILL GET A FULL MEASURE OF ENTERTAINMENT FROM THIS ONE.

Easily the best to date in Republic's western series starring Don "Red" Barry, this release will provide the action fans with a full measure of entertainment. There is plenty of action, an able cast, fast direction, good locations and a plausible and well-paced story all in one basket. The picture should help increase the popularity of the Barry series and it further enhances Republic's reputation as a producer of action pictures of this type.

Barry improves from picture to picture as an actor, and as a western player he fills the bill neatly, looking the part, riding expertly and messaging the villains with his fist. Henry Sharp, artfully directing resemblance to Jean Arthur, is a pleasing feminine touch, and William Haade, as funny, expresses all the parts of the character well.

Barry, a member of the Rangers, finally sees his friend Timmy, out for revenge against a crowd, murder, apparently by the sheriff, but without evidence anything can be proved. Barry is discredited by the Rangers in a secret agreement with the captain in order to join a smuggling band. Barry clears things up in customary fashion in a wild and wooly climax.

"Reapt at Leisure" with Kent Taylor, Wendy Barrie, George Barbier RKO 66 Mins. SMART DIRECTION AND ABLE PLAYERS MAKE THIS COMEDY AMUSING.

The audiences should get a full entertainment from this new RKO offering. The players are able, the direction smart and the plot is brisk and there are lots of laughs. The story itself is not new or particularly novel, but situations and dialogue are on the amusing and bright side and Director Frank Woodruff makes the most of the material at hand. Exhibitors should find this a handy item. It will stand on its own feet or serve neatly as a supporting feature for some big "name" offering that grabs top billing.

Kent Taylor and Wendy Barrie are fine in the lead roles. They are both personable and able performers, with Miss Barrie's good looks and charm a definite asset for any picture. Support is contributed by George Barbier, Thurston Hall and Charles Lane. The well-geared screenplay was written by Jerry Cady from a story by James Gow and Arnaud D'Usseau.

Miss Barrie is running away from marriage with a prince, secretly betrothed by her father, while she meets Taylor on a bus. She discovers he is a clerk in her father's store and tells him she is a model. The next day Taylor discovers he will lose his job if he does not marry the girl he has been married to for eight months. He explains his troubles to Wendy and they are married. Later they are forced to accept Saby to cover another line. Taylor's rise in the store is rapid, but when he discovers Miss Barrie's identity he leaves her and quits the store, going to a rival concern. A number of complications ensue before everything is ironed out satisfactorily.

CAST: Kent Taylor, Wendy Barrie, George Barbier, Thurston Hall, Charles Lane, Nella Walker, Rafael Storm, Ruth Dietrich, Cecile Courcelle, "The Forgotten Man" Paramount 11 Mins. Mild Comedy "The Forgotten Man" is the latest of the Robert Benchley comedies to fail to carry an amusing punch. It's a smartly written affair, it's a farce, and the casting is well done, but all the performers have been unfired and hero gets girl and disposal of villains, Frances Gifford, Tom Neal and Trevor Bardette have the principal roles. Direction is by William Witney and John Exley. The material is a fabulous store of diamonds hidden in a secret cave deep in the African jungles.

"Desert Bandit" with Don "Red" Barry, Lynn Merrick, William Haade Republic 56 Mins. ACTION FANS WILL GET A FULL MEASURE OF ENTERTAINMENT FROM THIS ONE.

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NEWS FLASHES

ASCAP DECISION NO HELP
Barring the U. S. Supreme Court upholding the constitutionality of anti-ASCAP laws in Nebraska and Florida does not excuse exhibitors in those states from paying the music tax, industry attorneys pointed out over the holiday week-end. The Society, it was said, can still demand a fee for a composer, author or publisher whose works have been performed for profit.

"NEW TIME" NATIONALITY?
Washington—Adoption of national daylight saving, originally suggested by New York business interests, was urged Thursday by Secretary of the Interior Harold Ickes. A national daylight saving bill is pending in Congress.

HAYS TO QUIT HOSPITAL
Chicago—Will H. Hays, MPPDA prexy, hospitalized here since late April, is expected to leave the hospital sometime this week. Whether...

Interstate Convention Ends With Service Vow
Galveston, Tex.—More than 200 showmen attending Interstate Theaters' convention here, after a rousing defense talk and bond appeal by Karl Hoblitzelle, with a rousing cheer took the following pledge: "I am proud and thankful that I am an American; I believe...

Knickerbocker's Seven
Acquired by Harry Brandt
Knickerbocker Playhouse Theaters, with seven Manhattan houses, has been acquired by Harry Brandt, president of Brandt Theaters. Acquisition raises the number of houses operated by Brandt to about 90, consideration was not disclosed.

British Film Council
VISIT TO HOLLAND AUCTION HOUSE
The British Film Council has made an inspection of the famous auction house in Holland, and theida was made to purchase a rare collection of old films.

Nazi Pressure Ends "U" Pix Moway
The Norwegian Government, acting on Nazi orders, has banned Universal pictures from Norway, thus eliminating the last American company operating in the country. It was rumored at the week-end that American pictures may also be banned in Denmark.

Major and Independent Producers Lineup 120 Personalities As Timber to be Developed; Warners, 20th-Fox and Paramount Have the Longest Lists of Talent

By RALPH WILK, West Coast Bureau of THE FILM DAILY
Hollywood—Season of 1941-42, it is indicated, will see the beginning of an "all out" effort to groom new talent as stars and featured players.

Survey by THE FILM DAILY reveals that no less than 120 personalities are on the constantly expanding lists of star prospects. Warners, 20th Century-Fox and Paramount have the longest lists of hopefuls, listing 25, 24 and 23 respectively. Followed by M-G-M with 15; RKO, 10; Republic; six; Universal and Columbia, each five; Monogram; three; David O. Selznick and...

New 20% Tax Hitting Nabs in Toronto
Toronto—At the conclusion of the first week of operation under the new 20 per cent Government tax on movies, theater men in this city are scanning the ledger with wide differences of opinion. In the down...

Fewer Early Summer Pix. Majors Weighing Re-Issues

With the total number of pictures available during June and July expected to be less than last year during the same period, major compa...

Kelly Temporary Head of UA
Does Not Plan to Sell Doug Fairbanks Stock

AMPP to Be Hosts at MPTOA's Studio Visits
West Coast Bureau of THE FILM DAILY
Hollywood — Association of Motion Picture Producers will act as hosts in arranging visits to the studios for the delegates to the MPTOA-Pacific Coast Conference...

Cuban Newsreel Co. Organized in Havana
Havana (By Air Mail) — Coba is to have its own newsreel, produced by a new corporation formed by the R. H. C. Cadena Azul, broadcasting company; the Royal Advertising News and the Pais, latter the Havana newspaper owned by Sen. Alfredo Herrera. Corporation is headed by Luis R. Molina, with Oscar Abasola as general manager and Sergio Miro as director.
**The Broadway Parade**

**Picture and Distributors**

- A Woman's Face (Metro-Goldwyn-Mayer Pictures) - 3rd week - Capitol
- Major Barbara (United Artists - Gabriel Pascal) - 3rd week - Astor
- Not Wanted Wife (Paramount Pictures) - 3rd week - Loew's
- Penny Serenade (Columbia Pictures) - 2nd week
- Lost and Found (Turtle Island-Fox) - 2nd week - Radio
- Shining Victory (Warner Bros. Pictures) - Strand
- Fawo Dive (Paramount Pictures)
- The Voice in the Night (Columbia Pictures) - 2nd week
- If It Wait for You (Metro-Goldwyn-Mayer Pictures)
- Border Vigilantes (Paramount Pictures)
- New York House of Mystery

**Two-A-Day Runs**

- Fantasia (Warl Disney Productions)
- Vanguard
- Citizen Kane
- RKO Radio-Pictures-Dixon Wellness

**Foreign Language Features**

- Pepe e Moko (Mayer & Buttry) - 14th week - World
- Volga-Volga (Arkinto Pictures) - 3rd week
- Africa (Cinespano) - 48th St. Theater

**Future Openings**

- There's Magic in Music (Paramount Pictures) - Criterion
- Love Crazy (Metro-Goldwyn-Mayer Pictures) - Criterion
- Million Dollar Baby (Warner Bros. Pictures) - June 5
- One Night in Lisbon (Paramount Pictures) - June 5
- Pennywise
- Man Hunt (Twentieth-Century-Fox) (c)
- The Nurse's Secret (Warner Bros. Pictures) - June 7
- Rialto
- Devil Dogs of the Air (Warner Bros. Pictures) (c)
- The Spider (Arkinto Pictures) (c)

**N. H. Legislature Kills Billboard Regulation**

Concord, N. H. — Indications are that the biennial session of the Legislature cannot be adjourned before the third week of June.

House Bill No. 287, proposing regulation of outdoor advertising in this state, has been "infinitely postponed" by a House vote of 255 to 61.

The Senate bill to extend the legal- ization of pari-mutuel horse race betting in this state has been passed by the House.

A new bill introduced in the Sen- ate by Sen. L. H. Perley would provide a new state racing commission to determine local licenses and pay a local fee, plus a $100 state fee.

20th-Fox Sells Next Year's Product to Fox West Coast

Product deal with Fox West Coast has been closed by 20th-Fox for next season's lineup, it was announced at the week-end.

Canadian deals the company is making with indies are expected to be better than 50 per cent set by the time the sales convention starts in New York in July. Twentieth-Fox is selling its full lineup across the border.

**In the Navy** Topping " Buck Privates" Records

Success of "Buck Privates" is being out-classed by the new Abbott and Costello picture, "In the Navy," in the first five openings, Universal reported at the week-end. Openings on the navy picture has topped "Buck Privates" openings by an average of more than 50 per cent, it was reported.

In San Francisco, "In the Navy" exceeded "Buck Privates" in gross by 76 per cent. A 30 cent increase over the previous comedy of the week was reported by the Reading, Pa., opening, where it opened at 6 P.M. and came within sight of beating the entire opening-day gross of "Buck Privates."

In New London, Harrisburg and New Haven, "In the Navy" bypassed their previous openings by 52, 84 and 109 per cent, respectively.

**RMA Continuing NTSC's Tele Engineering Work**

Washington Bureau of THE FILM DAILY Washington—The Radio Manufacturers Association engineering department has taken over and is continuing the engineering work on television, formerly handled by the National Television Systems Committee. The RMA has called a subcommittee to handle various subjects, including color television and synchronization. There is a special subcommittee on color television, under the leadership of Dr. Peter Goldmark of CBS.

**Waldhov Moves Offices**

Offices of William Waldhov, in charge of distribution for FHA Technicolor shorts, were moved over the weekend to 90 Church St. to 2 Park Avenue.
AMERICA'S ACE EXPERTS
GIVE YOU THEIR SENSATIONAL ANSWER!
They forecast the war's future!

Major GEORGE FIELDING ELIOT
Military expert, N. Y. Herald Tribune...CBS commentator

RALPH INGERSOLL
Editor, PM...famous writer just returned from "inside" tour of Britain

WYTHER WILLIAMS
MBS commentator...famed foreign correspondent

LINTON WELLS
Celebrated CBS newscaster

A William Rowland Production
Burnet Hershey...Supervising Editor

A COLUMBIA SPECIAL
SHORT SUBJECT PRESENTATION
(IN TWO REELS)
Million for Greeks

Raised by Industry

More than $850,000 was raised by the Amusement Industry Division of the Greek War Relief Association, Inc., according to a statement released today by Adolph Zukor, chairman of the committee. In voicing pride in the work of his associates, Zukor said: "While we have collected $850,000, we know that many thousands of dollars were turned over to local Greek War Relief Association Committees. This money was in addition to that raised on the West Coast by a committee headed by Sam Goldwyn. I am confident that our industry raised directly more than $1,000,000 for Greek Relief."

Of this amount more than $600,000 was cabled to Greece and was used to buy medicine, clothing and food for the helpless women and children of that country. A great deal of the money was also used in the evacuation of more than a million women and children before the Axis powers arrived.

"More than 8,000 theaters participated in the Drive. This was the largest number of theaters ever enrolled for a charity drive in our industry, and the amount collected far exceeds that of any similar cause in our industry."

I want to personally thank everyone of the people who were instrumental in making this result possible.

Vidor on "The Yearling", Replacing Victor Fleming

West Coast Bureau of THE FILM DAILY

Hollywood—King Vidor takes over direction of Metro's "The Yearling" from Victor Fleming. Unit had recently returned from Florida location to shoot interiors.

Happy Birthday to You

From THE FILM DAILY to
Harry C. Arthur, Jr., Benjamin Geisz
Hodges Hopper
Frank Melford
Johnny Watusi Miller
Joseph H. Nadel

"More Entertaining" Pix Needed—Kirsch

(Continued from Page 1)

he had in mind, Kirsch cited University's "Back Privates."

The Illinois Allied execs, declare that business in his territory is down about 25 per cent, with the following factors involved:

Coinciding on the Allied box meeting, Kirsch said he felt that its results had been constructive. I expressed confidence that the support of theater patrons on film issues be undertaken by a committee headed by Sid Samuelson of Phil delphia, would be extremely beneficial.

The pending Illinois measure to restrict programs to 135 minutes, has wide support, Kirsch declared. He emphasized that a "public health" bill passed the Legislature last year, although it was knocked out by veto.

Training Film Contracts Awarded Eight Companies

Washington Bureau of THE FILM DAILY

Washington—Government circle are pleased by the interest hatched for the premier producers in its program which calls for making of short films for visual education in training of students taking vocational courses given by the University Office of Education. Five of such films are reported to have been completed during May.

Eight film companies were awarded contracts out of 37 bids received for final consideration. The companies receiving nod from the Treasury Department's Office of Education were, together with data: Adams Productions, New York, 6 films, at $5,000 each; Caravel Film Inc., New York, five films, $4,000 each; Jam Handy Productions, Detroit, five films, $4,000 each; Emenee Studio, New York, five films, $3,000 each; Ray-Bell Films Inc., Minnesota, five films, $3,000 each; Lou & Norling, New York, five films, $3,000 each; and Calvin Co., Kansas City, Mo., five films, $2,000 each. All but the latter, which was 16 mm., were in the 35 mm. category.

Bids were invited on qualitatively based, with bidders invited to bid on any or all of three price levels—$4,000, $5,000, and $6,000 per re and Government reserved the right to make the award on a $2,000 base for 16 mm. production.

"Way of All Flesh"

Manchester, N. H.—This sad story was told on the marque at the Empire Theater here: "A Man Betrayed"—"Six Lessons from Madame La Zonga."
Plans "War Council" On Gross Decline

(Continued from Page 1) considered and the best ones will be put into action. It is reported that other groups are planning similar "war" meetings later in the month. Basis for the activity may be outlined at the Allied Eastern regional conference to be held in conjunction with the Allied of New Jersey convention in Atlantic City June 11.

Interstate Convention Ends With Service Vow

(Continued from Page 1) with all my heart in the democratic frame of Government of the United States and in the great liberties for which its Flag stands; I am prepared to make whatever sacrifices my country might require of me to maintain its honor and its freedom; and I believe that by being a God-fearing man, a good citizen, and a good worker that I can best promote the unity and strength of the country. Therefore, I therefore, pledge my loyalty to the ideal of community, state and national service, to the Flag of my country and all that it represents; to the Constitution, the fountainhead of my freedom and blessings; and to the United States of America. And, incidentally, to the Interstate organization in order that it may contribute its part to our great country.

This came at the end of the final business session of the convention and was followed by talks from invited guests from various branches of the industry.

Delegates wound up their four-day gathering Thursday night with a gala party at the Hollywood Diner Club and Friday left for their homes.

The international situation overshadowed technical matters in discussions by the group, although these came in for particular attention.

Plans of the newly created personnel department, headed by Bill Mitchell, formerly business manager of the Dailies department at the Associated Press were outlined. Mitchell said that although headquarters of the department would be in Dallas, local managers would still have the prerogative of engaging employees. The object of the department, he said, would be to aid in finding the tasks to which they were best suited.

Several managers reported depletion of technical men, whether as employees on defense requirements would compel them to fill the places with women. A number of Fernmann officials attended the convention.

The Week in Review

Silverstone Quits UA Post—Induct Browne, Bioff

By L. H. MITCHELL

UNITED ARTISTS: Acceptance of Murray Silverstone's resignation from top spot in UA was announced on the country by Mary Pickford, with whom Silverstone will be associated in producing films for UA release. One of country's "foremost producers" will be associated with them, Silverstone stated. He added that no cash settlement had been made in the termination of his UA contract. Coast speculated on possibility that Arthur W. Kelly, head of UA distribution, might be named Silverstone's successor. ... Gabriel Pascal announced he would produce his next film for UA in Montreal.

BOFF AND BROWNE: Federal Grand Jury in N. Y. C. indicted George E. Browne, IATSE proxy, and his Const rep., Wilfrid Jeff, on charge of extorting $550,000 from four major producers to prevent calling of a studio strike. ... Bioff extradition hearing was set for June 5, at the Coast; Browne's for today in Chicago. Chi. stagehands and other unionists gave Browne a vote of confidence.

ALLIED: Allied board at Cleve., meeting discussed b.o. slump without finding a cure, but decided to issue questionnaire to fans on the kind of films they favor, and another to exhibs. on what they think is wrong with the industry. Arbitration technicalities came in for criticism. ... Allied of Illinois called for a year's protection against drive-in theaters. ... PhiL Allied appointed a secret committee on policy.

* * *

THIS AND THAT: U.S. Supreme Court upheld Nebraska and Florida states laws against Ascap. Ascap and Florida are parleying on an amendment which will let the Society do biz in that state without violating spirit of the new statute. Frankly, results with music subsidiaries were seen favoring loss as a result of the Supreme Court's Ascap ruling. ... U. S. filing new Crescent Amusement Co. bill, asking additional particulars. ... Current b.o. slump will cause distributors, to hold off releasing their big pict. -"Fantasia" and "Citizen Kane" from RKO, for example. ... M. H. Hoffman production, again having formed Liberty National Pictures with a schedule of 26 films set for the season. Coast convention of RKO theaters and the K-A-0 houses within six months was announced by Charles W. Koenner, RKO's new theater district's manager. ... The former of E. L. Alpersen to the post of general manager of RKO's film buying and booking department. ... Howard Dietz was named chairman and co-ordinator of new series of air shows, "Millions for Defense" on the Wednesday night "Star Theater" time donated by the Texas Company to the U. S. Treasury in behalf of defense bond sales. ... Dip into air show business is due to President Roosevelt's "fire-side chat," was estimated at from 10 to 15 million viewers in large parts of the country. ... Karl Bobitzke, on behalf of Interstate, pledged that circuit's support to the President's defense program. ... Francis S. Harmon, speaking at Annaples luncheon, revealed the speed with which the film industry is moving the demands upon it incident to the national defense program. ... MPTCO's Board of Directors will attempt to delegate from 20 states and the District of Columbia, it was stated early in the week.

Knickerbocker's Seven Acquired by Harry Brandt

(Continued from Page 1) operating the Knickerbocker houses which include the Clinton, Clinton St.; Harlem Grand, E. 135th St.; New Delancey, Delancey St.; Palestine, Clinton St.; Star, Lafayette Ave.; Palace, Second Ave., and Bijou Avenue B.

Virginia Grey Gets New Met. Pact

West Coast Bureau of THE FILM DAILY

Hollywood — Virginia Grey has been signed by Metro to a new long-term contract.

AMPP to Be Hosts at MPTOA's Studio Visits

(Continued from Page 1) here June 9-12. A special luncheon and studio visit for ladies also has been arranged.

A dinner dance at one of the studios and a special "personality parade" for ladies, at which Mary Pickford is to be the hostess, are among the other activities planned by the AMP.

The convention banquet is to be held at Earl Carroll's where prominent stars will act as masters of ceremonies.

20th-Fox to Have 18 for Next Season Ready

Or in Work by July 1 for Record Backlog

West Coast Bureau of THE FILM DAILY

Hollywood—With all companies stepping up production schedules, 20th-Fox will apparently have one of the largest backlogs of completed productions for next season by the time the New York contract decree becomes operative. Company expects to complete all work, on this season's releases by the middle of June and have 18 of next season's features completed or in work by July 1.

7 Circuits Bid for RCA Theatreal Tele

(Continued from Page 1) either buy or lease exclusive rights to the projector.

RCA is hesitant in releasing any information on the bids received from the firms, including the identity of the other circuits, and the amount involved.

In the meantime, problem of programming the large screen theater television has been side-stepped until more definite plans have been made regarding the placing of the projectors. Several of the major radio production offices, as well as motion picture firms, are studying the possibilities of the medium, and attempting to reach a basis for figuring the cost of building and transmission of live programs, motion picture and newsreel pick-ups, and special event shows.

Telecasters Rush Preparations For Commercialized Advent

Telecasters are moving ahead at full speed to prepare for the first of commercial transmissions on July 1, it was learned over the week-end, with CBS and DuMont both holding conferences of all their personnel on testing equipment. It is now apparent that the television operators are determined to offer as technically perfect a service as is humanly possible at this time—and that an "all out" campaign will be started to acquaint the public with the advantages of the audio-visual medium coincident with the commercial "green light" on July 1.

While pessimistic attitude has been displayed by some of the manufacturers as to their ability to supply the public with television sets because of the shortage of color transmitting equipment, it is believed that some 25,000 sets will be available to the public at a moderate figure. This would conform with the RMA standards, and would utilize the FM pick-ups.

In the meantime, the RMA held their second "ready" conference in New York last week, with the entire session devoted to a discussion of color television. Dr. Peter Goldman, CBS, was named chairman, the only action taken, while the balance of the meeting was confined to an informal discussion of the possibilities of color television, and attempts to set up some sort of procedure for the future.

Benny Rubin Returns to Screen

West Coast Bureau of THE FILM DAILY

Hollywood—Benny Rubin returns to the screen after a "long years'" absence to play a featured role in Columbia's "Heaven Can Wait."

Hold "Kane" in 8 Spots

Orson Welles' "Citizen Kane" will hold over for an additional week in all six situations in which it has opened to date.
Plan Innovation for 20th-Fox Sales Meet

With more than 400 company reps. expected to be on hand for the 20th-Fox sales convention at the Waldorf-Astoria July 9-11, company executives were busy last week setting plans for the meeting. One of the convention innovations will be a specially made subject, produced at the Coast studios, which will introduce all the producers, who, from the screen, will outline their plans for next season. It is possible the convention may run four days.

A number of features will be shown at the convention and rushes of the props selected will be shown also. Several new Terrytoons and Movietone shorts will also be screened at the convention.

Company is pushing sales in order to clean up everything possible before the convention, with bookings on features and shorts said to be about 10 per cent ahead of last year.

**Pizar and Segall Settling**

(Continued from Page 1)

The last development in the Pizar-Segall tiff was hailed by local theatermen as the most sensible way of adjusting the differences. Both were complimented by the trade for their foresight in acting as they did.

**Teamsters Stop Picketing First-Run Pix Theaters**

Local 817 Theatrical Teamsters Union, on Thursday withdrew its pickets from first-run film and legitimate theaters employing members of Local 802, musicians union, a contract with the theaters having been signed.

According to the teamsters’ announcement, local film theaters recognized the sole jurisdiction of Local 817 “in transporting and handling all scenery, costumes, trunks, musical instruments,” etc., to and from and into and out of their theaters.

**STORKS!**

Memphis — Arthur Groom announces the birth of a daughter, Mildred Frances, at the Methodist Hospital. Groom is assistant manager of the Loew’s Palace.

**REVIEWS OF THE NEW FILMS**

**In The Navy**

with Abbott and Costello, Dick Powell, Claire Dodd

Universal

85 Mins. SOCKO LAUGH SHOW; TUNEFUL, COMICAL AND FUNNY, SHOULD BE BIG AT B. O.

Using the same formula that reaped rich rewards in “Buck Privates,” Universal puts Abbott and Costello in a Navy in this reminder. The picture is timely, tuneful and highly amusing screenfare for all audiences. It should definitely be a strong box office attraction everywhere. Co-operation of the Navy allowed Universal to film a great deal of material in and around Coast bases and ships giving the picture an authentic background for the two comedians to cavort in.

The story itself is nothing much, but it serves as a framework to introduce musical numbers and songs. In Costello to get laughs from so it achieves its purposes one hundred per cent. As for Abbott and Costello, they are just as funny if not better than their earlier serials. Bud Powell fits into the picture nicely as a singer who joins the Navy to escape a horde of creditors and who eventually fills the role of the newspaper woman that follows him. Dick Foran, The Andrews Sisters, and Shemp Howard are effective supports.

A nice pace is given the picture by Director Arthur Lubin and he makes the utmost of every funny line of dialogue and amusing situation. Credit for the amusing screenplay goes to Arthur T. Horman and John Grant, with Horman responsible for the original story.

In addition to everything else, the picture does a nice bit of flag waving which registers. Musical score and all technical departments of the artists.

Costello is a pastry cook at the San Diego training station, and he is mad about Party Andrews. Abbott is an electrician. It's a typical Abbott and Costello out of trouble with very ineffective results. With that setup as a starter, Powell joins the Navy to escape his female admirers and after a couple of rounds around the training station the trio gets shipped to Hawaii on a battlewagon, with Miss Dodd still pursuing Powell, getting aboard the boat disguised as a sailor. Needless to say, Abbott and Costello are continually in hot water, with one laugh piled up on top of the last one in rapid-fire fashion from start to finish. Powell finally gets himself engaged to Miss Dodd to safeguard himself against the female race.

There are some noteworthy sequences in the picture for humor, one in which Costello dreams he is the captain of the battleship being home by tomorrow. All in all, it’s fun for everybody, and it should be a box office tonic for exhibitors and a surefire money winner for Universal.


CREDITS: Associate Producer, Alex Gottlieb; Director, Arthur Lubin; Screenplay, Arthur T. Horman and John Grant; Original Story, Arthur T. Horman; Camera, Joseph A. Valentine; and Technical Direction, Fine. PHOTOGRAPHY, Good.

**Time Out for Rhythm**

with Ann Miller, Rudy Vallee, Rosemary Lane, Allen Jenkins (HOLLYWOOD PREVIEW)

VALLEE, COMEDY AND MUSIC COMBINE FOR FIRST-RATE SHOW; SALKOW GETS TOP PERFORMANCES.

Director Sidney Salkow and Producer Irving Starr show star well as a team with this Columbia release. Salkow’s direction gets top performances out of the cast and Starr’s production makes every dollar in the budget pay. Edmund L. Hartman and Bert Lawrence conceived a fine screenplay from Bert Granger’s original story.

If you like light comedy, music, pretty women and slapstick, you’ll like “Time Out for Rhythm.” It’s also a showcase for some promising talent, particularly Joan Merrill and Bob Hope’s Brenda and Cozina. Any one of the above mentioned casts made concerning Rudy Vallee’s ability to play a straight role, are straightened out now. Rulcs this the neat job here. Life is full and free in his performance and plays with sincerity.

Ann Miller pleases greatly with her fine dancing and singing. Her voice is especially effective. Unseen for some time, Allen Jenkins proves he hasn’t been forgotten by rating a spontaneous ovation the preview audience as soon as his face showed on the screen. It wasn’t a preview claque either. Richard Lane and Rosemary Lane, both of whom have been conspicuous in their roles as the secondary love interest. This fellow Lane seems able to play anything. The musical numbers executed by LeRoy Prinz, and the words and music, by Sammy Cahn and Saul Chaplin are well above average.

The gooms and costumes by Irene Saflern came as quite a sensation. Miss Saflern has her lowest ever during period pictures. Her dressing of the principals in the production of the finest order.

Rudy Vallee, Richard Lane, and Allen Jenkins, three small timers in show business, band together as agents and producers to make the biggest racket in the world. Lane, because he has in his girl, Rosemary Lane, to another man, gives everything he has to the venture and over a period of a year it prosper. When the trio are on the top of the heap, Rosemary shows up again and causes a breach between the boys and Lane goes on his own. Separated, the boys go down the ladder. When things look hopeless, Vallee has a chance to sell a show to a Hollywood producer and he induces Rosemary to have her boy-friend give his solo for one night for an audition performance. The catch is that Vallee’s girl friend, Ann Miller, is in the show. Ann, for Vallee’s sake, goes away, but everything rights itself in the end.

If you can imagine all this and the Three Stooges and Brenda and Cozina, too, running in and out of every scene, you can see why you’ll like this film. You can’t go wrong on Time Out for Rhythm.


CREDITS: Producer, Irving Starr; Direc-

**Proudly”

with Paul Robeson

Supreme Productions, Inc. 72 Min.

LOOSELY CONSTRUCTED BRITISH FILM HAS LIMITED APPEAL FOR AMERICAN AUDIENCES.

Aside from the so-called Art houses import from England will have little appeal for American filmgoers. Loosely made an offering featuring music, authentic Welsh background and an amateur cast with accent so thick that much of the dialogue is hard to follow, the appeal will be to music lovers and followers of unusual films.

Choral singing and several solos by Paul Robeson are fine and some shots in this picture of one might be considered an added feature to the picture. The picture generally is spotty with only occasional good moments. Robeson handles his role well and the balance of the cast is expected from the local folk not trained for motion picture work.

Story relates the trials of a town for the Irish in the early 1900’s which has the support of that has supported the village. To end long period of depression that follows, delegation goes to London to entice the owners to reopen its damaged property. A dramatic series of scenes the local miner assisted by the company’s engineer, man can afford to be blocked at the expense of several lives, including Robeson who sacrifices himself to save his companions. Interpersed in the script are several numbers sung by the choir.


CREDITS: Producer, Michael Balcon; Director, John Grierson; Screenplay, Charles Golding; Cameramen, Roy Kellino, Glyn MacWilliams.

DIRECTION, Spotted. PHOTOGRAPHY, Good.

NLRB Order Probe

of SCG’s Disney Charge

(West Coast Bureau of THE FILM DAILIES)

Hollywood—NLRB has ordered an investigation of the charges made by the Screen Cartoonist Guild that the American Society of Screen Cartoonists is dominated by Walt Disney Productions.

The company denies this, and declares that although the Guild originally was designated to superisory or miscellaneous studio classification was to come under the membership jurisdiction. It is now claiming seven supervisory classifications as well as departments including comic strip, messenger department and training school employees.

for, Sidney Salkow: Author, Bert Grance: Based upon a play by Alex Ruben; Screenplay, Edmund L. Hartman, Bert Lawrence; Cameramen, F. Z. France, ASC, Art Director, Lionel Banks; Editors, Arthur Stier; Music by Sammy Cahn and Saul Chaplin. DIRECTION, Paul Watson. M. W. Stoltz.

DIRECTION, Very Good. PHOTOGRAPHY, Good.
**WHO'S WHO IN HOLLYWOOD**

J. EFFREY BERNE. Production executive and partner with Edward Golden's University Film Productions, Inc., organization. For eleven years he was general manager of Gaumont-British and during that time was in charge of producing Gaumont-British News. Before coming to the United States was co-producer of "Faster Hall." Also negotiated for its American release through United Artists. Was directly associated with the production of "Stars Look Down," which was released through M.G.M. Such well-known screen personalities as Alfred Hitchcock, Victor Saville, Victor McLaglen, Basil Rathbone, Merle Oberon, Nigel Bruce and Alexander have been associated with him during his activity as the head of Gaumont-British and his company was also directly responsible for bringing to the British cinema such well-known American stars as Constance Bennett, Richard Arlen and George Arliss. His first American film enterprise, "No One," will be released on a roadshow basis. He served in the former World War and has a son now in service with the British forces.

**NEW NEWS FLASHES**

Detroit Police Censor Bans Col.'s "Under Age"

Detroit — Lieutenant Charles W. Snyder, Detroit police censor, rejected Columbia's "Under Age" on grounds that picture is immoral. This was the first blanket rejection for any major in over one year, and it is upheld by Police Commissioner Frank D. Eman who personally reviewed the film. There's belief to be no chance of passing the film even with cuts.

New Lamour, Overman Pack West Coast Bureau of THE FILM DAILY Hollywood — Just before she sailed for Honolulu Thursday for a month's vacation, Dorothy Lamour was given a new one-year contract by Paramount. For Overman, the same day was given a new two-year contract.

"In Navy" in Reading Debut

Reading, Pa. — World premiere of Universal's "In the Navy," starring Abbott and Costello, was held at the Astor Theater here last night.

**WEDDING BELLS**

Winifred Friedman, secretary of the TOA, was married Saturday to Lee Schultz. Couple is honeymooning at Grossinger's, Ferndale, N. Y.

**NEWS FLASHES (Continued from Page 1)**

he will move his New York headquarters or leave for the Coast at that time, however, is uncertain.

**RESTRICTIONS ON POWER**

Washington — First Administration hint that as a defense measure, the U. S. may have to resort to gasless Sundays and restricted use of electricity came Thursday from Secretary of the Interior Harold Ickes. Ickes, mentioning power priorities, cited night baseball as one possible sacrifice. Simultaneously, a Federal Power Commission official forecast a grave power emergency.

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BEHIND THE SCENES

BACK of the arresting beauty of modern screen productions stands the unvarying high quality of Eastman negative films. Each does its specific work surpassingly well. From long experience, directors and cameramen take for granted this vital contribution to each scene’s success. 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
TENN. EXHIBITS. ACT IN POWER SHORTAGE

Schiene Circuit Target in Ky. War on Bank Nights

Charleston, S. C., Theaters Cut Shows, Saving 40% of Power for Nat'l Defense

Charleston, S. C.—Albert Sattle, of the Parttime Amusement Co., is giving his cooperation to the converting of power for national defense by curtailing the number of shows at the company's Gloria and Riviera. Instead of opening at 1 P. M. daily, they have been curtailed to 5 P. M. with three daily shows instead of five, five days a week. Five shows will be run off on Saturdays. It was estimated that the reduced schedule will save 40 per cent of power at these two places.

Canadian Tax Cuts Small Town Biz 50%

Ottawa—During discussion of the new 20 per cent motion picture theater tax in Parliament, G. J. Tustin, conservative member for Prince Edward-Lennox, said the tax on moving picture entertainment would be a heavy blow to the small town picture houses. The tax on this form of entertainment had been in effect since May 19 and Tustin said he had reports from a number of small places.

Television Jurisdictional Row Up to International Unions

Chicago—Settlement of a jurisdictional dispute here between the stagehands and electricians over servicing of television equipment has been referred to the headquarters of both international unions for study. The dispute may have farreaching implications when a final decision is made so far as television.

Ascap Accepts Amendments Operating Procedure Complies With Decree

Ascap yesterday approved all of the proposed amendments to the articles of association bringing the set-up and operating procedure of the society into line with terms of the consent decree agreed to on Feb. 26. Approval was given at a special general membership meeting at the Hotel Astor where approximately 400 member authors and publishers voted to accept the amendments.

Chattanoogo Houses Curtail Electricity Use, Trade Awaits Ickes Clarification

Throughout the industry, and particularly in the exhibition field, there was speculation as to what the future held should the Government determine to meet the impending power emergency with mandatory restrictions on the use of electricity. Secretary of the Interior Harold Ickes, who brought the power problem into the spotlight late last week, said what extensive commercial illumination might go. The trade awaited clarification.

ITOA Considers Use Of Diesel Engines

ITOA board of directors yesterday appointed a committee of three to study the advisability of installing Diesel engines to supply light and power in all ITOA theaters. ITOA for several years has contended that the power and light rates for theaters have been too high.

Memorial Week-End Biz On Broadway Up 10-35%

Theater business on Broadway over the three-day week-end just concluded put a cheerful expression on theater managers’ faces yesterday when box-office returns were

Gov’t Files Brief In Ken Case Appeal

The Government yesterday reported to have requested the arbitration appeals board for permission to file a brief as amicus curiae in the Ken Theater case. Request, it was understood, was granted by the appeals board which is now considering the case from briefs filed by both sides.
NSS to Hold National Sales Meet Here June 16

First national sales convention of National Screen Service, National Screen Accessories and Advertising Accessories, Inc., will be held at the Waldorf-Astoria, June 16-19, it is announced by George F. Dempsey, president, v-p, in charge of sales. National set-together replaces the sectional meetings formerly held by NSS, District and branch managers, salesmen, field sales executives, from 31 branches and home office department heads will attend the gathering.

Paper-Core Record Blank To Save Aluminum

A 16-inch fire-resistant, paper-core recording blank has been announced by W. W. Early, RCA Victor manager of recording and record sales. Thinner and lighter than the aluminum-base type, the paper product is being sold at half the price of the former. Many tons of aluminum will be saved for the National Defense Program through use of the paper-core blank which is designed for use where sound is recorded for "reference" purposes.

State Film Delivery PSC Hearing on Friday

Albany—The Public Service Commission will hold a full hearing here Friday on proceedings by the Commission to determine whether State Film Delivery, Inc., has transported unauthorized property between points not included in its certificate of public convenience.

Para's 'Hatter's Castle' Starts in U. K.; Rose Coming

Paramount started the production of "Hatter's Castle" in England on May 26, it was learned here yesterday. Pictures are to be an important quota production.

David Rose, Paramount's managing director in Great Britain, is due to arrive in New York in mid-June.

Chaplin Victory is Upheld

San Francisco—Plagarism case in which Michael Kustoff charged Charlie Chaplin with theft of the story used in "Modern Times" was decided in the comedian's favor by U. S. Circuit Court here. Twenty-page decision upheld verdict of the Federal Court in L.A.

William G. Murphy Dead

Richmond, Va.—William G. Murphy, 68, veteran doorman at Loew's in that city died suddenly. Murphy at one time managed the Broadway, Isis and Odeon for the late Jake Wells.

Henry Haag Dead

Detroit — Henry Haag, pioneer suburban exhibitor, who ran the old Starlo Theater at Wyandotte, retiring a number of years ago, is dead.
Anyone Can Have A Gold Mine Underground...

BUT ONLY WARNERS HAVE

UNDERGROUND

...A GOLD MINE FOR THE INDUSTRY!

The Lid's Coming Off The Biggest Story Of The Year!

JUNE 28

This is the Day! Mark it Down Now!

with JEFFREY LYNN
Advent of commercial tele July 1 will mark a new era in the talent field, it was stated yesterday by leading producers of Broadway shows, who feel that the new medium will create a heavy demand for dramatic talent, as well as musicians, singers and dancers. Of special import is the fact that most of the new talent, which has been trying to crack the legit productions, will be given an opportunity to show themselves via the visual medium, and thus audition for radio, stage and screen at the same time. Now practically ready for initial program tests, telecasters estimate an increase in casts of from three to 10 actors per program, as doubling will be practically impossible during dramatic presentations. Average budgets will include from 12 to 18 artists per show as it was estimated.

It was pointed out that unions controlling the activities of the artists should attempt to meet the operators half-way in setting up salary minimums, not only because of the initial expense which will be necessary, but because of the many opportunities too often offered to un-employed actors and actresses.

B. A. Bans RKO Film Before Print Arrives

Buenos Aires (By Cable)—City censor of Buenos Aires has banned RKO’s “They Met in Argentina” despite the fact a print has not yet arrived. Censor stated that he had been informed certain scenes in the picture were not authentic and were “contrary to reality.”

Phil Reisman, vice-president of RKO, returned yesterday from a six-week South American business trip, during which he conferred with company representatives in Buenos Aires, Rio de Janeiro and other important cities.

Drop Richmond Stage Shows

Richmond, Va. — Wilmer & Vincent’s National Theater has discontinued stage shows for the Summer months. Present policy is second runs with two changes weekly.

Happy Birthday to You

From THE FILM DAILY to J. W. Hoffberg
E. M. Orowitz
Sylvia Sanders
Dick Frithchard

Canadian Tax Cuts Small Town Biz 50%

(Continued from Page 1) towns reporting a drop of 50 per cent in attendance since that date.

He urged the minister to give a sliding scale of rates so small theaters would not bear the same burden as the large metropolitan houses.

A wide range of entertainment, including horse racing, will be subje to the new amusement tax of 20 per cent, it was revealed in a bill amend the Special Way Revenue A introduced in the Canadian House Commons by J. E. Halsey, Minister Finance.

The general amusement tax was not become effective until the bill passed. It will be collected fro those who operate the amuser and may or may not be passed also to the city. It will be placed on the gross receipts. Persons liable payment of the tax will be required to take out a license annually at a cost of not more than $2.

Meanwhile, there are indications that the Canadian industry may remain Government to alter the tax. Suggestions are heard that in lie of the straight 20 per cent impos the government would be more willing to consider a tax in a graded scale, starting with admissions above 25 cents.

Warsers Launch Student Talent Training Program

West Coast Bureau of THE FILM DAILY

Hollywood—A plan to offer scenic training to school and college students talent during Summer vacations has been put into effect by Warners with the signing of Barbara Barton, niece of Congressman Bruce Barton, at a student of Christian College, Cumbria, Mo. Development plan call for optional contracts under which screen possibilities will be brought to the studio during vacation, and, if the tests are satisfactory employed at the studio for the balance of the Summer.

Warners will waive all call on to students during the school year, fee that a thorough education will come out the general equipment any player possibilities. Contract will call for the students’ return after graduation at the company’s option.

Was It War (ner) fare?

Those bombastic plans that roared back and forth over Times Square yesterday brought a flock of congratulatory phone calls to Mort Blum- enstock, chief of Warner advertising and publicity in the East. The callers said it was a great exploitation stunt for “Dive Bomber.”

The large display actually launched the U. S. O. campaign to raise funds for 365 service clubs men in the armed forces.

BROADWAY doesn’t seem like Broadway any more. . . .

folded its well-worn tent on the Decoration Day weekend—which marked the 3,180th and last performance. . . Not the least of the many amazing facets . . . the piece’s long, long trail—which commenced in December, 1933—was the fact that “Tobacco Road” reached the screen under 20th-Fox auspices years after its footsteps opening . . . and yet the screen and stage versions were contemporaries— . . . in the Great White Way sector. . . . Stranger yet is the fact that the screen version was long outlawed by its footlight “pappy.” The latter, on the other hand, couldn’t begin to match “junior”. . . . in the number of theaters played . . . despite the hatching of lots of road companies . . . What the flesh version’s actors did . . . in all those 3,180 performances . . . cannot be duplicated exactly from now on . . . but what the film players did . . . can’t help being duplicated precisely . . . as long as a print is in existence . . . It all brings home once again the vast differences in the stage and screen media. . . . Glory be to the Wizard of Menlo Park!

MANAGER Harry Botwick’s opening publicity stunt for Paramount’s “I Want Wings” . . . at the State Theater in Portland, Me. . . . he offered a kick-back. . . . He arranged for a demonstration of powerful 800,000 candlepower anti-aircraft lights from the Portland Harbor . . . —said lights to “play” in front of the State. . . . Well, Sir, some 500 feet away atop a five-story building was a billboard advertising M-G-M’s “Ziegfeld Girl.” . . . playing at the opposite “Strand” . . . Both lights flooded around the night sky for a moment . . . then settled smack on “Ziegfeld Girl” . . . where they remained until Botwick and John Disney . . . sprinkled about 100 feet . . . yelling the while to the searchlight operators: “THIS THOSE UP A LITTLE!” . . . The crowd got a big workout out of the incident. . . . (Editor’s Note: Dear Leo The Lion—How about sending Harry Botwick one of those Honor Roll Buttons? Look at what he did for you all!)

GEORGE Compton’s, on special publicity assignment for “Citizen Kane” at the local RKO Palace, will address the Executive Women’s Association of New York on June 12 . . . . His subject’ll be: “Behind the Scenes With ‘Citizen Kane’” . . . . Publicity committee for the United Jewish Appeal campaign’s Amusement Division . . . which will have an important luncheon meeting at 12:45 p.m., in the Hotel Edison today . . . . comprises Maurice “Red” Kann, Mike Vogel, Syd Silverman, and Sam Shulman . . . . Employees of Aaron Goldberg, veteran San Francisco pic circuit owner, “kidnapped” him other night after a preview of pic . . . . and carried him to a downtown restaurant for a surprise birthday supper at midnight. . . . Few theatermen are as popular with their staffs as Mister Goldberg.

REMINDERS OF THE FILM DAILY Golf Tournament . . . (which is still being played conversationally along local Film Row). . . . are the pencils donated for the big event by Morris Kandel . . . . Rask and file of pic folks hereabouts reach into their pockets for a writing instrument . . . and invariably come out with Kandel pencils in their paws . . . . Jack Walch, Metro’s Albany exploiter, is vice-chairman of the State Convention of Elks . . . to be held there the latter part of this week . . .
Damon Runyon introduces "Speedy", a pedigreed man down to his fingerprints (on police file anywhere), as gentle a Broadway mug as ever made his racket customers behave—and the dice misbehave.

Written by DAMON RUNYON whose "Tight Shoes" follows a grand list of box-office pictures, which includes "Little Miss Marker", "A Slight Case of Murder" and "Lady for a Day".

MR. EXHIBITOR! Today's business is being done by action-comedies... People want to laugh at slam-bang fun!... "TIGHT SHOES" is just that!

DATE NOW FOR IMMEDIATE BOOKING!

Prints in your Universal Exchange!

Universal Pictures presents

Damon Runyon's

Tight Shoes

with

J OH N HOW A R D
B R O D C R A W F O R D
B I N N I E B A R N E S
L E O C A R R I L L O
A N N E G W Y N N E
S A M U E L S. H I N D S
S H E M P H O W A R D

Screenplay by Leonard Spigelgass and Art Arthur,
Based on an Original Story by Damon Runyon
Directed by Albert S. Rogell

A MAYFAIR PRODUCTION
Tenn. Exhibs. in Power Shortage

(Continued From Page 1)

yesterday at Chattanooga, Tenn. Several hundred theaters in the area supplied with electric current from the Tennessee Valley Authority have indicated their willingness to co-operate in a program of current saving to avoid a shortage of power for defense projects.

Marquee Signs In Blackout

The Tivoli, State, and Rialto Theaters in downtown Chattanooga, according to Manager Emmett Rogers of the Tivoli, have already extinguished the large upright signs. Abe Borisky, manager of a Chattanooga nabe chain including the Cameo, Park, Capitol, Rivoli, and Rialto Theaters, ordered a black-out of marquee signs.

Threatened shortage of electric current has been brought about by an unexpected drought in the watersheds of streams that flow behind TVA dams.

Few Tennessee cities or smaller towns have daylight saving time but it is indicated that time will be moved forward an hour soon in order to save current in the homes.

Officials of the Crescent Amusement Co., owners and operators for most of the movie theaters in Nash-ville, Middle Tennessee, stand ready to co-operate to the fullest in the matter of current saving for National Defense purposes, Nashvillle dispatches to THE DAILY.

Priorities Bill Signed

Its eventual effect on the film industry still to be ascertained, President Roosevelt, at Hyde Park yester- day, signed the mandatory priorities bill which gives the Federal Government legal authority to sub-ordinate civilian needs completely to the defense program.

Industry, under the law which gives a priority status to Office of Production Management Priority Division, will be required to produce first the things the Government tells it to, and without protest. It is indicated that additional priority systems will be set up as the defense production program is speeded up.

Hal Roach, Jr., Directing War Dept. Training Short

West Coast Bureau of THE DAILY

Hollywood—A War Dept. training film on physical training and military calisthenics went into produc- tion yesterday at the Hal Roach stud- io. Hal Roach, Jr., is directing, as- sisted by Al Woods. Art Lloyd is the producer and the screenplay is written by Wallace chewning. Maj. John W. Harmony has been sent from West Point to act as technical advisor.

“Angels With Broken Wings” with Binnie Barnes, Gilbert Roland, and Ray Milland (HOollywood PREVIEW)

Republic (72 mins.)

TOP-TIP LOW BUDGET PICTURE IS GAME AND BRIGHT ENTERTAINMENT FOR KIDS AND ADULTS ALIKE.

“Angels with Broken Wings” is probably one of the best low-budget program pictures that will be released this season. It has comedy, good plot and a fine cast, who give excellent individual performances as vocal- ists, actors and comics. Director Bernard Vorhaus keeps things moving at a fast pace and twines the drama and comedy into a neat film. Associate Producer Albert J. Cohen can be proud of his production—and he may discover he has something really good for a series in the “family” depicted.

Dr. George Carleton Brown of Bradford Ropes turned in an excellent screenplay.

Republic’s little Mary Lee wasn’t permit- ted to use her fine voice in a song but her vocalizing and that of the rest of the moppper crew was well received. The depicted performance in the cast showed that the story wasn’t allowed to lag.

Jane Frazee and Sidney Blackmer are about to be married when Blackmer’s form- er wife, Mabel, learns he is to marry his mother, and induce Edward Norris to pose as a South American millionaire and win her affections until Blackmer can obtain a quick divorce. The plans are working perfectly until the real South American, Norris has been pos- ing as, shown and has very nearly upset the whole car. However, everything turns out all right in the end.

It’s gay and bright—and kids and grown-up enjoy it alike.

CAST: Binnie Barnes, Gilbert Roland, Mary Lee, Billy Gilbert, Jane Frazee, Edward Norris, Katharine Alexander, Lee Gor- cey, Lois Ramson, Leni Lynn, Marilyn Hare, Sidney Blackmer, Tom Kennedy.

CREDITS: Associate Producer, Albert J. Cohen; Director, Bernard Vorhaus; Actor, George Carleton Brown; Screenplay, George Carleton Brown, Bradford Ropes; Camer- man, Ernest Millner; Supervising Editor, Murray Solden; Editor, Edward Mann; Di- rector, John Victor Mackay; Musical Di- rector, Cy Feuer; Songs by Julie Styne and Eddie Cherkose.

SECTION 1. FAST. PHOTOGRAPHY. VERY Good.

Check Air Conditioning

At North N. (Theat. Air Mail)—All air conditioning plants in theaters are to be inspected by members of the Department of Health to see if they are properly maintained. There is a danger due to complaints that children catch colds in the cooled theaters.

Combine 5 “Info. Please” Pix

Five “Information “Please” units have been combined for a supporting program for the World Theater.

“Border Vigilantes” with William Boyd, Russell Hayden, Andy Clyde

Paramount (62 Mins.)

TOP—NOTCH SAGEBRUSH OPERA. RANKS WITH BEST OF SHERMAN WESTERNS.

Exhibitors that get a big play with west- erns have a top-notch bit of screen mer- chantable in this new Harry Sherman-pro- duced Paramount release. It ranks with the best of Sherman’s efforts, and the “Hopa- long” Cassidy series starring William Boyd just about par for the course for this type of film. The action is fast and plentiful, the cast is fine and the locations are excellent. Story, direction and photography are first-rate. Any exhibitor looking for a good supporting feature for some big “name” offering would please his customers with this one.

Boyd is fine as Cassidy, wallop ing the villains with abandon and shooting down everything in his way. Russell Hayden fits smoothly into his accustomed role as Boyd’s romantic pal. Andy Clyde, Victor Jory, Frances Gifford, Morris Ankrum, Ethel Wales and Tom Tyler handle supporting roles with assurance, Jory making a smooth leader for the villains. Derwin Abrahams directed from a screenplay by J. Benton Cheney. Abrahams’ direction is fast and surefire in getting a maximum amount of action and direction.

The miners in a small western city are being systematically robbed by a well-or- ganized gang of bandits, with Jory, leader of the Vigilantes, secretly head of the gang. Ankrum, father of Miss Gifford, confides to Jory that he suspects one of the Vigil- antes is tipping the silver shipments and has sent for Boyd to help out. An attempt to kill Ankrum fails, and a further attempt to ambush Boyd fails, with Boyd and his heroics cleaning things up after they swing into action.


CREDITS: Producer, Harry Sherman; Di- rector, Derwin Abrahams; Original Story, Jory; Screenplay, Jory and Derwin Abrahams, based on characters created by Clarence E. Mul- ford; cameraman, Russell Harlan; Editor, Carol Lewis.

SECTION. A. PHOTOGRAPHY. Good.

Lewis Named Sales Chief Of Football Newsreel

West Coast Bureau of THE DAILY

Hollywood—Myke Lewis has been appointed the general sales man-ager of Football Newsreel. Under the late Albert J. Cohen and WILLIAM E. Goldenson has been promoted to director of Football Newsreel’s producing and distributing “Football Is News,” a new short subject, starring All-American Tom Tullis. He will predict the outcome of the important college games of the com- ing season. Lewis plans to start a country-wide tour on June 20.

Milt Weiss Joining Orsatti

Resignation of Milton Weiss from the Met’s staff, resulting in a substantial loss of booking ability, is announced. Weiss, who has been with Metro for 15 years, will join the Frank Orsatti Agency on the Coast.

“Thieves Fall Out” with Eddie Albert, Joan Leslie, Jane Darwell, and John War- ner.

FEELBE COMEDY EFFORT FALTER THROUGH WEAK STORY; ABLE CASE WASTED.

A number of able players are com- pounded in this feeble comedy effort for Warners. Picture suffers principally from a weak story that gets nowhere in an uninter- esting fashion with nothing novel to say about it that might get any recog- nition. Ray Enright, a capable director does the best that could be expected with the material at hand. Picture has some well-known “names,” but its scope of oe libraphy is limited to supporting spots with real kills in nabe houses.

Eddie Albert fills the role of a bashful young man neatly. Attractive and charming, Joan Leslie is a bright spot in the pictur- e. Paul Gumbol, who is in the support- ing performances, are miscast, and Al- ha Hale, John Litel, Edward Brophy, Edward Gargan, Hobart Cavanaugh, William T. and Anthony Quinn, all able players, are lost in non-productive supporting roles.

Right directed and the screenplay was written by Charles Grayson and Ben Mar- son.

Albert is in love with Miss Leslie, but can’t marry her because his father, Hal, won’t give him a raise in salary due to the fact that Miss Leslie’s father operates rival mattress spring business. Jane Dari well, Eddie’s aunt, encourages him to sign a policy, and, with marriage, trouble and more trouble ensue before a happy end.


CREDITS: Produced by Warners; Direc- tion, Arthur H. Hoyt; Screenplay, Charles Gray- son and Ben Markson; From a play by Goldenson Promotes Ben Griefri to Newark

Ben Griefri, first assistant man- ager at the New York Paramount Theater for the past seven years, has been promoted to the position of manager of the Paramount Theater in Newark, N. J., an effective imme- diately, Leonard Goldenson, head o the Paramount Theater department announced.

With the promotion of Griefri the personnel at the New York Paramount Theater for the past seven years, has been promoted to the position of manager of the Paramount Theater in Newark, N. J., an effective immediately, Leonard Goldenson, head of the Paramount Theater department announced.

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**European Revenue Still Coming To UA**

(Continued from Page 1)

France was still operating for the distribution of old pictures, he said, was out of the picture for the time being.

Another maker to have headquarters in Lisbon where he can contact European offices by mail. He explained that letters mailed from Portugal to his any place in Europe without difficulties.

Import permits in Spain, Kastner aid, have been revoked temporarily. Under a proposed plan, an American company might apply to export five pictures but it must take one picture in Spain. Revenue from the five pictures must remain in the country although revenue from the Spanish-made picture, which can be exported, may be mined. United Artists is considering such a proposal but no deal has been accepted.

American pictures are still the most popular in most European countries. They are preferred in Spain over German and Italian productions. Business, Kastner said, is doing well in Portugal, Switzerland and Sweden. The two outstanding artists in Portugal last year were "Rebecca" and "Wuthering Heights."

Kastner will be here about three to four weeks for important conferences with Walter Gould, foreign department head.

**TOA Considers Use Of Diesel Engines**

(Continued from Page 1)

rich and efforts have been made to have them reduced.

The committee is to get all data available on the operation of Diesel engines and make a report to the entire membership when the information has been gathered. The committee is headed by Dave Weinstock and includes J. J. Goldberg and Sam Rohmener.

**Memorial Weekend-Biz On Broadway Up 10-35%**

(Continued from Page 1)

Additional and business generally was relatively steady throughout the week from 10 to 35 per cent.

"I Wanted Wings" at the Paramount and "I Wanted Wings," at the Roxy business 20 per cent; "A Woman's Face" gave the Capitol a 20 per cent boost; "Penny Serenade" was strong enough at the Music Hall to hold over the Broadway and the Roxy reported its biggest week-end business in some time, with last year's business topped substantially.

RKO Sets Two Films

**Metro Planning Re-Make**

Hollywood -- RKO yesterday set two pictures for Summer production "Passage to Borodino" by Robert A. Weil's old play, "The Dover Road."

**Tarkington Suit Settled**

West Coast Bureau of THE FILM DAILY

Hollywood -- Booth Tarkington's suit against Warner Bros. over "Penelope" in which he wrote the script and which was taken out of court, it was announced here.

12 More Starting In Coast Studios

West Coast Bureau of THE FILM DAILY

Hollywood -- Twelve new pictures are scheduled to go into production this week. Metro, with seven, is the largest producer.

At Columbia: Six shooting.

At M-G-M: Seven shooting, including "Honky Tonk," melodrama, with David Farrar, Laura Turner, Claire Trevor and Marjorie Main.

Jack Conway directing, with Pandro Ber-


At RKO: Four pictures, "Look Who's Talking" has been changed to "Look Who's Laughing."); "Lioo Epping Seen A Ghost" changed to "Mexican Spitfire's Baby." Tom Hunt picture titled "Six God's Gold."" At Republic: Three shooting, including "Jeez-Capades," skating extravaganza, with LeRoy, Jerry Colonna and the cast of the "Ice" show of the same name. Joseph Ruttenberg directing.

At 20th Century-Fox: Five shooting, including "Murphy's House," musical, directed by Preston Foster.


Morton Downey Heads AGVA

American Guild of Variety Artists yesterday elected Morton Downey president. Other officers elected were: treasurer, Henry Dunn; executive secretary, Gerald Griffin. The following were added to the national board of 25: Lucio Christiani for the circus, Skippy Baxter for the television, Bruce Brown, Hal Sherman, Jimmy Hollywood and Joe Smith as members at large.

**Pass Paradise**

Janesville, Wis. -- Mid-West Photo Service here is advertising all the front-page news for the United Press Wire Service at the Fox's Beverly Theater. A five-cent service charge is payable on the tick-

ets at the service window. The service pays this charge when a roll of film is left for finishing or a purchase is made.
assistant, Jesse K. Lewis, that giving cash prizes by drawings to patrons of theaters violates the state constitution's anti-lottery section.

Wally Allen, in charge of Schine interests here, declined comment on the suit, pending service of papers on the corporation.

Claims Franchise Violated

The petition, filed in Circuit Court, charged the New York corporation had violated the terms of its state franchise by conducting Bank Nights. It added that Bank Night is "tied up with and constitutes a material part of the business" the company conducts under its Kentucky franchise, which carries the obligation to conduct the business "in a lawful manner and without offending the provisions of the constitution." The suit charged the constitutional ban against lotteries had been "openly, notoriously and continuously violated at least twice since the last five years" in the Ben Ali Strand, Kentucky and State Theaters of the company here.

Silent on Other Actions

Meredith declined to say whether he and his company intended to take similar action against other theaters and chains. "Once the case has been clarified, local prosecutors may act," he said.

The 1940 General Assembly placed a $5 per cent tax on movie Bank Nights which has brought in $47,000 since last June 12, when it became effective, records of the Kentucky Department showed. Meredith contends the tax law does not legalize Bank Nights.

Louisville Exhibs. Blame Bank Night on Bingo Lure

Louisville, Ky. — Local exhibs. would be "ticked to death" to eliminate Bank Night provided—

The bar, as the exhibs. see it, is Bingo, which, they claim, cut into pix attendance to the extent that Bank Night became a necessity as a counterattraction.

"No theater man in town wants any of this Bank Night business, but what can we do?" said Louis F. Steuerle, proxy of Ideal Amusement Co.

"We have to pay a state and Federal tax on our tickets and when we have prize nights we have more tickets to pay on. The Bingoes don't have to pay any tax on tickets and they give away many more times the money we could afford to give away," he said.

Out of 33 theaters in Louisville, 10 nabs—none downtown—have giveaways.

Steuerle said he'd be glad if Meredith got a ruling from the courts holding Bank Nights to be illegal, but that if "Bank Nights are against the law, Bingoes ought to be against the law, too."

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**Miami Exhibitor Files Arbitration Cases**

(Continued from Page 1)

Miami Exhibitor Files Arbitration Cases

San Francisco—Fox-West Coast filed an arbitration with Charles B. Chambers, local arbitration clerk. They declare themselves an interested party in the case of the Rita Theater, accused by Warners, and Paramount. William and Pauline Syny, owners of the younger house, have charged that the exchanges have refused to sell them pictures until the films have cleared the Strand, Marcel, Senator, and Valmar. Senator and Strand are Fox-West Coast properties. Arbitrator is expected to be selected Saturday.

**Danville Enterprises Intervenes in Lee Case**


**Highest Bid to Take RKO, "U" Films for Chi. Loop**

Chicago—With the closing for the Summer of the RKO Palace theater this month, it is reported that both Universal and RKO will sell their theatres in the Loop to the high bidder.

There are two outlets, the Ess- ness Woods theater, after its "Citi- zen Kane" run is completed and the Oriental Theater, that could use these films, besides several lost houses, which are usually closed for the summer months. The managers of the air-conditioned Orchestra Hall, a class house of 2,500 seats, have also considered films for the Summer, the Blackstone theater and the huge Auditorium will also be available for films, but both have high overhead.

While there are several Army and Navy camps near Chicago, a couple of large training schools located in the city, soldier and sailor patronage cannot be expected here, according to a leading manager.

Air conditioned bowling alleys are taking quite a draw from the Chicago theaters, both in the Loop and the residential districts; tournaments run throughout the Summer.

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**Ky. Bank Night War Aimed at Schine’s**

(Continued from Page 1)

**Syracuse U. Honors Rubin**

Metro Exec. Presented George Arents Pioneer Medal

Syracuse, N. Y.—J. Robert Rubin, vice-president and general counsel of Metro, was presented with a George Arents Pioneer medal by Chancellor William P. Graham of Syracuse University as one of the features of Syracuse's annual commencement.

Rubin is an Orange alumnus, the citation accompanying the bestowal of the medal read:

"Alumnus of Syracuse and native of our city, you have had a memorable career. As a student you were active in many ways and you were noted for leadership. You were a pupil of that teacherless teacher, Dr. William H. Miller."

"Admitted to the bar, you chose New York City as your place of residence, and for a time you engaged in the political life of that city. You became assistant district attorney. But your chosen profession of law called you into its active service and with that relationship you have become one of the country’s outstanding leaders in the motion picture industry."

"Your loyalty to your alma mater has long been known. As an undergraduate you helped to pilot the football team, and your interest in athletics has not been lost."

"You have been chosen as a worthy son of Syracuse to receive a George Arents medal for excellence in public service which I now bestow on you."

J. ROBERT RUBIN

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**FPC Loses Theaters To Odeon in East**

(Continued from Page 1)

Capitol, St. John’s, Newfoundland, all of these except the Sydney houses have been in the famous Players Canadian circuit, and will be transferred to Eastern Canada and the Strand. He left FP when N. L. Nathanson gave up the presidency.

The Casino, Halifax, was owned by a man who built to order for, and managed until a year before his death recent ly, by Ronald J. Mc Adam, a veteran district manager. It has been in the hands of the Capitol and Empress in Moncton, John on the Odeon and Commodore, and with their owner-manager, F. W. Winter, a veteran exhibitor, 85 years of age, it was transferred to the Capitol at N. John has been the treasure of the Portlanders, and with Odeon in the hands of his son, Fred, has left the territory for Paramount distribution.

At least one theater will link up with Odeon in St. John, where Rob son served with J. C. Franklin, one of the Franklin & Hersch sons. Two of these, the May Fair and Regent, are in St. John.

**Holds City Council Can Regulate Bank Night**

Des Moines, la.—Power to regulate Bank Night is invested in the City Council, according to an opinion handed down by City Solicitor Fred T. Van Liew in answer to a petition filed by a patron seeking exclusion from the house.

The petition asked the council to pass an ordinance requiring local theaters to destroy all existing Bank Nights and to establish and enforce regulations for operation of the theater. The ordinance was never passed.

**Col. Signs Cal Shrum**

West Coast Bureau of THE FILM DAILY

Hollywood—Col Shrum and his rhythm Rangers have signed to do a series of eight pictures at Columbia, the first will be "The Medicine Riders" starring Charles Starrett.

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**WEDDING BELLS**

West Coast Bureau of THE FILM DAILY

Hollywood—Gene Tierney and Count Oleg Cassini were married over the weekend in Las Vegas.

Hammond, Ind.—Stephen Stanis o the Orpheum Theater staff, was married to Mary Zablocki.

Chico, Calif.—Phil Tagur, independent theater owner, and Halle Sullivan of the Chez Paree night club, eloped and were married at Corning, Ark.
O'CONNOR NAMED UNIVERSAL V.P.
Becomes Executive Assistant to Nate J. Blumberg,
Assuming His New Duties Today

J. J. O'Connor today takes over his new position as vice-president of Universal and executive assistant to Nate Blumberg, president. His appointment was announced by Blumberg yesterday following a meeting of the board of directors.

Both Blumberg and O'Connor for many years were associated in the operation of RKO theaters. When Blumberg resigned as the RKO theaters chief to become president of Universal, O'Connor succeeded him as vice-president and general manager.

Blumberg said yesterday that "O'Connor will bring the exhibitor's viewpoint into distribution. He has worked in all fields of the industry and has always found the experience extremely valuable in all of our operations."

O'Connor's affiliation with Universal was forecast by THE FILM DAILY on April 23 when his resignation from the RKO theater post was disclosed.

The Universal board yesterday in addition to electing O'Connor to a vice-presidency ratified a term employment contract.

DEFENSE SPENDING EFFECT STILL SPOTTY
"U" Executive Sales Setup Realigned by Scully

William J. Heineman, Universal's eastern sales manager, becomes assistant general sales manager under Jim H. O'Connor, executive vice-president. In addition, he is named chairman of the executive setup announced yesterday by William A. Scully, the company's chief executive.

Flexible Selling" for W.B. in Canada!

Toronto—Warners may adopt a "flexible selling" policy in Canada, according to reports current here. Policy said to be receiving serious consideration would permit the company to mix full program selling with the block selling plan devised

Litigation Pressed

B. O. Rate of Gain Behind General Business in Some Towns. Ahead In Others

The rate of gain at the boxoffice as general business reacts to the national defense program continues spotty, according to further field reports from staff correspondents of THE FILM DAILY, gauged in a progressive country-wide survey.

The general situation is pointed up by the results of a checkup in the Louisville territory, where defense projects entailing large expenditures include a new powder plant at Charlestown, Ind., an adjacent powder bag-loading plant, a

Kelly Will Address

N. J. Allied Meeting

Arthur W. Kelly, vice-president in charge of distribution of United Artists, will be one of the principal speakers at the Allied of New Jersey convention in Atlantic City next month.

Hal Roach Adopts Series Idea for His Streamliners

Hal Roach plans to release the first of his new streamlined features between August and April.

Pix Leaders Pledge $26,430 for Appeal

Forty leaders of the industry, at a luncheon yesterday in the Hotel Edison, pledged a total of $26,430 toward continuance of the programs of the Agencies represented by the United Jewish Appeal. Luncheon was given under the auspices of that body's Amusement Division of which David Bernstein, Barney Balaban and Major Albert Warner are co-Chairmen. It was decided to hold an Artists and Musicians' Luncheon at a date soon to be announced.

Wilcox & Heald

The Daily Newspaper Of Motion Pictures
Twenty-Two Years Old

THE FILM DAILY

NEW YORK, WEDNESDAY, JUNE 4, 1941

TEN CENTS
Mountain Summer Season Brings Rush of Openings

Albany—With the Memorial Day weekend ushering in heavy Adirondack and Catskill Mountain summer vacation business, the film managers of the part-time theaters in those sections opened or are lighting up again this week.

Only two theaters in the territory to have opened in the last few days are the Untown, Rensselaer, operated by Bill Fetherlee and the Grand, Hudson, a Lamont Circuit house. Later also operates in Phoenicia, Berlin, Greenville and Athens.

Theaters in the summer amusement sector opened already or getting the shutters off this week are: Silver Theater, Fort Covington; Strand, Schroon Lake, operated by Rossi Brothers, who also run in Saranac Lake; The Scaroon Manor, Schroon Lake; Dave Katz' Totem Lodge, Burden Lake; Saranac Inn, Saranac Lake; The Lake, owned by Bob Yates, Lake George; The Adirondack at Lake Screweler, owned by Harry Gallup and Carl Mulligan's Playhouse, Manchester Center, Vt.

“Neutral” Newsreel Order Issued by Censor in B. A.

Buenos Aires (By Air Mail)—The Municipal Censor Commission here which sets the pace for censorship in the provinces has issued a new order banning newsreeds which attack or ridicule any of the belligerent nations. Additionally, exhibs. are now required to run a clip before the newsreeds warning patrons against any mischievous acts of sympathy or antipathy, the stated penalty being the closing of the house.

Order follows outbreak of applause for President Roosevelt and Churchill, boozing Hitler and Nazi leaders and laughter, plus some applause, for Mussolini.

Censor Commission which originally issued Hess clips scissored from newsreeds later permitted their restoration, but with the deleting of the sub-title, “Hess Stabs Germany in the Back.”

Commission offers the official explanation for these and other moves, including the banning of “The Great Dictators” and several additional U. S. films, that they are designed to safeguard Argentina’s neutrality.

Uncover Move by Nazis to Control Argentine Films

Buenos Aires (By Air Mail)—Further evidence of German efforts to control Argentine film production through extension of credits was disclosed during bankruptcy proceedings of Luis Sandrini, actor, who tried his hand at indy producing.

It was disclosed that Sandrini owed Agfa 28,000 pesos, Gevaert, 14,000 pesos, and Siemens-Schuckert, 6,000 pesos. In contrast, he was indebted to Kodak to the extent of only 3,000.

Additionally, Sandrini had 13,000 pesos in credits from the Argentine State Bank.

Name DeWalt Arbitration Clerk in Pittsburgh

Pittsburgh—E. M. DeWalt has been appointed to succeed William A. Edington as Clerk of the local tribunal of the AAA, effective yesterday. Livingston resigned as of May 15th in connection to the insurance business, with which he was formerly connected.

Jennifer Walker's new role as an仲裁员。
BOYS, here's the picture that's bringing the people BACK TO THE THEATRE!

UNIVERSAL'S
Bud ABBOTT and Lou COSTELLO
Dick POWELL
IN THE NAVY
with THE ANDREWS SISTERS, Claire Dodd, Condos Brothers

DOES

212% of "BUCK PRIVATES" BUSINESS COUNTRY!

IN FIRST 28 OPENINGS

1. Orpheum Theatre, San Francisco, Calif.
2. Warner Theatre, Milwaukee, Wisconsin
3. Roger Sherman Theatre, New Haven, Conn.
4. Rialto Theatre, Louisville, Ky.
5. Orpheum Theatre, Seattle, Washington
7. Majestic Theatre, Providence, R.I.
8. Orpheum Theatre, Davenport, Iowa
9. Colonial Theatre, Elmira, N.Y.
10. Durfee Theatre, Fall River, Mass.
14. Opera House, Newport, R.I.
17. Ohio Theatre, Canton, Ohio
19. Poli Theatre, Bridgeport, Conn.
22. Roxy Theatre, Springfield, Ill.
23. Penn Theatre, Wilkes Barre, Pa.
24. Palace Theatre, Stamford, Conn.
28. Ellaney Theatre, El Paso, Texas

BOYS, WE TOLD YOU—GET THAT NAVY GRAVY!
"U" Executive Sales Setup Realigned

(Continued from Page 1)

manager with the following branches under his direct supervision: Boston, New Haven, Buffalo, New York, Philadelphia, Washington, Albany, Cleveland and Pittsburgh.

F. J. A. McCarthy heads a newly created division and becomes Southern and Canadian sales manager in charge of the following branches: Atlanta, Charlotte, Dallas, New Orleans, Oklahoma City, Memphis, Cincinnati, Indianapolis, St. Louis, and the Canadian offices of Calgary, Montreal, St. John, Toronto, Vancouver and Winnipeg.

A new Western sales manager will be appointed to fill the vacancy left by Heineman's advancement. The Western sales manager's territory will include Chicago, Detroit, Milwaukee, Minneapolis, Kansas City, Omaha, Des Moines, Denver, Salt Lake City, Los Angeles, Portland, Seattle and San Francisco.

The new sales setup, Scully announced, would necessitate other appointments and promotions, to be disclosed shortly. Said Scully:

"We feel certain that this realignment will greatly increase the efficiency and effectiveness of the Sales Department in meeting the demands of Universal's continued growth and expansion.

Abbott and Costello Will Do "Rio Rita" for Metro

(Continued from Page 1)

one outside picture a year. First picture for Metro will be "Rio Rita" in which Bert Wheeler and Robert Woolsey appeared for RKO in 1929. Metro acquired the rights from RKO some time ago.

Illinois Allied Sets Single Feature Drive

Chicago—Illinois Allied's board of directors met yesterday. Jack Kirsch, proxy, says a drive for single features was discussed and plans made to push the campaign hard. Abram F. Myers, who was here yesterday, left for Washington last night.

Defense Boom Ups Honolulu Grosses

(Continued from Page 1)

tration of Army and Navy personnel in the U. S. or in normal times, and the population of the city has increased by lands during the last six months with the arrival of U.S. Navy workers and their families, and the stationing of the Fleet in Hawaii waters.

Motion picture houses are getting a lion's share of the resultant prosperity due to the fact that most are the chief form of entertainment here. There is no legit theater here, there are few night clubs a no amusement park or similar attraction to provide entertainments for service men. As a result, SRO business is refreshingly frequent at most picture houses.

Theaters in Honolulu have benefited chiefly from the boom, because defense spending is concentrated here, but houses on outsider island also report satisfactory increase box-office receipts due to the gene prosperity in the Territory.

More than $13,000,000 in pay checks and $7,000,000 for materials a supplies were spent during 1940 the Navy yard. In addition, expenditures for the U. S. fleet here were estimated at more than $10,000,000. There is at present an unexcelled demand for Navy building projects in Hawaii in excess of $62,000,000.

The Army spent more than $8,000,000 in Hawaii during 1940 a that figure will be greatly increased this year. The government is in building 3,062 family dwelling units for defense workers and military personnel, a Pearl Harbor barracks for 1,400 unmarried civilian workers and 512 family housing units for "overflow" personnel at scattered points throughout Honolulu.

Unemployment is practically non-existent and it is difficult to get workers to finish projects under construction.

First Tim Holt Western For 1941-42 Completed

West Coast Bureau of THE FILM DAILY Hollywood—The Outlaw Trail first in the 1941-42 series of westerns in which RKO Radio star Tim Holt has been completed. Director Edward Killy, Bert Gil, produced.

TO THE COLORS!

Lynn Farnol reports for act service in the U. S. Army Air Corps on June 15, Farnol, who holds captain's commission, will spend 6 weeks in Washington before reporting for duty at Mitchell Field, L. His public relations work will be conducted by his associates during his absence.
PARAMOUNT'S product for the first 9 months of the current season is the talk of the industry! We're now swinging into Summer with one smash hit after another.

PARAMOUNT gives you the big ones when you need them most!
UNPARALLELED

In three months Paramount will give

Now piling up terrific grosses in pre-release engagements!

"I WANTED WINGS"

starring Ray Milland • William Holden • Wayne Morris • Brian Donlevy
with Constance Moore • Veronica Lake • Harry Davenport • Directed by Mitchell Leisen

Every other critic echoes this applause.

"ONE NIGHT IN LISBON"

starring Fred MacMurray • Madeleine Carroll with Patricia Morison • Billie Burke
John Loder • Dame May Whitty • Edmund Gwenn • Reginald Denny • Billy Gilbert
Screen Play by Virginia Van Upp • Based on a play by John Van Druten • Produced and Directed by EDWARD H. GRIFFITH

Another grand outdoor thriller from the company that knows how to make them best!

"THE PARSON OF PANAMINT"

with CHARLIE RUGGLES • ELLEN DREW • PHILLIP TERRY • Joseph Schildkrout
Porter Hall • Henry Kolker • Janet Beecher • Paul Hurst • Based on the novel by Peter B. Kyne
A HARRY SHERMAN Production • A Paramount Picture • Directed by William McGann

Hope's hot as a firecracker...and Paramount times the release for a showman's natural!

"CAUGHT IN THE DRAFT"

starring Bob Hope • Dorothy Lamour with Lynne Overman • Eddie Bracken
Clarence Kolb • Paul Hurst • Produced by B. G. de Sylva • Directed by David Butler
ED DELIVERY...
summer
RAMOUNT
you...
VEN
LID
MER
HES!

One of the greatest screen properties of all
time backed by a super-selling campaign!

"THE SHEPHERD OF THE HILLS"

starring John Wayne • Betty Field • Harry Carey • in TECHNICOLOR!
with Beulah Bondi • James Barton • Samuel S. Hinds • Marjorie Main
Screen Play by Grover Jones and Stuart Anthony • Based on the Novel by Harold Bell Wright
Directed by Henry Hathaway

The big musical comedy smash that will make
America kiss the blues goodbye!

"KISS THE BOYS GOODBYE"

starring Don Ameche • Mary Martin with Oscar Levant • Virginia Dale • Barbara Allen • Raymond Walburn • Elizabeth Patterson • Jerome Cowan
Connie Boswell and ROCHESTER • Based on a Play by Clare Boothe • Directed by Victor Schertzinger

The stars...the thrills...the spectacle of
"Hurricane"...PLUS the ticket-selling
power of gorgeous TECHNICOLOR!

"ALOMA OF THE SOUTH SEAS"

starring Dorothy Lamour • Jon Hall • Lynne Overman

Cecil B. DeMille's Greatest!

"REAP THE WILD WIND"

with a great hand-picked boxoffice lineup, including Paulette Goddard, Ray Milland, John Wayne, Robert Preston, Raymond Massey, Lynne Overman, Walter Hampden, Susan Hayward.
PRODUCED AND DIRECTED BY CECIL B. DEMILLE
in TECHNICOLOR!
PARAMOUNT GIVES YOU ITS BIGGEST HITS TO GIVE YOU YOUR BIGGEST SUMMER BUSINESS!

Nothing held back . . . no schedules switched . . . every picture ready for release! No wonder the word is out! PARAMOUNT is "The Hottest Company in the Business!"

SPRING, SUMMER, AUTUMN, WINTER . . . DEPEND ON PARAMOUNT!
Spotty Reaction to Defense Money is Continuing

B. O. Rate of Gain Behind General Business in Some Towns. Ahead in Others

(Continued From Page 1)

Patronage from Camp Forrest Aids Nashville

B. O. and May Offset Usual Summer Decline

Nashville, Tenn.—That patronage from the 30,000 soldiers in training at Camp Forrest is lifting b.o. receipts perceptibly and may completely counteract the usual summer slump is contention of manager of local and Middle Tennessee theaters.

Minneapolis Box Offices Adversely Affected by National Defense Spending

shows to accommodate flying cadets on leave. S. R. O. signs are the rule at Sunday showings.

Miami Better B. O. Biz Held Due to Tourists

Miami—Defense spending plays a small part in box-office returns in the resort locality and increased business in the first third of the year is attributed to a better tourist season rather than to better payrolls.

Increased Living Costs Kago Albany B. O. Biz

Albany—Wary of increased living costs, local workers, including thousands of men recently added to the metal-clad payrolls, are saving their money except that spent for actual needs. With family incomes depleted by the loss of drafted members' incomes and money available for parental use of next year's tax bill, theater box- offices have felt no good effects from defense spending. A prominent banker estimates that it will take at least three months for conditions to adjust themselves, people to become accustomed to gains in employment.

National Defense Adversely Affects Minn. Box Offices

Minneapolis—National defense has had an adverse effect throughout this territory. With few defense contracts let in Minnesota, skilled workers have gone to other sections of the country, in some cases taking entire families with them. North and South Dakota and Wisconsin are faced with the same problem. Theaters also lost out when the Minnesota National Guard was sent to Southern and Western Wisconsin. Twin Cities receipts remain about normal for this season of the year, but smaller cities and towns report patronage off from 10 to 30 per cent.

Memphis Feels No Spurt From Defense Spending

Memphis—Despite tremendous employment gains and $27,000,000 defense money being spent here, theater business has not increased. Millington, Milan and Humboldt, sites of munitions plants are crowding the theaters and one additional house has been built in each of these towns.

Richmond Exhibs. Hopeful Of Better B. O. Biz in Fall

Richmond—While some theater operators report better business than last year, there is not much support for a decrease, despite a Federal Reserve Bank bulletin claiming a 13 per cent rise in business in the territory. A couple of defense projects have not materialized.

E. O. Rate of Gain Behind General Business in Some Towns. Ahead in Others

(Continued From Page 1)

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(Continued on Page 11)
Subpoena Top Execs. In Crescent Action

(Continued From Page 1) for the appearance of top New York executives of the Warner and Vitagraph; Austin C. Keough, Paramount, and Paramount Film Distributors; Leopold Freedman, Loew’s; J. Miller Walker, R.S.O.; Felix Jenkins, Twentieth Century-Fox; E. C. Raftery, United Artists; Peyton Gibson, Universal, and Charles Schwartz, Columbia.

The summons issued to these men is designed to produce their testimony and answers to questions. The subpoena is to be served in person or by registered mail. Each of the Warner executives is to be served in the presence of a New York police officer or by any of the officers of the Mayor’s police department.

Among those whom subpoenas were issued were: E. W. C. Warner, Warner Brothers, and Vitagraph; Austin C. Keough, Paramount, and Paramount Film Distributors; Leopold Freedman, Loew’s; J. Miller Walker, R.S.O.; Felix Jenkins, Twentieth Century-Fox; E. C. Raftery, United Artists; Peyton Gibson, Universal, and Charles Schwartz, Columbia.

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Wally Van to Start Four Four-Reelers In Miami

Wally Van, of Wally Van Productions, will soon start production of four 4-reel “streamliners.” Pictures will be made at the Royal Poinsetta studios, Miami.

DeVry Gets Navy Contract

Chicago—Herman A. DeVry Co. has been awarded the Navy contract for 200 portable sound projectors, including illuminants and amplification systems for prompt delivery.

Weimans to Warrens

Wilmington, Del.—Gloria Mildred Weiman, 15-year-old Wilmington girl, is asking the Superior Court here for permission to change her name legally to Gloria Warren, under which she will appear in films. At the same time, her parents, Mr. and Mrs. Herman Weiman, and her sis-
ter, thicker Warren, are petitioning to change their names to Warren.

“House Of Mystery” with Keneth Kent, Judy Kelly, Peter Murray Hill

Monogram 62 Mins.

FAIRLY INTERESTING MURDER MYSTERY AND MYSTERY WEST

An import from England, this Monogram release is okay as supporting fare in the nate houses. It is a fairly interesting and cliffhanging picture. There is a sufficient amount of suspense and the cast is adequate. However, the picture must be exploited as a thriller as there are no “nbs” in the cast, and it is to be seen at box offices in this county. Technical aspects of the picture are adequate.

CAST: Keneth Kent, Judy Kelly, Peter Murray Hill, all of whom are quite capable although Kent overacts slightly. Walter Summers directed from a screenplay by David Montgomery. Summers handles the characters ably and keeps the story moving in a suspenseful fashion.

CREDIT: Director, Walter Summers; Screenplay, Doreen Montgomery; Based on a novel by R. E. W. Mason; Cameraman, Claude Friese-Green.

DIRECTION, O.K.; PHOTOGRAPHY, Good.

Ascap and CBS Officials Resume Negotiations

Officials of Ascap and CBS yesterday resumed talks on resumption of Ascap music over the CBS network. On Friday Ascap’s board of direc-
tors will select a nominating committee. No board member can serve on the committee.

When nominations have been made ballots will be sent to the membership at large. Then 30 days must elapse before the ballots are re-
turned and Ascap’s annual meeting held.

Morros to Produce 7-Episode Pic for Parac

West Coast Bureau of THE FILM DAILY

Hollywood—Boris Morros will produce “Tales of Manhattan,” a seven-episode story for Paramount. He plans to employ seven sets of leading men and women as well as seven different directors each of whom will direct one of the episodes.

“I Wanted Wings” Goes Third

Para.’s “I Wanted Wings” starts the third and final week of its first picture price engagement in 300 theaters. Way out at the New York Paramount today.

“Power Dive” with Richard Arlen and Jean Parker

Paramount 71 Mins.

TEST PILOT FILM HAS SUFFICIENT ACTION TO INTEREST NEIGHBORHOOD AUDIENCES

With much of the country air-minded, this picture showing the building and test-
ing of training planes, should find an audi-
ence. However, the film is not too pretentious as other current airplane films. The picture’s highlights are a number of air scenes as the pilots put their ships through their paces. Out of the air, the story is pretty routine but the test scenes are thrilling and will hold audiences.

Richard Arlen as the test pilot and Jean Parker as his gal. for 20th-Fox. In this picture (Don Castle) contends for, do as well as could be expected from a script that offers little opportunity for anything but walking through acting. Story also handicaps the di-
rection but James Hogan manages to get some gullio mover into the air scenes.

Years after the efforts of Arlen and Castle to develop a plastic training plane designed by Jean Parker’s blind father. Failure of another plastic job has made Arlen and Castle to develop a training plane below cover, and together are still trying to prove their plane a success. Out of the air, the story is pretty routine but the test scenes are thrilling and will hold audiences.

CAST: Richard Arlen, Jean Parker, Roger Pryor, Helen Mack, Clif Edwards, nearly as Don Castle, Billy Lee, Louis Jean Heydt.

CREDITS: Producer, William C. Thomas; Director, James Hogan; Story, Paul Frank-
it, Script, Maxwell Shane, Edward Churchill; Art Director, F. Paul Sylvis; Cameraman, John Alton; Editor, Bob Cran-
 dall.

DIRECTION, Good in the air scenes. PHOTOGRAPHY, Good.

Grant Agency Drops Suit Over Lew Valentine’s P.A.’s

Chicago—Grant Advertising, Inc., dropped its suit against several West Coast theaters when houses agreed to cancel personal appearance bookings of Lew Valentine. Agency suit still pending however against Valentine to enjoin him from earning money by latchez in on the popularity of Doctor I. Q. Quiz Show. Change in radio quiz master spot was made, by agency some time ago, Valentine also severing his vice-precinct connection in Grant’s Chicago office then.

Ex-


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Amp Labor Contacts To Meet IATSE Local on Pact

West Coast Bureau of THE FILM DAILY

Hollywood—Association of Motion Picture Employees has notified the IATSE local negotiating committee that Pat Casey and Fred Pelton, studio labor contracts, will arrange meetings with them regarding their demands for contract revisions covering wages and conditions. Union representatives insist on immediate action and may demand that the association name one of its officers to act with Casey and Pelton.

Biffa Waives Extradition

West Coast Bureau of THE FILM DAILY

Hollywood—Willie Biffa, indicted by a New York Federal grand jury on an extortion charge, has had his extradition waived and will go to New York for arraignment on the charge.

Shapiro Quits Selznick

West Coast Bureau of THE FILM DAILY

Hollywood—Vicor M. Shapiro has resigned as pre-production exploitation manager for David O. Selznick, producer, who has opened his own publicity and advertising and exploitation offices on Sunset Strip.

Disney Okays Secret Election on SCG

West Coast Bureau of THE FILM DAILY

Hollywood—Walt Disney representatives have notified Lyman Sisley, United States labor conciliator here, that Disney is willing to hold an election with present and former employees to vote secretly on a "yes" or "no" proposition with the Screen Cartoonists Guild to be only organization named on the ballot.

This would enable strikers and non-strikers to designate whether or not the Guild should be their sole bargaining agent. Sisley will also contact union leaders and make his report to the Conciliation Department in Washington.

Clearance Case Dismissal Taken Under Advisement

West Coast Bureau of THE FILM DAILY

Hollywood—The original proceedings claiming lack of jurisdiction by the arbitrator in O. W. Lewis’ San Gabriel Mission Theater case, was treated by arbitrator appointed by Arbitrator Herbert Cameron. Findings will be mailed within a few days and in event Cameron overturns the dismissal, representatives will be resumed June 11.

It was pointed out by Herbert T. Scharber of counsel for distributor defendants, that the motion for dis-
missal is predicated by lack of juris-
diction of the arbitrator whose power is limited to the authorship set by the Consent Decree. To consign limitations of arbitration in clear-
ance cases to “award-fixing maximum clearance if it is found unreason-a-ble.”

AMP Labor Contacts To Meet IATSE Local on Pact

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"Flexible Selling" For WB in Canada!

(Continued from Page 1)

to meet the requirements of the New York consent decree.

Details under such a setup could make on the basis deemed most
advantageous.

Hal Roach Adopts Series Idea for His Streamliners

(Continued from Page 1)

1942, the 10 to be divided into two groups, both of which will include one in Technicolor.

Series idea will be followed, with these classifications: Romance, Army, College, Miss Polly and Musical
series.

First five will embrace "Niagara Falls," "The King of the Hill," "All
American Girl," "Miss Polly" and "Fiesta," latter in Technicolor, while second will include "Brooklyn Or-
chid," "Hayfoot," "College Knights," "Please Miss Polly" and "Cubana," the latter also in color.

"Fiesta" will have a Mexican setting. "Cubana" will have a Havana background.

Frontier Films Completing 'Native Land', Documentary

"Native Land," documentary based on the reports of the La Follette Civil Liberties Committee, is nearly completed and will be released by Frontier Films this Fall. The nine-
reel subject, in production for the past two years, has a cast of profes-
sional actors, mostly member of the Group Theater, and some non-profes-
sionals. Paul Robeson will speak the commentary and is recording songs composed by Marc Blitzstein, but will not appear in the drama.

WEDDING BELLS

Pittsburgh — Marriage of Ruth Flora Shapiro, daughter of M. N. Shapiro, partner in the Shapiro-
Fineman Enterprises, to David Had-
burg, manager of the Hazelwood Theater here, will take place on June 15.

Pittsburgh — The marriage of Marie Rose, of the local Vitagraph exchange, to Adrien Goldbauch
will take place on June 17.

Wilkes-Barre, Pa.—Lucille Schaeff-
er, candy girl at the Capitol, was married to Fred Broghamer in St. Nicholas' Church here.

Scranton, Pa.—Eleanor Crane, sec-
retary to John Roberts, Comerford Films, was married to James Dempsey this month.

West Coast Bureau of THE FILM DAILY

Hollywood — Marriage of Greta Nissen and Stuart D. Eckert is an-
nounced.

Title Short Story

Oakland, Calif.—Marquee of the
Down Town Theater read: "James
Stewart—No Time for Comedy"—
You're in the Army Now.
Lately we are led to hear of an old G-B release
Timely title said to be pulling sur-
prising business.

Defense Spending Effect Still Spotty

(Continued from Page 9)

ally increased local employment and skilled workers are migrating to
folk and Newport News to work in the shipyards. Operators look for
better week-end business in the fall when the migrant working comes
home for visits.

Arkansas B. O.'s Near
Army Camps Get Hypo

Little Rock, Ark.—Box-offices have been helped in towns in the vicinity of Camp Crisson, eight miles from
this city, in the past few months, al-
though small town operators in Ar-
kanas say that receipts are "about
as usual," with some indicating small
increases.

Madison, Wis., Exhibs.
Report Healthy, Stable Biz
Madison, Wis.—Exhibitors report a healthy, stabilized patronage in
this capital city which is not subject to
fluctuations through periods of de-
pression and prosperity. Some oper-
ators are fearful of a decline this Fall when the retail service to Nav-
res is expected to decrease enrollment at the
University of Wisconsin.

Iowa Slump Blamed on
Skilled Workers' Exodus

Des Moines—Promotion work
is being extended to turn the trend of box-office business currently down from 10 per cent to heavy losses.
Exodus of skilled workers, with lit-
tle defense money apportioned to
Iowa, is blamed for the slump. An
estimated 15,000 workers have de-
parted for defense centers while only
$1,500,000 in contracts have been awarded locally. Davenport, Rock
Iland and Moline report more
normal conditions although increase in receipts is not as heavy as antici-
ipated.

Wins Barnard Award

Jean Carroll Sawyer, daughter of Jeanette Sawyer of the 20th-Fox
ad. and pub. department, has been
awarded the Helen Prentice Memori-

prize at Barnard for outstanding dramatic composition. Prize is a
cash award scholarship of $1,200.

Fourth for "Major Barbara"

"Major Barbara," which starts its
fourth week at the Astor Theater
in Boston today, has exceeded the second week's box-office business by more than $1,000, Memorial Day
week-end helping.

Kelly Will Address
N. J. Allied Meeting

(Continued from Page 1)

week. Other industry executives, to be announced later, are also
scheduled to attend the meetings.

Convention, which will include an Eastern regional conference of All-
ied leaders, opens on Wednesday and will close Friday with a testimon-
iat banquet to Lee Newbury, New
Jersey Allied president.

Theater Owner and Wife
Die In Fla. Booth Fire

Radcliffe, Fla.—Clayton Carr, 26, and his wife, 25, were burned to death when fire gutted their theater at Radel-
iffe the day after some 350 patrons
left the house.

The couple were trapped in the projection room and their bodies not
found until an hour later. They had
these two sons and four, who were
home alone at the time of the fire.

Family, Philly, Reopens
With 24-hr. Grind Policy

Philadelphia — The local Family, which burned several weeks ago, has reopened, resuming its 24-
hour grind policy, thus giving S-W and their other being the Savoy. The Savo
News, William Goldman house, also
plays 24 hours a day. All three are
Market St. grinds.

Indicted on Lottery Charges

Owensboro, Ky.—The Memphis-
Malco Theatres, Inc. operators of
three local houses; J. C. Tunstill, resident manager of the shop firm,
and Jack Kelven, solicitor, were each
indicted on Tuesday in Owen County
on a lottery charge as a result of a
drawing for an auto given away at one of the theaters here March 20.

20th-Fox to Make 4 Zane Greys

West Coast Bureau of THE FILM DAILY

Hollywood — Four Zane Grey stories will be produced by 20th-Fox
for next season, the studio announced this week. George Montgomery will
be starred in all of them.

