

3 Released; Lawyer Held In Police Raid

By Cyril Briggs

Three Negro workers who were ordered held for a separate hearing by Magistrate Bernard Mogilesky last Thursday when he released 71 of 74 persons, white and Negro, arrested by police early Thursday morning in a raid on an inter-racial dance in Harlem, were discharged yesterday by the Magistrate sitting in the Seventh District Court, 447 West 151st Street, as mass anger against the police raid and wholesale arrests continued to rise throughout the city. The three acquitted yesterday are Mrs. Rose Jarvis, Miss Petrolia Wells, and James Glover.

Two of the 71 persons against whom a blanket charge of "disorderly conduct" was dismissed last Thursday, will be tried next Thursday morning in the same court on different charges. They are Edward Kuntz, International Labor Defense attorney, who conducted the legal defense of the three workers yesterday, and James Green, organizational secretary of the I. L. D. Both Kuntz and Green were among those arrested in the police raid on an I. L. D. dance at the Harlem Workers Center, 415 Lenox Avenue.

Kuntz is charged with "disorderly conduct" on the grounds that when police first entered the hall and ordered the assembled workers to leave, the I. L. D. attorney advised the workers of their legal rights, telling them that they need not leave the hall so long as they continued to enjoy themselves quietly and without disturbance.

Green, the second defendant whose case will be heard at 10 o'clock Thursday morning, is charged with "holding a dance without a permit."

A question by defense counsel to Sharp on whether the raid on the inter-racial dance was conducted under an official police ban on gatherings of Negro and white workers was blocked by the Magistrate. The I. L. D. will press this point on Thursday when it will seek to have Police Commissioner Valentine and Inspector DeMartini appear under subpoenas.