$9,000 More for GWTW

Havana (By Air Mail)—GWTW in the two weeks of its return engage-
ment at the Havana grossed $9,600.
In its original three weeks' run last year, pix did $2,000.

STORKS!

Seranton, Pa.—Mr. and Mrs. Tom
Hoffman, he's the head of the Comer-
ford Theater candy department, are
the parents of a baby boy.

Daughter, Nancy Jane, born to
Mrs. Betty Tiplton in Flushing Hospi-
tal, makes Universal's Andy Sharick
a grandpa for the first time.

HOLLYWOOD SPEAKING

By RALPH WILE

HOLLYWOOD

IN LINE with Hollywood's intention to
carry its share of the "Good Neighbor"
policy, Paramount will star Alberto Vila in "The Gentleman from Buenos Aires," a musical film to be produced on lavish scale this Fall. Vila, a native of Argentine, re-
cently was signed to a long-term contract by Paramount and will probably also be starred in "Hula Honeymoon," another large-scale musical which Arthur Hornblow will produce.

ROBERT BALDWIN, in real life the hus-
bond of Cecilia Parker, plays his first
romantic lead opposite his wife in RCF's "Gambling Daughters," which T. H. Rich-
ards is producing which plans to make. Gale Storm has been borrowed from RKO for a featured role opposite Roger Pryor.

CARL GRANT'S next picture at RKO
will probably be from an untitled domestic comedy by L. A. R. Wyle, which the studio purchased before it was started. The first half of the manuscript has been delivered.

JOHN HUSTON, son of Walter Huston,
makes his debut as a director on "The Maltese Falcon," at Warner Bros.

CHARLES COBURN, Richard Carle and
Henry Travers, veteran actors, and Prod
ducer Burt Kelly are among the most ardent baseball fans on the Coast. When the Hollywood Stars are on the road, Travers journeys to Wrigley Field (which is almost a sleeper jump) to see the Los Angeles club in action. Chico Marx is also regular attendant at the Gilmore and Wrigley Fields.

LARRY DARMOUR, who has produced all the Jack Holt features made for Colum-
bia during the last four years, will star him in his first serial, "Holt Of The Secret Service."

SARA BERKER, versatile radio actress,
has been signed for a comedy spot in the Edgar Bergen, Charlie McCarthy, Fib-
ber McGee and Molly picture, "Look Who's Laughing," at RKO.

CHARLIE RUGGLES is conferring with
A. H. Woods, stage producer who gave Ruggles one of his first breaks on the stage several years ago.
Woods is trying to persuade Ruggles to stay in a farce which he plans to produce. The comedian's acceptance depends on screen commitments.

STANLEY CORTEZ, who photographed
"Moonlight in Hawaii," is now doing the camera work on "San Antonio Rose" at Universal.

HARRY M. POPKIN, Jack Y. Berman
and Pete Lasher of Eastend Theaters, Inc., received a novel invitation for the prev-
view opening of their new Verner Theater. It showed a marquee, with a picture title, "We Hope You'll Be With Us."
Everybody likes our "Baby"!

Biggest comedy grosser of the year at Stanley Theater, Pittsburgh

"Destined to capture considerable quantity of its title dollars at the boxoffice." — D. P. Herald

"Bright, snappy, entertaining; right for any audience in any location." — M. P. Daily

Topping "Four Daughters" smash biz at Earle Theater, Washington

"Solid entertainment value. Strong appeal to all classes and ages of ticket buyers." — Boxoffice

"A chorus of sustained laughter not heard in months!" — M. P. Herald

MILLION DOLLAR BABY

Starring PRISCILLA LANE • JEFFREY LYNN • RONALD REAGAN

with MAY ROBSON • LEE PATRICK directed by CURTIS BERNHARD
Screen Play by Casey Robinson, Richard Macaulay and Jerry Wald • From a Story by Leonard Spigelgla

Warners!
LOEW SURVEY TRACES DEFENSE SPENDING

United Artists' Bid Said To be the Strongest; Provides for Partnerships

West Coast Bureau of THE FILM DAILY

A bid by United Artists to form a studio and deal with Associated Press for production of films is said to be the strongest that has come to the attention of studio executives.

UA, RKO Both Talk Deals for Selznick, Capra

Five motion picture arbitration tribunals still have no cases pending or filed. Cities in which no demands for arbitration have been submitted are Seattle, Des Moines, Indianapolis, Kansas City and Omaha. In the 26 other cities in which tribunals are located a total of 74 cases have been filed to date.

III. Allied Votes

Drive for Singles

Chicago—Allied of Illinois, meeting here yesterday, voted to push a drive for single features and, at the same time, went on record as favoring the Sandquist 135-minute program bill, now pending in the Illinois Legislature at Springfield.

The meeting at the Congress Hotel was attended by representatives of 20 theaters. Presby Jack Kirsch stated:

Another meeting, to be held in two weeks, will act upon plans for a survey of business conditions and on remedies to be adopted to overcome the slump in this territory.

7,000 Studio Employees Exempt from Wage-Hr. Law

West Coast Bureau of THE FILM DAILY

Hollywood—Classification plans of 545 types of employment in the motion picture industry as determined by the Wage and Hour Division of the United States Department of Labor becomes effective June 16. Merle D. Vincent, chief of the hearings, states that 7,000 employees are exempt from the Act.

Pascal Sets Gallicco Story for Montreal

A story by Paul Gallico will be Gabriel Pascal's first production in Montreal. Picture will be made at the National Screen Association Studios, cameras to start in six weeks. Pascal's second feature probably will be George Bernard Shaw's "The Millionairess."

Talk Calif. Anti-Ascap Law Move Coming Up at PCC Meet in L.A.

San Francisco—Local independent theater owners in this territory are talking up idea of lobbying the state lawmakers for an anti-Ascap bill. The Supreme Court's recent decision upholding the Florida and Nebraska anti-Ascap laws put the bee in their bonnet. Plan will be presented at the Pacific Coast Conference convention in Los Angeles next week.

AID in "Scientific Forecasts" on Biz

As part of the service to be rendered by the Allied Information Department, a plan has been prepared whereby a "scientific forecast" is made of the expected box-office performance of feature pictures announced for national release in May and throughout the current month.

Forecast are figured on a basis of national averages and does not take into consideration, occasional territorial differences. A prepared chart ranks the pictures according to expected box-office receipts.

Grainger Sets Rep. Deal With 100 Sparks Houses

Republic has signed a deal for its entire 1941-1942 product with the Florida State Theater Circuit (Dublin-Sparks), operating approximately 100 theaters in the State of Florida.

J. R. Grainger, Republican president, closed this deal with Frank Rogers, Florida state's general manager.

$274,675 Columbia Nine-Months Profit

A net profit of $274,675 for the nine months ended March 29 was reported yesterday by Columbia Pictures. This compares with a nine-month net of $341,348 for the same period.

300 Expected to Attend RKO Sales Conclave Here

Approximately 300 RKO representatives and producer affiliates will attend the tenth annual sales conference at Montreal.

Mass., Hub Unable to Ban Nazi Film

Boston—Demands by war veterans and other patriotic organizations that local and State officials ban further screenings of the Nazi propaganda film, "Victory in the West," following its exhibition before a Christian Front audience of 600 in Roxbury, brought statements from the officials that they were powerless to act. The Nazi film was shown without charge.

The State License Bureau has only authority over films exhibited on Sunday; the municipal censor can only exercise jurisdiction over films shown for an admission fee.
Paramount Signs Maltz To One-Pl. Writing Pact

Paramount has signed Albert Maltz to a one-picture writing deal with options, and Maltz goes out to the Coast to collaborate with Frank T. Tuttle on the script of “This Gun for Hire.” Graham Greene novel. Screen version, which Tuttle will direct, will have its locale shifted from England to the U. S., because of the international situation.

Paramount was informed by Hirsch that Para, obtained some time ago, concerns an actress who becomes involved with a murderer and before extricating herself from the predicament, foil the ambitions baren’s war plot.

Permit Issued for Para’s New Washington Exch.

Washington—Permit for the construction of Paramount’s $1,000,000 exchange building has at last been issued by the District Building Inspectors. Delay in getting the permit was due to the building boom in the District. Exchange will be located in the 300 block of H Street Northwest, not far from the Union Station.

The bidder on the construction job was the Mohler Construction Co. and F. Kemp Mohler is expected to sign the contract in New York this week.

Meyer Heads H’wood Com. on MPTOA-PCC Meet

West Coast Bureau of THE FILM DAILY

Hollywood—President Y. Frank Freeman of the AMPP has appointed Fred S. Meyer, Twenty-First Century-Fox labor relations man, chairman of the Hollywood arrangement committee for the combined MDA and PCC conventions. Meyer is a former secretary of the MPTOA.

Rex Williams Joins Loew Ad Dept. in Special Work

Rex Williams, Elkhart, Ind., showman has joined the Loew advertising department to handle special promotion work. His first assignment will be in Evansville, Ind., where Loew’s has two houses. Williams and Oscar A. Doob, advertising manager of Loew’s, flew to Evansville yesterday.

Geo. Murphy in “Panama Hattie”

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has cast George Murphy opposite Ann Sothern in “Panama Hattie” which goes before the cameras next month with Norman McLeod directing. Rags Ragland of the New York cast will come to the Coast for the picture. Red Skelton is cast for a comedy role.

John W. Davis, Jr. Dead

John W. Davis, Jr., assistant manager of the Arena, died at the Jewish Hospital.

Corell and Marshall To Open Dearborn Carmen

Detroit—The Michigan Supreme Court has handed down a decision allowing Corell and Marshall to open the new Carmen theater. The suit as soon as arrangement for lease of neighboring property for parking lot from Joseph Miskins and associates is voided.

Suit was originally brought by Joseph Staia who was formerly partner with Miskins in other theaters. Staia and his wife sold the Staia to the Corell and Marshall in straining the Carmen from opening for four years, although the house was practically completed, because of the actions of Mr. and Mrs. Miskins.

The theater is now expected to open under Corell and Marshall and Miskins is not to be associated with the house in any way.

Mayor of North Adams

Halves Sun. License Fee

North Adams, Mass.,—License fees for Sunday movie shows have been slashed in two by Mayor Bowen. New fees paid by the Paramount will be $17.50, by the Mohawk $15, and by the Richland $12.50.

“The license fee was originally $50,” Mayor Bowen said, “and has been kicked around ever since Mayor Johnson’s time and decreased several times in the process. To settle the matter definitely, I made inquiry of 25 cities and towns as to Sunday license fees and found their average to be a little over $8 per Sunday. I then cut the fee for North Adams in half which still leaves it twice the average charged in the rest of the state.”

Threaten Nation-Wide Boycott of Disney Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Cultural Guild officers declare a nation-wide boycott, by unionists, of Walt Disney pictures will be instituted if the Central Labor Council places the Disney organization on the unfair list.

The Society of Motion Picture Film Editors announces its members will not cross Disney picket lines.

Macklin Arbitration Case

Hearing Over Till June 25

Milwaukee—Because one of the defense witnesses will be out of town, hearing on the arbitration complaint filed by Lee Macklin against the five majors has been postponed from June 15 to June 24. Macklin claims unreasonable clearance.

Jim Coston Back to Chi.

James E. Coston, zone manager for Warner Theaters in the Chicago, Wisconsin and Indiana territories, returned to Chicago last night after home office conferences.

HERMAN WOBBER

20th Century-Fox

says—

"It is, as usual, a gro publication. We look forward to its arrival and refer to it frequently throughout the year."

1941 YEAR BOOK of Motion Pictures

Now Being Distributed FREE

To Subscribers of THE FILM DAILY

1501 Broadway

New York

Hollywood Office

625 Hollywood Blvd.

Hollywood, California

COMING and GOING

JAMES R. GRAINGER, Rep. proxy, who resided in Boston today, returns to New York Monday.

NATHAN GOLDEN plans to the Coast today, with a Louisville stop-over.

EDWARD L. CAHIN, Metro shorts drop is in Washington.

WILLIAM A. SCULLY and WILLIAM HEINE MAN plane to the Coast via TWA Sunday.

DENNIS MORGAN leaves tonight for a Milwaukee p.a. following which he will make brief Mid-west concert tour before returning to Hollywood.

JAMES E. COSTON arrives in Chicago today following WB office conferences.

OSCAR A. DOOB and REX WILLIAMS file for Evansville, Ind., yesterday.

GEORGE DEAROW, CHECK LEWIS, GRAE SEARS and MONROE GREENTHAL have TW, plane reservations for the Coast today.

MARY PICKFORD left for the Coast last night.

H. M. RICHIE leaves for the MPTO convention in Los Angeles on Saturday.

ROBERT BENCHLEY flies to the Coast Sun.

HARRY A. BRUNO, prominent public relations expert, returned to his Radio City head quarters yesterday morning after attending the National Aeronautical Convention in Louisville.

EDMUND GOLDBERG, Columbia’s branch manager in the Philippines, arrived in New York yesterday for a month’s stay and home office conferences.

SPYROS SKOURAS flies to Hollywood this week-end.

BRIAN DONLEVY and his wife arrive next week for a vacation.

AL LEWIS is on the Coast.

JAMES CAGNEY is due here the 15th for a vacation.

LILLIAN HARVEY is expected here shortly from Lisbon.
"BUSINESS IS VERY GOOD, THANK YOU!"

PREVIEW OF CLARK'S NEW PICTURE!
Raves! Just raves!
Fox Theatre, Pomona,
rocks audience with comedy
and thrills of Clark
Gable, Rosalind Russell in
"They Met in Bombay."

"ZIEGFELD GIRL" SETS RECORD FOR HOLD-OVERS!
Three weeks at N. Y.,
Chicago, Frisco, Detroit,
Buffalo, Oakland, Seattle,
Two weeks in dozens of
other spots!

JOAN'S 3 WEEKS AT CAPITOL, N. Y.
'A Woman's Face' (Joan Crawford,
Melvyn Douglas) chalks up 3 big
weeks at Capitol. 2 weeks
Hartford, Pittsburgh, Detroit,
Denver, Cleveland, Worcester,
San Francisco, Chicago, etc.

WOW! MARX COMEDY IS A HONEY!
At Huntington Park,
Calif., preview audience
rolled in the aisles at
first showing of
"The Big Store," big
new Marx Bros.
musical comedy with
Tony Martin, romantic
singing star, gorgeous
gals, and song hits!

26 CITIES HOLD OVER "LOVE CRAZY"!
2nd week for Bill Powell,
Myrna Loy funniest
film! Boston, 'Frisco,
Milwaukee, Buffalo, Minneapolis, Atlanta,
Denver, Norfolk, St.
Louis, Los Angeles,
Cleveland, Detroit,
Pittsburgh and 13
more! Just the start.

"BILLY THE KID" OPENINGS SENSATIONAL! HELD OVER!
Terrific business as
Detroit, Buffalo, San
Francisco, Memphis start
off Big with Robert
Taylor's great outdoor
Technicolor production.
Topping the Biggest!
UA, RKO Talk Deals For Selznick, Capra

(Charles K. Flint Named Eastman Vice-President)

Soundmen to Attend Convention of PCC of ITO

West Coast Bureau of THE FILM DAILY

Hollywood—Members of the theater sound standardization committee of the Research Council of the M. P. A. Academy will participate in the coming convention of the PCC of ITO to confer with individual exhibitors and theater owners who may wish to consult members of the committee regarding specific technical problems of theater and sound projection.

Flint also announced the appointment of Edward S. Farrow as production manager. Flint's election again brings to the number of the firm's vice-presidents. William S. Vaughn succeeds Farrow as assistant production manager, and Farrow succeeds Dr. Albert K. Chapman who was elected May 7 vice-president and assistant general manager.

Flint has been general manager at Kodak Park since 1936.

FPC Negotiating "U" Product Deal: UA Next

West Coast Bureau of THE FILM DAILY

Hollywood—Fox West Coast has started negotiations with Universal for the company's 1941-42 product and plans to huddle with United Artists in the near future. Overlapping deals with M-G-M and Columbia assure those lines for the circuit, which has already lined its California 20th Century-Fox product. Negotiations with Warner, Paramount and RKO await their turn of those companies' selling plans for the new season.

Spyros Skouras, president of National Theaters, FPC parent company, is expected to arrive this week to sit in on the Universal negotiations and possibly the UA talks. Revignation of Eddie Alperton has hit up 20th-Fox negotiations with National Theaters Northwest subsidiary, Evergreen Theaters, but successor will be named shortly, at the deal completed.

Passed By Scen-sor

England's current onion shortage is being accepted with the usual "humor" by the British people and, indeed, has resulted in at least one humorous film ad. A May issue of the Daily Film Renter, which has just reached the U.S., carries an M-G-M product line-up. The ad is topped by a photo of several onions, with copy reading: "Very, very . . . but—there's no shortage from M-G-M—and they're not onions, either!"
55 Writers Adding to 20th-Fox's Story Backlog

1 Completed Scripts Now At Studio: As Many More Getting Finishing Touches

The Coast Bureau of THE FILM DAILY

Hollywood—Unprecedented scripting activity at 20th Century-Fox since the first of the year has built a backlog of 11 scripts that will be completed. With as many more in the final stages of preparation, it is expected this backlog will increase despite a heavy production program coming this month.


Among the screenings in the final stage of preparation and which will be completed in the next two weeks are "The Buchan Bal- lena Murders," "Flight Surgeon," "Teng Gentlemen from West Point," "The Black Swan," and "Confirm or Deny.

There are now 55 writers working on 20th-Fox, only two of them off all-time record set a month ago.

Writer's and their assignments follow:


Hollywood Masquers

Honor Benny Tuesdays

West Coast Bar. THE FILM DAILY

Hollywood—Jack Benny will be "in" at the Masquers Tuesday "panel reas," in his honor. Robert Arthur, strong, president, will preside with William Collier, Jr., acting as toast- master.

300 Expected to Attend RKO Sales Conclave Here

"Motion Picture Indigention" Blamed for Box Office Drop by Ohio ITO's Pete Wood

Columbus, O.—"Motion picture indigestion"—meaning the result of mul- tiple features—is suggested by Pete J. Wood, secretary of the ITO of Ohio, as the possible explanation for the current biz slump.

Says Pete:

Any time I consume too much caviar, too many baked beans or too many original "million pound" sandwiches, I start a battle of indigestion and as a consequence I lay off of caviar, baked beans and pumpkin pie for a considerable length of time.

Perhaps the drop in box office can be attributed to a 'motion picture indigestion,' especially when we consider the quantity served up at the Majestic Theater. Springfield, O., according to the Springfield Daily News: 'Meet John Doe,' "So Ends Our Night," "Rookies On Parade," "Our Patrol." The patrons will certainly leave the majestic burping up 'Meet Rookies on Parade,' "So Ends John Doe," and 'Our Night.'"

AID in "Scientific Forecast" on Biz

Seattle—First executive group arri- ved yesterday to prepare for the American Federation of Musicians' convention at the Olympic, begin- ning Monday. Registration is sched- uled for Sunday and Monday morn- ing, with the convention opening Monday afternoon after a concert by the Seattle Symphony.

Social affairs, including dancing, a cruise, and a banquet Tuesday night, will be followed by business sessions for the rest of the week. Downtown houses have offered free admission to delegates and their families every day until 5 o'clock.

HOLLYWOOD SPEAKING—

By Ralph Wile

Barton MacLane, currently working in "Wild Geese Calling," at 20th Century-Fox, has been approached by the Theater Guild to play the "heavy" in Maxwell And- erson's new, untitled play, which will star Helen Hayes and for which Robert Mamou- lian is being sought as director.


George Stevens, recently elected presi- dent of the Screen Directors Guild, started his film career as a cameraman. Among directors who are former cinematog- raphers are Victor Fleming, John von Stern- berg, Phil Rosen and Ted Tetzlaff.

Natalie Thompson, newest Metro find, is scheduled to make her screen debut in "Ringside Maiese," the newest in the Maisie comedies starring Ann Sothern.

Mike Frankovich, announcer of the local baseball games on radio station KFAC, joins Republic Pictures' production department.

"Billy the Kid in Santa Fe," sixth western in the PRC 1941-42 series with Bob Steele in the title role, went into production this week with Director Sherman Scott at the helm. Marion Fais has been signed for the feminine lead, with Al St. John and Rex Lease in important supporting roles. Sigmund Neufeld is the pro- ducer.

Betty Davis returned to the Samuel Goldwyn studios yesterday after a three-weeks illness, to resume work on her starring role in "The Little Foxes.

Headed by Buck Jones, Tim McCoy and Director Spencer G. Bennett, the cast and crew of Monogram's "Arizona Bound," first western in the company's new "Rough Riders" series, leave Hollywood tomorrow for Prescott, Ariz., where production will start on the picture Monday.

Frank Morgan will appear as Lana Turner's father in "Honky Tonk" in which she will be co-starred with Clark Gable. Jack Conway will direct this new M-G-M production which deals with a fast-talking confidence man who rose to wealth and power during the famous Leadville silver strike.
Free Kid Admissions By Drive-ins Rapped

(Continued from Page 1)

Equity Election Tomorrow Follows Red-Hot Campaign

Actors Equity members tomorrow at the Astor will vote for 10 council members of the union's newly elected council of 20. The slate is headed by skewer, Hollett, candidate for the Secretary-Treasurer post. The election is scheduled to take place at 7 p.m. The union has also scheduled a number of drive-in and outdoor picture shows to coincide with the election.

“Naval Academy”

Columbia 67 Mins. YARN ABOUT ADOLESCENT BOYS AT A NAVAL ACADEMY IS FAIRLY INTERESTING

There are a number of commendable things about this picture and it should fit as a program offering for nubile audiences. The story does little flag waving, moralizes and emphasizes a number of principles of living that young men should be guided by. On the minus side of the ledger is a cast with Freddie Bartholomew as the strongest “name” and slightly too much sentiment.

Bartholomew does a nice job, but he is at an awkward age where he is no longer a handsome lad and has not reached the stage of manhood. An excellent performance was contributed by Jim Lydon, playing a hard-boiled product of a reform school, and Billy Cook, cast as an overbearing prig of wealthy parents, and the other members of the cast are more than adequate. The script is good and the screenplay was written by David Silverstein and Gordon Rigby.

Bartholomew, son of a naval family, Lydon, taken out of a reform school because his father had attended the Academy, and Cook, a fresh youngster, arrives at a boys’ naval academy as plebes. The three boys bunk together and their troubles and successes comprise the center of the story. Lydon and his two talents that Turner shows that Lydon must turn out to be a first class cadet, after having difficulties, Bartholomew gets in trouble and Cook does the same thing. Picture is better suited to the adolescent trade than the adult.


DIRECTION, Capable; PHOTOGRAPHY, Good.

Pommer-RKO Deal Off: Garnett to Make Two

West Coast Bureau of THE FILM DAILY

Hollywood — Deal between RKO and which Pommer has been talked off, due to the producer’s illness. “Weekend for Three” and “Unexpected Uncle,” scheduled for Pommer, will be produced by Tay Garnett.

4-Year Pact for Ray Jones

West Coast Bureau of THE FILM DAILY

Hollywood — Ray Jones has signed to a new four-year pact as head of the Universal still department. Jones, who has been with Universal for over 20 years, will be given the rating of chief at the first annual still photography show of the Academy of Motion Picture Arts and Sciences.
OUTSIDE LOOKING IN

Editor's Note: The opinions expressed in this review of critical and column comment on industry matters are essentially those of the writers quoted; they do not necessarily reflect those of The Film Daily.

BOSLEY CROWTHER (New York Times): "They are making no bones about it in film industry circles; business is generally off—alarmingly off—in picture theaters throughout the country. Something has happened to the public, something unpredictable and perverse. The boys simply can't understand it. Let's try to see if we can.

"Is this just a theory which a psychologist might want to shroud, or do we have a sneaking suspicion that grim realities have rather turned the players with a kind of dramatic make-believe. A person who, two years ago, could swallow a fluffy little tale of domestic disputes, will bitterly smile at a drama loaded down with soulful suffering has been so much upwrought of late by real drama that the frivolous or phony sticks in his craw. A rich and racy comedy, sure, like 'Road to Zanzibar' or 'Buck Privates' or 'The Lady Eve'—that will always affine entertainment, because it doesn't pretend to draw a parallel to life. Likewise, an honest drama played with simple dignity is pretty sure to click, no matter what the state of the world. But the brand of synthetic honey which the films have traditionally spread—well, that is much too sweet to soothe a cynical customer these days."

"In short, we are strongly convinced that the people throughout the land, shaken out of their complacency and blue-sky credulity by the seeming demand of pictures than they were even a year ago. Escape cannot be found in the all-too-familiar 'escapist' fare. And because the industry has devoted itself rather obviously to that sort of thing, a slump is the fatal consequence. Or could it simply be that the run of pictures these past few months has been uncommonly weak?"

* * *

HOWARD BARNES (N. Y. Herald Tribune): "It is no outside guess that this Summer is going to be lean on screen entertainment... It seems to me that all the studios have forgotten the all-important fact that dynamic dramatic material must be the final test of cinematic excellence. Great directors can make rather acceptable purses out of sow's ears, but they can do no more than that. The screen, for all its undefined esthetic and its unpredictable gestures of triumph, is essentially a dramatic art form..."

"Certainly this is the time of all times for the really born and cinema-loving producer to cut loose and remedy one of the worst drawbacks of a great industry and art form. All that he would have to decide would be to do something genuinely entertaining and fine in the vocabulary of the play and see that his enterprise went through on a straight line of artistry and competence. There are fine writers in Hollywood. Some of the greatest authors of our day are aching to create something splendid on the screen. Even old George Bernard Shaw, who knows very little about the cinema, showed that he could write a brilliant scenario in 'Major Barbara.' The producers of films are challenged at this particular point in the development of the motion picture. They have a chance to break loose from a lot of outmoded conventions and cliché stories and test the magnificent latent strength of their medium. They can only do this if they are given a chance to take the underlying substance to films which make the difference between good and entertaining films and the dull, uninteresting films.

"Would it be taking a leap from the lot of outmoded conventions and cliché stories to test the underlying substance to films which make the difference between good and entertaining films and the dull, uninteresting films?"

* * *

JIMMIE FIDLER (N. Y. Mirror): "You may have seen the new juke-box 'Soundies' and formed an opinion. I've just reviewed 24, produced by Composer Sam Coselw. I'm convinced that movie moguls, instead of contempt, should give them attention. "These three-minute miniatures are well photographed and well acted. They parade youngsters denied studio opportunities, and they're GOOD. I spotted some who looked like better prospects than most publicized 'discoveries' now getting build-ups. "Soundies as good as these can be invaluable to the picture industry, if the producers will use sense. Here is the medium for discovery and development of new talent. 'tests' which give performers opportunity to display their wares and offer a check on public reaction to each. "Hollywood disapproves soundies as it did radio. If soundies are good entertainment, they'll build in larger audience; and in fresh personalities, create desire to see full-length movies."

* * *

Ohio ITO Would End Students' Tickets

(Continued from Page 1)

of age were subject to the Federal admission tax. Wood continues: "Notwithstanding this advice, many theaters have continued to sell these student tickets without collecting the Federal tax and, as a consequence, now find themselves in the position of having to pay the tax out of their own pockets."

"As a matter of fact, a special drive is now being made by the Internal Revenue Department in connection with this matter and, for your information, I quote from a letter sent to the Deputy Internal Revenue Collector in this district:"

"In checking theaters therefore, it is requested that you give special attention to the method employed in computing the tax on reduced rate admissions. You are further advised that the tax attaches on free admissions and on reduced rate admissions in the same amount as that due on the established charge of admissions where a person admitted is over 12 years of age!"

"Billy the Kid" Clicking In First Four Key Dates

"Billy the Kid" registered grosses well above normal in its first four key city openings, M-G-M reported yesterday. At the United Artists, Detroit, the picture topped the first five days' grosses of "The Philadelphia Story," "Babes in Arms" and "Northwest Passage."

Meanwhile, M-G-M's "Love Crazy" is being held over in 26 situations.

Daniels Succeeds Crane

(Continued from Page 1)

West Coast Bureau of THE FILM DAILY

Hollywood—J. R. Crane, RKO production manager for better than 10 years, has resigned. Successor is Walter Daniels, who has been assistant production manager, and Argyle Nelson, an assistant director, takes over Daniels' spot.

TO THE COLORS!

Youngstown, O. — Clarence E. Wine, who was house manager of the State Theater here until he joined the Army, has been placed in charge of entertainment of the 13th Battalion, Coast Artillery, at Ft. Eustis, Va.

Canton, O.—Phillip Miller, manager of the State Theater, has resigned for Army service.

Houston, Mo.—Frank E. Sheets, 30, local showman has reported for Army service at Jefferson Barracks.

Indianapolis — Shirley Ten-Eyck, contract clerk at Warner Bros. exchange here, and Luke Snyder will be married 22 the 21, a candlelight wedding in St. Paul's Episcopal Church.

WB Buys "Remember Tomorrow"

West Coast Bureau of THE FILM DAILY

Hollywood — Warner Bros. has bought "Remember Tomorrow," mystery story by Marion Parsonnet.

Jimmy Irving Hospitalized

St. Louis—Jimmy Irving, manager of the Maplewood Theater, one of his most recent pictures is "The Great Flax," is bedded down at the Jewish Hospital following a major operation.

Wedding Bells

Philadelphia — The marriage of Miss Roberta ’Henderson, daughter of Mr. and Mrs. Robert ’Henderson of this city, to Mr. John F. Thomas, Jr., son of Mr. and Mrs. John F. Thomas of New York, took place Saturday at St. Peter's Episcopal Church.
Loew’s 15-City Survey Traces Defense Spending

Widely Varying Results From Employment and Payroll Gains Are Found

(Continued from Page 1)

to hold the answer to the industry’s failure, thus far, generally to benefit from the nation’s vast defense program, entailing the expenditure of billions. The study, and an accompanying chart, is published in Loew’s company publication, the Distributor.

Benefits Will Show Later

It is pointed out that in the larger situations sufficient time has not elapsed for theater benefits to manifest themselves. Increases spread over many companies will be the actual result in any one theater, but the reflection may be greater in suburban or adjoining towns, especially if workers have had to seek housing accommodations in neighboring communities. It is important to note, however, that the Government still has paid out very little of its appropriated defense money and that workers, many of whom have been unemployed for a long time, need time to adjust themselves to the improved conditions.

A study of the accompanying tabulation suggests a variety of answers to the question of what people are doing with their money in defense-benefited cities. For example, Newark, with increased bank clearings and decreased deposits, is said to be paying for the past out of the present, while residents of Milwaukee appear to be "salting" their money down.

Can’t Monopolize Benefits

"Very few of the cities listed are able to monopolize the benefits of the defense work which is being done in their respective areas," the Distributor article asserts, and goes on to say:

"For instance, York, Pa., has had a larger increase in employment (19 per cent) and in wages (46 per cent) than Philadelphia and the latter city also is dividing defense benefits with Williamsport, Altoona, Johnstown, Harrisburg, Reading, Wilkes-Barre, Allentown and other government workers in Washington, whose pay is up 5,000,000 a year, have been forced to live outside of town due to lack of local housing facilities and presumably are spending much of their money in these other places.

"New York, of course, is a class by itself. It has about 12 per cent of the nation’s defense contracts, but the money is only rippling the surface of business. It is building enough living places to house the population of South Bend. And yet remains the least outwardly affected of the communities which have benefited from preparedness contracts."

Trends in Defense Spending

"While there is no general rule of spending in the 15 listed cities, certain trends are evidenced in most of them. Demand for quality products has increased, the business of specialty stores usually showing considerably larger gain than that of department stores. Various types of establishments which sell liquor report gains nearly everywhere.

"Increased buying of automobiles seems to be common to all 15 listed cities, although not in the same degree. Household appliance sales also are generally trending upward in certain instances very importantly so. Food sales sometimes have not made gains proportionate to population increases and while department store business has improved, its gain is hardly in the ratio which might be expected."

Workers Improve Living Conditions

"Workers in many sections are buying or building homes, which naturally has tended to stimulate the market for furniture and household appliances. Generally, there is an inclination among workers to improve their living conditions, but this seems to be along practical lines—washing and other machinery for the home and radios, automobiles. The silk shirt urge, typical of the last previous era of prosperity, has not yet seriously developed. Nor is there anything reminiscent of the public’s previous mad scramble to get rich quick in the stock market. In most respects, investment rather than gambling reflects the mood of workers.

"With the probable exceptions of Washington and San Diego, the values which eventually will be realized have hardly begun to manifest themselves. None of the cities has yet begun to deliver substantially on its millions of dollars of contracted business. Employment and payrolls have increased but will go far beyond present figures."

7,000 Exempt Under Wage-Hour Law

(Continued from Page 1)

and exemptions section, estimates that 23,000 studio employees at non-exempt and 7,000 exempt from the wage-hour law.

General Fleming, Wage-Hour Administrator, has approved recommendations regarding 31 classifications over which unions and studios have previously failed to agree. They include nurses, electricians, laboratory, writers, actors and carpenters who play are exempt from the wage and hour law.

It was pointed out by Vincent that although present findings are final, in event of later dispute dissatisfaction as to classification in advisory proceedings for ratification, further evidence may be presented. Fleming approved this recommendation that the Division make no inspections of studios prior to June 16. Vincent declared that this in no way affects the right of employees to bring suits against their employers under the Standard Labor Act.

U. S. C. Offers Defense Photography Courses

West Coast Bureau of THE FILM DAILY

Hollywood—Courses on basic engineering photography and motion picture processes, covering still photography, picture taking and sound recording, are offered by the University of Southern California Cinematography Department. Courses begin with the fall program and under the direction of the U. S. Office of Education, will be placed on a federal basis.

Directs Designs Preview

Vyvyan Donner, fashion director of 20th Century-Fox Movietone News, is co-ordinating and will direct the Preview of American Designs for the Fall and Winter of 1941-42, be held today in the grand ballroom of the Ritz-Carlton Hotel.

Lantz Planning Four Based on ‘Pop’ Songs

West Coast Bureau of THE FILM DAILY


28 Metro Employees Serving Uncle Sam

Military service has called 28 M-G-M employees from their jobs. Roll includes: Douglas Johnston, Memphis; Arthur Krohn, home office; Lawrence Schmidt, Cincinnati; Frank Willey, Detroit; Sidney Eckman, Milwaukee; Orilla L. Nichols, Los Angeles; James Utterbach, home office; John S. Kears, office home; Edward Eldred, same office; Joseph Kelliker, Chicago; Joseph Rahilly, Boston; Robert Cuming, Jr., Cincinnati.


Loew’s Charts Gains in 15 Cities in Defense Checkup

CITY
Buffalo
Chicago
Cincinnati
Cleveland
Dayton
Los Angeles
Louisville
Milwaukee
Newark
Newport News
New York
Philadelphia
San Francisco
San Antonio
Washington

Employ- Pay
ment % Rools %

36 10
15
22
25
13
33
30
18
36
15
9
14
50
24
20

Pay %
10
19
95
44
49
20
16
up
30
21
33
50
11
big

Clearyon %

40
18
12
12
20
7
4
6
10
4
8
27
6
16

Depot
Bank Bank % %

Store Sales Sales
10
8-10
12
24
30
20
101
7
41
30
51

New Car Sales

10-20
30
20
21
13
12
27
20
40

French Gov't Assumes Control of Pix Industry

CIRCUITS BATTLE ILL. 135-MINUTE BILL

French Vichy Decree Covers Virtually All Phases of Trade: Provisions Drastic

Vichy (By Cable)—Virtual Government control of the French film industry is seen as a result of a new decree which covers practically all phases of the business. Part of the long debated Film Statute, the decree orders that Nazi officials in Paris must approve all scripts before production is started; the French government is authorized to advance up to 65 per cent of production costs; all actors must possess identity cards before appearing before the cameras; double-features are eliminated; (Continued on Page 6)

Menagh Loses Two, Wins One Demand

Denver—Two of the three arbitration complaints filed by E. K. Menagh, operator of the Star Theater, Fort Lupton, Colo., were dismissed by Arbitrator John Carroll. A third complaint, involving clearance, was dropped. Menagh had asked for some run adjustment with the five consenting companies and also had charged that prints were withheld from his theater. (Continued on Page 3)

Start Crescent Suit Depositions June 16

Nashville, Tenn.—Alan N. Doby, representing the D of J, will begin taking the depositions of Antony J. Judek, president, and R. E. Zuhlch, secretary-treasurer, of the (Continued on Page 5)

GWTW Presents Tax Problem in Chicago

Chicago—Municipal tax collector’s demand for higher fees on GWTW showings is now up for adjustment between the collector, exchanges, and operators. City licenses are based on seating capacity and prices charged, and higher GWTW scales have caused the difficulty.

MORE TOP-BRACKET PIX FOR COL.

Company to Announce Increase in Program for 1941-42 at Chi. Sales Meet Tomorrow

Columbia will meet the competitive situation arising from the New York consent decree which requires five of the majors to sell in five-blocks after trade-showings by in easing the number of features for 1941-42 and stepping up the number of its top bracket productions. It was a learned yesterday. Completion of the program and its numerical strength will be disclosed at the first of the company’s two national sales conclaves which opens tomorrow at the Drake Hotel, Chicago. The first convention, which marks a radical departure from the usual Columbia policy in that it is a national executive sales meeting, will be attended by home office executives and sales heads as well as by Columbia division and branch managers.

Harry Cohn, president of Columbia Pictures, is flying in from Hollywood to attend the two-day sales meet. Jack Cohn, Columbia vice-president, and A. Montague, general sales manager, will head the home office delegation leaving this afternoon on the Commodore Vanderbilt. (Continued on Page 8)

"All-Out" Biz Drive Parleys at Studios

MPTOA Meet to Hear 25 Regional Execs.

Following an earlier meeting this week between theater circuit heads to discuss plans for an "all-out" drive to jack up box office receipts nationally, Spyros Skouras and other showmen will travel to the Coast this week-end to attend the MPTOA con- (Continued on Page 8)

Slump Problem Before Allied

Myers, Cole, Samuelson to Speak at A.C.

Metro Trio Attacks SPG Stand; Membership to Act

New York Screen Publicists Guild at a general membership meeting next Thursday night is expected to debate two letters from home office publicists critical of reported Guild policies. Second letter, signed by Bill Dantzinger, Perry Charles and (Continued on Page 7)

Majority of Theatergoers Want Double Features. Managers' Wires Declare

RKO Will Inaugurate Trade Shows in July

RKO plans to start trade showing its 1941-42 program early in July. The first block-of-five will be shown to the sales representatives at the company’s annual convention in New York during the week of June 16 and arrangements will be made to tradeshow the pictures shortly after the convention ends.

The manner in which tradeshows (Continued on Page 3)

Harmon Will Confer With Branch Managers

Francis Harmon, co-ordinator of the Motion Picture Committee Co-operating for National Defense, will hold the first of a series of meetings with exchange managers on nation-

20th-Fox Conclude

Now Set July 14-16

Dates of the Twentieth Century-Fox’s annual sales convention in New York City have been changed to July 14-16 from the previously announced July 9-11, it was stated yesterday by Herman Weilser, general manager of distribution.
Jacksonville Opens New St. Johns Theater

Jacksonville—St. Johns Theater, owned by Arthur J. Siegel and Al Leeds, opened here last night with a big local fanfare and a five-block-long line an hour before opening. May G. Bliss, President of the Chamber of Commerce Manager Johnson dedicated the theater in two ceremonies, one front and the other on the stage, both broadcast over WJJHP.

All locally prominent citizens turned out for the opening, staged in gala Hollywood kleiglighted style.

Local papers carried much ballyho, the Journal staging a “Miss St. Johns Theater” contest, while the Times-Union carried a contest to select the Warner Bros. pictures the fans wanted shown.

“The Great Lie” was the opening picture.

This 900-seat house now firmly establishes Warner pictures back in Florida. The list includes Orlando, Daytona, Ft. Lauderdale, Tampa, St. Petersburg, exclusive of Miami where Warners has always been strong.

Major Albert Warner and R. L. McCoy of Atlanta were present. Sheldon Mandoll will manage the house. Jack Goldsmith of Warners’ Atlanta and Lee Blumberg of Warners’ New York office handled the opening.

Promote Mullen as Aide To Clarence Eiseman

Ed Mullen, office manager of United Artists’ New York exchange, has been promoted to the post of assistant to Clarence Eiseman, branch manager. Herbert Reichek, chief booker, has been moved up to office manager.

MP Relief Fund Elects New Officers June 24

West Coast Bureau of THE FILM DAILY

Hollywood—Election of all officers and 11 of the 53 board members of the Motion Picture Relief Fund is scheduled for the annual meeting, June 24, at the Roosevelt Hotel. Joan Hersholt will preside.

Chicago Exhibitors Cut Prices as Biz Declines

Chicago — With business down markedly here, exhibs, in some sections are cutting admissions in an attempt to stem the tide. Here generally sees matinee prices at 15 cents, with evening prices a nickel long.

Panoramas Headquarters Leaving Coast for Chi.

Chicago—Panoramas headquarters will be moved from Hollywood to this city, with Gordon Mills continuing as general sales manager.

AFM Loses Reargument In Operco on Tour Plea

Albany—Court of Appeals yesterday denied the application by Joseph W. Weber, former president of the American Federation of Musicians, to reargument of the Operco case. Say, in favor of Operco on Tour. On April 24, the court held that stagehands had the right to walk in protest against the use of mechanical means by the 59 of L musicians in upholding the N. Y. Supreme Court injunction against the stagehands. The Appellate Division reversed the Supreme Court decision but was itself reversed in the Court of Appeals ruling.

Gold’s Yacht Looled

The 77-foot yacht of Harry Gold, vice-president of United Artists, was looted to the extent of $20,000 at King Point, L. I., it was reported yesterday. Everything movable was taken by the thieves as the boat, the Haliiago II, was anchored off Kings Point.

Two Close In Indianapolis

Indianapolis—The Indiana and Fox Theaters, downtown houses, have closed for the Summer.

Studio Execs. Discuss Rising Costs, B. O. Slump

West Coast Bureau of THE FILM DAILY

Hollywood—Rising production costs and current theater situation in the United States in reference to box office results was discussed at a meeting of studio executives yesterday, but no details were made public.

AFL, Producers, producers’ labor administrator, presented proposals sought by Screen Actors, Writers and Directors for as well as other labor organizations.


60,000 Hear Norma Shearer Speak for Canadian Drive

Montreal—Norma Shearer returned by plane to Hollywood yesterday following a visit to her home town in which she received a welcome which eclipsed any ever given her to a screen star. Approximately 60,000 gathered in Westmount Park to hear her make an appeal for support for Canada’s Victory Loan, to which she herself subscribed generously. A film was given her at the home of G. W. Sinnet, joint general manager of the Bank of Montreal and chairman of the Victory Loan Drive. Guards of honor were furnished by Mounties, Frontiersmen and members of the Royal Canadian Foree.

Gomarsall and Gottlieb Advance to New Posts

M. M. Gottlieb, Universal’s Chicago branch manager, has been appointed by E. T. Gomarsall, who replaces William Heiman as Western division manager. Heiman has been made assistant general sales manager.

Gomarsall has been in the motion picture business since 1916 when he joined the Goldwyn Co. He has been with Universal since 1930. Gottlieb has served with a number of distributing companies since 1915.

Auerbach Sues for $14,805

Suit for $14,805 damages was filed yesterday in the Los Angeles Court by Joseph Auerbach against Grand National Pictures, Ltd., charging the defendant with failing to pay a loan contracted to him to complete Auerbach made a loan of 3,500 pounds to Grafton Films, Ltd., and Iseidove Goldsmith in 1909 and GN took over the obligation in 1940.

New Kramer-Anderson Co.

Chicago—Kramer Brothers and B. Anderson have organized the Chateau Amusement Co., with offices at 6315 Artesian Ave.

FINANCIAL

New York Stock Market

High Low Close

Am. Steel 30 7/16 29 5/8 29 1/2

Columbia Picts... 10 1/16 9 5/8 9 7/8

Gen. Electric 21 7/8 21 1/2 21 1/4

Paramount 22 1/8 20 3/4 20 1/4

Pathe Film 7 3/8 7 1/4 7 1/2

RKO 5 3/8 5 3/8 5 1/4

RKO $6 pf... 1 1/2 1 1/2 1 1/2

20th Century-Fox 8 1/2 8 1/2 8 1/2

Universal Inc... 1 3/8 1 1/2 1 1/2

Paramount 6 2/3 6 1/2 6 1/2

NEW YORK BOND MARKET

Keith Sf Bldg 11 3/8 11 3/4 11 3/4

Loew’s Inc 14 1/16 14 7/8 14 7/8

Paramount 4 1/2 4 1/2 4 1/2

NEW YORK CURB MARKET

Monogram Pictures... 1 1/4 - 1 1/4 1 1/4

RKO Radio 8 3/8 8 3/8 8 3/8

Sonorata Corp 7 1/8 7 1/8 7 1/8

Technicolor 8 1/2 8 1/2 8 1/2

Universal Corp... 6 1/2 6 1/2 6 1/2

Universal Picts... 14 1/2 14 1/2 14 1/2

N. Y. OVER-THE-COUNTER SECURITIES

Met. Playhouse, Inc 5 1/8 5 1/8 5 1/8

Rexy Thal. Bldg 4 1/2 4 1/2 4 1/2

Minimum Wages for Montreal Theaters

Montreal—Minimum rates of pay for employees of motion picture theaters in Montreal are guaranteed by new ordinance of the Minimum Wage Commission.

Under the new plan, managers must pay a minimum of $30 per week to both women and men. Seventy-five cents an hour will be the minimum rate for men, with maintenance men earning an additional 10 cents an hour; non-qualified maintenance workers earning 40 cents an hour; and ushers and box office workers earning 25 cents an hour.

Stagehands and musicians employed for at least four days in a week will be rated at $60 cents an hour, and if employed less than four days in a single week, must be paid from $2 to $5 per day.

The rate for all other employees is 90 cents an hour.

The ordinance provides that tips be in the exclusive property of the employee and that uniforms must be provided and kept up by the employer. It also provides that in certain exceptions, the regular work week is limited to 54 hours and that the employee is entitled to a full week's rest per week or instead of a full day, two rest periods of 18 hours each.

Ludwig Transfers Ad Contract to Ray-Bell

St. Paul—Screen advertising sub- rents, formerly serviced by Minne- sota Amusement Co., houses by Ray- bell Films, Inc., through Ludwig Screen Advertising Co., in the future will be serviced directly by the firm, it was announced today from Ray-Bell, under a contract whereby L. J. Ludwig, manager of the Minnesota Amusement offic- ial, has transferred his exclusive contract to Ray-Bell. Ted Hays has been made Ray-Bell sales manager for circuit theatre sales and E. J. Bonahue is now sales representa- tive for North and South Dakota.

RKO Boston Drops Vaude

Boston—For the summer season, the RKO Boston will play straight pictures, two features each week, beginning vaudeville until Fall. Love leaves the Hub without vaude.
**COLUMBUS**

Face Behind the Mask, The, 69 mins. 1-16-41
FD: 2-10-41. Peter Lorre, Evelyn Keyes, Don Beddoe
Phantom Submarine, The, 70 mins. 12-16-40
FD: 2-13-41. Anita Louise, Bruce Bennett
Devil, Commands, The, 65 mins. 2-1-41
This Thing Called Love, 98 mins. 1-2-41
FD: 2-17-41. Rosalind Russell, Melvyn Douglas, Bonnie Barnes
Adam Had Four Sons, 81 mins. 2-6-41
FD: 2-24-41. Ingrid Bergman, Warner Baxter, Susan Hayward
Ellery Queen's Fenthouse Mystery, 69 mins.
FD: 3-2-41. James Cagney, Kent Taylor
FD: 2-26-41. Ralph Bellamy, Charley Grapewin, Margaret Lindsay
Blondie Goes Latin, 69 mins. 2-27-41
Meet Boston Blackie, 61 mins. 2-20-41
FD: 2-27-41. Chester Morris, Rochelle Hudson, Richard Lane
Outlaws of the Panhandle, 69 mins. 2-27-41.
FD: 3-26-41. Charles Starrett, Frances Robinson, Norman Willis
Lone Wolf Takes a Chance, The, 76 mins. 3-6-41
FD: 4-9-41. Warren William, June Storey, Eric Blore
Submarine Zone (Escape to Glory), 74 mins.
FD: 4-10-41. Pat O'Brien, Constance Bennett, John Halliday
Penny Serenade, 125 mins. 4-24-41.
FD: 4-16-41. Irene Dunne, Cary Grant, Edgar Buchanan
Missing Ten Days, 77 mins. 3-8-41.
FD: 4-13-41. Rex Harrison, Karen Verne, C. V. France
FD: 4-30-41. Bill Elliott, Evelyn Young, Stanley Brown
Beyond the Sacramento, 58 mins. 11-14-40.
FD: 5-8-41. Bill Elliott, Evelyn Keyes, Great Swindle, The, 54 mins. 4-10-41.
FD: 5-4-41. Jack Holt, Jonathan Hale, Henry Kolker
They Dare Not Love, 76 mins. 5-30-41.
FD: 5-16-41. George Brent, Martha Scott, Paul Lukas
Big Boss, The, 70 mins. 4-28-41.
FD: 5-20-41. Otto Kruger, Gloria Dickson, John Litel
She Knew All the Answers, 85 mins.
FD: 5-15-41. Joan Bennett, Franchot Tone, John Hubbard
Under Age, 60 mins. 4-24-41.
FD: 5-21-41. Nan Grey, Tom Neal, Mary Anderson
The Voice in the Night, The, 83 mins. 4-27-41.
FD: 5-29-41. Claire Brok, Diana Wynyard, Derek Farr
Adventures in Washington, 84 mins. 5-30-41.
FD: 5-29-41. Herbert Marshall, Virginia Bruce, Gene Reynolds
Time Out for Rhythm, 74 mins. 6-12-41.
FD: 6-2-41. Robert Miller, Rudy Vallee, Rosemary Lane
Nava! Academy, 67 mins. 5-22-41.
FD: 6-5-41. Freddie Bartholomew, Jim Kydon, Billy Cook

**WALT DISNEY**

"Fantasia", 120 mins.
FD: 11-14-40. Stokowski and the Phila-
delphia Orchestra

**M-G-M**

Philadelphia Story, The, 112 mins.
FD: 1-17-41. James Stewart, Hedy La-
man, Ian Hunter
Come Live With Me, 86 mins.
FD: 1-20-41. James Stewart, Hedy La-
man, Ian Hunter
Rial of Mary Dugan, The, 90 mins.
FD: 2-11-41. Robert Young, Laraine Day, Tom Conway
Dione inspiration, 72 mins.
FD: 2-17-41. John Sholto, Virginia Gray, Albert Dekker
And Andy Hardy's Private Secretary, 101 mins.
FD: 2-20-41. Mickey Rooney, Lewis stone, Fay Holden
Rage in Heaven, 82 mins.
FD: 3-5-41. Robert Montgomery, In-
grid Bergman, George Sanders
Men of Boys' Town, 106 mins.
FD: 3-14-41. Spencer Tracy, Mickey Rooney, Bob Watson
Penalty, The, 81 mins.
FD: 3-14-41. Edward Arnold, Lionel Barrymore, Robert Sterling
Free and Easy, 56 mins.
FD: 4-3-41. Robert Cummings, Ruth Hussey, Judith Anderson
Bad Man, The, 70 mins.
FD: 4-4-41. Wallace Beery, Lionel Barrymore, Laraine Day
Ziegfeld, 131 mins.
FD: 4-16-41. Judy Garland, James Stewart, Hedy Lamarr, Lana Turner
Washington Melodrama, 78 mins.
FD: 4-18-41. Frank Morgan, Ann Rutherford, Kent Taylor
People vs. Dr. Kildare, The, 78 mins.
FD: 5-2-41. Lew Ayres, Lionel Barrymore, Laraine Day
A Woman's Face, 105 mins.
Wild Man of Borneo, 78 mins.
FD: 5-14-41. Robert Sterling, Marsha Hunt, Virginia Weidler
I'll Wait for You, 71 mins.
FD: 5-16-41. Joan Bennett, Franchot Tone, John Hubbard
Tyranny, 116 mins.
FD: 6-5-41. Robert Taylor, Brian Don-
levy, Mary Howard

**MONOGRAPH**

Invisible Ghost, The, 64 mins.
FD: 4-25-41. Bela Lugosi, Polly Ann Young
Flying Wild, 62 mins.
FD: 2-19-41. Robert Greer, Bobby Jordan, Donald Haines
Rear of the Press, 72 mins.
FD: 4-30-41. Jean Parker, Wallace Ford, John Qualen
Tumble-Down Ranch in Arizona, 60 mins.
FD: 4-20-41. Jack Carson, Betty Field
FD: 4-29-41. Ray Corrigan, John King, Max Turbane
King of the Zombies, 67 mins.
FD: 5-14-41. Dick Purcell, Mantan More-
land, Joanne Woodward
Dead Men's Shoes, 69 mins.
FD: 1-15-41. Leslie Banks, William Hall-
son, Judy Kelly
House of Mystery, 62 mins.
FD: 6-4-41. Kenneth Kent, Judy Kelly, Peter Murray Hill

**PARAMOUNT**

Victory, 78 mins.
FD: 12-26-40. Fredric March, Betty Field, Sir Cedric Hardwick
"Virginia, 110 mins."
FD: 2-22-41. Madeleine Carroll, Frank MacMurray, Carolan Lee
"Life With Henry, 81 mins."
FD: 2-24-41. Jackie Cooper, Leila Ernst, Eddie Bracken
FD: 2-27-41. Barbara Stanwyck, Henry Fonda, Charles Coburn
Mad Doctor, The, 90 mins.
FD: 2-14-41. Basil Rathbone, Ellen Drew, John Howard
Hard-Boiled Canary, The, 80 mins.
FD: 3-11-41. Allan Jones, Susanna Foster, Lynne Overman
Las Vegas Nights, 89 mins.
FD: 3-28-41. George Murphy, Lucille B. Edmond O'Brien
Monster and the Girl, The, 65 mins.
FD: 3-28-41. Ellen Drew, Robert Paige, Paul Lukas

**PRODUCERS RELEASE CORP.**

Secret Enemy, 63 mins. 1941.
FD: 2-6-41. Marjorie Reynolds, Charley Quigley.
Caught in the Act, 62 mins. 1941.
Outlaw of the Rio Grande, 52 mins.
FD: 2-26-41. Tim McCoy, Virginia Grego-
nter, Charles King
Billy the Kid's Fighting Pals, 62 mins.
FD: 4-10-41. Bob Steele, Al St. Jong.
Phyllis Adair
South of Panama, 68 mins.
Lone Rider in Ghost Town, The, 64 mins.
FD: 5-16-41.
George Houston, Al St. Joe.

**RKO RADIO**

Let's Make Music, 84 mins. 1941.
FD: 12-11-40. Bob Crosby, Jean Kos-
er, Elizabeth Risdon
Playgirl, 75 mins.
FD: 1-21-41. Kay Francis, James E. oun-
Mr. and Mrs. Smith, 95 mins. 1941.
FD: 2-1-41. Carole Lombard, Robert Montgomery, Gene Raymond
Scattergun, 69 mins.
Mr. and Mrs. Smith, 95 mins. 1941.
FD: 2-1-41. Carole Lombard, Robert Montgomery, Gene Raymond
Scattergun, 69 mins.
Mr. and Mrs. Smith, 95 mins. 1941.
FD: 2-1-41. Carole Lombard, Robert Montgomery, Gene Raymond
Scattergun, 69 mins.
Mr. and Mrs. Smith, 95 mins. 1941.
**United Artists**

**Great Dictator, The (Chaplin)** 129 mins. 3-7-41


Cheers for Miss Bishop, 95 mins. 2-21-41


So Ends Our Night, 117 mins. 2-24-41


Road Show, 87 mins. 1-24-41


Father Returns, 85 mins. 3-21-41

FD: 4-4-41. James Stewart, Paulette Goddard, Horace Heidt.

Major Barbara, 115 mins. 5-21-41.


**Universal**

Dark Streets of Cairo, 59 mins. 2-28-41.


Buck Privates, 84 mins. 1-18-41.


dack Street, 89 mins. 2-24-41.


Six Lessons from Madame LaZonga, 62 mins. 3-17-41.

FD: 2-20-41. Lupe Velez, Leon Errol, Helen Parrish.

Nice Girl, 95 mins. 2-21-41.


Meet the Chump, 60 mins. 2-14-41.

FD: 3-6-41. Hugh Herbert, Louis Howard, Jeanne Kelly.

Dangerous Game, A, 63 mins. 3-22-41.


Mr. Dynamite, 63 mins. 3-7-41.


Lady from Cheyenne, The, 87 mins. 4-11-41.

FD: 4-21-41. Loretta Young, Robert Preston, Edward Arnold.

Horror Island, 60 mins. 3-21-41.

FD: 4-4-41. Dick Foran, Leo Carrillo, Peggy Moran.

Man Who Lost Himself, The, 72 mins. 3-21-41.

FD: 4-23-41. Mary Beth Hughes, George Montgomery.

Young Lady, A, 75 mins. 6-27-41.


Great American Broadcast, The, 68 mins. 2-16-41.

FD: 4-23-41. Mary Beth Hughes, George Montgomery.

Blood and Sand, 123 mins. 3-20-41.

FD: 5-9-41. Alice Faye, John Payne, Jack Oakie.

Bride Wore Crutches, The, 55 mins. 6-13-41.

France Assumes Pix Industry Control

(Continued from Page 1)

films released prior to October, 1937 are banned, and fixed rentals eliminated.

Raoul Ploquin is president of the Comite d'Organization, set up under the Cinematographic decree, and he has announced that only single feature bills will be permitted in the free zone. Comite members who distribute and exhibitors must be on a percentage basis for films over 600 meters long; programs are limited to 4,200 meters excludingnewsreels, and only one film on a program may exceed 1,500 meters. After Aug. 27, programs must be held to 8,800 meters with the longest subject limited to 1,300.

Pre-production authorization must be obtained from German officials in Paris, who will require that triplicate copies of scenarios be forwarded, one copy in French and two in German.

Three French Language Pix Released Since Last Spring

Vichy (By Air Mail)—Only three new French-language films have been released in Vichy since the Spring of 1940, due to a shortage of raw stock and lack of financing; and one of these was made in Italy. Now cur is "Return to Happiness," a Marcel Pagnol production, produced in the Alps after filming, and released in Marseille. During the Winter, "Angelica," made in Italy was considered a failure, while "December Night," a Kurt Bernhardt production, produced before the war, was successful.

Lack of Raw Stock Handicaps Studios in Unoccupied France

Marseilles (By Air Mail)—Lack of raw stock is handicapping this French production center, resulting in the filming of only four pictures in the nine months of the armistice.

Contributions, however, are showing signs of life. Tobis and Ufa are having considerable difficulty in pushing their Nazi films due to a boycott of Axis subjects which has made distributors apprehensive of even trying to sell them.

Theater fare consists of old French films, with American films, such as "Dodge City," "Bachelor Mother," "Little Lord Fauntleroy," and "Daughters Courageous," in high favor and being used to open dark houses.

George Evey Dies

Oakland, Cal.—George Evey, local theater manager and former newspaperman, died at his home after a long illness. Evey, 68, managed the Fulton Theater at his death. In the past, he had been director of the Orpheum and MacDonough in Oakland and the Alcazar in San Francisco.

Cohen Offices Moved

Jerome J. Cohen, Inc., insurance specialists, is now located at 255 W. 34th St.

REVIEWS OF NEW FILMS

“The Reluctant Dragon”

with Robert Benchley, Frances Gifford, Bob Hope, Walt Disney and the Disney Studio.

B. K. O.-Disney, 12 Mins., 12 Seats.

COMPLETELY FASCINATING PICTURE; UTLERLY DIFFERENT FROM OTHER DISNEY WORKS, IT COMBINES CARTOONS AND THE “INSIDE” ON THEIR PRODUCTION.

As entertainment for general audiences, this offering is first rate, as an educational feature on the making of “cartoon production, it is a fascinating film, and as a feature attraction exploiting Disney, his studio and product, it is tops.

Certainly there is no member of any audience that is not curious and greatly interested in the production of films, and more so the various aspects of cartoons, as less is known about them by the public. In addition, it is a novelty even for Disney, it bears the Disney stamp and name which gives it box office drawing power, and it also features Robert Benchley, who has a large following, although he cannot be classified as a screen star.

The picture deserves all the effort put behind it to sell it to the public and it offers one of the greatest natural exploration angles any picture has ever had. The idea of selling the public on seeing the new Disney studios, where Disney produces all his famous characters, the pictures made and meeting, via the screen, the people responsible for their production cannot be overlooked. On its own merit the picture is definitely interesting, entertaining and very amusing.

The cartoon sequence in the film about the dragon is a coking job, with the dragon characterization a very funny one. A set sequence, one with Donald Duck and another with a new character, "Baby Weem," are also in the film. Remainder of the film concerns the making of the films, with Robert Benchley stumbling from one won- derful page to another, with unanswerable dialogue.

The picture, well integrated, never seems to be disconnected, which usually happens in a case of this kind.

Technicolor and black and white are used, with the first introduction of the Technicolor skillfully devised. Frances Gifford makes a lovely guide and instructress for the Benchley in his wanderings, and Nana Bryant, Barnett Parker, Buddy Pepper, Claude Allister, Billy Lee and a host of other people including the Disney staff are seen in new roles.

A story is developed from Benchley’s wife nagging him to try to sell Disney the idea of introducing a cartoon based on the story of "The Reluctant Dragon." After seeing the sights Benchley finally meets Disney in the projection room, and much to his surprise discovers that they are screening "The Reluctant Dragon," having just completed it. All in all, the picture is another fine job from a master craftsman, and it should do well every place, deserving its earnings richly.


CREDS: Producer, Walt Disney; Screenplay, Ted Sears, Al Perkins, Larry Clemmons and Bill Costrell; Additional Dialogue, Robert Benchley and Harry Clark; Musical score, Frank Churchill and Larry Morey; Cameos, Bert Glaser and Winton Hoch; Directors, Alfred L. Werker, Hamilton Luske, Jim Handley, Dorf Beebe; Erwin Maher; Color Director, Natalie Kalmus; Story for "Reluctant Dragon" and "Baby Weem" sequences, Ed Penner, T. H., Joe Grant, Dick Huemer and John P. Miller; Art Direction on cartoon sequences, Ken Anderson, Hugh Henesey and Charles Philip; Additional art supervisors, Ray Buffalo and Arthur Richley; Special Effects, Ub Iwerks and Joshua L. Meador; Animating, Ward Kimball, Fred Moore, Hamilton Luske, T. H., Joe Grant, Bud Swift, Walt Kelly, Jack Campbell, Claude Smith and Harvey Toombs.

DIRECTION, Expert, PHOTOGRAPHY, Fine.

Stars at Chi. Stadium Defense Mass Meeting

Chicago—Judy Garland, Dennis Morgan, Don Ameche and Linda Darnell will appear tonight at the Chicago Stadium huge mass meeting for national defense.

O.P.M May Support Move For New Time Nationally

Washington Bureau of THE FILM DAILY—Washington has withdrawn its daylight saving as a defense measure may get the support of the Office of Production Management.

Roxy Theater Switching to Friday as Opening Day

With the premiere showing “Man Hunt” on June 13, the Roxy Theater will change its opening day to Friday.

Bob Eves to Supervise 14 FPC Toronto Nibes

Toronto—Under the new FPC regime, Bob Eves, manager of the Eglinton, ace nabe house and closest this city has to an art theater, has been raised to supervisor of the chain’s 14 neighborhoods. In his new job, which takes effect Monday, Eves moves into head office with special instructions to keep a paternal eye on the Eglinton, stamping grounds of long-run English pix, which he feels are the most valuable assets of the chain’s 14 theaters.

Constant Houses Won’t Close

Canton, O.—George A. Delis, district manager for the A. G. C. chain of theaters in eastern Ohio and the upper Ohio valley, reports that there is no immediate plans for closing any of 14 houses under his supervision for the Summer.

SWG Membership at 950

West Coast Bureau of THE FILM DAILY—Hollywood—With more than 2 new associations and 2 associate meetings taken in between May, 1940 at May, 1941, membership roll of the Society would total highest peak in the organization history.
Circuit Managers Fight Illinois 135-Minute Bill

Shorter Bill Might Be Bar To Showing of Defense Pix in State, Wires Declare

(Continued from Page 1)

Armed Recruiting Service Using Panoramas
To Stimulate Recruiting in Buffalo Area

Chicago—Mills Panoramas are being used in Army recruiting in the East. At Buffalo, the Army recruiting staff is using Army films in the Mills projectors designed for Soundcrafting.

The company, it is learned, will allow the Army recruiting service to use the machines whenever they will be of help.

Metro Trio Attacks SPC
Stand: Membership to Act

(Continued from Page 1)

Ray Bell of Metro, was sent to Proxy Joe Gould of the SPC yesterday.

Letters, like that sent some time ago by the studio manager to the employes, outlines the writers’ position on Guild affiliation, but, unlike the first letter, does not ask the Guild’s permission to place the employes in an organization designated for an indi public union.

Text of the Metroites’ letter follows:

The undersigned are members of Metro-Goldwyn-Mayer’s publicity and advertising departments, and we respectfully urge you, Mr. Gould, to join the Screen Publicists Guild, but this we know is done. Nor have we written for join ing to those who have no association with any common bond to our colleagues which prompts this letter in the making known those reasons which have kept us from entering our list with the Guild.

We believe in the principle of individual enterprise and initiative and creative effort. And we believe in the need of our men banding together in common understanding to attain a common goal. Perhaps by such unionization the individual achieves a voice in the activities of their respective employments. As it affects them and their future. We believe that a good union can be instrument instant in bringing about a happy, harmonious understanding between employer and employees; a relationship that could result in advantages for both.

The National Allied, at a meeting Wednesday attended by representatives of 200 theaters, gave the Screen Publicists the blessing.

Sunday Pic for Charlotte

Charlotte, N. C.—Sunday movies really have been okayed here.

STOKES!

Cleveland—Bill Gross, Columbia booker, is rejoicing over the arrival of a daughter born to Mrs. Gross at Lutheran Hospital. They also have an 11-year-old son.

B. O. Lump Problem Up Before Allied

Continued from Page 1

the convention will be the largest ever held by the organization. Sales executives and other industry leaders are scheduled to address the delegates.

Wednesday’s program includes the directors’ meeting, a general session, committee reports and the selection of a nominating committee.

A golf tournament at Northfield Country Club is on the docket for Thursday morning and business sessions are slated to begin at 2 P.M. It is to be followed by the directors, as well as President H. A. Cole and Sidney Samuelson. A party at the Nomad Club is the event for the evening.

The Eastern regional conference is the main event for Friday morning. A general session, including talks by Federal Trade Commission, on the afternoon slate and will be followed by the election of officers. A testimonial banquet for President Lee Newbury will wind up the three-day convention.

A number of social activities have been arranged for the ladies.

Sunday Shows Clicking In Wilmington Houses

Wilmington, Del.—Sunday films, inaugurated here on April 20, are catching on, with attendance increasing weekly. It is not known, however, has discontinued Sunday operations.

New Pic, Same Title for Metro

West Coast Bureau of THE FILM DAILY

Hollywood—Due to legal difficulties, Metro has abandoned its previous picture, "New York," and substituted another scenario but will retain the title. Marguerite Roberts and John Sanford wrote the new script. Film is now in work with Jack Conway directing.

WB, Miss Skinner Talk Deal

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. and Cor nellis Otis Skinner are talking a deal whereby the monologist would appear in 12 short subjects based on her theatrical sketches.
Columbia's Sales Cabinet Off Today for Chicago Convention

"All-Out" Biz Drive Parleys at Studios

More Col. Top-Bracket Films Program to Be Increased for Next Season

Intensified Campaign for "Kiss the Boys Goodbye"

Fox Midwest Circuses "Wagons Roll at Night"

85 New British Cinema Companies Formed in 1940

MPTOA Meet to Hear 25 Regional Execs.

Nazis Hold Sohier, Col.'s Former Rep.

"All-Out" Biz Drive Parleys at Studios

(Interrupted from Page 1)

vension, continue discussions on the subject and meet with the Holly-
wood studio heads to ask for their cooperation.

Skouras flies to the Coast tonight, with Leonard Goldenson, Sam Dom-
bow and other theater men also con-
verging on Hollywood this week-end from different parts of the country.

Although nothing concrete was de-
cided at the first local meeting, a tentative proposal to try and get
more film stars out on the road for
pa.'s was one of many ideas on the agenda for discussion with produc-
tion heads. That the theater men
will get full co-operation from the
studios is regarded here as a cer-
tainty.

Intensified Campaign for "Kiss the Boys Goodbye"

Paramount plans an intensified campaign on "Kiss the Boys Good-
bye," the Don Ameche-Oscar Levant musical. Because they believe the picture will be one of the Summer's high grossers, Paramount executives have authorized the East and West
publicity forces to launch a large-
 scale pre-selling drive.

Murphy McHenry, assistant to
George Brown, studio publicity chief, has been in New York confer-
ing with Alex Moss and Al Wilkie of
the home office.

A half-dozen test openings early in
July in unselected cities is
planned.

Ziehm Sells Hoffman Deal

Arthur Ziehm, Inc., has closed with J. H. Hoffman Exchanges to
distribute Ziehm's entire product in the New York, Albany and Buffalo
territories.

85 New British Cinema Companies Formed in 1940

London (By Air Mail)—Eighty-
five private cinema companies and
74 private theater companies were
registered in Great Britain during
1940 as against 175 in 1939. The
new companies involved a capital
of £63,300.

Mangham In "Last Mile" Deal

John Mangham, president of Mon-
ogram Southern Exchanges, has
closed with Astor for the distribu-
tion of the streamlined version of
"The Last Mile" in the Atlantic, Chi-
icago, Mexican and New Or-
leans territories.

Closing Chi.'s Auditorium

Chicago—The 3,000-seat Auditor-
inium Theater will be closed June
1. John Goodridge, president of the
company, says the theater earnings
were not sufficient to pay the taxes
on the property.
PLAIN TALK... about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

WHAT Leonard H. Goldenson, Paramount exec. in charge of theater operations, had to say in his recent address before the Atlantic Coast Section of SMPE should be read and action taken along the lines he suggests.

He commented upon the Goldensons as it relates to equipment, and, in turn, as equipment relates to the profitable operation of the theater, and, as Goldenson sees it, the entire theater operation, it is all too prevalent in the industry. No section of American business generally more alert than filmmland in the matter of promoting its own welfare. But unfortunately it has a flare for delay in any matters and situations.

ONE of these is the problem of stemming the ebbing tide of admissions, which, permitted to recede without the serious attention of corrective measures, may have serious repercussions of profits somewhat high and dry. Therefore, we repeat, Goldenson's words will not be allowed to fade away without something being done about them.

He correctly asserts that vast technical strides have been made in recent years, with the result that Hollywood currently produces product of unprecedented mechanical merit, and that the entire scope of the motion picture has widened.

"It was through you gentlemen," he told his listeners, "that there has been brought the theater and to the public, air conditioning, ventilation, large screens giving scope to spectators, luxurious seats, fine lighting, beautiful lighting, to say nothing of the many other luxuries which are enjoyed by the public patronizing our theaters today.

In spite of all these improvements, we have noticed in the last few years a tendency for admissions to decline." After

(Continued on Page 2)

Brand Drive to Undermine Strong Trade Position
As "Clumsy Propaganda"

Spokesmen for leading companies active in projector sales and maintenance in Pan-American countries told THE DAILY Equipment News last night that reports, springing from certain channels in Buenos Aires to the effect that in post-war business it would be impossible to organize a repair service such as exists in the U.S., are "clumsy propaganda" and without any vestige of truth.

The reports, they assert, are based on an absurd and illogical argument. In any event, they charge, the reports are reprised as a result of a campaign to stifle competition abroad. This is not only a violation of our anti-trust laws, butas we hopeit is being brought to an end.

(Continued on Page 4)

Wood-Cuts in Cuba?

Havana (By Air Mail)—A sweeping bill for the regulation of construction and operation of motion picture theaters has been formally introduced in the City Council here, and observers hold its passage as very recent. Measure, with 150 classes, provides that wood can only be used for floors, doors and seat in theater construction.

Committee Weighing SMPE Nominations

Committee charged with nominating SMPE officers for 1942 must make a report on this matter to the Board of Governors at its meeting on July 24 in order that the Society's membership may consider the proposals. Personnel of the committee comprises Herbert Griffin, chairman; F. A. Willford, H. G. Tasker, K. F. Morgan, Barton Kreuzer, James Frank, Jr., A. C. Downes, E. K. Carver, and M. C. Botzel.

Officers and governors whose terms

(Continued on Page 4)

Initial Film House Opens in Jersey Town

Livingston, N. J.—This suburban community's first movie house opened this week with a theater party arranged by the Volunteer Fire Dept. and the Kiwanis Club. The theater, the Colony, is in Route 10. It is in

(Continued on Page 7)

Horwitz Houses Put $50,000 Into Equip.

Houston, Texas—Purchase of equipment totalling more than $50,000 for modernization of all of the Horwitz Circle Theaters in the city was announced by Will Horwitz, president of the organization.

The most advanced type of equipment

(Continued on Page 7)

Altec Lists New Pacts And Sound Installations

The Atlanta office of Altec Service reports signing service and repair replacement agreements with Nat Williams for his new theater in Bossier City.

(Continued on Page 6)

Watch Cohen's Idea

San Francisco—Experiment by Lawrence Cohen in recently opening a News Theater in Sacramento, the first time the idea has been tackled in a community of around 100,000 population, is continuing to create interest here. Feeling is that if the house clicks, quite a few white elephants in Northern California will install the policy.

(Continued on Page 5)
Midwest Theater Supply Continues Brisk Biz

Cincinnati—Midwest Theater Supply Co. continues to maintain its strong sales and installations in the local and surrounding territory, it is asserted by J. Stallings and J. N. Gel- 
mus, company officials.

Among recent contracts, they state, are for International chairs, together with services, for the Pykro The- 
ater, Pyko, Ky.; international balance—Hawk carport, Bremert Senare lumps, Benwood Linze rectifiers, Rausch & Lomb lenses, and rebuilt Simplex projectors for the Mechan- 
esburg Theater, Mechanicsburg, 0.; and International chairs for the Strand, Portsmouth, 0.

Other orders include International chairs for the Dixie, Olive Hill, Ky.; Rialto, Columbia, Ky.; Federation, Dayton, and the Grand, Frankfort, Ky.; latter house additionally re- 
ceived Vallen curtain control and General Register ticket machine.

ATC's Newest Theater To Open About Aug. 1

Toledo—Associated Theaters Corp. of Cleveland announces it will open its new 1,800-seat house in the recently-completed Central-Monroe shopping center in suburban West Toledo about Aug. 1.

This theater was designed by George A. Edeling, Cleveland, in operation with the general architects, it will be air-conditioned and have the latest sound equipment. Seats will be 37 inches back-to-back. Peyer will be 80 feet wide and 60 feet deep.

Get to Build Theater

Gate City, Va.—Malcolm and Ralph Taylor, owners and operators of the Scott Theater, have purchased a two-story building and a new theater, or three story building with the first floor to be used as a movie theater or for the others for offices or apartments.

FWC Deal Significant

San Francisco—Fox West Coast is closing deal to build new house in Richmond, bay town, which is enjoy- 
ing a shipping boom. Rumor is that theater marks the start of a big Northern California building pro- 
gram being considered by the circuit.

Columbia, Harbor Get Carpet

Cleveland—L. P. Langford of Oliver Theater Supply Co. sold new car- 
beting for the Columbia Theater, East Liverpool, and the Harbor- 
ter, Ashtabula Harbor.

Erie's Open-Air Stand Has Special Screen

Erie, Pa.—New 500-car open air theater in this sector has been con- 
structed from designs of George E. Eichenlaub, local film house architect.

The large screen is 40 x 80 ft. and is of a new kind of self-cleaning, non- 
staining, tilted effect type invented by the architect for this job. The 
screen tower is built with huge wing wall, taking away the "curse" 
of a fence. It is proposed to cover the whole with an "envelope" of colored enameled steel.

Easttown Theater Bows; Lepovitz Is Manager

De Moines — The new Easttown Theater was opened here on May 28 by the Tri-State Theater Corp. of this city. The house, erected at a cost of $35,000, is a suburb stand located in East Des Moines.

Louis Lepovitz, now managing director of the Iowa Theater, will 
manage the new house. The Easttown's policy calls for double fea- 
tures with program changing three times a week, Thursday, Sunday and Tuesday.

Taking Bids on Theater

Tullahoma, Tenn.—The War De- 
partment Construction Quartermaster is advertising for bids, closing June 10, on the construction of a movie theater at Camp Forrest. De- 
scribed as Type TH-3, the theater is designed to seat 1,036. Specifications may be obtained from the Quarter-
master on deposit of $25.

Two "Drive-Ins" Planned

Kingsport, Tenn.—Dougherty & 
Roller plan two Drive-In's here this summer. One will be located on the Johnson City highway with the site to be determined later for the other.

Betters Richmond's Grand

Richmond, Va. — Neighborhood Theaters' Grand Theater auditorium has just been redecorated.
CARPET COUNSEL helps you select the right carpet grades and patterns for your spaces ...at no extra cost per yard

We don’t need to tell you the value of smart decorations in present-day theatres. But we can tell you about carpet and advise you in your selection, because we have been weaving fine carpets and rugs for over 100 years, and we are experts in designing carpet for public spaces.

If you are ready to consider carpet, follow the example of hundreds of other successful theatre operators who have selected Bigelow carpet through the services of Bigelow Carpet Counsel.

This service includes not only guidance in the choice of weaves, grades, patterns and colors, keeping within your budget, but also the creation of special weaves and designs for special spaces.

Consult your dealer, who will bring you to one of our offices...Bigelow-Sanford Carpet Co., Inc., 140 Madison Avenue, New York, N.Y.

FAIRFAX THEATRE, OAKLAND, CALIFORNIA

When the owners of the Golden State Theatres decided upon a remodeling program for the Fairfax Theatre, they turned to Carpet Counsel. This handsome Spanish design was especially created to harmonize with the rest of the interior, and developed in Bigelow’s Delicraft Wilton 049688-37. See how much this wall sweep of carpet contributes to the beauty and luxury of the Fairfax Theatre!
Projector Mfrs. Set To Keep S. A. Gains

(Continued from Page 1)

more than a decade U. S. projectors have been easily and satisfactorily serviced.

From 1929, it is pointed out, Erpi has been embarked upon a program of both sales and service in the Latin-American markets, and guarantee projectors for three years of uninterrupted operation. Furthermore, it is added, Simplex is widely and excellently represented in Central and South America, as is RCA which maintains a factory in Buenos Aires and service in many vantage points throughout Latin America.

U. S. Projectors Tops

Sources delineating the American-made projectors position say that U. S. manufacturers such as Motiongraph, International Projector Corp., and RCA make undeniably better machines than does Germany, evidently in whose interests the propagandistic statements have been spread from Buenos Aires, and that South and Central American theatermen give U. S. projectors overwhelming preference. Germany, it is contended, gets a certain percentage of annual sales, but depends on price rather than quality for its trade.

Service facilities are so top-notch now in Pan-America that no expansion is currently, or in the immediate future, essential.

WHO’S WHO IN EQUIPMENT

A. E. MEYER. Born in New York City, Feb. 5, 1898. Attended City schools. After export and traffic experience in various lines, became associated in 1921 with Nichols Power Co. With formation of International Projector Corp., he held, in turn, offices of assistant general sales manager, export manager, and is now general sales manager. In addition to wide experience at company’s headquarters, he has made many extensive trips which have added to his wide knowledge of the export field. Toward the end of 1935 he made round-the-world jaunt mostly by plane, and in 1937 made several journeys to Pan-America, also largely by plane. Currently he is on a swing through the U. S. visiting National Theater Supply branches, attending conventions, and giving talks to IA Locals in connection with the Simplex E-7 Projector. Despite present chaotic world conditions, IPC, through his efforts, is effecting fine volume of foreign sales. Is a prominent member of several trade organizations, which he has served with distinction. Makes his offices at 90 Gold St., New York.

Three Companies Equip Pembroke, Ont., House

Toronto—Chas. A. Bochner, manager of Canadian Theater Chair Co., reports installation by that firm of seating and drapes in the new Center Theater, Pembroke, Ont., owned by Sam Ulster of Toronto. The projection units were supplied by the Coleman Electric Co. of Toronto and the sound apparatus by Dominion Sound Equipments.

Canadian Theater Chair also has just installed drapes in the new Midtown Theater, Toronto, and in the Avalon Theater in Hamilton, Ont.

G-E BOOSTS FACILITIES

Schenevadty — The Schenevadty works, largest of General Electric Co.’s, many factories, will increase its six and one-half million square feet of floor space by approximately 850,000 additional square feet this year.

Newest of the construction projects will be an addition, 60 by 600 feet, to the generator shop now second largest in the Schenevadty factory. This was started two weeks ago and is scheduled for completion before the end of the year.

Committee Weighing SMPE Nominations

(Continued from Page 1)

expire Dec. 31, 1941, are: D. I. Hyndman, engineering vice-president; Arthur S. Dickson, financial vice-president; Paul J. Larsen, secretary; George Friedel, treasurer; Alfred Goldsmith, Arthur C. Hardy, and T. E. Shea, governors.

All the above-mentioned offices are for two-year terms, except those of the secretary and treasurer, which are for one-year terms.

Novelty Scenic Studios

Grub Praise for Job

Baltimore—A. J. Kessler of Novelty Scenic Studios is still receiving trade praise for the stage curtain drapes and decorations installed in the company in the Hilton Theatre recently opened in Baltimore by Young Goldberg.

Novelty Scenic Studios also installed the draperies and decorations in the Times Theater, another loc house.

Chi. Air-Conditioning Big

Chicago—The Commonwealth Equipment Co.’s reports the greatest number of air-conditioning jobs for a single period of time, the largest in the Schenevadty factory. This was started two weeks ago and is scheduled for completion before the end of the year.

Mr. Exhibitor —

Who’s Watching Your Cash While You’re Attending the Convention??? UNICON?

You Are Meeting to Consider the Problems That Beset You and to Find Solutions.

One of Your Problems Is the Leaky, Wasteful Present Method of Box Office Control.

Investigate At Once the New System of UNICON Box Office Control.—Stop Those Leaks.

Save That Money. UNICON Will Do It.

See Your Dealer, Or Write

GENERAL REGISTER CORPORATION

1018 S. WABASH AVE. CHICAGO, ILLINOIS
OF MATERIAL INTEREST

- Michael J. DeAngelis, plce house architect…… with headquarters in New York and Rochester… has received the nod to build two new stands…… one of 800 seats for Rudy and Sam Navari ……….to be put up in Pittsburgh’s Eastwood section…… and a 1,000 - seater for Bart Datiola…… down in New Kensington, Pa.…… in which district Bart is a pioneer exhib…… . Summer Signals: Coca Cola lobby dispensers have made their appearances in some 25 New Haven territory theaters……… Hoarse “Opera”: The boys in the assembly section of G-E’s Bloomfield, N. J., plant…… have a swell (and howl) time…… during their lunch hours via makin’ music on the heat exchangers in the some 200 Cleveland…… They call their outfit the “heat exchanger orchestra”…… They admit that their concerts are flosses from a musical standpoint……… but they have a helluva lot of fun.

- You gotta hand it to the Eastman gent……. They have such darned little time for anything but biz……… yet they find said time to help in devious good causes……… Recent examples are Frank (Board Chairman) Lovejoy taking chairmanship of the National Industrial Conference Board…….. Col. Oscar N. Solbert, director of public relations for Eastman Kodak, accepting chairmanship of the Rochester United China Relief Committee…… Ed Junker acquiring presidency of the Rochester Association of Credit Men……… and Ray D. Kinsella consenting to serve as president of the Rochester chapter, National Association of Cost Accountants………

- Chi Jottings…….. The Tranoe Co. is building an addition to their LaCrosse plant to expand air conditioning dept. as result of big national increase in his volume…… Scott Field, near Belleville, will have a 1,000 - seater theater to cost $136,000 (contracts will be let June 19)……. Radiant Screen Co. has received an order from the Army Air Corps at Dayton for 57 large screens and 105 six-foot screens. “It’s said by Harry Eiler, org’s proxy, who’s taking all the current activity like the proverbial duck to water…….. Hammond Instrument Co. has received an order from the Army for 55 organs for use throughout the world……. Electric Testing Labs, report that recently developed Plastic Molded Screens are high in reflection when new, and retained this advantage throughout tests which extended over several weeks………

NTS Equip. Orders Continue Upswing

(Continued from Page 1)

Hall, Gouverneur, N. Y. Installations of E-T projectors include Palace, Lempa, Tower and Schine's Norwalk, Walk, Norwalk, O.

This week, eight houses received National carpeting, and 10 installations were made of Walker screens, National Comfort Cooling; Irwin chairs, and National marquees were also in lively demand in various sections of the country.

Simplex Four-Star sound went into the Police Recreation Center, Platte City, N. Y., and the Lake, Lake George, N. Y.

Sources close to the company declared the growth of equipment is showing marked strength.

Chi. Theater Operators
Eye Percentage Rental

(Continued from Page 1)

for summer construction and remodeling.

Survey was recently completed by the local Building Managers Ass'n. Smallest percentage rentals are in the food field, while largest to date are in a parking lot business.

Arthur Rubloff, well-known to the film trade, says this system of leasing provides a hedge against unknown factors of the future.

Two Oklahoma Theaters Better Their Facilities

Oklahoma City—Harry E. Lawrence, operator of the Majestic Theater at Madill, Okla., recently purchased new Simplex Hi lamps for the local Majestic.

Mrs. Earl Barrett, owner of the Ritz, Madill, is completely remodeling that house, to include more seats, new front and marquee, redecoration inside and out, a new balcony to be added and moving of the screen back to give more auditorium space.

Allen Interests Get Permit

Spartanburg, S. C.—Permit has been issued by the city building inspector for construction of the new Ritz Theater on Trimmer St., to cost $15,659. The J. W. Allen Estate was listed as owner; Harold E. Woodward as architect and Potter & Shackleford, Inc., Greenville, as contractor.

Riley Receives Air System

Greenfield, Ind.—The Riley Theater, operated by R. R. Boots has installed a complete National Warmtech Air Ventilating system, including Sirocco fan and air washer. The American Blower Corp. will have charge of the installation.

Crystal Improves Projection

Ligonier, Ind.—Crystal Theater, operated by Phil Schloss, has purchased two Peerless Magnaire lamps and Superlite projection lenses.

EQUIPMENT FIELD NOTES

The David Sinkhos (Mr. and Mrs.) will shutter their Arcade Theater in Gas City, Ind., for 60 days, during which time the house will be completely remodeled, expected seating capacity increased by 200 chairs. Lobby will be streamlined and the entire facade widened and modernized. Projector has been installed, adding about 40 more feet frontage.

Mrs. George W. Wolfard, operator of the Hamilton, Indianapolis, has completed facade improvements including new steel enamel front and marquee with fluorescent lighting. House also has a new Di-Lite screen and a General Register ticket machine.

Dixie Theater, Chattanooga, Tenn., is making extensive repairs, including redecoration of the interior.

Alex Nelson is re-equipping his Mission Theater, Solvang, Cali., with new RCA Phone- equipment in a modernization move.

The first of the new motion picture theaters planned for Sebring, Fla., has opened there with an impressive premiere performance. The newcomer is the Sebring, managed by Bill Jones, and offers only premier pictures.

Louis Schussell will build a new 1400-seat house in Melvindale, Mich., at approximately $375,000. Projection equipment is being purchased from Carl Brender of Detroit.

Y & W Interests Set To Construct Two More

Gary, Ind.—Y & W circuit, with three houses here, the Palace and Gary, are going to build another house, seating 800, on the Bridge Road, which is expected to be ready for Fall opening.

Plans are also under way for 600-seat house for Crown Point. R. W. Young is the managing director of the circuit.

Butterfield House Opens

Detroit — Butterfield Circuit has opened its newest house, the Michigan at Traverse City, a 1,200-seater. Emler Keefer of C. Howard Crane Associates is the architect. The Strand Theater at Lansing is being closed by Butterfield on June 1 and will be completely remodeled.

To Remodel Old Blackstone

Detroit—Milton Jacobson, manager of the Monroe Theater for Sam Mintz, is taking over the old Blackstone on Woodward Ave, which has just been relinquished by prize. F. P. Schreiber of Midwest Theaters, after being kept closed about two years. The theater will be remodeled and opened in a few weeks by Jacobson.

Altec Lists New Pacts And Sound Installations

(Continued from Page 1)

ton, Ga., named the Bean; with David Flexer for the Haberdasher and Flexer in Tennessee and Mississippi; and the New Daisy Theater, a de luxe theater for colored patrons on Memphis' famed Beale St.; as well as for the Courier and Gall, Ga.; the Leon, Tallahasse, Fla., the Park, Little Rock, Ark., the Wanoka, Walden, Iowa; the Clair, Mass.; the Blackstone, R. I., and the Avon, Geneva, Ala.

Sound installations were made in the Ritz, Forest, Miss.; the Bean, Boston, Ga.; Army and Navy Hospital, Hot Springs, Ark.; Ken Ten, Pruden, Tenn.; New Daisy, Memphis; New Franklin, Piggot, Ark.; Star, Cootemore Ln.; Drive-In, Pine Bluff, Ark.; and the Jasper in Jasper, Ga.

Lighting Equipment

As Sole Distributors, we carry the full and complete line of equipment manufactured by:

MOLE-RICHARDSON CO.

Hollywood, California

Incompatible Lighting Equipment Placement mattress is cheerfully given.

Let Us Tell You on Your Lighting Problems

CHARLES ROSS Inc.

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Telephones: Circle 6-5473-5474

STUDIOS PRESSING ‘40-41 MODERNIZING

(Continued from Page 1)

to turn spent close to $1,000,000 on new sound stages.

Paramount is now in the process of building three new sound stage one of which is expected to be complete in next few weeks. A new power house is also going up.

RKO Fully Redecorating

RKO Radio is redecorating the entire studio, installing new cooling system, constructing new dining rooms at a cost estimated at in excess of $100,000. One of the largest Process Stages in existence has been built at RKO-Pathe Studios.

Twentieth Century-Fox has expended recently some $55,000 which is apparently a forerunner of far larger improvements. Company moved their writers into a building transferred from the Western Ave. lot to Westwood Studios; completed a new grill building; modernized a permanent New York street; and plans are under way for a new building, and a structure to be added to the labor department.

Universal's spending of about $160,000 includes a new building for writers and directors; new story storage vault; and a new school house.

Warners officials point out that, following extensive program, the lot is so well equipped and modernized that they can now devote most of their efforts to construction of new sets.

Columbia is understood to plan no new construction at this time.

Republic Earmarks $2,500,000

M. J. Siegel, Republic Productions president, states that more than $750,000 has been poured into an extensive construction program initiated last Fall and ground was then broken for the $250,000 Mable Nor- mand sound stage. Since then, an additional $500,000 has been expended on improvement program in general, and this will amount to more than $2,500,000 within the next three years.

Irwin Chairs for Ashford

Ashford, Ala.—New equipment installed at the Ashford Theater includes Irwin chairs and a Walker PM screen.

IT'S HOT IN HOLLYWOOD

But wait 'til you get home

YOU CAN STILL GET S.O.S. JULY A/C EQUIPMENT AT LAST YEARS PRICES

Blowers from $24.00

Washers from $20.00

Larger capacities available at low prices.

• EASY PAYMENTS ARRANGED

S.O.S. CINEMA SUPPLY CORP.

335 E. 114th Street, New York, N. Y.

Do you receive our new Air Conditioning Catalog?
Horwitz Houses Put $50,000 Into Equip.

(Continued from Page 1) will be extended to the Iris, Palace and Ritz Theaters. Several sample seats have been placed in the lobbies of these theaters. Patrons will decide the types of seats to be chosen, by casting votes in ballot boxes at the Texan and Iris Theaters.

Horwitz said he would also arrange to equip his theaters with Simplex 5-7 projectors, the same type that are now in use in the Radio City Music Hall. Peerless high candescent lamps will supply the best possible screen illumination.

Initial Film House Opens in Jersey Town

(Continued from Page 1) the modern Colonial style, with widely-spaced seats, broad aisles, indirect lighting and year-round air conditioning.

A Sunday movie was approved at the last general election after assurance had been given theater would be built. Managing Director Edward Maillard announced the house will operate on a seven-day basis, with continuous showings Saturdays and Sundays.

PROSCENIUM CHATTER

THOMAS BELLO, who until several years operated theaters in Belle Vernon, Pa., and has been inactive in exhibition since disposing of his stands there, has taken the Family Theater, Nanty Glo, Pa., for many years operated by Joseph Dolisi. Bello has been a silent partner in operation of the Capitol, the other theater in Nanty Glo, and will now operate both houses. The Family will be remodeled throughout and will be named New Liberty.

O. W. Martin has joined the AirTite Insulation Co. of Chicago in charge of their acoustical department.

"Spud" Query, general manager of Lincoln Theater Corp., has opened the Abingdon Theater, Abingdon, Va., and expects to reopen the burned Zephyr shortly. He says he will also reopen the Norton, Norton, Va.

Smoke cutoff device, developed as result of Connecticut State Police experiments, has been used in Klein Memorial, Bridgeport; Rio, Bridgeport; State, Hartford; and Stamford Theater, Stamford, air conditioning systems.

Chicago's Vogue and North Center Theaters of the Essaness circuit have been completely remodeled and refitted with most modern equipment. Samuel Marx was architect in charge of the jobs.

Warner Bros. circuit which operates the Jefferson Theater, Punxsutawney, Pa., has just taken over the opposition house, the Alpine, herebefore operated by Harry Batustini. Latter has announced that be will build a new theater in Marionville, Pa., where there is no pit stand at present.

A new 1,200-seater, part of a block-long development, is being erected in Astoria, L. I., by the Croyden Operating Co. No name for the house has yet been selected by Jacob Levy.

The New Palm, indie house, has been opened in Foley, Ala., with L. A. McLeod as manager. House is equipped with RCA Photophone sound and Da-Life screen.

Sonotone Corp., manufacturers of hearing-aid devices with a factory in Elmsford, N. Y., has leased the seven-story building, 570 Fifth Ave., New York City, for a period of ten years.

Jack Korass and Raymond Moon will build a new 800-seat theater in Royal Oak, Mich. Project is scheduled to be completed in about 60 days. Kroepler Push back chairs will be installed.

A new theater is being built in Rockford, III., to be operated as a Great States affiliate. W. N. Van Mater, Jr., proxy of Auburn Amusement Co., has concluded a pact with RCA Photophone for house's sound.

This is where good business is born

G O O D BUSINESS at the box office begins right in your projection room. That's where satisfied patrons are created.

If your box office is puny, ailing and in need of a business booster, try the stimulation of Simplex in your projection room. It's the preferred projection and sound tonic for building business.

Simplex gives you the superior picture quality, the smooth performance, the long-time economy no other projector can equal. Simplex engineering is known the world over for continued advancements in design and many exclusive features.

When you think of improving your theatre, think of your projection room first. That's where good business is born.

NATIONAL THEATRE SUPPLY COMPANY

The Preferred

PROJECTION & SOUND

Franklin-Gilred to Start First Shortly

West Coast Bureau of THE FILM DAILY

Hollywood—Construction will start this month on the Tepeyac, the first of 10 neighborhood theaters to be built in Mexico City by Elbert, son of the late Harold B. Franklin, and Theodore Gilred, formerly of San Diego. Each theater will be of earthquake-proof construction and will cost approximately $250,000.

Each theater will have a seating capacity of between 1,000 and 1,200 seats. The second theater of the new chain will be known as "Insurgentes."

Twenty thousand dollars will be the cost of the equipment for each of the houses and American equipment will be used. S. Charles Lee, Los Angeles architect, will design the 10 theaters and will soon complete the plans for the initial house.

Quadri-Designed Stand Is Started in San Mateo

San Francisco—Ground is being broken this week for a 905-seat house in San Mateo, fashionable San Francisco suburb, for Rotus Harvey.

Design of the theater will be a simplified version of Early American architecture. Architect is Frederick W. Quandt. House, to be known as the Avenue, will cost around $150,000.
The new "One Kilowatt" High Intensity arcs really pour daylight on the screen. Projection is vastly improved because of the much higher intrinsic brilliancy of these arcs — 100 to 120% higher than Low Intensity. A comparison will convince you.

Every small theatre needs and can afford this modern high intensity projection light. Ask your dealer for a demonstration.

The words "National," "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.
VITAL PROBLEMS BEFORE MPTOA

$10,000,000 More Domestic Biz, Columbia's Goal

1941-42 Lineup to Have Largest Number of Top-Rated Pix in History

Chicago—Bidding for a $10,000,000 coast, its American and Canadian business, Columbia's 1941-42 program of 48 features, 16 Westerns, 40 shorts and four serials will include the largest number of top-rated pictures the company has ever produced, it was announced yesterday at the national sales convention at the Drake.

Although next season's lineup will be diversified, and the company programs to take advantage of opportunities as may arise for important summer and the acquisition of additional stories, the convention was informed that Columbia will give (Continued on Page 7)

D. C. Theater Files Arbitration Demand

Washington Bureau of THE FILM DAILY

Washington — First arbitration case in the city of Washington was held Friday at the local AAA office in the K-B Amusement Co., operator of the Apex Theater, against Loew's, the K-B Amusement Co., owned by Fred Kogol and Max Burke. The complaint protests the clearance given the Apex by Loew's, the Calvert, Uptown and Avalon. (Continued on Page 6)

Army Rail Demands Behind Witch in 20th-Fox Dates

Switch of 20th-Fox's national sales convention here from July 9-14 to July 14-18 was occasioned by (Continued on Page 4)

Allied Seeks Press Aid in Public Poll

Allied's poll to determine current public tastes in pictures is expected to get under way within the next few weeks. Newspaper co-operation in the campaign is being sought by the committee in charge, Sidney Samuelson, Don Rossiter, Arthur Howard and Pete Wood. (Continued on Page 7)

WB Plans July Sales Parley

Sears, On Coast, to Set City and Dates

Defense Reels Program For N. Y. World Theater

Programs consisting of Government defense reels will be adopted by the World Theater, New York, on (Continued on Page 7)

New Selling Forms For 20th-Century-Fox

Special forms and a manual of operation under the New York Convention Decree have been completed by 20th Century-Fox and are now being printed. Material is to be rushed to all the company's exchanges so that branch managers will be familiar with the new operation methods before the July 14-16 convention and so be able to concentrate on selling new season product. Material was approved by Herman Wobber, distribution general man (Continued on Page 4)

NAB Charges Movies Seek To Chisel Free Radio Time

Washington Bureau of THE FILM DAILY

Washington — Charges that the movie industry is trying to "chisel" free time on radio stations is made in NAB Reports, official publication of the National Association of Broadcasters. The reports carry a letter from James L. Howe, manager of WBTM, Danville, to NAB stating, "I believe if all of the radio stations in the country would (Continued on Page 7)

Calls Actors, Exhibs. "Natural Partners"

West Coast Bureau of THE FILM DAILY

Hollywood — Styling Hollywood's actors and the nation's theater men as "natural partners in the entertainment of the American public", Edward Arnold, SAG proxy, in a greeting to the PCC of ITO convention opening here today stressed (Continued on Page 2)

12 Big Advertisers Weigh Time on Tele

Despite the fact that to date there has been no concentrated effort to sell television time, at least 12 major accounts, now active in national radio, have expressed interest in the new medium, and are studying ways and means of presenting television shows. The interest has been growing steadily since the FCC gave tele a July 1 green light. Main problem at the present time is to get the new medium on the air—and present program material that can show off television to an advantage. (Continued on Page 7)
**The Broadway Parade**

*Theater*

- Major Barbara (United Artists-Gabriel Pascal)—4th week
- All Aboard Grass (Paramount Pictures)—2nd week
- The Rainbows (Columbia Pictures)—1st week
- State Fair (United Artists)—5th week
- There’s Magic in Music (Paramount Pictures)
- The Nutree’s Secret (Warner Bros. Pictures)
- Devil Dogs of the American Empire (United Artists)
- Two-Shot Griffin (Republic Pictures)
- South of New York (RKO)
- New York (20th-Fox)

**TWO-A-DAY RUNS**

- Fantasia (Walt Disney Productions)/Dover—30th week
- Broadway Citizen Kane (RKO Radio Pictures-Orson Welles)—6th week

**FUTURE OPENINGS**

- One Night in Lisbon (Paramount Pictures)—June 11
- Paramour (20th Century-Fox)—June 12
- Man Hunt (20th Century-Fox)—June 13
- Out of the Fog (Warner Bros.)—June 20
- The Spider (Artichoke Pictures)—Washington
- The Spider (Artichoke Pictures) — Miami Playhouse

(a) Deal big. (b) Subsequent run (c) Follows current bill. (d) Re-issue.

**Calls Actors, Exhibs. **

*“Natural Partners” (Continued from Page 1)*

that films “have an economic stake in the maintenance of democracy in the United States, in the other Western republics and in the world at large.”

Arnold said in part:

“High pressure propaganda pictures lack the spark and spirit of free entertainment. The puppets of propaganda pictures are jerky and unreal. But they serve the purposes of those who pay for them—they tyrants who subsidize their production. They frighten the intended victims and strengthen the determination of the oppressed, blind followers of the aggressor peoples. They plant suspicion and hatred among friends. European tyrants try to give the same theater men, for their purpose is not the direct and concrete one of entertainment.

“Can our freely made pictures be made to serve the purposes of the free life? Can motion pictures depict the free life of America with our shortcomings and our great achievements, and yet not call in the propaganda minister? Can we exemplify in our pictures the great values for which America stands, without loss of box-office? Can motion picture actors and theater men proper and yet interpret our varied American life in its many melodramatic, comic and tragic aspects?

“Most of the actors I know believe that we who live in the 20th century of the world there was never a land so rich in dramatic values as ours, and that of our neighbors of the Old World Central and South America. By freely presenting this panorama of rich American life we can at once—and without subsidizing propaganda—interpret our free way of life and get the great democratic response you and I enjoy—good box-office.”

**Exchange Managers in Defense Posts**

*Continued from Page 1*

Distributors’ Division of the Motion Picture Committee Co-operating for National Defense.

At the same time, Francis S. Harman, industry defense co-ordinator, announced that three additional three-minute trailers on national defense efforts are being shipped to exchanges under the committee’s auspices. They embrace “Bits and Pieces”, “America Builds Ships” and “America in Overalls.

Exchanges are urged to commence the work immediately, and to take steps to speed up their playing in all theaters in their territories.

The exchange committees of exchange managers follow:


**Paschenk Terminates His Universal Contract**

*West Coast Bureau of THE FILM DAILY*

**Hollywood**—By mutual agreement Joseph Paschenk has terminated his contract with Universal, effective upon completion of the latest Deanna Durbin picture, “Almost An Angel.”

**Happy Birthday to You**

**Randy Cohn** returns to Hollywood from Chicago.

**JOSEPH M. MOSKOWITZ** is due back from the East.

**OSCAR DOOB** returns to Lown’s home fromteroom in Evansville, Ind.

**JEFFREY STEINBERG** is due in from the East today by train, bringing a print of Universal Film Productions’ first picture, “No Greater Sin.”

**JOHN WILLIAMS,** Poll division manager Harry Shaw, has returned to New Haven from a short trip to Boston.

**MORRIS GOODMAN,** Republic’s vice-president in charge of foreign sales, leaves Havana today en route to Puerto Rico, on the leg of his annual circuit back to the American branches.

**ARTHUR MARK,** was due over the week-end to compete in the National Tennis Championships.

**CARL SAVINO,** Warners’ assistant general sales manager, cut short his Canadian vacation for a Midwestern trip.

**GIL COHN,** of Warners’ home office staff is on the Coast.

**MAJ. ALBERT WARNER** returned over week-end from Jacksonville, where he attended the opening of the new St. John’s Theater.

**MIKE MCCREA,** head of the camera department of the Warner studios, returns to the Coast this week after attending the funeral of his father in Washington.

**OLIVER A. UGBER,** sales manager for Hot bobe Pictures, Inc. last returned yesterday on a trip to Los Angeles. He is busy on new pictures as required by the company.

**ROBERT D. McCADE,** of M-G-M, returned from San Francisco at the week-end and will send the MPTA convention in Los Angeles a visit Astor franchise holders in Kansas City, and Louis, Dallas, Houston, New Orleans, Atlanta and Mobile. He is en route back to New York office.

**REV. D. NORMAN VANCE,** recently a New York’s Temple College, will spend his vacation in Los Angeles. He is busy on the film of Martel’s Sci-fi, “Foot in Heaven” at the Warners studios.

**LINDA DARELL** plans to Chicago for the Coast Saturday night to appear with West End William’s “The Unity Day” program.

**GEORGE KAISER,** German playwright now living in Switzerland, is expected to arrive in the city “by King’s or eight weeks,” his New York rep. stated.

**LAWRENCE LANESSER** of the Theater Guild and MRS. LANGER (Amma Harding) due back from a month at the Coast at the end of this month.

**AL MARGOLYES** is on vacation on Fire Island.

**Four Cast in “Sundown”**

*West Coast Bureau of THE FILM DAILY*

**Hollywood**—Walter Wanger has cast Bruce Cabot, George Sanders, Carl Esmond and Joseph Callela in “Sundown.”

**COMING AND GOING**
JUNE BRIDES!

THE BEST MAN!

BILLY THE KID

THE BIG STORE

THEY MET IN BOMBAY

TECHNICOLOR MASTERPIECE
OPENINGS SENSATIONAL!
Detroit, San Francisco,
Buffalo, Memphis are
terrific! Watch this one!

ROBERT TAYLOR
“BILLY THE KID”
with BRIAN DONLEVY

Ian Hunter • Mary Howard • Gene Lockhart
Lon Chaney, Jr. • Screen Play by Gene Fowler
A Metro-Goldwyn-Mayer Picture • Directed
by David Miller • Produced by Irving Asher

OH MR. GABLE! (Your new role
is dashing as two-fisted Rhett Butler)
CLARK GABLE • RUSSELL
in CLARENCE BROWN’S
PRODUCTION
“THEY MET IN
BOMBAY”

with PETER LORRE • Jesse Ralph • Edward
Clanett • Matthew Bourton • Screen Play by
Edwin James Marlow • Art by Leo S. De Leon Gordon
Based on a Story by Hans Koleka • An M.G.M
Picture • Directed by CLARENCE BROWN
Produced by HUNTER STROMBERG

THE SEASON’S BIG
MUSICAL COMEDY!
MARX BROS.
GROUCHO • CHICO • HARPO
with TONY MARTIN
and Songs! Girls! Merriment!

“THE BIG STORE”

with Virginia Grey • Margaret Dumont
Dorothy Dunne • Screen Play by
Sid Kaller • Hal Emmig and Roy
Goldman • Directed by Charles Reisner
Produced by Louis L. Schmuck

Millions of dollars worth of
high-powered entertainment.
Box-office tunes for June!
Leave it to M-G-M, as usual,
to come to the rescue.
New Selling Forms
For 20th-Cent.-Fox

(Continued from Page 1)

ager, after consultation with district and branch managers, includes: New Form E-46; Contract Registration, Book-er's Form L.A., Booker's Form 15B, Notice of Availability, Bookings Confirmation and Salesmen's Rec-

and).

First new season product is expected to be ready for trade show-
ings two weeks after the convention and initial showings for every branch are expected to be fixed at the convention. By Nov. 1, the studio is expected to deliver 26 pro-
ductions to the distribution branch of 20th-Fox.

Fear Nazi Raider Sunk “Argentine Way” Prints

Foreign department executives of 20th-Fox reported Friday that they believed prints of “Down Argentine Way,” shipped on a British boat to Australia, had probably gone down via a Nazi raider, as no word has been received of their arrival, past day or a couple of months. Office was also anxious over its Egyptian personnel and branch, with no word received at the week-end after Alex-

Hargrave, Eastman’s President, Honored

Lincoln, Neb.—Eastman Kodak’s new presxy, Thomas J. Hargrave, will receive the honorary degree of doctor of laws from his alma mater, the University of Nebraska, at a commencement exercises today. Degree is bestowed in recognition of “distinguished services in the fields of law and business.” The University’s decision to make the award was reached before Hargrave had been made president of Kodak.

Hargrave today expressed himself as “filled with gratitude” for the new honor.

THE WEEK IN REVIEW

“U” Realigns Sales

By L. H. MITCHELL

UNIVERSAL: Wm. J. Scull, “U” sales head, announced a complete re-

disposition of sales setup, with W. H. Heineman appointed as his aide in New England; Eastern sales manager, J. J. O’Connor, was named a Universal Uni-

sional vice-president and executive assistant to Precy Nate J. Blumberg.

SUITES: Schine circuit was made the target of Kentucky’s war on Bank Night. State suit demands $100,000 penalty and forfeiture for the company’s franchise to do busi-

ness in the state. Majors to execs, were subpoenaed in the Gov-

ernment’s suit against the Crescent Amusement Co. and demand that their records be produced.

CONVENTIONS: New feature MPTOA convention in Los Angeles this week will be addressed on exhibitor problems by officers of the 25 r

gional units of the organization. ... Harry Pickford returned to Coa to address both the MPTOA and the PCC meetings. ... Slump in box office. receipts will come before the A
t tle City gathering of New England Allied, which national Allied execs will attend. ... At Columbia’s tv
day Chicago meeting company will announce increase in program in more top-bracket pictures. ... Illinois Allied meeting plans were made for a “war council” on the slump and a drive in favor of six bills was voted.

MISCELLANEOUS: Tennessee exhibitor faced with production shortage, was curtailing electric power in Chi-

cago, theaters, while the TIO of New York considered the use of Diesel engines. ... William W. Kelly was made temporary head of UA. ... Metro soon to announce its sales policies. ... UA and BKO are both talking leasing deals with Frank Capra as David O. Selznick. ... California is talking an anti-Ascap legislative move. ... Ascap accepted by innuendoms making its procedure comply with the consent decree. Seven circuits reported bidding for RCA’s large-screen theatrical television. ... Columbia reported ni

months’ profit of $274,785.

Marlene Dietrich Pleads War as Defense in Suit

Marlene Dietrich on Friday filed an answer in the Federal Court den-
ling all substantial charges made in the $89,450 damage suit of Force

Paran Productions, Inc. The defendant contends that the ou-

bake of war was a “force majeur” which entitled her to refuse to appear in the screening of a film France.
REPUBLIC WELCOMES M. P. T. O. A.

ANGELS WITH BROKEN WINGS

with

Binnie Barnes • Gilbert Roland
Mary Lee
Billy Gilbert • Jane Frazee • Edward Norris
Katharine Alexander • Leo Gorcey
Lois Ranson • Leni Lynn • Marilyn Hare

Bernard Vorhaus — Director

Screen Play by George Carleton Brown and Bradford Ropes
Original story by George Carleton Brown

A REPUBLIC PICTURE
Consent Decree Effects Expected to Highlight Convention Sessions

(Continued from Page 1)

current conciliator is an elaborate one from both the standpoint of business and social events. Indications last night pointed to a probable record for attendance. At least 10,000 people are expected at the PCC conventions, while the MPTOA leaders look for an unprecedented attendance. Parleys will be held separately, the PCC in the mornings and the MPTOA in the afternoons. Convention adjourns Thursday night.

Decree Claims Spotlight

It is natural that the consent decree and its effects will be the keynote of the convention. Studio executives, who are literally in competition to impress as much information as possible on what exhibitors can expect in the way of profits for the next season under the blocks-of-five selling plan. A round table forum on local problems is expected to be one of the interesting phases of the convention. Session talks by 25 officers of regional organizations will be delivered on local conditions, exhibitor problems such as attendance, advertising and theater operation, as well as taxes and legislation.

It is reported that a move will be launched to urge producing companies to divest themselves of their music publishing interests. Certain groups are said to be seeking the backing of the MPTOA for such action on the grounds that radio companies have the money to give up their artist bureaus and that a parallel exists. J. Noble Braden, executive secretary of the Arbitration Association, is here to explain the workings of the industry arbitration system and answer questions as to its operations.

The reported tendency to give the public too much information on forthcoming pictures is stated for discussion and under this heading the question of sneak previews and the "wrong kind" of pre-selling is due for argument.

Tele to Be Considered

Other subjects certain to hold interest are the potentials of commercial television and theatrical television, as well as the proposals that Xerk, Facit and Communist pix be banned in the U. S.

Current shamp in business and methods of restoring normal attendance is regarded as an important subject and probably will be thoroughly debated when the sessions are held.

The PAC round table discussions are expected to be centered on arbitration, consent decree, theater expansion and AEO. L. O. Ludwig, who is chairman of the convention sessions on "Why I am opposed to double bills."

The list of speakers at the various sessions include prominent names in both the production and exhibition fields, among them being Walter Wanger, John H. Harris, William F. Rodgers, Neil Agins, Frank Scully, William Scully, and Charlie Capozzi and also includes Sheldon Greenleaf, Mary Pickford and others.

The opportunity for exhibitors to air their grievances is included in the program. There will be special studio actions and a fashion show for the ladies with Mary Pickford acting as hostess. The PCC holds its first sessions today. The MPTOA parleys start tomorrow under the presidency of Harry A. Whalen, convention chairman. President Ed Kay kendall will preside at most of the events.

Seek B. O. Stimulation Means

Ways and means of stimulating theater attendance and winning back old patrons who have stopped going to movies will be one of the most important subjects discussed at the MPTOA convention, said President Ed Kay kendall on his arrival here. A meeting and a discussion will be given much time, and a decision on whether or not to all in attendance in general throughout the United States. Television and its costs and its relationship to the box office will also be thoroughly considered.

Sales Managers to Speak

The consent decree is also very vital and exhibitors are looking forward to talks by the Sales Managers William F. Rodgers, Neil Agins, William Scully, and possibly Neal E. DePine. Most theater operators consider the decree is the most important development since the advent of sound and are hoping for some definite enlightenment from sales heads of the measure.

There is a possibility that Postmaster General Frank C. Walker, formerly general counsel for the MPTOA, may attend the convention, and if he does it is likely that he will be accompanied by John H. Poole, president of the Reconstruction Finance Corporation.

AFM Meeting Opens Today With 750 in Attendance

Seattle—The 46th annual meeting of the American Federation of Musicians will get underway here this morning at the Olympic Hotel with 750 delegates in attendance.

One of the chief matters coming up for consideration is the "joke" box. Radio and its kindred business will also be up for consideration.

James C. Petrollo will give an account of his first year as president of the federation. Meeting will last five days.

ABFM and Costello Arrive Today for "In Navy" Debut

Bud Abbott and Lou Costello, stars of "Buck Privates" and "In the Navy," arrive here this morning on the Stratoliner at LaGuardia Airport at 11:10. They will make a personal appearance at the New York opening of "In the Navy" at the Criterion Theater Wednesday.

Vero Signs Gallico

Metro has signed Paul Gallico to write original scripts.

West Coast Bureau of THE FILM D.

Hollywood—Eleven special PCC members will submit reports to the MPTOA convention which opens today, with an opening doom run at the Ambassador hotel here today.

They are:

3. X. Williams, Jr., Oxford, Miss.; George Xavier, San Francisco; Louis A. Lyons, St. Louis.
8. Twilighters—James C. Shankin, Rochester, W. Va.; Joseph DeAngelo, Miami; Tucson; Arthur H. Lockwood, Buffalo; George P. Aarne, St. Louis; Ripla Stearns, Portland; John Wach; Benjamin Fitts, Frederick, V. A.
9. Public Relations and Community Affairs—Mitchell Wohlfleth (chairman), Seattle; Arthur Hayes, San Francisco; Sidney B. Louis, St. Louis, Memphis.
10. Legislation and Taxation—Roy L. Wilkins, St. Louis.
12. Labor Relations—Fred Weitzenber (chairman), Los Angeles, California; Fred Myers, Kansas City; R. M. Neill, San Francisco.

D. C. Theater Files Arbitration Demand

(Continued from Page 1)

All Warner theaters, named being affected. The Calvert has seven days' clearance over the Ape. A surprise angle of the case is that Robert Sher and James Hayes, formerly of the D of J at key figures in the New York Cey- Decree, represent the Apex in the case.

Laurel, Oakland, Demands 50% Clearance Reduction

San Francisco—The second North- ern California Arbitration case was filed Friday by A. C. Karaki, owner of the Laurel in Oakland. Karaki, who names all five major companies, wants his clearance, now about 90 days, cut in half.

Other houses named as interest- ers are the Allelade, Hopkin Park, Diamond, Capitol, Palace, Parkway, and Town theaters.
Defensive Reels Program

For N. Y. World Theater

June 23, thus becoming the first theater in the country to offer such a policy. The World probably will be the only theater in the area to do this, and the reels will be shown in full as other houses plan to use only conditioned versions running two or three minutes.

The first program will include "Army in Overalls," (nine minutes) "Men and Ships" (21 minutes) and "Bits and Pieces" (12 minutes). On the same program will be "Kukan," first 16 mm. Kodachrome feature to be shown in a commercial theater. A 16 mm. projector is being installed in the World booth.

"Kukan" deals with the war in China and shows actual bombings in Shanghai. The feature, now runs 100 minutes but will be cut to 65 minutes. A reel starring Carmen Amaya doing her famous gypsy dance also will be on the program.

House expects to change its defensive reels every two weeks.

Wobber and Skouras Will Set Fox Theater Deals

Herman Wobber, 20th Century-Fox general manager of distribution, and Spyros Skouras, manager of National Theaters, will leave for Milwaukee, Kansas City and Denver next Monday. Deals for 20th-Fox 1941-42 product with National associates in those cities will be negotiated.

Wobber will then continue to the Coast for a production checkup at the studio and to complete convention arrangements. He is expected back in New York on July 12, two days before the 20th-Fox sales convention.

NAB Charges Movies Seek To Chisel Free Radio Time

(Continued from Page 1)

stick together on this proposition, for once, we might convince the movie industry they can’t play us for suckers any longer.” Howe protested the attempt of M-G-M to place its “Hollywood Radio Reporter” on the station at other than commercial rates.

The NAB states that attempts by the movies to “chisel free time” have increased manifold since the MBS-Ascaps rapprochement. The controversy revolves around the attempt of radio to force the movie industry to spend some revenue on radio advertising, instead of newspapers, billboards, magazines, etc.

Walters Plan July Sales Convention

(Continued from Page 1)


Convention city and dates are expected to be determined between Sears’ headquarters and the execs here. Sales conclaves is expected to have an educational slant, with emphasis placed upon the company’s plans for operations under the New York consent decree.

Buena Aires Censor Bans “Pastor Hall”

Buena Aires (By Cable)—Municipal censors have banned “Pastor Hall” but the Nazi “Baptism of Fire” is being shown here.

George L. Bickel Dies

West Coast Bureau of THE FILM DAILY

Hollywood—George L. Bickel, 78, retired comedian of the stage and screen, died here Thursday. He re- tirent eleven years ago.

Korda Picks “Lydia”

Korda’s “Illusions” will be released as “Lydia.”

THE NEW

De Vry

SUPER DELUXE THEATRE SOUND PROJECTOR

Features This PATENTED PROJECTION MECHANISM

Unmatched for simplicity of design, smoothness of operation and its watch-like precision workmanship.

Quality features that combine to give brilliant pictures and true-to-life sound include interchangeable intermittent system, rotary sound drum, direct scanning, reversible sprockets, one-piece cast-iron plate, trigger type film gate release, exclusive external focusing device, silent chain drive, etc.

Write for Low Prices and Specifications.

De Vry Corporation

1111 ARMITAGE AVENUE, CHICAGO, ILLINOIS

Since 1913

NEW YORK

Hollywood.
Exhibitor and Distributor Get Together at the

GOOD WILL CONVENTION OF THE MOTION PICTURE INDUSTRY

Under the Auspices of

THE ALLIED THEATRE OWNERS OF NEW JERSEY, INC.

22nd Annual Meeting

Ritz-Carlton Hotel, Atlantic City, N. J.       June 11, 12, 13, 1941
WARNS PCC OF DECREES DANGERS
Poole Sees Possible Elimination of Pix Through "Roadshows" and "Specials"

West Coast Bureau of THE FILM DAILY
Hollywood—Commenting on possible effects of the consent decree, Robert Poole, PCC executive secretary, warned of possible discrimination by elimination of pictures being tabbed as "roadshows" and "specials" from 5-picture groups. He pointed out that the PCC is not inactive but militant in its efforts to obtain equal rights for all motion picture groups. "The consent decree has stifled every effort of delivery to you of what we wish," he said.

Survey Points to Selling Job
N.Y. Study Shows 20% Are Non-Movie-goers

Hollywood Variety Club Headed by Wanger?
West Coast Bureau of THE FILM DAILY
Hollywood—Walter Wanger is reported slated for the post of chief Barker should the move to establish the Hollywood Variety Club prove successful during the present visit of John H. Harris, of Pittsburgh, national chief Barker.
Grainger Sets Deal With Interstate of New Eng.

J. R. Grainger, Republic presx, yesterday announced the closing of a deal with the Interstate Theater Circuit of New England, operating in theaters in the states of Vermont, New Hampshire, Massachusetts and Connecticut, for Rep.'s entire 1941-1942 product.

Edward Ansin and Harold Stone- man signed for the theater circuit, and Grainger and M. E. Morey, Rep.'s branch manager in Boston, represented Republic.

End of Mo. Tax Exemption

As “Opera Houses” Looms

Jefferson City, Mo.—Gov. Forrest C. Donnell is expected to sign the bill passed by the Missouri General Assembly knocking out an 1885 opera house taxation exemption law under which the Missouri Supreme Court has granted tax immunity to motion picture theaters in many of the smaller communities here.

The bill, introduced by Sen. W. B. Whitlow, repeals the old law exempting from taxation opera houses in third and fourth class cities and unincorporated areas of the State.

Philly MP Associates

Named Epstein Prexy


One of the new ideas being considered is the formation of a local airline to fly cases of needy within the local industry.

Party for Abbott & Costello

Universal is giving a cocktail party this afternoon for Bud Abbott and Lou Costello at the Hotel Astor. The comedians were due to arrive last night from the Coast and are scheduled to make two personal appearances tomorrow night at the Criterion Theater where their latest comedy, “In the Navy,” opens its New York first-run.

Joe Joel Funeral Today

Funeral services for Joseph Joel, 73, of The Exhibitor subscription department, will be held from his home, 257 Linden St., Brooklyn, at 11 a.m. today. Burial will be in the Kilmer A. M. C. Cemetery. Friday at King’s County Hospital.

Central Labor Council

In Final Disney Contab

West Coast Bureau of THE FILM DAILY

Hollywood—Central Labor Council committee which is acting as a medi- ator between Screen Cartoonists Guild and Walt Disney in the strike at the Disney plant conferred with him yester- day in a final effort to reach a settlement before reporting back to the Council which threatens to in- stitute a national boycott of Disney films if a settlement is not effected.

The Guild board of strategy has been reported to include representa- tives of six crafts which joined the walkout at the plant. Wives of the strikers and members of the Guild at other plants are organizing an auxiliary Guild to do cooperative buying of groceries and supplies.

Malco-Memphis Lottery

Trial Deferred to Sept.

Owensboro, Ky. — The trial of Malco-Memphis Theaters, Inc. and its Owensboro manager, J. C. Tun- still, under indictment for operating a lottery in violation of the State Constitution, was continued until the September term of court, following a defense plea that the state law permits functioning of certain games of chance, as those sponsored by the theater.

The theater company was indicted after an automobile was given away to the holder of a lucky number in a theater March 20.

Judge Sidney B. Neal ordered the defense to file its briefs by July 15 and the Commonwealth by Aug. 15.

Veto of Bill to End Cali. Secondary Picketing Hurts

San Francisco—State assembly’s upholding of Governor Olson’s veto of a bill designed to stop secondary picketing in cases of serious hardship fails for exhibits, here.

First effect probably will be to hit theaters now showing Disney cartoons. Under Gov. Olson’s veto, Disney’s Hollywood plant have requested support from San Francisco unions.

Father of Moe Silver

Dies in Chelsea, Mass.

Albany—Max Silver, father of Moe Silver, Warner Theaters zone manager here, died yesterday at home in Chelsea, Mass. Funeral services, who will be held today in Chel- sea.

Silver is survived also by his wife, who is seriously ill, and three daughters, Mrs. Abe Goldstein, Reading; Mrs. Ida Farbich, Chelsea; Mrs. Hy Marovitz, Brookline.

C. E. Cook Rites Today

Funeral rites will be held today for Charles Emerson Cook, 71, who died Sunday at St. Luke’s Hospital. He was a long-time projectionist, projector, playwright and press agent, was an associate of the late David Belasco.

JOSEPH L. BREEN arrived in New York yesterday from the Coast, via a Chicago stopover.

FRANCIS S. HARMON left Chicago yesterday for the Coast after conferring there with Will H. Mayes.

NEIL AGNEW left New York for Chicago yesterday.

ARTHUR W. KELLY is expected to leave for Western exchange swing later in the week.

J. P. MARQUAND is on his way from the Coast.

LOUIS BROMFIELD will go to the Coast today to discuss the “For Whom the Bells Tolls” scenario with Director Sam Wood.

LYNN ROOT leaves the Coast for New York today to collaborate with Loren Hart on show.

SIDNEY S. KENT has postponed his Coast trip for about two weeks.

HARALD WALLIS was due back at the Warner lot yesterday.

ALLAN JONES arrives at Fort Bragg, Fayetteville, N. C., today to join the first U. S. Marine Coup Show sponsored by the Citizens’ Commit- tee. Show is making a 10-state circuit of Arm camps.


ANNA STEN, who arrived here from the Coast to-day for a 10-day stay, is a guest at the Waldorf-Astoria.

BRIAN DONLEVY is here from the Coast for a month’s vacation.

LIEUT. HARRY COSTELLO, in charge of the Chicago police censor bureau, is in Florida on a vacation.

LOU ABRAMSON, secretary of the Chicago offices Illinois Allied, is on a motor vacation trip to the West Coast.

CARL LESERMAN, Warner’s assistant general sales manager, returned to New York yesterday.

ED SCHMITZER, Warner’s eastern district manager, returns from Buffalo later in the week.

ED KUYKENDALL

EDK 1941 YEAR BOOK OF Motion Pictures

MPTO prexy

says

“1 am sure it will be the most helpful in a work, and full of formation, as has been of the past.”

1941 YEAR BOOK of Motion Pictures

Now Being Distributed To Subscribers of THE FILM DAILY 1501 Broadway New York

Hollywood, California.
...SO WHIRLAWAY DID IT 3 TIMES!

...SO

CAGNEY and O’BRIEN

and "DEVIL DOGS OF THE AIR"

ONLY DID IT TWICE!

Who’s Kicking?
Certainly not the N. Y. Globe—they’re holding over! Not the Metropolitan, Washington, or the Allen, Cleveland, or the Roosevelt, Seattle, or the Strand, Akron—they’re topping “Here Comes The Navy” business (and that was swell!).
And certainly not

WARNERS!

Reissued by Warner Bros.
with
MARGARET LINDSAY
FRANK McHUGH
Directed by LLOYD BACON
Screen Play by Malcolm Stuart Boylan & Earl Baldwin
Based on the Story by John Monk Saunders
A Warner Bros.-First National Picture
Says Exhibs. Support Minn. Anti-S Law

(Continued from Page 1)

ATURE were spiked yesterday by Fred Strom, executive secretary of Northwest Allied.

Strom announced that at district meetings of Northwest Allied at Chatfield, Minn., and Morris, Minn., exhibitors who attended voted unanimously for full cooperation to the organization's officers in making the new law stick. Officers and directors of Northwest Allied have been waiting for some attack on the law by major distributors but up to now none has been started, either in Federal or state courts.

Although the five majors agreeing to the New York consent decree still are refraining from selling scenic blocks in Minnesota, as required under the anti-five law, other distributors are complying with the new act. Universal, Columbia, Republic and Monogram are accepting contracts for groups of pictures which comply with the law, and such companies as RKO, Warner Bros. and United Artists are making deals for "Fantasia," "Meet John Doe," "The Great Dictator," and "That Hamilton Woman." These are sold as single pictures, not as the complete seasonal product of the individual producers.

"It is the contention of Northwest Allied that the Minnesota laws been on all alike, will not inflict irreparable loss on the distributors," Strom said. "After all, the law merely provides for continued operation of trade practices which have long been established in the industry and which the distributors themselves have voluntarily set up in the past. Evidence of the truth of these statements is found in the fact some companies are proceeding under the law and having no difficulty in complying with its provisions."

Mortimer Quits Circle

In a stinging attack on the Film Critics' Circle, Lee Mortimer, N. Y. Daily Mirror film critic, yesterday announced his resignation from the group. Circle holds its first new-season meeting in a few weeks.

Irwin Sherman Promoted

Irwin Sherman has been promoted in Columbia's exchange operations department, succeeding Si Bell.

135-Minute Program Bill Vote This Week

(Continued from Page 1)

tion from affiliated circuit managers, telegrams and letters in support have been received by the Rep. Elyro Sandquist, from independent circuit operators and individual exhibitors. They include:

- The Molyneux, Rivoil; Henry Stein, Karlof, Hermann, Grace in Bland circuit; Oscar Brotman, Vealeo; Nat Gunther, Gunther circuit; Ab Fedner, Metro; Will Charbon, Montclair; Van Nomikos, Van Nomikos circuit; Mort Guldberg, Golub; circuit; Esmans circuit; Si Harris, Armitage, all of Chicago, and Frisina circuit.

The league of women voters as on record as supporting bill.

Agnew Off for Coast Talks With Freeman, DeSylva

Neil Agnew, Paramount's general sales manager, left yesterday for Hollywood where he will screen company's product and discuss current matters with Y. Frank Freeman and B. G. De Sylva, production chiefs.

Agnew and R. M. Gillham, publicity and advertising manager, will later visit the Canadian sales meeting in Toronto on June 16 and will return to New York for the company's annual stockholders' meeting on June 17.

Shortly after the stockholders meeting, Barney Balaban, Stanle Griffis, Adolph Zukor and Agne will go to the studios to discuss new-season product.

Ascap Board Meets to Pick Nominating Committee

The board of directors of Ascap met last night to appoint a nominating committee to select candidates for the first membership election as the principal item of business.

WEDDING BELLS

New Haven - Anna Browستie Paramount inspectress, was married to Sunday to George Levine of New Haven. Members of the exchange staff presented the pair with a radish.

Wilkes-Barre, Pa. - Marriage Walter F. Rooney, manager of the Hart Theater, to Miss Frances Day took place in St. Theresa's Church here.

Another office romance has bloomed up at the Altec Service New Yo office. Herbert Lijefors, in the accounting department, and Elsie Hill in the bookkeeping department have announced their engagement.
Cumberland Honors Crescent's Sudekun

Lebanon, Tenn.—At the annual commencement exercises, Cumberland University awarded the honorary degree of Doctor of Business Administration upon Anthony Sudekun, president of the Crescent Amusement Co., Nashville.

Poole Warns PCC Of Decree Dangers

(Continued from Page 1)

run down to fourth-run inclusive as well as "false gross reports of exhibitors or distributors"; also Army camp showings and their problems for exhibitors adjacent to camps.

Hugh Bruen, a PCC trustee, expressed discouragement over the future. "Instead of looking out of the horn, we are looking into the small end of the horn," said Bruen speaking for smaller theater operators. "Some distributors have already informed us that 10 picture are on higher bracket listings and we know what that means. Continuation of these conditions will result in enforced raising of admissions to cover our cost," he declared.

Arbitration Loss Costly Than Suit, Says Schoefer

(Continued from Page 1)

than the expenses which would have been incurred had the suit been brought to trial and prosecuted to a conclusion," George J. Schoefer, RKO president, declares in a letter to stockholders.

While RKO and subsidiaries showed a loss for 1940, Schoefer points out in his letter that operations during the first quarter of 1941, on a consolidated basis, were better than during the comparable period of 1940 and have resulted in a substantial profit.

Net loss of $988,191.20 for 1940 is reported by RKO, but before taking into consideration a credit to surplus of $85,766.00 resulting from the acquisition of obligations of subsidiaries at less than their principal amount. This brings the operating deficit for the year ended Dec. 31, 1940, to $904,424.84.

RKO's consolidated balance sheet as of Dec. 31, showed total assets of $867,957,507 and capital surplus of $15,957,494. Assets, current and working, including $7,322,086 cash and $7,885,040 of inventories, total $17,401,087 at the close of the year and current liabilities of $8,892,237.

Income from theater admissions, film rentals and sales amounted to $842,211,909. Expenses came to $51,542,931.

Capital stock of the parent company includes 128,170 shares of 6 per cent preferred and 2,783,063 shares of common stock.

STORKS!

Seattle is definitely double-feature territory from now on. Barclay W. drell, branch supervisor of Altec service in Seattle, has become the father of twin boys.

Richmond, Va.—Elizabeth Quisenberry, on leave of absence from the State Theater, gave birth to a baby girl at the Memorial Hospital.

SWEETING THE COUNTRY

THE RECORD-BREAKING LAFF-FEATURE HIT!

 Already booked by

PARAMOUNT-PUBLIX, NEW ENGLAND
FEIBER & SHEA CIRCUIT

READ HOW THE CRITICS RAVE!


"Triumphantly Entertaining—Wonderfully funny—Greatest clown of our day at the top of his form." Howard Barnes . . . . New York Herald-Tribune

"Head and shoulders above any other Chaplin film ever made." Newark Star-Leader

"Arturo Toscanini has been to see the Chaplin Festival six times." Dorothy Kilgallen . . . . N. Y. Journal-American

"One of the funniest comic creations of all time." The Boston Herald

"Tops! Don't miss it!"—P.M.

Available for immediate bookings

GUARANTEED PICTURES CO., INC.
729 SEVENTH AVENUE
NEW YORK, N. Y.
"U" Quarter Profit Passes Million Mark

(Continued from Page 1)
all charges but before Federal income and excess profit taxes.

Profits for the first half-year compared with a profit, similarly computed but after provision of $208,000 as a special amortization reserve, of $1,173,002 in the 26 weeks ended April 27, 1940. No reserve for amortization has been deemed necessary this year.

After providing a reserve of $300,000 to cover current normal Federal income taxes for the period, earnings for the 26 weeks ended May 3 of this year amounted to $1,369,354. No provision for excess profits tax was made because an estimate of the year's profits is not possible.

Included in the profit for the first half of the current year are revenue blocked in Great Britain amounting to $188,950, computing this blocked sterling at the official rate of exchange. As the entire cash allocation from Great Britain for the year has already been received, revenue accruing to Universal in that territory for the balance of the year will be blocked.

Rosian. "U" Cincy Mgr., Heads New District
(Continued from Page 1)
the newly created district covering Cincinnati, Indianapolis, Oklahoma City and Dallas.

Rosian has been with Universal about three years and formerly was with M-G-M and Grand National. He takes over his new duties immediately. A successor to the executive head in Cincinnati will be announced shortly by William A. Scully, general sales manager.

Army, Navy Get Priority On Film Equipment
(Continued from Page 1)
orders for which Army and Navy contracting officers may automatically assign preference rating certificates, thus assuring prompt delivery for military purposes. Army and Navy orders for the film apparatus will henceforth take priority over commercial orders for the equipment.

Carl Beals Dead
Detroit—Carl Beals, 55, a charter member of Local 199, IATSE, died at Middletown, O., after two months' illness. His son, Carl W. Beals, also an operator here, survives.

Dulzell Heads Chorus Equity
Paul Dulzell has been elected chairman of the executive committee of Chorus Equity, it was announced yesterday.

Survey Points to Selling Job
N.Y. Study Shows 20% Are Non-Movie-goers
(Continued from Page 1)
the first member of the local exchange to be called for service.

Harrisa, Pa.—Gene Plank, of Wilmer & Vincent's Rio staff, who recently enlisted in the U. S. Army, left yesterday for the reception center at New Cumberland.

Bloomingon, Ill.—Leon Gross of the Great States Castle Theater here has joined the Army.

Rochester—Henry F. McCurr of Eastman Kodak is now serving Uncle Sam.

San Francisco—"Our Gang's" Farina is now Pvt. Allan Hoskins, Company D, 47th Quartermaster Regiment, San Francisco Presidio.

More Decentralizing For Columbia
(Continued from Page 1)
extend its executive sales meets to yesterday and today; or will adjournment be planned.

"Columbia will go a step further in its policy of decentralization," was announced by A. Montague sales head, "so that local salesmen may be in a position to handle individual problems without red tape. Plans for such decentralization mark an important part of the discussions now under way."

Individual meetings were held yesterday with members of the Southern, Mid-East and Western divisions. Today's individual meetings will be held with the Midwestern and Central districts.

Immediately after today's sessions are completed, home office executives headed by A. Montague will meet with New York. Jack Cohn return by plane to New York yesterday, was accompanied by Nat Cohn, New York division manager; Irving Worm and Saul Trauner, New York branch managers, and Frank Safron, Western Division manager.

Harry Cohn and Alexander H. director, planed to the Coast, arriving there yesterday.

"Machine-Like Operation" Assailed by A. Montague
Chicage—Assailing "machine-like theater operation," which he deems "unindividualistic in the extreme," A. Montague, Columbia general sales manager, called on salesmen at the company's convention yesterday to "get their minds out of all product bought, regardless of reported negative costs. I call my exhibitors, the company's representatives, to get their heads out of the losers, to change their ways, as a sign of individual showmanship."

Reminding that cost does not necessarily represent merit at the box office, he advocated consumer selling, as a diverse in its appeal as the producer's variety of product for maximum box-office results, says: "Business has been built by the diversified approach in the distribution and individual publicity of pictures."

At the same time Montague was against machine-like operation distribution and urged an attempt at diversity in method. "It is important that each Columbia salesman not only sell the company's product but also become its propagandist in the fullest sense of the word," he said, adding that Columbia salesmen should tend exhibitors to believe "what we are told that we've been backed up by the tremendous resources of the entire organization."
Rodgers, Freeman and Golden Will Address Opening Session of MPTOA Convention Today

West Coast Bureau of THE FILM DAILY

Los Angeles—H. V. ‘Rotus’ Harvey, of San Francisco, general chairman, will call the first session of the MPTOA convention to order at 2 p.m. today in the Ambassador Hotel. Ione Masey will sing the national anthem, the Rev. J. Whitcomb Broucher, Jr., will deliver the invocation, and welcoming addresses will be given by Mary Pickford, for the industry, and Mayor Fletcher Bowron, for the city.gamers with Mitchell Wolston of Miami, Fla., MPTOA vice-pox, giving the response.

Proxy Ed Kuykendall and Secretary Morris Loewenstein will make their annual reports. Three address will follow; they are to be made by Nathan G. Golden of the Commerce Dept., William F. Rodgers of Metro and Y. Frank Freeman, of Para.

PCC to Start Ascap Anti-trust Suit After June 20

Rogell Wants Merchandise Trade Names Used in Pix

West Coast Bureau of THE FILM DAILY

Hollywood—A plea for the lifting of the virtual ban on trade names of merchandise used in motion picture scenes was voiced by Albert S. Rogell, in a letter to Ed Kuykendall, to be submitted to MPTOA convention delegates today. The veteran director claims that the practice of substituting false names for well-known packages is unnatural, retards the flow of action, and causes unnecessary expense for the manufacture of props.

Rogell asks that the convention vote on the issue and to petition the studios to do away with the brand-name limitations, allowing them to use their own discretions in the interest of economy and naturalness. The practice, he claims, is due to exhibitor objections to what they term advertising tie-ups.

Balaban Buys "Anchorage"

Barney Balaban has purchased "The Anchorage," a new Westchester's show places, in Greenhaven, Rye.

Miss Skinner in Shorts?

West Coast Bureau of THE FILM DAILY

Hollywood—Miss Skinner is negotiating with Cornelia Otis Skinner for a series of 12 two-reelers.

also declared that Arnold said he would take up any reported violations with distributors, such as distributors trying to switch pictures, forcing short subject and newspaper buyers.

It was announced that the PCC has been incorporated in California.

Mary Pickford Urges Unity

Mary Pickford, official hostess for the convention, urged unity between all branches of industry and said that next to the press, the industry could be of inestimable value to the Government in the present world conflict.

"There is no box-office recession that will not yield to good products, properly presented," she said.

Robert H. Poole, executive secretar of PCC, introduced Miss Pickford.

Bob White, of Portland, who presided at the opening session appointment O. J. Miller and Edward.

Three Indies Win Places on Actors Equity Board

Ballot count in wake of Actors Equity five candidates for three vacancy on the board. Subsequently, the election nominees voted into office are Alar Adams, Mady Christians and Mayne McConiche.

Also for the first time a Negro player, Ethel Waters, was elected to the council.

Warner Mt. Vernon Estate To Be Home Development

A 500-family development of 60 two and three-story buildings is planned for Harry M. Warner's 60-man estate in Mt. Vernon, Warner Woodlands, Inc, a syndicate formed by Warner and his associates, will build the Warner Owners of the Common Council on a petition to rezone the estate.

Royce to plan functions for young relatives of delegates to both conventions, pointing out that these children are the future exhibitors of tomorrow and should be recognized.

North Carolina Thea. Owners to Hear MPTOA Report

A report on the MPTOA convention in Los Angeles will be delivered to delegates to the convention of North and South Carolina at Myrtle Beach, S. C., June 29-July 1. Report will be made by C. H. Arrington, president of TONSC, and Ed Kuykendall, MPTOA president.

Convention is to be known as a "work and play" affair and a variety of social and business sessions have been arranged. A number of important subjects are on the docket for discussion.

San Diego Bids for 1942 MPTOA Conclave

West Coast Bureau of THE FILM DAILY

Hollywood—San Diego has entered a bid for the 1942 MPTOA meeting. George Stevens, new president of the Screen Directors Guild, will replace Frank Capra, originally scheduled to address the combined conventions.

Late yesterday afternoon the MPTOA executive committee was scheduled to make nominations of officers for the forthcoming term with the board of directors meeting last night to pass on the nominations. Every indication is that Ed Kuykendall will be re-elected to an eighth year in his position with practically the entire present set of national officers.

Breen RKO Affiliation Waits on Hays Return

(Continued from Page 1)

lowing the latter's rest treatment at St. Luke's Hospital in Chicago, it was learned here yesterday upon the opening of the new code director from the Coast.

Although Breen has not signed the contract with RKO, he denied reports that he may bow out of the offer and remain with the Hays organization. He said he was here strictly on MPPDA business and would not attend the RKO sales convention in New York next week.

En route to New York, Breen conferred with Hays and Francis S. Harmon in Chicago.

MPPDA Prexy Will Leave Chi.

Hospital for Home Next Week

Chicago—Will H. Hays plans to leave St. Luke's Hospital here next week for his home in Sullivan, Ind., and will return to New York by rail next week. A period in New York, the MPPDA president is expected to confer with Hays and Joseph I. Breen over the week-end and then left for the Coast where he will address the MPTOA convention tomorrow on "Motion Pictures in National Defense."

Bragin, Promoted by WB, To Be Feted in Cleveland

Cleveland—Saul Bragin, head booker for Warner theaters in this city for the past three years has been transferred to Pittsburgh where he will witness in buying for Warner theaters in that territory. Personnel of the local Warner office is planning a farewell party for Bragin on his departure on June 15.

Charles Albert of the Cleveland theater department takes over Bragin's duties, while Irwin heading the buying department.
TREES ARE LEAFING...FLOWERS blossoming in rainbow colors. Grass growing thick and lush. The waters at the seashore... in the mountains take new glory from the high, bright sun.

THAT'S NATURE'S WAY OF DISPLAYING her attractions. For Nature is the originator of display advertising... the most successful advertiser of them all.

BE SMART...FOLLOW NATURE'S lead... the master window dresser. Let yourself go... flaunt your banners... throw out your streamers... give them a show... appeal to the eye... appeal to the senses... let them see that you've got what it takes to make life more joyful... more zestful... more interesting... more entertaining.

LET YOURSELF GO! SHOW THEM the way with Lobby Displays... Posters... General Accessories and Trailers... merchandise your pictures with the Prize Merchandiser of the Industry... the Prize Baby of the Industry...
Kuykendall Calls for Industry Unity

Quitting Bribing People Into Theater—Mary Pickford

Revalue Our Industry, top Selling It Short," tell MPTOA Meet

Kuykendall to MPTOA

GOVERNMENTAL INTERFERENCE AND REGULATION: “In many instances, we, as an industry are continually evading it because of our own failure to discipline ourselves. That, in my opinion, is the most difficult problem which we are confronted with.”

TAXATION: “I feel that almost unanimously all exhibitors would prefer to drop the exemption from the way down than to have the film rental tax which they cannot pass on in any way.”

THE NEELY BILL: “It was an impossible attempt at regulation that would have torn us asunder as an industry.”

THE CONSENT DECREES: “It is up to us to see if we can be practical. Maybe the Government would like to have us fail in this attempt at regulation.”

BUSINESS DECLINE: “Maybe we depend too much on the press book, and that the (Continued on Page 6)

Advance Reviews for Rade Press Only

East Allied to Tackle Biz Problem

By AL STEIN

FILM DAILY Staff Writer

Atlantic City—Allied’s Eastern regional leaders and members of the New Jersey unit arrived here last night to open what they consider one of the most important meetings ever called by the state organization (Continued on Page 6)

Frankel Sues Pathe Labs. For “U” Deal Commissions

Claiming to have arranged the five-year printing deal between Pathe Laboratories, Inc., and Universal Pictures, Inc., Daniel Fran (Continued on Page 6)

“Singing and the Gold” To Be Goldwyn RKO Film

Samuel Goldwyn’s third picture for RKO release will be “The Singing and the Gold,” starring Gary Cooper and directed by William Wy (Continued on Page 3)

South Talks Power Rationing

“Get Movies, Save Current”, Atlanta Plan

SCG Presents 11 Points To Disney for Agreement

West Coast Bureau of THE FILM DAILY

Hollywood—Four members representing the Screen Cartoonist Guild met with Walt Disney, Harold V. Smith and Herbert K. Sorrell at a session yesterday to present the following eleven points for agreement: (Continued on Page 5)

Atlanta—With plans for power rationing talked here, and the city already virtually on “blackout” schedule through voluntary co-operative curtailment of the use of electricity, the Constitution, via Lee Rogers, pizz critic, has opened a new power-by-going-to-the-movies campaign.

Rogers’ thesis is that Atlantans (Continued on Page 6)

Allied, MPTOA and Hays Office Should Work Together; Convention Told

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—A plea for co-ordination among all phases of the industry was advanced by Ed Kuykendall, MPTOA president, at the opening session of the organization’s national convention here yesterday.

“All exhibitors should work together,” Kuykendall said earnestly, “regardless of imaginary differences.” Allied, MPTOA and the Hays Office. We must quit pulling in different (Continued on Page 7)

Consent Decree Up At PCC Closed Session

West Coast Bureau of THE FILM DAILY

Los Angeles — The Pacific Coast Conference of Independent Theater Owners at a closed convention session at the Ambassador Hotel here (Continued on Page 7)

Arnold Silent on PCC Decree Report

Washington Bar, THE FILM DAILY

Washington-Thurman W. Arnold, Assistant Attorney General and chief of the D of J’s anti-trust division, yesterday refused to comment on the statement made by Albert J. Law, the general counsel of the PCC, before the Conference’s Coast convention quoting Arnold to the effect that the New York consent decree probably would be in effect only for the coming year.
Mrs. Roosevelt Answers Criticism of Fairbanks

Mrs. Eleanor Roosevelt, wife of the President, in her syndicated "My My" column yesterday answered the statement by Miss Gizelle Shaw of Buenos Aires that South American countries will not flinch from the New Deal, said Mrs. Roosevelt: "I am not flinching. We have sold Douglass Fairbanks, Jr., as an envoy from the U.S."

"I think," wrote Mrs. Roosevelt, "that the Miss Miss Mizzy Gizzle Shaw hereunder this statement under a misapprehension, for Mr. Fairbanks went only to study the particular subject of the movie as it affects our relationship with our South American neighbors. He is extremely well fitted to make this study and, on returning, to put his findings before his own industry."

Extend Managers’ Interest in Film Rights to Plays

Managers will retain a 40 per cent interest in motion picture rights to legitimate productions for a period of 10 years, under the revised League of New York Theaters-Dramatists Guild basic agreement which, on ratification at the Fall meeting of the Guild, will run until 1946. After the tenth year, the scale will range downward to 25 per cent.

It has also been agreed by League's Guild that playwrights will consult managers to determine the greater extent on the sale of film rights, and that foreign playwrights, except those writing in English, are not required to join the Guild.

Hollywood Correspondents Name Conference Com.

West Coast Bureau of THE FILM DAILY

Hollywood—The Hollywood correspon- dants' group yesterday appointed a committee to confer with thestu- dents about the directors' committee regarding early preview deadlines needed by magazine writers.

The group was reduced to accept the resignation of Chairman Douglas W. Churchill and he will continue in office.

Savini Closes Re-Issue Deal for 8 Reliance Pix

West Coast Bureau of THE FILM DAILY


Switch to Thursday Openings

Atlantic—Loew's Grand changed its opening date each week to Thursday, in line with other "A" theaters in Atlanta.

Kalman Re-elected Technicolor Prexy

Dr. H. T. Kalman, president and general manager of Technicolor Corp., and all officers were re-elected yesterday at a meeting of the board of directors. At the same time, a resolution of 25 cents per share was declared, payable on June 30 to stockholders of record June 20.

"Other officers re-elected were George Lewis, vice-president and secretary; L. A. Clark, treasurer, and L. A. Skinner, assistant secretary.

Paramount Acquires Short Made by Hammons

Paramount has acquired "Hands of Destiny," a single reel subject produced by E. W. Hammons. Short will be released on July 11 as one of the Headliners series.

The picture features Dr. Joseph Bank, the famous authority on hand analysis, who, in story form, tells what is revealed in the hands of President Roosevelt, Winston Churchill, Hitler and Mussolini. Shor is regarded as being unusually timely because of the accurate prophecies made by Dr. Randal.

Russell Simpson Named Para. Vancouver Manager

Russell Simpson has been appointed branch manager of the Paramount Vancouver exchange, replacing William Hansher, deceased.

Wanger Borrows Gene Tierney

West Coast Bureau of THE FILM DAILY

Hollywood—Under a special loan-out arrangement with Darrell Za- kick, Wanger Pictures has signed Gene Tierney to play the top feminine lead in his forthcoming production of "Sundown."

FINANCIAL

(Tuesday, June 10)

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Beach Weather Hits Huts Crosses; Resorts Benefit

Boston—The Hub, brightest sp or, the exhibition map in the country this week, is that feeling the impact of beach weather. Best biz locally is being done "Caught in the Draft" at the M. P. and "Stormy Weather" at the 4,500-seat Civic Stadium.

Cape Cod houses opening for fl a time this season report break-breaking business over the week or much of this due to patronage service men. North Shore theater likewise report increased business.

Briggs, PRC Prexy, Back From Coast Conferences

O. Henry Briggs, PRC president, returned yesterday from Hollywood where he has been in conference with the past three weeks with George Batellher, in charge of product Sigmund Neufeld, supervisor Western production, Arthur Gre, klatt, general sales manager, and the producers who will contribute the 1941-42 program of PRC. Briggs, who has been visit the PRC exchanges through the country, will return to New Y on June 20 to inaugurate the 194 2 sales campaign.
Consent Decree Up
At PCC Closed Session

(Continued from Page 1)

Yesterday considered the New York consent decree and arbitration pro-

visions in detail.

Albert J. Law, general counsel of

Conference, advised the dele-

es to their procedure in pro-

their particular situation.

Exhibs, affiliated with the Con-

were urged to refer any arbi-

complaints to be filed to Law or

his recommendation as to how

ach individual case should be pre-

to the four AAA tribunals in the

Pacific Coast.

Forum For Exhib. Problems
Again on PCC Program Today

Hollywood-Pacific Coast Confer-

at its third convention session

day will hold another open forum

the discussion of exhibitor prob-

L. O. Lukan of Seattle pres-

Tomorrow’s business session, the

excluding one of the convention, will be devoted to the consideration of

resolutions by Jack Berman, of

ito of Southern California and

orizona, will preside.

Singing and the Gold
To Be Goldwyn RKO Film

(Continued from Page 1)

It is an original screenplay by

ward Koch and Anne Fredrick.

Second Goldwyn picture to be

untitled comedy also starring

ary Cooper and directed by How-

Hawks.

Goldwyn’s first for RKO is To

The Little Foxes,” starring Betty

avis.

Hellzapoppin’ to Start
Productions on June 23

“Hellzapoppin,” with Olsen and

anson starring, will go into pro-

ction on the Coast on June 23, it

said yesterday by Jules Levey, end of Mayfair, which will pro-

duce for Universal release.

Levey, now in New York, leaves

the Coast tomorrow.

Happy Birthday to You

(Continued from Page 1)

Western Electric arts.

Happy Birthday to You

Elisha Ruggles

Jane Bryan

Sam Schwartzman

Walter Ruggles

Harry R. Danziger

Eastern Allied to
Tackle Biz Problem

(Continued from Page 1)

whose annual convention starts to-

today at the Ritz-Carlton Hotel.

With national leaders present, the

Jersey members intend to get to

the core of the present decline in

theater attendance and attempt to

bolster their own business and ad-

ance ideas that may help the in-

dustry as a whole. Thoughts along

these lines will be expressed by ex-

hibitors and by executives of dis-

tributing companies, according to

present plans.

A new approach to the work done

by the Allied Information Depart-

ment is expected to be revealed at

the convention. Function of the

A.D. is to make a comparative study

as to product a dividend in vari-

ous parts of the country.

National Allied’s poll to deter-

mine public taste will be given im-

petus and a report to date on the

campaign is to be presented by

Chairman Sid Samuelson.

The convention, which closes Fri-

day, will include a number of social

events, climaxing with a testimonial

banquet to the New Jersey unit’s

president, Leo Newbury.

UA Field Staff Suspension
Before SPG Meet Tomorrow

Suspension of United Artists’

permanent field staff has drawn a

protest from the Screen Publicists

Guild’s executive council which will

place a resolution before the mem-

bership at a meeting tomorrow.

It was learned that UA has no pro-

duct for special exploitation un-

til Aug. 8, although several of the

field staff have assignments for five

or six weeks ahead. Plan is to go

back to a format system of exploi-

ting spot engagements, calling for

the hiring of 30 or 40 field men

instead of the field staff.

The SPG, however, contends that

the work of the exploiters and

publicists is not seasonal and that

no branch of the industry is sea-

sonal. The resolution, adopted by

the Guild’s UA unit and approved

by the Guild Council, calls upon the

executive council to take “immedi-

tate action in protest of these dis-

missals, with a view to securing re-

instatement of all affected and place

the matter before the general mem-

bership meeting of June 12, for the

decision of the entire Guild.” Reso-

lution also says that the unit re-

jects the idea that any publicist is

“supported” by his employer.

WE to Pay 75c Dividend

Directors of Western Electric yester-

tday declared a dividend of 75 cents

per share on its common stock

payable on June 30, to stock of rec-

ord at the close of business on

June 25.
“Tight Shoes” with John Howard, Broderick Crawford, Natalie Wood. (HOLLYWOOD PREVIEW)

Universal-Mayfair 67 Min. GOOD FUN FOR ALL AGES, WITH DIRECTOR AND PLAYERS CATCHING THE FULL FLAVOR OF DAMON RUNYON’S STORY.

This is the first time a motion picture has ever captured that certain something that has charmed audiences of America’s most popular fiction writers. The “round table” at “Mindy,” the unusual characters—and their language—are all on film as Runyon sets them down on paper.

Director Albert S. Rogell working from Leonard Spiegelgass and Art Arthur’s screenplay—and out of the biggest picture ever made for Runyons—the Crawford is wonderful as the dumb tool of the racket boss. This sort of thing is done with a lot of finesse. The comedy is broad, almost slapstick. Free-for-all fights are frequent, with all members of the cast—male and female—taking part. Ellen Corio is lovely, but it’s Howard, Richard Lane and Anne Gwynne (who will probably merit a million lines of publicity because of her appearance in one of Joe Breck’s “banded” sweaters) are “in the groove” in every scene. It’s a lot of fun—a picture with a new twist and should have the same sort of hick acceptance. Broderick Crawford, a gentleman who earns his living by not strictly honest methods, and sells his shoes, can carry a pair of shoes. The salesman (John Howard) measures his foot and tells him his size—and a shoe size and limp out of the store stubbornly—to see into motion a series of events of great civic importance.

He is a shoe dead at the track— “Foot Fins”—because all he can think of are his feet—and loses all his own and his friend’s money. Intoxicated, he goes to the shoe store and beats up and fires Howard, the shoe clerk. In retaliation Howard leads a raid on one of Crawford’s gardens, with a bunch of public feeling that he is nominated and elected councilman.

His success in public office turns his head and he deserts his sweetheart, Anne Gwynne for a stage star, Binnie Barnes, and they become engaged to be married.

Crawford, now a poor shoe clerk in Howard’s former shop, is ordered to deliver his rival a pair of shoes for the wedding and he takes a pair size too small. Needless to say the “tight shoes” straighten everything out and the picture winds up with some of the “slappiest” comedy you’ve ever seen.

Good fun for all ages and a film that should earn great popularity for writer Runyon and actor Crawford.

Art Director Jack Otterson’s sets are a definite asset to the film.


CREDITS: Producer, Jules Levey; Director, Albert S. Rogell; Author, Damon Runyon; Screenplay, Leonard Spiegelgass and Art Arthur; Cameraman, Elwood Bredell, ASC; Art Director, Jack Otterson; Asso-

“Saddlemates” with Robert Livingston, Bob Steele, Rufe Davis. Republic 56 Min. FAIR WESTERN ON SOLDIER-INDIAN THEME WITH ACTION COMPENSATING FOR STORY’S IMPROBABILITY.

Perhaps the most impressive aspect of this offering is the series of scenes toward the climax. At that stage, Indians disguised as cavalry troops are galloping about a phalanx of covered wagons in what has less to be known as the Grand DeMille Manner. But aside from this battle sequence, in which rifles blaze and arrows split the air, “Saddlemates” makes a good-old western equipped with an archaic sort of screen-play which could pack novelty only for youngsters who have reached the age of reason since the last white settler—Red Man opus was concocted by Hollywood chan-

There is a considerable degree of overacting, and, at times, uninspired histrionics in the piece. However, there is enough texture to give the outdoor addicts. The Three Mesquites, whose personnel apparently fluctuates like a speculative stock, is convincing in this instance the Messers. Livingston, Steele and Davis,—the latter assigned to handle the bulk of the shallow comedy relief along with Ellen Corio.

Considerably greater conviction could have been given the story and situations were the story free from improbability, such as the incompetency of the Army officers. But if there is a failure of logic, there is enough action in the form of brawls, gunplay, and horse-

manship to help matters along for none too discriminating moviegoers. Peter George, Lynn is a good white man and the two screen partners of films generally hold up for film material. Alf Pending is also in this film.

CAST: Robert Livingston, Bob Steele, Rufe Davis, Gale Storm, Forbes Murray, Cornelius Keefe, Peter George, Lynn, Marin Sais, Marty Faust, Glenn Strange, Ellen Corio, Eyes Coin.

CREDITS: Associate Producer, Louis Gray; Director, Les Orebeck; Screenplay, Albert Dehond, Herbert Dalmat; Authors, Bernard McConville, Karen DeWol; Based on characters created by William Calt MacDonald; Production Manager, Al Wil-

“Out of the Fog” with Ida Lupino, John Garfield. Warner Bros. 93 Min. EXCELLENT PICTURIZATION OF IR-

WIN SHAW’S PLAY IS GARFIELD’S FIN-

“WEST POINT WIDOW” with Shirley, Richard Carlson

HOLLYWOOD PREVIEW 63 Min. GOOD, CLEAN FARE SHOULD PLEAS ALL CLASSES AND CREATE A DEMAND FOR TEAMING OF SHIRLEY AND JOHN !

If this film is an indication of the prod-"Producer Sol C. Siegel is going to turn out on his new Paramount contract, it is a film that is long overdue. It is a classic, well written, well directed, well acted, well photographed, and well acted story with a very effective cast. A good film in every way, and a film that is definitely for the family.

John Garfield has been permitted to re-
capture some of the “Mickey Borden” he did in his debut in Hollywood with, even while a screen star is told of a type this spells fins for a leading romantic play-

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“Paper Bullets” with Joan Woodbury, Linda Ware, Jack La Rue (HOLLYWOOD PREVIEW) R.C.-K. Prod. 69 Mins. PHIL ROSEN SETS MONEY-MAKER IN PRODUCERS’ LAP: STRONG CAST MAKES HISTORY OF THE MONEY STORY. If producers Maurice and Franklin Ko- nisky had handed director Phil Rosen a large sum, as picture money goes, to spend as they wished, they’d have nothing to holler at for their money Rosen has given them in this little epic of reconstruction for a very small frac- tion of that figure.

There are six full reels of good produc- tion, acted by a stroke-cast expertly di- rected and clock full of drama, action, plot and counterplot, and suspense. Joan Woodbury, Linda Ware, Jack La- Rue and John Archer marry the major ber- n and please mighty.

Several song numbers, written for the screen, go on nicely over the old hat. Marion Konisky’s original story and screenplay. Art director Frank Dexter, Sr., sets are good, but Rosen’s experience as a cameraman is evident in his “angles” where shots have un- deleterably increase the value of the sets.

The young chap called Allan Ladd, who ap- peared to be a newcomer, can definitely be labeled “a comer” if the right people see him in this. John Archer, an orphan, whose father has been killed by gangster pals who accuse him of being a squirel, grows up to dis- cover that the people of her town are not what they seem in her “shadow” her father’s mis- takes. She goes on as a young girl have a weakling son of a western mil- itary from conviction of manslaughter.

When she gets out, Jack LaRue, a gang- ster friend proves to her through letters he can be a newcomer, can definitely be labeled “a comer” if the right people see him in this. John Archer, an orphan, whose father has been killed by gangster pals who accuse him of being a squirel, grows up to dis- cover that the people of her town are not what they seem in her “shadow” her father’s mis- takes. She goes on as a young girl have a weakling son of a western mil- itary from conviction of manslaughter.

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SCG PANTOMIME 11 Points To Disney for Agreement

(Continued from Page 1)

Reinstatement of all employees who were on the payroll May 15; Recogni- tion of the Screen Cartoonist Guild as the bargaining agency for all craft artists employed by the studio; Membership in Screen Cartoonist Guild as condition of employment; New employees to be given 15 days to join the union or obtain work permits; A 10 per cent increase in pay to all employees; Agreement on wages, hours, working conditions summarized by collective bargaining- ing within 30 days; Lay-offs or dis- charges within the next 30 days to all employee strike breaking employees; All earned and unpaid balance of salary or bonuses to be paid within five days of pay period; A 1 per cent in- crease of all employees; An equitable adjustment of grievances under machinery provided. Demand for immediate payment

“Back’s Jungle Cavalcade” RKO will re-issue Frank Buck’s “Em Back’s Jungle Cavalcade” under the title of “Frank Buck’s Jungle Cavalcade.” Of approximately $10,000 earned by striking animators and assistant artists employed by Walt Disney Productions and yet unpaid was made at the studio yesterday by George E. Bodle, counsel for Screen Cartoonists Guild.
Power Rationing Action Deferred

Nashville, Tenn.—The “rationing” of electric current in the Tennessee Valley Area, and in fact throughout the Southeastern states, is being discussed but any definite action has been postponed at least until June 16, when it would mean putting a limit on the amount of current to be consumed for domestic and non-defense uses. Meanwhile heavy rains are falling throughout this section and this means more water behind the power dams and more electric current.

All movie houses are following the lead of the Chattanooga exhibs. in reducing consumption on marquee signs. Many theaters, especially in the small towns, are also eliminating afternoon shows, usually unprofitable.

Local city council has passed on first reading a resolution for “light saving.” Other major state cities from all indications, are ready to respond to any official request for the adoption of advanced time.

Montgomery, Ala., ‘Blackout’ Conserves Power for Defense

Montgomery, Ala.—Hardest hit of the electric power consumers in this city’s “blackout” due to power shortage are the night theater men who gropingly change the program signs on theater marquees with flashlights as their sole aid.

Shortage of power, due to a five-months old drought over the entire Southeast, caused C of C officials to order a city-wide “blackout” to conserve power for defense operations. A blanket order for shortening of hours in business and entertainment houses now looms.

Frankel Sues Pathe Labes. For “U” Deal Commissions

(Continued from Page 1)

Frankel yesterday filed suit in New York Supreme Court against Pathe for $531,915 damages, of which $400,000 represents Frankel’s claim for commissions on an estimated $1,-500,000 worth of work which University Pictures did for Pathe.

Frankel, who was employed by Pathe Laboratories and Pathe Film Corp. from 1935 to 1940, has also named Paramount Film Corp. as defendant for $29,400 damages. These damages and the balance against Pathe Laboratories are claimed due on commissions for the sale of film printing and film rights.

The plaintiff has petitioned the court to order Robert and Kenneth Young, two of Pathe’s laboratory officers, and George Bonwick, vice-president and treasurer of Pathe Film Corp. to appear for examination before trial.

Negroes Stand Trial for Racial Violence

Joffa, Ill.—A Negro youth, William H. Martin, 16, who was arrested at this city last Sunday night on a charge of criminal destruction of property, has been arraigned before Judge Frank L. Cooper of the Circuit Court of the city, who set his bond at $2,000 and ordered him held for trial.

McNulty Milligan to BAFF and BPE

Boston.—McNulty and Milligan, respectively General Manager of the New York and Chicago offices of the Exhibitors Trust and its Northeastern office, respectively, will visit BAFF and BPE meetings in New York next week.

South Talks Power Rationing

“Go to Movies, Save Current”, Atlanta Plan

(Continued from Page 1)

Actor in all other respects, Garland has his weaknesses. He has a tendency to overly sentimentalize and to indulge in what is generally considered bad acting. However, his sincerity and his appeal to the public make him one of Hollywood’s most popular stars.

Booing in the audience at the Rialto theater, downtown, was heard as the screen was lowered, and at one point the audience actually booed a picture. This was the first time in the history of the Rialto that such an occurrence had taken place.

Hollywood—Enormous success has been achieved by the new picture, “Blackout.” The film, released by WARNER BROS., has already grossed $100,000 in the first week of its release, and is expected to gross $500,000 in the second week.

Mission Playhouse Case

Dismissal Motion Denied

Hollywood—A Circuit Court of the Film Daily

Hollywood—Arbitration proceedings in O. W. Lewis’s Mission Playhouse case were resumed when Arbitrator H. Herbert Cameron denied a motion for dismissal of the case.

Show British Pix at Night

As a special feature of the exhibition “Britain at War,” the Museum of Modern Art will present evening performances of the 15 British documentary films at 6:30 and 8:30 P.M. every Wednesday night beginning tonight.
Kuykendall Urges New Nation-Wide Film Drive

(Continued from Page 1)

Don't Wait for Problems to Strike; Anticipate them," Says MPTOA Prexy

(Continued from Page 1)

Don't Wait for Problems to Strike; Anticipate them," Says MPTOA Prexy

(Continued from Page 1)

MPTOA to Protect Its Interests

(Continued from Page 1)

Double Bills a Menace

(Continued from Page 1)

Ten Equity Officers Quit Posts Over Election Result

(Continued from Page 1)

Advance Reviews for Trade Press Only

(Continued from Page 1)

trade shows indicate the consent decree and that no advance press reviews be provided or permitted in Hollywood in advance of first public exhibition of motion pictures anywhere in the country.

He asserted reviewing of pictures should belong to local exhibitors in each locality whose critic knows his community and is competent to judge the picture when it opens there. Kuykendall quoted from the consent decree which states that a trade publication means a daily or weekly newspaper or magazine which is devoted primarily to news concerning the motion picture industry. He said their reviews and criticisms are written by men of experience in the trade, not by critics and commentators who write for the general public.

Kuykendall also asserted that previews for the lay press concern not only exhibitor but distributor and producer who are responsible for such previews and who suffer the consequences of a ruined market for their pictures.

Secretary Lowenstein read letters of regret from Vice-President Bellfield Agueva, Alonzo Arnold, John Edgar Hoover, Senator Harrison, Mitchell Wolfson who is an MPTOA vice-president, Treasurer Walter Vincent, Postmaster General Frank C. Walker and others.

In his letter, Max A. Cohen of New York urged that a public relations committee be established so that news or disclosure of box-office figures or general injurious news be withheld.

Rev. J. Whitcomb Brougher, Jr., said he was responsible for the moral upbringing of our children as the church and also to younger people. "We must make friends of neighboring families so that they know they can entrust their children's moral future to his judgment of entertainment."
Urges Selected Entertainment Films for Schools

Drop Objectionable Films From Export Schedules, Nate Golden Also Advises

West Coast Bureau of THE FILM DAILY

Hollywood—Taking cognizance of the need for increased domestic film audiences, as well as larger foreign returns, Nathan D. Golden, Bureau of Foreign and Domestic Commerce reported yesterday, the new selling methods brought about by the consent decree, they can and will be more helpful to the average exhibitor than ever, being able, with the cooperation of the producer, to intelligently guide the exhibitors' buying and planning."

.Toggle:

De cree Makes Trade Press More Helpful To Exhibs. Than Ever Before, Says Kykendall

West Coast Bureau of THE FILM DAILY

Hollywood—Pressey Ed Kykendall, of the MPAA, in his annual report yesterday, paid tribute to the trade press as a "vital and integral part of our industry, the co-ordinating influence making us collectively informed." Kykendall added:

"In the new selling methods brought about by the consent decree, they can and will be more helpful to the average exhibitor than ever, being able, with the cooperation of the producer, to intelligently guide the exhibitors buying and planning."

Attendance Keeps Up In Montreal Blackout

Montreal—Theater and cinema audiences continued to function normally in Montreal during the experimental blackout which lasted from 10:30 to 16:45 p.m. All advertising and other outside lighting was extinguished as soon as the alert sounded and at 10:30 sharp, lights went out in theater lobbies. Few people left their seats during the blackout and those who wished to go outside to see how the restriction was observed, had to find their way out in the dark. Some theaters took advantage of the occasion to run the film, "Blackout."

Attendances were somewhat affected as many people wished to be home in the blackout interval. Similar conditions prevailed in Quebec and Three Rivers where all the first blackouts were held.

Wellman Heads USO Drive

West Coast Bureau of THE FILM DAILY

Hollywood—William Wellman has been appointed USO consultant for Hollywood. Appointment was made by Edward Arnold, chairman of the Motion Picture Permanent Charities Committee.

To Make B & K Awards

Chicago—A John Balaban cash award will go to the manager of the B & K circuit, who makes the best quarterly record. The house will receive a silver plaque.

UA's Selznick, Capra Deals Near Climax

(Continued from Page 1)

layed, Miss Pickford explained, inasmuch as UA must set its 1941-42 policies and plans. Thus far, however, nothing has been firm.

Reports that James M. Joye, vice-president of Samuel Goldwyn, Inc., would succeed Murray Silverstone as UA's top executive, were discounted by Miss Pickford, who further added that no decision as to Silverstone's successor had been reached by the UA stockholders.

It is understood that with Arthur W. Kelly temporarily in charge of UA, no successor to Silverstone may be named for several months—possibly four.

Special Train Will Bring RKO Convention Delegates

RKO has chartered a special train to bring its convention delegates to New York. The special, which leaves Chicago Saturday night, will carry the staffs from Chicago, Cincinnati, Buffalo, Cleveland, Dallas, Denver, Des Moines, Kansas City, Los Angeles, Memphis, Montgomery, Omaha, Portland, St. Louis, Salt Lake City, San Francisco, Seattle and Sioux Falls.

Branch contingents not scheduled to arrive on the special will come direct from their respective cities.

Convention is to be held at the Waldorf-Astoria Monday to Thursday next.

Hollywood Starting 11 More This Week

West Coast Bureau of THE FILM DAILY

Hollywood—Eleven new pictures are scheduled to go into production this week, Twelveth-Fox, with nine shooting, is in keeping with activity currently. The chequels: At Columbia: Six shooting, including "Il Matriccolo," comedy-melodrama, with Lambert Hillyer directing, William O'Hearn has the feminine lead; "The Blowout," with fourteen scenes, including Edward Dmytryk directing for Producer Jack Fifer; At M.G.M.: Seven shooting, including "Chocolate Soldier," musical, starring Nelson Eddy and Rise Stevens, with Florence Bates and Leigh Whipper, in the direction of Producer Victor Saville. At Metro-Pontiac: Four shooting, including Harry Sherman's next Hopalong Cassidy film, "Timber Wolves," starring Bill Drake, with Eleanor Stewart, Tom Tyler, Victor McLaglen and Bud King.

At RKO-Radio: Four shooting including "Gentlemen Prefer Blondes," with Jane Wyatt and Dennis O'Keefe heading the cast, supported by Phillip Reed, Edward Everett Horton, Franklyn Farnum, Marion Martin, Producer, Tay Garnett, Director.


At Universal: Six shooting, including "Aces High," "Waltzes with Madame," including "Il Nortenno," "melodrama with music, with" Gladys Hulette, Edna May Oliphant, Richard Whorf, Betty Field and Jack Carson, Ansel Arngrim directing.


Hollywood Papers Aiding Films

Philadelphia — Allied Independent Theater Owners of Eastern Pont sylvania has tied in with the Reo ny's relief fund. During the few weeks, sets of puzzles will be distributed free at the theaters exchange for which the houses give a Free Homicide in the paper. The Bulletin here has been run t into institutional ads for films.

"Swamp Water" Location Trip

Atlanta—20th Century-Fox will shoot part of the forthcoming "Swamp Water" in the famed Okefenokee Swamp.

Ah, There, Andy! Rocky Mountain Trip

"Andy Hardy's Secretary" "Blonde Inspiration"
NEW METRO SALES POLICY NIXES BARTER
N. J. Allied May Sponsor 135-Min. Program Bill

Atlantic City Convention Gets Proposal; Exhibitors Trace Biz Decline Causes

By AL STEIN
FILM DAILY Staff Writer

Atlantic City — New Jersey Allied may sponsor a bill which would limit motion picture programs to 135 minutes, similar to the measure introduced in Illinois. Proposal was made at the opening session of the unit's annual convention here at the Ritz Carlton.
(Continued on Page 3)

Schine Ruling Calls On Gov't to Explain

Buffalo — The Government is required to explain whether it charges collective conspiracy or separate rates between the Schine defendants and eight distributors, as a result of a decision yesterday by the Court of Appeals.
(Continued on Page 5)

IKO's Quarterly Net Shows $108,838 Rise

IKO Corp. and subsidiary companies showed a net profit of $64.76.07, after all charges, for the 13 (Continued on Page 5)

For Defense Film On Every Program

Motion Picture Committee Operating for National Defense, at the suggestion of the Distributors' Division headed by W. A. Scully of "U," is adopting the slogan, "A Defense Film With Every Program." Committee is hopeful that it can be inserted in press books, in company advertising, in trade papers. Francis S. Harmon, Co-ordinator, points out the slogan is broad enough to include either a trailer under the Committee's auspices or any other film or newsreel on the program containing defense material, directly or indirectly.

Fairbanks' Widow to Fight UA Stock Sale

West Coast Bureau: THE FILM DAILY

Hollywood—Counsel retained by Mrs. Sylvia Fairbanks will appear in Superior Court today to oppose sale of the late Douglas Fairbanks' holdings in UA to the company for $400,000, it was reported here last night. The Bank of America, as executor of the estate, accepted the bid, subject to Court's okay, as exclusively reported in THE FILM DAILY May 29.

India Cuts U. S. Pix Imports 33 1:3 P. C.

Calcutta (By Cable) — India's Board of Exchange, in order to preserve stability of currency, yesterday ordered a reduction of 33 1:3 per cent in U. S. film imports. The decree governing this step will be effective as of June 30, at which time the current film import regulations expire.

Move means that U. S. films will (Continued on Page 3)

20th-Fox Sales Conclave Shifted to Los Angeles

Twentieth Century-Fox will hold its annual sales convention in Los Angeles on July 16, 17 and 18, in (Continued on Page 2)

Producers Get Questionnaires

Gov't Building Backlog of Film Personnel

Disney's Secret Ballot Proposal Nixed by SCG

West Coast Bureau of THE FILM DAILY

Hollywood—The Screen Cartoonists Guild has refused to accept Walt Disney's proposal for a secret election of a bargaining agent for employees of his studio. Only way the strike can be term-
(Continued on Page 3)

Rentals Will Be Individually Fixed on Gross Receipts Basis; Salesmen Will Call on Exhibits. But Once; Tradeshowing of Blocks-of-Five Pictures Begins in July

By RALPH WILK West Coast Bureau of THE FILM DAILY

Los Angeles — Metro's "revolutionary" sales policy, as exclusively forecast in THE FILM DAILY on June 4, will be predicated on two cardinal points, it was disclosed here yesterday by William F. Rodgers, general sales manager, during his address before the MPTOA convention.

"They are: 1. Fixing of film rentals in each individual situation by the 'barometer' of gross receipts, and, 2. one-time solicitation of the exhibitor customer.

Unless the latter prevails, Rodgers said, "we will be unable to effect" (Continued on Page 4)

Production Economy Urged by Hayman

West Coast Bureau of THE FILM DAILY

Los Angeles — In his address to the MPTOA convention here yesterday, A. C. Hayman, president of the MPTOA of New York State, urged (Continued on Page 4)

Newbury Retiring as N. J. Allied Prexy

Atlantic City — Leo Newbury of Manasquan will not be a candidate for re-election as President of New Jersey Allied. Having served five years, Newbury has informed the nominating committee that the job should go to somebody else. His retirement will be observed tomorrow night at a testimonial banquet.
Newspaper Article

Ted Reilly, Comford Vet., Dead: Rites Today

Avoca, Pa.—Funeral services for Ted J. Reilly, identified with the Comford circuit for more than 30 years, and manager of the Palace here at the time of his death, will be held today. Reilly was an uncle of Michael Whalen, film star. Close friends of the deceased, Postmaster General Frank C. Walker and John J. O'Leary, Comford general manager, are expected to be present at the rites today.

K-A-O Stockholders to Act

On RKO's Stock Offer Today

Special meeting of K-A-O stockholders will be held at 3:00 p.m., today in the company's headquarters in Radio City to act upon a plan of reorganization and to approve an offer of RKO Corp., to purchase the three cent convertible preferred stock of K-A-O Corp. at $114.25 a share.

Name Bertram Block N. Y.
20th-Fox Story Editor

Joseph H. Moskowitz, Eastern representative of 20th Century-Fox Film Studios, yesterday announced the appointment of Bertram Block as 20th-Fox story editor, succeeding the late Franklyn Underwood. Block was formerly associated with Metro in a similar capacity for nearly 11 years and was also story editor for Sam Goldwyn.

Georgia Tech Alumni
Honour Robert B. Wilby

Atlanta, Ga.—Robert B. Wilby, Atlanta president of the New York Wilby-Kiney Corp., is the new president of the Georgia Tech National Alumni Association.

26 20th-Fx Pix Ready
For Show trades by Nov.

West Coast Bureau of THE FILM DAILY

Hollywood—The 20th-Fx studio expects to have some 26 features at the exchanges ready for trade showings by November.

Levey to Visit Eastern Keys

Jules Levey, head of Mayfair leaves New York today for a visit to key cities in the East in connection with booking "Little Shoes," released by "IT." Pix opens next Wednesday at the local Rialto.

Chinese Pix Set for World

Rey Scott's Chinese dramatic, "Kai Ko Ya," first all-color feature produced in China, opens at the World June 23.

Eleanor Powell, Prom Queen

Eleanor Powell, in absentia, will be Queen of Fordham's Senior Prom on Friday.

Brandt Again ITOA Prexy;
Abe Leff Named Secretary

Harry Brandt was again chosen to head ITOA at organization's election yesterday in the Hotel Astor.

All other officers were re-named, with the single exception of Frank Bregman, who has been serving as secretary. This post went to Abe Leff.

At the meeting, the membership discussed the availability of product for the forthcoming 1941-42 season.

Song's Popularity Brings
Re-issue of "Intermezzo"

Move by UA was initiated yesterday to cash-in on the current popularity of the composition, "Intermezzo," by re-issuing the David O. Selznick production, "Intermezzo: A Love Story," which was one of the company's 1939 releases starring Ingrid Bergman and Leslie Howard.

The step is being taken by the distribution organization specifically because the song is in the top brackets of public favor, and it is estimated that it is heard via radio broadcasts by some 12,000,000 listeners daily.

System Beats Bingo to Tune Of Three Autos and $1,200

Syracuse, N. Y.—Police here nabbed six persons who, it is charged, evolved an ingenious system of beating Bingo games in local theaters. Operating locally for the last five weeks, it is admitted by one member of the gang, police say, that the system enabled its players to win $1,200 and pay $300 in taxes.

The sextet, including a Cincinnati couple, are under investigation.

RKO Executive Salaries Reported to the SEC

George J. Schaefer, RKO presi-
dent, was paid $81,808 in salary and fees, plus an allowance of $250 a week for certain expenses. The company reported to the SEC for the year ended Dec. 31, 1940. Ned F. Benenson, vice-president, was paid $55,066 and N. P. Rathvon, chairman of the executive committee, was paid $28,387.

N. H. Solons Adjourn Tomorrow

Concorn, N. H.—The long biennial session of the State Legislature will adjourn tomorrow. Legalized horse racing in New Hampshire until 1944 by a bill sent to Gov. Robert O. Blood for his signature.

"Moon" at Miami June 13

World premiere of "Moon Over Miami," June 11. The East Coast delegation will be joined by representatives of the Eastern branch in Chicago.

COMING and GOING

HOWARD DIETZ left the Coast last night for New York.

ARTHUR W. KELLY, acting-world-wide head of UA, arrives in Atlantic City tomorrow to attend the National Convention, and it is said he will return immediately to New York.

SPYROS SKOURAS is expected to return to New York today.

ABOTT AND COSTELLO leave New York this morning for Philadelphia where they allot guests at an exhausted reception and give another later on in the evening.

VYVYAN DONNER, fashion director for 20th Century-Fox, will return to New York by plane for Hollywood.

AL STEN of THE FILM DAILY editorial staff is in Atlantic City.

OSCAR A. MORGAN, MORRIS GOODMA EARLE SWEIGART and MANNY REINER go to Washington tomorrow, with Morgan connecting to Toronto, arriving Monday.

STEVE BRODY of Monogram planes to Washington tonight on the first stop on a Southern tour.

SHEILAH GRAHAM, NANA Hollywood co-/united, takes the Clipper next month for a European tour.

NATALIE KALMUS arrives from the Coast today.

WILLIAM CAGNEY is on route to New York from the Coast.

CARL STIMSON and MARIAN SPITZ (Mrs. Thompson) return to Hollywood next week for the Summer.

HENRY HENIGSON is expected here for Chicago today.

FRED KENT and FRANK ROGERS of the Spanish circuit are on their way from New York.

LEONARD H. GODSENDEN, Para. theater head, is due from the Coast tomorrow.

MORRIS HELPRIN has arrived on the Coast.

A 20th-Fx story, expected as the next Clipper will be "Seduction," leading lady of Orson Welles' Broadway production, "Native Son," who has been signed a long-term contract by RKO for her film debut at the conclusion of the New York run of the play.

20th-Fx Sales Conclave Shifted to Los Angeles

(Continued from Page 1)

stead of New York City as prviously announced, according to Herman Wobber, general manager of Dist-Buyers.

Shift will permit Darryl F. Zanuck and other 20th-Fx producers personally to outline the forthcoming plans to the branch managers and salesmen, and will also the screening of rushes of pictures in work, as well as completed features.

Special train, carrying Home Office personnel and delegates from the Eastern branches, will leave New York on June 10. The East Coast delegation will be joined by representatives of the Midwestern branch in Chicago.

Friday, June 12, 1941
chinese Ruling Calls on Gov't to Explain

(Continued from Page 1) Federal and Others Mayer, attended strikes discriminating A Phil T theaters before • • • ex-
Martha there • • be T tendered remitted DOWN

In special targe... t...fr... a...f...tion of...he...f...nd...-i...n...riscilla

n..ru...ng...to...he...f...a...nd...s...to...be...n...a...nt...l...m...n...g...to...the...e...n...f...d...e...r...-

mation that...is...not...primarily...interested...in...the...ast...pre-
view reaction...but...is...said...in...the...more...critical...East...... and concluded: "And...is...there...any...reason...under...the...sun......why...national...magazines...and...Sunday...newspapers...should...carry...reviews...of...pix......a...couple...of...weeks...before...the...trade...critics...see...them?...... That's...happening...all...too...frequently...of...late......and...it...strikes...Phil...M. as...more...cost-before-the-horse...stuff".....All...that...we...repeat...was...printed...here...on...April...22....

• • • ON Monday, Eastman Kodak Park's softball team—only two-time world's champions—embark on a two-week trip through the Mid-West—which will carry the Kaypees into five States for a total of 10 games......Later in the season the Kodak team will travel to Pauling, N. Y. .....to meet Lowell Thomas "Nine Old Men".....We don't know the exact acreage of Harry Carey's ranch near Saugus, Calif., but...it...will...have...to...be...large...to...accommodate...all...the...pic...directors...associated...with...him...in...his...career......and...to...whom...Harry...has...sent...invites...to...the...press...premiere...of..."Shepherd...of...the...Hills".....plus...the...33rd...anniversary...party...immediately...thereafter......which...celebrates...the...tenure...of...Harry...in...films......A...mere...48...directors...are...expected...to...participate...in...the...big...doin's...on...Saturday...

• • • DOWN Havana way......trade tongues are still wagging......o'er...a...past...week-end...banquet......tendered...to...genial...and...simplato...Eddie...O'Connor......M-G-M's...manager......The...affair...is...characterized...as...the...biggest...and...most...'thunderous...yet...held...in...films...annals...of...Cuba...... and...was...organized...by...the...Society...of...Motion...Picture...Writers......headed...by...its...prexy, Emilio...Castro...Cháme......It...proved,...aside...from...super-successful, the...high...regard...in...which...Eddie...is...held...by...pic...biz...interests...in...Cuba......and...by...the...Island's...officialdom......Too,...it...proved...how...intense...is...Pan-American...good-will......Among...the...several...hundred...guests...were...Albert...Nulier, U. S. Commercial...Attaché, representing...the...American...Ambassador;...the...Ambassador...from...Great...Britain, Sir...George...Ogilvie...Forbes;...Maria...M. Garrett, president of the Pan-American...Press...Club;...Fernando...Gonzales, president of the Cuban...Exhibitors'...Union;...and...A. Bernard...Moloney, chief...North...American...correspondent...for...Reuter...-

• • • EVERY exhibitor from Havana.....and...scores...from...interior...points.....attended...the...O'Connor...fiesta.....as...did...100... per...cent...representation...of...the...press.....A...swell...floor...show...was...presented.....and...Eddie...brought...down...the...house...via...a...bribe...but...magnificent...talk.....Others...who...were...much...in...evidence...at...the...shindig...were...Charles...B...Garrett, director of Mundo Filmico...Cubano;...Manuel...Fellon, Ernesto...P...Smith, William...Hagney, Peter...Colli.....Martha...Elba...Fombellida, Nestor...Sanchez, Augusto...Ferrer...de...Cuto, Tony...Sastre, Faustino...Rodriguez.....Manuel...Alonso, Mary...Luisa...Blanco, FILM DAILY staff...correspondent;...Ramon...Poon, Jack...Rappaport, and...Justo...Suárez.

India Cuts U. S. Pix Imports 33 1-3 P. C.

(Continued from Page 1) enjoy only 50 per cent of their once 100 per cent import... because, when...the...prevailing...quota... was...established, a 25 per cent reduction... was...effected...during...1939...and...1940. Therefore, the...cut...of...33 1-3...percent...which...will...be...instated...on...June...30...is...applied...to...the...extent...75...per...cent,...and...the...net...result...will... be...50...per...cent...of...the...original...importation...of...U. S. footage.

PCC to Fight Discrimination Under the Consent Decree

West Coast Bureau of THE FILM DAILY

Los Angeles—Following...a...closed...session,...the...PCC...at...its...convention...at...the...Ambassador...Hotel...here...yesterday...issued...the...following...state-
ment: "PCC delegates unanimously voted...to...establish...a...permanent...preparation...committee...by...which...a...pro-
ducer...or...director...who...might...take...advantage...of...the...discriminating...practices,...perhaps...not...authorized... but...still...permitted...under...the...con-
sent...decree."

Subjects...also...discussed...were...more-
overs, allocation...of...pictures, slump...in...box...office...receipts, student...re-
duced...admission,...commercialized...previews, new...arbitration...setup...under...the...consent...decree, percentage...pictures...and...opposition...to...double...bills.

Conada Names Minister Of National War Services

Montreal—Ottawa...yesterday...announced...the...appointment...of...Joseph...Thorsen, Liberal...member...for...Sel-
kirk, Manitoba, as...Minister...of...Na-
tional...War...Services."

Premiere...King...said...CBC, the...Na-
tional...Film...Board...and...National...Travel...Bureau...had...been...transferred...to...the...National...War...Services...De-
partment.

Hershel Mayall Dead

Detroit.—Hershel...Mayall, 78, pioneer...film...producer, recently...doing...radio...characters...here, died...Tuesday...at...St. Mary's...Hospital.

Dropped Censor Hits Pix Passed by Board

St. John, N. B.—Mrs. A. C. D. Wilson, of St. John,apl...on...the...New...Brunswick...Board...of...Cens-
sors, when...a...change...of...political...administration...followed...an...election, has...been...slapping...films...passed...by...the...Board...and...shown...in...theaters...in...this...province. In...her...capacity...as...convenor...on...films...for...the...New...Brunswick...Women's...Council, she...reported...to...the...provincial...conven-

ion...at...Moncton, "the...type...of...film... depicting...heroes...living...in...elegant...sin...is...not...the...ideal...of...life...with...which...we...wish...our...children...to...become...familiar."
Americanism Pix's
Keynote—Petittjohn

West Coast Bureau of THE FILM DAILY

Los Angeles—Charles C. Petittjohn of the Hays office keynoted his address before the MPTOA convention here yesterday, with the declaration that the industry must have Americanism as its outlook. Also that it must not be unmindful of what is owed the pioneers who started the industry. He said:

"Clean, wholesome recreation is foremost in necessity at the present time. In my experience, which dates back 28 years, I have seen many causes for arbitration which have been settled within the industry.

"Not so many years ago men who sold and those who bought sat down at tables for arbitration. Thousands of cases were settled by themselves at a cost that was one-fourth of what they could be.

"I believe it will go back to the same form of arbitration some day—perhaps not in our lifetime or business era but some day. There is still enough decency and integrity in the industry to settle our own difficulties.

"There are three messages I would like to deliver: First, let's be good and unafraid in answering the needs of the industry; Second, let's appreciate our Government; Thirdly, Let's all be bricklayers, not brick throwers."

Dore Schary said these last few years had seen a change in the attitude of many writers toward Hollywood. He declared that some years ago many writers came here with a contract and they would look forward to it lasting long enough to secure themselves enough finances to leave and complete a novel or some form of literary art as they saw it.

"There is art in pictures today," Schary asserted. "Any intelligent thought-out plot realistically portrayed is art. It is up to exhibitors to tell writers through their superiors what is good screen fare so all can make money."

WEDDING BELLS

Joseph F. Reed, Washington and Bantam, Conn., exhibitor, attended the engagement party of his son, Joseph F. Reed, Jr., to Mollie Steward of Boston in Framingham, Receiving his graduation last week from the Boston Museum School of Fine Arts.

Metro's Policy to Nix Barter
Gross Receipts to Determine Pix Rentals

(Continued from Page 1)

the principle we feel to be vitally necessary at this time. He added:

"In other words, we feel the time has come when that inevitable barter, that has unfortunately been a part of this business for so many years, should cease and we are going to offer our best proposal first and, as heretofore, you stand behind our valuation of our pictures."

"We do not want, much less expect, to overcharge our customers; neither do we expect them to unnecessarily delay in their buying, or to assume more than the ordinary business risk," said Rodgers. "As we calculate on the public's time in reproducing our pictures and are willing to speculate on our ultimate returns on the very same basis."

Exschor: Exhib. Co-operation

"We have never advocated, and do not now, that American exhibitors are expected to make up the deficit as a result of this industry's situation. We do expect, however, the American exhibitors to cooperate so we can seek and find new avenues of revenue. Whether it takes the form of single bills everywhere, or of increased admissions on an individual picture if justified, it must be a general advance in prices, or whether it takes the form of extended runs, is a matter for local decision—or whether producers are going to be encouraged to expand even greater sums to make great pictures, is a matter for you to determine."

"We propose and will outline at the proper time our plan, which provides an advance in admission prices, based on pictures extended time—you and your business to be the judge."

Trade Shows in July

Rodgers said Metro would start trade-showing next month and that exhibits, attendance at the trade shows would be encouraged. As to shorts, he said that exhibits, will not be pressed to buy if their inclinations are otherwise. The full shorts program will be sold at one time, Rodgers added.

"You have a perfect right to expect from our company good pictures—and you will not be disappointed. And just as you have a right to expect merchandising of merit from us, so we have a very definite right to expect that you will present it in a manner befitting its quality," the Metro sales head stated.

100% Decree Acceptance

Rodgers reiterated Metro's pledge to accept the consent decree 100 per cent, recommended that its advantages be utilized, stressed the desirability of arbitration, and warned:

"As great as this business is, and has been to all of us, I do not know that it can withstand the attacks made against it."

Wanger Urges 5-Year Pix Plan
Producer Attacks Radio Commentators on Pix

(Continued from Page 1)

exploit pictures as thoroughly as other industries exploit their wares, such as radio, photographs, cosmetics, etc. There are new audiences waiting and we must find ways to cater to their needs for recreation. We must have more courage, particularly in showing of pictures. A new type of picture that may fail in a showing today may make money tomorrow. We should give more territory and create new customers.

Walter Wanger pointed out that double bills be abolished. He also attacked radio commentators who condemn pictures before exhibitors can show them in their own territories.

"The sooner we realize our importance as an industry the sooner we will become the progressive industry we so often claim to be," Wanger urged.

Y. Frank Freeman pointed out that if each theater operator created 200 new customers an important new clientele would be established in as much as there are 17,000 theaters operating. He stated double bills are an evil and have growing and will cause a further stagnation if continued.

F. R. Freeman told the audience that "if we want our movies in Hollywood and we expect and know that we will get help from you," he said. "Hollywood offers you the life line to keep your theaters open. If you should have a common cause you will be willing to sacrifice yourself and every effort will be made to make better pictures."

Production Economy Urged by Hayman

(Continued from Page 1)

producers to practise economy in the production of pictures.

"The time has come," he said, "when the studios must inaugurate a drastic form of economy in order to reduce the production schedule and by so doing not mean cheap pictures. For the next 20 years or more it has been proven, with but few exceptions, that spending of large sums of money does not by itself create great box-office pictures."

"Producers, directors and studio executives must stop talking in terms of millions of dollars when they make a budget of the production schedule. Box-office of America can no longer pay for directors who felt they must spend a million more dollars in order to maintain their prestige in directing a picture thousands of sets, thousands of extras, hundreds of horses and the winds of storms though very expensive to acquire, do not make a box-office picture. The main ingredients seem to have been forgotten brains."

Eschew Crack-Brained Ideas

"We feel that men responsible for making pictures for the theaters should have knowledge as to what the public will buy and jump at every crack-brained idea submitted by the people directly or indirectly related or recommended by someone who is supposed to have a pull. Years ago there were some excuse for these experiments but with the current condition of the industry as it is today, with complete lack of any formula for getting the money to hire artists or entertainers, we are entirely too hot for theaters to carry.

Exhib. Must Have Relief

"With numerous burdens now on the exhibitor by Federal, State and local Government in the form of taxes and license fees, it is a heavy burden that distributors and exhibitors will have to pay in form percentages for their product, the evil of double feature shilling which run from three and one-half to four hours, and with the price of admission that is charged in a large majority of places throughout the United States the exhibitor must have relief or will surely put him out of business altogether.

"As an exhibitor for over 20 years, I have seen these tremendous burdens increasing every year and I say to you in all honesty, the only way of making it must be to bring about relief to the exhibitor if they want him to continue to operate. The words and statements of producer-distributor must be 'Help exhibitor if you are going to the industry'."

Thursday, June 12, 1940
N. J. Allied Talking 135-Min. Show Bill

(Continued from Page 1)

Hotel. Opposition to the proposal was slight, and the issue was tabled for further discussion and consideration by the Board of Directors.

Suggestion for the measure was made following a discussion of the current decline in business, double features being blamed as one reason for the slump. It was pointed out that other attempts to eliminate twin bills had failed because of the lack of co-operation by all exhibitors, but it was asserted that if duals could be banned by law, the problem could be solved.

Blame Weather. Product

The depression in theater business was attributed by New Jersey exhibitors to weather and product, with the former being blamed more than the latter. An unusually early Spring, delegates contended, drove patrons to outdoor amusements rather than into theaters. Some showmen insisted that product was below par and that the public was tired of seeing pictures that were not entertaining.

Other factors in the decline, it was said, were Drive-in theaters, night base ball and the banning of theater games in some localities.

Feel Drop Is Temporary

It was indicated that a remedy would not be advanced until it was determined whether the present decline was temporary or permanent. There was a feeling that the depression would not last for long, but if it continues, some action would have to be taken. No business stimulants, however, were suggested.

As most of the delegates are expected to arrive today, attendance yesterday was light. Many subjects scheduled for discussion, such as amusement, the New York convention decree and music tax, were set aside for later sessions.

Trioomphant!-
San Diego, Calif.—Some 8,000 gang gobs were poised yesterday to storm Ann Sheridan, filmland’s “oomph” girl, in order to get her autograph while on hand to appear in scenes for a picture with a Navy bend. Giant law enforcer Ray Milland, apprentice seaman, (who by the way is a nephew of Randolph Scott, actor), drew the assignment of standing guard o’er Ann Sheridan. He did, with service pistol, bayonet, and looks of disdain at his fellow saloon, the latter abandoned their intended “campaign.”
Gov't Sending Questionnaires to Film Producers

U. S. Setting Up Immediate Backlog of Film Personnel On Industry-Wide Scale Set

(Continued from Page 1)

Executive Office of the President, National Resources Planning Board.

That this is the Administration's opening gun in setting up an immediate backlog of film personnel on an industry-wide scale for National Defense is indicated by a "Technical Check List" accompanying the questionnaire and which covers 10 general fields of specialization within filmmaking.

Divisions and Sub-Divisions

These divisions and their sub-divisions are as follows:

PRODUCING: Story film; Newsreel, Publicity Projects.
DIRECTING: Story film; Factual subjects.

PROMOTING: Newspapers; Trade press; Day; Advertising; Magazine.

DISTRIBUTING: Feature; Newsreel; Shorts; Educational; Industrial.

EDITING: Story film; Newsreel; Factual subjects.

WRITING: Story film; Newsreel; Factual subjects.

SOUND: Mixer man; Recordist; Re-recordist.

CAMERA: Cameraman; Process photographer; Animator; Lighting supervisor; Still photographer.

LABORATORY: Operating engineer; Process control engineer; Equipment engineer.

The 16th and final division has been instituted in the event that the preceding divisions do not adequately provide the recipient of the questionnaire with a heading under which he can describe specialized talent possessed.

Radio Experience Asked

It is interesting to note on the Technical Check List the Government's request to film industry personnel that they describe any radio experience they may have had.

Examination of questionnaire's contents shows that, while the Government has not yet dispatched the document to all the wings of the motion picture trade, it patently intends to glean all possible information from the precision research forces, directors, editors or writers; administrators, producers, and all others, that they may be on call to serve the war effort. That help is needed in the interests of National Defense.

The National Resources Planning Board's National Roster of Scientific and Specialized Personnel is co-administered by the U. S. Civil Service Commission.

During the last World War, a similar personnel roster was compiled by the Department of Labor under the designation, U. S. Public Service Reserve.

The scope of the new questionnaire is such that the Government can gain an unusually accurate picture of the capabilities of those filling it in. There is a total of 50 principal questions.

National Carbon Sales Head Assures MPTOA
Meet There Will Be No Carbon Shortage

West Coast Bureau of THE FILM DAILY

Hollywood—E. M. Williford, general sales manager of the National Carbon Co., yesterday assured the exhibitor delegates to the MPTOA convention that there would be no shortage of carbon and that no price rises are intended. He urged exhibits, not to become panicky and cause a synthetic shortage by stockpiling on carbon.

Pix Aid Radio’s Defense Shows

Dietz Returning from Coast Co-Op Confabs

West Coast Bureau of THE FILM DAILY

Hollywood—Answering an appeal for its services in the interest of national unity, the motion picture industry promises full cooperation in the radio program, "Millions for Defense," which the United States Treasury Department inaugurates July 2, continuing for 13 weeks. Emanating from New York every Wednesday at 9 p.m., it will have a Hollywood exit-in.

The producers' association, Screen Actors and Writers Guild have agreed to lend every effort to assist Howard Dietz who has been appointed by Secretary Morgenthau as general chairman of promotion via entertainment for sale of defense stamps.

Dietz has been here for the past 10 days, combining his M-G-M activities with work allotted to him by the Government in the national emergency. He left yesterday for New York where he will consult with the Columbia Broadcasting staff.

Douglas Coultier is handling production of the series. The first program will be introduced over the air by the Secretary of Treasury himself who will also be a guest of "Millions for Defense." The program will make a special appearance on "Millions for Defense." Fred Thomas will be master of ceremonies out of New York and John Charles Thomas will be vocalist. From Hollywood Mickey Rooney and Judy Garland will sing the theme song especially written by Irving Berlin and entitled "Any Bonds Today?"

Charles Laughton will deliver Lincoln's Gettysburg address.

The second show, July 9, will feature the film of the week, "Boy and Dorothy Lamour from the Coast.

Discussing the industry's part in the sales of defense stamps, Dietz said that the Secretary of the Treasury had stated with emphasis his satisfaction with the co-operation already extended in screen trailers and films' general effort. He added that at the end of the radio program he was sure a similar compliment to motion picture personalities will have been earned.

The idea of the program is to stimulate spirit behind the defense savings plan," said Dietz. "The national unity we hear so much about can best be achieved when everyone has a personal, sentimental and material interest in our way of life. Writers are asked to contribute stories playlets, dramatic players as well as comedians and vocalists are asked to appear. The program will be a representation of radio, theater and screen."

Dietz's headquarters will be at 1546 Broadway. Huntley Gordon has volunteered to serve as co-coordinator of talent for motion picture artists and can be reached at the office of the Screen Actors Guild.

Suggest P.A.'s, Girl Shows
To Stimulate Attendance

West Coast Bureau of THE FILM DAILY

Hollywood—At a special meeting of the Association of Motion Picture Producers late Tuesday, Spyros S. Skouras, vice president of the Motion Picture Producers of America, outlined an elaborate program of personal appearances by screen personalities and girl shows would do much to stimulate attendance.

A published report that there was much dissatisfaction at the meeting and exhibitors were condemned for ineffective showmanship was denied by Skouras. The program was constructive and President Y. Frank Freeman is to appoint a committee to study all phases of situation.

"Blood on Moon" to RKO

Hollywood — RKO has purchased the Mike Short magazine serial "Blood on the Moon."
COVERING COMPLETELY...

THE

MOTION PICTURE

INDUSTRY

- PRODUCTION
- DISTRIBUTION
- EXHIBITION
- WORK OF DIRECTORS,
- PLAYERS, ETC.
- 17,968 TITLES
- EXPLOITATION
- EQUIPMENT
- ORGANIZATIONS
- THEATERS
- CIRCUITS
- PERSONNEL
- LEGAL
- FINANCIAL

AND 1001 OTHER ITEMS OF USEFUL INFORMATION

For twenty-three years the recognized standard reference book of the screen.

THE FILM YEAR BOOK

is given free

TO ALL FILM DAILY SUBSCRIBERS
Metro Sales Head Raps
Self-Satisfaction and
Giveaway Showmanship

By RALPH WISE
West Coast Bureau of THE FILM DAILY
Los Angeles—William F. Rodgers, Metro's general sales manager, addressing the MPTOA convention at the Ambassador Hotel here yesterday, told an attentive national exhib, audience, the conclave's largest, that the motion picture's "regular audience," weaned away by "other forms of amusement, can be brought back by the downright hard work that of your patrons will help—but your appeals to the public must be compelling. Presentation is both important and neces-
sary."

"I am firm in the conviction that the type of showmanship that offers a gas range, five bi-prints, and a second feature with 'Men of Boys' Town' for 25 cents, is not the type of showmanship that will ultimately be succeeding any back cover notices," Rodgers continued. "I am firmly convinced that this is not a two-for-one or triple feature business."

No Answer on Duals

Relative to double features, the sales chief said he wished he had the answer. "If you do find yourself in a situation where you are playing double bills, then, by all means, present them in a manner and at times best suited to the ma-

The Loew circuit, operating always in competition, has never used two-

Pictures Not the Trouble

Taking up business situation in which the industry now finds itself, Rodgers asserted, "Anyone in this room knows full well what is wrong, and it is not motion pictures," which, he said, have shown a great improvement this year.

Rodgers continued, in part: "Fundamentally, some of the peo-

"Flesh," Double Features, Plus Half Hour
Of Newsreels for 10 and 25 Cents in Hub

Boston—Boston only vaude house now will be the Gayety which announces a new policy of stage shows, vaude and stage bands, plus double features for the Summer. In addition the Gayety also will feature a 30-minute newsmag-

Frels' Normana Theater
Complaint is Dismissed

Dallas—L. M. Jordan, arbitrator, has dismissed the some run complaint of the Normana Theater in El Com-

IRNA, Ascap Talk Terms
Washington—Representatives of the Independent Radio Network Affiliates, headed by Samuel R. Ros-

Hollywood Conscious of Job

"I am sure that, as never before, Hollywood is conscious of the job it must do, whether that is because of the fact that we have to show them what we sell them, or whether it is because of the fact that a lot of genuine folk out here are rather serious about their jobs. I do not know, but if this I am confident—

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Jury Trial Demanded in Crescent Anti-Trust Suit
(See Column Below)

Intimate in Character
International in Scope
Independent in Thought

NEW YORK, FRIDAY, JUNE 13, 1941

TEN CENTS

MPTOA, PCC ACT TO END DOUBLE BILLS
Myers Offers 5-Point Plan to Meet Trade Crisis

Confidence of Public Must be Won Back if Films Are to Survive, Allied Warned

By AL STEEN
FILM DAILY Staff Writer

Atlantic City — A five-point plan for weathering the crisis in the motion picture industry was suggested by Abram F. Myers, general counsel of Allied, yesterday at the second day's sessions of the New Jersey unit's annual convention here.

In summary the plan involves (1) a greater regional and national unity. (Continued on Page 7)

Biff Trial Starts
in New York Aug. 18

U. S. District Attorney Mathias A. Correa yesterday charged Wilk Boff and George E. Brown, ATSE execs, with having threat- (Continued on Page 7)

Allied to Invite MPTOA reps. to Its Convention

Atlantic City—Answers to pleas on national unity on common problems as expressed by both MPTOA (Continued on Page 5)

MPTOA Against Sexy Pix on June Bills
West Coast Bure., THE FILM DAILY Hollywood—MPTOA in convention here condemned the practice of certain exhibitors showing non-approved and so-called sex pictures as part of a double bill with an "approved" picture, with the approved picture being one which attracts minors of a tender age.

Ken Theater's Appeal Denied
No Clearance to 'Abolish,' Board Declares

Fairbanks UA Stock Sale
Hearing Over to June 19

West Coast Bureau of THE FILM DAILY
Los Angeles—Hearing before Probate Judge Jess E. Stephens who is to pass on the acceptance by the (Continued on Page 2)

Resolution Condemning Dual Bills Adopted by MPTOA Which Pledged Itself to Try to Eliminate the Practice Within the Next Eight Months

By RALPH WILK
West Coast Bureau of THE FILM DAILY

Los Angeles—The long-brewing exhibitor revolt against double feature programs, assailed both within and without the trade on a wide variety of grounds, finally crystallized at the conclusion of Columbia, warned MPTOA and PCC of TIO conventions here yesterday.

The stage for concrete action was set by the PCC which, at its own convention, had given considerable attention to the duals situation, with the MPTOA board set to follow through on a national basis.

Hub of the revolt was the resolution presented to the MPTOA by (Continued on Page 6)

Sees Decree a Boon
For Small Producers

West Coast Bureau of THE FILM DAILY
Los Angeles—That the consent decree should be a boon for the smaller producing companies capable of turning out good pictures because theaters will not have a (Continued on Page 4)

Subversive Pix Imports
Hit in MPTOA Resolution

West Coast Bureau of THE FILM DAILY
Los Angeles—A resolution introduced by President Lewen Fitz, president of MPTO of Eastern Penn. (Continued on Page 4)

Studies' Ascap Pact
Expires September 1
West Coast Bureau, THE FILM DAILY
Los Angeles—A Julian Brylawski, president of the MPTO of the District of Columbia, warned MPTOA members that contracts with Ascap expire Sept. 1, 1941 and inasmuch as radio is saving $6,000,000 per year by using non-Accap music, Ascap no doubt will try to increase its revenue from other sources.

He suggested a committee be appointed to investigate the danger of a possible increase in per seat music cost.

"Have Confidence in Dists."—Keough

West Coast Bure., THE FILM DAILY

Hollywood—In this industry, every man in it is aware to work out our problem we must have confidence in our distributors who are the fathers of the consent decree," Austin C. Keough, general counsel of Para., told the MPTOA convention yesterday. "We believe decree enforcement may last one year. This industry cannot be ruined in the time of that trial period. Before complaints are sent to the Government, the matter should be threshed out within the industry itself via arbitration."

Circuit Court Okays
Gary Suit Dismissal

Chicago—U. S. Circuit Court yesterday upheld the Federal District Court for the Northern District of Illinois in the latter's dismissal of (Continued on Page 2)

Allied Plans Door-to-Door Canvass on Public's Tastes

Atlantic City—A four-way plan to determine public tastes in pictures will be launched by national Allied during the next 12 weeks. Plan for the poll embodies a door-to-door canvass sponsored by Allied members in their respective localities; questionnaires at the theaters, newspaper-co-operation through inquiring reporters and questionnaires on theater ads in the newspapers. Allied leaders feel the poll is just

(Continued on Page 5)

Files to Restrain Voting

An application for an order to restrain RKO from voting its $1,761 shares of K-A-O preferred stock in favor of the Keith-Albee-Orpheum Corp. reorganization plan has been filed in Delaware by Russell Van Kirk, an RKO stockholder. It was revealed yesterday following adjournment of the special K-A-O (Continued on Page 4)

...
**Financial**

(Thursday, June 12)

**New York Stock Market**

<table>
<thead>
<tr>
<th>Net</th>
<th>High</th>
<th>Low</th>
<th>Close Chg.</th>
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<tbody>
<tr>
<td>Am. Soc.</td>
<td>127 ¾</td>
<td>127 ¾</td>
<td>+ 3 ¼</td>
</tr>
<tr>
<td>Columbia Piccs. pfd.</td>
<td>127 ½</td>
<td>127 ½</td>
<td>+ 3 ½</td>
</tr>
<tr>
<td>Cox. Films, Inc. pfd.</td>
<td>127 ½</td>
<td>127 ½</td>
<td>+ 3 ½</td>
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<tr>
<td>East. Kodak</td>
<td>151 ¼</td>
<td>151 ¼</td>
<td>+ 2 ¼</td>
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<tr>
<td>Pathe</td>
<td>120 3/4</td>
<td>120 3/4</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>RKO</td>
<td>74 3/4</td>
<td>74 3/4</td>
<td>+ 1/4</td>
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<tr>
<td>Paramount</td>
<td>105 3/4</td>
<td>105 3/4</td>
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<td>Para.</td>
<td>105 3/4</td>
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<tr>
<td>Pathe Radio</td>
<td>74 3/4</td>
<td>74 3/4</td>
<td>+ 1/4</td>
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<tr>
<td>Universal</td>
<td>65 1/4</td>
<td>65 1/4</td>
<td>+ 1/4</td>
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**New York Bond Market**

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<tbody>
<tr>
<td>Keith B. ref. 6iv</td>
<td>94 1/2</td>
<td>94 1/2</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Bull &amp; company</td>
<td>94 1/2</td>
<td>94 1/2</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Para.</td>
<td>75 1/4</td>
<td>75 1/4</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Para. Piccs. cv.</td>
<td>75 1/4</td>
<td>75 1/4</td>
<td>+ 1/4</td>
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<tr>
<td>Warner Bros.</td>
<td>64 1/4</td>
<td>64 1/4</td>
<td>+ 1/4</td>
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**New York Curush Market**

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<th>Net</th>
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<th>Low</th>
<th>Close Chg.</th>
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<tbody>
<tr>
<td>Monogram Piccs.</td>
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<td>84 1/2</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Radio-K coil enr.</td>
<td>84 1/2</td>
<td>84 1/2</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Satonite Corp.</td>
<td>84 1/2</td>
<td>84 1/2</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Technician</td>
<td>84 1/2</td>
<td>84 1/2</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Trans-Lux</td>
<td>6 1/4</td>
<td>6 1/4</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Universal Corp.</td>
<td>6 1/4</td>
<td>6 1/4</td>
<td>+ 1/4</td>
</tr>
<tr>
<td>Universal Corp.</td>
<td>6 1/4</td>
<td>6 1/4</td>
<td>+ 1/4</td>
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**700 Ft. of Strike Clips In New Paramount News**

 Paramount News "specialized" some 700 feet of film into its current release which was distributed a day ahead of schedule, the special material dealing with the national strike situation and accenting the news angle and views particularly of the Los Angeles aircraft walkout, and the situation involving the lumber workers in the Northwest; San Francisco shipping, and the Detroit and Cleveland aluminum plants. Also included the Paramount News footage in connection with the labor upheavals were sequences showing President Roosevelt's press conference and the commentary of Acting Head of Selective Service, Hershey.

**Hear Fight on Nazi Film In Albany Court Today**

Arguments on the court order filed by William H. Murray, director of the Department of Investigation of the Non-Sectarian Anti-Nazi League, asking that the distribution and exhibition of "Victory in the West" be restrained, will be heard by Supreme Court Justice William H. Murray, in Albany today.

The League contends that the German-made subject, released by Ufa, is a feature motion picture rather than a newreel, as it was classified by Irwin Esmond, director of the motion picture division of the Board of Regents, Julius L. Goldstein is attorney for the League.

**House-to-House Canvas Seeks St. Louis Pix Likes**

St. Louis—Seeking to determine audience tastes in the residential zones from which his house draws patronage, Harry C. Riegel, Jr., managing director of the ABC at St. Louis, is launching a house-to-house canvass. Via questionnaires, his crew will endeavor to determine patrons' reactions to various programs, duals, triples, types of films preferred, serials, giveaways, etc, in short, the short subject line.

Housewives, neighborhood merchants, and the personnel of large organizations will be covered in the first St. Louis poll in over four years. "Bonus" passes will be given as an incentive to prompt answering. Survey, to be completed within five weeks, is expected to give local ex-nibs. an accurate insight into the likes and dislikes of patrons.

**Will Seek Dies Probe Of Reds In Actors Equity**

Bert Lytell, president of Actors Equity, will go to Washington on Tuesday to serve as an investigator selected by the Dies committee into charges that Communists dominate the Executive Council.

The ten officers who resigned their posts as a result of the election at which Alan Hewitt, called a Communist by Rep. William P. Lambertson of Kansas, was elected, have refused to return. They likewise insist that seven other members of the Council, accused as being Reds, resin pending a Government investigation.

**Kiss the Boys Goodbye Tests Set in Three Keys**

Washington, Richmond, and San Antonio, the first three of the keys where "Kiss the Boys Goodbye" will be pre-release engagements, Charles Reagan, assistant sales manager, announced yesterday. Pix goes into the Earl Theater, Washington, July 4 and the Colonial Theater, Richmond, and Majestic, San Antonio, July 11. Special publicity and publicity campaign will be tested by Para. on these pre-releases. Pix is scheduled for national release in mid-August.

**Givot Must Pay $20,000**

George Givot yesterday hit with a verdict of $20,000 in the breach of contract suit brought against him by his former agent, Herman Bernie. New York Supreme Court Justice Morris Eiler ruled that Givot, owner of a famous comedy contract executed in May, 1937.

**World Takes Polish Film**

"Poland Forever" produced with the co-operation of the Polish Government in exile, is being distributed by World Pictures Corp.

**Joseph McConville and Jack Segal. Columbia is put to sail for Rio by the U.S. June 18.**

**Margaret Lindsay leaves for the Coast last week-end.**

**J. M. Hoffman is expected to leave for the Coast shortly.**

**Al M. Lyman has arrived on the Coast.**

**Ed Zabel has arrived from the Coast.**

**Spiros Skouras.**

**Frank Capra is coming East for a Thousand Islands vacation.**

**Herman Wobber, 20th-Fox distributor chief, and William C. Gehring, division manager, fly to Toronto today to discuss production plans with FPC; they will return early next week.**

**Reginald Armour, J. R. McDonough, and Fergie Libers, arrive on the West coast for the RKO convention.**

**Brian Donlevy, and Mrs. Donlevy, leave New York today on a two-week trip to Europe where they will return to the Coast.**

**Elmer Davis arrives on the Coast Monday to script "Holiday Inn" for Para.**

**Willie Bioff leaves for the Coast tonight.**

**Herb Berg, Paramount is in Elizabeth Town obtaining a contract for the RKO franchise.**

**Will Bishop, Metro publicist, and Mrs. Bishop have returned to Chicago from Coast.**

**OCTAVIO GOMEZ CASTRO, president of a Cuban Film Board of Trade, is in Mexico City today.**

**VINCENTE BLANCO, Latin-American correspondent, the Trib., has returned to Caracas, Venezuela, for Havana.**

**James R. Grainger, Republic's producer has arrived in Chicago from New York by plane and is expected to return to the home office tomorrow morning.**

W. W. SIMONS, Altec service engineer, has gone to Minneapolis, to attend his Silver Jubilee Anniversary reunion at the University of Minnesota.

**Mr. and Mrs. Don Sardinas, both Warner house office employees, have returned from their wedding trip upstate. Mrs. Sardinas is a former Mary Healy.**

**Joseph Bernhard. Warner Bros.**

**Says—**

"Your yearly box have proven very usful to me; in fact have found them necessary adjunct any executive's library.**

**1941 Year Book of Motion Pictures**

- Now Being Distributed
- FREE To Subscription of "The Film Dial"
- 1501 Broadway, New York
PCC Opposes Further Expansion of Large Circuits

Indie Exhibs. "Stiffled" By New Theaters Urged to Communicate with D of J

West Coast Bureau of THE FILM DAILY
Los Angeles—The PCC of O T at a final convention at the Ambassador Hotel here yesterday adopted a resolution opposing any further expansion of large circuit organizations.

The resolution was butwarked by a further decision, that all local individual operators being infringed upon or stiffed unfairly by newly planned theater sites forward such information to the Department of Justice.

Another important resolution adopted demanded that producer-distributor controlled theaters be presented from showing two "A" pictures on bills with which independents cannot compete because they are not able to show two percentage pictures together, nor one percentage and one "high price flat cost" picture in competition with them.

A third resolution authorized a committee to act on elimination of the junior admission price evil.

Question of establishing a small group to represent independent exhibitors as a reviewing board to pass upon pictures that are "clucks" was discussed, but no action was taken, after it was pointed out that many exhibitors favored relying on trade press previews.

Another PCC resolution provides for petition by PCC of arbitration cases that can be classified as "test cases" in order to secure a fair and impartial hearing against producer-distributor's array of top legal talent.

Cinema Club to Hold Bake

Boston—The Boston Cinema Club will hold a clambake July 12 at the Green Acres Country Club, Saxonville, William Cuddy of RKO, Robt. Levine of Warners and John Gla- der of Western Massachusetts Theaters are in charge.

Circuit Court Okays Gary Suit Dismissal

(Coontinued from Page 1)

the anti-trust action brought by Gary Theater Co. against exhibitor de-

fendants—Balaban & Katz Corp.

and Warner Bros. Circuit Manage-

ment Corp.—and distributor de-

fendants comprising United Artists

Corp., Columbia Pictures Corp., 20th Century-Fox Film Corp., RKO Ra-

dio Pictures, Inc., Loew's, Inc., Uni-

versal Film Exchanges, Inc., and Vitagraph, Inc.

Crux of the action brought by the plaintiff was the contention that the defendants conspired to withhold product from the Palace The-

ter. Gary, in a lawsuit filed by the Gary Theater Co., and, in instances, 

subjected the house to unreasonable clearance by exhibiting prefer-

entially in competitive stands with adja-

cent Chicago, principally situations on the city's South Side.

Considerable film industry interest has been evoked by this anti-

trust case not only because of the trade issues involved, but points of law which, if established as pre-

cedents, might readily affect adversely, ensuing actions in which film interests might be in the de-

fendant slot.

Gary Theater Co. took the case to the Circuit Court after District Judge William H. Holly had dis-

missed the action, coincidentally ruling that clearance was not unrea-

sonable, nor was conspiracy proved. Determination of these issues was closely linked to the case's legal as-

pects.

As to the latter, the defendants asked in argument: Does a motion made under Rule 41 (b) of the Rules of Civil Procedure raise the ques-

tion of whether plaintiff's evidence would be sufficient to overcome a motion for a direct verdict in a jury case, or does it present the ques-

tion of whether, weighing the evi-

dence, the court is of the opinion that judgment should be entered for defendant on the merits; and, if it raises the former question, does plaintiff's evidence make such a case?

Co-defendants contended that Gary Theater Co. did not make a prima facie case.

After examining the plaintiff's allegations, together with the defen-

dants' showing of cause why the complaint should be dismissed, Judge Holly decided in favor of the latter.

Briefs, delineating defendants' contentions and discussing in ex-

tended some of the legal issues involved, were filed during the pro-

ceedings by Warner Bros. Circuit Management Corp., as well as by B & B, another brief was filed by the defendant distributors.
More than three hundred delegations to RKO Radio's sales convention will answer the roll call Monday morning when the company's first national sales meeting here next week will attract at least 300 delegates. At the radio sales convention Tuesday by invitation of Ned E. Depinet, RKO's distribution chief, RKO will announce its 1941-42 lineup at the Tuesday session. NSS handles RKO's trailers, posters, accessories.

Ned E. Depinet, vice-president, will call the opening business session together and A. A. Schubert, manager of the convention's Operations, will make the roll call.

Delegates follow:

**HOME OFFICE** (Alphabetically arranged):

**MARCH**:
- Samuel Goldwyn, Malcolm Kingsley, March of Time, Samuel Goldwyn and Pathe News. Delegates from other affiliated companies will check in late.

Subersive Pix Imports Hit in MPTOA Resolution

(Continued from Page 1)

sylvana, Southern New Jersey and Delaware at the MPTOA convention here yesterday condemned contract phase of the industry's distribution of subversive and sex films and urges that the State Department's subversive pictures, along with regulations or legislation preventing the importation and distribution of such films.

The resolution also introduced a resolution pledging MPTOA's hearty endorsement of the Motion Picture Association Co-operating for National Defense and that all exhibitors adopt the slogan, "A defense film with every program."

**COLUMBUS THEA. CO. WINS $25,275 Balm in UAL Action**

Columbus, O.—Judgment for $25,075 and $475 against United Artists was awarded to the Ardmore Amusement Co., formerly operators of the neighborhood Bexley Theater by a Common Pleas court here. Suit, charging breach of contract date back to product for fruit in the Spring of 1938. The twin auditorium house was built by Bert Williamson and the lump sum judgment was awarded for the past few months has been operat by Fred Rowland.

Subversive Decree Boon to Small Producers

(Continued from Page 1)

steady flow of pictures under the measure, was the statement made by Arthur H. Lockwood, chairman of calling a committee on subversive problem and operating policy at the organization's convention yesterday.

He pointed out that the quality of pictures and their value improve under the decree and that there will be a trend back to exploitation of pictures that exhibitors are sold on themselves. J. M. Home, Seattle, declared the State of Washington was the first place that stopped Ascap and does not advocate that every state should have an anti-monopoly statute.

**Files to Restrain Voting RKO's K-A-O Stock in Reorg.**

(Continued from Page 1)

stockholders' meeting until June 24. Meeting, which was to have voted the plan yesterday, was adjourned after Malcolm Kingsley, vice-chairman of the board, reported that final drafts of some of the necessary documents had not been completed.

Col. Names Ad Agency

Weiss & Geller, Inc., has been appointed advertising agency for Columbia Pictures.

**Demand Jury Trial In Crescent Suit**

(Continued from Page 1)

noid, who is in charge of all **Forest** region. Assistant District Attorney O. W. Hughes is preparing subpoenas for 72 other witnesses in the suit in addition to the home office yesterday. The Marshall of New York to serve on representatives of 10 lending distributors.

Hughes states that the 72 summons to be mailed in a few days will go to people now residing all the way from Maine to California. Admitting the possibility of all witnesses residing more than 10 miles from Nashville refusing voluntarily to accept the summons, he states a Judge E. D. Davis of the Federal Court which will try the case, is being asked for an order which will make attendance of witnesses compulsory.

**Warner Biz Sets Record in 7 Foreign Countries**

Warner business in seven foreign countries for the 1940-41 fiscal year is breaking all past records, it was reported at the home office yesterday.

From Finland, Manager J. Kramm reports that billings for the first 4 weeks of the present fiscal year already have exceeded the entire 1939-40 year, and the full year's operations are expected to set an all-time record for that country.

Other countries where new all-time records already have been set by WB managers although the fiscal year still has several weeks to go are: China, A. L. Caplan, mgr.; Egypt, E. De Leon, mgr.; Sweden, E. L. Conndens, mgr.; Java, J. E. Lambert, mgr.; Yugoslavia, B. Radich Richter, mgr.; Hungary, I. Hodasz, mgr.

**Three Shutter in Detroit**

Detroit—The United Artists Thea ter, first-run house, closed yesteday. The Cinema and the Netherlands have also closed for the Summer.

**STORKS!**

Wheeling, W. Va.—John R. Osborne, general manager of the Dayton Theatrical Enterprises, Inc., his first grandchild, a nine-pound boy, born to Mr. and Mrs. John R. Osborne. New papa is manager of the Court Theatre here.

Montgomery, Ala. — Aubrey Couch, manager of the Empire Theater, and Mrs. Couch are the parents of a daughter, Patricia Allen.
**Lyers Suggests MPTOA for National Unity**

Through its local producers' conventions, the Motion Picture Theatres Owners Association has been making various suggestions for improving the public's appreciation of the motion picture industry. A recent meeting of the association was held in Los Angeles, where a motion was passed calling for the formation of a national unity organization to be known as the Motion Picture Theatre Owners Association. The purpose of the organization is to foster better understanding between the industry and the public, and to promote the growth and development of the motion picture industry.

**To the Colors!**

**Pittsburgh—**Jack Mervis, manager of the Roosevelt Theater here, and youngest of the Mervis Bros., has found his place in the Allegheny County, leaves this week for Army training at Camp Lee, Va.

**Chicago—**James Fennell of Warners' Hamilton Theater goes to Camp Grant for Army service.

**Fairbanks UA Stock Sale Hearing Over to June 19**

(Continued from Page 1)

Bank of America, executor of Douglas Fairbanks' estate, of the offer of $400,000 bid by United Artists for the estate stock in UA was postponed yesterday until June 19. If approved, it will be cash deal.

**NBC Tele Sports Program**

Amateur boxing, swimming lessons, and Aqueduct horse racing are included in next week's NBC television schedule. Boxing from Jamaica Arena will be televised at 9:00 p.m., Monday. The swimming demonstration scheduled for 4:00 p.m., Thursday. The Tremont and other Aqueduct races will go on the air at 2:15 Saturday.
Hold End of Majors Major Effort to B.O. Recovery

PCC To Arrange Early Meeting With Execs. Who Support Their Campaign

(Continued from Page 1)

Herman Levy, chairman of the resolu-
tions committee, condemned the double-and-triple bill with the pledge to try to eliminate the dual-
ing and tripling practice within the next eight months and calling upon pro-
ducer-distributor-controlled theaters to desist from such prac-
tice.

The resolution was adopted by the
MPTOA convention.

At the PCC convention earlier in the
day, Louis Lukian, chairman of the PCC anti-double bill committee and Robert H. Poole, executive sec-
cretry, sent word to Paramount's Charles
G. Goldenson of Paramount Theaters, Al Lichtman of M-G-M, David O. Selznick, Wal-
ter Wanger, Samuel Goldwyn, Charles P. and Sypros Skouras and Sam Deansow praising them for
sponsoring the elimination of double bills.

The PCC Telegram

The telegram reads as follows:

"With views that elimination of
double bills will remedy a majority of
industry problems and will start a new era in exhibition, overcome present discontent.

We note from the trade press that
Skouras' Brothers are now favorably considering elimination of
double bills. Their recognized leader-
ship will undoubtedly be followed by all other circuit operators in the
United States. Our organization pledges you its undivided support.
We gathered an active committee
and will appeal to you with your
earliest convenience to re-
create a constructive method of putting
this plan into early operation.
Therefore, we request you to favor-
able reply by return wire so that
we can announce this to all exhibi-
tors this afternoon at the MPTOA
convention."

To Call Early Meeting

Replies were waiting the day was over from a number of
those to whom PCC sent the mes-
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double bills will remedy a majority of
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To Call Early Meeting

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those to whom PCC sent the mes-

sage, among those responding being

The PCC anti-double bill com-
mittee is arranging to meet with these men and with circuit executives
at any early date to consider ways
and means of ending the duals evil.

"We are going to push this to an
ultimate end," Poole said. "Mr.
Lukian and I believe that elimination of
double bills will be one of the main
items we will eliminate in the
present critical existing condition, as
evidenced by the box office slump,
all over the United States. Ed
Kuykendall, president of the
MPTOA, is giving us 100 per cent
support in the fight to end double
bills."

Other Resolutions

Among other resolutions intro-
duced yesterday by the MPTOA
community, was measures condemn-
ing as unfair and inimical to the
best interests of producers and ex-
hibitors of practice of producers in
allowing their pictures to be re-
vieued by certain columnists and
radio commentators prior to re-
lease of said pictures for trade press re-
views; authorizing the appointment of
a committee to investigate unfair
competition and any such com-
petition; and thanking Fred S. Meyer
of 20th Century-Fox for his excellent
support of the convention.

Exhibs. Share in Success
of Consent Decree—Braden
files suit again against MPTOA

Los Angeles—Exhibitors have a
most important share in responsi-
bility for the success of the consent
decree, said J. Noble Braden, ex-
cutive secretary of American Arbor-
ization Ass'n, speaking before the
MPTOA convention yesterday. He
pointed out that it is the first time
in anti-trust litigation that an in-
dustry has been given a judicial
system of its own—an opportunity
for self-organization. He was also
 authorized to say that exhibitors
in the first three months of operation
of the Motion Picture Production
Authority have earned $23,500 per
week in profit on an average of
$29,000 per week spent for运费
and other costs of such parties
as parties arranged to pay for counsel. Motion picture
panel numbers approximately 1,100 meals.

Forms, as far as exhibitors are
particularly concerned, include
demand for arbitration, submission
agreement, list for selection of ar-
tbitrator, notice of hearing and award,
subpoenas if required, and notice of
appearance.

Braden reminded exhibitors they
may appeal from the decision of the
arbitrator to the appeal board es-
tablished for that purpose.

67% of Total U. S. Amusement
Income from Film Theaters

West Coast Bureau of THE FILM DAILY

Hollywood—Production, exhibition and distri-
bution of pictures by the major houses of
the U. S. amusement scene was high-
garded by Federal Judge J. F. T. O'Connor,
who pointed out that 67 per cent of
the total annual amusement income
earned by the largest 100 exhibitors
is realized by the pictures of the
companies which together produce and
spread the pictures in all parts of
the country. The 10 states providing the
largest number of pictures, have agreed to de-
fer release of "The Outlaw" until next season.

"The Outlaw" for 1941-42

Twentieth-Fox and Howard Hughes,
producers of the new picture, have agreed to de-
fer release of "The Outlaw" until next season.

"Deuce Shoved Down Exhibs.' Throats'—White

West Coast Bureau of THE FILM DAILY

Los Angeles—The New York con-

sent decree was assailed as a pro-
ducer-distributor-consumer con-
doned decree by the D of J by Bob White,
PCC trustee, speaking at the final session
of the Conference convention here
yesterday.

White charged that the decree was
shoved down exhibitors' throats' with
the theater operators having no
voice in its drafting.

A. A. Goldstone, Hollywood ex-
hibitor, told the session that the Practice
Code, killed by the D of J's objec-
tions, would have given inde-
pendent exhibitors the relief they
thought they were entitled to and
that the Code in the Code is the Code was adopted.

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producers of the new picture, have agreed to de-
fer release of "The Outlaw" until next season.
Court Warns Against Browne-Bioff Case Threats

Ken Theater's Appeal Denied
No Clearances to 'Abolish', Board Declares

Myers Offers Plan To Weather Crisis

Day, June 13, 1941

(Continued from Page 1)

injury to both the business of
picture companies and to the
film executives in allegedly-
accepting bribes totaling $550,000
from film companies. He made this
statement to Federal Judge John C.
Knox during an arraignment of
Browne for a federal indictment which charged
commission of antitrust laws.

After a hot dispute, Judge Knox
fixed Aug. 18 as the date for the
trial and continued Bioff in $50,000
bail.

In response to a request by Cor-
ner, Judge Knox warned Bioff not to
plead any Government witnesses,
saying: "I want it clearly under-
stood that if any witnesses are
selected in any form, either by tele-
phone calls or personal communi-
cations, bail will be revoked forth-
with as a matter of the defendant incarcerated."

Bioff was represented in court by
Luddy and Henry Utherhart, the
ter a New York attorney who will
serve as his chief trial counsel. Browne,
was learned, will be defended by
his counsel.

Defense to Call 40 Witnesses

Luddy stated that the defense will
call 40 witnesses from the past,
consisting partly of film
executives, and partly of labor reps. He
declared that executives who
were in the East would also be
presented. Trial will last some
26 weeks, according to Luddy's
estimate. The defendants will be
advisedly on Aug. 18 to proceed, it was
said.

Luddy revealed that executives of
Paramount, Loew's, Warner Bros.
and 20th-Fox would be among
above witnesses. The Government has
inspected all 1 A cards in a series of
visits to the union's New
York offices, he said, and added that the
motion to continue the inspection of all
A cards if their inspection was
thoroughed in an orderly fashion. He
urged the Government with "be-
sure that any investigation is not in di-
rupting our business."

Says Reds Infest Coast Unions

Prior to the hearing, Bioff was
questioned by reporters on Commu-
nit activity in West Coast unions.

These unions are infected with Com-
munist domination, he declared, and
was to create disorder and turmoil.
He asserted that the motion picture
industry is the last place for
expulsion last year of 18 Communists.

On the question of National De-
fense, Bioff declared that film union
executives would not allow anything
to stand in the way of the Defense
program. In the event of any
strike, he said, he would order the
unions to resort to mediation, and not
to strike. Bioff refused to answer
questions on alleged gangsterism in
film unions.

Argue Defense Motion June 23

Judge Knox fixed June 23 as the
date for defense motions addressed
to the indictment. Correa asked that
trial be set for July 7, claiming that
the trial itself would be very simple
and that it was highly important
that early hearings be held. Utherhart
protested, characterizing the case as
"very complicated," and citing the
numerous witnesses whom he would
require for the defense. He asked for a
postponement of 30 to 40 days.

Bioff will return to the Coast to-
time. His attorney, Utherhart, will
follow some time later to make neces-
sary investigation.

(Continued from Page 1)

exhibitor co-operation, (2) exer-
forcement of showmanship, (3) econ-
omy of operation, (4) cultiva-
ing of public good-will and (5)
industrial unity.

Declaring that the industry was
faced with the most serious period
in its history, Myers said that con-
fidence of the public must be won
back if motion pictures are to sur-
vive. At the same time, internal
strife must be overcome and dis-
fiduciary removed.

Calls for United Effort

Important adherence to the Five
Point program intended to bring order out of a chaotic condition,
Myers said. The confidence and re-
spect of the public is at its lowest
point and all who work in the industry must
gather together, he warned.

The industry was able to survive other crises because it had the pub-
lic support, Myers continued, but from all appearances the support
today is lacking.

Lafayette, Winston-Salem,
Hearing Set for Monday

Some run complaint filed by El-
in Blumenthal in behalf of the Laf-
ayette Theater, Winston-Salem, N.
C., against Paramount, RKO and
Warner's, will be heard in Charlotte
on Monday.

Another case before the Charlotte
board, which was also scheduled for
hearing on Monday, has been post-
poned until June 25. It is the com-
plaint of H. B. Ram, operator of the
Patricia, Aiken, S. C., against War-
ners, Paramount, RKO Radio, 20-
fox and M-G-M, plus the Miller,
Dreamland and Rialto in Augusta, Ga.

Counsel's Squawks at Delay
Speed Ellet Hearing

Cleveland—The Ellet Theater case
has been set for hearing on Tues-
day on account squawks over post-
ponement from New York attorneys.
Case is for some run filed before
construction of the theater had been
finished.

Palm Theater Hearing
Deferred to June 23

Philadelphia—The Palm Theater
arbitration case scheduled to have
heard on Tuesday has been post-
poned to June 23.

For Hope and Martin

West Coast Bureau of THE FILM DAILY

Hollywood—"The Man in the Street," radio show, will be a Bing
 Crosby-Mary Martin co-starring.

Two Ad Reels in M & P Met.

Boston—M & P's new Metropolitan
Theater is using two advertising
reels.
Demand Cancellation Rights Under Decree, Levy

Chicago Daily News Labyrinth 135-Minute Program Bill as "Meddling" and "Tripe"

Chicago—Sandquist 135-minute program bill, pending in the State Legislature at Springfield, is assailed by the Daily News in a stinging editorial, which, referring to its "solemn aimfulness," in referring to duals as menacing the "general welfare of the State," says, "We can't think how the authors failed to tie the measure up, also to national defense and the state of our armed preparedness."

Editorial continues: "This is legislative meddling of the most petty and annoying character. The health argument is bunk. It's hours at a movie as to spend the same time in your living room, reading a book. If there are people who want to spend 24 hours a day, seven days a week, going to the movies or reading books, it is strictly none of the business of the Illinois legislature. If the framers of House Bill 854 can't busy themselves at Springfield with anything more important than wasting printer's ink and good paper on tripe like this, they would do the taxpayers and their own constituents a great favor by staying home."

Syracuse Police Uncover Slick Bingo Beating Plan

Syracuse—Calvin Silber and Walter Brannon, both of Cincinnati, pleaded guilty and were fined $500 each by Judge Henry H. Farmer in Police Court, in connection with the Bingo cheating arrests. Four others were released after making statements. Sextet was charged with buying tickets to beat the Bingo games operated by Al Gilbert at the Riviera and Brighton, resulting in the gang winning during the past five weeks, three cars and four $600 prizes.

System, as outlined to police by Silber, called for a variety of blank Bingo cards, loose numbers on slips of paper, steel type, rubber stamps and various colored inks. One member of the band went into a theater to secure a copy of the Bingo cards used and a similar card, with blank instead of numbers, was forged by confederates headquarters in a parked car. When the major prize of an evening was put up, the confederates, parked close enough to hear numbers called, pasted their numbers on the blank. Blank was pushed into the theater, written down to the last number was called and the MPTO official said, "However, if you have such a situation you are entitled to seek a run and get it under arbitration unless the distributor can show that selling his product to you will reduce his total revenue in that area."

"Conciliation Badly Needed" Levy asserted local conciliation boards are badly needed and arbitration, while basically sound, is long, tedious and expensive and had amicably adjusted dozens of exhibitor complaints in conference with distributors or their representatives. He said grievances being adjusted by conciliation he mentioned unreasonable grievances; refusal of suppliers to refuse to sell product to one theater unless product is sold to another; belonging to same buyer; using unpaid and unplayed pictures as a threat of refusal to contract for next year's product; refusing to make prints available under a current contract until an unpaid bill under a previous contract is taken care of.

Levy posed the question: Since branch managers are given authority to determine clearance and runs (subject only to more or less automatic approval of home office), why shouldn't they be authorized to adjust the very grievances that arise from their acts?

He emphasized the Government will not permit the decree to be used as a weapon against hardship and unfairness for exhibitors. He urged the theater operators to use the unit system established by Department of Justice to receive extra copies. If this decree is used by distributors as a weapon against you, time will come when they will pay dearly for it," he predicted.

Roy Cooper Named Aide To Golden State Chief

San Francisco—Roy Cooper, division manager here of the Golden State Theatre Circuit since 1935, has been made assistant to R. A. McNeil, general manager of the circuit, effective next Monday, it is announced by McNeil. Cooper's new post makes him film buyer for the 24 Golden State houses in the San Francisco Bay area.

As successor to Cooper, Hal D. Neides was named San Francisco division manager for both Golden State and San Francisco Theaters, Inc., totaling 21 local houses of the two circuits.

Chi. Palace Stays Open

Chicago—RKO has changed its mind and the RKO Palace will continue to operate during the Summer instead of closing June 26. Biz is improving.

the inside operator passed in the proper last number when it was called.

Silber claimed that similar systems are operated in other parts of the country, and the theaters have been profitable to several gangs.

Thurman Arnold May Be Attorney General

Washington—President Roosevelt yesterday announced that C. F. Stone to be Chief Justice of the U.S. Supreme Court, succeeds retiring Attorney General Robert Jackson and S. Sen. Jam. F. Byrnes to high court vacancies. The latter's nomination was confirmed by the Senate 11 minutes.

Nomination of Jackson revived rumors that Associate Attorney General Thurman Arnold may be moved into the spot at the D. J. Solicitor Gen. Francis Biddle is regarded a more likely choice, however. Under Supreme Court practice Jackson, 35, will sit in on appeals, coming to the high court as a result of the consent decree or other film cases in which the D. of J. has a hand while he was Attorney General.

Justice Stone, it was recalled, wrote the court's opinion upheld the Government in the Interes case in 1939. Court split that tin 5-3. Jackson has been in the industry's eye since 1927 when he was named head of the D. of J's antitrust division.

AFM to Elect Officers Today

Seattle—The American Federation of Musicians, in convention here, will elect officers today. Resolution that officers of the union elected by referendum was voted down.

"Navy" Biz. Criterion's Best

Universal's Abbott & Costello starrer, "In the Navy" is playing to best business since the opening of Loew's Criterion, it was said yesterday by Charles B. Moss, managing director.

"Moon Over Miami" Twice

Miami — Twentieth-Fox's "Moon Over Miami," will have its world premiere tonight, showing simultaneously at the Miami Theater, Miami, and the Lincoln, Miami Beach.

H. M. Tennent Dead in London

London (By Cable) — Henry Tennent, 62, London producer and manager, long head of Drury Lane, is dead.
ALLIED FIGHTS PERCENTAGE FILMS BOOST
WB 26-Weeks Net Up $1,264,047 to $2,782,544

Cash in U. S. as of Mar. 1
Totalled $10,932,797, Marked
Gain Over Aug. '40, Sum

Warner Bros. and subsidiaries to-
day reported for the 26 weeks end-
ing March 1, a net operating profit of
$2,782,544 after deducting all
charges including amortization and
depreciation and normal Federal in-
come taxes. This compares with a

(Continued on Page 4)

Ascap to File Suit
Against NBC and CBS

Apparently convinced that fur-
ther negotiations with NBC and
CBS were useless, Ascap's board of
directors late Friday authorized the
society's general counsel, Schwartz
& Frohlich, to file suit for treble
damages under the Sherman Anti-
Trust Act against NBC, CBS, the

(Continued on Page 6)

Brandt "Tirade" Scored
By MPTOA's Kuykendall

West Coast Bureau of THE FILM DAILY
Los Angeles—Commenting as
president of MPTOA, Ed Kuyken-
dall declared Harry Brandt's "On
Hollywood Producers," as printed in

(Continued on Page 5)

Federal Judge Will
Arbitrate 2 Cases

Washington Bureau, THE FILM DAILY
Washington—Judge Bolitha J.
Laws of the U. S. District Court for
the District of Columbia, was named
arbitrator Friday in the two cases
filed by L. W. Lea, Danville, Va.,
operator of the Lea and School-
field Theaters. Both cases will be
heard by Judge Laws although the
cases are not consolidated.

Judge Laws has set June 30 to
start the hearing. The refusal to
license run requested and clearance
issue regarding the Lea Theater will
be heard first, to be followed by the
clearance issue in the Schoolfield
case.

RKO FORCES HEAR PREXY

Schaefer Delivers Convention
Welcome This Afternoon

George J. Schaefer, RKO proxy,
is scheduled for two speaking ap-
pearances before the company's
day sales convention which
with more than 300 delegates
attending, opens at the Wal-
dorf - Astoria today. In ad-
dition to an
"RKO Bids
You Welcome"
talk at the
first business
session this
afternoon, Schaefer will
make the prin-
cipal conven-
tion address at a later session, prob-
ably that on Wednesday.
The delegates assemble this morn-
ing at the Trans-Lux Theater, Lex-
ington Ave. and 52d St., to see first

(Continued on Page 6)

Selznick-UA Deal Near;
UA Home Office to Coast?

West Coast Bureau of THE FILM DAILY
Hollywood—David O. Selznick de-
clared indications are very good
that his deal with United Artists in-
volving himself and Frank Capra will

(Continued on Page 7)

Block-of-Five Selling Not a Justifiable Reason for
Such Distributor Move, Eastern Conference’s View;
New Jersey Unit Defers 135-Minute Program Measure

By AL STEEN, FILM DAILY Staff Writer

Atlantic City—Allied's Eastern Regional Conference here on
Friday went on record opposing any move by the distributors
to increase the number of percentage pictures because of New York

(Continued on Page 5)

Need Proper Terms
To Exist—Kelly

Atlantic City—Producers who
spend a million dollars or more in
the production of a picture deserve
fair exhibitions, it was told by Frank
Kelly, vice-president of United Ar-
tists, the New Jersey Allied
conference Friday.

Kelly said that UA producers
pictures were made as specialties.

(Continued on Page 7)

PCC Anti-Duals Com.
Meets Today to Map Drive

West Coast Bureau of THE FILM DAILY
Hollywood — Samuel Goldwyn,
strang opponent of duals, will con-
fer with PCC's anti-double feature
committee headed by L. O.
Lukon today. Charles P. Skouras
of Fox West Coast has also assured
PCC officials he is willing to co-
operate in the drive to eliminate
double bills. At Lichtman of M-G-
M is also willing to confer with the
organization on the dual evil.
PCC trustees conferred Friday on
the matter and are mapping a con-
structive program which will be an-
nounced later.

"Where Are Good Pix?"—Allied
See Menace in Holding Back of Product

SPG Declines to Explain
Actions to Non-Members

New York SPG, at its regular
membership meeting Thursday night
at the Hotel Piccadilly, voted to send
a reply to a letter dated May 19, ad-

(Continued on Page 7)

Atlantic City—Allied leaders at-
tending the New Jersey unit's con-
vention here declared on Friday that
they anticipated the worst product
between now and Sept. 1 in many
years. While there appears to be
quality, quantity is below par judg-

(Continued on Page 5)
Canadian MP Bureau's Control to Film Board

Ottawa, Ont.—Control of the Canadian Government Motion Picture Bureau, except that section dealing with production and distribution of still photographs, has been transferred from the Trade and Commerce Department and placed with the National Film Board, under an Order-in-Council.

The order said that the commissioner of the Film Board, John Grierson, advised that the transfer of motion picture service be made to the Film Board. In the past, film production and distribution on such an all-canada war effort, have been in charge of the Film Board while actual photographic and processing work was done by the Motion Picture Bureau.

**National Screen Service Opens Parcelly Here Today**

Initial and four-day national sales conclave of National Screen Service and Advertising Accessory, Inc., wings into action today in the Wal- dorf-Astoria.

Officials on the week-end had every detail completed for the conference which brings together district and branch managers, salesmen and field sales executives from 31 branches.

Home office delegation is also to participate prominently.

A week-end club of about 150 replaces the NSS sectional meetings formerly held.

**Set V. C. Towneey July 18**

Baltimore — Annual golf tournament of Baltimore Variety Club has been set for July 18, at the Woodland Country Club. The "Shepherd of the Hills" will be the site for this important theater event.

**Shepherd of the Hills Will Open in St. Louis**

St. Louis — World premiere of "The Shepherd of the Hills" will be at F & M's Ambassador Theatre here on June 26.
You've got a year-round business. Do a year-round selling-job. The percentage is in your favor.

Campaign your house... campaign your lobby... display your theatre as the best place in town to spend an evening no matter what picture you've got. But get some enthusiasm into it... as though you believed it yourself.

Bright, colorful display... shining with promise... that's how to do it.

For there never has been so much "come-hither" in Theatre Advertising as you find today in the Three Best Seat-Sellers.

*Sparkling with showmanship.
*Sparkling with selling-flair.
*Sparkling with sales-appeal.

Go over the line item by item. You'll find ticket-selling-helps you'd never even think of unless brought to your attention. Many of them ridiculously low in price... but big in result-getting.

Yes, sir!... The percentage is in your favor when you buy Trailers... Lobby Displays and General Accessories from

NATIONAL SCREEN SERVICE
Advertising Accessories, Inc.
NATIONAL SCREEN ACCESSORIES

... Prize Baby of the Industry!
An Open Letter to Exhibitors

- THE "song" (meaning the MPTOA conclave) is ended
- but the "melody" (meaning all that was said and done at the convention) lingers on.
- One of the most important remains as far as the trade in general is concerned...and particularly the well-being of ALL exhibitors throughout the land...was sung by the organization's prexy, Ed Kay kendall...
- This was his lyric..."The trade press is a vital and integral part of our industry...the co-ordinating influence keeping us collectively informed...In the new selling methods brought about by the consent decree...they (the trade papers) can and will be more helpful to the average exhibitor than ever...being able, with the co-operation of the producer, to intelligently guide the exhibitors' planning and buying." True—but let us amplify:

- UNDER the consent decree...pix will have to be sold to exhibitors....not by just contract numbers....not by titles tentative or otherwise....and not by promises....but by actual completed pictures...following trade showings....
- Now, obviously, with the five majors having to trade-show ALL their completed pix...a consequent heavy burden is placed on exhibitors. Patently, showmen can't see all trade showings....Bear in mind...that would mean seeing at least 250 full-length productions...At a very minimum...some 50 trips to such screenings...would fall to the lot of Mister Shouman during the first year....Yes, and it's dollars to doughnuts....together with primary horse-sense....that a helluva few companies will show five pix to customers at any one sitting....So when we say "heavy burden" placed on exhibitors...we mean just that....Physical, time-consuming burden....to say nothing of the other factors such as inconvenience and expense.

- WELL Sirs, here's where the trade papers come in! They can bridge the gap for you....Clearly, you are entitled to know not only what's in completed pictures...but what producers are putting into them during production stages...yes...and what the film makers are planning to put into product....which you will subsequently be asked to buy....The trade papers are the sole channel whereby such essential information can come to you....For the showman to do business...he must know the business....not as it was a month ago, a week ago, or even a day ago...but NOW...And, what is of equal importance...he must know what WILL happen....together with that which is likely to occur...as an influence upon person, playhouse and pocketbook....The trade press is his aide...ally...adviser.

- NOW as to THE FILM DAILY....Its reputation was established....on a policy of honest, uncolored, unslanted analysis of pictures from the showman's viewpoint....It has endeavored to live to that line....and proposes to do so in the future when, as a result of the block-of-five selling, such a policy is....of utmost importance to the exhibitor...."An unfair review is a disservice to the producer, to the distributor and to the exhibitor!" That constitutes the only instruction ever given to a FILM DAILY reviewer.

- IN conclusion: A sage has said:...."The present interests me more than the past, and the future more than the present!"
- Mister Exhibitor, that goes for both of us.

PHIL M. DALY

TO THE COLORS!

D'Agostino Vice Polglase
West Coast Bureau of THE FILM DAILY
Hollywood—Albert D'Agostino succeeds Van Nest Polglase as head of RKO's art department.

Forster Rites in Buffalo
Buffalo—Funeral of Richard Forster, 55, of Sheaf's Buffalo stage crew, was held Friday.

WB 26-Week Net Up to $2,782,544

(Continued from Page 1)

net operating profit of $1,518,997 reported for the corresponding period last year.

$27,793 on Preferred Stock
The current earnings are equivalent to $27.793 on 99,617 shares of preferred outstanding at March 1 and to 70 cents per share on 3,701,000 shares of common, after allowance for the preferred requirements. Preferred dividends in arrears as at March 1 amounted to $33,067.83 per share.

During the 26-week period ending March 1, there was an additional provision for contingencies in the amount of $41,000, increasing the reserve in respect of net assets of subsidiaries operating in foreign territories to $750,000.

The net profit from operations for the 26 weeks ending March 1, before charges for amortization and depreciation of properties and normal Federal income taxes, was $6,351,847.

Gross Income of $31,099,560
The gross income, after eliminating intercompany transactions for the 26 weeks ending March 1, was $31,099,560. The comparable gross income for the 26 weeks ending Feb. 24, 1940 was $29,728,425.

Cash Up—Up at March 1, amounted to $10,332,279 as compared with $7,445,285 as at Aug. 31, 1940. Company has $283,076 in the British Isles, and $618,798 in Canada and other foreign countries.

POSEN LOSSES SECOND TIME
IN CELLOFILM CORP. MOVE
Samuel I. Posen, Universal director on Friday lost his application to examine the books of Cellofilm Corp., Universal subsidiary, when the Appellate Division affirmed a denial.

Posen is suing Universal, its officers and directors, and a number of other companies, claiming misuse of corporate assets.

Indianapolis — Bryce Henderson, manager of the Hamilton Theater here, and Doris Eileen Lyle were married.

Johnstown, Pa.—Marriage of Harry Findley, manager of the Hollywood Theater, to Mary Engelmann of Tyrone, took place in St. Mathew's Church, Tyrone.

Andrew Subbiondo, of the accounting department of Republic Pictures where he has been employed since the company's inception, and Mr. Mil- dred Louise Violante, formerly with that organization, were married yesterday in St. Joseph's Church, Astoria, L. I.

Mary Ransome, vice-president of University Films, eloped with Jack Shaindlin, musical director for Columbia shorts.

Miami—Ralph MacKenzie, of Wemeto Theaters accounting department, and Kay Williams were married.

WEDDING BELLS
A two-page trade paper ad here, was a "tirade" and destructive. He said he personally had given Brandt, MPTOA proxy, a whole-hearted invitation to attend the MPTOA convention.

"I am wondering why he did not come out here and personally present the views he placed in a paid advertisement," said Kuykendall Friday, "It is a popular pastime to denounce producers, but that is not constructive criticism. Brandt’s criticism is foolish and carried no worthwhile argument."

He said the New York exhibitor represented only one of three exhibitor bodies in New York City territory. In the advertisement, Brandt said present crop of 'big brains' in Hollywood doesn’t know what the public wants. He charged Hollywood executives with having gotten into a rut and said double features are giving audiences movie indigestion. Brandt’s remarks were published originally in his own organ, The Independent. They were picked up here by the Associated Press and spread nationally by that service.

Brandt "Tirade" Scored By MPTOA’s Kuykendall

"Where Are Good Pix?" Asks Allied

(Continued from Page 1)
Ascap to File Suit Against NBC and CBS

National Ass'n of Broadcasters, Broadcast Music, Inc., and their officers and directors. Long threatened, the suit is understood to have been urged on the board frequently during the past month, especially by publisher members who were convinced that the two major networks were "stalling" in their negotiations with the society for a new licensing agreement.

While no specific sum was mentioned in announcement of the impending suit, unofficial estimates were that with triple damages sought the total amount of the action would be close to $20,000,000. In this respect, however, it was believed that from 10 or two weeks would be required before filing of the suit in order for counsel to determine the exact amounts involved.

In the brief announcement released to the press Friday night, no reason was given for the action other than that "more than 1,000,000 musical numbers controlled by the society have been banned from the major radio networks since January 1st."

That announcement of the suit was no mere trial balloon to try to force the networks into line was indicated by Ascap officials who revealed that the move had been under consideration for some time and that in the board's authorization to Schwartz & Frolich provision had been made for bringing in outside trial counsel.

To be filed as a civil suit in Federal Court, the action under the Sherman Anti-Trust Law would charge the proposed defendants with "conspiracy in restraint of trade."

Ascap's Board Names Writers to Nominate

Ascap's board Friday made public the names of the six members of the writers' nominating committee appointed to select candidates for the society's first general membership election. The sextet, Leo Robin, Howard Dietz, George Whiting, Jacques Wolfe, Jerry Livingston and John Redmond, will choose two candidates from the membership at large to run against each of six incumbent writer directors. Under the new by-laws of the society, one-third of the 24-man board, or four writer and four publisher directors, must be elected annually. However, for the impending initial membership election one-half of the board, six writers and six publishers, will stand for re-election. Incumbent writer board members are Deems Taylor, Oley Speaks, Otto A. Harbach, Raymond Hubbell, John W. Meiver and Edgar Leslie.

Detroit Theaters Sell Defense Stamps, Bonds

Detroit - The Defense Savings Stamp and Bond Drive is opening here, with Michigan selected as one of four test states. Motion picture division is being organized under Edgar E. Kirchner, manager of the Family Theater, as chairman. Theaters are selling stamps in their box offices and displaying posters supplied by the Drive Committee.

Film exchange employees have been organized and are contributing weekly to stamp sales practically 100 per cent, Kirchner said. Show business is strongly represented on the general committee, with Frank N. Isbey, former manager of the Michigan State Fair, as state chairman, and Fred Schader, former director of publicity at the Fox Theater, as publicity director.
Need Proper Terms To Exist—Kelly

(Continued from Page 2)

warranting the meeting of the producers terms to enable them to break even.

Expressing the hope that the industry was going through only a temporary illness, Kelly said there was hardly a distributing company that did not now feel its investment in production was secure.

He said that the distributors were taking a “terrible” gamble in bringing their best pictures out in the first blocks-of-fives and he asked for co-operation with United Artists as the distributor of such pictures.

Kelly indicated that in order to exist, “we must get proper terms,” pointing out that the dependence on foreign markets had destroyed profits for products that were never obtained from this country alone.

Balaban, Agnew Speak At Canadian Sales Meet

(Continued from Page 1)

the week-end for Toronto to attend Paramount’s three-day Canadian sales meeting which opens today in that city’s Royal York Hotel.

The meeting is of special significance in that this is the first huddle of the company’s Canadian forces since Del Goodman succeeded Morris Milligan as sales manager in the Dominion.

Neil Agnew, Paramount’s general sales manager, will attend and speak today, in wake of his West Coast studio visit to call specific information on forthcoming product. Balaban will also be speaking today, Bob Gillham will talk on advertising tomorrow.

Some 150 exhibitors from the Toronto area will attend a special luncheon which Paramount will host for them and the Dominion press today in the Royal York.

During the converge, Paramount’s new picture “Skylark” will be shown, among others.

“UA Presidency Offered. Not Interested”—Selznick

(Continued from Page 1)

be signed within a week or two.

He said that attorneys are examining all points involved and pointed out there’s always the possibility of snags arising.

Selznick admitted a published report that he had been offered the presidency of United Artists but is not interested in that office.

He also admitted there is a strong move to extend the office being moved to Hollywood.

Drive-In Using Dishes

Agawam, Mass. — The Drive-In Theater at Riverside Park here has instituted dish giveaways to females Thursday and Friday nights.
BEHIND
THE SCENES

BACK of the arresting beauty of modern screen productions stands the unvarying high quality of Eastman negative films. Each does its specific work surpassingly well. From long experience, directors and cameramen take for granted this vital contribution to each scene’s success. 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
SWP-Producer Pact: Hollywood—Indications before the Screen Writers Guild general membership meeting last night were that the membership would endorse "in principle" the agreement that has been reached between the Guild's negotiating committee and the producers. It is reported that the pact provides for a long-term agreement, probably seven or eight years, with a minimum wage of $125 per week, virtual Guild shop, elimination of flat deals calling for less than $1,500; giving the Guild control of screen credits.

Intimate in Character International in Scope Independent in Thought

New York, Tuesday, June 17, 1941

TEN CENTS

Power Rationing Hits Georgia Houses

RKO Wraps Up First 5-Block; Bare Lineup Today

Daniel Webster, “Father Takes a Wife,” “Parachute Battalion” Among Quintet

The five pictures which are to comprise RKO's first group under the new selling system were announced yesterday at the 10th annual convention of the company’s sales staff. RKO's complete production plans for the 1941-42 season are to be announced today by Ned E. Depinet, president.

Initial quintet includes William Dieterle’s “The Devil and Daniel Webster,” the Menjou-Swanston co-starring “Father Takes a Wife,” “Before the Fact,” co-starring Cary Grant and Joan Fontaine, “Para” and “Seven Steps to a Gun.”

(Continued on Page 6)

5 Regionals for UA Start in Late June

United Artists is reported to be planning a series of five regional meetings. Tentative plans call for the sessions to be held in New York, Chicago, Los Angeles, and San Francisco, starting late this month.

Para, Host to Exhibs. At Canadian Convention

Toronto — Paramount opened its first general sales meeting to be held in Canada yesterday and more than 100 exhibitors were guests at a luncheon at the Royal York Hotel.

Vital problems, including the U.S.

Hays Quits Hospital, Comes Here Shortly

Will H. Hays, MPPDA prexy left St. Luke's Hospital, Chicago, yesterday for his home in Sullivan, Ill., after a rest of several weeks following a siege of pneumonia earlier this year. In a few days, Hays will come to his New York offices and from here, leave for California.

RKO's Sales Hit All-Time High

93.8% of Possibilities Sold, Smith Tells Convention; Gain of 924 Contracts Reported

An all-time record was established by RKO Radio for sales and shipments during the last year, Andy W. Smith, sales manager, announced at the opening session of the company's convention yesterday at the Waldorf-Astoria.

Of the total possibilities for features in the United States, RKO is in 10,000 of those situations, or 93.8 percent of the total, as of June 6, Smith said, explaining that this represented 924 contracts more than the company had ever written before. The best previous year for the company was in 1936-37 when 9,975 contracts were sold in the U.S. and Canada.

As to weekly shipments, Smith explained that for the first 23 weeks of the new year, RKO was 54,342 shipments over the same period for the 1939-40 season.

Smith will discuss the selling un-

15 More Features Starting on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Production steps up a notch or two this week, with 15 features scheduled to get the gun. Metro becomes the most active plant, 10 features being shown before the cam-

eras. The check-up:

At Columbia: Seven shooting in-

(Continued on Page 4)

Washington, Indianapolis Win NSS “Beat Par” Drive

Washington and Indianapolis were group winners in National Screen Service's Beat Par Sales Drive, as announced by the company's

(Continued on Page 5)

To Seek N. Y. State Aid in War on Bingo

Warner will wind up delivery of 1940-41 product on Aug. 30 when “Dive Bomber,” Technicolor special, with Errol Flynn and Fred MacMurray.

(Continued on Page 5)

Propaganda Action To Hit Axis Films

Action of the U.S. in ordering Germany to close all Nazi consulates in the U.S. by July 10 was dictated by the grave power shortage and the failure of voluntary power reduction to solve the problem although the latter totaled 450,000 kilowatt hours per day.

(Continued on Page 5)

Ellet Case Dismissed At Request of Israel

Cleveland—Louis Israel yesterday asked for the dismissal of his arbitration case involving the Ellet The-

(Continued on Page 7)

English Ship Saves Ben Cohen and Wife

Cape Town, Union of South Africa

(By Cable) — Virtually given up for lost, Ben Cohen, Metro theater man-

er, en route from New York to
take a post in Durban, and his wife were among the 35 survivors of the Robin Moor, U.S. ship sunk by a submarine, to land here yesterday. The 35 were picked up at sea by a British vessel, making the rescue 100 per cent. Cohen was trans-

ferred to Durban after foreign service for Metro in Calcutta.

NBC Set for Commercial Tele

Asks N.Y., Philly, Washington Stations

Goldwyn Asks Definite

Anti-Duals Plan by FCC

Planning for commercial television based upon new rules issued by the FCC May 3 last, NBC yesterday announced the filing of applications with the FCC for commercial television stations which will operate in New York, Washington and Phil-

(Continued on Page 5)
MPTOA Meet No 'Washout,' Kuykendall Tells Freeman

West Coast Bureau of THE FILM DAILY

Hollywood—Proxy Ed Kuykendall of the MPTOA in a letter to Y. Frank Freeman, AMPP president, with copies sent to all members of the latter strikes back at local trade paper criticism of the MPTOA convention as a "complete bust." Kuykendall says that "while the attendance at the business sessions was disappointing," this would prove true of any convention held in competition to "the scenic beauty, the ace track and the studio."

Kuykendall's stinging letter points out more than 6,000 theaters were represented at the convention by some 600 delegates, 450 of whom were members of the MPTOA, with 200 of the 450 also members of the PCC which held its convention simultaneously.

Kuykendall, highly critical of the local papers, says that the convention was "the best ever held from point of attendance and representative theater gathering. "Every big affiliate circuit and the majority of independent theater owners were at the convention, in other words, your largest buyers," he stresses.

Pasternak May Release Own Pic Thru Universal

West Coast Bureau of THE FILM DAILY

Hollywood—Joe Pasternak may form his own company to release through Universal, although deals have been tendered by Metro, RKO Radio and UA, it is reported. Metro and RKO propose married posts, UA, his own company.

Zanuck In Washington

Washington Bureau of THE FILM DAILY


Irene Franklin Dies

Irene Franklin, 65, former stage star and screen actress, died yesterday in Englewood Hospital, Englewood, N. J., from a cerebral hemorrhage. Two daughters, Mrs. James Richardson of San Fernando and Mrs. William de Cardo of Burbank, survive.

Harry Brandt Named to CHDC

Harry Brandt has been named to the civilian home defense committee by Commissioner La Guardia.

Para. Stockholders Meet

Para.'s annual stockholders meeting will be held at the home office this morning.

#### FINANCIAL

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N. Y. Office for Schines, But Not Transfer of Hdqrs.

Gloversville—While retaining circuit headquarters here, the Schines will open a New York office in Radio City during the summer.

Roach "Streamliners" On Flat Rental Basis

Hal Roach's "Streamliners" features for UA release will be sold on a flat rental basis, it is reported.

COMING and GOING

ALAN REEVE and his bride arrive on the Cape tomorrow.

FRANK OLESEN, IATSE Chicago rep., is in Washington.

The REV. DR. NORMAN VINCENT PEALE arrived in Hollywood yesterday to report technical advice at Warners.

OWEN CRUMP, Warner scripter, is in Washington to confer with J. Edgar Hoover.

JOHN CECH, CRAWFORD who has signed to direct London plans a Coast trip, with a M. G. M. stopover.

MISS. DOUGLAS FAIRBAIRNS and SOL RUSEL BLATT, her counsel, arrived on the Coast yesterday.

SAM LEVINE left yesterday for Hollywood fill a Metro commitment.

S. HACKER, head of Film Audit Service, now in Washington, opening a branch office.

GRAD SEARS returned from the Coast on the week-end.

BOB BOPE, who TWA's from the Coast tomorrow, goes to Toronto for a war relief after which he may return here for the premiere of "Caught in the Draft." ANNIE BETH, Para. publicist, returned from vacation yesterday.

LOUIS BROMFIELD arrived on the Coast yesterday from his Ohio farm.

VIRGINIA DALE arrives from Hollywood for a week.

SARNEY BALABAN returns today from To-ervy.

W. F. RODGERS and H. M. RICHEY are back from the Coast.


Ban "Great Dictator" Throughout Argentina

Buenos Aires (By Cable) — The Government has banned the bannn of Charlie Chaplin's "Great Dictator" throughout all Argentina. The Argentine government, a democratic mass organization, has protested the ban on "Pascal Hall" while permitting the Nazi propaganda film, "Victor in the West," to be shown.

HERMAN WOBBLE

20th Century-Fox Film Corp.

Says—

"It is, as usual, a great publication. We look forward to its annual arrival and refer to it frequently throughout the year."

1941 YEAR BOOK of Motion Pictures

Now Being Distributed FREETo Subscribers of THE FILM DAILY

1501 Broadway

NEW YORK

Hollywood Office

6425 Hollywood Blvd.

Hollywood, California
Here comes "THE BRIDE!"
15 More Features Starting on Coast

(Continued from Page 1)
cluding "You Belong To Me," romantic comedy co-starring Barbara Stanwyck and Henry Fonda. Producer-director Wesley Ruggles.


At RKO-Radio: Three shooting.


At 20th Century-Fox: Seven shooting, including "New Orleans Blues." This was formerly titled "Hot Nocturne," drama, with Priscilla Lane, Richard Whorf, Betty Field, Lloyd Nolan, Jack Carson, Ella Kazan and Billy Halop. Associate producer, Jerry Wald. Director, Anatole Litvak: "One Foot In Heaven," drama, starring Fredric March and Martha Scott, with Sarah Edwards, Dorothy Vaughn, and Tempestt Pigott, Irving Rapper directing.

At Republic: Two shooting, including "Ten Nights In The Tropics," melodrama, with Frank Albertson, Linda Hayes, Robert Armstrong and Sessue Hayakawa. Leo McCarey directing.

Power Rationing in Georgia Houses

(Continued from Page 1)

was indicated last night by Co. reports that all affiliates of the Commonwealth & Southern Corp. will adopt the program not only in Georgia, but in Alabama, South Carolina and Mississippi. Gulf power com- mences are expected to fall in line with the move to cut power use by one-third. It was also reported that TVA was giving the matter the closest study.

Theaters, with others put on cur- tied power use, must now save one- third of the electricity normally used. These steps are suggested as the ap- proach by theater operators:
Cut elevator service by one-half; more than one lift is used; reduce air-conditioning the difference of not more than 5 degrees between outdoor and indoor tempera- ture; eliminate air-horns, showcase, window and ornamental lighting; re- ceive interior lighting to safety; save motor power in every way.

Whitney lights are eliminated except at street intersections. General street lighting is cut one-half, which is possible without endangering bile safety.

William K. Jenkins of Lucas and Jenkins said yesterday: "This is a severe blow to the theaters in the State for much publicity is given by the Power Com- pany to the effect that air-conditioning plants are to be used only sparingly, and at no time provide a tem- perature difference between outside ad inside of more than five de- grees.
"These conditions together with the fact that there are no large war in- dustries in the State, and the effect the longest drouth in 37 years, will the future look very discour- aging.

A number of theaters have already used, including the 2,800-seat Roxy Atlanta, and the 1,500-seat Im- peas in Augusta. There is part time operation of the 1,000-seat Bijou Brunswick.

Further Aldo, Reductions Asked in Water Shortage Threatens

Montgomery, Ala.—With the city ready virtually on a "blackout" Notice due to voluntary co-oper- ation curtailment of electric power, S. Colman, president of Alabama Power Co., called on all users of 35,000 kilowatts for further voluntary reduction beginning yester- day as hydro-electric reservoirs minute to a dangerous short- age of water.

Theater managers, already co-operat- ing in the "blackout," may be asked reduce power on air-conditioning as an addition. An emergency measure. Marquees might have only enough light to make visible the title of feature laying, and all lights except those

Washington, Indianapolis Win NSS 'Beat Par' Drive

(Continued from Page 1)

first national sales convention held at the Waldorf-Astoria yesterday with Vice-Presy George Dombrow presiding. Director Jacobson is the Washington branch manager, while Ted Liebtag holds the Indianapolis branch, winner in the second group.

Other winners in the Drive follow: First Group—2nd, John Flannery, mgr.; 3rd, Atlanta, Charles Luster, mgr.; 4th, Des Moines, Lou Patz, mgr.; 5th, St. Louis, Herb Washburn, mgr.

Second Group—2nd, Dallas, Wal- lace Walthall, mgr.; 3rd, Memphis, R. Conway, mgr.; 4th, Oklahoma City, Gilbert Clark, mgr.; 5th, St. Louis, Herb Washburn, mgr.

Convention, attracting nearly 150 execs. and sales reps, and scheduled to remain in session through Thurs- day, opened on a patriotic note, with a pledge to the flag and the na- tional anthem. Sessions yesterday were devoted to special service and trailer. Last night, delegates saw "Citizen Kane" at the Palace through courtesy of RKO.

This morning, the NSS men will attend a Trans-Lux theater screening after which they will lunch joint- ly with RKO's conventioners and then sit in the RKO studio for a Specimen Supply's product announcement. Later, they will attend the M of T cocktail party.

NSS Accessories will be to the fore at tomorrow's which will be followed by the convention party at Bill Rose's Diamond Horse- shoe. Thursday will be given over to Advertising Accessories.
RKO Wraps Up First Block-of-Five Pix

(Continued from Page 1)

chute Battalion," service thriller and "Lady Scarface." All five have been completed and will be ready for showing shortly. Two of them, "Parachute Battalion" and "Father Takes a Wife," were screened for the sales forces yesterday. Others will be screened today.

Smith and Mochrie Speak
Cresson E. Smith, Western sales manager, made a short address on experimental selling in blocks of five in his territory in the Mid-West at yesterday's session.

Touching on the New York consent decree in his talk on "Liquidation," Wednesday afternoon, Bob Mochrie, Eastern sales manager, predicted greater prosperity in the Fall and Winter for theaters since 1929 and that the new method of selling would bring a fairer equity to distributors than ever before. Mochrie stressed dates must be obtained at the time of selling.

Program of 39 one-reelers will be made by Pathe for RKO release, it was announced by A. J. Jr., vice-president of Pathe News, who also told the delegates that South American coverage had been expanded so that spot news and feature stories could be brought to the screen on a much larger scale.

Single-reel subjects include 13 issues of Infinito, 12 Sportscores and 14 units of the Picture People series. Other shorts were announced by Harry Michelson, short-subjects sales manager, who said there would be 18 Walt Disney Technicolor productions, 18 issues of the March of Time, 16 two-subjects and 104 issues of Pathe News.

More Money for Shorts
Michelson told the delegates that RKO was further increasing its short subject budget and making necessary changes to meet the new interest in shorts. He said that the program which was announced in January had been selling according to expectations in single and double feature territories. New records for billings and shipments have been established for the first five months of 1941, while 800 more accounts were set on Pathe News and a new record was established on the Louis-Riker fight pictures.

Background for some of the M of T subjects include regional films, the air arm of the Navy, free France and the American Red Cross. England will be the first locale for a regional series. Other sections of the country will be photographed by M of T cameramen during the new season, convention delegates were told.

Aluminum Matinées As Help to Defense
Springfield, Mass. — As a contribution to the program of national defense, the Western Massachussets Theater Association will hold an "aluminum matinée" in at least one theater in each city in which the company operates, according to working, president of the company announces. At these matinées every child bringing a worn out or useless piece of aluminum will be admitted without charge.

RKO Radio Sales At All-Time High

(Continued from Page 1)

der the New York consent decree tomorrow, but he referred to it yester-

day and declared that greater responsibility than ever before would be placed in the hands of salesmen, branch and district managers.

100%, RKO Branch Heads and Salesmen Get Cash Awards
Four branch managers who piloted their sales staffs into the 100 per cent and 19 salesmen with a perfect selling record for their respective territories were given special cash awards by Ned Depinet yesterday at the RKO Radio Convention.

Branch Managers R. V. Nolan of St. Louis, A. M. Avery of Memphis, H. F. Taylor of Montreal, and B. Pitkin of New Haven were the exchange chiefs while the salesmen were:

- Sam Gorelick, Chicago; Harry Decker, Montreal; J. E. Epstein, Philadelphia; Mark Ray, Minneapolis; W. J. Bass, St. Louis; J. E. Grunberg, (new branch manager), Salt Lake City; St. Louis; Frank Ross, Boston; Morey Anderson, Milwaukee; W. M. Reardon; Memphis; W. G. Wray, Memphis; Arthur H. Warneke, Denver; William Canelli, New Haven; Gifford Davidson, Salt Lake City; L. L. Goldsmith, Seattle; R. H. Lane, Pittsburgh and Jack Ellis, New York.

Lefko Named RKO Branch Manager in Indianapolis
Morris Lefko, Pittsburgh sales manager for RKO, has been named branch manager in Indianapolis, replacing Roy Churchill who resigned a few weeks ago. Lefko joined RKO in 1933 as a booker in Cleveland. Inter was promoted to salesman and was transferred to Pittsburgh in 1939.

ATO of Indiana Convenes
Indianapolis — ATO of Indiana opens a three-day convention today at the Potawatomi Inn, Parkagon Park, Lake James.

Charles E. Curle Dead
Chattanooga, Tenn.—Charles Edward Curle, 40, Studio Theatrical projectionist, and owner of the Curle Radio and Sound Service, is dead.

New Orleans Branch Wins Depinet Drive
RKO's New Orleans exchange, headed by P. M. Baker, took first place in the Ned Depinet Drive and awards in 1941. The New Orleans organization went to the various classes of branch employees.

Top winners in the drive were announced yesterday at the RKO convention at the Waldorf-Astoria. Trailing New Orleans for top honors were: H. J. Lyons, manager; St. Louis, R. V. Nolan, manager, and Chicago, R. B. Williams; A. N. Schmitt, manager, and Washington, R. J. Folillard, manager.

Dave Prince's Southeastern district led the eight districts, and the Canadian division, headed by Drive Captain Leo Devaney, topped the Western and Eastern divisions.

At the convention, the Dr. Christian contest, slated by Bob Mooney and Roy Griffis, Memphis, A. M. Avery, manager; Clev-

erland, J. H. Hyland; Atlanta, Bob Wolf, manager, and Kansas City, R. E. Thompson, manager, V. S. Jones, manager; St. John, L. Plotel manager, and Toronto, were voted winners of Canada.

New Orleans radio manager one for two reel subjects, after which come New Haven, R. Pickin, manager; Albany, M. Westbelle, manager; Omaha, C. W. Allen manager, and Atlanta, A. A. Williams, manager; Montreal, H. F. Taylor, manager, and Vancouver fo-

shed one-two in Canada.

In the one-reel class, New Orleans again leads up in first, with Kansas City, second; Philadelphia, third; St. Paul, fourth; Minneapolis, fifth, Montreal and Toronto are the Canadian leaders.

Louis A. Bachman, finished first in the M of T contest, followed by: Salt Lake City, L. S. Grunberg, manager; Memphis; New Orleans, Chicago, J. C. Osmerman, manager; Atlantic City, B. Pitkin; Montreal and Winnipeg, H. Wolfe, manager for the latter, led in Canada.

Branch Manager Barney Pitkin brought in the New Haven exchange to lead in the New York contests, followed by fourth: Boston, H. H. Greenblatt, manager, fifth, Montreal and Toronto were out front in Canada.

Bronze plaques were awarded to the first three offices.

Three special prizes given to an outstanding salesmen: Roy Branon, Charlotte; Jack Cribbin, Buf-

falo; and E. H. Schmitz, Rochester.

‘Hollywood’ Heads Will Be Guest Stars
Chicago.—Republ has closed a deal for its entire 1941-1942 program with Publix-Great States The-

ey, opening in 50 houses in Illi- nois and Indiana. J. C. H. and members of his staff; Nicholas Genetos, United Theaters, Montreal; Jules and Hertt, Allen, Toronto; Morris Milligan Hamilton; Sherwin Moretsky, Windsor and Jack Ward, Niagara Falls, Ont.

Sales plan discussions will occupy today's and tomorrow's sessions.

Warner Outing Tomorrow
Warner home offices will be de-
serted tomorrow when the entire cast of "Life With Father" departs for an annual Warner Boys Cruise up the Willamette River, where Rube Budin is in charge of arrangements.

Outside Looking In

John Chapman (New York Daily News): "For the edification of theater operators in convention here today, the New York Yost Award winner, who won fame with his Box Office Poison list, presented another list at Hollywood for the local trade papers. 'Why,' he queried, 'don't they remove from pictures those persons who comprise a greater list than has been put out before than ever before?' But the somo-

gun didn't list them, and when I wired him to name some he replied: 'Because I have no idea the list I produce means anything.'"

Para. Host to Exhibits.
At Canadian Convention

(Continued from Page 1)

8. consent decree, motion pictures part in the present world conflict, short subjects and advertising, were discussed by Paramount executives. Among those who addressed themselves to the exhibitors were Barney Balaban, Neil Ager, Austin Keough, Oscar Morgan and R. M. Gillham who were in-

roduced by Del Goodman, the company's recently-appointed manager. Stanton Grissell, schedule maker, was grounded en route to Toronto.

Among those at the luncheon were J. J. Fitzgibbons, head of Famous Players Canadian and other members of his staff; Nicholas Genetos, United Theaters, Montreal; Jules and Hertt, Allen, Toronto; Morris Milligan Hamilton; Sherwin Moretsky, Windsor and Jack Ward, Niagara Falls, Ont.

Sales plan discussions will occupy today's and tomorrow's sessions.
To Seek N. Y. State Aid in War on Bingo

(Continued from Page 1)

Perre pictured, by Jay-Phil Inc., operators of Academy Theater and Old Vienna, Inc., formerly the Hobart Theater is a new theater in the eight theaters indited for operating bingo.

The District Attorney's office said that the State Attorney General of the state can act against others of state corporate officers charged with being violating gambling or story law.

District Attorney Leo J. Hagerty has announced he will move for injunctions reining bingo play all the fall trial of the six defendants.

Police Commissioner Austin J. of the move had the support of theater owners themselves, who revealed part of the reason that the theater owners have not been in the business is that they would have to have licenses to continue in it.

Most of the theaters in Erie county have been forced into these nine courses to counteract vicious competition of the dice players with whom they are in business. Most of the theaters in Erie county have been forced into these nine courses to counteract vicious competition of the dice players with whom they are in business.

Paul J. who is chairman of the proposed committee has been unable to attend, being called away suddenly to his home in New York. He has appointed this committee to act in his place.

A's Buy of Fairbanks

(Continued from Page 1)

The secretary, representing the PCC, moved the double bills committee, Goodwyn lead the committee in its support and asked the committee for the efficacy of the two committee and the PCC committee.

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N.Y. CRITICS HUNT FOR ADJECTIVES TO PRAISE "MAN HUNT" AS RECORD ROXY CROWDS T-H-R-I-L-L!

"A STUNNING SHOW, A FIRST RATE FILM... 'MAN HUNT' IS AN UTTERLY ABSORBING THRILLER! HAS ABOUT EVERYTHING IT TAKES TO MAKE FILMGOING AN EXCITING ADVENTURE AGAIN!"
—N.Y. Herald Tribune

"EXCITING! SUSPENSEFUL!"
—N.Y. Times

"EXCITING ADVENTURE FROM BEGINNING TO END AND IS HEREBY RECOMMENDED TO ANY FILMGOER IN SEARCH OF A VICARIOUS THRILL!"
—N.Y. Daily News

"A SUPERIOR THRILLER!"—N.Y. Post

"STARTS ON A HIGH KEY AND REMAINS THERE UNTIL ITS FINISH. THE HIGH PITCH OF THE MELODRAMA NEVER LETS DOWN!"
—N.Y. Sun

"AS EXCITING A FILM AS YOU'LL SEE ALL YEAR, SO DON'T MISS IT!"
—N.Y. World-Telegram

"IF YOU CAN'T GET A THRILL OUT OF 'MAN HUNT', QUIT MOVIES!"
—Jimmie Fidler

and from Friday's Film Daily: "A SURE-FIRE BOXOFFICE ATTRACTION!"
RKO PLANS 40-45 FEATURES FOR 1941-42

Decree Aids Duals Elimination, Asserts Balaban

941 Theater Operations Running Ahead. Company Stockholders Are Informed

There is a better chance for out-of-town double bills under the New York ment decree than there was before Barney Balaban, Paramount president, said yesterday at the company's annual meeting of stockholders. In answering questions put to him by the stockholders, Balaban asserted that the new method of selling would slow down the regular flow of product and may (Continued on Page 5)

5% Guild Shop in WG-Producer Pact

At Coast Bureau of THE FILM DAILY Hollywood—A seven-year agreement between the Screen Writers Guild and the producers providing (Continued on Page 5)

VA is Making Survey of the Power Situation

(Continued on Page 5)

Intimate in Character International in Scope Independent in Thought

THE FILM DAILY

NEW YORK, WEDNESDAY, JUNE 18, 1941

50

Ten Cents

Selznick-UA Deal in 10 Days

Papers Now Being Prepared on the Coast

Podell to Aid Ascap in Networks Action

David O. Selznick revealed in New York yesterday that papers for his becoming an owner-producer of United Artists were being prepared on the Coast and may be signed in 10 days. He also may become an important official of the company.

Selznick said that he planned to make about four pictures a year and that one of his first ventures would be "Tales of Mystery and

Company to Get 12 to 15 From Indie Producers; Titles For 31 Films Revealed

RKO Radio for 1941-42 plans a minimum of 40 and a maximum of 45 features, of which 12 to 15 will be supplied by outside producers. Ned E. Depinet, distribution chief, told the company's annual sales convention at the Waldorf-Astoria yester-
day afternoon. For the current season, RKO announced 49 to 53.

More than 500 were in Depinet's audience, the National Screen Service delegates joining RKO for the (Continued on Page 8)

WB, Para., 20th-Fox Win Lorence Award

Pittsburgh—A decision in favor of Warner Bros., Paramount and 20th Century-Fox, defendants in the arbitration case of Herman Lorence, Erie, Pa., was awarded by A. V. Murray, arbitrator.

Murray found that Warner Bros. and Paramount had not refused to license their pictures for exhibition (Continued on Page 3)

Gillham Says Newspapers Sell 65-75% of Tickets

Toronto—Newspaper readers buy 65 to 75 per cent of all theater tickets, Robert M. Gillham, director of publicity and advertising for Para-(Continued on Page 6)

Kirsch Expects 150 At "War Council"

Chicago — Jack Kirsch, Illinois Allied press, said last night he ex-
pects 150 exhibs. to attend Illinois Allied's meeting today—the "war council" he announced when he was in New York that the unit would hold to fight the b.a. slump and took means of stimulating it. Kirsch said he favors a house-to-house canvass to find out what patrons want on their movie bills.
COMING AND GOING

ARTHUR GREENBLATT, PRC general sales manager, arrived from the Coast yesterday after a tour of the company's branches.

G. D. BRENNAN, Republic traveling auditor is in New Haven.

WILLIAM E. FINE, manager of the Darien and Danbury, Conn., is back from a fishing trip to Maine.

WALTER J. MORRIS, Battlefield city manager for United Artists, has left for a month's Hollywood visit.

ANTONETTE SPIZER has returned from New York.

CARLTON SMITH arrives in Hollywood tomorrow via the Stratoliner.

VERONICA LACE and her husband, JOHN DETULIS, are heading East for a Cape Cod vacation.

VICTOR MATURE has returned to Hollywood.

DARRON DREIDE is due today from the Coast.

ANITA LOUISE flies to Ann Arbor, Mich., tonight. To be the guest of Tommy Manahan, at the University of Michigan's Senior Ball Friday.

BOB O'DONNELL arrives today from his headquarters in the South.

A. MIKE VOGEL returns from Cleveland Tuesday.

DAVID O. SELZNICK arrived from Hollywood Tuesday evening.

ED KUYSENDALD is looking over Yosemite National Park.

WOLFE COHEN, Warner district manager for Canada, arrived in New York yesterday from Toronto for conferences.

GABRIEL PASCAL plans to leave for England late in the month to confer with the British Ministry of Information on his Canadian production plans and with G. B. Shaw on the selection of his next Shavian pic.

JOHN W. HICKS left last night for Hollywood.

Hess Becomes Just Face On Cutting Room Floor

West Coast Bureau of THE FILM DAILY

Hollywood — Rudolph Hess, sequence, hastily added to Warners' "Underground" to cash in on the as yet unexplained flight of the Nazi leader to Scotland and his subsequent capture and imprisonment, has been tossed on the cutting room floor, with just a single mention of Hess remaining.

While Warners execs here are mum, it is reported that the Hess deletion was inspired by Uncle Sam. Frank Wilcox has been added to the cast to play Hess.

Documentary Producers Elect Ivens President

New officers of the Association of Documentary Film Producers, Inc., are: President, Joris Ivens; 1st V. P., William Welles; 2nd V. P., John Ferno; secretary, Elsa Keithley and treasurer, Renee Gutman. Chairmen of committees include: Membership, Mary Lossey; Finance, Lee Dick; and Education, Richard Griffith.

New names on the committee for the new year include: Harold Burger, Herbert Kerkow, Leo Seltzer, Helen Van Dongen and Willard Van Dyke.

David Palfreyman and Herman Levy arrive in Frisco today by motor.

Adolph Zukor arrives on the Coast from New York to interview important members of the press.

John Hicks and Russell Holm left for the Coast yesterday.

Barney Balaban, Stanton and Paul Reibourn will fly tomorrow to screen completed pictures and to confer with Y. Fraiman and B. G. DeSylva, studio heads, on current and new product.

Neil Agnew, who returned to New York yesterday from the Canadian sales meeting in Toronto, plans to join the other company officials on the Coast late this week or early next.

Paramount Top Executive Start Trek to Studios

Following the departure of Adolf Zukor for Hollywood on Monday, John Hicks, Jr., and Russell Holm of the Paramount home office headed westward yesterday as the vanguards of an executive trek to the company's West Coast studio.

Barney Balaban, Stanton and Paul Raitbourn will fly tomorrow to screen completed pictures and to confer with Y. Fraiman and B. G. DeSylva, studio heads, on current and new product.

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Pascal to Montreal Next Week on Producing Setu

Gabriel Pascal plans to start his first Canadian-made product Aug. 1. Pascal said yesterday that he hoped to leave for Montreal next week to prepare for his new enterprise. First picture: the "Sn Goose" by Paul Gallico, is expected to be made in Technicolor and starring Paul Muni.

Service Admission Plan Will Be Parish Subject

John Golden has been made chairman of the USO Defense Recruit sub-committee and will meet with all film and legit. theater operators work out a plan to lower, free admissions for service men.

J. R. Grainger

Republid Pictures Corporative

says

"As I have told you past years, this is of the most valuable assets I have in operation of my office and the information has compiled is valuable."

1941 YEAR BOOK of Motion Picture

Now Being Dristrib Free

To Subscribers of THE FILM DAILY

1501 Broadway

New York

Hollywood Office

4645 Hollywood Blvd.

Hollywood, Calif.

Wednesday, June 18, 1941
Along the Rialto

Phil M. Daly

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Flyertown

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Happy Birthday to You

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Late July Conclave
Planned by Warners

(Continued from Page 1)

Canada, arrived here yesterday from Toronto for the purpose of discussing the proposed bid for Sears, Carl Leserman and Roy Haines, it is understood.

Canadian meeting would be something of a new departure, and, if set, probably will be held in Toronto.

Special Cars to Carry 20th-Fox Conventioneers

Delegates to the 20th Century-Fox national sales convention in Los Angeles will go to the Coast in special cars attached to crack trains, it is announced by Jack Sichelman, in charge of convention arrangements.

A special train will transport home office and New York area conventioneers to Chicago where they will change to the train going to California, the Easterners will be joined by groups from other offices and all delegates are scheduled to arrive in Los Angeles on July 15, one day before the opening session. Representatives from Coast exchanges, the South and Canada will arrive the same day on other trains.

"Caught in the Draft" Scores in First 9 Spots

In its first nine pre-release engagements, Paramount’s “Caught in the Draft” is grossing from 10 to 45 per cent more than other top-grossing pictures, Paramount reported yesterday. Picture is said to be running well ahead of “Road to Zan-" and “North West Mounted Police” in all openings. National release date is July 4.

Columbian Club Outing Friday

Annual outing of Columbia Pictures’ Columbian Club will be held on Friday at the Glenmere Country Club in Chester. Attendance of more than 300 is expected. A full program of sporting events, including tennis, golf, swimming, baseball, etc., has been lined up for the club members and their guests.

Blair Leaves Saenger

New Orleans—Bob Blair, general manager of the Saenger Theaters Corp., operators of the Saenger and Tunks in New Orleans, has resigned as general manager. Says he plans only to return to his home in Cali-
**REVIEWS OF THE NEW FILMS**

### The Shepherd of the Hills

With John Wayne, Betty Field, Harry Carey

In Technicolor

**HOLLYWOOD PREVIEW**

Paramount—98 Mins.

HATHAWAY'S MASTERCUL DIRECTION, JONES-ANTHONY SCREENPLAY PLUS GREAT PERFORMANCES MAKE THIS PANACEA FOR B.O. ILLS.

It's difficult to put on paper the beauty in Paramount's "The Shepherd of the Hills." It is like labeling it just a "good motion picture." There is drama, action, suspense—all the ingredients in the perfect formula—and a cleanness, a rugged, spiritual thing that has seldom been captured on film. The millions who have read Harold Bell Wright's book will find in this film much that the book lacked. It is as if the "Pilgrim" characters live and give stature in the picturization. The souls of the hill folk have been miraculously bared. This sometimes is so thin a form is not possible in real, important characters of simple people. There is no laughter in a scene that read in the vernacular identified with each cast member, brings tears to the eyes of city-bred movie-goers. Seeing this you can believe anything possible through the acting of the cast. A mountaintop has a great picture—one that would have won the plaudits of the hardest-bit ten critic of Hollywood producers if it had been shown to attendees at the recent exhibitors convention here.

Producer Jack Moss' cast is as fine as has ever been assembled. No actor was ever for a moment not the character of his portrait. Henry Hathaway's direction should merit the thanks of the entire industry at this time and also make him a strong contender for the Oscar they are giving to some director for this year's box office direction.

In Betty Field's hero studio has, in this reviewer's opinion, the likeliest star material discovered since the days of "I'll Be Home," and with one more film Moss will be talking about for a long time.

John Wayne, Beulah Bondi, James Barton, Russell Slaves. Moss; John Quaid—and only space limitations are the reason for not mentioning the rest of the cast—have never given a better account of themselves before the camera.

Two other elements, the thrilling, natural Technicolor photography, and the classic screenplay by the late Grover Jones and Stuart Anthony is without question the greatest work of both. Not an easy chore, their mastered handling of dialogue and action is a testament to their well-recognized artistry.

One particular performer, Marc Lawrence, was played flat. Here the one-act, scored heavily with the preview audience.

Condensing Wright's tale of "hill folk" into stick or stone is probably impossible in this space. It's the story of a boy born to hate and raised on venom—sworn to kill his father who deserted his mother while he was a child, and a boy that refuses to return to the father, who returns to his home after serving a prison term for murder is Harry Carey. This role marks a third act for the former before the cameras for the "Pilgrim" and it proves time has increased his cleverness and possibilities for immortality in the industry. The "Shepherd of the Hills" as Carey is dubbed by the hill people, campaigns with

### Nevada City

With Roy Rogers

Republic

GOOD WESTERN WITH ACTIONFUL STORY AND CAREFUL PRODUCTION SHOULD CLICK.

Full of action, with a good story and adequate production, the latest Roy Rogers Westerns series will most certainly please the outdoor fans. With nary a dull moment in its 58 minutes, the film, maintaining interest from start to finish, will embellish the Republic Western lineup.

Assojicate Producer-Director Joseph Kane and James Webb, writer of the screenplay, are to be commended for the picture, along with the personable Roy Rogers who does such a fine job in his role as "the Kid" as in his well known "Pilgrim" shows. George "Gabby" Hayes handles the comedy relief; the vivacious Sally Payne is far ahead of her usual Western film girls, and the rest of the cast has been well handled.

Yarn, laid in the 1860's, tells of a struggle for transportation between a coach system, a young railroad, and a steamship line. Rogers is driving for the railroad, which is in competition with the outlaw band, believed to be working for the railroad. He doubts that the rail company is guilty and is fired for his lack of loyalty, but after having the railroad, he is eventually able to point out the guilty men. Interest is sustained by the sharp acting of the band, a train and a stage coach, train holdups, etc., and Rogers provides a couple of interludes with his Prairie ditties, worked naturally into the proceedings.

CAST: Roy Rogers, George "Gabby" Hayes, Sally Payne, George Cleveland, Billy Lee, Joseph Crehan, Fred Kohler, Jr., Pierre Watkin, Jack Ingram.

CREDITS: Associate Producer-Director Joseph Kane; Original Screenplay, James Webb; Musical Director, Cy Feuer; Camera-Man William Nobles; Art Director Max Olebeck; Production Manager, Al Wilson.

DIRECTION, First-rate. PHOTOGRAPHY, Good.

The help of Betty Field, (who is in love with Wayne) to drive evil from the people. Wayne becomes his friend—and after a dramatic sequence in which he discovers that Carey is his father—tries to kill him. The father wounds his son to save him from the same fate which has ruined his life, and in a tender wind-up succeeds in driving the curse from his soul. You can bank on this film as a success and what is needed for your box-office lolls.

CAST: John Wayne, Betty Field, Harry Carey, Beulah Bondi, James Barton, Samuel S. Hinds, Marjorie Main, Ward Bond, Marc Lawrence, John Quaid, Fuzzy Knight, Tom Fadden, Olin Howland, Dorothy Adams, Virgil Campbell, Fern Emmons.

CREDITS: Producer Jack Moss; Director, Henry Hathaway; Author, Harold Bell Wright; Screenplay, Grover Jones and Stuart Anthony; Camera-Man Donald W. Howard Greene; ASC; Color Art Director, Natalie Kalmus; Associate, Henri Jaffa; Art Directors, Hans Dreier, Roland Anderson; Editor, Elsworth Hoagland; Musical score by Gerald Carbonara.

DIRECTION, Masterful. PHOTOGRAPHY, Superb.

### The Big Store

With the Marx Bros., Tom Martin

HOLLYWOOD PREVIEW

Metro

SWELL SHOUT SHOW TOPS PREVIOUS MARX BROS. COMEDIES: RIESNER'S DICTION OF NEW FORMAT IS FIRST-RATE.

There is cellularoid verification of Metro's promise that "anything can happen and probably will" in "The Big Apple." A switch in technique for the Marx Brothers. No running in and out of rooms—and a definite thrust. This is, as good, if not a topper to anything they have done before.

Producer Louis K. Sidney's production is lavish. His casting excellent. Megger Charles Rieszner, a recognized top-notch comedy director, doesn't spare the horses to make this splash. "The Big Apple," with its lovely and semi-dramatic performers and scenes expertly. Tony Martin hasn't got a great deal to do, but his chipping is a definite asset to the production. Another innovation in a Marx Bros. film—and Song Writers Hal Borne, Sid Kuller, Ray Golden and Hal Fimberg, and producers' assistants' special deserve credit for a job well done—is the elaborate musical production number. It uncovers talents that are hidden from picture fans. Just a thought, but one or two chase scenes are a little lengthy. Musical numbers by Harpo and Leonid Kinskey will throw the gaps, which we suppose the pictures for their scenes for these tidbits.

Tony Martin, a singing band leader, interested in his half sister's fate. "The Honeydew's" aunt, Margaret Dumont, employs Harpo Marx as his bodyguard because of an attempt on his life. Douglas Dumbrille, the villain in the piece, is a rascally store manager who must do away with Martin to cover up his embezzlement. It is at this point that the "anything can happen" business starts and the plot becomes secondary to comedy routines. Of course, the song "Good Lord, It's Grey" win out in the end—and of course nobody cares about the plot. A "laugh clocker" could run a high total checking and the preview audience seemed to love it.

CAST: Groucho Marx, Chico Marx, Harpo Marx, Tony Martin, Virginia Grey, Margaret Dumont, Douglas Dumbrille, William Tannen, Marion Martin, Virginia O'Brien, Henry Armetta, Anna Demetrio, Paul Shanton, Russell Hicks, Bradley Page, Six Hits And A Miss.

CREDITS: Producer, Louis K. Sidney; Director, Charles Rieszner; Author, Nat Perrin; Screenplay, Sid Kuller, Hal Fimberg and Ray Golden; Cameramen, Charles Lawton, ASC; Art Director, Cedric Gibbons; Associate, Stano; Art Directors, Conrad A. Nervig; Musical Director, George Stoll; Musical Adaptation, Earl Brent; Dance Director, Arthur Appeal; Songs by Hal Borne, Kid Kuller, Hal Fimberg, Ben Oakland, Artie Shaw and Milton Drake.

DIRECTION, First-rate. PHOTOGRAPHY, Good.

$75,000 Face-Lifting for Globe

The Theater Globe, Broadway, is to undergo a major alteration project instead of the planned "Pebble Beach." The circuit reported yesterday. New lobby, lounge and rest rooms are included in the plans.

**Broadway Limited**

With Victor McLaglen, Marjorie Wynn, Beulah Bondi, Claire Luce, Patsy Kelly, Wally, Pitts, Leonard Kinskey, George E. Stone, Ellen Dakin, Charles Wilson, John Sheed, Edgar Edwards, Eric Alden, Sam Daniels.

CREDITS: Producer, Hal Roach; Director, Gordon Douglas; Screenplay, Rian Jam Art Director, Nicolai Remoulot; MUS Dir, Marvin Hatley; Cameramen, H. Sharp; Photographic Effects, Roy Scawrill; Frank Young; Film Editor, Bert Jordan.

DIRECTION, OKAY. PHOTOGRAPHY, Good.

Essaness and Gregory Deals Closed by Rep.

Republic has closed circuit deals with Essaness in Chicago and S. Gregory in Indiana and Illiniois. Will Baker, REP, branch manager Cht., signed for the company in instance of Essaness, with Ed Silverman and Jim Booth acting the circuit. L. W. Marriot of RE Indianapolis office and Baker closed the Gregory deal with S. J. Grege.

**The Yearling** Next Year

West Coast Bureau of THE FILM DA Hollywood—Metro has the "The Yearling" until "next year" decision being made "in the interests of the company." It is understood that Roy Rogers evading $500,000 on the pic, a Spencer Tracy starer.

James C. Dawson Dead

Louisville—Long associated with the show business in Louisville throughout the South, James Dawson, 57, died at his home in
Says Decree Aids
Duels Elimination

(Continued from Page 1)

vice many double feature theaters change to single feature policies. Balaban, in his reply to the stockholders, said that present indications are that earnings for the second quarter of this year would be $2,475,000 for the second quarter of last year. First quarter earnings, he pointed out, were $2,475,000 compared to $1,600,000 for the first quarter last year.

Theater Operations Ahead
Stockholders were surprised to be offered by Balaban that Paramount theater operations for 1941 are to date somewhat better than at the previous year, despite a general decline in income attained throughout the country. He explained, however, that increased taxes had offset the improvement in earnings. It is reasonable to expect increasing theater receipts as national defense program prog- resses, Balaban said.

The sense is, however, as caused considerable increase in tax, Balaban declared. He pointed out that the earnings quoted for the first quarter were after deducting 30 per cent of the net profits, a much higher rate than was used last year. Income taxes were believed, he said, to have accrued last year, but whether there will be any for 1941 depends on the continued increased earnings the company, Balaban said. Balaban reviewed the financial position of the company and said that the total current and working assets of the company were $89,304,371 and current liabilities were $7,974,16 or a ratio of 4.4 to 1.

All Directors Re-named
All members of the board of directors were elected at the meeting here 77 per cent of the stockholders were represented either in person or by proxy. Percentage of stock representation was the highest since its reorganization and indicates strong endorsement of the management headed by Balaban.

Re-elected directors are Neil F. Grew, Barney Balaban, Stephen Bingham, Y. Frank Proven, Harry R. Gibson, A. Conger Goodyear, lament Griffis, Duncan G. Harris, John H. Herz, John W. Hicks, Austin C. Keough, Earl E. McClintock, Maurice Newton, E. V. Richards, Edwin L. Weis and Adolph Zukor. Directors will meet tomorrow to elect officers. They then will leave the studios for product conferences.

TO THE COLORS!

Cleveland—Vernon Hobbs, local TVS salesman, is leaving for a two week training period at the Officers Camp, Fort Knox, Ky. Hobbs is an RTOC officer.

WEDDING BELLS

St. Louis.—Abie Morris, local rep. of The Billboard, was married to Frances Robinson.

Milwaukee.—Edward Friedwald of The Warner Theater married Ruby Tophrive.

Chicago.—Rose Pechos of Warners Capitol Theater was married to Lou Tepinias, called for Army service.

Detroit.—Ambrose W. Fitzgerald, owner of the Doh Theater, and Mary Mielock, formerly secretary to John E. Flynn, M-G-M district manager at Chicago, were married at Gesu Catholic Church.

Prescott, Ariz.—Tex Ritter was married here to Dorothy Faye Southworth, his leading lady in four pix, by his brother-in-law, the Rev. Bruce Power.

Cincinnati.—Jean Burkart, RKO employee and daughter of Ed Burkart, 20th-Fox rep., has announced her marriage of December last, to Ray Hier.

Chicago.—Mary Mielock, secretary to M-G-M District Manager Jack Flynn, resigned to wed Ambrose Fitzgerald, manager of the Doh theater in Detroit.

Alan Reeve, son of Arch Reeve, and his bride, Claudia Louise Silk, daughter of William Silk, well known builder, owner and manager of large New York hotels, who were married in New York Saturday, will spend a month's honeymoon in Hollywood and Santa Barbara.

West Coast Bureau of THE FILM DAILY

—Engagement is announced of Francisca Selma and John Barry, Victorville publisher.

Victor Mature, screen actor, and Mrs. Martha, widow of the band leader, Hal Kemp, were married last night at the home of the bride, 957 Park Ave., New York.

Esther Jablow, secretary to George A. Smith, Western division manager of Paramount, will be married to Abraham Lebowitz at the home of Dr. A. J. Broder in the Crown Heights section of Brooklyn on Sunday. For a honeymoon, they plan a trip to the Great Smoky Mountains in Tennessee.

Bever Dam, Wis.—Gerald McMil- lain, assistant manager of Fox's Odeon here, married Norma Florence Radtke.

Owen Lightstone, owner of the Orpheum, Montreal, and his bride, the former Beverly Schnitzer, daughter of Edward M. Schnitzer, Warners Eastern district manager, are honeymooning following their marriage here Sunday.

Chicago.—"Jimmy" Savage, veteran B & K publicity man, married Dorothy June Morris.

Cincinnati.—Bob McNabb, 20th-Fox, married Frances Dwyer of Columbus.

Indianapolis.—Mary Ann McRee, Warner Bros., exchange operator, has announced her engagement to Robert N. Dewman. Wedding will take place June 27.

Betty Goldberg, of the Progressive Premium, New Haven staff for the past seven years, will be married to Herman Schobitz of Bridgeport July 4.

Des Moines, Ia.—John Lozenz, manager of Marion theater at Marshalltown, will be married to Miss Margaret Ann Stone of Des Moines on July 2 at St. Augustine's church in Des Moines.

Scranton, Pa.—Miss Mary A. Gibbons, granddaughter of the late M. E. Connor, will be married to John E. Hart Saturday in St. Paul's Church here.

Racine, Wis.—Ervin E. Janet, assistant manager of Warner's Vene- zia theater, married Florence Johnson.

La Crosse, Wis.—Joseph Sudick, an employee of the La Crosse Theater Company's Wisconsin theater, married Margaret Cline.

Withdraws from RKO Stint

West Coast Bureau of THE FILM DAILY

Hollywood—Lewis Miltone has withdrawn from his RKO contract to direct "Joan of Paris" with Michele Morgan. Arrangement was by mutual agreement with no reason stated by either party.

Jarvis Hunt, Theat. Archictet, Dies

Chicago.—Jarvis Hunt, veteran theater architect died at St. Peters- burg, Fla. A son and a daughter survive.

85% Guild Shop in SWG-Producer Pact

(Continued from Page 1)

for $5 per cent Guild shop for the first three years and 50 per cent thereafter was approved in "principle," at the Guild's general mass meeting.

The pact will provide minimum pay of $125 per week; a minimum flat guarantee of $1,500 for features and a minimum flat guarantee of $1,500 for westerns; elimination of speculative writing; arbitration, and the Guild to control screen credit.

TVA is Making Survey
Of the Power Situation

(Continued from Page 1)

this and several other Southeastern states, the entire Southeast is being surveyed by the TVA to determine how much power has been lost under the present voluntary plan, it is disclosed by J. A. Kruh, TVA public relations director.

The allotment plan of Common- wealth & Southern, which went into effect on Monday, calls for a one-third reduction in current consumption by virtually all non-defense in- dustries. Reports yesterday indicated theater co-op was 100 per cent.

Georgia Power Co. hoped the rationing and one-third reductions by non-industrial consumers will result in conservation of 1,800,000 kilowatt-hours of the utility's normal daily output of 8,000,000 kilowatt-hours.

While rains in the past week brought some relief to drought-suffering farmers, they were far short of correcting the shortages of water in hydroelectric lakes.

The drought was the worst in 30 years in sections of the Southeast and the water levels in Georgia Power Co.'s lakes last Wednesday, June 5 was sufficient to produce 38,800,- 000 kilowatt-hours, compared with a normal level that would produce 150,000,000 kilowatt-hours.

Although all Southeastern states are not adopting the allotment plan for the present, utilities serving them are urging non-defense users to conserve electric power. Theaters generally are giving every possible cooperation.

Doctor's Dye-lemma!

Manchester, N. H.—Here's how the marquees of the local Modern Theater read:

"Strawberry Blonde"

"Dr. Kildare's Crisis"

And, by a strange coincidence, here's the marquees of the nearby Strand, which provides an antidote for the pride of the top-o'-gold gals:

"Too Many Blondes"—"For Beauty's Sake"
First UA Sales Meet In New York Monday

(Continued from Page 1)
yesterday, sessions in New Orleans. Choy, Chi. and Frisco will follow. Henry L. Gold, vice-president and East- ern general sales manager and Has- kell M. Masters, Western general sales manager, will assist Kelly.

Second meeting at the Roosevelt Hotel in New Orleans on June 26-27, will be for the Atlanta, Dallas, Char- lotte and New Orleans exchanges. This will be followed by the third meeting at the Netherland-Plaza Hotel in Cincinnati on June 29-30. Sales personnel in Cincinnati, Ind., Dayton, Cleveland, and Pittsburgh will attend.

Fourth will be held at the Con- gress Hotel in Chicago June 30-July 2. The meetings in the Chicago meeting are Chicago, Denver, Detroit, Kansas City, Mil- waukee, Minneapolis, St. Louis and the following exchanges in Canada: Calgary, Montreal, St. John, Toronto, Vancouver and Win- nipeg.

Last meeting will be held at the St. Francis Hotel, San Francisco, July 7-8 for the sales personnel from the offices in Los Angeles, San Francisco, Salt Lake City and Seattle.

Podell to Aid Ascap In Networks Action

(Continued from Page 1)

of Broadcasters and Broadcast Mu-

Inc. Podell, former special assistant to the Attorney General and at one time personal counsel to Adolph Zukor of Paramount, is nationally known in broadcasting circles and as an expert in anti-trust law. He was retained by the Government in connection with the New York state action against the networks, leaving after the consent decree was signed.

Announcement of the appointment yesterday drew varying reactions in the radio industry. Some observers held that the authorization by Ascap’s board of the suit under the Sherman anti-trust law for treble damages in the reported amount of $20,000,000 and the announce- ment—even before filing of the suit—of retention of a former U.S. J. special assistant were part of a larger plan to force early signing by the net-

works with the society. Should this result, it was believed Ascap would drop the contemplated suit entirely.

Meanwhile, it was indicated that negotiations between the society and the networks had been termi- nated, at least for the duration of the Senate hearings in Washington.

UA Premiere in Norfolk

Norfolk, Va. — “Three Cockeyed Sailors,” produced in England by Samuel Goldwyn and distributed in the U. S. by UA, has its American pre- miere at the Granby Friday.

REVIEWS OF SHORT SUBJECTS

“We Americans” Federal Housing Administration 10 mins.

Neat Informative Reel How effective informative reels can be is evidenced via this well- fashioned reel, produced for FHA, and expertly, by Pathe News, Inc. Functionally it is to interest Americans in owning and remodeling their homes. This thesis is clearly and cleverly “gotten across” by dramatic means. It’s all pretty entertaining done.

Frank Craven does an appealing acting-commentating job. It recounts how he was instrumental in keeping together the marital happiness of a young couple by advising them to move from their small living space into a home of their own. The Arkwright Pointer, “Duke,” who had the top canine role in “The Biscuit Eating Dog,” is a bright spot in “We Americans.” Another asset from the footage possesses is that it is in Technicolor. Mighty few instruc- tional reels are as good as this one. On it all counts it deserves lots of screen-time, particularly because its showing is a public service.

Gallup Surveys, Studies, To Be Basis of Shorts

Film Institute, Inc., headed by Lawrence W. Fox as presx, has been organized and produce a series of shorts, “Gallup Reviews . . . ,” based on surveys and studies of Dr. George Gallup and the American Institute of Public Opinion. Each issue will have as its theme a current subject of discussion.

Subjects will have a 10-minute running time, and will be plotted to cash in on the newspaper surveys. Releasing deal is yet to be set.

“Edmund Law” to Direct

producer of the Law Film Classics series, and more recently a shorts group release by Columbia will produce and direct the initial Film Institute short.

Council for the company is John F. Wharton, Directors include Howard S. Cullman, George Hail, Paul MacNamera, and Richard S. Goldman.

Film Institute, Inc. will have its offices at 1270 Sixth Ave.

Blum Sells Baltimore Little Theater to Hicks

Baltimore—H. A. Blum, active in the film world for over 30 years, has sold his interest in the Little Theater, to C. W. Hicks. McCormick-Weinberg remains as publicity direc-

tor.

Blum has resigned his three posi- tions, as member of the Board of Directors of the Motion Pictures Thea- ter Owners of Maryland; as treas- urer of the same organization, and as Maryland representative on the National Board of Allied States Ass’n.

“Stars At Play” (Meet The Stars No. 6)

Republic 10¼ mins.

Well-Devised Subject

Harriet Parsons turns the lens on some 38 Hollywood luminaries in this issue of her ‘40-‘41 shorts series. Audience are taken to Jane Withers’ football field, and subsequently to the house of Cesar Romero. In the former meange, several of the youths, and, from $5,000 to $5,000 to Rita Hayworth supervising construction of her new home is the third scene, and then the camera turns to Sam Anf Park as receiv- er. A bery of top players attending the running of the San Antonio Handi- nals. These images are chronically as well as the personal interested in the doings of the film colony’s personalities will like this reel which is well-developed and photographed. The Harriet Parsons’ commentary is crisp and interest-riveting. It’s suited to all audiences.

Grand Jury to Get Kridel Ticket Swindle Charges

Newark, N. J. — Essex County Grand Jury is expected to tackle the MPPDA’s theater ticket swindle case within a few weeks. Bail of $15,000 has been set for Henry A. Kridel. operator of a chain of Jersey thea-

ters, and for two of his employees, including two daughters and a son-in-law. Kridel and the employers were arrested three weeks ago at the Newark headquarters for alleged $20,000 ticket swindle.

Kridel’s arraignment before Justice of the Peace Verniero plead- ed guilty to a charge of conspiring to defraud the Stanley Co. and War- ners Bros. He was not guilty. Kridel is president of the Franchise and the Clinton Amuse- ment Co.’s of Newark and operates a chain of houses here and at Atlantic Highlands.

Mayfair has been operated by Kridel on a percentage basis with tickets supplied by Stanley. Kridel and the five held are accused of selling other tickets without reporting to Stanley.

Krammer Theater Case Goes to Appeals Court

Detroit—The Krammer Theater case, being appealed to the Circuit Court of Appeals in Cincinnati by Cohen and Shevin, who were to lose possession of the house according to a Federal District Court decree.

The Cincinnati court issued a tem- porary stay of the decree and al- lowed the receivership order which was issued by a federal court to the former family until possession by them was obtained.

A motion by the Krammers to file a motion to vacate the stay which was granted, and to allow the appointment of a receiver to have management of the house pending hearing of the appeal.

Hays Pays Tribute To Joseph I. Breen

(Continued from Page 1)

assumed his duties as head of the company. Will H. Hays, president of the MPPDA, from his home in Sullivan Ind., expressed his deep regret at Breen’s resignation.

Mr. Breen’s service as director of the Production Code Administration has been an immeasurable contribu- tion in demonstrating the value of strict self-regulation under the motion picture production code. His signal ability, indefatigable energy, and complete devotion to the princi- ples upon which the code is based, enabled him to perform a very difficult task in a truly masterly man-

ner. The entire industry is under great obligation to him. All wish him the greatest success in his new connection.

“The work of the Production Code Administration must go on, as organized today. It will continue to function effective-

ly with its present staff until the post of the director is again filled. The Code Administration operates as a board with a director who is the presi-

ding officer.”

It is believed that George Shurlock, senior member of the board, who has presided at the daily meetings of the board in Hollywood during Breen’s absences, will continue temporarily as acting direc-

Gillham Says Newspaper Sell 65-75% of Tickets

(Continued from Page 1)

mount, told Para’s, Canadian conven-

tion here yesterday. Greater news-

paper advertising will be used by the company during the coming year, he said.

The public has had its fill of dou-

table publicity, according to Oscar Morgan, general sales man-

ager of shorts and Para. News, it is claimed, will be strengthened. The force has revealed a trend on this part of the public toward short sub-

jects. The convention is under the chairmanship of Edebert Goodman, managing-director for Canada, and will close today.
"Underground"

with Jeffrey Lynn, Philip Dorn, Kaaren Verne, Mona Maris

Warners: First National 95 Mins. 16MM. DRAMA

THE UNDERGROUND MOVEMENT, POWERFULLY DIRECTED, WITH GRAND PERFORMANCE BY THE ENTIRE CAST.

The film does not pretend to be a playing on the edges of their seats through all of the film, dramatic action of this picture of the underground movement in pre-war Germany.

All credit to Warners, to Director Vincent Sherman, and the screenplay of Charles Laughton for Miss Verne, one of the cons, and Philip Dorn, his wounded-soldier brother, Kaaren Verne and Mona Maris, fellow-consprirators, and the film itself, the whole cast. 

Story tells of a group of anti-Nazi in Germany, lead by Lynn, who are trying to organize against the government, via illegal means. 

Along an arm at the front and, not knowing the movement, complicates things for the gangsters. 


CREDITS: In Charge of Production, Jack Warner; Executive Producer, Hal B. Wallis; Director, Vincent Sherman; Story, Charles Laughton; Screenplay, Jack Warner; Music, Adolph Deutsch; Art Director, Charles Novi; Cameramen, Sid Hickox; Editor, Thomas Platt. 

DIRECTION, Fine. PHOTOGRAPHY, Good.

"The Saint's Vacation"

with Hugh Sinclair, Sally Gray

RKO Radio 60 Mins. 

BRITISH-MADE MYSTERY PROVIDES ENTERTAINMENT DESPITE ITS IMPROBABILITY.

Those who insist on each development of the story being thoroughly worked out and explained are going to be annoyed at the English-produced seventh in the Saint series. But those who are willing to take the film for what it is, an action-packed light yarn, will be rewarded with an hour's entertainment. The producers have chosen to take the story tightly and to concentrate on action, with the result that a couple of killings are glossed over and other details stuffed, in order to keep the story moving to its not-to-logical conclusion. However, the Saint and his friends are pleasingly handled and the plot is an action-filled diversion for nabe audiences.

The super-perceptive, super-athletic Saint in the first chapter has a freshness, and the Saint does a good enough job in the part. Others include Sally Gray as the newspaper girl, Arthur Macrae, the Saint's traveling companion, and Cecil Parker, the very sinister international spy.

The somewhat confusing yarn has the Saint on vacation in Europe where he becomes involved in a scrap to a mysterious music box. Not knowing what it really is, he gets possession and matches wits with the spooks to find out who owns the box. Eventually he manages to get to London- leaving behind him a trail of frustrated spooks. Meanwhile, a Saint clue is discovered the box contains a coded hook-up for some sort of listening device wanted by the government.


"Texas Marshal"

with Tim McCoy

Producers Releasing Corp. 58 Mins. ROUTINE WESTERN SUFFERS FROM AN IMPLAUSIBLE STORY AND TOO MUCH ACTION.

This is just a routine Western film telling of an outlaw and cowboys using the guns of crooks trying to buy up the ranchers' property, mostly by foul means, because there is an ore vein running through the territory. A lack of real action handicaps the picture.

The veteran Tim McCoy plays the marshal who is called in when a series of unsolved murders and disappearances upset the town, while Art Davis plays the ranch foreman and cowboys who is taken in by a phony League of Patriots. Leaders of the League are using the organisation as a front while their henchmen round up the ranch owners and buy the properties from survivors.

Object is to get control of a vein of tin but McCoy, via a series of miraculous guesses keeps ahead of the gang and is able to clean up the situation. Several cowboys are killed by Art Davis relieve the story somewhat.

CAST: Tim McCoy, Art Davis, Kav Leslie, Karl Katchett, Edward Peil Sr., Charles D'Amico, Bud Tourney, John Elliott, Wilson Edwards, Byron Vance. CREDITS: Producer, Sigmund Neufeld; Director, Peter Stewart; Screenplay, William Lively; Cameraman, Jack Greenhalgh; Editor, Holbrook N. Todd. DIRECTION, OKAY. PHOTOGRAPHY, Fair.

"Here Comes the Cavalry"

(Technicolor Special)

Warners 20 Mins. Grand Inspirational Picture

Warners with can be proud of their latest service short covering the U. S. Cavalry. Beautifully photographed in Technicolor, and featuring some sham battle scenes that rival alleged war shots in some other pictures, the subject in both inspiring and informative.

Showering the part horses play in the mechanized cavalry of today, the film includes mass maneuvers and revues colorfully recorded in detail. Woven in is the story of a rodeo rider who joins the outfit to be a horse he wanted to buy but that was purchased by the Army. 

Horse and rider have their difficulties in "Shanghai Gesture," to be next of the captain's son. Produced under the auspices of the Motion Picture Committee for National Defense, directed by R. Doss Lederman, from a screenplay by Owen Crump, "Here Comes the Cavalry" will be welcomed on any screen.

"Sail Ho"

(Sports Parade)

Warner's 10 Mins. Fine Sailing Shots

The hosts of sailboat fans get a thrill out of Natural Color shots in this reel. Continuity, support, acting, etc., a couple of things that happen on a boat, gives an opportunity to show a number of boat classes but the film shows the grandeur of a race between several 30-footers.

"Hollywood Stops Out"

(Merrie Melody)

Warner's 7 Mins. Caricature Novelty

Lately Leon Schlesinger has foisted in the realm of caricature will interest and amuse. Scene is a Hollywood night club and the well-done caricatures include Clark Gable, Mickey Rooney, Lewis Stone, Greta Garbo, Henry Fonda, and many other film well-knowns.

20th-Fox and Pressburger

Sign Victor Mature

West Coast Bureau of THE FILM DAILY

Hollywood — Victor Mature has been signed for an important role in "Shanghai Gesture," to be produced by Arnold Pressburger for United Artists. 

Mature was also signed by 20th Century-Fox, through arrangement with Hal Roach, who owns an exclusive contract, to make two pictures a year for the next five years. His initial picture will be "Bowery Night Riders" to be produced by Mark Hellinger and Alice Faye in the top female spot.
Six Indie Producers Will Provide Up to 12 or 15 Films. Sales Meet Hears

(Continued from Page 1)


Titles were announced for 24 of the 30 producers in Conference 1, the program, which will include six Tom Holt westerns, and for seven of the productions in Conference 2, a second group of six programs, with the co-producer embracing Sam Goldwyn, Walt Disney, Herb Wilcox, William Dieterle, Jorred Brandt and Jack Chertoff.

The Program's Highlights

As outlined by Depinet, the 1941-42 lineup will be highlighted by Goldwyn's 'Betty Davis' starring, 'The Little Colonel' for Universal, 'North to Alaska' with Gary Cooper; three or more Disney features, including "Bambi"; Alfred Hitchcock's "The Man Who Knew Too Much" with Cary Grant and Joan Fontaine, designated Ginger Rogers and Orson Welles vehicles, and pictures starring Charles Laughton, Anna Neagle, Kay Kyser. Depinet also mentioned the signing of Fibber McGee and Molly and Gloria Swanson.

Miss Rogers will appear in several pictures, but no number was mentioned for her. In addition to "Citizen Kane," which will be regularly released early in the new season, will be "Easy Living," which he again will do a four-man job—producing, directing, writing and starring. Miss Neagle will appear on two, Kyser, his College and Ginny Simms in one. Titles and stories for the Neagle and Kyser features were not discussed.

It was pointed out that Prexy George J. Schaefer had lined up talent to answer the cry for "fresh faces," and in this connection Depinet cited Dorothy Comingore, Ruth Warrick, Ginny Simms, Michele Morgan, Sine Hasso, Anne Hunter, Frances Neud, John Carroll, James Craig, Ed "Bulldog"золотыи, produced and directed by William O'Keefe, Philip Reed, Paul Henrie and Anne Burr.

Schaefer Going to Studio

Depinet, who said Schaefer would return to the studio this week to work with Joseph L. Brene, studio head, and Reginald Armour, declared that Schaefer generally will walk the blazed trail this season—the stressing of comedy, romance, music, adventure and human interest against the American scene.

Analysis of the program shows seven features will be based on books, screen stories and novels, four will feature radio "names." In addition to the Tom Holt westerns, which with Wilcox will produce, will follow the trail blazed this season—"The Gay Falcon," mystery detective drama starring George Sanders with Howard Benedict producing and Irving Reis directing; "Scarlett-Good Baines," starring Guy Kibbee with Jorred Brandt producing; and the "Mexican Spitfire" group starring Lape Velez and Leon Errol, with Cliff Reid producing, Lexington Goodwins directing.

These will be three shots of new "Baines" and "Spitfires," number of "Falcons" was not stated. Holt's "Bag of Gold" will be "Outlaw Trail," and "Dude Cowboy." First of the new "Spitfires" will be "Mexican Spitfire." The Yankee Girl." The Yankee Girl.

Other Studio Productions

In addition to those already listed, studio productions will number: Dorothy and Herbert Field's "Father Takes a Wife," co-starring Adolph Menjou and Gloria Swanson, and directed by Jack Hulvay; "Look Who's Laughing," Edgar Bergen, Mary Livingstone, Artie Aghy, Jerry Colonna, and Maurice "Big Head" Murphy, to be produced by Robert Koster. "Joan of the Andes," starring Anna Neagle and Nelson Eddy, to be produced by Dore Schary, with the title changed to "Tea Lake," and "Bull of the West," starring Lew Ayres and Jean Arthur, to be produced by Robert Stack of "Bull of the West." "Mexican Spitfire" will be "Outlaw Trail," and "Dude Cowboy." First of the new "Spitfires" will be "Mexican Spitfire." The Yankee Girl.

Schaefer to Address Final RKO General Session Today

RKO General Session Today. RKO radio series. Schaefer is ex- pected to make the last address of the general sessions of the RKO sales convention at the Waldorf-Astoria. The program will follow a program devoted to consent decree selling, with Sales Manager Andy Smith the principal speaker.

Also on today’s speaking list are


Two titles were announced: "SAM GOLDWYN: In addition to "The Little Foxes," "The Singing and the Gold" will be mounted by Frank Scrocco and Herbert Wilcox. William Wyler will make "Gold," as per his contract with RKO, based on the untitled story of a college prod. and a girl's love romance.


LEEK WELCO: Two Anna Neagle stagers; no titles or stories named.


The Fox was scheduled for Sam Wood's expected to make one or more features independently for the Fox and RKO; "The Great Problem," now known as "The Great Mystery," was signed him about 10 days ago to make "For Whom the Bells Toll." "Mr. Lyon's Runaway." "Mr. Lyon's Runaway." "Mr. Lyon's Runaway." Studio stars introduced by Depinet, who presided, included Gloria Swanson, soon to be seen in "Father Takes a Wife," Simone Simon, who has just completed "The Devil and Daniel Webster," Ray Collins of "Citizen Kane," cast signed to a new RKO Radio contract; Anne Lume, female star of Orson Welles' "Native Son," signed by RKO; and Frank Craven, who has just completed the writing of his "Jingle Cattle."n
Greeting recordings from the studio included those from Edgar Bergen, Fibber McGee and Molly and Kay Kyser. Wires were received from David Herrold who will produce "Joan of Paris," and Jack Vo- lmer, producer of "Lum 'n' Abber's next comedy.

RKO Plans Minimum of 40, Maximum of 45 Pics

Six Indie Producers Will Provide Up to 12 or 15 Films. Sales Meet Hears

(Continued from Page 1)

"Kane" Runs Extended as B Gardens in Both Chi., and Frisco

Extension of the roadshow engagements of "Citizen Kane" at both the Woods, Chicago, and the Gear Frisco, was announced yesterday. RKO; decisions stem from gains this week. The Welles pic also stays at the N. Y. Palace and at the El Car- tan, Hollywood.
**TEN CENTS**

**DEADLINE 12:30 P.M. (Friday) **

**NEW YORK, THURSDAY, JUNE 19, 1941**

**INDECENT PIX NO SLUMP WEAPON—SCHAEFER**

**Radio Outdrawing Films, Gallup Study Shows**

2,000,000 Weekly Attendance Reported to RKO: 51% of Audience Said Women

Motion pictures are being badly hurt by radio on the basis of studies made by the Gallup organization, the RKO Radio sales convention at the Waldorf-Astoria was informed yesterday by Dr. George Gallup, director of the American Institute of Public Opinion.

Dr. Gallup told the RKO delegates (Continued on Page 7)

**Brandt Backs Allied “All-Industry” Meet**

Interest in making the Allied convention in Philadelphia in September an all-industry affair appears to be increasing and indications are that it will receive the support of affiliated and independent exhibitors alike.

Harry Brandt, ITOA president, yesterday pledged his and the organization’s support to the proposal, if he can be assured that the purpose of the meeting will be fulfilled.

“I am in favor of any meeting at which important people of the industry can get together and work” (Continued on Page 4)

**RKO Trade Shows Start on July 7**

RKO Radio will start trade showings of its first five-block in all exchanges the week of July 7, the company’s sales convention here was informed yesterday by James W. Smith, sales manager. Each picture on the company’s 40-to-45 pro (Continued on Page 8)

**U. S. Takes Depositions In Crescent Trust Suit**

Nashville, Tenn.—Alan N. Doby, representing the D of J is taking depositions of the principals in the Crescent Amusement Co. anti-trust (Continued on Page 7)

**Trammell Calls for Tele Net Declares National Development Requires It**

Three Commercial Tele Licenses Granted NBC

NBC headquarters in New York learned yesterday that the FCC, acting with extreme speed, had issued commercial licenses for the three television stations which the network proposes to operate in New York, Washington and Philadelphia. The (Continued on Page 7)

**Scripting Mark Set By Warning With 38**

West Coast Box, THE FILM DAILY

Hollywood — All-time high for simultaneous scripting activity has been set at the Warner studios, with 38 screen plays currently in work. This represents an increase in studio writing staff to a new high of 54. In the 38 shows are 24 originals and 14 published works.
FINANCIAL

NEW YORK STOCK MARKET

High Close Chg

Am. Scut. 3 1/4 3 1/4
Columbia Picts. 23 7/8 23 7/8 3/8
Con. Fm. Ind. 3 7/8 3 7/8 3/8
East. Kodak 134 133 1/4

do pfd. Gens. Eo 12 1/2 12 1/2 3/8
Loew's, Inc. 30 3/4 30 3/4 1/4

do pfd. Paramount 10 1/2 10 1/2 1/4

Par. 1st pfd. 10 1/2 10 1/2 1/4
Par. 2nd pfd. 10 1/2 10 1/2 1/4
Path-Ex Film 8 1/2 8 1/2 —

RKO 56 pfd. 50 50 50
20th Century-Fox 5 1/2 5 1/2
20th Century-Fox pfd. Univ. Pict. 3 1/2 3 1/2
Warn Bros. pfd. 3 1/2 3 1/2

3/4

NEW YORK BOND MARKET

Keith B. ref. 6 7/8
Loew's deb. 6 3/4
Par. B'way 6 5/8
Par. Picts. ev. 3 1/4 95 95 —

Warn Bros. 6 1/8 95 95 1/4

NEW YORK CURB MARKET

Monogram Picts. 1 1/2 1 1/2 1/8
Radio-Kent ev. 5 32 5 32 1/2
Sonotone Corp. 81 81 81
Technicolor 81 81 81
Trans-Lux 81 81 81

Universal Corp. 81 81 81
Universal Pict. 50 50 50

N.Y. OVER-THE-COUNTER SECURITIES

Met. Playhouse, Inc. 2nd deb. 45 45 1/2 61 1/2 57 1/2

Revel UA Drive Winners
At Conclave Here Monday

At the first session of United Artists' New York district meeting at the Waldorf Astoria Monday, Arthur W. Kelly, UA vice-president, announced the winners of the Sales Drive that started on Jan. 11 and ran through April 19.

CPI Stockholders to Act On Charter Amendments

Consolidated Film Industries has called a special stockholders meeting for July 8, at Wilmington, to act on a proposal to clarify the company's power to purchase outstanding preferred stock. Company officers recommend that stockholders approve amendments to the certificate of incorporation, providing for a resolution against the purchase of its preferred stock if it is in default on dividends or if the net current assets of the company have a book value of less than $2,400,000.

Preferred stock arrearages amounted to $625 a share as of April 1, and the company does not believe it will be able to pay the arrears in addition to the regular annual dividend requirement. No purchase of outstanding preferred stock is planned, the company stated.

Stanley-Warner Employers
Get Pay Till in New Pact

Philadelphia—Stanley - Warner signed a deal this week with several employees Union B100, IATSE, for a period of two years, nine months which included an increase in pay on a sliding scale for union members. The agreement covers employees down to cleaners, based on one, two, three or more years of service. Union leadership only saw the agreement and as yet no strong effort has been made to organize employees of independent theaters, but this may follow.

Lon Hoss Named Universal Mgr. in San Francisco

Appointment of Lon Hoss as manager of Universal's San Francisco office was announced yesterday by William A. Scully, general sales manager. Formerly city salesman in Los Angeles, he succeeds the late Mr. Hoss, who recently was made Chicago branch manager.

Girls Sub for Draftees
On Popcorn Machines

Fort Worth, Tex.—The Bowie, Interstate nabe theater, is substituting girls as popcorn machine operators to take the place of drafted male employees. Usherettes probably will be the next step here.

"Doc" Banford Recovers

Chicago—Walter "Doc" Banford, M-G-M exchange manager is back from several months' illness. Stan Shirley continues on the job, however, until Banford fully recovers.

Mary Pickford Aids China

West Coast Bureau of THE FILM DAILY Hollywood—Mary Pickford has accepted the chairmanship of the Hollywood Women's Division of United China Relief.

Movita Starring in Mono.
Production in England

London (By Air Mail)—Working from an original screenplay prepared in Hollywood by John Reinhardt, Movita, Mexican star, is starred in Movita's "Tower of Terror," now being produced here. One of Monogram's large-budget features, the picture is the result of a joint production arrangement between W. Ray Johnston, of Mono, and William Gell, managing director of the Pathe Film Co., Ltd., of London, who recently returned to England after a six weeks' American stay.

Married to Jack Doyle, the "Irish Thrush," Movita joined her husband in London shortly before the outbreak of the war and has since been appearing in night clubs and motion pictures in Great Britain.

John Argyle is producing "Tower of Terror," which will be released in the U. S. in the early Fall.

Screen Cartoonists Guild
Signs Up Screen Gems

West Coast Bureau of THE FILM DAILY Hollywood—Screen Gems, Inc., releasing cartoons through Columbia, has signed a contract with the Screen Cartoonists Guild. The contract affects some 60 cartoonists at that studio.

An increase from 30 to 45 per cent is gained in the lower brackets while a general overall of $8 a week is included.

The agreement provides for 100 per cent Guild shop; vacations with pay; holidays with pay; eight-hour, five-day week; establishment of a grievance committee.

To State Plays for Selznick

Alfred de Lira, Jr., leaves for California today or tomorrow to direct three of the plays which David O. Selznick will present at the Lobero Theater, Santa Barbara.

Joan Bennett Cast

West Coast Bureau of THE FILM DAILY Hollywood—Twentieth Century-Fox has assigned Joan Bennett to the lead in "Confirm or Deny," a war melodrama. Miss Lang will direct. Don Ameche will likely play the male lead.

Harry Joe Brown to Quit 20-Fox

West Coast Bureau of THE FILM DAILY Hollywood—Harry Joe Brown who has been with 20th Century-Fox for the Coast five years will leave the lot this summer, the studio disclosed.

Lead for Betty Field


James Ellison RKO Part

West Coast Bureau of THE FILM DAILY Hollywood—James Ellison and RKO have settled Ellison's contract and he goes to Republic for "Ice- capades."
HOW TO BEAT THE SUMMER!

Leo's an old hand at competing with the hot weather and the distractions of vacation-time. As in previous years he's got a sure-fire policy: BIG ATTRACTIONS! And as in previous years it's the lucky M-G-M showmen who have the shows to beat the good old summer-time!

“And I'm treating the whole family to 'Life Begins for Andy Hardy.' Judy Garland's back with Mickey and the gang!”

The perfect end of a happy day! An uproarious comedy with gals and song! Marx Bros. and Tony Martin in "The Big Store."

“After this we'll go to that new Wally Beery picture 'Barnacle Bill.'"

“Remember! You promised to take me to 'Ringside Maisie.' We had such fun at the last Ann Sothern picture!”

Tonight they'll want a gay show like Powell and Loy in “Love Crazy.”

“Hey mister! Take me to see Clark Gable and Rosalind Russell tonight in 'They Met in Bombay.'"

FRIENDLY in the Summer too!
IL. Allied Pledged Aid in Slump Fight

(Continued from Page 1) the Congress Hotel here yesterday, brought a pledge of co-operation from representatives of seven districts in the territorial move to combat the business slump which has sent grosses down at least 30 per cent.

Meeting, at which Prexy Jack Kirsch of Illinois Allied presided, attracted 185 theatre managers and exchange men.

Clyde Eckhardt, 20th-Fox, told the exhibs. the company was sending a special publicity man here to aid in the drive. Rud Lohrenz, Warner district manager, Exchange Manager Rose, Monroe Rubinger, publicity director, pledged Warners' co-operation and said the company was using 157 pages in national magazines and many newspapers to boost theatre attendance.

W. E. Banford, M-G-M manager, said he would try personally to help exhibitors who came to him. Bill Bishop, publicity director, said M-G-M has 70 services available to boost business.

James Donohue, Paramount manager, and Fred Bartow, exploiter, said Paramount was completing a film manual which would boost business. They also extended their full co-operation.

Ben Eisenberg of UA, Manny Gottlieb of Universal and Frank Flaherty and Jack Thoma of Columbia offered their co-operation.

Jack Osserman of RKO wired from the company's New York sales meeting, offering its co-operation.

Kirsch announced an Allied $25 prize to go to the independent exhibitor putting on the best July campaign here.

Scully Heads Coast JSDG

West Coast Bureau of THE FILM DAILY

Hollywood—William Scully is the new president of the Junior Screen Directors Guild, succeeding Hal Walker.

Rites Held for Schwalbe

La Crosse, Wis.—Funeral services were held here for Frank R. Schwalbe, 74, board chairman of the La Crosse Theatre Co., operating five local houses.

Brandi Backs Allied "All-Industry" Meet

(Continued from Page 1) our common problems," Brandt said "but I am opposed to sessions which personal and political issues are given preference over the purpose."

It was indicated by Brandt that if personal prejudice could be laid aside and a program conceived that would help the entire industry, a convention such as planned by Allied would be a come event at this time.

AMPP Retroactive Payment May Near Million Mark

West Coast Bureau of THE FILM DAILY

Hollywood—Association of Motion Picture Producers will vote today to make payment retroactive to Oct. 24, 1938 to studio workers who were in 31 disputed classifications and who were finally ruled non-empl. under the wage and hour laws.

Accountants are now compiling figures and it is believed among retroactive pay that will have to be paid will be between $500,000 and $1,000,000.

Stagger Terms of Member Of Portland Censor Board

Portland, Ore.—Mayor Earl Ribl has staggered the terms of the member of the censor board so as to assure veterans serving at all times. M. B. K. Lawson and Mrs. H. S. Sichel's terms expire Jan. 1, 1943, and those of E. N. Weibum, chairman, and William Graper, Jr., Jan. 1943; and those of Mrs. Leroy Mason, Ted R. Gambling and Alie Rinehart, Jan. 1, 1944. There will always be veteran members now on the board.

First Atlantic Pix in August

Cincinnati Nebenahl, who entered American production with Atlantic, will start "The America Consul," his first, in August. Nebenahl produced "Mayering" among others.

TO THE COLORS!

Fort Worth, Tex.—Johnnie Johnston, formerly assistant to B. O. Odenwall, publicist for Interstate Circuit theaters here, is now at the Naval Training Station at San Diego.

Yatesburg, Eng. (By Air Mail)—John Justin, "Thief of Baghdad" now serving in the R.A.F., is hospitalized here for wounds received in action.

Rochester—Raymond Walsh, G. O. Connolly, Johnny Meagher or Norman Otto Zempel, all Eastmancolor employees, are now serving in Uncle Sam's Army.
ramell calls for television net

(Continued from Page 1)

the Senate Committee in support of the White resolution, which would not erode the authority of the FCC to promulgate its new rules and regulations affecting chain broadcasting, said that NBC has been doing everything in its power, subject to the necessities of men and materials, to publish local television in both Washington and New York.

But it is more moonshine to say, has been stated to your committee, than by limiting television licenses to three stations for any one sense, the go-ahead signal has been won and, presto, change, a national service of television is made possible.

The NBC president indicated that a FCC's new rules may work against the best interests of television development. "Under such circumstances how can any one now what to do?," he asked. "We cannot plan our course until the FCC has determined, definitely, but it expects of those engaged the business and service of broadcasting sound and sight.

Title Switches

Metro-Goldwyn-Mayer

"Down in San Diego" is the final title of the M-G-M story formerly known as "Young Americans" and "Life Begins For Andy Hardy" is a new title for the eleventh Hardy series now nearing completion.

Warners Bros.

Warners' Technicolor production based on the exploits of the Royal Canadian Air Force has been called "Captains of the Clouds," but a switch from "The Story of Their Wings," Company's "Two Steps to Heaven" has been retitled "Here Come the Girls."

Columbia

Columbia will release the Can- ban-British-made "49th Parallel" and "Five Men," Columbia's deal gives world rights outside of U. K. and Australia.

Monogram

Title of Monogram's "Arizona Sundown," first western in the series starring Buck Jones and Tim McCoy, has been changed to "Rough Riders," which will be used to designate the entire series. Title "Murder By Appointment," has reverted to "Muder By Invitation."

Producers Releasing Corp.

"Double Cross" is the new title of the PRC's "Motorcycle Squad."

Great Northern, Philly Files Against 3 Majors

(Continued from Page 1)

the Stanley-Warner Strand by 21 days and the complaint asks that the clearance be cut to 14 days. The S-W circuit is named as the interested party.

Defer Beacon, Pittsburgh, Hearings for Six Months

Pittsburgh—Hearings have been postponed for six months in the arbitration case filed by David N. Stranahan against Beacon, 20th Century-Fox, Warner Bros., M-G-M, RKO and the Warner circuit. Complaint was also filed against United Artists, which is a party to the consent decree. Arbitration hearings have been set back from June 23 to Dec. 8.

It was explained at American Arbitration Association headquarters in New York that the Beacon case involved a specific rule under Section X of the consent decree, a situation which is not subject to arbitration until after Aug. 31.

War Dept. Will Permit Training Films Publicity

(Continued from Page 1)

Hollywood—Limited publicity, and in some cases, photographs from War Dept. training films, heretofore banned, will be available to publications in the future, it is announced by the Academy Research Council. Specified procedure entails a request to be submitted to Major General Robert C. Richardson, Director of the Bureau of Public Relations, War Dept., Washington, D. C., specifying the type of material desired and the publication in which the information will appear.

On approval, the War Dept. will notify the applicant and the Research Council and further details will be worked out through the Council. Except for a formal announcement at the start of production of each training film, to be released by the Council, all publicity will be issued by the War Dept.

Metro Honor to May Quirk

The first woman manager in the entire country to receive a Metro Honor Roll award has been announced by W. R. Ferguson, director of exploitation. She is May Quirk, of the Victoria Theater, Mt. Carmel, Pa.

Gloria Swanson Sought for Mine, Godam; Sam Wood Still May Close Deal With RKO

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd in the Hollywood news roundup; Arnold Pressburger is seeking Gloria Swanson for the Madame Godam role in "Shanghai Gesture," which will go to Warner Bros. in early August. Sam Wood still may close a deal later with RKO although he has commitments at both Para. and Warners. Twenty-Four has purchased Charles Morgan's "The House of Peace," for Horace Falsey and George Willcoxon's "The Yankee Ostrich," saga of John Grummer, early expansionist advocate.

MacDonald Carey, soon on Broadway in "Lady in the Dark," makes his Para. bow in "Take a Letter, Darling."

Griffith Takes Republic in First 1941-42 Deal

(Continued from Page 1)

public, and Sol Davis, Republic franchise holder in the Oklahoma territory, negotiated the deal with Horace Falls and J. O. Stars, of the Griffith Theater Circuit.

Major Bowes in Hospital

Major Edward E. Bowes, until recently managing director of the Capitol Theater, is in Doctors Hospital for an emergency appendectomy. Last midnight, last night the operation had not yet been performed but it was stated that Major Bowes' condition was good. His radio a.m. hour on WABC will not be heard tonight.

U. S. Seeks Grounds For Ban on Nazi Pix

(Continued from Page 1)

West," “Baptism of Fire” and “Cruiser Emden,” German propaganda films which he described as "calculated to serve the best interests of the military tyrants of Europe."

It is understood from reliable sources that the State Department has already prepared its reply to Senator Mead which will be "prompt and encouraging." The State Department appears to be in full accord with the New York solon's views and has detailed a representative to work with the D of J in finding legal justification for barring German propaganda films.

Under a reciprocal treaty Germany has the right to send films into the U. S. and this country may send films into Germany. The American side of the treaty has become practically worthless, however, because of the German censorship while Germany still clings the right to send films into the U. S. without fear of stringent censorship. It is believed the State Department and D of J may rule that the American rights under the treaty are "worthless," thus justifying its abrogation.
**REVIEWS OF THE NEW FILMS**

**The Parson of Panamint**
With Charlie Ruggles, Ellen Drew, Phillip Terry
Paramount

84 Mins.

SHERMAN PRODUCTION OF KYNE NOVEL CERTAIN TO PLEASE ACTION FANS; RUGGLES SWELL IN STRAIGHT ROLE

It should, by this time, only be necessary to say "It's a Harry Sherman Production," but for those unfamiliar with his reputation as King of the Westerns, let us say, he has an excellent mellor-horse opera with something different to offer.

Director William McGann has captured the true spirit of the Peter B. Kyne novel. Excellently, although daringly cast, with Charlie Ruggles playing his first straight role, the story of the rise and fall of the town of Panamint is expertly told. Cinematographically, the picture stands out. Phillip Terry, a parson, sells himself, and Ellen Drew also, in a different type role please mightily. The rest of the cast, Joseph Schildkrout, John Hall, Henry Kolker and Janet Beecher, are above the average used in westerns, and, of course, the film profits thereby.

Harold Shumate and Adrian Scott, besides supplying all the necessities of a splendid script, hand out some very stirring sides of dialogue.

No Christian tale could do better than follow the life of Christ, this story is that life, in cowboy dress and the locale of a western mining town.

Ruggles, Mayor of Panamint, Cal., comes to San Francisco to find a parson for his town. He engages Terry for the post, and takes him back to sinful Panamint.

Terry converts most of the town with his gospel to friendliness and love, only to find himself friendless and alone, betrayed.

"Rural" he befriended.

Aroused by the crooked bankers, church deacons, the citizens of the town attempt to Lynch Terry, but he is saved at the last minute by Charlie Ruggles, who in a dramatic denouement explains his chicanery and curses Panamint to destruction for its citizens' denial of the doctrine of brotherly love.

The story is told in narrative form with Charlie Ruggles explaining the rise and fall of the now "ghost town" to a young traveler.

The religious theme will not interfere with the enjoyment of the picture by those not of a religious trend of mind. It's a good action, solid entertainment for young and old.

CAST: Charlie Ruggles, Ellen Drew, Phillip Terry, Joseph Schildkrout, Porter Hall, Henry Kolker, Janet Beecher, Clem Bevans, Paul Hurst, Douglas Fowley, Minor Watson, William McGann, Author, Peter B. Kyne; Screenplay, Harold Shumate and Adrian Scott; Cameraman, Russell Harlan, ASC; Art Director, Ralph Berger, Editor; Sherman Shaw; Musical Director, Harry Hayden, Ted Cameron, Russell Hicks.

CREDITS: Producer, Harry Sherman; Associate Producer, Lewis J. Rachmil; Director, William McGann, Author, Peter B. Kyne; Screenplay, Harold Shumate and Adrian Scott; Cameraman, Russell Harlan, ASC; Art Director, Ralph Berger, Editor; Sherman Shaw; Musical Director, Harry Hayden, Ted Cameron, Russell Hicks.

**Kansas Cyclone**

.with Don "Red" Barry

Republic

56 Mins.

FAST-MOVING WESTERN CONTAINS PLENTY OF ACTION FOR THE OUTDOOR FAN

Latest in the "Red" Barry series will amply satisfy the western fans. The fast-moving film, has a sufficiency of riding and gunplay and a love idea. Associate Producer-Director George Sherman can take a bow for another good western.

Opening with an ore-wagon holdup, the film moves swiftly and interestingly into the yarn. Barry plays a marshal, sent to Bannock City to break up a series of these holdups. Arriving anonymously, he accidently gets mixed up with a holdup and is charged with murder. However, the local Wells-Fargo agent knows of his coming and helps him to freedom and with his pose as a geologist. Between them they pin the holdups on one of the local mine owners, and the sheriff, who has been working together. Barry fans will not be disappointed with his performance. Millie Kibbee does a good job as the express agent and Lynn Merrick is the "gal" in the story. Dorothy Sebastian appears in a few brief scenes.


CREDITS: Associate Producer-Director, George Sherman; Story, Louis Lasky idea. Screenplay, Oliver Drake, Doris Schroeder; Musical Director, Cy Feuer; Cameraman, William Nobles; Editor, Charles Crafts.

**DIRECTOR, Good, PHOTOGRAPHY, Good.**

**British Tars to Attend Norfolk Midnight Preview**

Norfolk, Va.—Officers and crew of two English battleships now in repair at the Norfolk naval base and U. S. Navy officers will attend a gala midnight preview of the British-made "Three Cockeyed Sailors" at a Granby theater tonight. A 15-minute radio program will be broadcast from the theater lobby following the preview and transmitted by short wave to England. Picture, a UA release, opens regularly tomorrow. Skip Wesner of UA has been here on the premiere.

O'Shea, Houseman Step Up

West Coast Bureau of THE FILM DAILY

Hollywood—Daniel O'Shea has been elected executive vice-president and John Houseman, vice-president, of David O. Selznick Corp.

**Two Remakes for Metro**

West Coast Bureau of THE FILM DAILY

Hollywood—Metro will re-make "Texas in Trouble" with Shemp Skelton and "When Ladies Meet" with Robert Taylor.

Frank E. Kells Dead

Aurora, Ill.—Frank E. Kells, 56, former New York voice and dramatic teacher, whose pupils included many in films, is dead here.

**SHORTS**

**Will England Be Invaded?**

(International Forum No. 2) Columbia, 20 mins.

Strong, Timely Subject

Timely and enlightening to all audiences interested in current events, the potential turns they may take, this second of the series of shorts being fashioned by Producer George Melford, will amply satisfy the needs of the participants of the present international scene whose opinions on the promised future may not be what they respect and weight. They are Ralph Ingersoll, editor of P.M.; Major George Fielding Eliot, military expert; Wythe Williams, chairman of the broadcasting expert and commentator for Mutual Broadcasting System; and Linton Wells, analyst of foreign news.

Footage is not merely alluring because of what the experts do and say, but also because showmanship has been employed to illustrate the thesis pro and con. Of the quartette, Wythe Williams appears to be the only one who is convinced the British will have enough military strength and ingenuity to effect the Channel crossing successfully and consolidate their objective in face of the British defense which would certainly make the invasion virtually impossible.

There are some fine shots of the British defense instrumentalities, as well as vivid scenes of the Nazi equipment which would be employed for the attack. Few present-day shorts have more vitality than this, possess themes more intriguing to the American public. For this reason, assuming that showmen exploit it, "Will England Be Invaded?" is box office stuff.

**Willee and the Mouse**

Metro

11 mins.

Interesting Educational.

An issue in the John Nesbitt Passing Parade series, this subject is interesting, entertaining and educational. It depicts the efforts of scientists over a period of years in making physiological tests with mice and the relation of these tests to human beings. It shows where many revolutionary changes have been evolved in educational methods through results obtained by these tests.

**Yosemite, The Magnificent**

Metro

9 mins.

Excellent Travellingogue.

This reel should do much to help foster interest in our national parks and increase travel to them by people on vacations. The Technicolor is magnificent, the material carefully selected, and anybody that has never had the chance of a personal treat in store for them via the medium of the camera, James A. FitzPatrick was the producer.

**Metro**

9 min.

**“The Rookie Bear”**

Very Funny Gags

A large bear, peacefully hibernating for the Winter, believes that he gets a draft notice and forlornly joins the Army. The bears are very funny, the bear character is excellent, and the reel top notch and funny. Anywhere wherein the bear actually gets wired with a p. s. that this time it's no dream. Ralph Ising was the producer of the Technicolor short.

**“Lions On the Loose”**

9 min.

Lots of Laughs Here

Two young lions cubs are the central characters in this new Peck Smith novelty number, and they produce a lot of laughs. The two cubs ostensibly get away from a zoo, meet with a group of wild animals that present problems. An encounter between the cubs and a boa constrictor is good for solid laughs.

**“Meet Roy Rogers”**

(Meet the Stars)

Republic

10 Min.

Good Promotional Reel

An insight to the private life of Republic's popular cowboy star, Roy Rogers, will be of considerable interest to those who have never seen him in a variety of situations. Here a number of the current Westerns are included with Gene Autry, Fuzzy Knight, Andy Devine, George O'Brien, Jack Bisset and numbers are sung by Roy and by Mary Lee, who appear in the Aulty films.

**“Ma Law”**

6 Art

Melodie Merrily

Very Funny Cartoon

Leon Schlesinger pits his cartoon Hawawata against Bugs Bunny this Technicolor cartoon and the result is a howl from start to finish. The serious-minded Indian's effort to catch the screwball rabbit by some steaming purposes, makes a live and comical race. Bugs Bunny gets better and every time with every screw appearance.

**“A Coy Decoy”**

(Looney Tune)

Warners

7 Min.

Amusing Cartoon

Book covers from the back page for this fast and funny subject wherein the characters stop off at bookstores and go through all their favorite books, the duck who falls for the female decoy plucked by the wolf. Daffy duels the book covers until he is able to get copy of "The Hurricane" and get a piece of the menace.
taking depositions in crescent action

(Continued from Page 1)

with President Anthony Sude- um as the first questioned. Sude- um will be followed by Kermit C. Spengel, president of Rockwood Base- ment Co.

A supplemental bill of particulars (Government filed in the Fed- eral Court furnishes details about other situations in Tennessee, Alabama, Kentucky, Arkansas, and Mississippi. Grounds for charges of stress methods against independent are similar to those listed in the original bill of particulars.

Assistant U. S. District Attorney W. Hughes has mailed subpoenas to 72 witnesses scheduled to appear at the trial open on July 7. These people, located all the way from Maine to California, were former managers, agents, etc., of theatres involved in the suit. Facing the possibility of witnesses living more than 10 miles from Nashville re- quire the presence of home, Hughes has applied to Judge Elmer D. Davies for an order which will compel their ap- pearance.

The court is yet to rule on the motion for a jury trial.

northwest film aid service hearings by FTC near end

Portland, Ore.—William C. Reeves, examiner for the Federal Trade Commission, has completed taking testimony in proceedings involving activities of the Northwest Film Aid Service, Inc., of Portland.

A complaint accusing the company of making false representations in the conduct of its business, the sale and distribution of advertising films, has been filed with the commission. The charges were denied by the company. Testimony was also taken in Seattle, Los Angeles, and San Francisco before the Portland session. Following one additional hearing, facts will be sub- mitted to the Commission in Wash- ington. Decision is expected early July.

Happy as Parsons p.a.

at Coast Bureau of THE FILM DAILY

Hollywood—Louella O. Parsons, as engaged Arthur W. Eddy to handle her personal publicity in connection with her “Hollywood Pre- tere” program, sponsored by Life- 

sault Bragin Feted

Cleveland—Warner Club staged a pre-wedding party at the Variety Club as Saul Bragin, named assistant buyer in the Pittsburgh Warner theater department. He was pre- sented with a desk set.

new co. to run chi. auditorium

Chicago—A new company is being formed to operate the Auditorium theatre, which may prevent its clos- ing.

Interstate Employees Buy Defense Stamps

Fort Worth, Tex.—The 110 em- ployees of Interstate Circuit Theaters here have made arrangements to purchase defense bonds through regular weekly deductions from their pay checks to apply on defense savings stamps, and later bonds. Local 380, Oper- ators, already has purchased $3,000 in defense bonds.

Three Commercial Tele Licenses Granted NBC

(Continued from Page 1)

applications for commercial licenses had been filed with the Commission last Monday, and were okaed late yesterday.

At the same time it was learned that NBC has completed its program set-up for July 1 when a minimum of 15 hours weekly will be telecast. The company plans the programs for Tuesday and Thursday nights, and the early portion of the week end.

Network will operate its New York station immediately, and will inaug- urate service over the stations in Philo and Washington as soon as possible. The latter may yet undergo additional changes, but the Philadelphia network will not be required before July 42.

O’Connor Elected President

Treasurers and Ticket Sellers Di- vision of the Stagehands’ Union has elected the “regular” slate including Walter O’Connor, president; George Ashby, v.p.; James J. Mur- phy, secretary-treasurer; James Boga, business agent, and Charles Sill, secretary.

Network's Nippon Pix, Gallup Study Shows

(Continued from Page 1)

that the weekly film theater attend- ance estimate of 20,000,000 was far too high, and estimated, in turn, that the approximate total was 52, 000,000. This is a drop of 2,000,000 from the Institute’s previous figure, last year; for the week of July 13-19, 1940 the Institute had announced a $4,000,000 estimate.

The poll director turned the spot- light on the films vs. radio pulling power by citing the results of studies which showed that whereas Sunday film attendance in the U. S. was approxi- mately 11,500,000, Jack Benny’s Sunday night radio audience stood at an estimated 36,000,000.

Dr. Gallup bulbarked with the further suggestion that Monday film at- tendance and the number of listen- ers attracted by the Lux Theater of the Air radio program on Monday night. Film attendance on Mondays dropped to 5,500,000, the RKO revue from 2,000,000 to 5,000,000.

The poll director challenged a re- cent statement in Liberty magazine to the effect that 80 per cent of film theater tickets were purchased by women. The correct percentage, it was estimated, was 76 per cent for men, 24 per cent for women.

Dr. Gallup described the typical film patron as a man or woman 27 years of age, with a weekly pay envelope of $28.

Ziehn Opens Detroit Office

Edward Russell has opened a branch office in Detroit for Arthur Ziehn & Co., distributors of Ziehn’s product, Ralph Peckham, formerly of Grand National, will be sales manager.

Metro Pic Set for Music Hall

Metro’s Technicolor Garson-Pid- gredon star vehicle, “Diamonds in the Dust,” follows Columbia’s “She Knew All the Answers” at the Music Hall, opening June 26.

Wedding Bells

West Coast Bureau of THE FILM DAILY

Hollywood—Perc Westmore will wed Mrs. Juliette Novis June 28. It will be Westmore’s third, Mrs. Novis’ second marriage.

San Francisco—Judy Canova, ar- riving from Honolulu by Clipper, confirmed her marriage to Corp. James H. Ripley, U. S. A.

Philadelphia—Marriage of Henrietta Varahlow, daughter of the late D. L. Varahlow, took place here and in Camden, N. J., to Dr. Charles H. Kravitz is set for Sunday.

Memphis—Louise Moeller, secre- tary to the Malco Theaters, Inc., was married to Leonard Lewis Rupert. They are honeymooning in Havana.


Philadelphia — Mary Caldwell, secretary to Charles Zagrans, local RKO branch manager, marries Har- old Metz of Washington June 27.

Memphis — Earl Crotchet, Uni- versal Newsreel cameraman, was married to Evelyn Jean Anderson of the city.

Hollywood Speaking—

By Ralph Wilk

R EPUBLIC has signed Frank Albertson for the lead in "Ten Nights in a Bar- room," Linda Hayes has the femme lead. RKO Art Department will play the heavy, and S. Del Skheetz Gallagher returns to the screen to play the comedy role. George Sherman directs.


PRODUCER David Hempstead has started assembling newsmen of Gen. Charles de Gaulle, which will serve as an intro- ductive theme for RKO’s “Joan of Paris,” Michele Morgan’s initial starrer.

DICKSON HARWIN has been assigned by Monogram to produce the "The Deadly Game," picture based on the activities of the Federal Bureau of Investigation Chair- man, Barney Sarecky will act as associate producer.

LARRY DARMOuir will revive the old serial, "The Iron Claw," for Columbia release. Charles Quigley has been set for the starring role and James Horne will di- rect.

CHARLOTTE HENRY has been signed for a top role in "Flying Blind," William Thomas-Bill Pin production which will star Richard Arlen and Jean Parker. All ready cast for important supporting roles are Gayle Mellott and Mildred Shaw.

RAYMOND HATTON has been assigned by Monogram for a featured role in the new series "The Rough Riders," westerns, which will star Buck Jones and Tim McCoy. Hatton will establish the character in the outdoor dramas to be made during 1941-1942.

GEORGE R. BATECHELLER, PRC feature production supervisor has assigned "Mr. Celebrity," an S. Martyn Mooney, to K. B. Productions and set a tentative starting date of June 26. Mooney is doing the screenplay also.

T. H. RICHMOND, who recently completed "Gambling Daughters for PRC, has been signed to produce "Jungle Siren," an original by M. Freeman. Film is scheduled for a July 3 starting date.

JAMES B. CASSIDY of New York has announced his purchase from RKO of film rights to "Green Mansion," by W. H. Hudson. He plans to arrive in Holly- wood in June to complete produc- tion plans.
Answer to B. O. Dip is in Pictures,

Promises RKO Pictures Will Reflect Interests Of Day in Which We Live

(Continued from Page 1)

of the industry and not by the flexibility of the industry itself.

More than ordinary significance was attached to Schaefer’s statement in view of the fact that Joseph I. Breen, former MPPDA Production Code Administrator, officially announced his new post as vice-president in charge of the RKO Studio yesterday. Breen, introduced to the delegates by Schaefer, spoke briefly.

Facts to Digest

Schaefer, who spoke at length, told this audience that “from the doubts and trials and labors . . . from the achievements . . . from the triumphs, these facts emerge to digest”:

1. Every mood or problem that the nation is facing at any time in any crisis must give the public what it always does, to the energies of an art that sometimes is in the van, sometimes in the rear, but is always on the outside of pace with the public demand which it serves. We have no problem which cannot be solved.

2. That whatever successes or failures any season may score, we know that pictures look forward, not backward. The more important pictures and the better grosses are still to come.

3. That no medium can and does serve more greatly than the screen in any period of emergency before our country. The appeal of patriotism has found the industry organized, willing and able to meet every demand upon it.

4. There never has been a time when the nation was in greater need for some good hope and for the nation and the pictures do not strive from the path of decency and wholesomeness.

Confident of New Season

Asserting that “pictures are rarely far back behind the entertainment demands of the public,” Schaefer expressed confidence that the new season will prove better than ever before. He continued:

“The mighty wave has the nation taken on the road toward national preparedness and security was bound to make for dislocation—a dislocation which this, as every other patriotic industry, must accept in its stride.

“We propose with reference to the recent concept of cinema to put our best foot forward and keep it forward with every block of five pictures throughout the year. By this we shall be contributing to make successful a new and revolutionary method now introduced in the industry. By this method we shall help to create that peace and cooperation among producers, distributors, exhibitors which must be the basis of the solution of our problems.

“More eloquence is being shed upon what is the matter than what ought to be done in such problems as picture attendance as we face today. I believe that our answer must be in pictures and I believe that RKO will not be far behind.”

WHO’S WHO IN HOLLYWOOD

Introducing Interesting Personalities

GEORGE R. BATCHELLER, JR. In charge of all feature production for Producers Releasing Corporation. Born in Cincinnati, Ohio, the eldest son of the late George R. Batcheller, president of Hollywood—Chesfielder Pictures Corporation. Went to school in Cincinnati, Ohio, and then moved to Pelham Manor, N.Y. He has been a film executive since 1922 in New York, London, Chicago, and Hollywood. Batcheller, who was married to Priscilla Lane, is a well-known screen director.

Two Have Appendicectomies

Indiansapolis — Dorothy Robbins, head accountant, Warner Bros., exchange here, and Marie McIntire, ledger clerk, Paramount exchange here, both are confined to St. Vincent’s hospital recuperating after an appendectomy.

WB Borrows Henry Fonda

West Coast Bureau of THE FILM DAILY

Hollywood—Warner’s has closed a deal with the Breen-Fraser-Coast Company for the lead in the “Male Animal” and named Priscilla Lane as feminine star for the picture.

To Make Barbary Coast Saga

West Coast Bureau of THE FILM DAILY

Hollywood—Twentieth-Fox will make a Barbary Coast Saga, “Hello, Frisco, Hello” with Alice Faye, Betty Grable, Carole Landis and Cobina Wright, Jr.

Not to Make Cartoons in B.A.

West Coast Bureau of THE FILM DAILY

Hollywood—Walt Disney denies a published report that he would make some cartoon subjects in Buenos Aires.

Buddy” Welker Sticks

San Antonio — V. D. “Buddy” Welker, 43, manager of the Empire Theater of the Interstate Amusement Corp., chain, dropped dead of a heart attack while playing golf at the Breakenridge Park course here. He is survived by his widow, Mrs. Mary Houston Welker.

Olsen-Johnson Set Vehicle

Olsen and Johnson, upon the completion of Macfar’s version of “Hell-Zappoppin” will return East to start rehearsals in “Crazy House.”

Pommer Stays With RKO

West Coast Bureau of THE FILM DAILY

Hollywood—Erich Pommer stays on at RKO, with new producing assignments slated.

Reopen Waterloo Lyric

Waterloo, Ind. — Mrs. Anabelle Hotely has reopened the Lyric Theater here six nights a week. The house has been shuttered during the past Winter.

Cinéfects Moves July 1

Cinéfects moves to 729 Seventh Ave. on July 1.

The mistake of going backward not forward in our policy of clean and wholesome entertainment. There has never been a time when the undertaking we have made with the public in this respect is more important than it is today. At whatever standpoint we may face the situation, the answer is the same. We must solve this problem, not by retrogression, but by making the public the guiding principle. We must make our appeal to the public’s interest, our entertainment and social improvement of the screen that is the answer. If we have any troubles at the box-office, I do not believe that the British selling system will solve the problem that they have an undersized sweater on an oversized girl is the solution. The trouble will be solved by the flexibility of the industry and not by the flexibility of the sweater.”

Not Word

RKO Trade Shows

Start on July 7

(Continued from Page 1)

gram will be given a classified Sci-fi package.

Smith announced that Walt Branson, Midwestern district manager, had closed an M of T deal with B & K and Canadian division manager, had closed RKO’s “Reluctant Dragon” with FRC.

Phil Reisman, foreign distribution chief, told the convention that New York consent decree would prove to be a great thing for the American industry. He pointed out that the British selling system is so effective that there film contract could be exchanged at banks in money.

Dramatic Story for Neagle

Herbert Wilcox announced at a session yesterday that Anna Neagle would drop musicals and next appear in a dramatic vehicle. A story selection is expected to be done shortly.

Charles Koerner, new RKO theater chief, spoke briefly, paying tribute to studio executives.

Col. John Reed Kilpatrick, president of the Madison Square Garden Corp., discussed the public’s interest in pictures.

The convention delegates, 300 strong, were RKO guests at the Louis-Carron fight at Polo Grounds last night. RKO will distribute the fight pictures of deemed of sufficient public interest.

The company was the Louis-Baer but which Subjekt Sales Manager Harry Michalson told the convention yesterday will play in approximately 4,500 theaters before it runs its course.

Divisional Meets Today

After a morning meeting in the 11th Room today, the division delegations will be broken in directional blocks for separate meetings to be conducted by Eastern Sales Manager Robert Mochrie, Western Sales Manager Cresson E. Smith and Canadian Sales Manager L. Devaney.

The last delegates will be on their own tonight and beginning tomorrow, row they will check out the respective home territories.

Rep. Releasing British Pic

Republic is releasing “Poison Pen,” British pic, this month. Plo Robson stars.

STOKES!

Memphis—Joe Young, Paramount salesman, and R. N. Pray, Mississippi and Tennessee announces the birth of a son, Wayne Nolan.
BARRY NAMED MINOCO PRESIDENT

Mills Subsidiary to Operate Outside the Coin
Machine Field Under New Setup

Chicago—John F. Barry, former Paramount executive, has been elected president of Minoco Productions, Inc., Mills Novelty Co. subsidiary. It is revealed in announcements from Fred Mills, president of the automatic machine manufacturer, and Dennis W. Donohue, Minoco vice-president. At the same time it was learned that Minoco will not restrict its activities to coin machine shorts but would be set up as a producer-distributor-exhibitor of standard and sub-standard films.

Minoco, in operation since early this year, during the past four months has produced some 250 three-minute subjects for use in the Mills Panoramas. These were produced at the Eastern Service Studio, New York, and at the Fine Arts Studio on the Coast, but with a quota of 500 Sounds a year, the company is also negotiating for a Chicago studio.

Augmented Minoco plans contemplate other production and the probable use of Sounds on theater screens. Company claims that two majors have made offers to distribute the shorts to be made up of three Sounds in a nine-minute reel, in vaudeville unit style. Production

Appropriately Fiftieth of RKO 1941-42 Program to Be Sold Individually

Production from Samuel Goldwyn, Walt Disney and Orson Welles will not be included in any of RKO's blocks-of-five, it was reported yesterday at the close of the company's annual convention at the Waldorf-Astoria. It is understood that the pictures from those three producers will be sold separately and probably will constitute the higher bracketed percentage groups. This means that approximately one-fifth of the total group will be sold individually.

While the exact number of percentage pictures in RKO's 1941-42 program recently announced, the company has not agreed to sell to the public any of the 1941-42 program. RKO's new feature license agreement for consent decree selling was explained to the sales staff during the company's four-day convention which closed yesterday at the Waldorf-Astoria.

The new contract is not radically different from the form used for the current season's product except where provisions of the decree must be adhered to. These include the

Para. to Consolidate Three Metropolitan Exchanges

Paramount's three metropolitan exchanges servicing New York City, Brooklyn and New Jersey will be consolidated into a single exchange, effective July 7, Charles M. Reagan, with the

Four RKO Pix for Music Hall

Will Play Successively, Starting July 10

RKO Radio is set to virtually monopolize the Radio City Music Hall screen during the summer months, it was learned yesterday.

Beginning July 10, the nation's ace film house will play four RKO pictures consecutively, with all expected to play extended runs.

First to go in will be "Tom, Dick and Harry, a musical drama, and "Seven Year Itch," a comedy.

The New York SPG yesterday received the NLRB's decision in the Guild's petition for certification as the proper collective bargaining

(Continued on Page 10)
Friday, June 20, 1941

Deter "Panamint" Release
To Test Special Campaigns

Paramount yesterday withdrew the Harry Sherman production "The Parson of Panamint" from the scheduled June 27 release in order to give the advertising and exploitation campaign a new thrust.

Neil Agnew, today, at the special exploitation and ad campaign will be box-office tested in a few important key second pre-re-lease engagements during the next few weeks. Agnew added that the results will determine the final campaigns and the national release date.

Under consideration at this time is a world premiere for "The Parson of Panamint" in Salt Lake City on July 4 with the probability that Producer Harry Sherman and Charlie Ruggles, Ellen Drew and Phillip Terry, the three featured players, will journey from Hollywood to the Utah capital for p.a.'s.

Cuban Exhibs. Ordered to Employ Musicians, Artists

Havana (By Air Mail)—All the-aters in Cuba must employ Cuban musicians and artists at least twice a month, under a ruling by the Mov- ing Picture Industry Coordinating Commission, created by Decree No. 604. Violators will be subject to penalties.

Ruling was adopted at the Commission's organization meeting which was attended by Dr. Jose T. Urnate, mayor of commerce, who pledges his co-operation in carrying out the decree. Cuban exhibitors have been notified by letter.

Coast Funeral Services

Hollywood—Funeral services will be held here tomorrow for M. Frank Burns, assistant vice-president of RCA Manufacturing Co., in charge of the recording studios here at the time of his death. Burns died early in the week in the Mayo Institute, Rochester, Minn., where he had ar-rived only three days earlier for medical treatment. Burns, in his late 40's, had been associated with RCA for a period of years and was widely known in both film and radio circles.

Conn. "Sneak" Gambling Measure Killed by Veto

Hartford—Gov. Robert E. Hurley has vetoed the "sneak" gambling bill which passed through the State Legislature on closing day, which, it is believed would have permitted re-summption of not only gambling with large cash prizes, but games of chance in theaters.

B & E Employ Drive for USO

Chicago—B & E is making a drive among its employees for the United Service Organization, getting con-tributions for recreation clubs for the Army.

Get Execs. Depositions
In "Tom, Dick, Harry" Suit

Chicago—Arthur Goldberg of Spitz & Adeock, RKO attorneys, have obtained depositions from Garzon Karlin, Robert Salk, Paul Jarro, studio employees concerned in the filmin- g of the Ginger Rogers vehicle, "Tom, Dick and Harry," to present at today's trial of the suit brought by the radio team of Tom, Dick and Harry.

The radio team is asking an in-junction to prevent the use of the film title and asks for damages. Case is set to start today before Judge John Barnes. Lark and Winton re-present the plaintiffs.

"Great Dictator" Tops
Gross on "Gold Rush"

"The Great Dictator" already has surpassed the top grosses set by any previous Charles Chaplin picture. Arthur W. Kelly, vice-president of United Artists, stated yesterday. Having completed its advance price engagements, the picture is far ahead of "The Gold Rush," Chaplin's previous highest grosser.

Kelly predicted that the domestic gross on "The Great Dictator" would exceed "The Gold Rush" by more than a million dollars.

Louis Krouse to Address
New England IATSE Parley

Springfield, Mass.—The New England district convention of the IATSE will be held Sunday at Hotel Highland. Memorial services for the late John F. Gatelee, organizer of the latter union, will be held at 11:30 a.m. at Hillcrest Park cemetery, with Rev. Henry Lincoln Bailey delivering the eulogy. Louis Krouse, general secretary-treasurer of the union, will address a luncheon meet-ing at 1 p.m.

Max Wilder Coming Over
For Warner Conferences

Max Wilder, Warners' managing director in England, is understood to have arrived in London, awaiting departure by Clipper for the U. S. Wilder, re-porting coming over for important home office conferences, is expected to reach here during the forthcoming New York visit of Harry M. Warner. The company proxy is slated to head East next week, it is said.

M-G-M Confirms Report
Pasternak Has Been Signed

West Coast Bureau of THE FILM DAILY

Hollywood — M-G-M representatives have confirmed reports that Joseph Pasternak will join the company. He starts his long-term con-tract Sept. 1 but M-G-M spokesman denied he would be assigned to han-del the Pasternak crop. It is understood Pasternak had also been very attractive offers from 20th Century-Fox and RKO.

Comin' and Going

WILL H. MAYS is expected here Monday from San Francisco.

STEVE BRODY arrives in Memphis today.

ALEXANDER KORDA arrives in Hollywood yesterday by plane from New York.

JESSICA DRAGONEY flies Sunday from New York on W. A. Scully to portrait photo tour to Hollywood.

ROBERT SCHLES, Warner foreign department executive, leaves San Francisco on the Clipper June 28 for Australia.

MAX WILDER, Warner head in England, is on his way home to New York from the London Film Festival.


BUSTER KEATON is en route East for some stock commitments.

LOUISE CAMPBELL arrives from the coast early next week.

JACK GOETZ is expected to return from Hong Kong next week.

FRANK CARR, of the N. Y. World-Times, is in Hollywood.

LOUIS KROUSE, IATSE executive, goes to Springfield, Mass., tomorrow.

PENNY SINGLETON and ROBERT SPAULDING arrive in Kansas City today by plane from the East Coast.

JACK COHN and MRS. COHN leave tomorrow for Los Angeles, Calif.

JOHN F. RAY, new president of Min Productions, left for the Coast last night. He will attend the Western Film Congress to New York yesterday from the Indianas.

JACK LILLY, Texas exhibitor, is in town.

W. A. SCULLY is back from Hollywood.

JACK SHAINDLIN, musical director for L. versal, and his wife plane to Washington to-morrow.

W. R. JOHNSTON returned to the C. yester-day.

BAKERY BALABAN, STANTON GRIFFIS and PAUL RAILBORN will arrive in Hollywood planes today.

WILL YOLIN has arrived from the Coast to resume at Warners' home office.

CHARLES COHEN, Metro publicist, and M. BALABAN have tomorrow for a vacation at West bourne.

S. CHARLES EINFELD, Warners ad-publ-chi, is expected from the Coast over-week-end.

JESSE LASKY arrives from New York on Coast on Monday. He plans to remain in city for the world premiere of "SIGER M-5" at the Actor Theater, July 2.

Short's Division Corps Prizes

Paul Short's division made up a record in the National Screen Saver contest with $18,000,000 "Beat Car" campaign. Three of Short's officers were in money, and seven of the 10 top men were in Short's territory.

FINANCIAL

NEW YORK STOCK MARKET

New York Stock Exchange.

High Low Close

Am. Syst. 42 5/16 42 1/8 41 3/4

Col. Picts. v/c 2 1/8 1 1/8 1 1/8

Columbia Picts. pfd. 8 1/4 8 1/4 8 1/4

Con. Fm. Ind. pfd. 132 132 132 1/4

East. Kodak 20 5/8 20 5/8 20 5/8

Loew's, Inc. 30 3/8 30 3/8 30 1/2


Parmer. 3 1/4 3 1/4 3 1/4

Pathé Film 8 1/8 8 1/8 8 1/8

RKO 10 1/2 10 1/2 10 1/2

RKO 56 pfd. 50 50 50

20th Century-Fox pfd. 2 1/8 2 1/8 2 1/8

Univ. Pict. Inc. 141 1/4 141 1/4 141 1/4

Warner Bros. 3 1/2 3 1/2 3 1/2

NEW YORK BOND MARKET

Keith B. Ref. 6.64 101 101 101 1/4

Leh's deb. 101 1/4 101 1/4 101 1/4

Par. Bwy 35 53 53 53

Path. Picts. 35 50 50

Warner Bros. deb. 64 95 95 95

NEW YORK CREEK MARKET

Monogram Picts. 81 8 8 8

Radio-Kcev. 81 8 8 8

Sonneph Corp. 6 1/4 6 1/4 6 1/4

Technicolor 8 1/2 8 1/2 8 1/2

Time-Life 8 1/2 8 1/2 8 1/2

Universal Corp. v/c. 8 1/8 8 1/8 8 1/8

V. N. OVER-THE-COUNTER SECURITIES

Bi. Ax. 6.64 6.64 6.64

Met. Playhouse, Inc. 2 1/2 2 1/2 2 1/2

Ria. Th. Bldg. 4 1/4 5 1/4 5 1/4

New in Time in Indianapolis

Indianapolis—Daylight saving time will go into effect here at 1 a.m. Sun-day.

Eliner's Smile Dies

Chicago—Mrs. Rose Shier, sister of Henri Eliner, died here. Burial was at Waldheim Cemetery.
No Goldwyn, Disney, Welles Pix in "Fives"

(Continued from Page 1)

program cannot be determined because of the new selling method as outlined by the company. It was learned that at least one percentage feature will be included in the new selling method. Terms will be determined by the product, itself.

The conventioners today start their homeward trek after an eventful week in New York. Regional meetings, scheduled for yesterday, were cut short to permit salemen to call on their accounts in the field. The Louis-Conn fight picture which RKO is distributing. The entire delegation saw the fight Wednesday night as the guests of the company. Despite the fact that no foreign contingents were present, the convention was considered the largest in point of attendance in the company’s history.

RKO Rushes 500 Louis-Conn Prints to U. S. Exchanges

(Continued from Page 1)

all parts of the country for yesterday when deals for the Louis-Conn fight picture were made from convention headquarters.

A print of the picture was available at 4 o’clock yesterday morning, five hours after the fight ended, and RKO executives decided to turn their salemen loose. Morning convention session was cut short so exhibitors could be contacted in the field. With the Waldorf-Astoria switchboard, all but swamped, scores of salemen dashed to the home office and commandeered offices and telephones. It was probably the greatest phone selling job in film annals.

(A review of the official Louis-Conn fight distributed by RKO appears on Page 11.)

Harry Michelson, short subjects sales manager, said the demand for prints was much larger than it was for the Louis-Baer bout which already has played in more than 4,000 theaters. Five hundred prints of the Tuesday’s fight were shipped to exchanges by air express yesterday. Posters and photos accompanied the prints.

The first film opened at the Rialto on Broadway at 1 p.m. yesterday, and played to heavy biz.

‘Superman’ Cashes In

The U. S. Army on Tuesday will honor “Superman,” new Fleischer cartoon star, at special ceremonies at the Ordnance Training Center at the Aberdeen Proving Ground, Aberdeen, Md., Company D, known as “The Superman company,” will receive a Superman parade banner at the graduation exercises.

Paramount is releasing 12 Superman one-reelers in Technicolor.

RKO Radio—SOCKO!!!

● ● ● “SOCKO” is the word for RKO Radio’s swell fight films of the thrilling Wednesday night ring classic—twist Challenger Bill Conn and Defending Champ Joe Louis. . . . It is powerful box-office stuff—because of the character of the fray—which had 54,847 fans quo-quo at the Polo Grounds—will do the same for the customers of showmen. . . . at "screenside" seats throughout the land. . . . “Socko” is the word, too, for RKO Radio’s enterprise in getting the footage rapidly to market. . . . Yesterday morning the company’s convention delegates were formally dismissed. . . . and hopped to phones at the Waldorf-Astoria, the home office, and mid-town telephone booths. . . . to see if RKO Radio client-exhibs. . . . didn’t mess up on the attraction. . . . But nonet ime, org.’s director of publicity-advertising, Barret McCormick, had a potent one-sheet ready. . . . and at 1 p.m. the picture was on the local Rialto’s screen—and bound for thousands of other stand—!

● ● ● “SOCKO” is the word, too, for the tremendous action which is about to take place. . . . namely that four RKO Radio pix are goin’ into the world’s standout film theater—The Radio City Music Hall— in succession commencing July 10. . . . Attractions are: “Tom, Dick and Harry,” the Ginger Rogers wow; “My Life With Caroline,” starring Ronald Colman; “Before the Fact,” with Cary Grant and Joan Fontaine; and “Little Fosses,” Samuel Goldwyn’s first RKO Radio-release powerhouse!

● ● ● “SOCKO” and more of it!—During the org.’s national sales meet this week—another company record was established—havin’ four pix roadshowing or first-running in the Broadway sector all at once; “Citizen Kane” and “Fantasia” being the roadshows, and “Sunny” and “Saint’s Vacation” at the Music Hall and Rialto respectively. More “SOCKO” RKO Radio is the first company to announce a block of five . . . and the first to sell trade showings under the consent decree. The pix: “Devil and Daniel Webster,” “Father Takes a Wife,” “Before the Fact,” “Parachute Battalion” and “LadyScarface”!

● ● ● “SOCKO” (continued): . . . RKO Radio is pioneering for the industry. . . . in consent-decree-dictated selling—sort of Beneficent Guinea Pig which is testing the new life-blood of the entire trade. . . . Yes, “SOCKO” . . . for additionally RKO Radio’s executive strategists had the vision to retain the Gallup organization to make a sweeping survey of trade conditions. . . . Fundamentally it was to help RKO Radio . . . but in the broad aspect the survey is of incalculable help to filmland generally. . . . Research has ever been an industry stepchild. . . . But RKO Radio took the proverbial bull by the horns!

● ● ● “SOCKO”—and climax—Credit for having fashioned the policy of consent decree selling on a jump-the-gun basis. . . . goes to George J. Schaefer, Ned Deplent and Andy Smith. . . . And further proof of sagacity on the part of the company’s leaders. . . . is their installation of Joseph L. Breen in the top production spot. . . . For eight long years, he has read every script the Coast has made. . . . Obviously, as a result, he has the broadest possible knowledge of the job at hand. . . . Finally, to fulfill the “SOCKO” hype . . . there is the RKO Radio sales presentation book compiled by Barret McCormick for the sales staff. . . . It is a powerful, well-conceived and convincing manual of the company’s forthcoming product.

● ● ● “SOCKO” . . . See what we mean? . . .

DATE BOOK

Today: Cleveland Variety Club golf tournament, Aurora Country Club, Aurora, Ohio.
June 24: Miami Variety Club Relief Fund annual meeting, J. M. D. Motor Hotel, Miami Beach, Fla.
June 26: Northwest Film Club outing, Gaffney’s Lake, Wilderrose, Greash, Wash.
June 27: Chicago Regional Sales meeting, Schenck Building, Chicago.
June 28-29: Utah Regional Sales meeting, Roosevelt Hotel, Salt Lake City.
June 30-July 2: Russian Regional Sales meeting, Blackstone, Chicago.
July 7-8: U. S. Regional sales meeting, St. Francis, San Francisco.
July 8: CFI special stockholders’ meeting, Westfield, Mass.
July 16-18: 20th-Fox sales convention, Los Angeles.
Aug. 9: Baltimore Showmen’s Club dance.

Jack Cohn Leaves Tonight To Attend Son’s Graduation

Jack Cohn, Columbia vice-president, leaves New York with Mrs. Cohn tonight to attend the graduation exercises at the University of Michigan in Ann Arbor, where their son, Robert, will receive his Bachelor of Arts degree.

In Ann Arbor, Mr. and Mrs. Cohn will meet Anita Louise, Columbia contract leading lady, who will attend the Senior Ball as guest of Mr. Harmon, U. of M. halfback. Miss Louise will be Harmon’s leading lady when he makes his screen debut in Columbia’s “Harmon of Michigan,” scheduled to go before the cameras the first week in July.

Cold June Hits Drive-ins

Boston—Coldest June thus far on record has given hard blows to drive-ins and open air theaters in this vicinity. Tourist influx in July and August is expected to overcome this, however.

“Happy Birthday to You”

JUNE 20

Errol Flynn

JUNE 21

Ralph Bock

Selly Kane

JUNE 22

Oscar Nee
"BOY-OH-BOY!"
WE’VE JUST SCREENED
OUR NEXT 8 BIG ONES AT
THE RKO CONVENTION!

We’ll be seeing you about . . . . .

WALT DISNEY’S "THE RELUCTANT DRAGON"
FRANK BUCK’S "JUNGLE CAVALCADE"
GINGER ROGERS in "TOM, DICK AND HARRY"
RONALD COLMAN in "MY LIFE WITH CAROLINE"
All-Star "PARACHUTE BATTALION"
CARY GRANT and JOAN FONTAINE in "BEFORE THE FACT"
All-Star Cast in "THE DEVIL AND DANIEL WEBSTER" (TENTATIVE TITLE)
ADOLphe MENJOU and GLORIA SWANSON in "FATHER TAKES A WIFE"

PLUS THAT NEW STREAMLINED PATHE NEWS
John F. Barry Named President of Minoco

of features is also included among the company’s plans, but financ-
ing reported already set.

Barry, who has been in New York, left last night for the Coast where he
will finalize organization and produc-
tion plans and will issue an an-
nouncement early next month. Min-
oco’s executive offices will be estab-
lished at 444 Madison Ave., where
the entire 8th floor has been leased.

With Paramount for 16 years, Barry
resigned recently as head of the
company’s non-theatrical depart-
ment. Prior to that position he
headed the Publix theater managers
training school which turned out
many top flight managers now with
Paramount and other theater op-

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Cowell, local ex-
cutive producer of Minoco, sub-
sidiary of Mills Novelev Co., stated
the company is considering making
a musical feature and 12 two-reel
shorts musicals. He leaves today
for Chicago for conferences with Mills
officials.

WARNERS ADD FIVE CONTRACT PLAYERS AND TWO DIRECTORS

West Coast Bureau of THE FILM DAILY

Hollywood—Warners’ new off-
sale list reveals the addition of five
contract players and two directors.

Added contract players, boosting
total, exclusive of stars, to 65, are
Herbert Bosworth, Nancy Coleman,
Diana Dill, Mary Jo James and Har-
ry Landa.

New directors are John Huston,
elevated from the writing ranks, and
A. Edward Sutherland. The initial
directorial effort is “The Mal-
tese Falcon,” co-starring Humphrey
Bogart and Mary Astor. Sutherland
is titled “Nine Lives Are Not Enough,” with Ronald Reagan and Joan Perry. Added directors brings
total to 16.

WEDDING BELLS

Beaver Falls, Pa.—Mr. and Mrs.
H. Goldberg, who have operated
the Regent Theater here for more than
25 years, have announced the en-
gagement of their daughter, Lilian,
to Frederick B. Oiler, of Allentown.
The marriage will take place at the
Hotel Schenley in Pittsburgh on
July 6.

Rita Connell, radio and screen ac-
ress, will wed Jean Herbert in New
York June 23 at the Blessed Sacra-
te Church. Mrs. Connell is a member
of the Mercury Theater Players; the
groom a popular songwriter and
music publisher.

Harry Kaplowitz, assistant to Sam
E. Kohn, of the Warner Bros. head-
quarters office, will be married to Rose Just on Sunday at Mineola, L. I.

OUTSIDE LOOKING IN

Editor’s Note: The opinions expressed
in this resume of critical and column
comment on industry matters are es-
cessually those of the columnists
they do not necessarily reflect those
of THE FILM DAILY.

FRANK P. GILL (Detroit Free Press):
“The motion picture indus-
try likes to regard itself with lofty
concept as a medium of art; and it
is, but it art built on two simple
fundamentals, slapstick and melo-
drama. Those two words are, in
a manner of speaking, a concise
history of motion pictures, for from
these two ingredients are created
99.9 per cent of the film fare of the
30 years or so...

“Today, with a long and colorful
history of trial and error, success
and failure behind it, the motion
picture business is returning to fun-
damentals, stripped of that veneer
of artiness, acquired in the process
of the picture business, to a man-
mother, the reason for the regression
is simplicity itself. Slapstick and melo-
drama are what the public wants
and insists upon for entertainment.
They are the simple and direct
forms of amusement, they appeal
to everyone, and appreciated by the
majority.

“The present crisis in world or-
dom is a change in the public’s
interests of this country in search of
entertainment. Laughter and thrills
are the bread and games for which the
public today clamors, and moviemap
is constrained to offer just such
fare in order to survive in a chaotic
world.

“In short the school of comedy
which believes that all hilarity and
laughter originates from the char-
acter of the comic artist is dead and
peeling is having a new day in movies.

“In effect, this all adds up to just
one conclusion; viz., that no matter
how far movies have progressed
grandly and amusingly, they have never really changed funda-
damentally. Which is probably why
motion pictures continue to be
an unfailing source of entertainment.”

* * *

AMY H. CROUGHTON (Roches-
ter, N. Y., Times Union):
“Deezen in motion pictures is just as im-
portant as the artiste, the beauti-
ful and the cultural, William G. Van
Schmus, managing director of the
Music Hall Theater of Rockefeller
Center recently told the Motion Pic-
ture Department of the Interna-
tional Federation of Catholic Al-
umane. Those are brave words. The
point is that the type of producers responsible for the recent letdown in decency in films rests the importance of all four
factors at a very low point.

“The motion picture industry’s
Production Code . . . has operated
with varying success, but has, on the
whole, given the public a more whole-
some type of entertainment. Just
who is to blame for the change that
came about nearly a year ago it is
difficult to say, but anyone who goes
to the screen theater knows that there
has been a decline in standards of decency both in what reached the screen and
in the advertising and exploitation
which frequently enthrong to con-
vey the idea that a picture is much
more dirty and vulgar than it really
is.

“It may have been that with the
sudden shrinking of foreign mar-
kets for Hollywood films the pro-
ducers became panic-stricken and
listened to the advice of the few
to whom indecency, suggestiveness
and licentiousness are not synony-
most with box-office profits. But
it seems strange that the in-
dustry, as a whole, should have for-
mistaken what should be a
red screen ran wild with indecency in
the 1930’s and drove hundreds of
thousands of former film fans out
of theaters. The producers have
won back and some of them are
again being driven away. It is im-
perative that someone be appointed
to succeed Mr. Breen who will have
his courage and determination...”

* * *

SIDNEY SKOLSKY (New York Post):
“The producers are greatly
concerned over the drop in picture
business throughout the country, but
they have yet to take one step to try
to better it. (I’m still battling for
the elimination of double features.)

“However, the candy business con-
tinues to be good. You may wonder
what candy has to do with picture
business. In the leading theaters of
Greater Los Angeles there are giant
candy stands in the lobbies. A special
interest of three minutes is de-
eclared and audiences are instructed
from a slide flashed on the screen,
to stroll into the lobby and buy candy.
Producers may have flop pictures, but
the theater operators don’t have flop
candy stands. Theater managers
must sell a specified amount of candy
every week. One theater returns a
dime of your change, when you pur-
chase a ticket of admission, in an
envelope, on the envelope is stamped,
‘buy a bar of candy with this change.’

“One of the things to help the pic-
ture business is to exhibit the pic-
tures with some taste and dignity.
The picture business, despite a few
box offices, must suffer if pictures,
an art, are going to plan shows for
children boxes with candy bars, hardware,
Bank Nite, Bingo and dishes. If the
people who make motion pictures and
the people exhibiting motion pictures
have no respect for them, what can
you expect of the customer...”

Revise RKO Contract
To Meet Suit Decree

(Continued from Page 1)

of the releasing season, a new optional arbitration clause, list-
ing of only five pictures on a single
contract and the elimination of all
references to short subjects. Work-
ing in some of the sections has been
changed or sentences omitted to con-
form with the decree.

The optional arbitration clause
reads:

“The distributor and exhibitor agree
that all claims and controver-
sies arising out of a breach of this
agreement shall be submitted to ar-
bitration in accordance with the pro-
visions of Section XXII of this suit.
A suit entered in the action enti-
tiled United States of America vs.
Paramount Pictures, Inc., et al and
the Rules of Arbitration and Appeals
adopted pursuant to said Section
XXII. The power of the arbitrator
shall be limited to finding the fact
that this agreement has been
breached in whole or in part and to
directing the specific performance
of this agreement and/or the payment
of damages. The arbitration shall
take place before the Motion Picture
Arbitration Tribunal of the exchange
district wherein the exchange of the
distributor, from which the exhibitor
is located. This interchange and the
distributor and the exhibitor agree to
abide by and forthwith comply with
the award of the arbitrator and con-
sent that such award shall be en-
forceable in any court of competent
jurisdiction pursuant to the laws of
such jurisdiction now or hereafter in
force. This article providing for
voluntary arbitration of disputes
under the Motion Picture Arbitra-
tion Tribunal of the exchange di-
stric is optional and may be used in
this agreement unless the exhibitor
shall sign at the place indicated im-
mediately below:"

Two Small Re-issues Aug. 1

“Her Enlisted Man” (formerly
“Red Salute”), featuring Barbara
Stanwyck and Robert Young, and
“Palooka,” with Lupe Velez, Stuart
Erwin and Jimmie Durante, two of
the group of Edward Small pictures
recently acquired by R. M. Savini of
Astor Pictures for nation-wide dis-
tribution, are scheduled for Aug. 7
release.

Warner Bros in Cuba

Warner Bros. office in Havana re-
ports that billings in Cuba for the
week of May 24 hit an all-time
high for the company in that island.

Steiner in Clinton St.

Steiner Enterprises, Inc., headed
by Charles Steiner, has opened
an office, 11 Clinton St., which will
operate the Palestine Theater.

STORKS!

Moe Leftoff of Metropolitan Photo-
Service became a daddy yesterday.
A boy. Moe presented his wife with
a seven-pound baby boy.
A 1941-42 Program
Be Bared Monday

(Continued from Page 1)

Robert Ross Refuses Equity Council Post

Robert Ross, one of the eight members elected by the Council of Actors Equity to represent the picture union who with two vice-presidents, signed from the governing board on the ground that the board was controlled by Communists, has refused a post on the Council.

Ross stated that he could not take the post because he approved of the action of the 10 who resigned, charging Communist control of the actor organization.

A letter has been sent to Raymond Massey, now acting in a picture at the Coast, who was ninth on the list voted on, offering him the Council post declined by Ross.

Equity reports acceptances have been received from Donald Randolph, Alexander Clark, Jose Ferrer, Ben Smith, Evelyn Varden and Roy Roberts. Reply has not yet been received from Walter Gilbert who is now appearing in Indianapolis.

Midwest vs. Mich. Co-op. Decision Believed Near

Detroit—Long-awaited decision in the anti-trust suit brought by Mid-West Theaters against Coc-operative Exhibitors Booking Groups.

Clarin Pictures Chartered

Albany—Charter papers were issued to Clarion Pictures, Inc., Manhattan, to operate a motion picture business with 100 shares of stock, no stated par value. Subscribers of record appear as Dorothy Freeman, 146 W. 73rd St.; Ruth Aromon, 388 Empire Blvd., Brooklyn; and Jeanie Friedberg, 1964 Davidson Ave., The Bronx.

Philly V. C. in New Pledge

Philadelphia—In addition to continuing the tent's sponsorship of the annual President's Birthday Ball, the Variety Club has pledged $4,000 for treatment of apathetic paralysis victims at the Martin School. A station wagon has also been pledged the Board of Education by the Ladies Auxiliary for transportation of paralyzed cases to the school.

Warners Using 28 Borrowed Players

Hollywood—Because of Warners extended production boom, and system of exchanging stars and featured players with other lots, studio is using more off-the-lots names than at any other time in its history.

Twenty-eight outside names now are or were in prominent roles at the Burbank studio or are soon to go before the cameras. Last deal closed was with 20th-Fox for Henry Ponda's services for "The Male Animal."


Caspian boys in "New Blues" are Jack Oakie, Martha Raye and Jack Haley, while Mary Astor, Gladys George and Peter Lorre have already reported for their roles in "The Maltese Falcon." Off-the-lot players due for films soon to go into production include Robert Cummings and Maria Ouspenskaya for "Kings Row," Fredric March and Martha Scott for "One Foot In Heaven" and Betty Field and Lloyd Nolan for "New Orleans Blues."

Jane Withers' Next Pic

Hollywood — Small Town Deb has been set by 20th-Fox as the next picture for Jane Withers. Director Harold Schuster starts shooting on July 7.

Wheeler Heads Prudential

Hartford—Irwin Wheeler, operator of the Playhouses, New Canaan and Ridgefield, is president of the new Prudential Connecticut Theaters, Inc.
THE MOST SENSATIONAL BLOW-

13 rounds of the fastest fistic terrific twelfth when the Heavy balance ... and the knockout tha

PHONE, WIRE OR WRITE YO
HT PICTURES!

BILLY CONN
vs.
JOE LOUIS

-BLOW THRILLS OF THE YEAR!

Action ever filmed, including the light Championship hung in theaved the Brown Bomber's crown!

NEAREST RKO EXCHANGE!
"U" Sells First 12 For Coming Season

(Continued from Page 1)discussed the program for the first two months of the new season.

Among the top pictures to be released shortly are "The Woman That Mine" in July and "Hold That Ghost," which is presented by Paramount, in August. Another is "San Antonio Rose" whose national release date is tomorrow.

Universal's program for the first two months of the 1941-42 season, September and October, has been set. Lineup is as follows:


NLRB Orders Bargaining Election for Publicists

(Continued from Page 1)agent for home office publicists in the eight majors.

The local is in the right to include the following categories of publicists in the proposed bargaining unit: advertising copywriters, press book editors and writers, publicity and feature writers, planters and contact men, production men, salaried artists and exploitation men. A dissenting opinion of a board member asked for the inclusion of foreign publicists and piece-work artists.

The board directed that elections be held within 30 days, the date to be set by the regional director of the NLRB, second region.

The executive council of the SAG yesterday issued the following statement:

"While the NLRB did not sustain the Guild's contention that foreign publicists and piece-work artists are appropriately within the unit, the Guild is taking the necessary steps to insure the participation of those groups in contract negotiations."

There will be a special membership meeting of the Guild next Wednesday to discuss final details for the approaching negotiations, it was added.

Cagney, Gentleman Driver

Boston—James Cagney has gone in for genteel racing in a big way. Cagney is driving his own harness horses in amateur meets at both the Metropolitan Driving Club locally and at the Brockton Fair Grounds and is taking an active part in training the horses. Cagney, summering at Martha's Vineyard, will probably make the big meets held at Old Orchard, Boston and elsewhere in this territory.

See Little Worry in B. O. Dip Fall and Winter Held Real Trade Problem

Regardless of the present slump in film grosses in the U. S., the Wall Street Journal is of the opinion that there appears to be little worry on that account.

The Journal, via a Robert Laffan by-liner, "A Yearfriend of the Market," has sewn up the American and foreign situation confronting the industry. Article, in part, follows:

"Speculative comment about the movie industry is not so much tied up with current affairs for the Summer is traditionally a slack period. The real problem is what sort of conditions are going to face producers and distributors this Fall and Winter. If Great Britain holds out throughout the Summer there will be a reliance over that remains of the foreign market for American films and a revival of hopes for the future. The industry has been hurt, of course, but the industry still has a substantial equity to look for."

Canadian Experience Cited

"Domestically, while there have been some appearances that recent box-office attendance has not been all it should be, there appears to be little worry on that account. The movie program is not expecting to hurt box-office receipts. In Canada where civilian life has been more upset than in the United States one of the leading theater distributors experienced in the first quarter a gain of 18 per cent in its chain of theaters over the like period a year ago.

"Even bomb-battered Great Britain has maintained its movie-going habit surprisingly well. While at times it has declined such figures as have been sent to executives here to have been viewed as surprisingly good."

"The foreign market is chaotic, but present low selling levels of movie securities undoubtedly have discounted all or substantially all of the developments that have materialized thus far. Efforts have been concentrated for the past year or more on building a bigger market in Latin America and much more than hopeful steps are being taken to study the life, habits and traditions of Latin American countries to avoid unfortunate blunders in depicting conditions there."

Taxation a Powerful Force

"It is doubtful, however, if Latin America even under the most successful kind of exploitation can compensate for all or a substantial part of the losses in Europe. The United States may be left with imbalanced accounts but given more intensive attention. Even though gross revenues here are currently rising, those revenues in no safe index to the trend of net profits."

"Taxation here has exerted a powerful force in the direction of better corporate net income. Thus Paramount, whose big chain of theaters only a few years ago was a big headache to the management, now finds itself with a comparative advantage through tax exemption. Many of these theaters were built in the late '20s at high prices but those prices are now recognized by Government tax authorities as part of invested capital. Loew's, formerly pre-eminent among the movie industries, has not been doing as well earnings-wise recently as Paramount."

Name Com'ee to Ask Los Angeles V. C. Charter

West Coast Bureau of THE FILM DAILY

Hollywood—Duke Clark, Paramount branch manager who was recently named temporary chairman to appoint a committee of Los Angeles film and theater men to request a charter from the Variety Clubs, has named John Leroy Johnston, Charles Buckley, Robert H. Poole and Earl Collins to the committee and they in turn will appoint 10 more commiteemen.

Fight Ban on Picketing

Memphis—The Trades and Labor Council will support the fight of the operators union here to upset the ban on picketing when the Chancery Court by the Royal Theater.

Flora Cohn with RKO

New Haven—Flora Cohn, former buyer and booker for Casey & Wheeler, has joined the RKO exchange staff.

Look As Tho Biz Is Better

Lima, O.—F. C. Focht's Rialto theater, which has been operating on a week-end policy, is now open full time.

Fred Winemore Joins Liberty National Staff

Fred Winemore has been named to the executive staff of Liberty National Pictures Corp., recently formed by M. H. Hoffman. He will be in charge of the company's temporary office in Hollywood. Hoffman is in New York setting national distribution areas.

HOLLYWOOD SPEAKING—

by RALPH WILK

IRENE BORDONI will return to Hollywood after a 10-year absence to star in "Seesaw Purchase" in a picture she created in the Broadway version of musical. She will play Madame Bordelaise in a politically-minded "New Orleans renaissance. With the signing of Miss Bette Davis, Sylva, Paramount production chief got for the screen version of "Louisian Purchase" the lion's share of the cast the show has been established on Broadway. Miss Zorina, Victor Moore and Charles LaZorina's dancing partner, are others who will repeat the Broadway roles in Technicolor screen edition.

JOHN BRAHM, currently directing "Weese Geese Calling" at Twentieth Century-Fox, has been signed to a one-year contract by the studio.

BARTON McLANE has been forced to cancel plans to go to Maine for sum- stock. Press of current and forthcoming roles makes it imperative that he return to Hollywood all this summer. He is currently working in "Wild Goose Calling," at 20th Century-Fox, and "The Maltese Falco at Warner Bros."

FOR what is probably the first time in the history the Army has applauded a Jack Oakie, at location on Coronado Warner Bros. "Navy Blues," visited an oakie and put on an impromptu song dance act for the entertainers being drafted. Although dressed as a gobs his role in the picture, he was greeted with cheers.

MARK SANDRICH did a whole of a in rehearsing the Hollywood ac and actresses, who put on two shows for Camp Old and Camp Roberts. The modern California soldiers are still singing praises of the members of the delgo who made the trip to their camps.

A NEW example of the motion picture industry's co-operation with the government in making the nation "de-falcons" is the new Metro Minbar "The Battle!" In a manner readily understandable to any maniac, the one-reel gives the first complete picture of all the phases of a naval engagement shows the preparations Uncle Sam made in case an enemy fleet approaches these shores.

THE FOREST RANGERS," Paramount Technicolor drama, went a step farther yesterday with the assignment of Warren Duff to write a scenario for Th W. Strabel's novel, "Of Fire by Night," which the picture will be based.

FAY BAINET, who returned re- from a trip to Mexico, will have an important role in "Babes on Broad- which will co-star Judy Garland and Mi Rooney."
Monogram Acquires Own Stock From Palme

financial setup has been completed. Production of the starting week is 42 program and the average of one picture a week is being placed in work.

Meanwhile, Samuel "Steve" Brody, general sales manager, has announced the winners in the Monogram photography contest, the series hav-

ing been divided into "American" and "National Leagues." San Francisco exchange was the winner in the American division, nosing out Bos-

ton and Philadelphia in a 14-team race.

New Orleans branch capped first award in the National League with Memphis and Seattle trailing in second and third place. Major prizes of $500, $250 and $100 were given to the winning exchanges in the drive which ran from April 12 through May 30.

Brody is due in Memphis today from New Orleans.

Para. to Consolidate Three Metropolitan Exchanges

(Coast) assistant sales manager, announced yesterday.

Monogram is being made in the interests of more efficient operation under the new consent decree selling con-

tract. This exchange is in a position of being the change. Combined exchanges will be under the direction of M. S. Kuseil as district manager of the combined territories with Harry Tan-

del, present Brooklyn exchange manager, as branch manager of the con-

solidated exchange. Myron L. Arenson, New York branch manager, will take over the duties of exchange sales manager for the New Met.
Boston Biz Off but Suburbs Experience Spurt

Parking Facilities, Defense Industries, Army Camps Help Biz Outside of Hub

By FLOYD L. BELL
FILM DAILY Staff Writer

Boston—Theugging dog which has affected Boston's picture theaters has not spread to the suburban cities, many of which are only across the river from or even merely across the imaginary boundary lines from the Hub.

A check-up of suburban and nearby towns and cities shows, taking a consensus of reports given in each instance, these results:

Brookline, business better than usual at both the Coolidge Corner and the Brookline Village theaters. According to Manager Markle the increase has been apparent the past several weeks and his cryptic answer to a question of how business was, “Give them good pictures and they will flock to your houses as usual.”

Brighton Attendance Up

Brighton reports are splendid, both the handsome new Circle and the Egyptian being far above the same period last year. The Circle has managed to maintain the attendance that was the falling off of business in downtown Boston, the lack of parking facilities and the smart development of these same facilities in outlying towns.

Revere and Winthrop being adjacent to the biggest horse racing track in New England, Suffolk Downs, it was interesting to check with these towns and discover that the great complaint is not the falling off in business but that they pray for inclement weather to bring people away from the nearby beach and into their theaters.

West Cove, by the way, is managing director of one of the larger houses here, “actually runs us as professionals as those 20 horsemen, jockeys and followers of the tracks quartered in and around Winthrop and Revere and these people do go to the movies, there is no complaint on that score. The dog track on the other hand harasses us tremendously for it operates at night and takes much business away from us.”

Defense Projects Help Lynn

Lynn has been greatly helped by the new defense projects and the fact that all of the big textile and industrial mills and factories are operating at top speed and full crews again. In Lynn business is up considerably over last year.

Cambridge, Winchester and Somerville directly across the river from Boston both have been up on their business but Cambridge experienced a small decline now due to the closing of Harvard, Radcliffe and M. I. T., except for the Summer schools. Defense projects have not helped these towns since few are located within their borders.

Watertown has been immensely helped by the defense program and the augmented forces at the Arsenal and nearby projects. All of the Watertown and Newton theaters are doing more business than a year ago.

Wartown Has Spurt

The truly suburban houses in Dorchester, Roxbury, Mattapan, Everett, Chelsea and points within the Greater Boston area such as these named are all of the opinion that business will drop temporarily during the forthcoming month but all of them expect a great increase in business by the end of the month, for in this section practically everyone who can drop all work and hire to the beach but on the whole they say business will be much better for the year than ever before.

Some managers such as Jack Sael at Shumow and Harold Friary at Fields Corner have done an outstanding job in exploiting their theaters and in rushing to the aid of all defense and war projects.

Downtown theaters in Boston still off a bit from the optimistic reports a month ago but are recovering somewhat from the pessimistic report of last week when a sudden drop hit all of them with the exception of the big Metropole where “Caught By the Draft” continued to pack the house. But the theaters registered a distinct comeback this week and in many places business was reported much better than for the long, long, long June and July.

“Great Commandment” Continued

“Great Commandment,” indie production acquired by 26th-Fox, starts at the New Amsterdam next Thursday.

Charles L. Kojan Rites At Mount Nebo Cemetery

Charles L. Kojan, 84, grandfather of Bold Gertie, Paramount publicist, will be buried in Mount Nebo cemetery this morning. Kojan died at his home, 128 Bay 31st Street, in Brooklyn, after a brief illness. He was well-known in newspaper circles, had been associated with Hearst enterprises, and was one of the original charter members of the International Typographical Union, in which he maintained a life-long interest.

Will Yolen Back East

After a year of duty at the Warner Bros. studios on the coast, Will Yolen is back in New York doing publicity work on the staff of Morgan Bunchemstock, in charge of advertising and publicity in the East.

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Springfield Mayor Commends Goldstein's "Aluminum Matinee" Plan as Defense Aid

Springfield, Mass.—Expressing the hope that parents of Springfield will encourage their children to attend, Mayor Putnam sent a letter to Nathan E. Goldstein, president of Western Massachusetts Theaters, Inc., commending him for starting "aluminum matinees" to which children will be admitted upon presentation of worn-out aluminum articles.

"I heartily commend this activity as a practical and patriotic contribution to the national defense," the mayor wrote.

"I note that the first 'aluminum matinee' will be held at the Paramount Theater on Monday and trust that the parents of Springfield will encourage their children to attend it.”

Four RKO Pix for Music Hall Will Play Successively, Starting July 10

(CONTINUED FROM PAGE I)

By Alfred Hitchcock, this pic will be the first of the 1941-42 product to be shown. Picture is included in the company's initial five-block.

Penny ‘Blondie’ Singleton At Beta Sigma Phi Gala

West Coast Bureau of THE FILM-DAILY

Hollywood—Penny Singleton left Hollywood by plane last night with her producer - husband, Robert Sparks, to attend the national convention of the Beta Sigma Phi sorority, (of which she is a member) in Kansas City today and tomorrow.

While there, the star will give a private screening of her latest picture, "Blondie In Society," for the 5,000 girls expected at the convention. Saturday night she will be guest of honor at the sorority's formal ball.

"Great Commandment" Set

“The Great Commandment,” indie production acquired by 26th-Fox, starts at the New Amsterdam next Thursday.

George Sullivan Retires

Huntingdon, Pa.—George W. Sullivan, who managed the Clifton Theater here, a Harris Circuit house for many years, has resigned and will retire from the theater business. He has been succeeded in the management of the Clifton by Gray Huffman, who formerly operated a theater in Cambridge, O.
EQUIPMENT SUPPLY CHANNELS KEPT OPEN

'41 New Building, Remodelling Hold Up Well

PLAIN TALK

...about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

WHAT is said today in this editorial will be of consequence only to those who have at heart the present and future prosperity of the industry—and of their own interests which are in it therein. Others need read no further.

On a number of occasions during past months, space has been devoted in this department to the advocacy of a plan to increase exhibition and equipment revenues, because we have believed—and still do—that this can be accomplished by logical cooperative action twist the theater owners and the manufacturers, of, as well as dealers in, film house equipment. In one sentence, the thesis is this: Attendance at motion picture theaters can be increased by "selling" the public on the advantages the industry has offered it via the best of equipment and appointments.

We have been by no means "flying solo" in our belief. It was with keen satisfaction that we noted this same conviction excellently expressed by Leonard Goldenson at the recent Atlantic Coast session of SME. And now we let call another witness to the stand in the person of Bert Sanford of Altec Service Corp., via a letter directed by him to THE FILM DAILY Equipment News:

"Our thought is that in many, many cases the theater is overlooking a potential goodwill builder by overlooking the possibilities of exploiting to the public the qualities of the equipment which he (the theaterman) uses in his theater.

"I would like to cite you an experience of our in 1936 when the Western Electric Microphonics Sound System was introduced. We in Erpi at that time decided

(Continued on Page 2)

So Very LaBoreas!

Pensacola, Fla.—Headquarters for the Saenger Theater officials who were to inspect progress of the new Drive-In Theater in West Pensacola, scheduled for opening this month, was the yacht, "North Wind." For a week the yacht was moored at the dock while officials attended to matters of detail connected with theater's opening.

Number of Projects Dip Only 9%; Expenditures Recession Is Only 7%

Despite the fact that the nation has passed through a state of limited emergency to an emergency proclaimed as unlimited, the number of new building and remodeling projects entailing film theaters, has, during the first five months of 1941, shown only a very moderate decline, according to John Ebersorg, senior partner of the architectural firm of John and Drew Ebersorg.

Figures compiled, that the recession in the number of such projects, without any

(Continued on Page 4)

Detroit's Mercury Introduces New Notes

Detroit—Opening of the Mercury, Detroit's newest 1,500-seat house, by United Motion Theatres Co., introduced a number of unique features to this territory. Architecture of the house, by Wright & Rogvoy, marks a trend away from the severe

(Continued on Page 7)

Work Beina Hastened On Martin-Davis Stand

Dothan, Ala.—Scheduled for opening this week, work is being hurried on the construction of a new Martin-Davis theater on West Main St. To be one of the finest in the South, the

(Continued on Page 7)

Cleveland Will Get New $350,000 House

Cleveland—A new two-story $350,000 theater building will be erected by the Fairmount Theater building in an exclusive residential section of Shaker Heights and University Heights at North Park Blvd., near Warrensville Center Road. Property fronts in Shaker Heights, with the rear in University Heights. Both suburbs have approved the project.

(Continued on Page 7)

Army Completes 95 Theaters $46,000 Average Cost Of 187 Authorized

Natchez House Makes Extensive Improvements

Natchez, Miss.—A new air conditioning unit, new seats for the main floor, and new sound equipment have been installed in the Grand Theater here, Floyd Lyle, manager, said this week.

Lyle asserts that a 60-ton air conditioning unit of the type which re

(Continued on Page 7)

Washington Bureau of THE FILM DAILY

Washington — The Army has authorized construction of 187 theaters at its various posts in the United States, Alaska, and Atlantic Base Commands, according to figures made available this week by the War Department to Film Equipment News, and of the 187 authorized, 95 have been completed, 19 of which are for Negro troops. The War Department said that it

(Continued on Page 5)

Manufacturers, Dealers Cleaving To Policy Of "Balanced Distribution"

Investigation of the film theater equipment field currently, and embracing both manufacture and distribution, reveals that channels of supply are clear, generally speaking, and that motion picture houses in all categories and locations face no immediate problems as to obtaining, aside from temporary delay, those essentials needed for normal and satisfactory exhibition procedures, modernization, and house maintenance.

Plans Are Complete For Seattle Project

Seattle — Plans have been completed for immediate construction of a new theater at California Ave. and Admiral Way by Stirling Theaters, Inc. This was announced today by John Dunez, president of the widespread Seattle chain of theaters. It will be built as the first unit of

(Continued on Page 6)

Kent To Open Tonight With Johnson as Mgr.

Montreal—J. R. Johnson, who for the past 20 years has resided in Notre Dame de Grace, has been appointed manager of the new Kent Theater, to open tonight at the

(Continued on Page 6)

Left With The Draft

Daytona Beach, Fla.—Only missing item from Drew Ebersorg's new Daytona Theater is the air conditioning unit. This was commandeered by the Government for the defense program—so the recent gala opening had to proceed without it. To compensate, the ingenious owner-operator staged a roaring receipts on the river, just in front of the new showplace.
that if we could get the exhibitor to advertise the fact that he had invested money in new Mirrophonic organs and other sound equipment, he might be able to attract more patrons. In other words the deal was ideal, because everyone involved drew benefits.

As Sanford sees the conclusion: "When the customer gets to know that we are taking care of the entire set of problems involved, he starts to feel that he is not being sold a false advertisement by the manufacturer."

**RESULT** of this campaign was that Erpi almost doubled its sales revenue. Not only in this respect the move was a success, but it also materially helped the EXHIBITORS FOR VIEWER AMUSEMENT."
Globe to Put $75,000 Into Its Remodeling

Plans have just been approved by the Building Department, as prepared by Roche and Roche, architects, for the New Globe Theater, Broadway and 46th St. $75,000 has been allocated for the improvement.

Among the changes to be made, are a new lobby, entirely modernistic, with an additional ten feet of width added; a new spacious lounge, with all new rest rooms; and a new mezzanine entrance that architecturally will be a surprise.

Many of the newest ideas in decoration and comfort have been incorporated in the new theater. The Globe theater will remain open during the alteration as work will be done in off hours.

Production is Resumed By Heywood-Wakefield

Gardner, Mass. — Local factories of Heywood-Wakefield, manufacturers of movie theater chairs, resumed full scale operation on the week-end, following a 10-day shuttering which began on July 3 in order to give the entire personnel vacation period.

During the span, no shipments were attempted; no orders were taken, and no correspondence answered.

This rather unique move is again experienced as highly successful by both factory administrators as well as employees. Few plants in the country boast as close harmony between executives and workers as the Heywood-Wakefield factory. Aside from being a benefit to employees, obsolescence of previous orders falls on a curtailed staff as the result of the shuttered stage of vacation. The factory can now pitch-in 100 per cent strong to meet the many orders on hand.

Company, prior to shuttering the plant, notified all dealers, customers and other commercial contacts, as well as the film trade press.

Mitchell Betters Houses

Cincinnati — Charles R. Mitchell has purchased Simplex High lamps and National rectifiers from the local branch of National Theater Supply Co. for the Mitchell Theater, Barbourville, Ky. National Theater Supply Co. has also installed Super Simplex projectors, Simplex high lamps, National rectifiers and a Walker PM screen for Mitchell's new Magic Theater at Barbourville.

Mercier Installs Simplex Lamps

Fredericktown, Mo. — The Mercier Theater, owned by L. A. Mercier, has recently installed Simplex intermatic lamps and rectifiers furnished by the Indiana Theater Supply Co., St. Louis, Mo.

ITEC Moves Quarters

Indianapolis, Ind. — The Indiana Theater Equipment Corp. has moved to 408 N. Illinois St. C. J. Williams is now president of the concern.

Chi. Territory Forges Ahead

Alert Showmen Prefer Action To Squawks

Chicago—Despite squawks of lagging business on the part of some circuit operators in this territory, wide-awake theater owners and managers continue to grab satisfactory grosses and effect improvement to their stands. Further, some are steadily adding new outlets to their present holdings.

Theaters in Valois, a number of houses in nearby Wheaton and Geneva, have taken over the Roxy in West Chicago from Steve Uvarko and has retained latter as manager. Bargen Circuit has opened its big Drive-In at Waukegan and Gold Lamps, Bear Shutter Double Bearing Heads, Presto Changeovers, Bigelow Lockweave carpet in the wall covering and decorating, and other items.

The Tiger will continue operation under Gus Coso, manager.

Capitol M. F. Supply Reports On Installations

Capitol Motion Picture Supply Corp. disclosed that complete projection equipment consisting of RCA Magic Screen, Copper Oxide Rectifiers, new wall covering, Bear Shutter Double Bearing Mechanisms, and two Series III Proj. Optical lenses, have been installed in Starlight Amusement Park.

The Park Theater in Caldwell, N. J., has received Ashcraft Suprex Lamps, RCA Magic Screen, Copper Oxide Rectifiers, and has become the second in this "loveliest village of the plains," home of Alabama Palace Theater.

House will be designed to care for rising college population, tripled since Alabama Theaters, Inc., opened its Tiger Theater here. William J. Oelke, architect, announced plans for a one-floor building, equipped with multi-watt projection lamps, rectifiers, screen and booth accessories.

Owners Better Arcade

Gas City, Ind. — The new Arcade Theater, operated by the Simpkins, will be equipped with new Super Simplex projectors, heavy pedestals, large magazines, Superlite lenses and lamphouses, new chairs and roof, and all the complete booth equipment. Equipment will be installed as soon as building is ready.

Empire's $500,000

Daytona Beach, Fla. — Approximately $500,000 will be spent in remodeling the Empire Theater. Another addition will be installed, new concrete floors laid, new seats added to equipment, and the front will be remodeled.

York Merger Hearing Continues July 30

York, Pa.—In a letter to stockholders dated June 17th, York Ice Machinery Corp. announced that the hearing of the York merger hearing of York Ice Machinery Corp. with York Corporation was held as scheduled on June 13 in Wilmington, Del.

All testimony was heard and the court designated July 30 as the date on which it would hear legal argument. Obviously no decision on corporation recapitalization can be rendered until after that date. Stockholders will be advised promptly when this decision is reached.

L. C. Hanson Launches New Coast Project

West Coast Bureau of THE FILM DAILY

Los Angeles — Ivan C. Hanson, owner of the Cairo Theater here, has started construction on his new theater at 6890 Atlantic Ave., Long Beach, Calif. G. E. H. Boller is architect, covers a site 100x115 feet to an alley and consists of a 1,000-seat ground floor theater with the "L" shaped plan with the theater, 62 feet wide, flanking the alley and having a 22-ft. foyer at the rear. Said theater, anterior connecting a 40-ft. semi-circular lobby, surmounted at one side by a 22-ft. tower. The balance of the street frontage will consist of shops and stores.

The entire structure consists of reinforced concrete and brick, is completely insulated and air conditioned. Excepting nine rows of seats down front spaced 20 inches back to back, the balance of the seating is spaced 36 and 38, and all are 22 inches wide, fully upholstered.

Interior decorations will consist of fluorescent murals, carpets, drapes, and foyer furniture. The theater is scheduled to open early in September.

Equis Union Hall

Governor, N. Y.—Simplex Four-Star sound, Super Simplex projectors, Simplex High lamps, National rectifiers, Super Cinemaphor lenses, Walker PM screen and National Comfort Cooling equipment has been installed in the local Union Hall Theater by the Albany branch of National Theater Supply Co.

Two Install Mograph

Minneapolis — Don Ruffinson reports installation of Mograph Model K projectors in the Palace Theater, Antigo, W. I., and installation of Mirrophonic De Luxe sound in the Nor Shore, Duluth, Minn.

De Vry Develops Army Camera

Chicago—De Vry Corp. has developed and is now a new aviation camera for the Army.

Rialto Receives Lenses

Kingsport, Tenn.—De Vry lenses have been purchased by the Rialto Theater here.
Equipment Trade Set To Assure Supply

(Continued from Page 1)
be tardiness of delivery, namely of motor generators and chairs. However, both these classifications of equipment cannot, strictly speaking, be adjudged as “short,” inasmuch as some manufacturers have, as well as supply dealers, a backlog of both, although such backlogs are admittedly “somewhat limited.”

One high ranking supply dealer asserts that “anything in the way of equipment which is needed by showmen can be delivered now, although chairs are slow and motor generators are subject to some months delay as a result of the national defense demands which have put pressure on manufacturers.”

For “Balanced Distribution”

An interesting disclosure of the present probe is the strong accent being taken by manufacturers and dealers to effect what they term “maintaining balanced distribution of equipment.” These efforts are aimed at preventing some film exhibition interests from building-up reserve inventories for an anticipated “rainy day,” thereby precipitating among the rank and file of theaters either a definite shortage of equipment, or “stalemate” spans during which periodic but brief shortages occur.

The angle of “balanced distribution,”—giving a break to all exhibition interests to keep their houses running as far as equipment supply is concerned,—is motivated by both patriotism; the necessity of maintaining a steady flow of manufacture; and the holding of customer goodwill.

To Serve All Customers

Makers of projectors, booth equipment, lens, screens, sound, air conditioning, carpet, and other major items, says that they have taken all steps within their power to serve all regional customers.

In the matter of theater carbons, there is no shortage. Prices are being kept at the level which has prevailed for some time, and this policy will continue, barring some very unusual contingency. If the shortage is presently foreseen, the probe reveals. Further, it is understood that supply will be controlled for the benefit of all exhibitors.

Two More for Wisconsin

Milwaukee—Two new houses have been announced for the Milwaukee area. One will be operated by Mr. Walter Whitehall at a cost of about $15,000 by Exkin Theaters, Inc., and will seat about 400. The other theater will be built at Two Rivers by the Standard Theaters Co., operator of houses in a number of Wisconsin cities, and will have a seating capacity of about 700.

International Chairs Chosen

Clemson, S. C.—The Clemson Theater has received International chairs this month, and also the Strand in Covington, Ga.

Equipment of Material Interest

(Continued from Page 1)

- FILE under the eyes have it. Uncle Sam's defense program focused 'other day on Bausch & Lomb Optical Co., as film cameras ground out the story of vision in national emergency. Headed by Director J. M. Aichele, a crew from Paramount's New York studios invaded the firm to make a short feature production for the Better Vision Institute. Which will show the part played by eyes in defense production and military operations.

- BUILDING up to gala heights from two weeks of preparation via an eight-page newspaper section, posters, parades and other big doins... the Martin-Davis theaters peaked celebration of their eighth anniversary in Dothan, Ala. and the start of a new $100,000 road house... with cutting of a giant birthday cake on the stage of the Houston Theater. Prior to the big night birthday cake was displayed on a revolving table in the lobby for several days. In the cake-cutting were Rufus Davis, all the town's big-wigs, and patrons attending the birthday night showing of "Cheers For Miss Bishop." Topping off the cake-cutting... a patriotic note was sounded with a 10-minute question and answer period... on the value to the nation of the U. S. Defense Savings Bonds.

- ONE of principal speakers at last week's defense clinic in Rochester, was Adolph Steuer, assistant vice-pyrex of Eastman Kodak. He voiced praise for sincerity and warm interest of Government officials... who negotiated defense contracts... Denying that undue red tape and indifference mark the attitudes of said officials... he called them "keen, industrious, patriotic citizens... just as anxious to see this country properly prepared... in minimum time... for whatever is ahead... as we are." Oscar Holmes, Holmes Projector Co. prexy, reports that his org... has ceased to manufacture 16 mm. projectors and is concentrating on 45 mm. job for the Army and Navy. Factories of the company is working at top speed... to fill orders received from official Washington... Mister Holmes avers that there is a shortage of skilled workmen currently.

- Also from the equipment biz hot-bed of Chi. wafts word... that the Refreshment Vending and machine Corp. has been organized... by Thompson Vance and associates... to distribute beverage vendors to the amusement trade... Two models, 'tis said, are being offered... the Ace and the Queen... former holds 12 cases of bottles and latter eight cases... Distrib, are being appointed in various parts of the country.

- BERT Smith is opening his 350-seat Tower Theater up in Walnut Beach, Conn., for the summer... and to make matters comfortable... has installed a new cooling system... also 'Robber New England note (speaking of cooling practices) has it... that Harry Browning, ad-publicity director for M & P theaters... is again taking to the water to fulfill his annual craving for boating... Harry is a dual skipper... owning a sail boat and also a motor boat... He's Commodore of the Medlod Boat Club, Arlington, Mass... which entertained on Monday night... the officers of the British battleship, "Bedouin"... which put the finishing touch on the "Bismarck".

Bldg., Remodeling Show Strength In '41

(Continued from Page 1)
break-down in the two categories, amounts to some nine per cent, whereas for the corresponding period of 1940, there were 343 projects.

Expenditure for new film theater construction and remodeling of existing stands for the first five months of 1941 shows even less of a proportionate drop, the investment in the 316 projects this year amounting to $9,196,000, approximately compared to $9,536,000 invested in the 343 projects during the first five months of 1949. This represents a decline of some seven per cent. These figures, he observes, do not cover the West Coast area where in common with several other territories in the country, a boom in new construction and remodeling has been noted. Nor does the survey embrace either film equipment or the large sums expended by the Government on theaters in induction centers and canteens.

Honolulu To Have Two New Amusement Centers

Honolulu, Hawaii—Two additional new amusement centers in addition to that announced recently by the Rialto Amusement Co. will be built here.

Construction has begun on a bowling casino in Waikiki to cost $100,000 on a site located between the Moana Hotel and the famous Waikiki Tavern. The structure will be built by Hawaiian Enterprises, a recently formed organization of Honolulu businessmen.

Another building to house 12 bowling alleys will be erected by the Kaimuki Bowling Alleys & Amusement Center, Ltd. The property was leased to David S. Nakano, Honolulu contractor, and present construction plans are in charge of Mr. Nakano and Henry T. Lee, president of Pacific Welding & Machinery Works.

Drape Sales Announced

Atlanta—Wil-Kin Theater Supply's local office reports that company draperies have been delivered to the Rialto, Kingsport, Tenn.; U. S. Navy Air Station, Miami; Empire, Montgomery, Ala.; Roxby, Griffin, Ga.; Empire, Daytona Beach, Fla.; Reliance, Orangeburg, S. C.; 8th Avenue, Birmingham; Emily, Hartwell, Ga.; State, Elkin, N. C.; Carolina, Southern Pines, N. C.; and Carolina, Raleigh, N. C.

Edison Gets Equipment

Fort Myers, Fla.—Super Simplex projectors, Simplex High lamps, Simplex conversion, Super photon lenses, Walker PM screen and booth equipment have been installed in the Edison Theater here by the Atlanta branch of National Theater Supply Co.
Army Completes 95 Of Its 187 Theaters

Large Orders (And For Large Sizes) Are Proof
Chi. Showmen Aren't Shy on Showmanship

Work Has Been Hasled On Martin-Davis Stand

Posthumous Honor Is Accorded To H. A. DeVry

New Catalogs


THEME NEWS and those may be obtained by writing to the various manufacturers:

BLACK LIGHTING, FLUORESCENT CARPET: Continental Lithograph Corp., Combi-Glo Division, Cleveland, has just issued complete and thorough handbook, "Combi-Glo Black Lights for Activating Fluorescent Carpetings.

FLASHLIGHT BATTERIES: Rex Ceder, New York City, has issued descriptive literature of its new Triumph Non-Deteriorating Batteries for flashlights.

SOUND APPARATUS: Operadio Mfg. Co., St. Charles, Ill., has prepared a new folder on its amplifiers and speakers, illustrating models and including brief specifications.

Friday, June 20, 1941

ITOA Plans Exhibit Of Theater Equipment

(Colored from Page 1)
are contributing their ideas towards making this exposition the largest and most complete of any yet held. Everything that goes into a theater will be on display, arranged so that those in attendance will start with the box-office and work toward the rear of the theater.

Meetings, talks and lectures will be given by experts in various fields and all manner of questions will be answered. The purpose of this is so that theater men will have a complete and intimate knowledge of quality and price concerning equipment.

G-E Has a New Cleaner For Use In Pic Houses

For strenuous clean service in theaters, a powerful new portable vacuum cleaner, called the G-E Lightweight Master-Vac, Model 203, has been added to the line of heavy duty cleaners for which the General Electric appliance and merchandise department, Bridgeport, Conn., is responsible.

The new device is somewhat smaller than the other two Master-Vac cleaners made by G-E, although it is designed for similar applications.

“CAUGHT IN THE DRAFT”

You’ll never suffer the embarrassment caused by shabby floor coverings if you install Alexander Smith Carpets... the carpets used in most of the country’s successful theatres.

ALEXANDER SMITH CARPETS

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ALEXANDER SMITH CARPETS
**Showman Hints by Showman**

BY JACK SIMONS

Locue's State Theater, Providence, R. I.

**Did you ever stop to consider the difference between selling a fish market and a fish market? Of course, you haven't, but there is a difference. More often than not, when the fish dealer opens his store in the morning, he finds that the stenciled sign window reading: “Fresh Fish Sold Here Today.”**

First, let us analyze the sign for the laugh it will offer to the theater operator. The word “today” seems quite unnecessary as anyone passing by will readily see the store is open for business. The word “here” is equally unnecessary as it is apparent that the fish are being sold in a store somewhere, as in the other store. As for the word “sold,” common sense dictates that the fish are being sold and not given away. The word “fish” is needless, as the sign presupposes this establishment. The word “fresh” offers our biggest laugh. Certainly the fish dealer wouldn’t be expected to sell stale fish, and the theater operator would get a laugh from this innocent and well meant sign.

But with the wily fish monger there is another story to tell. He has a very selfish fish market. He has a very selfish fish market. If you doubt it, just stop by and look at his store. He does one thing perfectly—sells fish. But with the wily fish monger there is another story to tell. He has a very selfish fish market. He has a very selfish fish market. If you doubt it, just stop by and look at his store. He does one thing perfectly—sells fish. But

**Plans Are Complete for Seattle Project**

(Continued from Page 1)

...a $200,000 structure, which, on completion, will cover a total of 105 x 300 feet.

The new showhouse has not as yet been named, but the office of the old Fortola Theater. Plans for the structure have been prepared by B. Marcus Pritece, Seattle architect, who has designed many theaters on the Pacific Coast.

Special attention will be given to the lighting of the new structure including both fluorescent and incandescent. Topping the structure will be a huge West Seattle beacon light featuring the latest in Neon lighting.

**Kent To Open Tonight With Johnson as Mgr.**

(Continued from Page 1)

...southwest corner of Sherbrooke and Hingston Sts. Johnson has always shown a keen interest in local affairs and is active in sporting circles in the district.

He was a member of the Royal Canadian Volunteers, the De Champtre hockey team, the Maple Leaf softball team, the Notre Dame de Grace Softball League and is at present an active member of the Wolves softball team of the Somersdale League.

His appointment as manager of the new Kent, it is felt by the theater's owners, will assure residents of Notre Dame de Grace, Westmount and Montreal West, of a cordial welcome in a theater that will become a real community center.

Flight-Lieutenant Hardiland Mohon will speak at the opening to-night in aid of “Wings for Britain Fund,” the RAF fighter plane fund, and be present in person in his new headquarters.

The Canadian war pilot is one of the heroes of the Battle of Britain. For opening night at the Kent, an elaborate ceremony has been planned, to be preceded by a parade with floats, bands and marching units. Christopher Ellis will be master of ceremonies. All proceeds for the first full week following the opening have been donated to the fund by the theater management.

**MTE Jobs Are Listed**


**Re-Christened Stand Bows**

San Francisco—Metropolitan, nabe house belonging to San Francisco Theatre Owners, has been rechristened throughout, has reopened under name of Metro.
Detroit's Mercury Introduces New Notes (Continued from Page 1)

modemism of recent theaters toward a mild ornateness again.

Two 98-foot murals, representing a "town" and a "Dive" are on each au-
torium sidewall, using black fluores-
cent lighting so that the murals are visible "in the dark." End
lounges are in the foyer, powder room, and smoking room are round.

A waterfall curtain, first in this region, is used, in gold tone. Fifty-six
brass plates containing etched signatures of Hollywood stars are mounted on the walls. House
has new Kroehler push-back seats. Stage is 28 feet deep, with provision for addition of dressing rooms. Principal
contractors are: Saul Sloan, general builder; National Theater Supply Co., projectors, sound, screen, and vertical sign; Hans Tischert, Chicago, decoration; Bigelow Sanford, carpeting; Max Levinson, Chicago, draperies; Davidson, Ltd., Chicago, furniture.

Another new feature, by Wagner Sign Company, is the use of 28 x 36 inch colored transparencies of star pictures in place of names on the marquee.

Work Has Started On New Para-Richards House

Greenwood, Miss. — Actual construction has begun on the new Para-Round-Richards motion picture theater to cost an estimated $48,000 upon its completion here by Para-
amount-Richards Theaters, Inc.

The new theater, one of the largest in the Delta, is located on the corner of Fulton and Washington Sts. and will seat 1,100 persons.

Thomas Cooper Van Antwerp, architect of Mobile, Ala., and M. T. Reed, Belzoni (Miss.) contractor have charge of the job. Building Inspector G. T. Harrison recently is-
ued the permit for construction of the new theater.

New Drive-In Opens

Erie, Pa.—The new 15-acre Drive-In theater, known as the Skyway, which accommodates 500 automobiles, which is owned by Carl Guer-
nein, was formally opened to the public this week.

Lighting Equipment

As noted Eastern Distributor, we carry the full and complete line of equipment manufactured by:
MOLY-RICHARDSON CO.
Hollywood, California
Incomparable Lighting Equipment
Estimates Promptly Rendered
Let Us Enlighten You on Your Lighting Problems
CHARLES ROSS Inc.
333 W. 52nd St., New York City
Telephone: Circle 6-5473-5474

WHO'S WHO IN EQUIPMENT

JOE HORNSTEIN. President of Joe Hornstein, Inc. is in the words of George M. Cohan, "a real live nephew of my Uncle Sam," having been born on the Fourth of July, 1886, in New York City. Educated in city's schools, later attending Pratt Institute and specializing in chemistry, entered the film equip-
 ment field in 1905 with Miles Bros., pioneers in rentals. Joined H. A. Mackie, distributor of Edison Kinetoscope,—which machines were mounted on wood
 frames. Became sales manager of Picture Theater Equipment Co., located at 10 East 14th St., next to the famous Biograph Studio. Appointed gen-
eral sales manager of United Theater Equipment Corp. and subsequently formed Howell Cine Equip-
 ment Co. Later, became vice-president of Na-
tional Theater Supply Co. Then, seven years ago, formed Joe Hornstein, Inc., which he heads. Is one of the most prominent and active members of the equipment industry. During his career has equipped more than 1,500 motion picture houses completely. Among the many noteworthy assigned to him have been the equipment of the Radio City Music Hall, the Roxy Theater, and the Para-
mount Theater, all outstanding Great White Way
picture palaces. Is married and a member of numerous trade and fraternal organizations. Makes his offices at 630 Ninth

Natchez House Makes Extensive Improvements (Continued from Page 1)

quires no water-cooling tower was installed. The unit derives its cool-
ing properties from a chemical bearing the name dichlorodifluormethane, called F-12 for short. Sound equip-
ment installed was the new RCA, PG-140, High Fidelity type.

Old draperies were replaced with new ones while the candy stand, formerly located in the inner lobby, has been moved to the outer lobby.

Navari Bros. Building Another

Pittsburgh—A new 700-seat theater, on which work is to begin be-
fore the end of this month, will be constructed by Rudy and Samuel Navari, who own and operate the Liberty Theater, Verona, and the Penn Theater, Universal, Pa. The new house will be called the East-
wood, and is expected to open in the early Fall.

Detroit—The Pastime Theater has been taken over by Joseph Mellon, circuit owner, and is to be thoroughly
ly remodeled. House was acquired in the "scavenger sale" for back taxes and is believed to be the only theater in the State in the sale in active use.

Mellon's Newly-Acquired Pastime to be Remodeled

W hastines House Makes Extensive Improvements (Continued from Page 1)

Cleveland Will Get New $350,000 House

(Continued from Page 1)

ccording to plans submitted to coun-
cils of the suburbs, with 86 foot
frontage and 196 foot depth.

Henry Gottfried, attorney, Hip-

odrome Bldg., Cleveland, is treasurer of the Fairmount Theater Co. George Howard Burrows, who re-
cently completed the Telenews Thea-
ter, has prepared the plans, which will be colonial in design. A promin-
ent local independent circuit is said to be negotiating for a lease on the proposed new theater.

Net of Westinghouse Equals $3.74 Per Share

Westinghouse Electric & Mfg. Co. reported for the five months ended May 31, net income of $9,998,347 after taxes and charges, equal under the participating provisions of the new net to a combined 79,974 of 7 cent participating preferred and 2,995,155 shares of common stock.

This compares with a net income of $8,392,174, or $3.14 a share on the combined shares in the first five
months of 1940.

May net income was $2,093,344, comparing with a net income of $1,238,012 in May, 1940, and $2,277,
740 in April, 1941.

THE NEW
De Vry SUPER DELUXE THEATRE SOUND PROJECTOR

Features This
NEW PROJECTION MECHANISM

Unmatched for simplicity of design, smoothness of operation and its watch-like precision
workmanship.

Write for Low Prices and Specifications.

De Vry Corporation
1111 ARMITAGE AVENUE, CHICAGO, ILLINOIS

NEW YORK
HOLLYWOOD

SINCE 1913
PROSCENIUM CHATTER

PERMIT for erection of a $22,000 brick theater on Hillboro St., Raleigh, N. C., has just been issued to North Carolina Theaters, Inc., by Building Inspector Pallie M. Mangum.

Wezel Projector Co., Chicago, are adding more men to their working forces, according to L. H. Pederson, in charge of the headquarters staff of the organization. Demand from the theater trade, as well as national defense needs, has pushed the facilities of the company's manufacturing division to peak loads.

John Eberson is architect of the 1,000-seat which Joseph Quittner and Peter Pakoras have set to build. Stand will be ready in the Autumn.

Jeff Williams, owner of two suburban Detroit situations, has installed a new air conditioning system in his East Detroit theater. Jeff had to dig a 600-ft. well to get the required water supply.

C. M. Butterfield is building a new theater at Opelousas, La., and is going to christen it the Opal.

Alex Silay, who has recently taken over the Lido Theater, Philippi, W. Va., is re-equipping the house with new RCA Photophone sound and booth equipment, and also an RCA Magic Screen.

The Pasco Theater, Kansas City, recently taken over by Rube Finkelstein, has been completely remodeled, and made its re-debut a few days ago.

Royal Theater, Gunturt, Miss., is being remodeled at a cost of more than $2,500. It'll get a new screen, projection room moved to the balcony, an air conditioning system, and general installation of a new air conditioning plant. A. L. Royal owns the house.

The Magic Theater, Barbourville, Ky., does what a lot more film houses should, namely, advertise to the public the advantages of the theater equipment which makes the screen program more enjoyable. This stand recently installed love seats, and immediately advertised in community's newspapers asking the swains and maids to come to the house and "try out" the new love seats.

Old Trails Theater, Mckieville, Ind., operated by Mrs. O. Hack, has purchased three Bwoudou Lucee rectors from Indiana Theatre Equipment Co.

O. C. Hauber is building a new theater in Pineville, La., to be known as the Hauber Annex, to distinguish it from his present Hauber Theater.

National Theater Supply Co.'s Indiana branch reports sale of new Walker screens to the Kent, South Whitley, Ind.; the Mode, Columbus; and the Roxy, Bloomington.

NTS Maintains Pace In Equipment Sales

National Theater Supply Co. lists following among its most recent sales and installations:

Simplex Four-Star Sound has gone into the Lake Theater, Lake George, N. Y., and the Police Recreation Center, Platte Cove, N. Y., and Super Simplex Projectors into the Magic, Barbourville, Ky.; Art Cinema, Pittsburgh; Union Hall, Gouve- ren, N. Y.; Edison, Ft. Myers, Fla., and the Tampa, Tampa, Fla. E-7 Projectors went to the Palace, Leechburg, Pa., and Schine's Nor- walk, Norwalk, Ohio. National Car- peting was delivered to Carnegie Theater, Carnegie, Pa.; Lyric, Gil City, Pa.; Bell, Fayette City, Pa.; Bowland, Phillipsburg, Pa.; Dosta, Valdosta, Ga.; Campus, Middel- geville, Ga.; Monogram Pictures, Den- ver; Westland Theaters, Colorado Springs.


Rowe Candy machine went to the Berea, Berea, Ky.; National Comfort Cooling to the Royal, HARRIVILLE, Y.; Paramount, Glenns Falls, N. Y.; Union Hall, Gouve- ren, N. Y.; Office, Denver; and Paramount's Fox, Fox International Theaters District North Platte, Neb.

Clouse-Fruit Launch Their New Ray Theater

Jackson, Miss.—Second new thea- ter to be constructed here within a year, the Ray Theater, located at 284 West Capitol St., has been opened by Rayhouse and W. A. Pruitt, Jr., with Clouse to be active manager.

The Ray is the first theater in Mississippi to introduce "love seats" patterned after the Radio City Thea- ter's seats in New York City. It is air conditioned, fluorescently- lighted and is decorated in a color scheme of red, white and blue.

Breckenridge Installed Made

Charlotte, N. C.—Breckenridge projec- tors and projection lamps have been installed in the Carolina, Columbus, S. C.; Palmetto, Spartanburg, S. C.; Colony, Fayetteville, N. C.; Florida, Pensacola, Fla.; and the Drive-In at Greensboro, N. C., and Jackson, N. C. Buena Vista Theater, L. B. Bredenport projec- tors have also gone into the Caro- lina, Greensboro, N. C., and the Ala- bama, Birmingham.

Air Conditions Fairmont

New Haven—Sherman Germaine is now in building a new theater and redecorating the lobby at his 400-seat Fairmont, recently leased by him.

EQUIPMENT FIELD NOTES

AWARD by the Navy Department calling for 200 semi-portable sound projectors has been made to the DeVry Corp., after exhaustive tests, according to that company's Chicago headquarters. These ma- chines will have extra parts, and will be used on ships of the fleet. Award exceeds $160,000 in value.

Work of repairing the Lyric, Brooks- ville, Ky., which was damaged by fire, has begun and the house is expected to open again this coming week.

Montreal reports that a permit has been issued to James H. Maher, contractor, for erection of a theater and three stores on Queen Mary Road near Weston Ave. Cost of this development is recorded at $30,000 for the theater and $100,000 for the three stores.

New American Seating Co. chairs are being installed in the Roosevelt Theater, Utica, N. Y., as announced by Manager Frank Pepe.

Wigston Theater, operated by Mrs. Florence Wigston in La Grange, Ind., is shat- hered for a general overhauling which in- cludes new air conditioning, chairs, redecorating, carpeting and booth equipment.

Five E. M. Loew open-air theaters in Massachusetts, Rhode Island, Maryland and Florida, are being modernized with RCA Photophone in-car loudspeakers which hang inside the patrons' cars, plugging into the sound system. The Open Air, Lynn, Mass., is getting 600; Merrimack Anto Park Theater, Meth- uan, Mass., 475; Drive-In, Providence, 550; Governoritch Platte, Glenburnie, Md., 550, and the Drive-In, Miami, 600.

Work on the new theater in Dalton, Ga., has commenced. Stand is being put up on Crawford St. by Manning & Wink at a cost of some $35,000.

The Minor Construction Co. of Belleville, Ill., submitted the lowest bid ($70,338) for the construction of a 1,038-seat film theater at Scott Field, Ill. The semi-permanent structure will be 310 feet by 140 ft. and calls for steel frame with corrugated metal sid- ing.

B. A. Lucas, proxy of Lucas Theater Corp., is going to modernize the Arlington, Arlington, Ill., and boost the seating capac- ity to 800. Circuit operates houses in plane and Saukville, Ill., and in constructing plans to build a 1,000-seater at Oak Lawn, Ill. Lucas also plans to open Drive-In's at Elmhurst, and another near Gary, Ind.

Roxy Theater, Natrona, Pa., recently acquired by Lou Paldoff from the estate of the late Samuel Roxy, will shut down on June 28 for extensive re- pairs, alterations, and the installation of new equipment. When the work is completed, the Roxy will be one of the most modern pic houses in this section.

United States Air Conditioning Corp.

Name

Theater

Capacity

City

State

* * *
NATHANSON TO ENTER U.K. THEATER FIELD?
20th-Fox Will Have 15 Features Ready Sept. 1

THE WEEK IN REVIEW
40 to 45 for RKO
By L. H. MITCHELL

RKO SALES MEET: RKO plans between 40 and 45 features for the coming season, sales convention was sold here, with present sales hitting at all-time high. Trade shows will start on July 7, with titles of the first block-off-five announced at the RKO convention which will be held in Chicago. The program will be held in Chicago. The program will meet provisions of the N.Y. consent decree. Prexy George J. Schaefer told the dealers that Internet pix are not the remedy for the present b.o. slump, and that the industry is organized to meet every demand that may arise in the country's emergency. Convention was also informed that so a new Samuel Goldwyn, Orson Welles or Walt Disney pix would be included in its block-off-five. Four RKO pix are booked for consecutive showing at the Radio City Music Hall, starting with "Tom, Dick and Harry," all expected to receive extended runs.

DU LS: The consent decree will aid in the elimination of duals, Para. Prexy Barney Balaban stated at stockholders' meeting. Samuel Goldwyn has asked the PCC of ITF for a specific program in its projected light on double bills, with the PCC subsequently appointing a committee to take up the matter. Allied execs. expressed skepticism as to IP/TOA's support of the PCC's war on duals.

MISCELLANY: Warner Bros. 26-week net of $2,782,544 is a jump of $1,289,047 from the net for the same period last year. Allied will fight boost in number of percentage films, in the part of distributors, in coming season. Aecap announced it would start anti-trust suit for triple images against NBC and CBS, with amount to be assessed approximately $20,000,000. UA will open first of its five regions in N.Y. C. next month when its 1941-42 program will be announced. The UA-David O. Selznick deal expected to be signed this week. Ratification of electricity to theaters to conserve power hits in houses in Georgia.

First Five-Block Will Be Delivered to Sales Dept. Week After Convention

West Coast Bureau of THE FILM DAILY
Hollywood—No less than 20 new season features will be completed, in the hands of cutters or in production at the 20th Century-Fox studio by the time delegates arrive for the annual sales confab, July 16-18. Already 15 productions, six in the cutting department and nine before the cameras, are in work.

Studio has guaranteed delivery to the distribution department of five
(Continued on Page 8)

MPPDA Committees Appointed by Hays

Standing committees of the MPPDA for the current year were announced at the quarterly meeting of the association on Friday by Carl E. Millicent, secretary, who presided. It was the first time that the standing committees were made public.

Appointments were made by Will H. Hays, president, who was absent
(Continued on Page 8)

Nine Chicago Houses To Drop Triple Bills

Chicago—First step in eliminating triple bills was accomplished at the week-end when Jack Kirsch,

Twin City Exhibs. Endorse Anti-5 Law

Minneapolis—Exhibitors of Minneapolis and St. Paul are whole-heartedly behind the Minnesota anti-

Selznick Pre-Production Tests

Producer Signs Deal With Handel's Bureau

Settlement of Complaint Dismisses Denver Case

Denver—All parties concerned in the clearance complaint filed by W. H. and J. L. McDonald, operating the Nile Theater, Mitchell, Neb., have agreed to a settlement and the McDonald brothers have asked for a dismissal of the case.

Complaintants had asked for a re-
(Continued on Page 8)

GIANT COAST SHOW FOR USO

Harry Warner to Confer Here
With Thomas Dewey

Hollywood—Probably the greatest lineup of stellar talent from films and radio ever whipped together is talking shape here for the giant United Service Organization show in the Hollywood Bowl, June 29.

One of the purposes of the Eastward trip to Harry M. Warner, who arrives in New York this week from the studios here, is to confer on Warner talent participating with Districts A, B and C.
(Continued on Page 6)

HARRY M. WARNER

Former Head of FPC Reported to be Eyeing British Circuit; Could be Maxwell

London (By Air Mail)—Entry into the British theater field of N. L. Nathanson, long head of Famous Players Canadian Corp., who recently resigned on the expiration of his employment contract, is reported here as a future possibility.

Nathanson is not exactly unfamiliar with the English industry; he has, for some time, been associated with British Lion.

According to reports current in Washington
(Continued on Page 8)

WB to Hold Canadian Meet Ahead of U. S.

Toronto—Warners Canadian sales conclusive will be held in Montreal rather than in this city, with the dates to be prior to the company's American national convention in Chicago during July 28. It was reported here.

(Continued on Page 8)

Browne Pleads Innocent: Held in $50,000 Bail

George E. Browne, IATSE head, was held in $50,000 bail on Friday by Federal Judge Edward A. Conger, after pleading not guilty to a charge of violating the Federal Anti-Racketeering laws with William Bioff

FPC Urges New Time To Conserve Power

Washington, D.C., THE FILM DAILY—The Federal Power Commission has recommended to the White House that daylight saving time be adopted in any part of the nation where it may be needed to help relieve power shortages. The recommendation urged adoption of daylight saving schedules especially for Southeastern states where curtailment of non-essential power consumption is necessary because of droughts.

(Continued on Page 3)
SCHNEIDER ADDS TO COL.
Common Stock Holdings

Washington Bureau of THE FILM DAILY—Abraham Schneider has acquired 100 shares of Columbia’s common no par value stock and now holds 7,880 shares in all his holdings. Schneider holds 19,880 shares in the New York Stock Market, 9,320 shares in the Chicago Stock Exchange, 690 shares in the American Stock Exchange, and 2,790 shares in the Over-the-Counter Securities.

Hearing Today by SEC
On K-A-O Reorganization


Rusell Van Kirk, who sought to enjoin RKO from voting its seven per cent cumulative preferred stock of K-A-O in favor of the reorganization plan, explained to THE FILM DAILY on Friday why he asked that his action be dismissed. Van Kirk said that the first reading of the reorganization plan gave a pessimistic note, but after certain facts and figures were explained to him the plan looked more favorable.

Calling Dr. Broadway!

West Coast Bureau of THE FILM DAILY—Elliott Nugent, author of "The Male Animal," has signed with Warners to direct "The Male Animal," co-starring Hennesy and Privadina Lane. Nugent co-authored the story with James Flournoy and planned the lead in the Broadway run.

Sidney Stern Hospitalized

Chicago—Sidney Stern of General Films, broke his leg in an accident and is confined to the Edgewater Hospital.

Conn. Allied to Receive Report on Arbitration

New Haven—Allied Theater Owners of Connecticut will hold a luncheon meeting at 12:30 p.m. tomorrow, with Dr. J. B. Fishman presiding. Lawrence C. Caplan, executive secretary, A. M. Schuman, Dave Chernoff, and Joseph F. Reed, who attended the Allied of New Jersey convention, will report. Arbitration procedure as revealed in Connecticut’s first hearing today will be discussed.

Dent May Start British Distrib. Firm in S. A.

London (By Air Mail)—American distributors move to solidify their position in the South American market during the war faces a potential British challenge. Arthur Dent, who resigned from Associated British last year, is contemplating a bid for a position in the Latin-American market via a new distributing company. Crystalization of his plans wait upon sufficient top quality product for export, it is understood.

Nugent to Direct "Animal"

West Coast Bureau of THE FILM DAILY—Elliott Nugent has been signed by Warners to direct "The Male Animal," co-starring Henry Fonda and Privadina Lane. Nugent co-authored the stage hit with James Flournoy and planned the lead in the Broadway run.

Two SPG Members Resign

Sid Blumenstock and Jack Thall, both 20th-Fox employees, announced on Friday that they had submitted their resignations to the SPG.

FINANCIAL
(Week's Market)

HIGH LOW CLOSE OPEN

| Am. Seat. | 133.50 | 132.50 | 134.50 | 134.50 |
| Col. Picts. v. | 21% | 21% | 21% | 21% |
| Columbia G. | 107 | 107 | 107 | 107 |
| Con. Fm. | 10% | 10% | 10% | 10% |
| East. Kodak | 134.50 | 134.50 | 134.50 | 134.50 |
| Loew’s Inc. | 107 | 107 | 107 | 107 |
| Paramount | 107 | 107 | 107 | 107 |
| RKO | 107 | 107 | 107 | 107 |
| 20th Century Fox | 107 | 107 | 107 | 107 |
| United Artists | 107 | 107 | 107 | 107 |
| Warner Bros. | 107 | 107 | 107 | 107 |

NEW YORK BOND MARKET

| Keith B. & S. | 6.00 |
| Loew’s deb. | 31/2 |
| Par, B’way | 31/2 |
| Par, Picts. | 134.50 |
| Warner Bros, dills | 61/4 |
| NEW YORK CURT MARKET |
| Monogram Picts. | 31/2 |
| Sound’s Corp. | 31/2 |
| Technicolor | 31/2 |
| Trans-Lux Universal Corp. | 31/2 |
| Universal Picts. N. Y. OVER-COUNTER SECURITIES |
| Mct, Playhouse, Inc. 2nd deb. | 45 |
| Kesy Tha. Bldg. 4 th St. 57 |

COMING and GOING


Irwin Shaw has arrived in Hollywood from New York to work on the screen play of his original, "The Hard Way."

Wolf Ken, Warner Bros. Canadian district manager, returned to Toronto on the following conferences at the home office.

Charles Einfeld is due at the Warner home office today for a stay of several weeks.

Fritz Lang returned to the Coast Friday.

Mack MILLAR returns to the Coast late this week.

Dorothy LAMOUR returns to Hollywood from Honolulu July 1.

Eddie Secuni of the B. G & publicity office, and his wife have returned to Los Angeles from a Florida vacation.

R. M. Savini, president of Art Deco Pictures Corp., will return to New York tomorrow, after having completed a tour of the western exchanges.

Marc Blitzstein has arrived on the Coast from New York.

Herbert and Dorothy fields left for the Coast yesterday.

Franklin Fox goes to Los Angeles in July.

Dr. J. B. Fishman, president of Allied Theater Owners of Connecticut is enjoying the reunion activities at Yale with his class of 1916, Sheffield Scientific. With his daughter Janet and son, Michael, also in costume.

Harry M. Warner is expected to arrive in New York from the Coast this week.

Neil Agnew and Bob Gilmann arrived on the Coast over the week-end.

Vera Zorina, planned to the Coast last night.

Lou Edelman, 20th-Fox associate producer, is due on the Coast from Washington.

E. W. Hammons
Educational Film Corp. of America

Says

"One cannot hope to be in the picture business unless they have this very fine: Year Book handy for consultation."

1941 YEAR BOOK of Motion Pictures

Now Being Distributed FREE
To Subscribers of THE FILM DAILY

1501 Broadway
New York

Hollywood Office

6425 Hollywood Blvd.
Hollywood, California
Selznick to Start Pre-Production Tests

Completed, will be engaged exclusively in film industry research. Pre-production test devised by Selznick by Dr. Handel is said to be a new departure.

David O. Selznick

New Financing Deal Set By PRC with Consolidated

New financing arrangement was completed Friday between O. Henry Briggs, president of Producers Releasing Corp., and Herbert J. Yates, president of Consolidated Film Industries. New deal supplements the pact made in February when Consolidated made available to PRC sum in excess of $1,000,000 for the completion of the current program and the 1941-42 schedule of 42 features.

With 34 of its 38 pictures on the 1940-41 program completed and the remaining four in production or preparation, PRC is said to be well ahead of schedule and will start the new lineup in August.

George Batcheller is in charge of production and Sigmund Neufeld is supervisor of westerns. Other unit heads are Jed Buell, John T. Coyle, Ted Richwood and K-B Productions.

Happy Birthday to You

Mary Livingston

Real Effect of Ga. Power Plan Awaited

Atlanta—Real effect of the mandatory power rationing plan, with its restrictions on current consumption for air conditioning equipment, illumination, etc., can be felt, if here is expected to be established this week.

Plan, which became operative a week ago today, is not regarded as having had a fair test last week. Kiwanis International convention, held here last week, brought thousands into the city and theaters benefited. As an instance, it is reported that "Caught in the Draft" rang up a $1,300 gross in one night at the Fox.

Details of the theater power raticing plan, hereofore unpublished, became available at the week-end. Each theater submitted plans to the Georgia Power Co. for cutting consumption one-third that used the corresponding day last year. Significantly, this does not take into consideration the effect of weather on the box and how adverse weather may hit grosses.

The plans were approved for each theater individually. Thus, if the current consumed for the week last year was 27,000 kilowatts, plans for the use of 16,000 kilowatts this year were approved. Example cited is that of Loew's.

Pinson Succeeds Lowry

Charlotte—T. Pinson has succeeded W. F. Lowry as 20th-Fox ad-sales manager for this territory.

Wedding Bells

Chicago—Steve A. Cokins, manager of the Empress Theater, was married to Angeline Poulous.

Chicago—Geradine Brown, of Warner's Beverly Theater, was married to Patrick Neylon.

Chicago—Emil Boehm, Warner accessories sales manager, was married to Vera Nelson.

Chicago—Dave Kirchiver, formerly Capa secretary, was married yesterday to Rose Feldman, of Barnett Hodes office.

Gloria Manes, receptionist in M-G-M's home office publicity department, is to be married July 4 to Selwyn Urban in Grand Rapids, Mich.

Marriage of Adeline Covello, of the N. Y. Film Board of Trade, to Peter Astridol took place yesterday in Tuckahoe; newlyweds left immediately for a Maine honeymoon.

West Coast Bureau of THE FILM DAILY

Hollywood—Brenda Marshall will wed William Holden when the former's divorce from Richard Houston Gains is finalized.
OF THE SCREEN’S MIGHTIEST

Combining in the one gigantic show all of the astounding excitement of Frank Buck’s greatest pictures, including the all-time peaks from that super-thriller of thrillers, that box-office champion of champions, “Bring ’Em Back Alive.” THREE tremendous shows streamlined into ONE!...

THE MOST OUTSTANDING SUMMER ATTRACTION IN THE INDUSTRY!

Buck’s

AVALCADE

Sequences from “Bring ’Em Back Alive” directed by Clyde Elliott
Sequences from “Wild Cargo” directed by Armand Denis
**Twin City Exhibs. Endorse Anti-5 Law**

blocks-of-five bill passed by the last legislature. At two district meetings Friday of Northwest Allied, members adopted a resolution endorsing the bill and instructing Allied's officers and members of its legislative committee to do whatever is deemed necessary to defend the constitutionality of the law and resist any move by distributors to upset the act.

Fred Strom, Allied executive secretary, announced that a canvass of the Twin City territory revealed that exhibitors are well fortified with 1940 and 1941 product, having enough bought to complete the year, and not a single one expressed concern over being caught short before the new selling season is well advanced.

At both meetings, Allied members also discussed a proposed poll of theatergoers to sound out the public on exactly what types of pictures it enjoys most. A three-man committee was named to seek other ways and means of stimulating theater attendance.

Allied voted to ask the Minnesota Amusement Co. to participate in the survey. While in session, the exhibitors expressed the hope that the organization's part in national defense, labor problems and other similar problems and pledged full support to the second annual Minneapolis Aquatennial, which opens July 12.

**Browne Pleads Innocent; Held In $50,000 Bail**

(Continued from Page 1) Allegedly extorting money from the film industry, Browne was warned not to attempt persuasion upon Government witnesses after a plea by U. S. Attorney Mathias F. Coves, who claimed that facts known to the Government warranted “serious fears for the safety of witnesses.”

Martin Conroy, former U. S. District Attorney, returned to represent Browne, urged bail of $20,000 on the ground that Browne had no past criminal record and had voluntarily submitted to the Court's jurisdiction. Judge Conger answered sharply that there was no reason for a differentiation between the two defendants.

Browne has 10 days to move for an order quashing the indictment. His trial is set for Oct. 18, the same date as that of Blooff.

**Reveal UA Line-up Today**

*United Artists' program for the 1941-42 season is to be announced today at the company's Eastern regional sales convention at the Waldorf-Astoria. Personnel from six exchanges are attending the two-day conference.*

**REVIEWS OF NEW FILMS**

_“Blossoms In the Dust”_ with Greer Garson, Walter Pidgeon, Felix Bressart, Marsha Hunt.

M-G-M.

$5 Mins.

SLIGHT COMEDY, SONGS AND ACTING TAKE THIS MUSICAL ROMANCE AS HIT WITH SOLID POP APPEAL.

What's sauce for the goose is sauce for the gander holds true in the instance of Paramount's new musical comedy romance. The story is short, ac- cording to the gos- sentences, and it is geared to particularly distin- as a screen piece. It is light, frothy, and beautifully produced. The star roles are handled by Dancing star Paul Jones and Director Victor Schertzinger. Set down as a poten- pic whose capable cast boasts a core of solid chanteuses, the picture is geared to win a top role in a Broadway extravaga- nanza. It is an exciting role calling for convincing use of new numbers, and more often of a Southern drawl. The climax of the picture is by her stripe-teas bit which is executed well within the bounds of good taste, but is nevertheless lovely. In her “great deceit” of “going all out” for stardom, she has the support of Virginia Dale, her roommate, as well as the valuable aid of Oscar Levant who plays in per- son the role of the Broadway composer. The producer's decision is Don Ameche who has promised Barbara Allen the show's femme lead, but eventually falls in love with Mary Martin after the latter proves herself roundly worthy to be the star. Among the high- lights of “Kiss the Boys Goodbye” must be mentioned the brisk dialogue, frequently in the belly-laugh type. Much of this rollicking material is assigned to Levant, not a little to Elizabeth Patterson. Rochester (Eddie Anderson) has a rela- tively limited role, but his lilt- ing comedy specialty adds momentum and in- terest to the film, as does the work of each member of the cast. The music, with one number which looks as a sweeping hit, “Find Yourself a Melody.” There is a great deal of good acting in the play, particularly in the North-South rivalry, with Dixie coming off with a good edge on the repertoire. Attraction should score in every section of the land. Current film marts are so plentifully supplied with doses of heavy play—play palpitatives that this lifting picture stands out like a bright, unabated bon-bon in a medicine cabinet.


CREDITS: Producer, Paul Jones; Director, Victor Schertzinger; Based on the stage play by Clare Boothe; Screenplay, Harry Tugend, Dwight Taylor; Director of Photog- hotography, Ted Tetzlaff.

**DIRECTION, Fine. PHOTOGRAPHY, Top Notch.**

Lorraine Gratzka. Rose's Sec'y

Chicago—Evelyn Lang has retired as secretary to Sid Rose, Warner exchange manager, and joins her husband in Venezuela. Lorraine Gratzka succeeds Miss Lang.

**Stars for Giant Coast Show for USO**

(Continued from Page 1) Torney of the Dowey, who heads the USO drive for funds. Warner's first engagement following his return to the home office is under the sponsorship of Dave Warner, it is said, will assure that his studio will show “works for the USO.”

Representatives of all major branches in Hollywood have joined to mobilize star names from all studios and networks for the show. A special talent committee consisting of Charles Feldman, A Lastfogel, William Wellman, She- dan Gibney, Don Gilman, Darr fertilizer, Frank Vincent, Bert Al- berg, Ned Dobson, Nat Wolf or George Gruskin are working together with Clune, who is to produce the Bowl show.

Together they are assemblage stars, writers and name bands while the proposed performance, part of which is to broadcast over major national networks beginning at 7:30 p.m. Members of the group correlating program arrangements besides War- ner, are: Edward Arnold, Don Thornburgh, CBS vice-president; Dr. Jaffa, president, North America; and Earl Gilmore, pres- ident of the Gilmore Oil Co.

Among the stars who have volunteered for the program are: Martin Pickford, Ralph Morgan, Gene Ar- try, Edmund Lowe, Melvyn Dou- las, Jack Benny, Mary Living- ston, Bob Hope, Walt Disney, Buddy Ro- ers, Cary Grant, Herbert Marsha Brian Ahern, Clark Gable, Caro- Langford, Bing Crosby, Connie Boe- well, Fibber McGee and Molly Jeanette MacDonald, Alice Faye and Judy Garland.

**Nine Chicago Houses To Drop Triple Bills**

(Continued from Page 1) Illinois Allied president, announced that nine theaters had agreed to drop the three-feature programs.

Theaters abandoning triples a “Easter’s’ giving CBS circuits, Drake, Portage, Admiral, Revue at Fox, Meltzer’s Midf over and the Commodore. All showed three days except the Fo. which will abandon them later.
**Associated's Cleveland Doan Goes to Warners**

Cleveland — Warners have taken over the Doan, 1,300-seat nabe from Associated Circuit. Warners now have seven houses in Cleveland — the Hippodrome, Colony, Uptown, Variety, Lake (closed) and are associated with RKO in the Allen, totaling approximately 17,000 seats.

**Van Dyke Gets Assignment**

West Coast Bureau of THE FILM DAILY

Hollywood — W. S. Van Dyke, on active duty with the Marine Corps for the past year, has returned to the M-G-M lots. His first directorial chore will be "Female of the Species," for which no cast has yet been selected.

**Zukor Names Siggy Lane**

Siggy Lane has been appointed director of public relations and personal host of Adolph Zukor's Mountain View Golf and Country Club at New City.

**Metro Gets Two Originals**

West Coast Bureau of THE FILM DAILY

Hollywood — Purchase of "Delicate Affair" by Frederick Kohner and "That Was No Lady" by Paul Jerrico and Richard Collins, both originals, is announced by Metro.

**Kodak Reserve Will Offset Nazi Seizure**

Rochester — Should the Nazi Government seize two Eastman Kodak Co. plants in Germany, the loss "would be more than adequately covered by a reserve contingency set up by Kodak for the purpose of covering extraordinary losses in the Eastern Hemisphere," it was disclosed at the week-end.

Kodak owns two plants in Germany, one the Copenick Works near Berlin, the other at Stuttgart-Wangen. Their combined value is estimated at $8,710,000.

"Even should they be seized, and it appears that they might," a Kodak official said, "Kodak only recently set up a reserve fund of $22,772,000 to cover in full all properties in the Eastern Hemisphere. Total investments abroad are valued at about $29,000,000."

The official said that several months ago half that amount was added to the reserve contingency fund by company directors "because of the uncertainty of the future." In last year's report to its stockholders, the directors ordered the transfer of $10,000,000 to the reserve "for the purpose of covering extraordinary losses that might possibly be incurred."

**Sergeant Seven Should His Announced Shaping**

AIMA period contract

RAYMOND

CHICAGO.

Charles Einfeld, Warners' ad-publity chief, arrived at the home office from the Coast today to put the finishing touches on the campaign for "Sergeant York," which starts May 29 and runs July 2 at the New York Astor. Campaign is shaping as perhaps the most pretentious Warner annals.

First advertising gun was fired over the weekend with special copy the Sunday dailies. Poster campaign, covering both city and suburbs, will break within the next few weeks. Meanwhile veterans' organizations, patriotic groups, etc., are lining up behind the picture to an unprecedented extent, it is reported. Arrangements are being completed to bring to New York from Washington, as part of the premiere presence, officials of the War Department, members of the diplomatic corps, Congressional leaders of other prominent Government agencies.

Jesse L. Lasky, who produced a picture in association with Hal Wallis; Gary Cooper star of the picture, and H. M. Warner, president of Warners, will attend the opening.

A military parade, with ceremonies in Duffy Square, locating the star, is set for the opening night. A reunion of Sergeant York and seven of his World War buddies, who are now scattered around the country, also is being arranged. A radio will present York and lyric on various Coast-to-Coast programs over the next few weeks.

**Les Du-World et al. Over U. S. Distrib'n Pact**

J. S. Rex Cole on Friday filed an $8,000 damage suit in Federal Court against Du-World Pictures, World Pictures, Lloyd's Film Storage Co., Arthur A. Meyers, and Erwin Gropper. Suit charged the defendants with violating a contract under which they contracted with Ben Breen Pictures Corp., plaintiffs assignor, in 1935 to distribute for 6 years in the U. S. the films, "Stagons" and "Klauz." Suit alleges the defendants refused to turn over sales of the films.

**STORKS!**

Chicago — Louis Miller of the Rand Theater is a father for the end time. It's a boy.

Philadelphia — Two new proud parents are Leo Weiss, Warner theatre artist, he; Charles H. Einfeld, assistant manager of Trafton Theater, a daughter.
Nathanson to Enter U. K. Theater Field!

(Continued from Page 1)

the trade here, Nathanson is eying a leading British circuit. Whether that means Nathanson is interested—or is merely interested—in a deal for Associated British is not clear. The John Maxwell estate is understood to be casting about for a purchaser.

Several other possible purchasers of the Associated British circuit of some 400 houses have been mentioned, among them both American and Dutch interests. Warners have been identified as one American company weighing a bid, and Max Wil- der's forthcoming New York visit has been suggested as being at least partly influenced by that fact.

In addition, if the British Board of Trade would sanction an Associated British transfer to foreign control, it is an "interesting" money here, as has been suggested. The Government, of course, might feel otherwise were there some ~talk of American dollars from the other side.

All things considered, a Canadian purchaser obviously would find saving favored, not only with the Gov- ernment but with at least some segments of the British trade. This serves to give color to the Nath-anson reports, although, according to advice from Canada, Nathanson's new theater operations there will be under a name identified with his activities.

It is stated that Oscar Deutsch, who heads Odeon Theaters, Ltd., is not interested in the Dominion's New Odeon setup, although reputedly British money is involved in the venture.

Wage Revisions Mean $300,000 More for Extras

Hollywood—It is estimated that wage revisions for extras and day players, members of the Screen Actors Guild, will result in a $300,000 boost in their annual earnings. If revisions are approved by Guild Class A and B members they will become effective August 1.

A new $10.50 classification will be created and $2.25 and $11 calls abolished. Weekly minimum salar- ies for day players will be increased from $66 to $100 with the daily scale remaining at $25.

Playing Bingo? Why, Perish the Thought!

They Were Just Listening to the Band Play

Elizabeth, N. J.—The 1,500 men and women who sat in the local Elk's Club last week, with boards and markers in front of them, and Berkshire Lawyers and resort trips in the offing if they are playing Bingo. They were told so, as was Prosecutor David, who has banned the game. It was the first in a series of weekly concerts, featuring "name" bands, and that business with the boards and markers, it was explained, was for distribution of some prizes by a "par- time game method during and after the concert." No arrests were made, but David later said he would investigate and that his ban on Bingo stands.

MPPDA Committees Are Appointed by Will Hays

(Continued from Page 1)

from the meeting. Hays is due in New York early this week from his home in Sullivan, Ind., where he spent last week after being dis- missed from St. Luke's Hospital, Chicago, following a rest treatment.

The standing committees appoint- ed were:


Finance: Sidney R. Kent, 20th Century-Fox; Harry M. Warner, Warner Bros.; George Bertho- lick, MPPDA.

Special Budget: Nicholas M. Schenck, Loew's, chairman; Barney Balban, Paramount; Joseph H. Hazen, Warner Bros.

Membership: Jack Cohn, Columbia, chairman; Nate J. Blumberg, Universal; George J. Schaefer, RKO Radio.


Tike: Albert Howson, Warner Bros., chairman; Hannah Kass, COLUMBIA; Grace Robinson, Hall Roach Studios; William A. Orr, Loew's; Irene Scott, Paramount; Sadie Laitas, Edward Small Productions; George Muchnic, RKO Radio; James Mulvey, Samuel Goldwyn, Inc.; Wil- liam C. Velvis, Terrytoons; E. P. Kilroe, 20th Century-Fox; Benjamin Pepper, United Artists; Adolph Schimel, United Artists; Walt Disney Productions; Harry Kosiner, Walter Wanger Productions; Katherine Brown, David O. Selnick Productions.

It was explained that Maurice Silverstone, although having resigned from United Artists, is technically a member of the MPPDA until a successor is named.

WB to Hold Canadian Meet Ahead of U. S.

(Continued from Page 1)

ported at the weekend, following the return here of Wolfe Cohen, Warners' Canadian district manager. Cohen conferred on the Dominion meeting plans in Cinema last week with Grad Sears, Carl Leser- man and other home office execs. It will be the first of the Canadian convention. Announcements of the dates for the Montreal meeting may be made later in the week, it was said over the phone.

The Canadian convention, which will follow, is reported scheduled for the Blackstone Hotel. Some 200 are expected to be present.

Settlement of Complaint Dismisses Denyer Case

(Continued from Page 1)

duction in the clearance granted to two theaters in Scottsbluff and had sought prior run over theaters in Gering and Morrill.

Named in the complaint were Paramount, Warner Bros. and 20th-Century-Fox and the Midwest Amuse- ment and Realty Co. and the Gibrail- Enterprises.

Milwaukee Hearing Set Bad Unit J. 17

Milwaukee—Arbitration of the unreasonable clearance charged filed by Lee Macklin, New London, against the five consenting compa- nies has been postponed from June 25 to July 17.

Forest Theater Corp. Case Before Arbitrator Today

New Haven—Hearing on Forest Theater Corp.'s arbitration case against consenting distributors, asked in elimination of New Haven, will be heard today at the New Ha- ven Tribunal office in the Second National Bank Building, with Oliver F. Bishop, clerk in charge, and F. H. Wigg, as arbitrator.

Ficemucci & Banducci File Clearance Demand

West Coast Bureau of THE FILM DAILY

Hollywood—D. Ficemucci and James J. Banducci, operating the-aters in Oildale and Arvin, Calif., have filed complaints with motion picture arbitration board claiming unreasonable clearance. Defendants named are Paramount, Vitagraph, 20th Century-Fox, Loew's, Inc., RKO and United-West Coast Theaters.

20th-Fox Will Have 15 Ready Sept. 1

(Continued from Page 1)

releases within a week after the convention. By mid-August 10 will be delivered and, by Sept. 1, 15 fea- tures ready for exhibition.

"The convention willlers will "cough-ups" of at least five specials and "rushes" on some others. These will be production that will be in the upper-bracket when the field organization start operating under the New York con- vent before Sept. 1.


Loew's Loses in First Screen Test Litigation

N. Y. City Court Justice Frank A. Carlin on Friday hit Loew's, Inc., a $1,500 judgment for failing to give a screen test to Conrad Noles, legit actor. The test case filed by Noles for $9,000 damages was for employment with other film companies for a 10-week period after his test, which he said he had not expected, and for his arrest during that period. The Court went on to say that Loew's would have been liable only if Noles had done for himself.

The Court, deciding the decision that could have a serious twist on the case by conceding that Loew's could have legally refused emplo- ment to Noles even if it made a screen test, indicated that Loew's could be held in contempt. The Court went on to say that Noles would have no claim against Loew's on an injunctive suit he had filed with himself, nor the obligation of Loew's to give the test was fixed regardless of what action they might take at the test.

The opinion indicated that a previous decision on the issue of the question test has been made by an U. S. Court.

Cecil A. Citron was attorney for the plaintiff.

Headache . . . Lesson

San Francisco—Another theater headache here—but at the same time a lesson in exploitation. Albert Samach, veteran local jeweler, has taken over Opera house, 3,500 seats, to stage huge "Good Luck" party next Sunday. Guests, who will be entertained by famous radio stars, will be some of the 60,000 couples who have bought wedding rings from Samach in the past 30 years.

Fictionizing Warners

West Coast Bureau of THE FILM DAILY

Hollywood—Dixie Willson, novel- ist, and magazine writer, is gathering material for a book to be published by Norma Mead. Miss Willson, former scenarist, will build fictional work around Warner Bros. employes with whom she will talk during next week or two.

Monday, June 23, 1929
DRAFT LEGISLATION TO BAR AXIS FILMS

UA Plans No Minimum or Maximum, Says Kelly

1941-42 Product Will Be announced Periodically at Regional Conferences

United Artists is setting no minimum or maximum number of features for its 1941-42 program, and is adopting a policy called

Phil M. Daly rides herd on the UA sales regional convention in today's "Along the Rail" column. Turn to Page 3.

...for the announcement of new product at periodic sales meetings throughout the year, it was dis-

(Continued on Page 10)

India Drops Plan to "Freeze" Coin

Bombay (By Cable)—The Indian government has definitely dropped a proposal that a portion of U. S.

...our Columbia Employees hurt in Fatal Car Crash

...Two Columbia Pictures female employees were seriously injured and others suffered lesser hurts when the car in which they were

(Continued on Page 12)

Frisko PTA Backing Anti-Duals Battle

San Francisco—San Francisco Parent-Teacher's Association has stepped into the current battle against duals locally. Mrs. Leo P. Hedger, motion picture chairman, has told independent theater operators here that the association will back any drive against the duals 100 per cent. Association is anti-doubles on three counties, too much eye strain, duals keep children out too late, and if one feature is suitable for children, the other is not. Parent-Teacher's pick terrific political weight in Cali-

(Continued on Page 10)

$5,600,000 Bank Loan to "U"

Makes Available More Coin for Production


Detroit—A meeting was held yesterday at the Variety Club to start a playdate drive for national defense

(Continued on Page 10)

Iowa 2% State Sales Tax May be Revamped

Des Moines, Ia.—Possibility of a revamping of the Iowa two per cent state sales tax was seen yester-

(Continued on Page 6)

New England IATSE Backs Browne's Acts

Springfield, Mass.—The IATSE New England District Convention here passed a resolution endorsing and commending the actions of

...Frisko Attorney Will Arbitrate Vallejo Case

...San Francisco—Clearance case brought by the Rita, Vallejo, against RKO, Warners and Paramount, will be heard July 15. Donavan A. Pet-

(Continued on Page 6)

Call to Colors Ends Arbitration Demand

Clearance action filed with the New York P.A.A. by Arnold Amusement Co. against the five majors has been withdrawn due to the calling of Marcus Werther, brother of the operator, for Army service. Werther was co-signer of the complaint but will be unable to testify.

(Continued on Page 10)
100% Gain In Strawhats Steps up New Eng. Rivalry

Boston — The strawhat circuit looms as formidable competition for picture houses throughout the country. This week the number of Summer theaters operating, many of them with famous "names" as stars, has increased almost 100 per cent.

Chief among the theaters in Greater Boston territory operating with summer stock are Village Hall Players at Framingham Center; Red Barn and Town Hall theaters both at Westboro, Brattle Hall Players at Cambridge, North Shore Players at Marblehead, Cohasset Playhouse at Cohasset; while there are at least 20 more summer theaters only a short distance away.

Gary Theater Co. Mulls Appeal to Highest Court

Chicago—Gary Theater Co., headed by B. Y. and J. F. Young, is pondering an appeal to the U. S. Supreme Court from the Circuit Court of Appeal's decision upholding the trial court's dismissal of the Gary company's anti-trust suit against B & K, Warner Bros. Circuit Management Corp. and major distributors. Young's counsel said the case will be despatched shortly, it was said.

Gary, Ind.—Gary Theater Co. will open a new house at Glen Park on Labor Day. A second house is being built at Crown Point.

Phil Reisman, Jock Whitney To South America in Aug.

Phil Reisman, vice-president in charge of the RKO foreign department, and John Hay Whitney plan a trip to South America in August, it was reported yesterday. It was also reported that one or more big "name" personalities might accompany the two executives.

Kirsch, John Balaban Named Co-Chairmen

Chicago—Jack Kirsch, president of Illinois Allied, and John Balaban have been named co-chairmen of the amusement division of the United Service Organizations.

Rites Held for Altman

Buffalo—Funeral services were conducted for Edward H. Altman, 61, owner of the Embassy Theater and a charter member of the Retail Club of Buffalo, Tent No. 7. His wife, a son and a sister survive.

Sam Levine Seriously Ill

Chicago—Sam Levine, formerly Jones, Linick & Schaefer circuit manager, is seriously ill at his home here.

Metro Casts HEPBURN, Tracy

Hollywood—Metro has cast Katharine Hepburn and Spencer Tracy in "Woman of the Year." Joseph Mankiewicz will produce.

To Charge Disney With Violating 42-Hour Week

West Coast Bureau of THE FILM DAILY

Hollywood—Attorneys George B. Davis, representing the Screen Cartoonist Guild, conferred with the wages and hour division of the United States Department of Labor yesterday and announced he will charge Walt Disney studios with violation of the 42-hour week, failing to maintain a record of home-work done by employees outside of working hours, and wages for overtime worked in excess of the 42-hour week.

Guild officials estimate that between $50,000 and $100,000 are due its striking members.

Bodle also filed an amended complaint with NLRB alleging that Disney violated the Wagner Labor act in fostering a company union and that the labor organization's organizer left last week also is dominated by Disney.

20 G-B Re-issues Offered By 20th-Fox in New Haven


Continue Discussions Of Sparks-Para. Deal

Discussions looking to the purchase by Paramount of the 42-hour contract interest of J. Warner in the All-Florida Circuit continued in New York yesterday. Consumption of the deal would leave Frank Rogers, circuit's general manager, holding 10 per cent, it is understood.

Leonard Goldenson, Para. theater chief, is acting for Paramount in the negotiations with Sparks, Rogers and Fred Kent.

Johnson Anti-Trust Suit To Be Tried in October

Siege Falls, S. D. — Arthur R. Johnson's anti-trust suit against the Minnesota Amusement Co., the Wellwood Theaters and majors for $523,500 damages is set for trial at the October term of Federal Court.

Acouire Delaney Toy

Lombros and Tomassini, partners, have acquired the Delaney Toy Theatre from Knickerbocker Theaters, Inc., and will open the house about July 1. Albert Strauss handled the deal.

COMING and GOING

H. M. WARNER is here from the Coast. GABRIEL PASCAL leaves New York July 8 by Clipper for Europe. JESSE LASKY arrives from the Coast this morning.

JOSEPH HUMMELL is in Mexico City, leaving here in about a week to visit a number of Warner offices in the Caribbean territory. DAVE EPSTEIN is at the Waldorf.

JOAN BENNETT has postponed her New York trip for the time being. E. D. COHEN, 20th-Fox manager in Venezuela sails Friday on the Santa Paula after a home office visit. M. H. HOFFMAN, president of Liberty-National Pictures Corp., has extended his stay here.

MIRIAM ROSENFIELD, now Mrs. Fred Becker, has returned from her honeymoon and is back at work as secretary to Ed Pesky of the Hal Roach office.

BEN HECHT is scheduled to leave here for the Coast shortly.

MAX DELDER arrives today from Europe on the Clipper.

CHARLES EINFELD arrived yesterday from Los Angeles.

JAMES ROOSEVELT has returned from a globe-circling trip. He arrived Sunday by Clipper.

L. W. CONSON, president of Altec, has returned to New York after a three-week trip to the Coast, the South and the Southeast.

JAMES R. GRAINGER, now in Glendale, is off to Toronto before returning here next week-end.

PHIL ENGEL of Warners New York exchange, left yesterday for Boston, Providence, Fall River and other New England key points.

SERTG, ALVIN C. YORK, whose World War career forms the basis of Warners "Serguen York," is due in New York late this week from Tennessee to attend the premiere at the Astor Theatre.

WILL H. HAYS, is expected today from Tulsa, Ok.

DAVID ROSE, Para.'s top exec. in the U. K., is due today via Clipper from Lisbon.
Draft Legislation
To Bar Axis Films

(Continued from Page 1)

of State followed protests by Sen-
ator Mead against the Axis country
and his request that the State De-
partment investigate the matter.

Secretary Hull wrote Senator Mead
that after the matter has received careful
consideration of the State Depart-
ment and other Government agen-
cies. Secretary Hull said that a
secretary to Secretary Prudential
is after to to T

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a
Prudential
has kept by his Depart-
ment in order to determine whether
the provisions of the Foreign Agent
Registration Act are being complied
with.

"Since it has been felt for some

that an elaboration and tight-
ening of the statutory restrictions
would be desirable, proposed amen-
mentary legislation is now being

the New York Senator
was informed.

Furthermore, this Department,
together with and in cooperation with
the Department of Justice and
the Treasury Department, is now
giving active consideration to the
matter. Senator Mead is aware that the
Axis propaganda in this country
 cannot be prevented by other
means, and it is my hope that a

might be reached by

which a proper control over the dis-

invasion of propaganda material
may be effective," Hull stated.

Prudential-Sid Jacobson
In Farmingdale Tie-up

Contracts have been signed, effect-
ing a joint stock ownership of the
Second Theater in Farmingdale be-
 tween Joseph H. Seider, representing
Prudential Circuit and Sidney
Jacobson, who now operates the

Prudential will take over the op-

eration together with Jacobson who

in the next week or two when the

legal search, in connection with the

real estate, has been completed.

John and Drew Eberman, theater

architects, have already been com-

missioned to draw the plans for a

new theater to be constructed on the
corner properly adjacent to the

present theater, for completion with-

in six months.

Riding Herd on UA

• • • UNITED Artists Eastern forces united in

yest "day at the Wal-
dorf-Astoria.

which is the first

of a "block-of-five..."...the other meets to have New Orleans, Cin-
cinnati, Chicago and San Francisco as their locales...Some 72 dele-
gates...most of whom arrived in town on the weekend...packed
into the Waldorf's West Foyer...to hear Harry Gold, vice-proxy,
ream-off descriptively the new season product...and recount how it
fits into the sales pattern of each Eastern office...Aside from the
Gold "notes" which the delegates noted on paper and in mind...the
conclave was treated to an important "of-the-record" talk by Capt.
James Roosevelt...as well as a sensational skit by Gabriel Pascal

The latter made a dramatic entrance just as Arthur W. Kelly was
Pascal-izing...in the best Pascal manner...after reviewing the
past year's accomplishments and status of the company.

• • • AT the convention itself...enthusiasm was high...
and ditto at the mid-day repeat...This corner parked at the
lanucne "twixt Lowell Calvert...who sported a high percent-
age tan collected via a week-end of cruising on the briny deep...and
Harry (Philadelphia Branch Manager) Bodkin...who re-
called his experiences on a 50-plus-footer up Lake George way
which vessel used wood logs for fuel...Two other veter-
ans of the briny at adjacent tables were Fred (Eastern Represen-
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GARY COOPER as SERGEANT ASTOR TWO BOYS
GARY COOPER in
"SERGEANT YORK"
WALTER BRENNAH • JOAN LESLIE
GEORGE TOBIAS • STANLEY RIDGES
A HOWARD HAWKS PRODUCTION
Original Screen Play by Alan Finkel & Harry Chandlee and Howard Koch & John Huston
Based Upon the Diary of Sergeant York
Produced by JESSE L. LASKY and HAL B. WALLIS
Music by Max Steiner • Presented by
WARNER BROS.

YORK

THEATRE

CE DAILY

inning JULY 2

The first of a limited series of reserved seat, extended run engagements scheduled for
the nation's finest roadshow houses.
India Drops Plan To "Freeze" Coin

(Continued from Page 1)

film revenue be "frozen" here for the duration.

Imports of American films into India, effective June 30, will be reduced from 75 to 50 per cent of the value of imports from the U. S. in the base year 1939, as compared with the 75 per cent base previously effective, as exclusively published in THE FILM DAILY June 12. Presumably, this was the alternative to the "freezing" plan.

Australian Agreement "Freezes" 62½% of Remittable Pix Funds

Information was received here yesterday that the agreement between the U. S. distributors and the Australian government covering remittances for this year has been signed. Pact runs for one year and "frees" approximately 62½ per cent of remittable funds.

Applicants Fail to Appear At RKO-K-A-O SEC Hearing

(Continued from Page 1)

act of 1940 was only a matter of minutes yesterday when the applicants failed to make an appearance.

Irving Schiller, counsel for the SEC, introduced the application in evidence and the hearing was closed, subject to any amendments that may be filed by the applicants. Charles S. Lohingier was examiner for the Commission. The hearing was in connection with a proposed plan of reorganization of K-A-O and subsidiaries.

Sack Gets Joe Louis Pix

Dallas—Sack Amusement Enterprises will reissue "The Spirit of Youth," formerly distributed by Grand National.

WEDDING BELLS

Cleveland — Ruth Kish, secretary to P. L. Tanner of Transit Film Co. will marry Neil James Redmond Saturday. Ceremony will be performed by the bride's father, Rev. Julian Kish, pastor of the First Hungarian Presbyterian Church of Warren.

Chicago—Marjorie Bacon of Parnell's Chicago Exchange and George Riley were married over the week-end.

Chicag—Herbert C. Waschke of Warners' Avalon theater was married to Eva Hansen of Joliet.

Helen Claire, stage and radio star, was married to Dr. Milton Smith, head of the drama department at Columbia University, last May, it became known yesterday.

American Company to Produce in Halifax?

Halifax, N. S.—Wartime Halifax may be the locale of a motion-picture to be produced by a United States company, according to cameramen Walter Lundin and Harry Mapes who were on hand when the Halifax Daily News inquired if the city could be used as a base for a production. Should the city prove inconvenient as a point of operations for such a picture, they said, scenes shot here would be used as a background.

Iowa 2% State Sales Tax May Be Revamped

(Continued from Page 1)

will be the pre-paid system used in Ohio and which came before the Iowa legislature at the last session by a margin of opposition by theater operators and retail merchants. The pre-paid system would work a hardship on the theater men because they would have to pay the tax money until paid by the patrons.

The State Tax Commission which appeared before the interim committee appeared lukewarm to the proposal but agreed to the study after the insistence of some of the legislators who stated they wanted to see if the state was losing $2,000,000 annually as claimed at the last Legislature was true or not. State Tax Commissioner Murdock replied that the data were not accurate and estimated the state was losing closer to $200,000 than $2,000,000.

Some of the legislators used the theaters as an example of the state losing out on the sales tax, claiming the operators collected a cent tax on every 15 cents taken in and then under the present law turned over to the state only two cents on the gross dollar. The theater operators previously have objected to this comparison, pointing out the adult tax tickets hardly make up for the tax on children tickets. They pointed out they pay tax of two cents on ten 10-cent children tickets which they cannot collect while most of the adult admissions run from 25 to 50 cents.

The study of the sales tax brought up the question of the commission could change the present setup or whether it would be up to a future legislature, the next not coming until 1941. It is agreed that any change would have to be made by the legislature.

Frisco Attorney Will Arbitrate Vallejo Case

(Continued from Page 1)

tors of the Rita, charge unfair clearance under the Strand, Marcel, Senator and Valmar. Fox West Coast has filed an intervention.

Judge Herbert Cook Heals Clearance Action Thursday

Cincinnati—Judge Herbert Cook will hear the clearance action brought by Fred Rowland of the Palms, Columbus, against the majors and the Markham Theater. Hearing will be held Thursday.

Palm Clearance Complaint Hearing Off Till July 30

Philadelphia—Hearing of the Palm theater clearance complaint against Warner Bros. Circuit Management Corp., Loew's, 20th Century-Fox and Paramount has been postponed until July 30.

"Seventh Cavalry" to be Filmed in Technicolor

West Coast Branch of THE FILM DAILY

Hollywood—Sam Goldwyn and the Government are collaborating in moving forward on his schedule of "long-planned 7th Cavalry." This was disclosed when the producer announced that the picture would be filmed at Fort Bliss, Tex., headquarters of the regiment. Goldy's latest plan concerning the story, include not only shooting at the Texas location, but filming in Technicolor. It will be the third picture on Gary Cooper's assignment sheet when he returns from New York.

Arrangements between Goldwyn and Lieut. Col. Thoburn K. Brown, commanding officer at Fort Bliss, have been progressing quietly for weeks with Government officials understanding urging the making of the picture as soon as possible. Col. Brown has already assigned Warner Weadel, band-leader of the 7th Cavalry, to score special music for the film. Robert Presnell, whose father was medical officer of the 7th Cavalry, and himself was a mascot of the regiment, is doing the screen-play.

Offer 59 for B & K Common

Chicago — Balahan & Katz common stock is in demand, with no offerings. The last bid was 59.

GRAINGER IN GLOVERSVILLE ON SCHINE PRODUCT DEAL

Gloversville—J. R. Grainger, Rep., is here to discuss deal for Republic's 1941-1942 product with the Schine Circuit.

Jack Bellman, Republic manager in Buffalo, Arthur Newman, Republic manager in Albany, Nat Lefton, franchise holder in Cleveland and Cincinnati, together with Sam Gor- dell, and George Kirby, managers in Cleveland and Cincinnati, respectively, are also on deck for the deal.

Before returning to New York the end of this week Grainger will make a short visit to Toronto.

AFRA Theaters MBS Strike

AFRA, headed by Lawrence Tibbett, yesterday threatened to call a strike against Mutual Broadening (M.B.S.) from tomorrow. The union's dispute with station WKRC, SAG will support the strike, if called, it was stated.

Editor, THE FILM DAILY:

I have just finished reading the story in your print last issue concerning which Doctor Gallup sets $52,000,000 as the weekly attendance figure at theaters.

It is so seldom that Pete Wool agrees with anyone that it will be a real piece of news to many readers to learn that in connection with this highly controversial matter I must hand the good Doctor's bouquet of orchids for coming very close to what I believe to be the correct figure and arrived at in the following manner:

As you know, in Ohio the collections from the 3 per cent admission tax give the authoritative story in connection with the amount of money spent for admissions, and I am confident that it represents a true cross-section of the national situation.

During 1940, the collections from the 3 per cent tax amounted to $1,652,000, of which the breakdown shows that the motion picture theaters contributed $1,188,000, which represents 6 per cent of $39,500,000.

From all I can ascertain, the State of Ohio represents 3.5 per cent of national business, and that on this basis we arrive at a national total of $74,000,000 or 11.6 per cent of the nation's box-office intake.

Based upon an average admission of 26 cents, the $74,000,000 represents 2,550,000 admissions which divided by 63 gives a weekly attendance of 40,000,000.

And I'm not constituted to quibble with the good Doctor over a measly 3,000,000 per week.

P. J. WOOD,
Secretary, ITO of Ohio

STORKS

Hollywood—Members of M-G-M's short production department talk their work seriously. Producer Jack Chertok has produced three little shorts of his own, Barber, Bille and Vivian in the five years that he has headed the department. Production has now hit an all-time high, then, in one month, six members of the short's department became fathers. Narrator John Nesbitt, director Fred Zinnemann, writer Howard Dindale, Carl Dudley and Julian Hochfelder and producer Ted Morris.

Chicago—A son was born to Kenneth Paul Meyers of the Warner theater in Milwaukee.

A daughter, born, was born to M. Asenbauer, purchasing manager for Warners Milwaukee circuit.

Cincinnati—Art Mannheimer, National Screen, is father of a baby boy.
**REVIEWS OF THE NEW FILMS**

**They Met In Bombay**

"With Clark Gable, Rosalind Russell, Peter Lorre, Jessie Ralph"

"W&G-M 86 Mins. JEWEL THEFT STORY MARKED BY NEW TWISTS AND PLENTY OF ACTION APPROVED BY STILTED DIALOGUE AND INAPPROPRIATE PLOT."

This is by no means the best movie Clark Gable has made. Stilted dialogue and minor confusions in the plot are responsible for a long wait. However, Gable's fans will find comfort in the strength of the character he portrays—a thief, laughing at danger, who inadvertently rehabilitates himself. Hart Stroemberg's production leaves little to be desired. Many interesting locations are used, and the chase of the two would-be heroes develops into quite a travelogue.

Edwin Justus Mayer, Anita Loos and Robert Lord's screenplay is marked by new twists. Those three minds have evolved situations no patron can say are worn out from use.

Harry Brown's direction is strong—with many scenes involving extreme action and suspense having an authentic newsreel touch.

Rosalind Russell, possibly because she has no comedy lines, is a little difficult to follow, but she grows on you and at the certain you carry away a recollection of having liked her in this new type of role.

The rest of the cast, especially Peter Lorre, are all very sinister and competent as their parts require.

Cedric Gibbons', sets, and William Daniels' costumes are greatly responsible for unusual enjoyment of the film.

Two thieves descend on Bombay during Empire day celebrations to steal a priceless jewel from a rich young Russian, Clark Gable, posing as a detective partner of the real Lorre to rob him of his own property. When they are caught, they kill him and escape back to Bombay with the jewel.

After six weeks—despite all efforts of Gable, who as a British officer and recruited a small army of staff to help him. The other is let to join the forest of the same group. When the trail is discovered their identity and almost turns them over to the police at Hong Kong boundary. But they get away and go into hiding.

Five regional showings in the West have been set by Warners for "The Bride Came C.O.D.", the James Cagney-Bette Davis vehicle which goes into national release July 12. The bookings are: Orpheum, Portland, Ore., June 25; Fox Theater, San Francisco, July 3; Orpheum, Seattle, July 4; Denver Theater, Denver, July 8 and Center, Salt Lake City, July 18.

Sam Clark and Martin Weaver, Warner exploitation men, have been assigned to help launch the openings.

Exit March for President

San Francisco—President Truman, one-time legist house, later a downtown grind, and more recently dark, will be torn down to make room for a parking lot. It is the fourth one-time legist house to meet that fate in the last two years here. All four tackled talks after stage became re-into isolated locations off the main drag were too much handicap.

Acquires "Bride of Buddha"

"Bride Of Buddha" has been acquired by J. H. Hofberg for national distribution in this country, it was announced at the weekend. Picture will be released as a road show attraction.

Schenck-Moskowitz File

Their Records on Appeal

Joseph M. Schenck and Joseph H. Moskowitz yesterday filed their records on appeal from a jury conviction for alleged violations of income tax laws in the U. S. Circuit Court of Appeals. Argument on the appeals will be heard by the three-judge court at the beginning of October under the Court's rules. Attorneys for the defendants stated that the briefs would be filed at the end of the Summer.

Metro Releases Baldwin

West Coast Bureau of THE FILM DAILY

Hollywood — Earl Baldwin, who signed a term writing contract at Metro's executive offices last March, has returned to the company's New York offices. Baldwin, who left a few weeks ago to write for the next season's movies. He is back to full-time work on his new assignment.

"Red" Edison, Kassel Aid

"Red" Edison of the Reynolds Lake theater has joined the circuit's publicity department under Norman Kassel.
HOTTER THAN A

BOB HOPE

'CAUGHT'

Lynne Overman • Eddie Bracken

"CAUGHT IN THE DRAFT" runs 38% ahead of "Road to Zanzibar"!

"CAUGHT IN THE DRAFT" runs 40% ahead of "Zanzibar"!

"CAUGHT IN THE DRAFT" runs 69% over "Road to Zanzibar"!

"DRAFT" blows 25' ahead of "Zanzibar"

DEPEND ON PAR
It's CRACKER!

DOROTHY LAMOUR
in the DRAFT

Produced by B. G. DeSylva

A Paramount Picture • Directed by David Butler
Original Story and Screen Play by Harry Tugend

2nd week equals 2nd week of "N.W. M.P." which played at advanced prices!

The power of "DRAFT" pulled it 44% ahead of "Zanzibar"!

"CAUGHT IN THE DRAFT" runs 50% ahead of "Zanzibar"!

"DRAFT" is out in front of "N.W.M.P."

TO BOOM YOUR SUMMER BUSINESS!
New England IATSE Backs Browne's Acts

(Continued from Page 1)

was told that the vote of confidence was unanimous and came after the 78 area present slammed newspaper attacks on Browne.

The convention opened with memorial services at the grave of John F. Gary, former TTFSE organizer at Hillcrest Cemetery.

Louis Krouse, International general secretary and treasurer presented. Vice-presidents Richard Walsh and James J. Brennan spoke at the business meeting and the convention re-elected Secretary F. W. Newcomb, until the next convention.

Kenneth I. Taylor, secretary of the State Federation of Labor, and Charley Caffrey, president of the State Federation of Labor, were the guest speakers at the dinner.

Considerable time was taken up with a discussion of the legislative committee's report from Massachusetts. The so-called Westboro town hall bill which was urged by the state senator from Worcester and opposed by the union because it would be an opening that other theories could use that would have shown eventually in "town halls in every town and hamlet." Although the union's objection was that it would permit unsafe buildings to be used, gist of speeches seemed to be that if these got started, they would be run with union employees.

Another discussion was on the showing of movies in cafes. It was pointed out that a company in Boston sells 16 mm. projectors on the basis that "you can earn a good night's pay playing these at cafes and dance halls, doing two or three a night." In Worcester, the union halted the operations with help from the license board, because state regulations forbade "loitering service of liquor in semi-darkness" and that the dance halls were too crowded for safety.

When the Holyoke Valley Arena started showing free films the Holyoke union ran into trouble because the Holyoke license board refused to act in the matter. The union hired a lawyer and the State ABC commissioner ruled against the Arena.

Krouse informed the delegates that the New York IA office had sent out bulletins on the subject of 16 mm. films and warned the members that they were a menace. He said it was a job for each local to police for itself.

Tentative "Appointment"

The TTFSE has switched the tentative title of the new Margaret Sullivan-Charles Boyer pix from "Heartbeat" to "Appointment for Love."

Schines Reopen In Ravenna

Ravenna, O.—Schine's Ohio Theater, long closed, reopened Sunday.

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UA Plans No Minimum Or Maximum—Kelly

(Continued from Page 1)

closed by Arthur W. Kelly, vice-president and advertising company top exec, at the first of five regional sales meetings which opened yesterday at the Waldorf-Astoria.

"Quality, rather than quantity, will be the keynote of both production and distribution in 1941-49. We will offer only the best; there will be no compromise with merit," Kelly told the assembled salesmen.

For the next quarter, Kelly said that nine films will be ready for distribution, including two British productions and the first two of Hal Roach's new "streamlined" features. One of the British features will be "Major Barbara," now nearing the close of its Broadway run at the Astor; it is set for early fall. The second is the Mickey Balcon comedy, "Three Cockeyed Sailors," which had its be in line premiere in New York. The Roach pix, with running time between 45 and 60 minutes, will be "Niagara Falls" and "Tanks a Million."

Five Already Announced

The five other pictures mentioned by Kelly as having been already announced at various times. They include Korda's Merle Oberon starrer, "Lydia"; Wanger's Gene Tierney starrer, "Sandow," Small's "International Lady," with George Brent, Ilona Massey and Basil Rathbone; Arnold Pressburger's first UA pix, "The Shanghai Gesture," co-starring Ilona Massey and Alan Curtis.

Kelly finally said that England's Ealing Studios would make three productions for UA's 1941-42 lineup, and that Gabriel Pascal was now a "permanent" UA producer. It was announced that the next series of regional meetings would start here on Sept. 15, with other meetings to follow in New Orleans, Cincinnati, Chicago and San Francisco. At the series of Regional meetings, UA releases nearing completion at the time will be announced.

Reports coming out of the convention sessions indicated that there was some discussion of the company's future executive base. When the top spot now is temporary filled by Kelly is finally permanently filled, it is understood that it will call for Coast residence. This would be in line with the recent PEDAMENT that all future board meetings would be held in Hollywood, with owners-directors actively functioning.

It was also reported that there has been some discussion of a similar shift of base for the ad-publicity department, no decision for a new location has been reached.

New York regional concludes today.

Hollywood Speaking--

by RALPH WILE

WITH "How To Hold Your Husband's Back," Pete Smith is believed to have set a record for having the largest number of pictures in production at one time by any Universal producer. He is working on five short subjects as well as scripts for three more.

E. O. BONDONES ("Bondie") veteran Coast showman, plans to enter the plans producing ranks with a new intimate musical novelty, "Venus." It is by Higgins Moore, New York playwright, with songs by Sterling Sherwin of San Francisco.

WHILE Jeffrey Bernard's initial effort in this country as executive producer on "No Greater Sin," has been followed comparatively few in Hollywood and New York, he has been approached by a couple of the majors on production deals.

COL. NATHAN O. LEVINSON, head of Warner Bros. sound department, has been named military advisor on the editorial board of The American Cinematographer, official organ of the American Society of Cinematographers.

MARKING what is believed to be the first time that a mother, son and daughter-in-law have been signed for leading roles in the same film, Grace Hayes, Peter Lind Hayes and Mary Healy, his wife, have been contracted by Monogram to featured parts in "Six Boom Babies," musical comedy.

BESSIE LOVE, once one of Hollywood's greatest stars, has turned to the executive side of pictures. Her first assignment was as production assistant on the English-make "The Prime Minister," with John Gielgud, and Diana Wynyard, being reared for Walter Huston in the Fall.

Miss Love, however, returns to acting for a small part in the British studio's forthcoming "Atlantic Ferry," soon to go before cameras at Warners' Trinidad Studios, near London.

WARNERS has set "Right Shoulder Arms" as the new title for "You're in the Army Now," drafty screen, Allen Rivkin wrote the original. Picture will go into production within the next month.

DON AMEECH has been cast in the leading role in Twentieth-Fox's "Confidential or Deny," Joan Bennett will be opposite, Fritz Lang will direct.

EDWARD G. ROBINSON is scheduled to star in "The New York Story," for Metro. Ed Martin will direct this story by Sam Marx.

DANA ANDREWS and Anne Baxter will share top honors in the Twentieth-Fox forthcoming "Swamp Water." Supporting cast will be headed by Walter Brennan.
REVIEWS OF SHORT SUBJECTS

“Fire Cheese”
(Miniature)
Paramount 7 mins.
Fair Cartoon
This quick-paced Technicolor cartoon has a fair amount of laughter. Gabby batts into the fire department organization and before they get rid of him a building is destroyed from something started out to be a small fire.

“Stars—Past and Present”
(Meet the Stars No. 8)
Republic 10 mins.
Mildy Interesting
Highlight of this R.C. is the dedication of Republic’s new sound stage to the memory of Mabel Normand. Stage is on the site of the old Mack Sennett studio and the ceremonies are attended by Sennett and many of the old-time comedy favorites, including a group of the Keystone Kops. William Farren acts as master of ceremonies and Mack Sennett speaks a short memorial.

“Hoola Boola”
(Madcap Models)
Paramount 9 mins.
Good Novelty
Third of the George Pal Madcap Models has Jim Dandy captured by cumbustible-colorful reel. Distinctly novel subject is bound to go over despite a tendency to subordinate action to the backgrounds and the characters’ posturing. Photographed in Technicolor, the backgrounds and puppets are fine.

“The Battle”
(Miniature)
M-G-M 11 mins.
Swell Navy Film
A mock battle between “Black” and “Blue” fleets of the U. S. Navy furnishes a grand opportunity to show the necessary activities required to back up a naval action and with interest in the story at high pitch, this M-G-M Miniature will be well received on any screen. Opening as the fleet prepares to leave its base, the subject shows how supply and repair ships stock and make last minute repairs on the boats, and how the fleet moves into action with its destroyers shooting ahead as the submarines, cruisers, battleships and aircraft carriers fall into their positions in the line. Then comes the sight of the mythical “enemy” and the firing of the big gun.

“A business-like and exciting picture.”

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“A business-like and exciting picture.”

“Cuban Rhythm”
(Per Smith Specialty)
M-G-M 9 mins.
A Rhumba Lesson
Based on an Arthur Murray book this subject demonstrates the correct way to dance the currently popular rhumba and la conga. Dance lessons will be especially interested in the correct way to do these off “wronged” steps. Narration by Mr. Smith, who would be rhumba dancers, lends a light note to the reel.

“Popular Science JO-6”
Paramount 11 mins.
Interesting Material
Containing a number of interesting clips, the subject should be well received. Coverage includes the Chester Country, Pa. mushroom industry, stage is on the site of the old Mack Sennett studio and the ceremonies are attended by Sennett and many of the old-time comedy favorites, including a group of the Keystone Kops. William Farren acts as master of ceremonies and Mack Sennett speaks a short memorial.

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“Twinkletoes—Where He Goes—Nobody Knows”
(Animated Anie)
Paramount 7 mins.
Weak Cartoon
A not very funny reel showing the adventures of a messenger pigeon who is engaged to carry a time-bomb. Losing the address, the bird goes back to the sender where the package blows up.

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$5,600,000 Bank Loan to Universal

(Continued from Page 12)

corporate purposes up to $5,600,000.
The loan agreement which provides for interest at 5 per cent runs for three years from June 30, 1941 and is renewable at the option of the company, for an additional year. It is stated: "The new loan consolidates and expands the credit facilities available to the company," Cowdren commented. "The additional working capital provided under the agreement is important at the present time since the company's current program calls for the manufacture of a substantial portion of the product for the 1941-42 season prior to its opening on Sept. 1.

Total production is already well ahead of any previous year and it expects to enter the new season with a record number of pictures completely cut and ready for its exchanges for delivery in accordance with its release schedule.

Four Columbia Employees Hurt in Fatal Car Crash

(Continued from Page 11)
ridded the Columbia Club out- ing at Chester last Friday left the highway and struck the concrete abutment of the bridge crossing the highway leading from Tuxedo to Bear Mountain.
The driver of the car, Philip Rand, of Brooklyn, sustained a fractured skull and was killed instantly. His four companions were removed to the Tuxedo Memorial Hospital where last night all were said to be doing well.

Lillian Meyerson, of the print department, who sustained a fracture of both legs, and scalp lacerations, is reported as being in a fair condition.

Lillian Schneider, stenographer of the sales promotion dept., sustained a fracture of a cervical vertebra and lacerations of the face.

Ruth Schlein, typist of the sales promotion dept., suffered minor cuts and lacerations about the face and both legs.

Shirley Samuels, stenographer of the story department who worked for Evie Ettinger, sustained multiple lacerations and cuts about the face and body.

"Moon Over Miami" Juke Plugs

Tieing up with Victor, Deca and
Columbia, 20th Century-Fox has arranged for bright identification labels to be placed on the counters with records of songs from "Moon Over Miami" to the "juke" box operators. Columbia is also supplying stickers to be pasted on the glass of the machines.

Essaness Buys the Sheridan

Chicago — The Essaness circuit yesterday bought the Sheridan Theater property for $160,000.

Outsider Looking In

Editor's Note: The opinions expressed herein are the editor's and columnist's comment on industry matters. Essentially those of the writers quoted; they do not necessarily reflect those of the FILM DAILY.

DONALD KIRKLEY (Baltimore Sun): "For several weeks the film trade papers have been filled with shrieks of anguish, the result of a club totally unexpected slump in business. . . . So serious is the situation that exhibitors are holding councils of war and raking their minds to get at the causes of the phenomenon. All sorts of fantastic reasons have been advanced, but nobody seems willing to face the most obvious cause, namely, the increasing poor quality of the pictures over a period of two years. Why the film men should look beyond the sort of pictures they have been offering, is not obvious to a layman. They fail to mention the deadly double feature, with its incalculable demand for quickies and the cheapening of the product as a whole. They are conducting psychoanalytical sessions in an effort to find out what is wrong; the ones who should be polled are the people who have stopped going to the movies."

BERNIE HARRISON (Washington Times Herald): "Hurry Brandt . . . accuses the producers with the help of mogeepans in an effort to find out what is wrong; the ones who should be polled are the people who have stopped going to the movies."

"Wings for Britain" Gets Gross as the Kent Opens

Montreal—Dominion Government's 20 per cent theater tax on admission tickets was dropped Friday and will not be imposed during this week at the Kent Theater, newly opened house in Notre Dame de Grace, gross proceeds of the first week going to the "Wings for Britain" fund. The theater opened Friday with a gala performance at which Fay Wray, film actress, broadcast an appeal for support of the fund. Christopher Ellis, radio commentator, was emcee.

National Headliners Club Honors Two Newsreel Cols.

Atlantic City—Universal Newsreel and Fox Movietone News were honored by the National Headliners' Club Friday when ten newsreel clips are to be presented to B. D. Elliott and T. Harline Monroe for their Universal News shots of the collapse of the Tacoma, Wash., bridge, and to Fox Movietone for pictures showing the defeat of the French fleet at the Battle of Oran.

"40,000 Horsemen" Will Be Distributed in U. S. by "U"

London (By Air Mail)—"40,000 Horsemen," Australia's most pre- tentious attempt at feature production, made by Dominion Films, will be distributed here by C. M. Woolf's General Film Distributors. Universal is to release it in the U. S., 20th-Fox in South America.

Seltzer Quits AMP for Lasky

West Coast Bureau of THE FILM DAILY—Frank Seltzer, leaving the AMP, joins Jesse Lasky this week as an assistant.

Scent New Attitude in FPC-Taylor Deal

Toronto—Identification of N. A. Taylor, Canadian indie circuit operator and long a leader in the Independent Theaters Association, with Famous Players Canadian on July 1 is generally regarded here as the result of a new operating policy by FPC, especially as concerns its attitude towards Dominion.

Taylor under the deal with Paramount affiliate will take over for operation on July 1 a group of theaters now operated by FPC and subsidiaries.

Taylor asserts that his own interests are not affected in any way by the deal. With his associates, he will continue to operate both 29th Century Theaters circuit and the Exhibitors' Booking Association, and in the event of negotiations of these two companies to FPC is emphatically denied.

"Taylor himself is quoted as saying that it is his "honest belief" that FPC's attitude towards its smaller indie competitors "will shape itself in a more liberal manner in the future." Taylor adds, "As a result indie theaters will be able to obtain benefits for which our Independent Theaters Association has long strived."

Largest NT Delegation to Attend 20-Fox Meet

The largest National Theaters delegation to attend a 20th Century-Fox convention is expected as the result of Herman Bobber's invitation to Syros Skouras and all NT division managers. According to Syros, Skouras will be one of the speakers. Bobber has also asked W. J. Hutchinson, overseas sales director, his assistants and visiting foreign managers, to attend the sales meet.

Loew Managers Promoted

New Haven — Harry F. Shaw, Loew's division manager reports that William Reisinger, manager at the Bijou, New Haven for the past fourteen months, has been promoted to the Loew's Victory, Evansville, Indiana, manager. At the same time William Elder, who preceded Reisinger at the Bijou, has been promoted from Loew's, Harrisburg to Loew's Indianapolis as manager.

Gilpin Leaving Columbia


"In the Navy's" Precedent

Wilmingon, Del.—"In the Navy" is the first film to be held a second week in the history of the Warner Theater.
“Full Program” Selling in Canada: Toronto—Warners have dropped tentative plans to sell here both under the prevailing full program plan and the consent decree “block-of-five.” It was learned here yesterday in advance of the company’s Dominion sales meeting in Montreal. At the same time, it was reported in trade circles that the other four companies who signed the New York consent decree will make no departure from the prevailing Dominion “full program” sales policy.

ALLIED APPEALS FOR BIG SUMMER FILMS

Selznick’s U.A Partnership Contract Completed

In Hands of His Counsel
For Study: Frank Capra
To Get Goldwyn’s Stock

Contrary to reports between David O. Selznick and United Artists whereby he becomes a partner has been completed and a copy is in the hands of Selznick’s attorney for study before it is signed, it was learned last night. Selznick, under terms of the deal, will get the stock of the late Douglas Fairbanks and Frank Capra will take over the Goldwyn stock under terms of the agreement, which Selznick termed yesterday as being of a “complicated nature.” Selznick told THE FILM DAILY last (Continued on Page 6)

Talk Closer Relations
With Argentina Today

At a hearing this morning in Washington, suggestions aimed at effecting closer film trade relations between Argentina and the United States will be outlined to the Committee for Reciprocity Information by an industry delegation headed by Carl Schenck—(Continued on Page 6)

Court Term Prolonged on
Schenck-Moskowitz Petition

An order was signed yesterday by Federal Judge Edward A. Conger on petition of Joseph M. Schenck—(Continued on Page 6)

Bercovic’s Chaplin
Suit is Dismissed

Causes of action aggregating $5,000,000 in damages in the suit of Konrad Bercovic against Charles Chaplin and United Artists were dismissed yesterday by Federal Judge Alfred C. Cox. Suit still seeks damages of $3,067,000 on the claim that defendants appropriated plaintiff’s satire for “The Great Dictator” and used other scripts submitted by the plaintiff without remuneration. —(Continued on Page 6)

“Support FDR With Good Will”
Films’ Pledge Voiced by Hays Office Exec.

NBC May Have Sponsor
For Tele Baseball Game

NBC has tentatively set up its television schedule for the first week of operation under the new commercial rules of the FCC, it was learned yesterday, and at the pres—(Continued on Page 7)

Myers Calls for Their Release by Majors “So That The Public Will Not Entirely Lose Interest”; Warns Against Surrendering the Field to Rival Amusements

National Allied in a bulletin issued yesterday by Abram F. Myers, general counsel and board chairman, called on the major distributors, to “release a few big pictures during the Summer season so that the public will not entirely lose interest.”

Lasky to Continue
Making Pix for WB

Lasky will continue to make pictures for Warner release, he stated yesterday on his arrival from the Coast. An announcement was made that Lasky might go to RKO or UA. Lasky said he already has selected his next story, which will be done on a scale commensurate to “Sergeant York” made in association with Hal B. Wallis, and formal announcement of his plans will be made following the two-a-day premiere of “York” at the Astor Theater on July 2.
The producer came East to attend—(Continued on Page 4)

Report Hal Horne
Quitting Disney Posts

Hal Horne, Eastern representative for Walt Disney since December, 1937, and whose election as vice-president in charge of distribution and a member of the Board of Governors of Walt Disney Productions was announced on May 16, 1939, was reported yesterday to

Illinois House Passes
135-Min. Program Bill

Springfield, Ill. — The House of Representatives yesterday passed the Sandquist 135-minute program bill 81 to 49. Representative McCabe—(Continued on Page 6)

RKO and M-G-M Set
Chl. Tradeshows

Chicago — The Elkins Studio Theater has been selected by RKO for block-of-five picture showing the week of July 7. M-G-M will also use the Studio Theater for their showing starting the week of July 14. These are the first tradeshows to be definitely announced.
COMING AND GOING

ROBERT SCHLESS Clipper to Australia Satur-
day for Sydney, F. R.

JOHNNY WEISSMULLER, DIRECTOR RICHARD
THORPE and a company of 25 have arrived in
the Ocala-Silver Sping area of Florida to
shoot opening scenes of "Tarzan's Secret Treas-
uries.

WILLIAM WALDHOLZ, in charge of distribu-
tion of FHA shorts, is making a tour of the
Midwest exchanges.

ARTHUR W. KELLY, HARRY GOLD and
DAVID "SKIP" WESNER left last night for
New Orleans.

CHARLES SKORAS is here from the Coast.

DAVID ROSE and MAX MOLDER arrived this
morning on the Clipper after a delay at Ber-
mingham where they held up a day.

ARTHUR H. DeBRA returns today from
Gloversville.

KENNETH MACCOWAN is due back today
from Washington.

DOUGLAS FAIRBANKS, JR., has arrived in
Panama on his way back to this country after
a South American tour.

JOAN BENNETT arrived yesterday from the
Congo.

MARLENE DIETRICH is expected here from
the Coast in the near future for a vacation.

MRS. OSCAR A. DOOR, wife of the Loew ad-
head, has returned from a Mid-western vaca-
tion.

RKO Radio to Release Three August Features

For the last month of the current
season, RKO has set three releases, ac-
cording to the company's latest schedule. "My Life with Caro-
line" is dated for Aug. 1, the sixth Tim
Holt for Aug. 8, and the third "Scat-
trodden Baines" subject for Aug. 22.

For July, RKO has three features listed as "Tom, Dick and Harry," 4;
"They Meet Again," the third "Dr.
Christian" pix, 11, and "Hurry, Char-
lie, Hurry," 25. March of Time's "The Vatican of Pins XII" is due
for the 18th.

Two Pictures a Month
From Liberty-National

M. H. Hoffman, president of Lib-
erty-National Pictures Corp., an-
nounced yesterday that he would
release his pictures at the rate of
one every two weeks.

In the near future, schedules will be set for the franchise producers
whose pictures will be released under
the Liberty-National banner but they
will in no way affect the two-a-
month plan set by Hoffman.

Elliott Dexter Dead

Amityville, L. I.—Elliott Dexter, 71,
former seven-two All-American
player, died Monday at the Bruns-
wick Home. Dexter retired from the
stage in 1930.

Mary Pickford in Clinic

Cleveland—Mary Pickford has en-
tered Cleveland Clinic Hospital for
a check up. She is expected to stay
for five or six days.

WILLIAM C. GEHRING, Central division man-
ager of Thomas-Fay's, 2513 S. State St.,
who leaves New York today to join Gehring, will
be in the Midwest tomorrow for the next week.

SEARGEANT ALVIN C. YOUNG arrives here
Friday for a visit and the premiere of the
company's latest War film framed about his World War ex-
périences.

CARL E. MILLIKEN, acting MPMD foreign
sales manager, has returned from his
tour.

ARTHUR K. NATHAN, Y. O. radio trainer, le-
goes to Fort Homes to get out the
company's products.

JOHN NATHAN, Jr., the New York office, heads, go to
Washington today.

GRACIE FIELDS arrives from the Coast this
morning for a visit.

BILLY CRAWFORD is here from the Coast.

GLENDA FARRELL returns to Hollywood early next
month.

JOHN GLENN, manager of the Ben-Te-
her, Wilkes-Barre, Pa., has left for the
West Coast to vacation.

M. P. Society for Americas
Honors Mexican Envoy

West Coast Bureau of THE FILM DAILY
Hollywood—Louis B. Mayer, Y.
Frank Freeman, Francis L. Harmon,
Francis Astor, assistant to John
Hay Whitney, and Seymour Alejan-
dro Buelna were among the speak-
ers at the Motion Picture Society of
American stockholders meeting
here yesterday.

Buelna, official envoy of the Govern-
ment of Mexico who was here to
thank members of the Hollywood
party who made the trip to Mexico
City in April for the Mexican mo-
tion picture festival,

Buelna also made presentations of
gifts to members of the Holly-
wood party. Wires of regret over the
death of Adolph Zukor, one of the guests present, were
recollected that in 1922 one of the first
resolutions adopted by the Buelna office was one
pledging the industry to friendship with
Mexico.

Rites for Nicholas Webber
Waterloo, 1a.—Funeral services were
held here Monday for Nicholas Webber, 69, former the-
ater operator and sportsman who
died following several strokes of
paralysis.

M. D. MT200 to Felo Blum
Baltimore—A testimonial dinner to
Herman A. Blum, who has re-
tired after 20 years of activity in
the industry, will be given here by
the MT200 of Maryland on Monday
at the Elks Club.

Welles to Produce 3 or 4
Pix Yearly for RKO-Breen

West Coast Bureau of THE FILM DAILY
Hollywood — That Orson Welles
will produce three or four picture
annually for RKO and will direct
all in action in some of them, was the
announcement made here by Joseph J. Breen, re-
cent RKO Radio studios' vice-president and executive in charge of produc-
tion, a press interview yesterday.

Breen also said that "Of Human
Kane" will be sold in a block of pic-
tures and not singly and be sold
at increased prices until this is de-
dermed.

The former Production Co. ad-
ministrator said that the PCA has
passed on 3,600 books, novels, stor-
y and plays annually from which 60
pictures were made. He declared the
Code is a great document an-
that from 75,000 complaints in 1939
against films in motion pictures,
which had dropped off to a point when
during the past two years there were
less than 2,000 protests of any kind.
Breen said that producers have ne-
lected the Code thoroughly. He said
that boys and girls between the ages
of 15 and 20 are the chief movie
patrons.

Breen stated that he planned to
execute changes at the RKO stu-
dio.

Board of Regents Upholds
N. Y. Censor Ban of "He"

Albany — The Board of Regents has
ruled that the appeal of the distribu-
tor of the French film, "He," which
we refused a license by the Motion Pic-
ture Censorship division of the Edu-
cation Department.

AL GASKILL

The Independent
Helena, Montana

sists—
"The book is absolute indispensable
in line of work and master of editing.
You really make a contri-
...
Plays to 289% of average in first week at the Granby, amid a broadside of exploitation that sets the pace for dozens of other engagements opening soon!

"Three Cock-Eyed Sailors" is about the best thing that has come across the Atlantic to date. This breezy, rollicking affair is good entertainment for any audience!" — Hollywood Reporter

"This comedy of the sea should have great appeal to American lovers of the zany type of comedy!" — Motion Picture Daily

"Loads of Laughs...should prove popular at the box-office. A hilarious travesty on naval warfare!" — Daily Variety

"Showmen should have no trouble save that occasioned by hanging out the S. R. O. sign. Preview comment was built around the magic word 'sleeper!'" — Motion Picture Herald

MICHAEL BALCON presents

THREE COCKEYED SAILORS

with

TOMMY TRINDER · CLAUDE HULBERT · MICHAEL WILDING · CARLA LEHMANN

Directed by Walter Forde · Released thru UNITED ARTISTS
Report Hal Horne Quitting Disney Posts

(Continued from Page 1)

have resigned his posts with the company to assume an as yet undis- closed position in the industry.

It was also reported that Richard Condlin, aide to Horne in the pro-

motion department of the Disney or-

ganization, has also tendered his resignation, and that announcement is expected to be forthcoming short-

ly of the elevation to the Eastern pub-

licity post of Antoinette ("Tom") Spitzer, who has been associated with Walt Disney Productions in pub-

lic relations work for a number of years.

Mexico Prohibits Special Editing of Pix Imports

An official ruling refusing licenses for exhibition in Mexico of pictures that have been specially edited for distribution there has been handed down by Government officials in Mex-

ico City, it has been learned here. Under terms of the ruling all pic-

tures brought into Mexico for distri-

bution must be in the same form as they are when exhibited in the U.

S. or other countries where they are produced.

It was pointed out that the ruling was made primarily to prevent pro-

duction of pictures which in any way might be insulting to Mexico. But, it was also stressed that it was firmly believed the Mexican Government would not ban any pic-

ture which had footage added, as in the case of "Blood and Sand," a 20th-Fox release which is having some bullfight sequences added for distribution in Mexico.

Principal worry of the distributors is that other Latin-American countries will follow suit, and that any deletions made in this country would cause difficulties in getting licenses in those countries.

Low-Poli Starts Cash Game

Waterbury, Conn.—New cash game to be inaugurated at the Low-Poli is Hollywood Movie Quiz, with $100 in prizes each Wednesday. As spe-
cial inducement, Loew houses in New Haven, Bridgeport, Springfield, and Meriden also start five-weeks bathing beauty contests this week.

Lasky to Continue Making Pix for WB

(Continued from Page 1)

tend the opening with Gary Cooper star of the film, who is already here, and Serg. Alvin C. York, who came up from Tennessee this week for his first look at the picture based on his life. He will remain in New York until the end of next week.

Lasky conferred yesterday on Prexy H. M. Warner, of Warner-Gradwell L. Sears, general manager, and S. Charles Einfeld, a publicity director, who is here direct the special "York" campaign.

Commercial Advertising Offered to Soundies, Inc.

Chicago—John T. Barry, pres-

ident of Minico, Inc., here to attend the Mills Novelty-Minico meeting, stated yesterday that offers of cor-

nercial advertising had been re-

ceived by Soundies, Inc., but that none has been accepted as yet. Barr returns to New York tomorrow.

Samuel, Hollywood executive producer for Minico, is also here for the meeting.

Associated Acquires Al Ruttenberg’s Iris

Detroit—Associated Theate-

made its first invasion of the Ea-

side with acquisition of the Iris Theater from Al Ruttenberg. It marks the retirement of Ruttenberg who formerly had a small circus from direct ownership of theaters the present time.

Happy Birthday to You

George Abbott
Sam Roarke
Al Selig
Dorothy Shea

Washington Bureau of THE FILM Daily Pictures, Inc., has volun-

teered for train duty in the Navy and will report next Tuesday for duty in the office of the Chief of Naval Operations, Montgomery, who holds the rank of Lieutenant in the Naval Reserv.

received his commission April 1. He conferred yesterday with Adm. Arthur J. Hepburn, Ch.


Daily News, who is on duty in his office of Public Relations. Official did not say what the movie assignment would be.

St. Louis—Robert Emmett Dun-

van, 24, theater usher, has been drafted.

Scranton, Pa.—John P. O’Lea-

gen of General Manager Jo-

behavior of the Comerford circuit at Mrs. O'Leary, reported to the Tank Battalion at Fort Benni-

Ga., to start active duty as a second lieutenant.
LISTEN AMERICA!

to

"THE MILLION DOLLAR BROADCAST"

in behalf of U. S. O.

Sunday, June 29th
11:30 p.m. until 1:55 a.m.
Eastern Daylight Saving Time

Columbia Broadcasting System
(WABC locally) Direct from
Hollywood Bowl

Among the stars who will definitely appear are:

BRIAN AHERNE
EDWARD ARNOLD
FRED ASTAIRE
GENE AUTRY
JACK BENNY
CONNIE BOSWELL
EDDIE CANTOR
BING CROSBY
WALT DISNEY

MELVYN DOUGLAS
IRENE DUNNE
CARY GRANT
BOB HOPE
MARY LIVINGSTON
EDMUND LOWE
HERBERT MARSHALL
FIBBER McGEE and MOLLY

CARMEN MIRANDA
RALPH MORGAN
GEORGE MURPHY
MARY PICKFORD
ELEANOR POWELL
DICK POWELL
BUDDY ROGERS
ROSALIND RUSSELL
And Countless Others

ALL PROCEEDS TO UNITED SERVICE ORGANIZATIONS

Listen! Listen! Listen!
Selznick's Contract With UA Completed

(Continued from Page 1)

night that only legal details which are being studied by his attorneys are holding up signing of the pact, and that he did not "foresee any serious hitch which might halt the deal." Under terms of the deal will each be a full share-
holder in the company along with the other three partners, Mary Pick-
ford, Alexander Korda and Charles Chaplin.

Selznick said he did not have any aspirations to take over an ex-
ceutive post in the company, remark-
ning that "I am a producer and just want to keep on producing pictures." He also said that he did not believe Capra would take an executive post in the company as he was also "a 'producer-type' man." The Selznick-Taggart show was planned to end all rumors that Selznick was slated to be the next UA president.

Under terms of the deal, Selznick said, "I will get lower terms on dis-
tribution and other benefits, but I am not being given the stock as a "bonus." He stated that the purchase plan was very involved and a few minor details have to be studied by him and the UA board.

He said he expected the contract would be signed within one to two weeks. Selznick returns to Holly-
wood next week.

Court Dismisses Casanave Suit vs. Herman Robbins

(Continued from Page 1)

of National Screen Service. At the same time, the Court upset an order which had consolidated Casanave's suit with one brought by Robbins in the New York Supreme Court and permitted Robbins' action to proceed to trial separately.

The Court rulings do not affect a suit brought by Casanave for an injunction to restrain alleged mis-
conduct on the part of National Screen Service's office in the Robbins' suit charged Casanave with obtaining secret profits, while the latter had countered with charges of
misdemeanor.

Restrict Juve Attendance

Superior, Wis.—The Beacon th-
ester here advertises that it will not
admit children on Wednesday nights except when accompanied by their parents, because for so long it does not permit the young-
sters to reach home before 9 p.m.

WEDDING BERRLS

Scranton, Pa.—Miss Ann R. Hunt, cashier at the Globe Theater here, was married to Francis T. Battle in St. Paul's Church here.

Richmond, Va. — Keith Caudle, re-
lief manager, Wilmer & Vincent Theaters, will be married in Vir-
ginia Beach on July 5 to Ruby Scott.

"Support FDR With Good Will"
Films' Pledge Voiced by Hays Office Exec.

(Continued from Page 1)

and members of the local Kiwanis Club.

The industry, declared DeBra, is unwill-
ingly committed to "pro-
duce a better year's product, with the absence of priorities no alibi. And the resolve is to make the nec-
cessary sacrifices, and the tax collector gladly not grudgingly.

Commends Policy to Kiwanis

Stating that "I commend the pol-
cy to you," DeBra added, "But that is not to say that we lose sight of the ultimate goal. If temporarily we must voluntarily give up some of our freedoms, it is only to insure their final permanence."

The MPPDA exec, who appeared before the Kiwanians by invitation, gave a comprehensive resume of the service the motion picture is ren-
ning the national defense program, with special emphasis on the role in the new kind of "three-
dimensional war" that has evolved.

Your own memory will tell you that many of our pictures in the past three years have contained mat-
erial directly related to mental preparation for our national defense," declared DeBra. "These pic-
tures are important to us here, but they are just as important to us throughout the South American re-
publics, over Europe and the dominions of the British Empire."

Propaganda a Boomerang

"The implications for Democracy are, I think, quite. In the war of mind, of nerves, we think they are better anti-taxes for saboteurs and fifth columnists than the Axis propaganda pictures. Propaganda more often than not proves a boon-
erang; when its threats do not mate-
rialize and its promises fail, there is nothing quite so vindictive or venal as a disillusioned people."

DeBra said that in filming the de-
struction of Poland and dramatic-
ing the carnage, the Nazis "forzed a new type of weapon—celluloid bul-
llets" and made film as important to
war as tanks and planes.

Contrasting the screen in the de-

Illinois House Passes 135-Min. Program Bill

(Continued from Page 1)

told House members the controversy was between the circuits and inde-
pendent producers, and should be settled by the trade rather than by law.

The measure now goes to the Sen-
ate for action.

Slot Machine Pix Invasion

St. Louis—Slot-machine movies have invaded St. Louis on a big scale, and Ollie Novotny of the Franchise holders for the state, have already sold 30 of the machines at $655 each in St. Louis and St. Louis County.

Talk Closer Relations With Argentina Today

E. Milliken, MPPDA secretary and acting foreign manager.

Recently, a decree by the govern-
ment determined the eliminated im-
port quotas on U. S. films which had prevailed for a considerable span, and distributors had to obtain new licenses before bringing films into the country.

Sources close to the film industry delegation stated yesterday that a long list of situations comprises the subject matter to be presented by it at today's hearing, and that two specific objectives are sought, namely - to solidify the bonds of goodwill between the two countries via film commerce, and to promulgate rea-
sensible adjustments with respect to films as an item in the proposed trade agreement between Argentina and the U. S. One of these ad-
justments involves the taxation and the ability of U. S. film companies to get exchange out of Argentina.

Some three years ago, negotia-
tions for a reciprocal trade treaty were under way, but these broke down due primarily to the fact that Argentina and the U. S. each had schedules of American and commodities which more or less paralleled one another and created at that time a barrier to mutually satisfactory solution of trade problems. However, with the advent of the present war in Eu-

ope, concessions, it is held, can be made satisfactorily on the part of both nations.

In Washington today with Mil-
likin are Franklin E. Irby, 20th-Fox tax department lawyer; Eugene P. Walsh, assistant treasurer and com-
troller of Universal, and John Na-
than, Paramount's Argentina rep-
resentative.


dent. The pictures pertaining to Uruguay will also be presented, a dispatch from Washington last night stated.

Summer Theaters Opening

Sound View, Conn.—Adolph G. Johnson and Albert Poulton will re-

ten their New Colony for a second season with "Buck Privates" Sun-
day. John S. P. Glackin's Strand continues on a daily schedule begin-
in Saturday.

STORKS!

Cincinnati—Mr. and Mrs. Frank Carnahan, exhibitors of Manchester, Beattysville and Irvine, Ky., have a new baby girl.

Chicago—Will Galligan, manager of the Esquire, has a baby girl, al-
ready named Patricia Jane.

Richmond, Va. — Garrett Leach, man-
ger, Westhampton Theater, is proud daddy of another baby boy, named James.
Universal Revamps Shorts for 1941-42

(Continued from Page 1)

to be stressed in new season production.
A new series, "Personality and Name-band Musicals," featuring tops in the music names plus screen, stage and radio personalities, replaces the two-reel novelty musicals on the current lineup. Four of the scheduled nine, from "Benny Summer" and featuring the Jan Garber, Henry King, Kimberly Ennis and Russ Morgan orchestra augmented by other talents, will be "Variety Views," another new series of 12 one-reelers, replaces "Going Places." With live in color, the series will embrace sports, politics, international relations, and comedy. Initial subject features the Dionne Quintuplets and novelist Dr. Dafoe.

Formerly designated by numbers, the "Stranger than Fiction" subjects in the series will be individually titled for the new season. Locations will be emphasized for possible local publicity.

Walter Lantz' contribution to the program will be 13 Andy Panda Technicolor cartoons and the program is completed with a two-reel cartoon of the outstanding thrill events of the past decade.

Two of next season's serials, "Riders of Death Valley" and "Gang Busters" will be geared for adults and will be shown on the radio and magazine serial fans to the theater. "Sea Raiders," with the Dead End Kids and the Little Tough Guys, and "Head Hunters of the Amazon" complete the serial schedule.

Mrs. Sturm Recovering

Detroit—Mrs. Lester Sturm, wife of the 20th-Fox branch manager, is recovering from an emergency appendectomy.

conn. Arbitration Hearing Will Continue Today

New Haven—Connecticut's first Federal Judge Bolthol that the toughest theater Corp. will continue today before Arbitrator Frederick H. Wigen, local attorney. At the first hearing, Forest Theater Corp., operator of the Forest, asked for re- duction of Rivoli 14-day clearance over it, and suggested 37 days would be a first-run as a substitute for the present policy. It was claimed late running by the Rivoli causes great hardship to the Forest. Distributors who testified claimed shortage of prints, the temporary unavailability of theaters dictated clearance, submitted that the arbitrator has no power to grant the complaint operator's request that the existing clearance is reasonable and that the complaint should be dismissed.


Lowe Division Heads To N. Y. for Parleys

Loew's out-of-town division managers are in New York this week for a series of conferences called by Joseph R. Vogel. They are: Charles Kurtz, Northeastern Division; Charles Raymond, Great Lakes Division; Miles Cullen, Western Division; Carter Barron, Eastern Division; Harry Shaw, Low-Poll New England Division, and William Finney, Southern Division.

Hymes Gals, 4½ to 15 Years

In 1941, Mrs. L. Hymes, formerly Movietone News writer, was sentenced to six and one-half to 15 years in State prison on 22 counts of grand the- fery and one of third degree for- gery in the total theft of $186,000 from the company over a period of eight years. She was convicted on June 8 by a General Sessions jury.

Social Program Completed For Va. MPTO Convention

Norfolk, Va.—Sydney Gates, owner of the Piano Theater, chairman of the entertainment committee for the MPTO of Virginia Mid- summer Convention, has scheduled a number of social activities to complement the meeting which will be held at the Chamberlin Hotel, Old Dominion University, July 13-14.

There will be a fishing trip out into Chesapeake Bay on the morning of July 14. Bushey and the MPTO party will be con- trolled by Stanley Barr, local mana- ger, with Kopeland. Thousand tickets, price $1.50 each, including tackle and bait, will be all furnished free. In the afternoon, golf and swimming has been arranged. The early arrivals and those desiring a more leisurely trip on Saturday night before the opening. On Monday, after the business meet- ing, other outdoor attractions will be held to entertain the folks before the banquet and dance.

The new president of Hampton, will welcome the convention at the business meeting. Ed Kuyken- dall, MPTO's proxy, is expected to speak, making a perfect audience of the convention committee in addition to Gates, Stone Barbee, Stanley Barr, Mrs. Sydney Gates, Barnes, Mr. and Mrs. Fred Mau- den, Mr. and Mrs. Harry Anderson,Jerome Anderson, Mr. and Mrs. H. H. Hearn, and Fred Kaul, of Norfolk.

PCF Little Rock Franchise To Busby-Jones-Lawrence

The Little Rock, Ark., franchise of PCF has been taken over by B. K. Busby, G. W. "Dink" Jones and Fred Lawrence, it was announced yesterday by Arthur Greenblatt, general sales manager. Busby, Jones and Lawrence, who were formerly associated as distributor of Republic pictures, recently reunited under the name of Central Film Co. to handle the distribution of Republic pictures in the Little Rock territory. Little Rock has hereto- fore been a branch operated by Jack Addyman, PCF franchise holder in Dallas.

William Keighley Gets Plumm

In 1941, Mr. William Keighley, a recent graduate of the University of California, was hired by Warner Bros. as an assistant director. In 1942, he was promoted to assistant director and given full control of production. He has since worked on such films as "The Male Sin," "The Man Who Came to Dinner," and "The Sea Hawk." In 1943, he was promoted to director of the Warner Bros. studio and given the task of converting the studio's output to the new black-and-white process. He has since directed such films as "The Red Right Hand," "The Teahouse of the August Moon," and "The Killers." In 1946, he was appointed head of the Warner Bros. studio and given the responsibility of overseeing the production of all of the studio's films. He has since directed such films as "The Best Years of Our Lives," "The Yearling," and "The Ballad of Jim Crow." William Keighley has been a key figure in the development of the independent film industry and has been credited with helping to shape the genre. He has been a prolific director, having directed over 50 films throughout his career. In 1951, he was awarded an Academy Award for his work on "The Best Years of Our Lives." He has been a vocal advocate for independent filmmakers and has been involved in numerous industry initiatives aimed at supporting the development of independent cinema.
Pix Losing Ground in Struggle for Public Favor

HOLLYWOOD SPEAKING--

By RALPH WISE

HOLLYWOOD

RUTH HUSSEY and Robert Young to be teamed in "Married Bachelors," comedy of a young married couple who two jumps ahead of the sheriff which Edwin J. Russell will do for Mr. for M-G-M. John W. Considine will produce.

Fifth in the series of short subjects being made by Errol Flynn and Howard Hill, featuring Hill, who is an archery champion, "Points On Arrows," showing trick shots, such as shooting two arrows at the same time, and missing two targets at the same spot, has been completed. Hill is now in Florida working on the sixth subject, dealing with hunting alligators with bow and arrow.

PARAMOUNT has received some 7,000 letters from readers of Ernest Hemingway's "For Whom the Bell Tolls" making casting suggestions for the picture. The letters reveal that Gary Cooper and Sterling Hayden are the leading nominees for the role of Robert Jordan. A test will be made with Vivien Leigh, Charles Laughton and Akim Tamiroff are among those being considered for the role of Pablo, says studio chief. A test will be made with Vivien Leigh, Charles Laughton and Akim Tamiroff are among those being considered for the role of Pablo, says studio chief.

CONRAD VEIDT, the villain in "Escape," is "A Woman's Face," has been signed to a new long-term contract with Metro, which is lining up various character parts for Veidt.

JESLY SELANDER will direct "Stick to Your Guns," the Hopalong Cassidy picture scheduled to start July 7.

AFTER viewing advance prints of "The Prime Minister," English-made film by W. Lee Bros. release, in which John Gilbert and Diana Wynyard are starred, Jack Warner is trying to make arrangements bring Thelma Dickinson, its director, to Hollywood for work here.

JANET BLAIR, newly signed Columbia contract players, has been assigned on of the trio of top feminine roles in "Three Girls About Town." Before coming to pictures, Miss Blair was featured vocally with the late Hal Kemp's orchestra. She will play the younger sister of Joan Blondell, previously announced as one of its leads. Leigh Jason is directing the comedy for Producer Sam Bischoff.

RUPUBLIC has purchased "The Corpse Takes a Wife," by Martin Williams to Judy Canova. Story is based on the actress's marriage this week in Honolulu.

JOAN LESLIE will play opposite Errol Flynn in the long-planned "White Rajahs."
ALLIED HITS KEN ARBITRATION DECISION

No Formal Request to 'Defreeze' U.S. Coin in U.K.

But U. S. Interests Feel Concessions Should Be Made, Says Rose on Arrival

By GEORGE H. MORRIS
FILM DAILY Staff Writer

American film interests in Britain, despite the pending consideration to be given by the British Parliament to the "defreezing" of U. S. funds in light of the Len S. Lend-Bill, have made no formal request that the exchange restrictions be modified, although the American film trade in the United Kingdom feels it should get some concessions, it was asserted yesterday by David E. Rose, managing director.

FILM REPS. ON ARGENTINE TREATY

Special Consideration Due Films Because of Part in Good Neighbor Policy, Milliken Tells Reciprocity Committee

Washington Bureau of THE FILM DAILY

Washington — Stressing the importance of American motion pictures to hemispheric solidarity, representatives of the MPMDA and two film companies yesterday presented testimony before the committee on reciprocity information regarding a reciprocal trade treaty with Argentina and Uruguay. Chief recommendations of the industry spokesmen were that:

1. Provision in the treaty to cover payment of duties to Argentina whether the films are passed by the censors or not. The treaty should provide for a refund of the duty or a delay in payment until the film is passed.

2. Protest on the 5 per cent tax levied by Argentina on the 65 per cent taken out of Argentinian profits by American distributors. The 65 per cent considered as profit by the Argentine Government is not all profit to the American companies and adjustments should be made.

3. End of discrimination in

(Continued on Page 7)

To Compel Crescent Witness Attendance

Nashville, Tenn.—Orders ad testificandum which will compel, if necessary, attendance of witnesses living more than 100 miles from Nashville at the trial of the Crescent anti-trust suit here July 7 have been obtained by Assistant U. S. District Attorney O. W. Hughes from Fed.

Pickwick Theater Victor In Particulars Decision

Greenwich, Conn.—Federal Judge Carroll Hinks yesterday decided the motion of the defendant film distributors for a bill of particulars.

(Continued on Page 4)

Omaha Exhibs. Seek Rehearing on Game

Omaha—Attorneys for Tri-States Theaters, the Ralph D. Goldberg circuit and other theater interests filed a brief with the State Supreme Court urging a rehearing on the court's recent decision outlawing "Prosperity Club" at the Omaha houses. The brief claimed the United

(Continued on Page 5)

Ill. Senate May Vote Today on 135-Min. Bill

Springfield, Ill.—The Sandquist 135-minute program measure, given its first reading in the State Senate here yesterday, was referred to the

(Continued on Page 5)

“Business As Usual”

With U. K. Exhibitors

Approximately 500 film theaters are out of operation in the United Kingdom, out of some 5,000, David E. Rose, managing director of Paramount Film Service, Ltd., revealed yesterday on his arrival from Europe by Clipper. Operating houses remain open now until 10:30 p.m. (Britain has two hours of daylight saving time.) Max Milder, managing director of Warner Bros., Ltd., who also arrived on the Clipper yesterday, concurred in the theaters-in-operation estimate and said that movie business in London is "simply marvelous, in spite of everything."

The ITOA climbed aboard the single feature bandwagon yesterday with a "provided."

New York exhib, organization, representing some 250 houses in the metropolitan territory, voted unanimously to drop duals and revert to solo bills if the city's first-

(Continued on Page 5)
Small Loss to 'Big Five'
As Minn. Sales Are Halted

With only about 100 late deal possibilities unsold, distributors’ loss from their refusal to sell under the Minnesota law forcing block sales is indicated as much less than had been expected.

Exchanges estimate to home offices that the approximately 100 possibility in a market averaging about $600 who buy about 36 features on a lineup. Spot bookings, prohibited under the new law, would average less than $1,000 a week for the five companies affected by the Consent Decree exclusive of GWTW.

Very little of the late deal and spot booking possibilities will be lost, distribs believe, in the event sales are continued under Minnesota law. At worst the “short” deals would be cut down 18 to 20 features and most of the spot bookings picked up at a later date, it is believed.

Wometco, Martin Deals
Closed by Monogram

Deals for the entire 1941-42 Mono- gram lineup have been made with the Wometco and Martin circuits. Steve Brody, Mono general sales manager, and John Mangham, president of Monogram Southern Exchanges, concluded the arrangements last week. Meyer’s Wometco and E. D. and Hugh Martin of the Martin circuit.

Universal Preferred Up
13% Points in Two Days

Universal Pictures preferred, in the wake of the company’s announce- ment that a new three-year bank loan had been negotiated, is making marked gains on the New York stock market. “U’s” preferred advanced 13% on Monday and yesterday went ahead another 8 1/2% to close at 160.

$10,000 First Day Claimed
For Hope Pix at N. Y. Para

Paramount’s Bob Hope starrer, “Caught in the Draft,” which opened yesterday at the New York Para- mount, was running neck and neck with the opening day’s receipts of NWMP, which played the same house at advanced prices. New film’s initial day’s gross was estimated at $10,000. Manager Bob Weitman last night.

IPC Names A. J. Palmer
Executive Vice-Presy

Arthur J. Palmer, who for the past five years has been executive assistant to Earle G. Hines, president of General Theaters Equip- ment Corp. and for the past year executive vice-president of CineSim- mon Corp., was elected executive vice-president of International Projector Corp., it was announced yesterday.

Hal Horne Leaves Post
With Disney on July 15

Roy Disney, vice-president and manager of Walt Disney Productions, yesterday confirmed rumors that Hal Horne, director of distribution and Eastern representative, had tendered his resignation to take effect July 15. “It was with extreme regret that we accepted Hal’s resignation,” stated Disney. “He has done a really outstanding job for us in the supervision of distribution and promotion of all our products, from the time ‘Snow White’ was released right through ‘Fantasia.’”

Horne told FILM DAILY last night that he was not privileged to announce his move but would do so shortly.

Roy Disney will remain in New York as the manage of the time to head the Disney office here, it was learned yesterday. Disney will be assisted by James Finney, current assistant in the Disney sales control department.

Granger Sets Schine Deal
For Rep. Pix in 128 Houses

Gloversville, N. Y.—J. R. Granger, Republic prexy, has closed a deal for Republic’s 1941-42 product with the Schine Circuit, covering 128 houses in New York, Ohio, Kentucky and Maryland. J. Meyer Schine and George Lynch, of the Schine Circuit, negotiated the deal with Granger. Jack Bolman, Republic manager in Buffalo, Arthur Newman, Republic manager in Al- bany, and Nat Leifton, franchise holder for Republic in Cleveland and Cin- cinnati, sat in on the deal.

Granger, now in Toronto, will return to New York at the week-end.

“Stays Look Down”
To Debut at Criterion

“The Stars Look Down,” I. Gold- smith British production acquired for American distribution months ago by Metro, will have a special pre-re- lease engagement at the Criterion, it was learned yesterday. Metro has finally set the national release for July 18.

Warners Canadian Parley
In Montreal July 15-16

Montreal — Warners Dominion sales meeting will be held here July 15-16, it was reported yesterday.

Meeting will precede the national U. S. convention at the Blackstone Hotel, Chicago, by 12 days. Windy City sessions start July 28, run through Aug. 1.

Writing Stories for Wanger

Hollywood — Walter Wanger has engaged Sheridan Gibney to write the screen story on his novel ‘Be or Not to Be’ the title of the script that Ernest Lubitsch and Melchoir Lengley are writing for him.
In presenting its major stars during June, July and August in a multi-million-dollar production line-up—M-G-M pridefully calls industry attention to:

THE CONSCIENTIOUS COMPLETION OF ITS ACKNOWLEDGED OBLIGATIONS OF TOP BRACKET PICTURES FOR THE YEAR!

WE HAVE NOT HELD BACK!
NO SACRIFICE HAS BEEN MADE IN PRESENT QUALITY TO EXHIBITORS! OUR GREAT SUMMER PICTURES SPEAK FOR THEMSELVES!

THE FRIENDLY COMPANY
To Compel Crescent Witness Attendance

(Continued from Page 1)

eral Judge Elmer Davies, who will preside at the trial.

The orders, it was said yesterday, will go, among others, to representatives of the Big Eight in New York City who have already served with subpoenas.

Hughes also disclosed that subpoenas will be issued this week for Anthony Sudekum, president of Crescent Amusement Co., Kermit C. Stengel, president of Rockwood Amusement Co., certain other representatives of these two corporations, and of Lyric Amusement Co., Nu-Strand Corp., Cumberland Amusement Co., Strand Enterprises, Inc., Cherokee Amusement Co., and Kentucky Amusement Co.

Altogether, 20 witnesses will be summoned from these defendant corporations, each being required to bring into the court records of film clearances, etc., between 1935 and 1940, an order similar to that issued to representatives of 10 distributors in New York.

Judge Davies has advised counsel that sessions of the hearing will be held morning and afternoon, six days a week, until the case is completed, which is expected to require five or six weeks even at this rate.

Heading the legal staff for the Government will be Alyn N. Doby, Special Assistant to the Attorney General, with two Washington staff members and Hughes.

Although George W. Armistead, chief attorney for the defense, has notified Government attorneys that he will, when the trial opens on July 7, move for a trial by jury, it is considered now very unlikely that Judge Davies will grant this motion.

Industry Gives $53,310 To Greater New York Fund

The motion picture industry contributed $53,310 during the first 55 days of the Greater New York Fund drive, it was announced at the third report luncheon of the Fund. J. Robert Ruben is chairman for the industry.

Happy Birthday to You

Mitchell Lewis William Stenner, Jr. J. Blair

Pickwick Theater Particulars Victor

(Continued from Page 1)

...lars in the $5,452,557 anti-trust action brought by Prefect Theatres, Inc., operators of the local Pickwick Theater, against 20th Century-Fox et al, by allowing the defend- only three of a long list of requests.

The Court also denied the extension of time asked by the defendants.

Demand of the eight major defendants, filed on May 20 last, was for a more specific explanation of practically every allegation in the original complaint, with 30-day's extension of time in which to answer the complaint at the original service after the filing of the more definite statements upon their attorneys.

The 16-page printed complaint alleged conspiracy to monopolize and restrain interstate commerce in films with reference to the clearance schedule of the Pickwick Thea-

Counsel for the plaintiffs were asked whether shipments of films from the companies crossed state lines, asked plaintiffs to identify license contracts claimed prepared by the distributors; and also to distinguish whether various alleged changes of policies of the companies with respect to the Greenwich theaters were pursuant to a combination or conspiracy among them, "concerted action," or "similarity in action."

Plaintiffs were also asked to iden-

tify each instance in which it was claimed that the companies persuaded and coerced Monogram and Republic or either of them to "refuse to license films for exhibition in the Pickwick, except subject to clearance and protection in favor of the theaters in Port Chester operated by the defendant, Skouras Theaters."

W. S. McKay represents the plain-
tiff.

"Jungle Cavalcade" Opens At N. Y. Palace July 3

"Jungle Cavalcade," Frank Buck pix, replaces "Chicane Kane" at Palace July 3. The Orson Welles picture will complete a nine weeks' run on that date.

Second "York" Date Going to Nashville

Nashville, Tenn.—Second roadshow engagement of Warners' "Sergeant York," which has its world premiere at the Astor, New York, July 2, is being set for this city, it was learned yesterday. Local opening will follow, as the New York bow. Houses and dates will be announced within the next couple of days.
Io Formal Request to Defreeze U. S. Coin

(Continued from Page 1)

Paramount Features Service, Ltd., on his arrival in New York by trans-Atlantic Clipper from Lisbon.

Board of Trade Co-operates

The Board of Trade, he declared, keenly aware of the problems which the industry is called upon to grapple with as a result of the current and the co-operating effort to help film production by keeping production and distribution interests supplied with players and technicians, in face of the tremendous casting and studio difficulties which have prevented U. S. companies from meeting the exigencies of the war.

Rose stated that he left London June 16 and was delayed for one day in Lisbon as a result of exceptionally heavy traffic demands on the Clipper service. His plane had to put back some four hours after the take-off because of the emaciated condition of the passengers. Upon his leaving England, 1000s were to be opened in London, and the 3rd district to maintain the studio again.

London B. O. Biz Good

Theater business in the London area is, he said, very good, and even better in other sections of the country. This, he explained, is due in part to the high morale and the interest in the usual concept of the British people, but also to the fact that the rationing of all essentials, the public from the requisites to spend for entertainment.

Paramount intends to fill its film quota by making three top-bracket productions, one of which, "Hatter's Castle," is, before the cameras a seven-week shooting schedule which may demand an additional three weeks. A marked amount of difficulty has been experienced in finding suitable star and talent to appear in "Admiral Crichton." Deborah Kerr, he added, is achieving widespread recognition of her abilities and is an exceedingly bright star in this film industry.

Only Four Films in Work

Rose said that only four productions of all companies combined are now in work.

Paramount's offices in Liverpool, Manchester, and Birmingham have been bombed in air raids, and on two occasions the windows of the London office were shattered. Nevertheless, the full complement of exchanges is again in operation, and if a branch having been visited by Rose a few months ago, has now been opened by Fred Sandquist, new service manager, and Tony Reddin, director of theaters and publicity.

Following a brief stop-over at the "frozen" London office yesterday, Rose left for the North by plane to participate in production conferences there.

ITO A Ends Duals in N.Y.

Committee Will Confer With Major Circuits

(Continued from Page 1)

run circuits will enter into an agreement to do likewise.

A committee will be named by President Harry Brandt to confer with executives of the 1st-run circuits, it was announced.

(Spokesmen of the first-runs reached last night by THE FILM DAILY generally were non-committal, and without exception, declined to comment on the ITOA.

Action of the ITOA yesterday is in line with the rising tide of industry opposition to duals, and follows denunciation of the policy at the recent PCC of ITO and MPTOA conventions on the West Coast.

Moves to eliminate duals there were poorly received at the PCC which nominated a committee to confer with producers and distributors.

The ITOA feels that programming two top feature pictures on one bill is using up product faster than Hollywood can replenish it; that exhibiting generally cannot be justified, and that a good picture and a bad picture together harms the good picture and showing two bad pictures at one time is just as bad showing two good pictures at one time.

The independents also claim that good pictures are being used up so fast in the double feature system that poor pictures get undue prominence and casts a shadow over the entire film industry.

If the move is made, the poor pictures were shown singly, according to the organization, they would last twice as long, and the bad pictures would not be shown in such wide proportions and the picture-makers would be able to concentrate on fewer—and better-stories.

Harry Brandt in "Retort Courteous" to Kuy kendall

Harry Brandt, ITOA proxy, recently assailed by Ed Kuy kendall, MPTOA president, for his criticism of Hollywood producers in a twopage trade paper ad which appeared while the national exhibit, organization was in session on the Coast, makes a "retort courteous" via the current issue of the ITOA's Independent.

Editorial in the Independent expresses "pity" for Kuy kendall, terms the MPTOA convention a " flop all around," asserts that "it suffered from lack of leadership and lack of an adequate program" and says that if delegates did not attend the convention, "it means that the affiliated chains which must take the lead in any industry reforms were not interested enough in industry conditions to do anything about them."

Omaha Exhbits. Seek Rehearing on Game

(Continued from Page 1)

States "permits lotteries and gift enterprises on the radio stations" and this fact has diminished the theater attendance in Nebraska. They claim Omaha exhibits, prohibited from operating similarly, are denied equal protection of the law.

The brief was in support of a motion of rehearing of a case in which the defendants were found to have violated the court's 1937 Bank Night injunction and were fined in contempt of court.

Murray, Associate Director Of Treasury Hour Shows

William Murray of the William Morris agency has been named associate director of the Treasury Hour broadcasts which will be heard over the nation-wide Columbia Broadcast network from 6 to 10 p.m., EDST, beginning next Wednesday.

Murray will serve as consultant on talent and material. His appointment was announced by Howard Dietz, managing director and coordinator of the Treasury Hour programs.

III. Senate May Vote

Today on 135-Min. Bill

(Continued from Page 1)

Efficiency and Economy Committee for a checkup.

Rep. Elmer Sandquist, sponsor, told THE FILM DAILY that he expected a Senate vote may come either today or tomorrow, in the wake of the House passage, 81-49.

Hears Ill. Senate Tables

135-Min. Program Bill

Chicago—Al Burns of B & K reported here last night that the Sandquist bill was tabled by the Senate committee. This would mean the measure is out for this session.

Army Camp Booths Will Have Union Operators

(Continued from Page 1)

the Seventh District convention of the IATSE here. Chief among the questions discussed was the staffing of theaters on military reservations. This discussion followed the reading of a report by Burton Lowry, president of the local organization, that union operators are to be hired for all theaters in the new Army posts in the South.

A. P. Rasoul, of Atlanta, Ga., one of the Seventh District's 12 International representatives, presided.
"Review of the New Films"

**"Puddin'head"**
With Judy Canova, Francis Lederer, Raymond Walburn, Eddie Foy, Jr., Republic.
80 mins. AMUSING COMEDY SHOULD GO OVER SOLIDLY.

Judy Canova and her hillbilly antics are featured in this amusing comedy, and it should score with the Canova fans and the audiences that like this type of hillbilly-dlapstick comedy. There are plenty of laughs, the story has a basic situation that is funny and the gags are rolled out one after another from beginning to end. The cast is good and technical work and direction are first-rate.

Miss Canova sings and capers in her own inimitable style with a cast of top flight comics that give her support. Raymond Walburn, Eddie Foy, Jr., and "Silk Stockings" are in the remainder of the cast are a seasoned players who are helpful, including Astrid Allwyn, Alma Kruger, Hugh O'Connell, "Chick" Chandler and Vince Barnett. Francis Lederer provides the romantic interest. Joseph Santley directed, and there is the most of the material at hand and guiding the players smartly. The screenplay was written by Jack Townley and Milton Gross.

Miss Kruger, boss of a big broadcasting company and a terror to her brother, Walburn, is at the opening ceremonies of the company's new building. Foy discovers his father, Walburn, about to shoot himself and learns that the building is one foot across the property line of some new development project next door belonging to Miss Canova. Walburn and Foy try to get the property and there are plenty of laughs and slapstickery before everything is ironed out.


CREDITS: Associate Producer, Albert J. Cohen; Director, Joseph Santley; Screenplay, Jack Townley and Milton Gross; Original Story, Jack Merriex; Cinematographer, Jack Marts; Editor, Ernest Nims.

DIRECTION: Good. PHOTOGRAPHY: God.

**"Ku Kan"**
Adventure Epics, Inc. 97 mins. STIRRING DOCUMENTARY FILM: INSPIRATIONAL AND EDUCATIONAL.

This film is an amazing testimonial to the beauty of the Chinese nation, continuing their bitter and lengthy struggle against Japanese aggression; at the same time, the film is an inspiration of all modern nation at a fast pace despite seemingly insurmountable handicaps.

Filmed in Kodachrome by Ray Scott, who on a small hand camera on four different trips through China, the pictures graphically depicts the China of today and its vast more sharply into its guerillas, who are farmers when not fighting, regular troops, factory workers, engineers, countless working at all times, and endless scores of codes determinedly repairing roads, bridges and smoothening out fires as fast as Japanese planes undertaking destruction from the air.

The film presents some amazing paradoxes, which could only have occurred in a nation solidly into the one and one effort. It depicts many facts which have never agreed for hundreds of years their backs in united effect, which is one of the most important reasons China has derived from the war, its tremendous forward surge into modern methods being another.

Scott also provides the commentary, and like the footage, is absorbing at all times. The climatic sequence showing a bombing raid on Chungking is a highlight for sheer drama.

Exhibitors throughout the country should be able to use this picture advantageously. It is a rallying song and can provide a Chinese drive being conducted throughout the country and world events drawing China into the picture.

**Lucas Heads Defense Stamps Drive In Ga.**

Atlanta—Arthur Lucas, president of Lucas & Jenkins, has been named state chairman of the defense savings staff to aid in purchase of defense savings bonds and stamps in Georgia.

Announcement of the appointment of Lucas was made by Marion Allen, collector of internal revenue of Georgia, who is state administrator.

Lucas during the first World War took active part in helping to sell Liberty Bonds. He is a veteran of the Spanish-American War.

Lucas has served as chairman of the board of control of the system and as vice-chairman of the Federal public works administration in Georgia. He also served as a member of the state Board of Public Welfare.

**150 Dates for "Dragon"**

RKO will send off Walt Disney's "The Reluctant Dragon" to its first playing time this week-end with en- gagements now set for 150 key situations for the closing week of June and the first week of July. The first Canadian run is set for Loeve's Montreal, starting July 4.

**For Beauty’s Sake**
With Ned Sparks, Marjorie Weaver, Ted North.
20th-Fox 62 mins. FARCE MURDER MYSTERY FARES POORLY PRINCIPALLY BECAUSE OF WEAK STORY.

This offering has some value as a filler of native hills, but that lets it out. The story is weak, the players with a couple of exceptions overact all over the screen and the direction is just adequate. The original Clarence Budington Kelland story had a lot of laughs and lots of suspense, mystery and action, but any resemblance seems purely accidental in this case. Technical aspects of the film are up to snuff.

The cast is headed by Ned Sparks, Marjorie Weaver and Ted North, one of 20th-Fox's newest marquee comedians. Joan Heflin, Pierre Watkin, Richard Lane, Glenn Hunter, Lois Wilson, Isabel Jewell and Tully Marshall are among the cast.

Directed by a screenplay by Wanda Tuchcock, Ethel Hill and Walter Bullock. "Little hills," as his aunt says, Hating women and preferring as tronomy, he finds himself in quite a predicament, but takes over. Miss Weaver, who has been in North for a look at the scene, gets Sparks, a spark press agent, to pub- licize the place, and he does with great success. The blackmail, intrigue, murder and confusion reign until the murder of North's aunt and head of the blackmail ring is unmasked.

CAST: Ned Sparks, Marjorie Weaver, Ted North, Joan Davis, Pierre Watkin, Lenita Lane, Richard Lane, Lotus Long, Glenn Hunter, Lois Wilson, John Ellis, Tully Marshall, Phyllis Fraser, Olaf Hytten, Isabel Jewell, Nigel De Brulié, Janet Beecher, Helena Phillips Evans, Margaret Dumont.

CREDITS: Associate Producer, Lucien Hubbard; Director, Shepard Traub; Screenplay, Wanda Tuchcock, Ethel Hill and Walter Bullock; Based on a story by Clarence Budington Kelland and John Nims. Charles Clarke: Editor, Nick de Maggio.

DIRECTION: Adequate. PHOTOGRAPHY, Good.

**Daylight Time May Force Milton Theater to Close**

Wilmingon, Del.—The first protest against the adoption of daylight saving time heard from lower Dela- ware towns came from Milton on the eve of the adoption of the advanced time by Seaforth by an overwhelming majority.

Milton businessmen, led by E. M. Scott, Milton's first mayor, owned by the volunteer fire de- partment, protest that their business has been thrown off by the adoption of the new time. Scott declared he would have to close the theater on all but Friday and Saturday nights unless there was a return to standard time. He said there was a drop of several hundred dollars in his business the first week of advanced time.

Milton adopted new time on a vote of 87-2.

Seaforth this week voted 303 to 57 for new time.

**“Army in Overalls”**
National Defense Committee, Film Unit 21 mins. INTERESTING CCC Subject.

An insight into the defense work being done by the Civilian Conservation Corps that will be of considerable interest to film patrons. Highlighting one of their recent jobs, that of clearing timbered land for a parachute troop training field, the reel shows how the CCC boys have been trained to cut down the trees, mill the logs and to store the result. A future history of Stamps are blasted from the ground and the land graded under the supervision of Army engineers. George Gercke produced for the Office of Production Management. Consultants were Robert W. Horton and A. A. Mercere.

**“Farming Out Defense Contracts”**
National Defense Committee, Film Unit 8 mins. SMASHING APPEAL.

A longer version of one of the three-minute Defense subjects currently shown in theaters, this film is primarily an appeal to small factories and shops to apply for manufacturing work in the National Defense setup. Film shows how a small plant can make something which is assembled with larger pieces, made in another plant and finally moved on to be an integral part of an airplane, tank, or gun. Produced for the Office of Production Management by A. A. Mercere with Robert W. Horton and George Gercke as consultants.

**“Men and Ships”**
National Defense Committee, Film Unit 21 mins. MERCHANT MARINE TRAINING.

Produced by the U. S. Maritime Commission, this subject details the merchant marine training course of- fered by the Maritime Service under Coast Guard administration. Highlights in the half-year course are shown including scenes at land training stations and at sea on a sail ship and a model freighter. Pic- ture should inspire confidence in the country's future merchant marine. George Gercke produced for the Commission.

**Three Slot Machine Pie Companies Consolidate**

West Coast Bureau of THE FILM DAILY Hollywood—Technology, Features and Songography, three coin-in-slot producers, have merged and will be known as Associated Product- ing Distibutors, Inc. They are producing 3-minute musicals for automatic projector use.
SHOWMANSHIP IN LOAN DRIVE

Halifax Theaters Cash in, Thanks to Courtney

Halifax, N. S.—Thanks to the showmanship of a theater manager, Halifax is one city in Canada, in fact in the world whose drive celebration has not slain theater business. Instead, it brought top-heavy patronage here.

T. J. Coyney, manager of the local Casino, lately transferred from FPC to the Odeon circuit, was civil-coordinator and as such, held the celebration in the morning. In other cities it was at night. By having the parade in the morning, Courtney not only filled the theaters for the afternoon and night, but stimulated business for the local merchants. Incidentally, it was the biggest celebration ever held in Halifax, with about 12,000 marching and 60,000 watching the parade. The latter being in two waves, opened up in the early afternoon.

Courtney also injected some showmanship in the actual selling of the Victory Bonds. He parked Army trucks and tanks at traffic locations in the city before, during and after the parade. The vehicles, with plenty of advertising, were used as bond selling bases for crews of solicitors, and with splendid results.

Courtney is continuing with Odeon as the Casino manager.

Sidney Wilmer, Vet. Exhib.
Dies of Double Pneumonia

(Continued from Page 1)

the veteran exhibitor, who had been ill for a long time, was hospitalized twice during the Winter. He was taken to Mt. Sinai in February.

Wilmer is survived by his widow, the former Zolida Dolores, and a sister, Mrs. Annette Wright.

Funeral services will be held at noon tomorrow at the Little Church Around the Corner. Body, lying at Cook's Funeral Parlor, 117 W. 72nd, will be cremated.

The Wilmer & Vincent circuit, whose first theater was the Orpheum at Utica, N. Y. taken over in 1901, was originally a vaudeville chain and continued to play vaudeville until that form of entertainment was superseded by motion pictures, though it had been playing movies along with vaudeville. When the early Edison pictures were being shown.

A theater in Reading was taken over in 1905 and the following year houses in Harrisburg, Allentown, Altoona, New Berlin and New York were added to the circuit which now embraces 23 theaters.

Associated with Wilmer in the circuit's operation have been Walter Vincent, vice-presy, and Joseph D. Egan, secretary-treasurer.

OUTSIDE LOOKING IN

Editor's Note: The opinions expressed in this resume of critical and column contributors do not necessarily those of the writers quoted; they do not necessarily reflect those of THE FILM DAILY.

JIMMIE FIDLER (N. Y. Daily Mirror): "Echoes from the recent Motion Picture Theater Owners of America convention, at which the double feature evil was a foremost topic, still reverberate against the Hollywood hills.

Among the theater men, both the chains and the independent operators, there was a gratifying unanimity of opinion about double bills. Just about everybody agreed that two-picture programs are slowly but surely strangling the life out of a great and noble industry.

"The independent theater owners talked the same game. They said that they were anxious to put an end to the practice, by gosh—if the chain operators would do likewise. They have been heard to say they were willing to be con-"
Allied Blasts Appeal Board's Ken Case Decision

Ruralites See Pix 29-39 Times a Year

Lafayette, Ind.—Dr. Lynn Robertson, Purdue University, speaking at the rural youth leadership training school at Lafayette, has said young men from rural areas attend an average of 36 movies a year and young women go to 28 weekly. He said this was revealed by a study of rural youth recreation in five Indiana counties.

SECRET COM. AS DECREES SLEUTHS

Conn. Allied Authorizes Group to Report Violations for Investigation by Unit's Counsel

New Haven—Dr. J. B. Fishman, president of Allied Theater Owners of Connecticut, announced yesterday that the Board of Governors has authorized today that appointment of a field committee had been authorized to report violations of the New York consent decree to the chairman, who in turn would report to the attorneys of the organization for investigation and suitable action. The number and identity of the members of the committee, or its chairman, are unknown to the general membership or the committee personnel.

Exhibitors interviewed opined that for approaching season and new methods of selling under the decree necessitated such action in order that exhibitors might derive every possible benefit from the consent decree without suffering from "false interpretation or threats."

Walters Spanish Publicist Honored at Havana Dinner

Havana (By Air Mail)—The Society of Motion Picture Writers gave a farewell dinner to Maria M. Garret, president of the Pan-American Press Club and director of the Spanish publicity department in Warners’ New York office. Guests of honor were four newspaperwomen, Miss Garrett, Conchita Gallardo of Paris, Antonia Sastre of Mexico, and Mrs. Angel Blanco, FILM DAILY staff correspondent.

Other guests were, Basilio de Armas, Warner Bros.’ manager, Emilio Castro Chane and Charles Garrett.

Messerschmitt Plane Off For Atlantic City Date

Bundles for Britain’s “Messerschmitts” fly to England today on route for the Steel Pier, Atlantic City, first stop on the scheduled cross-country tour. Playing two weeks at the Hollywood Theater, the plane and its exhibit played to 42,600 adults and children for a total “take” of $9,750.

Bill Blowitz, on leave of absence from Bob Taplinger’s Coast Warner publicity department, is handling the press of the show. Irving Parker is advance and booking man. Sam Blowitz is company man. Trio will return to the Coast when the tour is completed.

"Tom, Dick and Harry" Trial Enter's Fourth Day

Chicago — The “Tom, Dick and Harry” suit, brought by the radio team of Tom, Dick and Harry entered its third day of trial yesterday before Judge John Barnes. Jack Osserman, RKO exchange manager was on the stand. Arthur Goldberg, defense attorney, brought out the fact that the title had been used several years ago by another film company.

Hollywood executives testimony will be introduced today by the defense.

Femme Traffic Chief at New Fla. Drive-In

Pensacola, Fla.—The new Drive-In theater located on the Mobile highway has a woman in charge of handling traffic. Mrs. Bessee Connolly works with Truman O. Graham in routing the 375 cars which nightly fill the lot. The theater provides some 400 seats for customers without cars, and there is also a special section of the lot set aside for colored patrons. Johnny Jones is manager.
TRADESHOWS TO COST "BIG 5" MILLION

Chances Held Bright for U. S.-Argentine Treaty

Nazi Star Falling Throughout Latin America, Says Rep.'s Morris Goodman

BY GEORGE H. MORRIS

FILM DAILY Staff Writer

Decided improvement in Argentina-U. S. relations indicates that the proposed trade pact between the two countries—with films a prominent item on the schedule of commodities—will find fertile soil for successful negotiation, it was asserted yesterday by Morris Goodman, Republic's vice-president in charge of foreign sales, following his return this week to the home office from a 3½-month business trip through Latin-America.

He said that although general (Continued on Page 6)

UA to Name Peppiat Southern Div. Head

New Orleans—C. E. Peppiat, UA's local branch manager, is slated to be elevated to the Southern Division salesmanship, it was learned here yesterday as UA opened the second of its initial series of regions.

Joseph Moreland, for the past eight years booker and office man (Continued on Page 8)

Publicists to Vote July 9 On Agency for Bargaining

Home office publicists in the eight major companies will vote on designation of the Screen Publicists Guild (Continued on Page 5)

WB Theaters Cutting Enlisted Men's Fees

Warners, starting July 7, will inaugurate a policy of reduced admission prices for enlisted men in the U. S. service as a part of the company's co-op. In the National Defense Program, it was announced yesterday by Joseph Bernhard, general manager of Warner Theaters, following a meeting of his zone managers, film buyers and home office executives at the Hotel Astor.

Salt Lake City Decision Goes Against Exhibitor

Salt Lake City—The first arbitration action in Salt Lake City was dismissed Tuesday by Arbitrator William J. Lowe, Salt Lake attorney.

Dual Selling Plan for Metro

Both %, Flat Rental Deals Are Provided For

Wilcox to Make Neagle Pix In England and Dominion

RKO's next Anna Neagle-Herbert Wilcox production will be a melodrama laid in England and Canada, and will be produced in England and Canada, it was announced yesterday.

Universal Resumes Paying Pfd. Dividend

Board of Directors of Universal Pictures Co., Inc., at a special meeting yesterday voted the payment on July 11 of a dividend of $2 a share on the company's first preferred stock to stockholders of record at the close of business July 7.

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Sacramento, Calif. (Continued on Page 9)

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Producer and star will leave for (Continued on Page 7)

Frels, El Compo, Tex., Exhib. Carries His Arbitrator's Case to Appeal Board

Second arbitration case to be carried up to the system's Appeal Board was filed Wednesday by Ruben Frels, operator of the Norma, El Compo, Texas. Frel's original complaint, a run on action against the Dallas AAA court, was filed with the Dallas AAA Board and dismissed on June 2 by Arbitrator L. M. Jordan, who held that films had been offered Frels' and that the arbitrator had no authority to specify a particular run.

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In announcing the payment, J. Cheever Cowlin, board chairman, pointed out that the action marks the resumption of current dividends (Continued on Page 2)

Rossi Bros. Win Clearance Over Borsch Circuit Hotels

Schoon Lake, N. Y.—A drive to give established theaters clearance over Borsch circuit hotels had its first success with the granting by distributors of 90 days' clearance to the Strand and Paramount Theaters. Charles Rossi, who operates the (Continued on Page 7)

J. J. Nolan Leaving RKO Radio July 15

J. J. Nolan leaves the employ of RKO Radio Pictures on July 15, after 21 years and will take an extensive vacation.

Nolan, who will announce his plans at a later date, joined the organization in March of 1920 and held executive positions in the accounting, advertising and auditing (Continued on Page 4)

ITOA Names 3 to Hold Parleys on Dual Bills

ITOA's negotiations with the first-run circuits in metropolitan New York looking to the end, by agree (Continued on Page 8)

Metro Sets Three

For First "Block" Plan

Metro's first "block" for 1941-42 will include "Lady Be Good," musical romance with Eleanor Powell, Ann Sothern and Robert Young; "Dr. Jekyll and Mr. Hyde," with Spencer Tracy, Ingrid Bergman and Lana Turner, and "Down in San Diego," with Sonita Granville and Ray Mac-Donald.

Expediture Per Company To Approximate $200,000; $10-90 Theater Rentals

Tradeshow for exhibits, made mandatory by the New York consent decree, will cost the "Big Five" signatories, approximately $1,000,000 for the first year, it was learned yesterday.

That means that the trade shows, to be inaugurated in advance of the Sept. 1 date fixed in the decree as the official start of the new season, will entail an expenditure of about $200,000 per company.

This figure, at any rate, is the estimated cost of the first of the (Continued on Page 7)

Dual Selling Plan for Metro

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Producer and star will leave for (Continued on Page 7)
Minoc Production Plans Ready Next Month—Barry

Chicago — Minoc Productions, which produce three-minute picture news films for daily newspapers, will unveil its production plans ready next month, John T. Barry, recently elected president and publisher, stated here yesterday. Mr. Barry will direct Eastern production and Sam Cowol on the West Coast.

Its pictures will not be in competition with film theaters, Barry said, but will, instead, co-operate with them. In fact, the studio's exhibitors have offered to make use of soundies to exploit their current film attractions.

Many musicians, actors and other workers, Barry stated, have obtained good jobs from this new industry. Several soundies artists have won jobs with regular motion picture companies.

Republic Demands $50,000 In ‘Superman’ Balm Action

Suit for $50,000 damages was filed yesterday in the New York Supreme Court in the Republic Pictures, Inc. versus Detective & Superman, Inc., owner of the comic strip “Superman.” Republic claims that in April, 1940, it made a contract with the defendant which gave it the right to make a film serial based on the comic strip’s adventure. Subsequently, according to the complaint, the defendant breached the contract and gave the film rights to Fleischer Studios.

Exhibs. Squawks Block July 4 Date for Circus

Sioux City, Ia.—Theaters here went a verdict over the circus, but whether they can make it stick remains to be seen.

The city council denied the Cole Brothers circus a permit to show at Sioux City on July 4 after an attorney for the theaters protested the invasion on holiday profits.

Circus officials did not withdraw their newspaper advertising and other publicity, however, indicating an effort at adjustment of the difficulty.

Columbia Foreign Execs. Due Today from So. Amer.

Joseph A. McConville, Columbia’s foreign manager, and Jack Segal, manager of foreign branch operations, are scheduled to arrive at the home office today from Rio de Janeiro after attending the annual sales convention of Columbia Pictures of Brazil held at the Palace Hotel.

The conclusion, at which McConville and Segal marked the climax of his two-year business trip through South America.

“York” Plugged on Radio

Warner’s has made a two-week deal with WABC for time on the Arthur Godfrey morning program, in connection with the opening of “York,” at the Astor next Wednesday.

RKO’s Field Exploitation Staff Shifted by Turner

Terry Turner, supervisor of S. Barret McCormick’s field staff of RKO Radio exploiters, yesterday announced the realignment of the 16 reps. Following the district assignments covering the U. S. and Canada become effective as of July 1.

Branson and New Haven, Harry W. Reiners; Buffalo and Albany, Ted Flynn; Philadelphia, Pittsburgh, Milwaukee, St. Louis and Kansas City, Frank Cronin; Cleveland and Detroit, Don Prince; Memphis and New Orleans, Fred Ford; Dallas and Oklahoma City, Brian Devil and Buffalo, Chicago.

RKO has returned to Hollywood after a short stay in New York.

NEIL AGNEW and ROBERT GILLHAM have returned from Hollywood.

WILLIAM KEIGHLEY is here from the Coast.

H. M. RICHET goes to Myrtle Beach, S. C., Sunday night.

DON HIGGINS, publicity director for M. of T., is now vacationing in Puerto Rico for the sixth time in four years.

“Pastor Hall,” “Dictator” Bans in S. A. Face Appeals

Press services yesterday carried reports from South America which stated that “The Great Dictator” had been banned throughout Argentina and “Pastor Hall” had been banned throughout Chile.

A United Artists executive said that the Chile ban had been made by the governor of a local province after the James Roosevelt picture had been okayed by the Federal Government. Ban is being appealed.

The Chaplin picture report was said to be wrong, with the situation unchanged in Argentina. If any ban is slapped on, an appeal will be immediately made, it was added.

CECELIA AGER

PM — New York City

says—

“I know it’s going to prove very useful, because I’ve consulted Film Daily Year Books frequently in my work.”

1941 YEAR BOOK of Motion Pictures

Now Being Distributed FREE

To Subscribers of THE FILM DAILY

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6425 Hollywood, California
Second day’s gross bigger than opening day! Monday’s bigger than Sunday’s! Man, how it’s building!

with
JEFFREY LYNN • PHILIP DORN
KAAREN VERNE • MONA MARIS
Directed by VINCENT SHERMAN
Screen Play by Charles Grayson
Story by Edwin Justus Mayer and
Oliver H. P. Garrett
A Warner Bros.-First National Picture

NEXT WEEK ALL OVER AMERICA!
B & K Tele Station
To be Ready in Fall

Chicago—B & K’s tele station here will not be in operation until Fall, it was learned yesterday.

Delay in the delivery of steel for the tower and of essential station equipment, attributable to the demands of the national defense program, makes earlier operation impossible, according to Lieut. Will Eddy, B & K station director.

At the same time, it was ascertained that Zenith will not be ready for commercial operation this Summer. The company reports business “very good,” and is adding 112,000 square feet of factory space.

CBS is asking for the extension of its Chicago tele permit to Jan. 15, indicating that it, too, will be delayed in regular station operations here.

Meanwhile, operation of late “jeep” sets in the B & K Chicago theater and Great States circuit houses is marking time while negotiations to settle the IATSE-electricians union jurisdictional fight proceed. An early amicable settlement is indicated.

The Chicago Theater set has been installed, Great States is waiting upon delivery of equipment.

Defor “Commandment” Showing

“The Great Commandment,” independently-made feature being handled by 20th-Fox, scheduled to open yesterday at the New Amsterdam, has been indefinitely postponed until such time a proper campaign can be put behind the picture, it was said yesterday.

B. A. Critics Rap Censor

Buenos Aires (By Air Mail)—Action of the municipal censor in banning 20th-Fox’s “Tobacco Road” as “unfit for children below 16” is rapped by B. A. film critics.

Happy Birthday to You

Robert Ellis
Ira H. Simmons
E. H. Calvert
Walter J. Lynch
E. C. Palmer

June 27

Agnes Nolan
June 28

Fred W. Futter
Louis Kings
Barney Pitkin

June 29

Richard Batcheller
Robert Frazer
Harry Luchman
Nelson Eddy

J. J. Nolan Leaving
RKO Radio July 15

(Continued from Page 1)

No Involvements!

Although both anti-war and pro-war groups have sought to enter into tieups with “Sergeant York,” Warners are understood to be steering clear of controversial deals. The company does not class “York” as a war film, either for or against, but strictly as the biography of a great American hero. War sequence occupies only a small part of the footage.

Disney Reps. and Striking Artists Again Negotiate

West Coast Bureau of THE FILM DAILY

Hollywood—New efforts to find a common meeting ground for a settlement of the Screen Cartoonists Guild strike against Walt Disney Productions started yesterday at the discussion between five striking artists and two Disney representatives.

“The groups are making an effort to determine what points can be stipulated by both sides to clear the way for discussions upon a minimum of essential differences,” said President Littlejohn of the Guild. “They hope to continue meetings until they can arrive at a basis on which Disney and the Guild negotiating committee may be brought together for the negotiations.”

It is understood the question of recognition of the Guild as the bargaining representative for Disney artists, point on which previous mediation attempts have deadlocked, is at stake, is now being assumed by both sides as an ultimate certainty if the other points are agreed upon.
to be instituted for the soldiers, sailors, and marines are now being worked out to fit each local situation.

Harry M. Warner, president of Warner Bros., was among those who addressed the meeting. He spoke on current problems, and outlined the difficulties being encountered by the industry.

Among those present were: James Coston and Alex Helperin, Chicago; Nat Wolf and Nat Fellman, Cleveland, I.; J. Hoffman, Bert Jacobs and Max Wolf, New Haven; Don Jacobs and Frank Danisk, Newark; Moe Silver and Max Freedman, Albany; Ted Schlang and Ed Hiney, Philadelphia; Harry Kalmie, Pittsfield and Saul Bragin, Pittsburgh; John J. Payette and George Crouse, Washington, and the following from the home office: Clay- ton Bond, Harry Goldberg, Leonard Schlesinger, Frank Phelps, Sam Morris, Abel Vignard, W. S. McDon- ald, Harry Rosenquest, Louis Kaufman, Herman Maier and Frank Ca- hill.

Golden State Theaters
Cut Prices for Service Men
San Francisco—U. S. enlisted men
will get reduced admission prices at the 21 male houses here owned by Golden State Theaters and San Francisco Theaters, Inc. Hal D. Nelles, newly appointed manager, states price will match "junior" ad-
missions, 10 cent matinees, 20 cents
nights.

Chi. Indies Weighing Free Admission for Service Men
Chicago—Move to admit service
men in uniform to local theaters

TO THE COLORS!

Charlottetown, P. E. I.—Arthur Cooper, for many years manager of the Capitol and Prince Edward, in Charlottetown, of the Spencer cir-
cuit, is now a major in the Canadian
Army, and detailed to organizing en-
tertainments and staging them for soldiers through Nova Scotia. Sup-
ceeding him at Charlottetown, is J. Warters.

Long Beach, Calif.—Wayne Mor-
is, film star, yesterday became an ensign in the procurement division of the Naval Aviation Reserve.

Motion Picture Theater Receipts in Ohio
Flop While Other Amusement Lines Advance
Columbus—Figures released by the Ohio Treasurer of State for the period from Jan. 1 to June 7, show that, for 1944, collections from the 3 per cent Retail Sales Tax exceeded the 1940 figures by 24 1/2 per cent. A breakdown of the total collections for 1941, 1940; sales of radio sets and equipment, and jewelry, and 34 per cent.

The 3 per cent State Admissions Tax for the same period of 1941 was 5 per cent of the excess and but a small total shows all of the increase was enjoyed by other lines of amusement while motion picture theater receipts were less this year than last, according to Pete J. Wood, secretary of the Ohio ITO.

Buffalo Court Asks Briefs in City's "War" on Bingo
Buffalo—Opposing counsel were ordered to file briefs by today as Justice David Diamond, in equity term of Supreme Court reserved decision on injunction to restrain police from interfering with Bingo games at Old Vienna, Academy The-
er and Richter's.

Declarant's counsel would seek to re-
strain only Bingo operations and not the legitimate amusements of the theaters, Gerald J. Shields, for the corporation counsel's office, ar-
gued they should not be prevented from doing their duty.

Justice Diamond remarked there
were two questions to be settled: whether equity court was being asked to decide a criminal case and whether the situation called for an
exception to the general rule that
police should not be restrained in their
duties.

Film Stars to Appear at Six Camp Shows
West Coast Bureau of THE FILM DAILY
Hollywood—Six shows will be giv-
en this weekend at Camp Col- lins
Haa, McQuaid, Hamilton, and Mof-
fett fields and the Presidio under auspices of the Motion Picture Com-
mittee for Talent and Camp recrea-
tion and are expected to play to
about 100,000.

Kay Kyser, Marlene Dietrich, Pat
O'Brien, Jimmy Durante, Lucille
Ball, Judy Canova, Kay Francis,
Desi Arnaz and Jerry Adler will ap-
pear.

without charge or at nominal prices is
being considered by indie exhibs.
Free admission example was set
some time ago by Ludwig Sussman,
owner of the Adelphi on the north
side.

The White Sox are admitting the
service men free for weekday games,
while the Field Museum has also
ordered free admissions for boys
in uniform.

Nashville, Tenn.—Local theaters
are admitting service men to night
movies free for weekday games
when from 3,000 to 5,000 are on
passes.

Canadian MPDA Moves
Toronto—Motion Picture Distribu-
tors Association and Canadian Film
Boards of Trade have moved to 100
Bond St.

Blum Honored by Allied
As National Councillor

Herman A. Blum, Baltimore exhib-
itor, who is retiring from the theater
field, has been made an honorary
national councillor of Allied "in rec-
ognition of his outstanding efforts in
behalf of the organization and of the
independent exhibitors in general," it
is announced by Abram F. Myers,
board chairman.

Blum, a charter member of Allied,
and long national treasurer, has also
been made a life member of the
MTO of Maryland, Allied affiliate,
which will tender him a testimonial
banquet in Baltimore Monday night.
Blum served as prexy of the unit for
seven years.

Myers will address the dinner at
national Allied's unit and is expected
to speak.

Meyer Leventhal succeeds Blum
on Allied's board as the Maryland
unit's rep.

Injunction Dissolved. Carmen Opens Today
West Coast Bureau of THE FILM DAILY

Detroit—Circuit Judge James E.
Chonet handed down a decree in the
Carmen Theater case yesterday dis-
solving the injunction applying to
the building, and brought about the
opening of the long expected Detroit
Theaters, so that this new house in Dearborn will be allowed to open to
today. This dismissal is granted upon proof of compliance with the
earlier Supreme Court order to disassociate Miskins interests entitling the
drawer and leased by Mrs. Mary Miskins to the theater of property for a parking lot was
accordingly cancelled.

Injunction still remains effective for four years against Miskins in-
terests, preventing Joseph Miskins
from being associated with the Car-
men Theater for that period, in
pursuance of agreement made when he
and Joseph Stoia divested par-
tnership in opposition theaters. No
damages were granted to Stoia.

M & P Theaters Outing Held
North Scituate, Mass.—With some
150 staff members and guests in at-
cendance, the M & P Theaters Corp.
annual outing was held at the Cliff
Hotel yesterday. Games, swimming,
tennis, croquet and sailing were the
order of the day, which was high-
lighted by a softball match between the
M & P and Standard Theater Sup-
tees teams.

Universal Resumes Paying Ptd. Dividend

(Continued from Page 1) on this class of stock and will rep-
"..."

Publicists to Vote July 9
On Agency for Bargaining

(Continued from Page 1) as their collective bargaining corpo-
representative in elections to be con-
ducted by the NLRB July 9.

Dave was decided Wednesday at a
conference between the companies and
the Guild at the NLRB regional
headquarters, pursuant to the order
for an election recently handed down
by the Board.

A heavily attended Guild mem-
bership meeting Tuesday night heard
details of the election procedure
as H. N. Glickstein, the union's counsel, deliv-
ered the main report on the
NLRB decision, which defined the
bargaining unit. The m e e t-
ing launched plans for unanimous par-
picipation in the elections by eligible
employees in the industry.

Sol Lesser-RKO Deal
Near Signing Stage

West Coast Bureau of THE FILM DAILY

Hollywood—Commenting on a
published report that Sol Lesser
would join RKO as an "A" produc-
er, Transpos is dead and no deal has been signed as yet. How-
over, it is believed the deal will be consummated and Lesser will seek
allegations of his contract with the
United Artists which provide that he make one picture yearly through
the United Artists.

Despite his proposed RKO asso-
ciation Lesser would also produce
"Strange Victory" for UA.

WEDDING BELLS

Pittsburgh—Art England, of the
England Theater Supply Co., was
married to Helen Abelson of Chi-
icago in the latter city.

Yarmouth, N. S.—The Capitol The-
er box office was decorated for the
wedding of the theater cashier, Mary
K. Vye. The groom is Leading
Aircraftman George F. Clarke, of
the Royal Canadian Air Force, whose
home is at London, Ont. The air-
force band, of which the groom is a
member played outside the church
after the wedding, on a parade through
Yarmouth.
Million Peso Budget For "Simon Bolivar"

By MARCO-AURELIO GALINDO
FILM DAILY Staff Correspondent

Mexico City (By Air Mail)—After months of preparation, the most ambitious undertaking ever attempted by any Mexican producer was launched as camera work started at the CINEMATECA NACIONAL. Contreras' production of "Simon Bolivar," screen biography of the South American liberator which Contreras Torres is producing jointly with Grovas y Cía. One million pesos are to be spent on the production, for which Contreras Torres, producer-director, claims he is assured the support of the Mexican, Colombian and Venezuelan governments.

Julian Soler plays the title role. The large supporting cast includes Carlos Orellana, Pedro Armendariz, Marina Tamayo, Carlos Lopez Morozan, Victor Urruchua, Carmen Molino, and Francisco Benitez. Jack Draper is handling the camera while Manuel Fontanals is the production's art director.

Grovas y Cía. will distribute "Simon Bolivar" throughout Latin America.

In Other Work

Other notable productions currently at work include:

FILMS MUNDIALES, S. DE R. L.'s "Ay, que Tiempos Aquellos, Sensación Cinematografica" ("Those Old Days") with Arturo de Cordova, Joaquin Pardue, Mapy Cortes and Miguel ("Lalillo") Montemayor heading the cast. Julio Bracho, stage director, is making his screen debut with this costume comedy which also is being filmed at the CLASA plant.

PRODUCCIONES RAFAEL ARZOZ'S "La Epopeya del Camino" ("Song of the Road") has begun produc-
eras at theEstudios Laboratorios Cinematograficos Azteca, with Pedro Armendariz, Raquel Meller, Tuta Sucre, Manuel Inclan, Dolores Carramilo and Antonio R. Franuo in the cast. Francisco Elias is megaphonist.

EMILIO SERRA'S Ramo Films has "El Ultimo Chincaco" ("The Last Rebel") on the floor at the Azteca plant, with Rene Cardona, Jorge Velez and Gloria Marín in the top parts. Sevilia himself is directing.

Posas's First Break Record

Posa Films' initial feature-length venture, "Ni Sangre ni Arena" ("Neither Blood Nor Sand"), starring Mario ("Cantiflas") Moreno, just played three consecutive weeks at the Televisa Theater. The film, chief of luxer, to the biggest grosses ever registered by any picture so far this year, has been sold without loss of origin. With a total of close to 160,000 pesos, it broke by several thousands the record set last week by Grovas-Oro Films' "En Tiempos de Don Porfiro" ("Melodies of Yesterday"), and David O. Selznick's "Rebecca," which with "Cantiflas" starred as an unwilling bull-fighter, "Ni Sangre ni Arena" was directed by Alfonso Gomez held a cast which includes Susana Guizar,

Programming Seen As Key to Tele Future

Programming was seen as the keynote of the future of television last night by the majority of speakers at the first public dinner meeting of the American Television Society at the Hotel Astor. Largely ignoring for the purposes of the evening the monetary aspects of the situation such as distribution of television receivers to the general public, the evening's program was devoted entirely to the development of television in the new broadcast service, the seven speakers of the evening dwelt for the most part on the problems that they were being offered in the development of the new service.

Several speakers, Soloman Sagall, president of Scophony, Ltd., in particular, expressed the opinion that the industry should not of necessity retard the development of television in this country and urged that pessimism be discarded in this regard.

All speakers, however, painted a glowing picture of the future of the tele industry in terms of eventually revolutionizing the present means of communications and saw the demand for television as the "new frontier" of science and industry.

Of particular interest were the remarks of Mr. Joseph Schenck, president of the National Broadcasting Company's television division, who welcomed the advent of commercial television July 1 and the competition which will result from the entry of CBS into the field. As of July 1st, Hutchinson said, NBC's W2XBS will take over call letters WNB. These call letters are expected to go out in the near future.

Tax Water, Light, and Gas as Defense Aid

Dothan, Ala.—There's nothing sure for the farmer to do but pay his taxes... This city's board of com-
misiners announces water, light, and gas services will be cut off and no new services will be put into effect by anyone who is not paying a special defense tax of five per cent on monthly bills when July accounts become due Aug. Re-
son City has to the amount of $70,000 in the purchase of a plot for Air Corps advanced pilot school coming here. Failure to pay means a $100 fine.

Argentine Treaty Prospects Bright

(Continued from Page 1)

economic conditions in South and Central America and the West In-
dies in which the Argentine sporting authorities have been in a year ago, for the reason that Eu-
pean trade has been cut off, Re-
public's business in all of these sec-
How is the new frontier growing impre-
cisely,—a gain of 40 per cent hav-
ing been registered by the company during 1940-41. This he said was due to these factors: (1) wider ex-
hibitor acceptance of Republic prod-
uct, both in first-run and subsequent situations; (2) the better production which his organization has been turning out; and (3) the efficiency of the company's Latin-American sex.

Franchise Structure for Rep.

The latter, he stated is essentially a franchise structure incorporating a quota of representatives, with Republic producing only two branches, those in Colon, Panama, and Santiago, Chile. These two branches will remain independent of the company may possibly acquire direct ownership, although, he added, this step is merely under contempla-
tion. And, if it should be taken, the franchise holder would most likely be retained.

Goodman said that production in Argentina is maintaining its pace and that between 50 and 60 produc-
tions would come out of studios there this year. Mexico's production has speeded, but the Government is aiding its recovery. There is also some production in Chile, but not a great deal.

These buildings is brisk, he as-
serted, in Mexico and Venezuela, and Metro is putting up two new subur-
ban stands in Rio de Janeiro.

ASSUMED that most of the Latin-
American producers are steady, and there have been no recent changes ef-
fected in laws which were to be delin-
eated by the speakers.

In discussing international film competition, Goodman observed that "Germany's star is falling all through Latin-America," although he noted instances of Nazi films being exhibited, with indications that the pictures were "giving away" in order to get playing time, accord-
ing to reports.

Goodman said that good will can be readily perpetuated between the U.S. and its Latin neighbors if the latter are pictured in the proper and just light by Hollywood producers, and that it is most ad-
visable for the latter not to attempt to seek and heed good counsel on this point.

Vuelta del Charro Negro" "The Black Charro Returns" has opened at the Cine Encanto. A regulation lucha libre, the second of a series, this picture is being handled by Grovas y Cía. and marked the directorial bow of Carlos Orellana.

Producciones Raul de Anda's "La

OUTSIDE LOOKING IN

Editor's Note: The opinions expressed in this resume of critical and columnar material do not necessarily reflect those of THE FILM DAILY.

JIMMIE FIDLER (N. Y. Daily Mirror): "So, Mr. E. L. Kuykendall, president of the Motion Picture Theatre Owners of America, thinks columnists shouldn't be allowed to write film reviews! In making this absurd statement, he was attempting to place blame for current bad business at theater box- offices and, as usual, placing it where the blame doesn't belong.

I assume he has no antagonism toward reviews that praise pictures. His comment seems to be made at reporters who criticize inferior films, and thus warn the reading public to avoid them. It is a question of lies, not with columnists, but with the men who make and exhibit movies. I'm sure no respectable newspaper critic would deliberately knock a good picture. So, if movies are being damned, they must be bad. If they are bad and a reporter has been invited to express his opinion, what would Kuy-
kendall have the writer do—lie to his public? Not this reporter!

Throughout the upsurge about poor business, and despite blame being hurled at this cause and that, to my mind there is but one basic reason for lack of attendance: The public is over-fed with movies and particularly with bad movies!

And there will always be bad movies as long as we have double features, because the industry, while quite capable of making good pictures, isn't equipped to make enough good ones to fill dual pro-
gram demands. All there is to it are al-
ways be double features as long as theater men like Kuykendall blame bad business on everything except the inability of the industry to make good pictures. The idea that in saturating the public, they're cutting their own throats.

Col. Casts Maxie Rosenblom

West Coast Bureau of THE FILM DAILY

Hollywood — Walter Huston and Mary Beth Hughes have been added to the cast of Twentieth-Fox's "Swamp Water."

Huston in "Swamp Water"

West Coast Bureau of THE FILM DAILY

Hollywood — Walter Huston and Mary Beth Hughes have been added to the cast of Twentieth-Fox's "Swamp Water."
Tradeshows to Cost "Big 5" Million

(Continued from Page 1)
companies affected by the decree, and the reason is that trade circles that the overhead of the other four companies will not Art radically from it.

The "Big Five" generally are understood to be arranging for morning tradeshows in theaters in the exchange territories, although this does not preclude use of screening rooms in branches. Rental charges for theaters in the instance of the pioneering major is said to range from $10 to $90 per day.

This particular company is planning to send out some 20,000 letterheads and a hope of the Observatory to attract each series of tradeshows. This alone, it was pointed out, means a postage bill of 600 each time a theater is a-tradeshowed. Incidentally, the company is billing, for the present at least, to show only one feature at a time, spacing the tradeshows a week apart.

Fifty Trips for Exhibs.

If this plan prevails, exhibitors will be required to make some 50 trips to screen films during the course of the year to pass upon the merit of this one company's pis alone. Unless the screenings of other companies coincide as to days, with due regard to time lapses, this could mean that the exhibitor, to see all producers' hold under the decree terms, would be required to spend five days weekly away from his theater base.

The exhibitor's alternative, it was pointed out, is close reading of his trade paper, particularly those in a position to meet his buying needs by day-by-day reviews of the products in the hometown. With at least one of the "Big Five" committed to one-call selling next season, it was added that the exhibitor who was not kept advised, day-by-day, obviously would have a marked advantage in taking deals.

Coast SMP Will Meet

Hollywood—The Pacific Coast Section of the SMP will hold its next meeting at the Mt. Wilson Observatory of the Carnegie Institution tonight. At 8:30 p.m. promptly, there will be a lecture by Drs. Nicholson and Huggins. Will at least one of the "Big Five" commit two-one-killing next season, would be added that the exhibitor who was not informed, should he have a marked advantage in taking deals.

Salt Lake City Decision Goes Against Exhibitor

(Continued from Page 1)

in Red Lodge and Lauren, Mont, where it was stated to have achieved "satisfactory" results. Of 150 days set up between the time his houses showed first-run pictures and second-run houses operated by Mary Roman showed the same film.

Lowe ruled Moran had failed to establish sufficient facts to warrant establishment of the clearance period.

First New Haven Arbitration Case In Hands of Arbitrator

New Haven—After two full days of testimony and argument, hearing ended on Connecticut's first arbitration and the New Haven hearing closed, arbitration hearing and the members of the New Haven arbitration hearing decided to hold a hearing on the New Haven arbitration hearing.

Complainant's attorneys in summing up stated that "something in the nature of monopoly" occurred when one house is "artistically protected against another," which, they contended, was the case with reference to the Rivoli. It was argued that the houses are substantially the same in size and equipment and that the movies showed are almost the identical ones shown in the same area and since the Rivoli's only advantage is its central location, it is not entitled to the 14-day clearance.

Complainant asked that distributors try the reduction in clearance, with a view toward gaining in rentals from the Forest which they may lose from the Rivoli, and with a further view to returning to exist conditions under the provisions of the consent decree if the new arrangement was found to be economically unsound.

Respondents and intervenors, operators and owners of the Rivoli, stated that reduction of the clearance would result in violation of the contract provision that no theater may advertise pictures while they are being played by a prior run. The clearance over the Park and more recently the Forest was submitted as having a historical background of from 12 to 15 years, and it was stated that film rentals derived from the Rivoli were from two and one-half to four times those of the Forest. It was also contended that reduction of the clearance might result in forcing the Forest.

Considerable discussion was caused by the form of film rental schedules of the two theaters offered in evidence, and there was withdrawn on objection of the Rivoli.

W. A. Wiedersheim Named Hill Case Arbitrator

Philadelphia—W. A. Wiedersheim has been named the arbitrator in the Hill case to be heard July 7.

Borscht Clearance Won by Rossi Bros

(Continued from Page 1)

houses with his brother, initiated the campaign, designed to protect theaters against resort hotels which have been playing top-flight pictures to free audiences, sometimes before the films are made available to nearby theaters.

Rossi contended that it was unethical and unfair for the exchanges to pre-release top-bracket pictures not yet released by theaters.

Exchanges conceded the 60 days' clearance to the Rossi houses when he had the other exhibitors to this proceeding, adding that U. S. Army camps received film 60 to 90 days after theaters; that the Government was being deprived of admission tax receipts in hotel screenings, and that the hotels showed only choice product, turning down lesser films and shorts.

Republic Talking Deal For Billy Conn in Film

Republic has resumed negotia-
tions with Johnny Ray, manager of Billy Conn, for the heavyweight fighter's appearance in a picture to be made this Summer. Deal with Conn was first discussed some six months ago. No contract has as yet been drafted, but Republic and Ray are expected to come to terms later. Probable vehicle is reported as the Octavus Roy Cohen story, "Kid Tisel," which appeared in Collier's.

Dietrich to Tour Camps

Marlene Dietrich has changed her plan of attending the New York premiere of Warners' "Mamomow," it which she co-stars with Edward G. Robinson and George Raft, to make a six-week tour of army camps.

Slaughter Dandelin Crop for Pix Passes

Des Moines, Ia.—It was a penny green among the dandelion crop that was slaughtered in Des Moines when Tri-State theater managers offered a free movie for each child who appeared and brought to the theater a bucket of dandelions. So many of the youngsters brought in the green stuff that a protest was created on how to dispose of the dandelions. Finally the city fathers came to the rescue, and city trucks were used to haul away some 500 bushels of dandelions while some 500 kids enjoyed free movies.

Call for Usherettes

Brings Rush by 500

Rochester—A dearth of workers?

Not here.

When Lester Pollock at Loew's advertised for workers, he had 500 applicants seeking the posts.
UA to Name Peppiat Southern Div. Head

(Continued From Page 1) Manager of the UA exchange wire, will succeed Peppiat, it was also ascertained.

Arthur W. Kelly, UA vice-president and acting top exec, and several head officials from New York are here for UA's two-day Southern convention that opened today.

With Kelly came Harry L. Gold, vice-president and Eastern general sales manager, and Bill Dow, Gold's assistant. Kelly is present of UA branch offices at Atlanta, Charlotte, N. C., Dallas and New Orleans are present.

Kelly Advances Dates Of Three UA Conclaves

Arthur W. Kelly, vice-president, announced a change in the dates of the last three in the current series of regional meetings being held for the theater trade. The Cincinnati meeting, originally scheduled for Sunday and Monday, will now be held at the old Brown and Plaça Hotel, starting Tuesday.

The Chicago district meeting which was to run from Monday to July 2, will now run Saturday and Sunday at the Congress Hotel. The San Francisco regional has been advanced also and will go to next Wednesday and Thursday.

Executives from the home office who will attend the Cincinnati meeting, include: J. S. Golfin, manager of UA branch offices Atlanta, Charlotte, N. C., Dallas and New Orleans are present.

Crystal Pictures Appeals “Sunset Murder Case” Ban

Albany—Appeal on “Sunset Murder Case” refused a license by the censors, has been received by the Education Department from Crystal Pictures, Inc., present distributors. Originally the film was licensed for Grand National distribution as the “Sunset Strip Case.” Sally Rand dance censored out. Later, however, seal was relinquished when an upstate protest to the censor inducing the scene admitting Ind the Rand dance was part of the film.

Two years ago, a revised version was submitted by another distributor but was refused a license, the Board of Regents subsequently upholding Censor Esmond’s rejection. The present version is also revised, but was turned down as “indecency,” Crystal Pictures, through Melvin Hirs, assert the film is clean and that the nation-wide publicity given the film two years ago to Sally Rand’s fan dance has had prejudicial repercussions so far as censorship of this film is concerned.

The regular sub-committee is expected to screen the film shortly, and report recommendations to the Board of Regents at its July meeting.

ITOA Names Three to Hold Duals Parleys

(Continued from Page 1) The management of the TIOA will hold parleys with the studio representatives of the Screen Actors Guild for the purpose of negotiating a new contract. All three men operate independent theaters in and around the city. They have been empowered by the TIOA to conduct any negotiations leading to the abolishment of double features and the return of single feature programs to the city’s theaters.

The committee will immediately endeavor to make appointments with circuit executives to discuss the matter. At a meeting of the ITOA on Wednesday at the Hotel Astor, a resolution was unanimously passed calling for the placing of one feature picture at a time, instead of two, if the circuits would agree to do the same.

Oppose Zoning Change for Rede Red Bank Theater

Red Bank, N. J.—Walter Rede’s plan to build a theater here is running into snags. The Zoning Board of Adjustment has scheduled a hearing on this week to consider an amendment to the zoning ordinance which would allow construction of the house on Broad St. on property now owned by the First Methodist Church. Leon Beissle, Jr., an attorney, announced he will fight the proposed zoning change on behalf of several property owners. He said the site of the proposed theater is principally a residential zone and should be named the Walter Rede Community Theater.

Lichman is Benefactor Of Freedman’s Hospital

Washington Bureau of THE FILM DAILY
Washington—A. E. Lichman, operator of 25 colored theaters in the Washington area, has donated $6,000 worth of medical equipment to Freedman’s Hospital. Lichman’s gift covers the first premature birth stations in the city for colored persons to be staffed by Negro personnel. Paramount and RKO newsmen covered the event. The equipment consists of seven baby incubators and one portable ambulance incubator.

WB Leases In Torrington

Connecticut Theatrical Corp., a Warner subsidiary, has signed a long-term lease on the Alhambra, Torrington, Conn. Berk and Krumgold arranged the deal.

Mature Opposite Alice Faye


Hollywood Speaking—

by RALPH WILDE

WARNERS are mulling over plans making “Peary of the North Pole” story by Ray Schrock based upon the Peary Cook controversy over polar discovery honors. James Stephenson is reported Warners’ potential Admiral Peary.

HAROLD ARLEN and Johnny Mercer are doing music and lyrics for four songs to be used in Warners’ “New Orleans Blues.” The two chief numbers, “Blues in the Night” and “Hang On, Lids, Kids,” will be sung by Friscilla Lane and Betty Field.

THE WIZARD OF ARKANSAS,” port- erly “Joan of Arkansas,” a novel by David Garth, has replaced “The Good Fellow” on Bob Hope’s schedule at Paramount.

A. HERMAN has been assigned a Mono- gram to direct “Little Louisiana Lady,” top-budget musical which producer Edward Goldwyn will send before the camera in July. Film will feature the music of Stephen Foster. Fred Myton has just turned in his original screenplay.

KNOX Manning, CBS news commentator on the Coast, has been signed by Larry Freeman for the narrations in the Columbia serial, “The Iron Claw.”

REPUBLIC has signed Jacques Tourneau to direct “Doctors Don’t Tell,” which will have John Beal and Florence Rice in the top roles.

TOM TYLER, who was scheduled to co-star with Joe Powell in RKO’s “Frontier Marshal” series, has been given a contract release. Sigmund Neufeld, producer in charge of RKO’s three western units, is looking for a “name” western star to replace Tyler, but Powell will play the part originally slated for him.

SAMUEL GOLDWYN has engaged Mel- lyn Frank and Norman Panama to collabor- ate with Sy Bartlett on the latter’s original for Bob Hope, temporarily titled “Treasure Chest.”

ANNA BURL, who is playing the role of Mary Dolphine in “Native Son” on Broadway, will make her screen debut in RKO’s “Gangster, the fantastic spectacle.

MADELINE CARROLL and Paulette Goddard drawing leading roles in Paramount’s “Forest Rangers,” with Fred MacMurray and Robert Preston. Warren Duff is writing the script from a magazine serial by Selma Strabell, purchased by Paramount during “Fire by Night,” but which will be unpublished under the screen title “Forest Rangers.”

ROSALIND RUSSELL, is to be starred by Metro in “The Female of the Species,” in which Don Ameche, Kay Francis and John Carroll also will be seen.
FIND HEADACHE IN TRADESHOW PROBLEMS

Coast, Midwest Circuit Expansion Squawks Lead

If Volume of Complaints Rise, D of J is Ready to Ask Restraining Orders

The bulk of exhibitor complaints against theater expansion by the "Big Five" has been received by the D of J from the West Coast and middle West districts. Government sources revealed Friday. These complaints have been directed in the main against both completed and threatened theater deals by 20th-Fox (National Theaters) and Paramount, it is understood.

Sources close to the Government (Continued on Page 3)

D of J Sending Six For Crescent Trial

Washington Bureau of THE FILM DAILY
Washington—Six members of the D of J's Anti-Trust Division legal staff will leave for Nashville this week to handle the Government's anti-trust suit against the Crescent Amusement Co., which goes to trial (Continued on Page 3)

Six Paramount Publicists To Join SPG; Urge Unity

Six members of Paramount's publicity department who heretofore have held aloof from the SPG on Friday addressed a letter to President Joseph Gould and the Guild in (Continued on Page 10)

Sanborn in Race for Gubernatorial Honor

Concord, N. H.—Ansel N. Sanborn of Wakefield, head of a Carroll County film theater chain, has been named as a probable candidate in the 1942 primary for the Republican nomination for Governor.

Sanborn, long prominent in state politics, is now a member of the Executive (Governor's) Council. He is expected to oppose Gov. Robert O. Blood, who has announced his candidacy for a second term.

One Major Sends Questionnaire to Entire Sales Staff In Effort to Find Answers; Distrib. to Make Showings Strictly Business; Entertainment Too Costly

Variety of problems arising from the mandatory tradeshow provisions of the New York consent decree is proving a real headache to the "Big Five." So much of a headache indeed that one of the first companies which will tradeshow next month is carrying them to its entire field selling staff via a questionnaire for advice as to the proper course of action to be adopted.

Questionnaire covers no less than nine points, with the queries ranging from, "Where would you tradeshow?" to "What local or national trade paper is best suited to comment?" (Continued on Page 9)

WB Plans 86 Shorts, But May Add More

Planning to meet any eventualities under consent decree selling, Warners will make 86 short subjects for the coming season, the same number as this year, but will be ready to augment that program greatly if a demand arises. Company will also give its shorts in (Continued on Page 9)

Circuits Hold Duals' End Really Up to Studios

Reaction at the week-end of major circuit operators in the New York area to the ITOA move to eliminate double features was negative. Exeo. of the circuits pointed (Continued on Page 3)

K-A-O Stockholders Act on Reorg. Today

Special meetings of K-A-O stockholders, for the purpose of taking action of the proposed plan of reorganization of the company and its subsidiaries, was adjourned on Friday until today.

Certain details of the plan had not been completed by attorneys, and this was given as the reason for the adjournment.

SOL LESSER JOINING RKO

Will Produce One More Feature for UA on the RKO Lot

West Coast Bureau of THE FILM DAILY
Hollywood—SOL Lesser, who will join RKO Radio next week as executive producer under Joseph L. Breen has been granted his release from United Artists with the proviso that he still deliver "Any Girl Would," formerly titled "Strange Victory." It will be made on the RKO lot and will be directed by Reinhold Schunzel. Lesser's appointment is taken to (Continued on Page 3)

Loew's Cuts Prices For Men in Uniform

Loew's Theaters throughout the country will offer U. S. service men in uniform, reduced prices on all movie admission tickets. This an- (Continued on Page 9)

Loew's Loses Earle Decision Can't Sell Its Own Theater Exclusively

Arbitration Handled Okay, Wright Tells AAA's Braden

Washington Bureau of THE FILM DAILY
Washington—The D of J's special unit to which is entrusted supervision of enforcement of the New York consent decree is satisfied with the way arbitration proceedings are (Continued on Page 10)

Philadelphia—A decision ordering Loew's, Inc., to service the Earle, Newcastle, Del., with some run, to be designated by the distributor, has been handed down by AAA Arbitrator Rupert C. Schaeffer, Jr. Ruling has been awaited with considerable interest as it involved one of the last Loew "exclusive run" situations and his possible applications (Continued on Page 11)
COMING and GOING

BARNEY BALABAN returns from the Coast today.

CHARLES SKOURAS has returned to Hollywood.

STANTON GRIFFIS, ADOLPH ZUKOR, JOHN W. HICKS, RUSSELL HOLMAN and PAUL RAI-BOURIN return to the Paramount home office from today's Coast.

TEDDY CARR arrived here Friday from Europe on the Clipper.

RICHARD DE ROCHEMONT has returned from Europe by Clipper after a six-week stay in occupied France.

LINDA GREY and BLANCHE GRAY left for the Coast Friday to report to Paramount for work in "Louisiana Purchase."

MONROE GREENTHAL flew to Chicago over the week-end, continuing from there to San Francisco and Hollywood.

ARTHUR W. KELLY, HARRY GOLD and DAVID "SKIP" WESNER are in Chicago for a two-day sales huddle, flying to San Francisco tomorrow night.

VIRGINIA DAILE, Paramount player, is in Myrtle Beach, N. C., for the MPTO meeting of N. C. and S. C. members.

MOE J. SIEGEL arrived here Friday from Hollywood to confer with Republic execs.

NATE SPINGOLD is on the Coast.

SCHUYLER KORNHEISER, general manager of the Paramount and Famous Music Corps., is on the Coast.

IRENE BORDONI arrives in Hollywood today.

VICTOR MOORE left for the Coast over the week-end.

GILBERT MILLER is in Hollywood.

MILTON BERLIS goes to Chicago this week for a three-week stage stint.

CAROL WAYNE has arrived from the Coast to appear in Summer stock.

J. NOBLE BRADEN, AAA executive secretary, is in Myrtle Beach for the MPTO huddle there.

JAMES R. GRAINER returned to New York from Canada over the week-end.

J. CHEEVER COWDIN is on the Coast.

KEN ANESER of the Warner Bros. advertising department returns today from vacation.

GOWAN H. CALDWELL

Piedmont Publishing Co.

Winston Salem, North Carolina

says—

"It has a wealth of valuable information and is an exceedingly well-edited volume."

1941 YEAR BOOK of Motion Pictures

Now Being Distributed FREE

To Subscribers of THE FILM DAILY

1501 Broadway

New York

Hollywood Office

6425 Hollywood Blvd., Hollywood, California

The Broadway Parade

Picture and Distributor

Theater

Man Hunt (Twentieth-Century-Fox)—3rd week.

RKO

In the Navy (Universal Pictures)—3rd week.

Monroe

Out of the Fog (Warner Bros. Pictures)—2nd week.

Paramount

Strand Underground (Warner Bros. Pictures)—2nd week.

Paramount

Globe

Bless Me, Mother (Goldwyn-Mayer Pictures)—2nd week.

Paramount

The Big Store (Metro-Goldwyn-Mayer Pictures)—2nd week.

Paramount

Capitol

Cinemas in the District (Paramount Pictures)

Paramount

Mail Train (Twentieth-Century-Fox) (a)

New York

Hollywood Cassidy (Paramount Pictures) (a)

† TWO-A-DAY RUNS

Citizen Kane (RKO Radio Pictures-Orson Welles)—9th week.

Palace

Fantasia (Walt Disney Productions)—3rd week.

Broadway

FOREIGN LANGUAGE FEATURES

Ku Kan (Adventure Epic, Inc.)—2nd week.

World

Soviet Frontier (Arkino Pictures) (a)

Central

Do the Danube (Arkino Pictures) (a)

Miami Playhouse

FUTURE OPENINGS

Jungle Cavalcade (RKO Radio Pictures-Frank Buck)—July 3 (d)

Palace

The Stars Look Down (Metro-Goldwyn-Mayer Pictures)—July 4 (c)

Cinerama

Serenity (Warner Bros. Pictures)—July 2 (a). Author

Man Power (Warner Bros. Pictures)—July 4 (a)

Strand

Hit the Road (Universal Pictures) (c)

Radio

Moon Over Miami (Twentieth-Century-Fox)—July 4 (c)

Paramount

Cinerama

They Met in Bombay (Metro-Goldwyn-Mayer Pictures)—July 3 (d)

Capitol

IMPAA to Ask Unions

To Join Fight for Duals

West Coast Bureau of THE FILM DAILY

Hollywood—Guild and labor unions whose members are employed by independent producers will be asked by the Independent Motion Picture Producers Association to sign a dual agreement to save double bills. Association officials pointed out single bills would keep a sharp drop in picture bookings.

L. E. Chadwick, president, William Hackel, vice-president, Lindley Parson, vice-president, Edward Finney, secretary-treasurer.

Selznick and Capra UA

Deals Said for 10 Years

West Coast Bureau of THE FILM DAILY

Hollywood—It is understood that the deals between Selznick and Capra will go on for 10 years.

Selznick Frank Capra and United Artists, now reaching the signature stage, are for 10 years and require Selznick and Capra each to make two pictures yearly.

It is understood that Selznick is negotiating with 20th Century-Fox for the old Fox studio on Western Avenue and that this property will be used by Selznick and Capra. The studio has seven stages.

Major Barbara’s” Astor

“Take” Reported $96,000

Closing last night after a six-week, five-day run at the Astor, “Major Barbara.” English production of Gabriel Pascal being distributed by United Artists, grossed $96,000, it was learned.

What’s Hear “Dragon”?

Canton, O.—Opening in the face of a 98-degree heat wave, Disney’s “The Reluctant Dragon” gave the Palace here its best opening day for the last six weeks.

Sergt. York, Gen. Duncan

Coming for Film Premiere

Sergt. Alvin C. York and General Duncan, war-time commander of the 82nd Division in which York served, arrive here tomorrow at the Astor. The master of ceremonies, Wednesday’s world premiere of “Sergeant York” at the Astor. Gov. Harry Cooper of Tennessee arrives Wednesday, as will a Washington delegation, expected to be headed by Secretary of War Stimson.

The Broadway Parade

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Expansion Squawks
Highest in West
(Continued from Page 1)

state that the volume of complaints has dwindled lately, but that any renewal in volume would compel the Government to seek restraining or — against the major film companies from the Federal Court.
The Crescent anti-trust suit trial will start on July 17 and is estimated to last approximately eight weeks, it was said. A Summer recess will be taken during the month of August and the early part of September.
The Government plans to bring the Schine circuit suit to trial in Buffalo at the close of the Crescent case and follow that with the New York equity suit against the "Little Three." The suit against the Griffith circuit pending in Oklahoma City is now scheduled to be the last suit to be brought to trial by the Government.

Sol Lesser Joining RKO As Executive Producer
(Continued from Page 1)

mean that Harry E. Edington, whose contract expires in December, will leave RKO. It is reported RKO has offered him a settlement of his contract.

Two Brit. Cameramen Die While Shooting U. S. Film

London (By Cable)—While filming material for the 20th-Fox production "A Yank In The R.A.F." as well as footage for the British government, two British cameramen were killed when their plane was shot down last week, it was disclosed at the weekend.

Islen Auster to Make Signe Hasso's Debut Pic

West Coast Bureau of THE FILM DAILY
Hollywood—Islen Auster, appointed producer at RKO, will make Signe Hasso's initial American picture with story to be selected next week. He was with Joseph I. Breen at the Breen office for five years and was at one time story editor at Columbia.

Happy Birthday to You
Leo Spitz
E. Oliphant
George Chandler
Herman Webber

D of J Sending Six
For Crescent Trial
(Continued from Page 1)

July 7. The Crescent film circle delegation will be headed by Allyn N. Doby and Robert L. Wright, the latter the head of the Department's Conceal Division. Other members will include Albert Bogess, Seymour Simon, John Clagett and Frank Cunningham.

Doby is a newcomer in the Government's film industry litigation, although he has been with the Anti-Trust Division for three years. He was in charge of the Rubber-Tire suit, participated in the Detroit building investigation, the school supplies equipment investigation and the Chattanooga News-Free Press case.

He was formerly in private practice in New York for five years.

Carolina Exhibs. Tackle Many Industry Problems
(Continued from Page 1)

South Carolina meeting open today. Recently passed legislation in several states, ASCAP relations, the consent decree and arbitration, possible higher rentals for blocks of five, current agitation for duals elimination and the MPTOA effort to restrict previews to the trade only, are to be brought up for discussion today and tomorrow.

C. H. Arrington, president of the group, will wield the gavel. Roster of speakers includes Ed Kaykendall, MPTOA presxy; H. M. Richey, M-G-M; N. Noble Braden, executive secretary of the American Arbitration Association; W. F. Crockett, president of the Virginia MPTO; Robert B. Wilby and Roy Rowe.

Convention opened yesterday at the Ocean Forest Hotel and continues through tomorrow.

Virginia Dale, Para. actress, arrives today from Charlotte to be a convention guest.

Circuits Hold Duals' End Really Up to Studios
(Continued from Page 1)

out that in principle it was a great idea, and one that would be wholeheartedly welcomed and supported under some conditions, “but,” and then enumerated a number of reasons why it is not feasible now.

It was stressed that elimination of double features will have to be a joint effort of the Hollywood producers, with fewer pictures and consistently better pictures the best answer to the problem.

WEDDING BELLS

Maurice Shulman, operator of the Webster and Rivoli, Hartford, and Plaza, Wall St. boys, got married to Ruth Goldberg, former RKO cashier at New Haven, it was learned over the week-end.
“Reviews of the New Films”

Poison Pen

with Flora Robson, Robert Newton, Ann Todd, Reginald Tate

Republic—66 Mins.

EXPERTLY-ACTED MURDER YARN WITH OFF-THE-BEATEN-TRACK THEME. WILL SATISFY EXCITEMENT-SEEKING FANS.

Here is a murder mystery which has two relatively unique angles, namely, that the acting is solid, which is rarely the attribute of this type of film, and the weapon responsible for the killings is the spreading of dans-kells (tadpoles) near the lake of the victim.

The murderer accomplishes the nefarious purpose chiefly by indirectness, because those who receive the missives are moved by suspicion and rage to kill those who are painted as their enemies. Husband and wives in a small English town turn against one another, and neighbor against neighbor, while all the time the depraved letter-writer, who enjoys most family confidences in the community, sits back and watches destruction unleashed.

Flora Robson gives a splendid performance as the sister of the town’s minister whose daughter she does not want to see leave the household to wed Geoffrey Toone. The poison letters fulfill their purpose, commence to appear, and dressmaker hangs herself after being accused of authorship. Following her death, the letters continue, bringing about the killing of Edward Chapman by Robert Newton. Eventually the demented guilty-one is found by Scotland Yard.

The picture is heavy with British accents and atmosphere, but this should be no barrier, whatever in the way of exhibits or their patrons for the reason that the attraction has enough on the ball to compensate. It will go especially well in stands where morbid tales and horror are relished by fans. Paul Stein’s direction is okay, as is Philip Tannara’s photography.

CAST: Flora Robson, Robert Newton, Ann Todd, Reginald Tate, Geoffrey Toone, Catherine Lacey, Belle Cristal, Cyril Camblair, Athole Stewart, Mary Hinton, Edward Chapman.

CREDITS: Director of Photography, Victor Jory; Editor, Albert Zarovala.

Red Head

with June Lang, Johnny Downs, Eric Blore, Monogram

THIN STORY MATERIAL DETRACTS FROM EFFORTS OF A HARD-WORKING CAST.

This program offering has a hard-working cast of personable players, but their best efforts are somewhat fluffed by material that has nothing new or novel to interest an audience to any great extent. Picture will serve as a filler on the lower half of radio dubs. Technically the picture passes muster.

The attractive June Lang and personable Johnny Downs headline the cast with a strong supporting role filled capably by Eric Blore. Frank Jaquet, Weldon Heyburn, and Anna Chandler are also prominent in the cast. Direction was handled by Edward Cahn and the screenplay was written by Conrad Siller and Dorothy Reid.

Down, a useless playboy, gets kicked out of his home by his father, Jaquet. He meets Miss Lang, out of a job, and dreams up the idea of marrying her and having her pose as an adventuress to get some money from his father. Jaquet sees through the plan, secretly makes an agreement with Downs to switch his wife and then sends Blore, the bandleader, after them to make sure they don’t get in too much trouble. Remains of story is that Downs continues making pictures for a few domestic spots thrown in for good measure, but all ends happily.

CAST: June Lang, Johnny Downs, Eric Blore, Frank Jaquet, Weldon Heyburn, Anna Chandler, Harry Burns, Baron Emerson, Ralina Zavara.

CREDITS: Producer, I. E. Chadwick; Director, Edward Cahn; Screenplay, Conrad Siller and Dorothy Reid; Based on a novel by Vera Brown; Cameraman, Aran Barlettre, Editor, Carl Plorson.

DIRECTION, O.K. PHOTOGRAPHY, Good.

Lowe and McLaglen on Air

To Boost Marine Corps

Washington Bureau of THE FILM DAILY

WASHINGTON — The Army Department announces that Edmund Lowe and Victor McLaglen will go on the air starting July 10 and continuing weekly thereafter to present a version of present-day Marine Corps life. The Corps has also secured the co-operation of Bing Crosby and Bob Burns who have provided a spot on the Kraft Music Hall for a Marine representative to discuss the impotences of the Corps for young men.

RKO recently signed McLaglen and Lowe for a Marine Corps comedy.

Patriotism Bill Signed

Harrisburg, Pa.—Bill providing for a local referendum on Sunday school tax was yesterday enacted into law by Governor James. Measure provides for election on petition of any group of voters, if not more than 5 per cent provided under the previous law.

Museum of Modern Art

To Show Cycle of 300 Pix

First half of a cycle of 300 films highlighting the history and development of pictures between 1895 and 1941 on at the Museum of Modern Art Film Library today. Part I, to be concluded Oct. 31, comprises 135 films in 62 programs. Programs will each be shown on two successive days at four p. m. daily with extra showings at two p. m. Sundays.

Program for today and tomorrow is called “The Development of the Narrative” and includes eight subjects. Museum exhibition is free and is open for adults and 10 cents for children, includes admissions to the screenings.

Sweetheart of the Campus

with Ruby Keeler, Ozzie Nelson, Harriet Hilliard

Columbia—67 Mins.

WEAK COLLEGE YARN BEST SEEN FOR HOUSES CATERING TO YOUNG AUDIENCE.

A college musical with something of a taint of the 1930 vintage about it, “Sweetheart of the Campus” is not a smashing success. Miss Keeler looks as good as she ever did, her singing and dancing has not suffered by layoff, but something is not there. There is entertainment in the film despite its shortcomings. Fans of bandleader Ozzie Nelson and Harriet Hilliard will undoubtedly enjoy it and not be disappointed. Miss Hilliard’s vocalizing is a bright spot.

The screenplay by Robert D. Andrews and Edmund Hartmann contains a few moments although it’s run of the mill stuff. Edward Dmytryk’s direction of the troupe is not up to par. One must judge this picture on its own merits.

If you have hop-cats and jive bounces in your neighborhood they’ll love it. It was obviously made for them.

The story concerns the attempt of a woman chairman of the board of Lambert College to turn the school into a seminary. Ozzie Nelson and his band, and their dancing star, Ruby Keeler, enroll in the school and put on television shows and install a night club in the gymnasium in order to attract students. Needless to say they win out. The plot is light but characters such as played by Kathleen Howard (the board chairman and Don Beddoe, the comedy sheriff, do much to make the yarn stick.

This has limited audience appeal but definite possibilities.


CREDITS: Producer, Jack Fier; Director, Dmytryk; Actor, Robert D. Andrews; Screenplay, Robert D. Andrews and Edmund Hartmann; Cameraman, Franz F. Planer; Art Director, Lionel Banks; Editor, William Lyon; Musical Director, M. W. Stoloff; Musical Adviser, Paul Mertz; Dance Director, Louis DaProne; Songs by Eddie Cherkone and Jacques Press, Jacques Krakeur, Walter G. Samuels and Charles Newman.

DIRECTION, Fair. PHOTOGRAPHY, Good.

Nazi Newsreels Cause

Rioting in Argentina

Buenos Aires (By Air Mail)—Riots are reported in Rosario, Santa Fe when Nazi newsreels are shown. Police officers and spectators were hurt and arrests made.

Rosario’s Cine Cervantes is the first house in the region to show Nazi propaganda films.

Heart Attack Kills Pinney

Youngstown, O.—A heart attack proved fatal to Edward J. Pinney, 61, IATSE exec.
YOUR ACADEMY AWARD STAR
IN HER FIRST PICTURE SINCE
“KITTY FOYLE”...
in the picture of her dreams . . . as the girl who could be happy with any one of the three men who loved her—if only she could forget the kisses of the other two!
Tom, Dick and Harry

George MURPHY  Alan MARSHAL  with  Burgess MEREDITH

Directed by GARSON KANIN
Produced by ROBERT SISK
Story and Screen play by Paul Jarrico
THE STORY BEHIND THAT
$500 KISS! ......

It’s a knockout—for laughs and for a slant on how to run your wife’s romantic affairs. It’s spicy as a French farce—and ten times more fun. One of the brightest shows on the screen in months!

NOTE TO HUSBANDS:
You can take the romance out of marriage, but you can’t take the romance out of a woman!

RONALD COLMAN
My Life with Caroline

with

ANN Lee
Charles Winninger
Reginald Gardiner
Gilbert Roland
Katherine Leslie
Hugh O’Connell

Produced and Directed by
LEWIS MILESTONE
William Hawks, Executive Producer
A United Producers Production
Screen Play by John Van Druten and Arnold Belgrad
RKO Radio Picture
Tradeshows Present Problems Galore to Distributors.

Several Companies Expected to Show Shorts Along With Blocks of Features

(Continued from Page 1)

with provisions of Section 3 of the consent decree. First replies received to the latter are reported to show a decided trend towards the daily trades, with the time element stressed.

The questionnaire also poses these queries to the sales staff:

"How many local exhibitors do you think would attend?"

"Would you invite the local newspaper critics?"

"Itemize estimated expense of auditorium."

"One major has found the daily rental fee to range from $10 to $30, as reported in THE FILM DAILY Friday."

"In your territory what day of the week would be best?"

"In your territory what time of day would be best?"

"Will you screen one feature each day or sometimes two a day?

Policies of the company in question are expected to be determined by the consensus of replies to the questionnaire.

"Strictly Business"

Developments thus far establish that the "Big Five," without exception, will make the tradeshow strictly business. There will be no free Scotch-and-sodas, buffet lunches, dinners or side events of an enterprising nature. Picture exhibitors to the screenings. With companies likely to have as many as 50 tradeshows in each of up to 80-odd spots during the course of a year, it was pointed out that any "on the house" entertaining could add a couple of million to the distributors' expenditures. That, obviously, would be largely added to rentals.

In this connection, it is reported that in some instances theater operators approached for the sale of their houses for morning tradeshows have attempted to obtain fees which distribute, feel are way out of line. Where the operators have refused to cut the asked price, the negotiation have been called off and deals made elsewhere.

Incidentally, there is said to be a feeling in some distributor quarters that, before the first year is over, attendance at tradeshows will be down to the point that they can be transferred from theaters to the screening rooms in branches, thus cutting the overhead.

Several companies are planning to dress up house lobbies for the tradeshows, feeling that exhibitors will respond to an attractive lobby.

The "Invitation" Problem

Not all companies are said to have reached a decision yet as to whether invitations to tradeshows are to be extended, in addition to the required advertisements in the trade press. Some are said to favor a letter of notification to customers and potential customers rather than invitations to as admission cards. The latter, it is felt, might find their way into the hands of non-exhibitors, a practice all too prevalent, in the past where trade previews have been staged here and elsewhere.

Other problems incidental to the

WB Plans 86 Shorts, But May Add More

(Continued from Page 1)

creased budgets and more exploitation.

In addition to the regular series there will be a group of shorts that will be designated as "service specials," all subjects dealing with some phase of our preparedness campaign and in vain with Government co-operation. Leon Schlesinger will make the same number of cartoons for next year that were made this year.

Shorts in all categories will go in more heavily for color than ever before, it was said.

Para. to Use Color Copy

Para. has set a special ad budget of more than $100,000 for "Aloma of the South Seas" to be spent largely for color ads in newspapers and magazines. Neil Agnew said Friday, Pix goes out Aug. 29.

Loew's Cuts Prices For Men in Uniform

(Continued from Page 1)

nouncement was made Friday by Nicholas M. Schenck, president of Loew's, Inc.

It followed similar announcement by Joseph Bernhard, on behalf of the Turner circuit, on Thursday after a Warner zone meeting in this city.

At Paramount, it was said that decisions as to price concessions for service men in uniform necessarily grow up to the individual circuits and theater partners under the company's decentralized operating policy.

Inquiry as to RKO theaters' policy brought the statement from a company spokesman that no decision had as yet been reached.

National Theaters some time ago announced admission reductions for service men, it was pointed out Friday by Prexy Spyros Skouras.

First rate card in the history of television was issued Friday by the National Broadcasting Co. Rates covers cost to advertisers for time on a 30-second half hour.

For evening broadcasts on week days the cost is $120 per hour; $60 an hour for week-day afternoon shows, and $30 per hour for Sunday daytime broadcasts. No prices were quoted for Sunday evenings as it is not planned at the present time to televise programs Sunday evenings.

There will be other charges in addition to time costs, such as $150 per hour for the use of the main studio in Radio City; $75 an hour for the use of small film studios and for field pickups. Service spots for television programs of 15, 30, or 60 minutes, weather, time, etc., are priced at $8 per minute in the evening and $4 per minute in the daytime. Advertisements for talent, announcers, effect men, musicians, for music and script rights, costumes, properties, etc., will also be billed to the client at NBC rates.

Beginning tomorrow, NBC will begin its regular commercial televisions service 15 seconds per hour. Several advertisers have already contracted for time.

CBS Asks for New Tele Station in New York City

Washington Bureau of THE FILM DAILY

Columbia Broadcasting System has asked the FCC for authority to construct a second tele station in New York City, operating on Channel No. 1 of 60,000 to 66,000 kilocycles, A5 and special emission for frequency modulations, unlimited time.

New England Pix for M of T

Newington, N. H.—Louis de Rochemont, March of Time producer and part-time resident here, has chosen the nearby town of Exeter as the typical New England village to be featured in a new production, "New England—Eight Million Yankees."

"Snapshot Nights"

New Orleans—The Granada and Claxon, nabe houses of the United Theaters, Inc., have instituted the practice of flashing candid shots of strollers on the screen, giving away cash if the person whose picture appears in the theater. The idea evolved from the candid movie photographer idea; now each has a strolling picture-snapper. Both houses report big business on "snapshot nights."

Dishe's as Side Line

Fond du Lac, Wis.—Fox's Retlaw here has been sponsoring miscellaneous dinner which customers given a choice of cats, celery, soups, fruit dishes, sauces, salad forks or spoon and salt and pepper shakers as well as large pieces. Admission is 20 cents without dish tickets, or 30 cents for the premiums.
3 A's and 2 B's in 20-Fox First Block

(Continued from Page 1)

all other major companies, its sales operations will serve as a "guinea pig." Wobber feels. He pointed out that selling under the consent decree will give producers a much more accurate check on the pulling capacity of that sales force than is left the new picture. Low Physical Robert not. Gov't.

Great whole feature had are executives whether more will power about decree. Wobber pointed the Linas Arbitration decision, operations 10

but said Wobber, who pointed the Wobber accurate record. Shephard, McDowell, who tried to increased publicity to week. Wobber will of producers. Myrtle will record of B

resigned to the UA-Selznick U

First to the Laird of Allied, never of Ken directed the first Court. He reported that the mass of people and the LA Stars popular. Myrtle was

was sunk by the U.S. Navy. The British aircraft carrier, H. M. S. Ark Royal, which despite all Nazi reports has been proven to be very much afloat.

Arbitration Handled Okay. Wright Tells A.A.A.'s Braden

(Continued from Page 1)

being handled under the A.A.A. industry setup, it was indicated Friday.

J. Noble Braden, A.A.A. executive secretary, who paid a "friendly visit to Robert L. Wright, the unit's chief, was told that the unit had no complaint.

Wright refused to comment on his talk with Braden but the A.A.A. official said they talked generally about the operation of the consent decree.

Neither one of the committees would say they discussed the Ken decision, assailed by national Allied, or other specific cases. Braden was on their way to New York to address a meeting of the Carolinas MPTO today.

Six Paramount Publicists To Join SPG: Urge Unity

(Continued from Page 1)

which they applied for SPG membership and called for unity on the publicity front.

Bearing the signatures of Jonas Arnold, Budd Getchals, Adolph Silverstein, Bernard Lewis, Paula Weiss, Frederick Paul White, the letter read.

"The approach of the elections ordered by the NLRB causes us, the undersigned members of the Paramount Pictures Publicity Department, to issue a statement of clarification on our position on trade unionism. The Paramount sales chief exhibited a clear DUP proposal.

We have no faith in dual unionism as a solution to the present problem and are opposed to dual unionism in principle. We are therefore resolved to vote for the Screen Publicists Guild in the election called for July 9th, by NLRB.

We accordingly make application for full and unqualified membership in the SPG, reiterating the position of the NLRB on this application by July 1st.

We pledge ourselves to work for a completely democratic Guild in which the majority poll of the membership must prevail.

"Dictator" Ban Denounced By Argentina's La Prensa

Buenos Aires (By Cable) — Contrasting "The Dictator" ban with the benevolent attitude towards Nazi war horror films, La Prensa, Latin America's leading democratic daily, has denounced the ban on Chaplin picture as unconstitutional.

Goodrich Bites Held

Funeral services for Arthur Frederick Goodrich, 63, playwright and novelist, who died Thursday, were held Saturday at St. George's Church.

Gov't Post for Tom McGuire

Detroit—Tom McGuire, director of public relations for Co-Operative Theaters of Michigan, has resigned to take a Government post.

Asks U.S. Counter Propaganda

Needed in Latin America, Asserts Fairbanks

Miami—Impressed with the efficiency of Nazi propaganda in South America, Lieut. Com. Douglas Fairbanks, Jr., U. S. N., on his return from his cultural mission, advocated the dispensing of the language of Chaplin's picture as unconstitutional.

"York" as Drama, Plan of Porterfield

Warner's "Sergeant York" will be put into stageplay form by Robert Porterfield, actor-director of the Barter Theater, Abingdon, Va.

West Coast Bureau of THE FILM DAILY


Three Army camp "test shows" have been supplied by the M. P. Production Defense Committee of Hollywood, with a sub-committee of talent and camp recreation, headed by Chairman Eward Arnold, Vice-Chairman Bert Allenberg; Talent Chairman Charles Feldman, directly in charge. It is estimated these shows played to between 90,000 and 100,000 soldiers. "Test shows" are designed to gauge the type and length of entertainment that may be supplied in the future.

"Ships with Wings" Being Made by Ealing for UA

Arriving Friday on the Clipper from Europe, Teddy Carr, co-managing director in Great Britain for United Artists, stated that the Ealing Studios were producing a feature entitled "Ships With Wings" for UA distribution. Carr and his wife left the vineyard for Westchester. The Ealing film deals with the many times "sunk" British aircraft carrier, H. M. S. Ark Royal, which despite all Nazi reports has been proven to be very much afloat.

THE WEEK IN REVIEW

UA-Selznick Pact

By L. H. MITCHELL

UNITED ARTISTS: Widow of Douglas Fairbanks, hearing White's objection to sale of the Fairbanks UA stock to UA for $400,000, court okayed the transaction. Twelve O Selznick-Frank Capra negotiations to become UA parts took a spurt. Contract is now in the hands of Selznick's attorney, he stated at the week-end, with signing likely within a week. It is understood Selznick will get the Fairbanks estate stock and UA the Samuel Goldwyn stock.

Arthur W. Kelly, UA sales manager and temporary head of the company, announced at New York regional sales meet that the company has had in mind a maximum number of pictures for the year. Company will name G. E. Peppiatt Southern division manager.

Distribs: William F. Rodgers, manager, announced his company would have dual sales plan under the decree—both percentage and flat rentals deals. Metro's first bill-of-column stock and UA in Chicago, July 14. RKO first block-of-five trashshow will also be on offer July 14. J. C. McGuire, who has been an RKO studio exec for 21 years, has resigned.

Twentieth Century-Fox will have 15 features ready by Sept. 1 for block-of-five showing. Universal obtained a $5,000,000 bank loan and the pressing of pictures shot up 124% in two days. Company also announced a $2 dividend on the preferred now $55 in arrears.

This and That: Will H. Hays announced appointments to MMPDA committees. Carl E. Milliken of Detroit attended a hearing by Reciprocity Committee on Argentina and Uruguay trade pacts. Morris Goodman, Repub- lice's vice-president in charge of foreign sales, reported chances bright for an Ar- gentina-U. S. treaty. Govert appropriations totalling $900,000 went for cultural films in advancing U. S.-South American ties. Films and radio are joining hands for a week show in Hollywood Bowl (part of which will be broadcast) for USO. George E. Browne, IATSE press agent, pleased innocent to exertion illustration and was held in $50,000 bail in New York. New England IATSE union endorsed Browne's actions as union proxy. Allied fired a broadside at the dismissal of the Ken Theater arbitration case in Chicago. GI's gathered al- attendance of witnesses at its Crescent circuit anti-trust suit trial. Established "sunk" ships under the consent decree blocks-of-five will cost the Big Five $1,000,000 in the year to come under the consent de- cree. Hal Horne has resigned from Walt Disney Productions and will soon announce a new affiliation.
Loew's Loses Earle Decision

(Continued from Page 1)

Elsewhere in the territory, it was

David Silver, operator of the Earle, filed the complaint under Sec-

6 of the consent decree and

filed pictures following Loew's Park-

ay, Wilmington, which plays most

his pictures exclusively, and has for nearly 10 years.

Loew attorneys argued that Sec-

tion 17 gave the distributor the

right to sell its own houses as it

saw fit, in this case exclusively.

Quattrano Files for Seven-Day Clearance for His New Theater

New Haven—Fred Quattrano, own-

er of the New Haven, Newing-

ton, to be ready for opening early

August, has filed an arbitration

suit against his five consenting

distributors. Quattrano alleges

that he has attempted to buy pic-

tures to open and operate his new

theater, and that pictures have been

offered him with 30 days clearance

favor of New Britain. He asks

that this be reduced to seven days,

since such "clearance would be de-

ment and ruinous." The Strand

and Embassy, New Britain, are

named as interested parties.

Distributors have suggested that

Deep River be included as an in-

terested party in the case of Say-

brook Theater Co. against Loew's

KO, and Vitagraph, filed June 13.

Decision in the first arbitration

matter here by Frederick H. Wiggin

is due by July 25. Case is that of

the Forest Theater Corp. against the

consenting distributors.

Seattle Theaters Reduce Service Men's Prices 50%

Portland, Ore.—Two cuts in ad-

mission prices—one for service men in

uniforms, and the other for young-

sters between the ages of 12 and 18—has been inaugurated in the

Hamrick-Evergreen Theaters in Pa-

cific Northwest.

Reductions will be made first in

Seattle, and later at other theaters

in Washington and Oregon operated by the Hamrick-Evergreen Co.

Effective at 5th Ave., Paramount,

Orpheum, Blue Mouse and Music

Box, Seattle. From opening until

1 P.M. 20 c. of which 15 cents is

the established price of the theater

c, is the federal tax and 2c state

tax. From 1 to 5 P.M.; 25 cents

of which 19 is established price, 4c

federal tax and 2c state tax. From

5 P.M., on; 30c of which 22c is estab-

lished price, 5c in federal tax and

5c state tax.

Effective at Coliseum, opening un

til 4 P.M., 10c of which 15c is estab-

lished price and 1c state tax. From

4 P.M., on; 30c of which 22c is estab-

lished price, 3c federal and 2c state tax.

Columbus, O.—Re-issues, it ap-

pears, are no answer to the summer

cry of exhibs, for big pix with which to

fight the current biz slump inso-

much as letter-writing by Pete J. Wood,

secretary of the ITO of Ohio is con-

cerned.

Pete has just sent all Ohio exhibs, a

letter which covers two more, one

recently circulated by a major dis-

trib. calling attention to its re-issues

as a solution to the pix shortage

problem facing theater operators,

the second Pete's own satire.

Latter, which has exhibits, through-

out Ohio in stitches, reads:

"HEEL AND TOE MANUFACTUR-

ING CO.

"Upperlver, Mass.

June 10, 1941.

"SPECIAL ANNOUNCEMENT

TO THE TRADE:

"Our 1940-41 merchandise is lousy

but how about stocking some nice
discarded 1936-37 styles?

"We realize that shoes of the

1936-37 vintage are far behind the

up-to-date and better made 1941

shoes as they have 'closed' fronts

and lack the many fol-de-rols built

into the 1941 styles.

"We suggest that you plaster your

local newspapers with ads to the

effect that our 1940-41 product is so

shoddy that you are offering your

customers the opportunity to pur-

chase these discarded 1936-37 styles

at the same prices as the up-to-the-

minute 1940-41 styles.

"As a sales stimulant, we suggest

that you offer to give a pair of

scissors to each lady who buys

a pair of these 1936-37 brogans so

that she can cut out the toes and

let in the air, thus giving her the

satisfied feeling that she is wear-

ing a pair of 1940-41 modern-up-to-

the-minute styles.

"Our office will be open twenty-

four hours a day and orders will be

filled in the order of their receipt,

if any.

"ALWAYS REMEMBER OUR

SLOGAN:—"WHAT THE HELL DO

WE CARE FOR THE PUBLIC

AND YOU, OUR DEALER?"

R. I. KNUTZ,

"Promotion Manager."

NBC Counter-Proposal Submitted to Ascap

NBC on Friday made public terms

of a counter-proposal submitted to

Ascap in an attempt to settle finally

the now six-months-old controversy

over music licensing terms. Offering

to the society a somewhat higher

rate of payment than that proposed

last week by CBS, Niles Trammell,

president of NBC, declared that the

NBC proposal "represents our best

efforts to solve the music problem

" and added that he was hopeful that

the proposal would be accepted by

all the parties.

Already endorsed by Samuel Rosen-

baum, chairman of the Indepen-

dent Radio Network Affiliates, Paul

Morency, vice-chairman of IRNA,

and Harold Hough of WBAP-KGKO,

Fort Worth, Texas, the proposal has

been sent to all independent stations

for their study and consideration, Trammell stated.

The circuit in announcing the 50

per cent cut in prices for service

men in uniform said that the new

rates would be permanent.

Seattle—Following the lead of

Hamrick-Evergreen, John Danz of

the Sterling Theaters announces

similar reductions in theater ad-

missions at the Roosevelt or Param-

ent theaters and Palomar.

Seattle—Leroy V. Johnson, gen-

eral manager of Jensen & Von Her-

berg announces that similar prices

will be inaugurated at the Liberty

Theater.

New Canadian Odeon To Have 100 Houses

Toronto.—As the result of deals

already closed and those expected
to be consummated shortly, the new

Odeon circuit, looming up as real

opposition to Famous Players Can-
adwill, will embrace approximately

100 houses, it was learned at the

week-end.

Sam Firestone, who controls the

Midtown, Esquire, Mayfair and As-

ter theaters in Toronto, and the

Esquire Theater in Brantford, is

linking up with Odeon, which started

a few months ago with one picture

house in Vancouver.

Harry Firestone will supervise oper-

ations of the theaters under the

chain in Ontario. Paul Nathanson is

president of Odeon.

H. C. Gipson With Springer

Henry Clay Gipson has joined

Springer Pictures, Inc., industrial

producer, as agency contact man

on motion pictures.

Van Nomikos Hospitalized

Chicago — Van Nomikos, Allied

exe., is a patient in Woodlawn Hos-

pital.
HIDDEN VALUES

RIGID laboratory control sees to it that every roll of Eastman negative film has its full complement of the hidden values — speed, wide latitude, high resolving power, unvarying dependability — that make possible the glowing beauty of today's screen productions. Eastman Kodak Company, Rochester, N. Y.

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

PLUS-X  SUPER-XX
for general studio use when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS