

# THEATRE

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## LIFE OF PARTY IN CLOSET

### Nation-Wide Program Blanket By Radio Disks from All Key Points

Supper Broadcast Service, a subsidiary of the Stanley Recording Co. of America, Inc., is a new scheme of spot broadcasting from cities which will be nationally distributed to key stations for a simultaneous blanketing of the country with the same program at the same time on the same wave-length.

Al Henson, pioneer radio man, in speaking of this division and Walter Hatcher, is to hook the artists themselves for the recording of their "talkies" on these records. Test disks have been made with Norman Brokenshire, M. C. and a singer, introducing Bert Lown's orchestra. Jack Endor, et al. The "taped" programs will carry the news of the sponsoring commercial advertiser with intermittent brief talks and commercial plugs to punctuate each disk. The plan calls about 14½ minutes, with the remaining 30 seconds allowed for station announcements locally every 15 minutes. If more frequent station announcements are desired, the program blanketing pauses for 10 seconds at certain points will permit for brief call letter announcements.

It is a gigantic scheme to ship world-famous talent in canned form on disks all over the country aimed at film distribution via exchange. The hinterland stations, not alone unable to secure any of the chain broadcast, will be linked with this disk recorded system of re-broadcasting of "canned" talent.

### GEST GETS HIP FOR PASSION PLAY

Morris Gest has taken the New York Hippodrome on a long term lease where he will open the Friar Passion Play April 29, following "The Miracle" before production takes to the road, and then present Max Reinhardt's "Orpheus in the Underworld." The German plays are currently in San Antonio, Tex., where they played to \$21,000 yesterday (Monday). Company will stay there until April 27, when they come direct to New York for an augmented presentation which will be staged by David Belasco.

With name will come off the Hippodrome to be replaced by that of Morris Gest, the deal terminating the Passion Play's proposed tenure of the Century, formerly always the spectacle stamping grounds of the Shubert dominion. The Hippodrome is concluding its vaudeville career this Friday to go straight pictures with (Continued on page 40)

### Make a Talker

Los Angeles, April 2. Responding to sound pictures, a new racket has found its way into the novelty concessions at local beach resorts. New gag is called by the Barker "Make-a-Talkie to see how your voice records." It is patterned after the old tin-type photo galleries where the results, now as then, can be obtained while you wait. All for two bits.

### Embassy's Palm Beach Super-Ritz Spot Set

Exclusive Embassy Club, New York, is planning to open a branch supper club in Palm Beach under the same name next season. Membership plan will be strictly adhered to with the invitation fee used to balance the usual cover charge intake. A number of the club members regularly winter in the sea resort, cutting deeply into business in New York.

Plan followed in New York whereby a member may bring the same guest only three times during the season will also be in effect, according to present plans. John W. Runney, who directs the society supper club in New York, was in Palm Beach last week and closed a house on a piece of property on Royal Palm Way and Lake Trail at which a building will be erected. Beach Social Reviewer is said to be interested with Runney in the proposed ritzy night club proposition.

### New Sound Track Film Will Play Pipe Organs

Washington, April 2. John Hays Hammond Jr., whose inventions cover a wide field, has created a sound track film to play pipe organs. Hammond's invention is listed in the Official Gazette of the Patent Office of March 26. Invention was filed here on April 14, 1924, with 31 claims. Patent has been granted, with Hammond holding control of the rights.

### JUVENILE CLEAN-UP

A free lance talking picture producer in New York, is reported cleaning up with one Movietone truck by making talking pictures of wealthy children.

Park arenas are ready to give up plenty for a permanent record of their kiddies in sight and sound just in case they find a home in which to show 'em. Similar promotion is said to be also working out well on the Coast.

### FAT RESORT JOBS FOR PERFORMERS

**\$2,000 Net for Comedy Pair in Exclusive Hotel—50 Spots This Year—Many Camps—Places Spend Big—One Goes to \$3,500 a Week Besides Band**

### BUT DAME STUFF OUT

"Social" jobs at exclusive Eastern camps and resorts is the vaudeville's alternative to laying off over the summer. Possibilities in the racket have been increasing for some time, this year reaching the peak for coin and the number of spots available.

The vaude actor's official role on the camp or resort staff is that of "social director." His duty is to see that the camps and guests are continuously and properly entertained.

One of the most exclusive resorts in New York State has grabbed a two-man comedy act intact from the road for coin and the number of spots available. As a team the boys will receive a flat salary of \$2,000 for the season and all living expenses, including food and their own private cottage. Additional income through side issues in camp are expected to leave the two grand intact at the end of the season (10 weeks).

Vaude salary (weekly) of the same act is \$250. Most of it is shot on the road. The boys figure the 10 weeks at the resort will be considerably more profitable, besides phoning in benefits, which are paid in period in vaude theatres. At the end of the resort season they plan to spend a portion of the \$2,000 on a new act, possibly lifting their vaude salary next season. Farees are paid by the resort, back and forth.

Among the better spots going in for the "social director" idea this coming summer are Ardrey Country Club, Lake George; Pioneer Lodge, Bear Lake; Camp Copake, Berkshire; Totem Lodge and Greenkill. There are from 25 to 50 of that type this East, mostly in New York and Pennsylvania.

One \$3,500 staff at Ardrey the "social" staff will include 15-piece Ben Bernie band, two social directors, two assistants. (Continued on page 40)

### Record Tube Sign

Portland, Ore., April 2. What is claimed to be the biggest neon tube theatre sign in the world is that for the Fox Broadway here which spells out those two names in 12 letters 55 feet high and 150 feet in length.

This town has a Coast rep for the neon tube mileage along its rialto.

### Decline in Westerns Sending Screen Cowboys Abroad With Own Rodeos

### After Mayflower

If Hoover doesn't want the Mayflower, presidential yacht, the show business wants her. The nautic Hoover announced she would not the boat up amusement interests began to pull wires to buy or lease her. Film companies want the famous ship for setting, while a promoter would like to exhibit the boat.

### B'WAY THEATRES REBEL OVER LADY CHISELERS

**Wear of Torn Hose Claims at \$4.50 a Pair—Now Let 'Em Sue**

Ladies who have been regularly collecting for damages to their hose caused by theatre seats are no longer being reimbursed by a number of legitimate theatres. Most of the legit houses say most of the complaints come from balcony seats and good orchestra seats never seem to tear anyone's stockings.

However, most of the moving picture houses say, quito in their attention to the girl sheer hose. Although seats in the picture houses are gone over every morning by the ushers, such complaints in complaints from a dozen to a score and the patrons are reimbursed.

The theatres do not generally feel legally liable for damages to stockings as they want to keep their patrons. Capitol, Rivoli, Loew's State, Strand and the Roxy go so far as to say that they were willing to spend thousands to keep good will. The strand, however, will not pay more than \$1.95, although five of the claimants seem to pay less than \$4.50 for stockings and are always just brand new.

The Paramount theatre reimburses its lady patrons, but one woman who has been in the theatre and tore the knee out of her stocking and wanted that made good. The management refused so the lady wrote to Mr. Katz who paid her.

Loew's American stands alone as the one picture house that refuses to pay anything to its damsel ladies. The theatre received no more complaints that they finally went to law about it and determined that they were not liable for injury to stockings. "There's no trail that they'll run if you look at them," said the manager. However, this theatre received a com-

Two screen cowboys, Tom Mix and Buck Jones are planning foreign tours with their own west outfits. Mix starts in Spain with his own rodeo of 30 as a touring outdoor attraction under William Morrie direction this summer. Willis Morris, Jr., sailed suddenly last Friday for that purpose.

Buck Jones will tour America this summer with a 15-car west show which then goes intact to Europe. Jones will sink \$100,000 of his own, but into the venture and is recruiting his personnel from the many lay-off Hollywood cowboys thrown into idleness with the curtailment of screen westerns.

Mix is still playing vaudeville but concludes his personal appearance around May 1. He will take about 30 horses with him for the Continental Hunt, the material arena of Spain being the most likely scenes of activity. Mix plans to stage two and three-day and full week rodeos in Europe. He has an alternate proposition to make a couple of westerns in sound on the coast, but likes the European trip better.

### Musical Trend

Trend in popular music may be gathered from a leading composer's expression that he will no longer write popular songs but devote his time to picture theme melodies.

Reason is because every other theme song is so hokey up with dramatic exploitation that the ordinary pop song, according to him, hasn't a chance. Hence, taking the course of least resistance, and taking advantage of the terrific plug from the talking screen, a song and picture subject can be tied up to best commercial advantage.

### AIR SOUND TRUCK

Equipped Fokker Plane Delivered Last Week to Fox

First airplane sound truck has been delivered to Fox by the Fokker company. Ship was built and equipped at the Fokker plant at Hushcross Heights, N. J., and delivered complete last week.

Fox now has 40 sound trucks operating on terra firma. The plane truck will be used for long-distance hops and emergency seaward (Movietone) shots.

**BROOK'S**

WIRE NAME YOU GO BY

**COSTUMES**

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1437 B'WAY, N.Y. TEL. 5340 PENN.

1000+ Suits and COSTUMES TO RENT

(Continued on page 58)







# If You Haven't a Rolls or Hispano, Stay Out of the South or Openings

By Harry Reichenbach

No one has been injured by a Ford car for 10 years in Palm Beach, but every day there are collisions between Rolls Royces and Hispanos. The injured parties usually carried away by Minervas, driven in private cars on their own tracks.

"You go to Palm Beach and handle the opening of 'Show Boat,'" says Lew Metzger.

"Sure," says I; "but there's overhead."

"What do you mean overhead?"

"Well," I says, "there's duck pants and fish rackets and golf outfits and some kind of a smart automobile, and then there's room and board at 40 smokers a day."

"We'll take care of the room and board," says he, "but you can look after your tennis outfit."

And off I went to Palm Beach.

I rushed down to Tiffany's and had a trailer made and then to the U. S. Bank Note Office and had four three sheets printed on red paper. I hurried back to Carlotta and had 18 biggie pictures of shipping cases fixed up and caught the 8:30.

Palm Beach, land of waving and itching palms. Where millionaire snub anyone with only 20 million and anyone whose family was not famous with the name of the when they were begun and the Exodus when it ended are not in the swim. Carlotta has the correspondence there to record the snubs handed to the theatrical contingent.

Right belonged to fellow who was only worth \$50,000.

Then they came. So much jewelry on display and handsome sumptuously carried away by Minervas, driven in private cars on their own tracks.

"You go to see it, will you, and I honestly believe we've got it."

It's in 16 reels down there, not having been finally out. For three hours on a sweltering night and no one quit. A picture is a picture, and breeding is breeding.

Sam Kopp, a Variety man, had dinner at the Patio Lamaze and forgot to ask for a discount. He almost bought himself a Coca-Cola during intermission and afterwards became befuddled, but became rational again just after the show was over.

Some 1,500 social leaders leaving the theatre in tears—and not because of the scale. As for the writer—well, if it hadn't been for Broadway!

## WANTS TO BE MAYOR

D. I. Horsley, Former Producer, Among 1-A Candidates

Los Angeles, April 3.

David I. Horsley, former picture producer, long identified with the industry, has entered the race for mayor of Los Angeles, along with a number of other candidates.

Horsley seeks election on a plank that includes elimination of Mull-baiting, and is particularly interested in the hills above Hollywood, and claimed by many to be a menace to the film colony.

## PLANS BIG HOLLYWOOD HOME FOR EXTRA GIRLS

Raising Coin for 13-Story Club-Home—Rheba Crawford Sponsoring

Los Angeles, April 2.

Despite the fact that the Association of Motion Picture Producers and the Academy of Motion Picture Arts and Sciences have been working for endorsing the plan of Rheba Crawford, styled "The Angel of Broadway," for housing the girls in the industry who are at the moment being thwarted. Persons prominent in the industry felt that if they could desire for an abode of this sort, people would believe they were trying to tell the players what to do.

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Jessel Will Do Spanish and Italian for Fox

A matter of pride and a decision to evidence his versatility will permit the recently married Jessel from the ranks of a portrayal of youthful Jewish characters. Coming to the screen, he will not get away from the racial characterization and the stage manner, has definitely arranged with Fox to do regular juvenile leads regardless of nationality. His first will be Italian.

Meantime, the "Angel" has gotten together a group of people who are to sponsor the building of a club-home for the girls in the industry who are at the moment being thwarted. Persons prominent in the industry felt that if they could desire for an abode of this sort, people would believe they were trying to tell the players what to do.

Arriving at the Breakers I was shown to a room, 10 wide by 40 ft. day, where I unpacked my sport shirt, new white shoes and a motor boat. There was a sign on the wall of the room saying: "If you use window to look at ocean, rate on this room doubles."

Jessel goes to Italy in June for an adaptation of "The Hurdy-Gurdy Man," and to Germany to make a play with the German actress, and LeRoy Clemons which Dana Burnett and Jessel are adapting. A Fox sound picture is supposed to be taken abroad for the shooting. After this one Jessel will be in Spain.

Provisionally it was made in it for theatrical presentations.

Advisory committee selected to carry out an interview with Mrs. Mabel Walker Wilbrandt, of prohibition enforcement fame, to exact a promise that the producers would produce nothing but "moral pictures." Woman was so persistent she is now under observation at a local hospital.

After shutting the blinds, I went to the Paramount theatre where "Show Boat" was to open a week later. Dick Dorman and Roy Lester, the local manager, were introduced to me by a flunky who took my hat and coat. Two men were busy putting up a sign of some sort of cleansing fluid—it seems they've got to be careful they hand their customers.

## Parsons' Chatter Causes Nancy Carroll Annoyance

Los Angeles, April 2.

Clipping from the syndicated chatter column of Louella Parsons brought about some 150,000 snubena, and much embarrassment for Nancy Carroll, screen actress. Mrs. Parsons' column stated that a wage claim in State Labor Bureau, in favor of her son, contended that Miss Carroll owned a confectionery store in Beverly Hills and had discharged her son, a clerk, without paying him \$42 back salary.

Came came up before Deputy State Labor Commissioner Charles B. Lowry, with Miss Carroll introducing evidence to prove she was in no way connected with the Hollywood store, but that her husband, Jack Kirkland, scenario writer, owned an inactive interest.

When Mrs. Ellison was cited out to produce evidence, she flashed a clipping from the chatter writer's column which listed Miss Carroll as the store owner.

Commissioner Lowry dismissed the charge against Mrs. Ellison, but will hold Kirkland responsible until he can prove he has no direct interest in the confectionery store due here from New York this week.

Department of Justice was thrown into an uproar Saturday when a woman demanded an interview with Mrs. Mabel Walker Wilbrandt, of prohibition enforcement fame, to exact a promise that the producers would produce nothing but "moral pictures." Woman was so persistent she is now under observation at a local hospital.

It's the first instance on local record that a "reformer" has gotten up with the police and the medical.

Two sets of silver and gold tickets were being laid out on the table. The box-office window was sold plate glass and the window ledge early English with a touch of recent Goldberg.

We sent telegrams to 600 residents announcing the opening of the five Harvard graduates delivered them. There is quite a feeling of opposition to Yale men in Palm Beach.

## Attorney Becomes Sally Phipps' Permanent Guard

Los Angeles, April 2.

Mrs. Beulah Bette, mother of Sally Phipps, conceded petition of the actress to be placed under the protection of a permanent guard and signed emancipation papers.

Miss Phipps, in her original complaint, charged her mother and stepfather with misappropriating her earnings. Attorney Roger Marshall, refutes that charge, the actress, was appointed her permanent guardian.

## T-S Signs Mae Murray For \$7,500—Starts June

Los Angeles, April 2.

Tiffany-Stahl has signed Mae Murray to a long-term contract at \$7,500 per week. Her first picture will be "Peacock Alley," which is scheduled to start around June 1.

Deal between Miss Murray and T-S has been hanging fire for several months. "Alley" was previously made by this firm.

## Bill Hart's Rentals

Dallas, April 2.

William S. Hart has filed suit in a local court against the Sandbe Film Co. to stop it from collecting alleged rental arrears from \$12,000 which he sold to the firm in 1922 and which have never been paid.

## Illinois Anti-Suicide Bill

Chicago, April 2.

A bill to limit anti-suicide theatrical, to a six-day week was introduced in Springfield by Senator Thompson from downstate. In part it seems aimed at cutting out Sunday theatrical performances throughout the state.

## Mente Bole's Vacation

Los Angeles, April 2.

Owing to a two months leave of absence granted Monte Bole, Warner has postponed production on "The Great Moon."

"Picture will be in color and sound."

# U's Own Newsreel in Fall—Ins. for W. B.-M-G Stays—Par Sound in Aug.

## Kansas Gov. Slaps Censor Board After Viewing Film

Kansas City, April 2.

Gov. Clyde M. Reed, of Kansas, went to a picture show a few days ago and was so shocked by what he saw on the screen and heard from the talker that he wrote a hot note to the chairman of the state board of censors. Picture the Governor saw was "Redeeming Sin" (WB).

His letter to the censor board follows:

"I do not often go to motion picture shows, but I thought I'd go to one of the talkies."

"I was not an over-sensitive individual, but there was a good deal of this picture that grated upon my nerves. This is a fair example of the pictures peddled by the censor board. I do not wonder there is much complaint from over the state."

"I am going to look at a few more pictures from time to time and if many more of them are like the one I saw last night then there will be serious reasons to consider an entire new board of censors."

Governor Reed is a newspaper man from Parsons, Kans.

## Reformer Under Hospital Care in Washington

Washington, April 2.

Reforming of pictures is getting somewhat violent.

Department of Justice was thrown into an uproar Saturday when a woman demanded an interview with Mrs. Mabel Walker Wilbrandt, of prohibition enforcement fame, to exact a promise that the producers would produce nothing but "moral pictures." Woman was so persistent she is now under observation at a local hospital.

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## SCHNITZER COAST BOUND Leaves With a Contract For Production Conference

Joseph I. Schnitzer, radio production head, is due to leave New York tomorrow (April 4), for the coast. He will make a quick dash on production schedules for the coming season and endeavor to ascertain what new picture possibilities have arisen out there as well as in the New York office, since the change in ownership of (PBO) Radio.

Reports are that this trip marks the settlement of Schnitzer's personal disagreement with the new RKO heads. Schnitzer has been local head of the company and has recently refused to go on much longer.

It is believed that late rumors to the effect that W. Rothacker or Richard Rowland would be called on to take charge of Radio Pictures arose through the unsettled state of affairs with regard to Schnitzer.

## Whitehurst Widow Wins

Baltimore, April 2.

The late Charles E. Whitehurst's "prayer book marriage" was declared okay by the Maryland Court of Appeals. The opinion was handed down at Annapolis a few days ago. This ends the long fight of Claire Whitehurst, widow of the late actor, to get her husband's estate back on Whitehurst's Century Theatre Roof, for recognition of her widow's share of the deceased movie theatre magnate.

Mrs. Ulrich-Whitehurst is determined to get her share of the \$250,000 estate and gets a widow's share.

## Cruze's Musical

Los Angeles, April 2.

James Cruze is making his principal players, 80 chorus girls and 50 chorus men in "The Road Show," a musical comedy, which will be shown on disk, on film, and a straight silent non-synchronous print, and purchase a special license for the film recording.

Lynn Cowan will write the method of the musical will depict stage novelties and dancing acts.

## \$140,000 For Serial Rights

Floyd Gibbons received \$140,000 in cash from William Fox for the movielet rights to his "Red X" serial. The option on the serial was in Liberty.

Gibbons, in addition, gets a percentage.

General status of the newsworld belatedly especially for Hearst since the Fox-Low-M-G deal, is assuming that the new deal is for next season:

Universal will produce its own silent news service, Angle is cheaper than splitting with Hearst on International.

Warner in sound, with probable release in fall.

Fox will continue silent newsworld with Hearst for Metro until expiration of contract which has year and a half to go. After that status of this deal doubtful.

Despite decision to junk silent production, Fox will maintain its own silent news service. Angle is that during past year business has been greater than in previous years. A silent headquarter for Angle that present take-in is as great as those of Metro, International and Kinacolor.

Sound Par. News Aug. 1.

Paramount presents sound version Aug. 1. Delay in receiving equipment and later decision to hold until new season responsible for this delay. Paramount will not be retained of Metro reel by Fox is predicted in Hearst headquarters. Hearst will not be in position now on the Coast in conference with the publisher.

Definites.

Universal's contract with International (silent) expires on Dec. 31. Dick Anderson, Universal man, who has kept the books on distribution for the past 10 years, has been asked to resign. Anderson of contract by M. Van Praag, general sales head for U.

U. S. has picked up the air on its own newsworld plans. Originally it aspired to make one in sound but with details say in some cases, were countermanded by Laemmle. Now the idea is a tie-up on silent reel with newspapers, giving them return in their respective areas in return for publicity. Those familiar with details say in some cases, include shaping profits with dailies.

Universal's silent reel is strictly in the experimental stage, and may be dropped. No release date is now set except that it will not be until after the Hearst relations expire.

Universal has its own reel and studio equipment under consideration a year ago. At that time it was tabled after a series of conferences.

Syracuse, N. Y., April 2.

Universal, ever active in relations with Hearst, is offering 60 newspapers in as many cities a tie-up with the silent news service. The plan will distribute starting Sept. 1.

Plan was revealed here when U. S. had a general sales conference. The contract includes five year agreement with option to cancel at expiration of one year. Papers which are already said to have signed include: Philadelphia Bulletin, Albany Knickerbocker Press and the Brooklyn Eagle.

Plan includes U. S. sharing titular credit with paper in its territory. Theatres buying reel will have to observe this credit. Universal also will have to observe this credit. Universal also will have to observe this credit. Universal also will have to observe this credit.

Paper reciprocates by donating minimum of 150 inches of space to each display names of all houses in zone using reel.

Then They Came.

Opening "night" came around on the exact date.

"County Road"—that's the street ordinary people use to get to Patio Lamaze from the town proper, and which passes the Paramount theatre was jammed with cars. It looked like a demonstration for all foreign makes. Lone Chevrolet in

# DEPT. OF JUSTICE FLOP OPENS WAR

**Federal Prosecutor Publishes  
Elaborate Alibi—Collapse  
of Case Before Judge  
Thatcher May Be Sen.  
Walsh's Chance to Step  
in Again**

## ABRAM MYERS' STAND

Washington, April 2.—For the first time in its history the Department of Justice is trying to alibi itself.

That to the conclusion reached here with the issuance yesterday (Monday) of a statement from the department covering its activities, and the various court actions incident thereto, in investigating the motion picture industry.

Covering two pages of typewritten material the "statement" cites the Chicago proceedings, the Federal trial now awaiting briefs before Judge Thatcher (the judge having stated that he had not made a case), the California case move against West Coast Theatres, Inc., Chicago non-theatrical competition lawsuit, etc., etc.

"Final paragraph of the document reads: 'Inquiry and study is also being made relative to certain other cases, practices in the industry. These relate to monopolizing the use of exhibition of films by exhibitors for exhibition with a covenant not to permit competitors to exhibit in the same territory for a given time. Some cases in which the supply of films for exhibition by over-buying to prevent competitors from obtaining films.'

Released as a "news" statement by the department "we have no news in it. The trade press and editors had been handed voluminous statements, petitions, etc., on each of the proceedings as they reached the courts."

Questions put to the several officials known to be familiar with the picture investigation brought no replies. They did not know why such a statement had been issued. Only answer obtainable was from Arthur J. Dodge, assistant agent of the department. He admitted it wasn't news but added that it was handed out because of the "hundred of inquiries from the daily papers. There have been many many 'inquiries' from other investigations by the department, but never has there been such a statement issued as this yesterday."

Flareback  
Picture people here pronounce it an alibi for the department. The government's case before Judge Thatcher wherein a legal statue was being sought for arbitration, handled by the film boards of trade, and the uniform court.

Already there was evidence of the flareback that many predict will come because of that some people "Thomas" Mont, has been awaiting just such an opportunity to force his resignation through. The department's activities in connection with the picture makers.

The Senator says resolution "go to sleep" in the Judiciary Committee when that committee took some look at Col. Donovan's then assistant to the Attorney General, report on his work. That report ran into the hands of the summary alone was 85 pages long.

It is freely predicted here the New York court's statements from the bench will bring such an aftereffect as to find the Senator again sitting as prosecutor as in the oil investigation and with a good chance that the whole inner

working of the picture industry will be aired before a committee of Congress.

One of the surprises of the trial was the silence of Abram P. Myers, former federal trade commissioner and now head of a group of independent exhibitors.

Myers had stated it was his intention to intervene. He did not. When asked why, he stated that the court's ruling will bind the department and the distributors on arbitration, as set up, and the uniform contract. By not stopping in when he saw the case falling he and his group have a chance to fight it out independently of the department.

That he has no chance under such a proceeding is indicated to Myers by the success of the injunction move in Pittsburgh which, he states, has tied up the whole proposition. Asked for a statement Mr. Myers said:

"The comment of Judge Thatcher that the Government had adduced no evidence and cited no authority in support of its case makes it a foregone conclusion that the case will be dismissed. The fact that I served the proceedings it is not apparent how the court could reach the conclusion it did. I am confident before it. The Allied States Association did not intervene for the reason it did not want to commit itself. The Allied States Association, that the Government was relying on a paper case made up from the Chicago proceedings. The arbitration boards and was not prepared to contest the special decision interpreted, and I am confident they feel they are satisfied. A dismissal of the Government's petition without prejudice, thus restoring the status quo, is the best the exhibitors can hope for, and it probably is too late for that."

All of which indicates that Myers is none too hopeful and rather upset over the manner in which the picture makers' case is being handled. Questioned on the statement referred to Myers said that during his 12 years in the department he has never seen a case so badly handled as this that was ever resorted to. He indicated he believed with the many others here that the New York incident will do the whole thing up to Congress and that the investigation Senator Walsh seeks will materialize.

Donovan Egoism  
As to conditions within the department which were not admitted, a tough break has been made the legal staff there with Col. Donovan stepping out in obtaining the picture makers' case. Donovan is known to have personally directed the various moves in the picture makers' case. The present and temporary holder of Donovan's job admits he knows nothing whatever about it.

Which brings up the question of Donovan's successor. It is now known that the new holder of the job will be Arthur A. Ballantine, Hoover. These are Haveth E. Mau and Arthur A. Ballantine. Mau is a former attorney for the southern district of Ohio and has the support of the Ohio group headed by Fess and Burton. He is expected to arrive in Washington and is believed to be anxious to get the post. Ballantine is the former number of the firm of Root, Clark, Buckner, Howard and Ballantine, New York attorneys. He has had considerable experience in corporation law.

Col. Donovan is definitely out. Questions by the picture makers regarding numerous rumors behind his failing to receive the Attorney Generalship, and the fact that he had died of a dried proposition, Col. Donovan utilized an expression of the theatre, he said. That the "book was closed" and that he was through.

Many, however, are predicting a new committee to be appointed by the President to check up on law enforcement generally throughout the country.

Los Angeles, April 3.—When Fox Theatre declined to

# "HELL'S ANGELS" SEPT. 1

Coast Figures Film Will Have Cost \$2,500,000—Not Completed Yet

Los Angeles, April 2.—Latest report on "Hell's Angels", Caddo's big air spectacle, is that it is due in New York Sept. 1, for 52 weeks at the Rialto. Actual cost on this venture has reached \$2,500,000 with the picture and set complete and another \$500,000 slated to be spent before production is concluded.

It is said here that Howard Hughes, millionaire producer, has prepared the feature for distribution with no distribution percentage figured or advertising and propaganda for its sale taken into consideration. Local mathematicians believe the total cost will hit \$2,500,000 to turn the necessary prints over to the distributing organization.

# STANLEY WILL DARKEN OR SELL 75 HOUSES

## Cutting Down Self Competition and to Lighten Burden

Systematic pruning of the Warner-Stanley chain is now slated to eliminate at least 75 theatres this month. Program is to end self-competition and to lighten the burden.

When completed the circuit will probably be reduced to slightly under 200 theatres. Plans to darken or sell the tabbed houses are being formulated by Spingarn.

Philadelphia, where self-competition is the keenest, will witness many Warner-Stanley theatre changes and until the circuit is cut to a satisfactory basis, no more theatres will be taken on by Warners. Stanley has already resigned in the calling off of a deal which was under way for 15 Pittsburgh Pennsylvania theatres.

Public undertook a similar move by giving away several theatres to responsible parties who would assume the leaseholds. This was early in February.

## Berlin Producing

Los Angeles, April 2.—Irving Berlin, who arrived here with Joseph M. Schenck and party from New York, may be added to the list of producers on the United Artists program. He is reported figuring over the prospects of making musicals.

Berlin will remain here until April 20 and then return to New York to direct the story material for a picture. When that is completed, Berlin is expected to return here to direct the story material for a production. It is understood he has a verbal contract with Schenck whereby the story material for two pictures a year from him for U. A. release.

## Ad Lib Talker

Los Angeles, April 2.—First ad lib talking two-reeler in being tried at the Hal Roach studio on "Unaccustomed As We Are," Laurel and Hardy's first picture following release from a skeleton script.

Roach's "Gang" is also making a talker, working in the daytime. Adult comics are called at night.

# U. A. Partners Splitting \$1,400,000

## Yearly if Warner Deal Goes Thru

Noting Final Till Harry Warner Returns—Chi Report, Has W. B. Paying \$10,000,000 for One-Third

## Par. Can't Agree With New Fox Foreign Policy

Los Angeles, April 2.—Joseph M. Schenck's announcement that negotiations are under way whereby Warners will buy a 50 per cent. interest in United Artists Consolidated Corp., now in the process of formation, will take in the United Artists Corp., Art Finance Corp., Feature Productions Corp. and United Artists Theatre Corp. Deal is subject to the approval of Douglas Fairbanks, Mary Pickford, artist-director, and Chaplin, Goldwyn, D. W. Griffith and Gloria Swanson, all stockholders in United Artists with Joseph M. Schenck.

Denise O'Brien, personal attorney for Mary Pickford and Douglas Fairbanks, artist-director, and Schenck and Nathan Burian, attorney for Chaplin and Goldwyn, is now here. But the deal, which Schenck and Nathan Burian, attorney for Chaplin and Goldwyn, is now here. But the deal, which Schenck and Nathan Burian, attorney for Chaplin and Goldwyn, is now here.

Arrangement provides that Schenck remain as head of the United Artists Corp., which is to be formed at a capitalization of approximately \$20,000,000, to be guaranteed by the U. A. stockholders of the corporation, also the amount invested in pictures.

For the deal to be underwritten by Bank & Co. bankers, with \$20,000,000 to be paid in preferred stock of the corporation, and a reported guarantee of \$1,400,000 yearly to the same.

## Marilyn's \$100,000

Chicago, April 2.—Marilyn Miller signed this afternoon (Tuesday) with First National to do "Sally." Salary is \$100,000 with an option on a second picture at the same figure.

Provision of the contract is that the studio must not hold Miss Miller over 10 weeks. She is due on the coast the 10th.

If F. N. should desire that Miss Miller make a third picture, salary jumps to \$150,000.

## Dual Dialog Role

Los Angeles, April 2.—Jack Muhlall is believed to be assuming the first role in talkers by replacing Milton Sills in "Dark Streets" for F.N. He doubles as a policeman and a crook. Sills had done several days work on the picture when forced to quit through illness.

Muhlall and Frank Lloyd, directed, start work on this one as soon as they complete the work now in hand.

## MARY-DOUG-PICK DIRECTOR

Los Angeles, April 2.—Sam Taylor gets the assignment to direct the story material for Douglas Fairbanks and Mary Pickford.

No story has been selected, but it has been definitely decided it will not be a modernized version of "Taming of the Shrew."

## "Drummond" at Cohan

"Buildup Drummond," Rialto Cohan starring picture, opens May 2 at the Cohan theatre for \$2.

House is now being wired by Western Electric.

It is Samuel Goldwyn's initial dialog release and ditto for Colman.

## KENNEDY STAYS

At the request of the bankers Joseph P. Kennedy will remain on the Pathe board of directors. Kennedy has agreed to stay in the job for a year.

(Continued on page 6)



## Monthly Studio Survey

See Friction Biv. A. S. C.  
And Union CameramenSound Forces New Info Blanks on  
Extras—Specialists at \$25-\$75 a Day

Los Angeles, April 2. Production activity on the Coast for March registered an increase of 14 units over that reported for February. Though March activity is not yet under the average established for the entire year of 1928, it compares with the same month of the year working during the corresponding month of last year.

Among the 23 picture studios in the survey, six show no activity at all. According to plans now being worked out by three of these studios they intend a sharp increase for the ensuing month. These plants are Radio Studio, which for the past three months has been undergoing reconstruction for an extensive program, with three units under way; the Stialh, which has curtailed production in preparation for the year; and of this month to see that plant back to normal with two or three units in work; and the unit of United Artists, which has been awaiting the arrival of Joseph M. Schenck to give the final say for starting on a number of feature productions.

For the time being, Fox retains its top position for activity in the feature production

group and reports eight features and one short in work, exceeding its yearly average of units. M-G-M comes down on a total of nine, exceeding its yearly average by 2 1/2 points.

No Cost Shorts

With discontinuance of short subjects at the Coast plant, Warners is below its own average. Yet, with four features continuing in work during the past month, this studio is working near capacity. Paramount started weakly in the beginning of the month, but valled for a total of seven features by April 1, an average of four for the month.

With "Broadway" occupying most of the attention at Universal, other feature program pictures have been held back. In spite of this the average for March exceeds its yearly pace for 1928. First National production varied from one to five units during the month for an average of three or 60 per cent of the yearly rate.

Feature studios working but one company during the month were Columbia, Pathe and Chaplin.

Leasing studios report about the same activity for March as the preceding two months. Some can be said of the short subject group of studios.

Los Angeles, April 2. Silas Edgar Snyder, for four years editor of American Cinematographer, has resigned. In the future he will edit the International Cinematographer. Local news is the official bulletin of the International Photographers of the Motion Picture Industry. Local news is the L.A.T.S.E. and P.M.O. New editor of the Cinematographer is Hal Hail, recently a reporter on a local paper.

Behind the action is the first outward evidence of developing friction between the A.S.C. and the more conservative branch of the cameramen, and the progressive, newly created union. The friction has been continuing the past year has resulted in the lessening of influence and membership in the so-called cultural body, there being a disinclination on part of cameramen to support two agencies. Local union has a roster of about 760 members while the A.S.C. is reported to be nearer 100, a drop in the past three years of 260.

Cinematographer will place its picture in the magazine; the cover will carry the picture of a star, and an amateur department will be included. At the present time the magazine has a restricted circulation, but reaches 43 foreign countries.

Snyder will be given full control of the magazine, but the local studio plan to place him in being that he continue the policy of maintaining contact with the membership through official notes.

## Efficiency

Los Angeles, April 2. Busiest man on the Fox lot is the planner who changes the signs on executive's doors.

He has lessened the strain along adopting water colors which wash off easily.

Barter and Butcher Are  
In Charge at Fox Hills

Los Angeles, April 2. Keith Weeks, who succeeded Ben Jackson as executive in charge of Fox Hills studio, has been relieved from that post and put in charge of studio equipment and construction. Weeks was in charge of the original building of the plant and with more construction work to be done it was decided to permit him to devote his entire time to it.

Executive and management group of the studio will be taken over by Barter, assistant to Weeks, and E. W. Butcher, who has been business manager at the studio since the plant was first put in operation. Two men will function under the supervision of Sol Wurtzel.

Radio Shelves 'Happiness,'  
Now on 'Companionate'

Los Angeles, April 2. After rehearsing several weeks on "Help Yourself to Happiness," Radio Pictures has decided to postpone the production until the summer.

Studio has assigned the same cast and directed to another story to be released as "Companionate," figured stronger in boxoffice and more timely.

## Resigns but Re-Signs

Alex Moss, formerly director of advertising and publicity for Columbia, and who recently resigned, has been re-signed.

Moss is now selecting story material and also supervising sales promotion. Hal Houdes replaced Moss as publicity man.

## MORE INDIE TALKERS

Photo-Kinema Talking Pictures has taken over the former Producers Film Laboratory and is now taking it into studio for talking pictures. Photo-Kinema dink system will be used. Under the new contract with Universal, the company will make eight features, 16 comedies and 28 one-reelers. All will be made the present season.

Kinema has bought the patents of O. E. Kellum and pictures will be distributed in the independent market by Hollywood Producers Distributors.

## MONTAIGNE'S PAIR POST

Los Angeles, April 2. Edward J. Montaigne, who recently terminated a contract with Universal, has been signed by Paramount as scenario writer under the direction of David Selznick, executive assistant to B. P. Schulberg.

Montaigne's new post will give him complete jurisdiction over all writers and the story department in charge of Vivian Moss.

## Pathe Takes Sally O'Neill

Los Angeles, April 2. Sally O'Neill has been signed by Pathe on an optional contract which will be co-starred with Eddie Quilian in "Joe College," magazine story which will be called "The Wise Guy."

It's an all-talker and will be released with next season's product.

## Zeltner On Radio Staff

Irwin Zeltner has joined Radio Pictures' publicity staff. He is currently editing the "Master Showman," house organ.

Reports that control of Consolidated Film Laboratories, Inc. has been purchased by large m. p. interests headed by Harry Belafonte, T. G. Gage, president of the company.

Los Angeles, April 2. With talking pictures requiring people who do specialties and for the time being, the Central Casting Corporation has been compelled to make a thorough survey of the talent pool in the industry. Organization has prepared a special registration blank for people who are active in the regular picture work.

These applications inquire as to voice range, trained or not, how many languages and the usual type of songs. If dancers, questionnaires ask line of dancing and if specialty work is done, due to the fact that solo dancers are called for as well as ensemble dancers.

Dave Adams and Central Casting, is preparing to engage authorities on singing, dancing and dramatic work to pass upon the qualifications of this extra talent. These specialists will differentiate between solo and ensemble choices for both vocal and dancing.

Dramatic people must state the parts they wish to play in hand. Applications also provide for vaudeville people, circuit they work for, type and name.

## Dialects and Radio

In case the people play musical instruments they must qualify the same as for the radio. Also if capable of sound imitations such as animals, etc. Another paragraph asks what they can do, and if any sound picture experience. One other question regards radio experience and what their stations.

A great many players from the stage have come to the Coast since the talking vogue, figuring their stars and their experience sufficient to warrant getting immediate employment, but becoming disgruntled when they find they are not being familiar with them and their accomplishments, have paid attention.

When players are sent by the Central office, whose top salary is \$15 a day for extras, in accordance to perform a bit, the studios immediately recognize them as principals and pay them in accordance with what they estimate to be the value for the services rendered. Many of these people are getting from \$25 to \$75 a day.

## De Mond on Board

Los Angeles, April 2. Maurice De Mond, president of the Los Angeles Broadcast Club, and local promoter has been elected to the Tec-Art studio corporation as a vice-president.

De Mond's selection was brought about by his close association with bankers and financiers who patronize his club. Tec-Art has more than \$1,000,000 worth of accumulated preferred stock to sell on the open market for expansion purposes. Tec-Art is a California corporation dealing in the business of leasing studios for the production of films. It is capitalized at \$2,000,000 but owned by a Nevada corporation.

## Tech's New Lab

Los Angeles, April 2. Technicolor has bought the Trencor Laboratory and built a year ago for \$113,000. The new laboratory will be used exclusively for negative developing, present Cole street plant being used for making "labors."

Laboratory for release prints in Boston is being done for capacity and Edward Horne and Harry Glickman, who operated the Seawall plant in Belmont, Mass., are returning to New York, their former home.

## KRAMER OUT—MILLER IN

Emanuel Kramer, for over 10 years head of Universal's New York Exchange, has been relieved of that post.

Dave Miller has been brought from former job in Buffalo to fill the local chair.

## Publicity Split

At Peimann and Irving Strouse have dissolved their publicity partnership, Peimann becoming assistant publicity manager for Universal, Strouse is freelancing.

THIS TABLE SHOWS SUMMARY OF PRODUCTION ACTIVITY AT THE 23 PICTURE STUDIOS ON THE COAST DURING MARCH, 1928, WITH COMPARISON OF AVERAGE ACTIVITY REPORTED FOR THE SAME MONTH DURING THE YEAR 1928. STUDIOS ARE DIVIDED INTO GROUPS ACCORDING TO THEIR MAIN PRODUCT.

NAME OF STUDIO	Average Features Working March	Average Shorts Working March	Total Units Working March	Average Units Per Year 1928
Feature Production Studio Group—				
Fox	7	1	8	6.0
M-G-M	7	2	9	6.7
Warners	4	0	4	6.7
Paramount	4	0	4	6.6
Universal	4	2	6	6.0
First National	3	0	3	6.0
Columbia	3	0	3	6.0
Pathe	1	0	1	2.7
Chaplin	1	0	1	0.6
Stialh	1	0	1	0.6
Tiffany-Stialh	1	0	1	0.6
United Artists	0	0	0	0.6
Short Subject Studio Group—				
Metropolitan	3	0	3	3.2
Tec-Art	2	1	3	2.0
Claremont	2	0	2	1.8
Novelle	0	0	0	0.7
Craftsmen	0	0	0	0.6
Short Subjects Group—				
Educational	0	3	3	2.0
Christie	0	3	3	2.0
Roach	0	3	3	2.0
Sennett	2	1	3	1.6
James Cruze	0	2	2	1.6
Stern	0	2	2	1.6
Totals for March, 1928...	47	18	65	13.1

Marcin Splitting "Ghosts"  
50-50 With United Artists

Los Angeles, April 2. Max Marcin, who arrived here from New York this week, is added to the list of producers for United Artists. He has made an agreement with Joseph Schenck to be the latter's partner in the production of "Three Live Ghosts," a talker. Marcin was seen promoted from the ranks of assistant. Production start April 22.

## NEWMEYER'S PATHE FILM

Los Angeles, April 2. Fred Newmeyer has been put under contract by Pathe to direct. The subject will be "The Day After Tomorrow," by Joseph Franklin Poland and William Coselman. Alan Hale is starred.

Ray Harris is going to work with Newmeyer as adapter and dialog writer.

## Webb's Sound Serial

Los Angeles, April 2. Harry Webb, serial producer, will make a 10-episode serial in dialog and sound.

Webb is on his way here following a three months' trip around the country.

## BORN OF M-G-M LOT

Los Angeles, April 2. Paul Bern, who two weeks ago resigned as producer at Pathe, has been signed by M-G-M in a similar capacity. Contract takes effect immediately.

Bern is taking brief rest before resuming work.

## 60-HOUR MAKEUP

Los Angeles, April 2. With four days to make up on a 28-day working schedule, Ralph Dawson was forced to work 60 hours last week on "Girl in the Glass Cage" for Pathe.

It is Dawson's first directorial effort.

## PATHE'S PLAY

Los Angeles, April 2. Pathe has purchased the screen rights to Edwin Burpee's "Play This Thing Called Love."

It goes into production this summer as an all-talker.

## More Smoke Than Fire

Los Angeles, April 2. Roach studio staged a melodrama when a truck backed into a tartan tent in a big smoke scene.

Nothing much happened except great clouds of black smoke, and the hasty arrival of the fire department.

## Roach Picks Miss Eddy

Los Angeles, April 2. Hal Roach has selected Helen Jerome Eddy as lead in his all-star talker for M-G-M release.

National Film Takes Over  
Century Studios for Sound

Los Angeles, April 2. Phil Goldstone, acting for National Film Pictures, has leased for a term with option of purchase, the Century studios at Beachwood and Sunset, formerly occupied by Stern Brothers. Larger stage, 63 by 116, will be converted for sound. Biophone system being installed. Equipment is now on "its way from New York."

Company plan to make a minimum of five feature pictures during the coming season, retaining Metropolitan studio at Port Lee (N. Y.) for shorts. One feature production will be "The Melting Pot," purchased from I. E. Chadwick. Dick system is being used. Though company now is preparing also to record on film, Milton Gassert will be general producer on the stage. It is to be a talker, is expected to return shortly.

## Dillon's "Declasse"

Los Angeles, April 2. First National has given John Francis Dillon a new contract to megaphone at the Burbank lot for another two years. From Bur of service Dillon has been on the F.N. pay roll longer than any other director.

His first production under the new contract will be "Declasse," in which Ethel Barrymore appeared on the stage. It is to be a talker, starring Billie Dove.

## SHORT FROM PLAYLET

Los Angeles, April 2. Having worked the one-reel play, "His Wife's Friend," by George Arliss, at the Long Beach theatre, the Glenside cast of "His Wife's Friend" will use the same cast for the talking screen version. It is a two-reel comedy to be produced by B. P. Schulberg.

It is the first of a series for the independent market. Cast contains Dot Farley, Harry Myers and Howard Truax. John Stokes will direct.

## GLORIA'S DIALOG

Los Angeles, April 2. Dialog version of Gloria Swanson's "Queen Kelly" is scheduled to go into production this week under the direction of Paul Stein.

The silent print already made and will remain in it.

## Pauline Frederick's "Evidence"

Los Angeles, April 2. Pauline Frederick will be starred by Warners in "Evidence," adapted by J. Grubb Alexander from the stage play, "Divorce Evidence," by J. DuRoche MacPherson.

Scheduled start is March 1 under direction of John Adoff.







that money and a note for \$25.00 which he gave.

# Talking Shorts

## GUS EDWARDS' REVUE (17)

**SONG OF THE ROSE**  
**10 MIN.; Songs and Dance**  
 Lowry, New York

Review of Gus Edwards' song and dance revue shorts for Metro, originally scheduled as a two-reel short, then cut to a single-reeler to speed it up. Done over in a fast, snappy style, the act is well staged and neatly dressed, and while the dancing is competent, the acting is unimpressive. The music is worthy of a place on any talking short program.

**Hot idea** is carried out in the numbers, all of them old-fashioned. None of the singers or dancers are specialists, getting the job done, but not doing it with the ease, skill, and understanding of the stage. The act is well staged, but the dancing is little value to the talking screen.

Opening has tall girl appearing from a rhinestone-studded curtain singing a "rose" song and dancing into a short dance. Full stage flash reveals rose-bowed patio set with juvenile embracing girl and singing "For You a Rose." Most of this is in long, slow motion. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

Fourth number has girl warbling songs of Washington Square and the girls on the street. The act is nicely handled bit. Negro mammy dancing in small wagon, singing "Light Like a Rose" in effective group, holding line in the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**PATHE SOUND NEWS**  
 10 MIN.; 8 Clips  
 Colony, New York

The release this week is tone on interest and again short on spot news. Only one clip is of any value at all. Balance of reel is cataloguing, with scenes in an airplane racing, and a scene in a car. Opening clip has Noble, Italian actress recently married, with short about his aims and ambitions for aviation. That's the single slice of news and is the only one of value.

Scenes in a New York gymnasium has boxer punch and knock out holding practice bouts in the ring. Scene has a boxing scene, with full thrust of the truck are effectively caught by the mike. Girl gets a good play in the act. Another clip bordering on the sentimental is the story of a young man and woman who are demonstrated by models. Amorous following talk before the camera goes on. Interview with the models by name, and describing the personalities that are wearing. The models are of interest to the girl who like him.

Early morning playmate exercises broadcast over the radio shows actress Bagley, originator of the stunt in the studio, and Dorothy Britton, now girl in her bouillon doing her stuff. Bagley, former T.M.C.A. physical director, gives direction in play style, and Britton follows him as if she was used to it. Britton follows him as if she was used to it. Britton follows him as if she was used to it. Britton follows him as if she was used to it.

**SUNSHINE GARDEN**  
 10 MIN.; Songs and Dance  
 Colony, New York

Colored boy, formerly in "Our Comedy" comedies, but now given tall, offers dance routine with a variety of tap step, which is the most effective scene in the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

## "HOT SHOTS"

**SONG OF THE ROSE**  
 10 MIN.; Blackouts  
 Gaiety, N. Y.

One of three shorts as a preliminary to Fox' "Christmas for Kids." A corking idea in talking shorts, the act is a series of perhaps six or seven numbers, each a piece of machinery gun-pumped out of the machine gun. Material is fast and snappy, and the act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**FRED ARADATH CO. (4)**  
 10 MIN.; Comedy  
 Vitaphone Co., N. Y.

Aradath's second comedy short for Vita is a good old slapstick stuff, but with the short gun it grumbles the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**WILLIAM O'NEAL**  
 10 MIN.; Comedy  
 Capitol, New York

William O'Neal, currently touring for Schwab and Mandel in New York, is a registered negative in the number. Possibly due to punch-line and conventional dress and piano setting, but not as impressive on intrinsic vocalism, O'Neal's voice has smoothness and some melody, but does not achieve the vitality of the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**JAY VELLIE**  
 10 MIN.; Comedy  
 Brevoort, Brooklyn

With the exception of his last number, strictly fast-waving hold, Jay Vellie, who is in the radio house, Velle shapes up as an impressive comedian, with a good deal of material in his act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**"PLANE CRASH"**  
 10 MIN.; Comedy  
 Strand, New York

Wait Disney sound cartoon, produced by Walt Disney, one of the Mickey Mouse series of animated shorts, with plenty of nonsensical action and a fitting musical accompaniment.

**JAY VELLIE**  
 10 MIN.; Comedy  
 Strand, New York

Second Jay Vellie short—Muriel Pollock accompanying. Vellie, who is in the radio house, Velle shapes up as an impressive comedian, with a good deal of material in his act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

## FOX MOVIE-TONE NEWS

No. 28, A, B and C  
 Projection Room

Great variety, mostly spot news, excellent, even if the act is not as snappy as the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

Opens briskly with series of views of Mexican rebels in camp and on the march. Close-up of the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**Pergola and Duffy** have boxing scenes in the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**Great bit of tennis action.** Cooch and Bruggan against British pair in the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

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## Trial of Mary Dugan

**(DIALOG)**  
 Metro-Delwyn-Ray production and release. Directed by Norman Swarc. Starring: Mary Dugan, Lewis Stone and Raymond Hackett. The same name and directed by Vellie. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

A moving picture because it comes in scene and unfolds through a projector to reach the screen. Otherwise it's a verbatim celluloid and the act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

**Godless Girl** is a comedy short, and will be a good business for picture houses. It's the best subject. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

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this effort will suffer in the eyes of those who walk in at the climax or have been through in the first houses. That it is fairly long and is not as snappy as the act. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

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## THE GODLESS GIRL

**(DIALOG)**  
 Cecil B. DeMille production distributed by Metro-Delwyn-Ray production and release. Directed by Cecil B. DeMille. Starring: Mary Dugan, Lewis Stone and Raymond Hackett. The same name and directed by Vellie. The act is of no great merit, but the scene scene is to balance the deficiency. Solo dance of a girl wearing white costume and leading a pair number. The act is a series of dancing of little value to the talking screen.

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**ALL OVER THE WORLD**

**First National**

**VITAPHONE Pictures**

**IT'S FIRST NATIONAL'S 3rd**

**2 NEGATIVE FILM**

The poster features a central globe with a cityscape visible through it. Radiating lines emanate from the bottom left and right corners, creating a sense of motion and global reach. The background is a dark, textured cityscape.



# ROADWAY

## \$2.00 hit at the Central -- "HIS CAPTIVE WOMAN"

Opened last night in a blaze of glory, and today they're ALL TALKING about the ALL-TALKING courtroom scenes—the New York night life—the "love nest" murder—the seductive South Sea scenes, with Dorothy Mackaill in 'dazzling desert island' decollette. Voted "the Last Word in Talkers." Same stars and director as "The Barker"—Milton Sills, Dorothy Mackaill and George Fitzmaurice.



## Sell-out at Warner's at \$2.00 top -- "THE DIVINE LADY"

Corinne Griffith and 6-star cast in "the most beautiful thing in the world." First Monday best opening Monday of "The Jazz Singer" in same house. Business building every day. Praised sky-high by all critics, and now The New Yorker calls it—"One of the pleasantest films of the season... The great sea battles are among the best we have seen on the screen... Miss Griffith is a charming vision... Songs are delightfully done."



## Sensation at the Strand -- "CHILDREN of the RITZ"

Dorothy Mackaill and Jack Mulhall in a jazzical comedy-drama from \$10,000-prize story. By youth—about youth—for everybody... Old-fashioned box-office values in settings and action as smart and modern as the middle of next week. Toe-tickling jazz score and already popular theme song, "Some Sweet Day." "Amusing, agreeable, all of the way... Can't fail to put in a diverting hour at the Strand," said N.Y. Telegram. "Theme song sounds like a hit," said Mirror.



# ATIONAL WEEK multaneous Smackovers Showing Now!

Member of Motion Picture Producers and Distributors of America, Inc.—Will Elledge, President &

## New York Indie Owners Sue Fox To Complete Theatre Purchases

Samuel Schwartz and Herbert Muller, New York independent theatre owners, have filed suit for \$1,000,000 against William Fox, Saul E. Rogers, his attorney, and Albert C. Blumenthal, his real estate representative, charging conspiracy and breach of contract, growing out of alleged agreement by the Fox Metropolitan Playhouses to buy their theatres, which has not been carried out.

Other suits threaten. Approximately 200 independent theatres in Greater New York are involved.

Fox has bought about five of the houses in the independent group, from what can be learned. During four months of negotiations the independents have been unable to arrange for pictures or buy sound equipment. Fox has obtained six postponements of a final arrangement, it is reported.

A suit-out to Fox or any other chain was generally considered the 'independents' out. At the time of incorporation of the Fox Metro-

politan Playhouses it seemed likely that Fox was in favor of the buy. Later, with the prospects of controlling Lewis's, the independents didn't look so good and the postponements started.

So far only part payments have been made to a few of the independents.

### Gite Leow Deal

Complaint alleges that the defendants conspired to obtain control of the Marcus Loew theatres by entering into contracts with owners of several hundred independent theatres in New York and elsewhere as a means of bringing about a purchase of the Loew circuit, and that after this had been effected the defendants refused to carry out the agreements.

Halsey, Stuart & Company, bankers, who were reported about to float a stock issue for \$50,000,000 for the Fox Metropolitan Playhouses, for purchase of the independent houses in Greater New York, when called on Tuesday (yesterday) morning, stated: "There is no such issue that we know of."

Schwartz and Muller are suing on the leases of two theatres, Oxford, Brooklyn, and Garden, Jamaica, which Fox was supposed to have leased for \$35,000 for 21 years. The charges also, that Fox said to pay \$42,000 on the lease of the Oxford and \$50,000 on the Garden on Dec. 20 and that on that date Fox bought the Loew circuit without the knowledge of the plaintiffs and induced the latter to postpone the closing of the leases to March 22.

A. C. Blumenthal, Fox's real estate representative, maintains that Fox is going through with the Metropolitan indie deal.

Within the next few weeks Blumenthal says Fox will take title to between 150 and 175 theatres. Of these Blumenthal says Fox has already taken title to five.

"We are now paying money to theatre owners in the deal as rapidly as the titles are cleared," he stated. Blumenthal refused to name the five who he claims received the money.

Complete cast for "Stair of Sand": Fox, Wallace Beery, Jean Arthur, Fred Kohler, Chester Conklin, John Darrow, Guy Oliver and Leone Lase. Otto Browne directs. Leigh Jason to direct a series of 10 short comedies for T-S. Produced by Josephine Dink.

## BENNY MEROFF



Breaking All Records  
Marks Bros. Granada  
and  
Marbro Theatres,  
Chicago, Ill., Indefinitely

## WELCOME

TO

PARAMOUNT THEATRE  
LOS ANGELES

## MONK WATSON

Says Your Pat

## JOHNNIE DUNN

### Volume Test

Acid test for talker volume will be made when Western Electric completes wiring the new City Municipal Auditorium.

New edifice has maximum seating capacity of 40,000.

### 3 of 26 Minn. Aldermen Clear of Graft Taint

Minneapolis, April 2. The present grand jury city council graft investigation, which already has sent a number of aldermen to prison for accepting bribes, is now concerned with the licensing of the Lyra theatre, a loop movie grind house.

After the Lyra was constructed the council refused it a license on the ground that the section was over-saturated. It is alleged that owners then went to the city and would get a license. The owners refused, carried the matter into court and were successful. The 26 council members are said to have been named at one time or another in the grand jury investigation which has covered a complete probe of all city council affairs, including purchases of every nature and the issuance of all varieties of licenses during the past three years.

## Patents

Washington, April 2. Patent Office will furnish details and drawing of any of the following upon request: It is necessary to give the name of patent number and to enclose 10 cents to cover cost of printing:

Identifiable motion picture print and method of making same (Inventor, H. Bradshaw, Wilmington, Del., assignor to B. I. S. Inc., New York, N. Y., filed Sept. 10, 1928, Ser. No. 172,954. Eleven claims. 1,600,100.

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### Blank Holds Chain of 24 Small Iowa Houses

Des Moines, Ia., April 3. A. H. Blank, who sold his major chain of 20 theatres in Iowa, Nebraska and Illinois to Paramount, became a heavy stockholder in that concern through the transaction. It is announced here. Blank states he's going to do nothing but play golf this summer and in the fall plans to start on a six-month European tour with Mrs. Blank. He will, however, continue to operate the Central States Theatre, a chain made up of 24 houses in small Iowa towns. Directions of these theatres will take only a small amount of his time.

### \$25,000 Equipment Suit

Because the Kolograph Corp. failed to fulfill a large order to the Fox-Case Corp. for its sound projectors, Milton J. Burnside deems himself "damaged \$25,000 and is suing for breach of contract." As New York agent for the Kolograph, an Indiana corporation, he claims to lost that much commission and profits because of the company's failure to fulfill orders.

William W. Hammond and Lawrence D. Kohlmeier are the principal officers of Kolograph.

### Claim Politics in Chicago — Sign Company Battle

Chicago, April 2. Michael Kennedy, commissioner of gas and electricity, Thomas Maloy, business agent of the Motion Picture Operators' Union, Ralph O'Hara, his assistant, and Tom Flannery, president of the White Way Sign Service, were served with temporary injunctions to restrain them from coercing theatre owners into breaking contract with Wagner Sign Service.

Erwin Wagner, president of the rival sign cleaning and renovating company, charged. Commissioner Kennedy, Maloy and O'Hara were stockholders in the White Way Sign Co. and were using political power to get business for their firm. He asks \$350,000 damages. Maloy claims Maloy threatened to call operators' strikes and promised reductions in salaries for theatres using the White Way Service. Commissioner Kennedy is charged with threatening unfavorable inspection of theatres using the Wagner Service.

Some of the theatres claimed to have been taken away from the Wagner service by the defendants are United Artists, State-Lake and Diversey.

### West Coast Motion Picture Directory of Directors and Writers

## Doris Anderson

Dialogue  
Paramount-Famous-Lasky

## Carlo De Angelo

Directing Movietone for  
M-G-M

## Horace Jackson

Writing for  
Pathé

## Byron Morgan

Original Stories  
Current Release, "Flying Fleet"

## Sarah Y. Mason

Adaptation and Scenario  
"The Broadway Melody"

## GEORGE SCARBROUGH

Consulting-Dramatist  
United Artists

Sam Wood, directing "College Days" for M-G, filming both talking and silent version at the same time. Mae Busch and Thelma Todd in Laurel and Hardy's first talking comedy for Roach.

Superior Distributors Co. has made "Blue Night" at Technicolor, first of single reel all-talking in series of 24.

"Perche non i titoli illustrano gli uomini, ma uomini i titoli."

Dialogue by  
Malcolm Stuart Boylan  
FOX

## HARVEY H. GATES

WRITER  
WARNER BROS.  
"The Desert Song"

## BEN HOLMES

Movietone Director  
Universal

## Sonya Levien

Writing continuity on current  
Frank Borzage Production  
FOX

## RALPH SPENCE

DIALOGUE FOR M-G-M

## Earle Snell

Writing Feature Comedies

## JOHN GRIFFITH WRAY

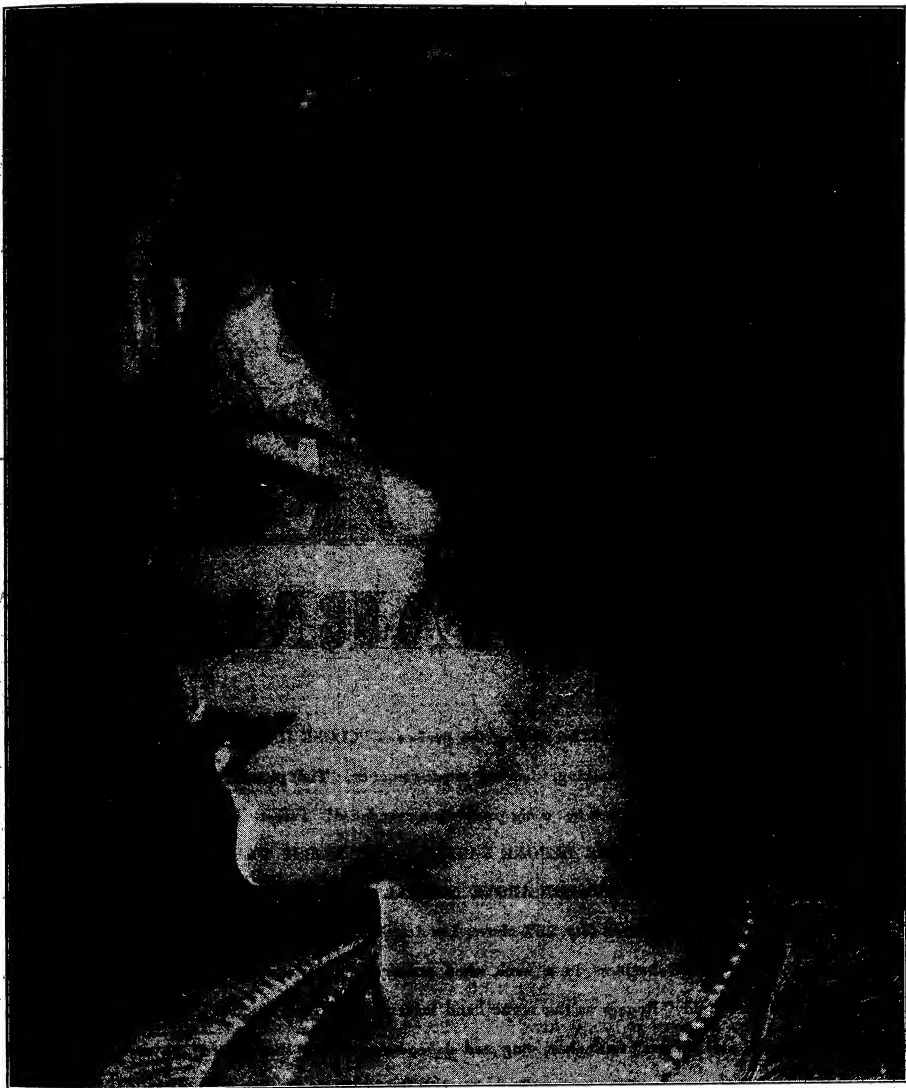
DIRECTING  
"DIVERSION"  
First National Vitaphone Special

There Is No Pleasure Without  
Better Known as Johnny

## HAYNE

SECOND SEASON WITH PUBLIX—Now with "VANITY FAIR" UNIT

Direction WM. MORRIS AGENCY

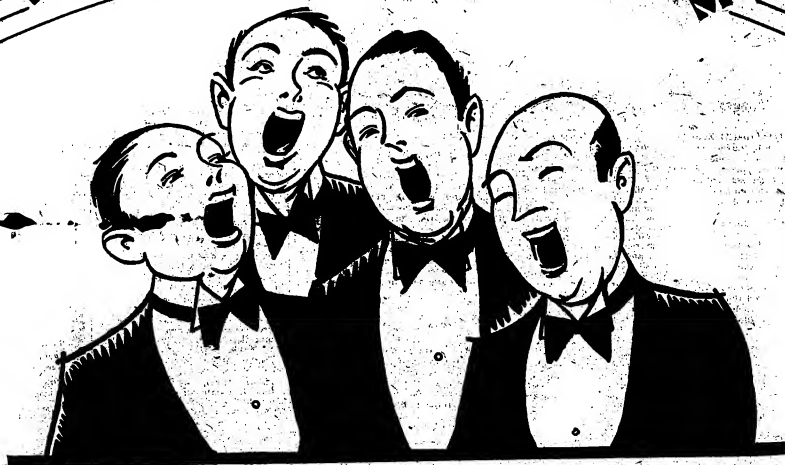


United Artists announces with great enthusiasm the first theatre showings of the MOST STUPENDOUS BOX-OFFICE SENSATION of the Age **MARY PICKFORD** in her first 100%

Talking Picture **"COQUETTE"** SAM TAYLOR Production

From the stage success by George Abbott—Ann Preston Bridgers

New York — Los Angeles — Salt Lake — Minneapolis — Detroit — St. Paul — We Congratulate. You!



# "CLOSE HARMONY"



**Y**OU'LL be singing the praises of "CLOSE HARMONY" too! Paramount's 100% singing, talking, dancing revue-romance. The picture that passed with flying colors the toughest test a big production ever faced! **PRE-RELEASED IN FIVE KEY CITIES THE WEEK BEFORE EASTER — THE WORST WEEK IN SHOW BUSINESS — IT AVERAGED 26% ABOVE NORMAL BOX OFFICE GROSSES!** Actual figures: San Francisco, 30% above normal; Kansas City, 25% above; Los Angeles, 20% above; Seattle, 30% above; Portland, 28% above. Imagine! Near-record business in a week when practically every show plays to empty seats! "CLOSE HARMONY". Charles "Buddy" Rogers as the revue band leader playing and singing. Nancy Carroll singing and dancing. Jack Oakie and "Skeets" Gallagher, song and dance lads. Funny Harry Green, as manager of a de luxe chain picture house (with the help of the home office). And Hollywood's most luscious beauty chorus. Written by the stage star, Elsie Janis, and Gene Markey. Directed by John Cromwell and Edward Sutherland. "CLOSE HARMONY".

"'Close Harmony' is a 'honey' of a picture. Everything is right about it. People stream into the night saying, 'What a picture!'"

—London Laird in Kansas City Star

# PARAMOUNT



**JOY JOYCE**  
*ugh's Favorite (Adopted) Son*  
 with SENSATIONALLY SUCCESSFUL WEEK AT  
**ANN THEATRE, Pittsburgh**  
*ers, Tom Mix, Jackie Coogan, Ben Bernie and Jack Osterman, Among Others*  
**IRWIN, Inc., 1560 Broadway, N. Y. C.**



# RADIO'S PAGE



**Radio**  
PICTURES  
⚡

Be sure to follow this epoch-making series of advertisements in all trade publications in which will be told the dramatic story of Radio Pictures and its plans.

# PAGEANT OF THE TITANS

and the  
THUNDERING  
DAWN of  
ELECTRICAL  
ENTERTAINMENT

*RADIO PICTURES has set the stage and bids the curtain rise.*

IN ONE MONTH THE SWIFT AND SURE-FOOTED DEVELOPMENT OF RADIO PICTURES HAS ASTONISHED THE SKEPTICS AND WON THE ADMIRATION OF THE MOTION PICTURE INDUSTRY AT LARGE

*Stalwart offspring of mighty industries, of science and of art, Radio Pictures assumes overnight a commanding position in the Amusement World—a unit of showmanship unmatched and incredible in its resources and far-reaching interests.*

**RADIO'S**  
PAGEANT OF THE TITANS BEGINS!

**RKO DISTRIBUTING CORPORATION**

Member of Motion Picture Producers and Distributors of America, Inc.—Will H. Hays, President



CLINTON  
PETTER



# "I knew it all the time"

*These wires are no surprise to Leo!*



BROADWAY MELODY going bigger each day. All house records broken. Standing room today on matinee. Compelled to stop selling tickets. Audience approval highest praise of any production presented in Atlantic City.

—C. Mortimer Lewis,  
Strand Theatre, Atlantic City, N.J.

BROADWAY MELODY broke all existing house records Dayton. Most demonstrative enthusiasm ever witnessed this city. Approximately two thousand turned away Saturday and on Sunday greatly in excess of this number. Metro is to be congratulated on this phenomenal achievement.

—J. McManus, Dayton, Ohio

BROADWAY MELODY opened at Broad Theatre to all time week-end business. Screen entertainment beyond expectation and headed for an all time house record. There is no stopping this M-G-M outfit.

—E. J. Melniker, Columbus, Ohio

BROADWAY MELODY opened Saturday and broke all records for attendance. Sunday was better than Saturday. Had to call police to handle crowds. Line two blocks long waited hours in drizzling rain to get in.

—Harry Zeit,  
State Theatre, New Bedford, Mass.

BROADWAY MELODY broke all house records. Had to turn away thousands daily. Think this is the greatest box-office picture ever made.

—C. H. Buckley, Leland, Albany

BROADWAY MELODY tremendous Adams, Detroit.

BROADWAY MELODY opened to record-breaking business Middlesex, Middletown, Conn. Doubled "Big Parade" business! Opened Stamford Theatre, Stamford, smashing all previous records.

BROADWAY MELODY broke all box-office records at Strand, Hartford. Audience very enthusiastic. Looks like most successful engagement in history of theatre.

—J. J. Hoffman, Hoffman Bros. Enterprises,  
New Haven, Conn.

Screening of BROADWAY MELODY great success. Everyone enthusiastic. Picture will pile up new highs.

—John H. Harris Circuit, Pittsburgh, Pa.

BROADWAY MELODY exceeded all previous Sunday receipts at Columbia, Washington. Expect biggest business ever done on any picture in this city!

BROADWAY MELODY opened to packed houses at advanced prices Tivoli Theatre, Toronto. Transportation Commission has special cars waiting on side streets to take crowds home. Double line two blocks long waited for doors to open!

Congratulations BROADWAY MELODY. It's not only the first musical comedy to be brought to the screen but it has everything to make it a big success. The color sequence alone is worth twice any admission price. BROADWAY MELODY is all to the good and is going to make box-office history.

—Chas. W. Piquet, Carolina Theatre,  
Southern Pines, N. C.

and more coming!

## M-G-M has cracked the TALKIES wide open!



Wait! Watch!  
We're telling you—  
You'll tell us

# M-G-M

## The TALKIES of the Industry

### THE TRIAL OF MARY DUGAN

Smashing Sell-out at 82  
Embassy, N. Y.

100% TALKING

With NORMA SHEARER, LEWIS STONE,  
H. B. WARNER, RAYMOND HACKETT.  
Directed by the author, Bayard Veiller

### THE IDLE RICH

Based on the Broadway and  
Road Success "White Collars"

100% TALKING

With CONRAD NAGEL, BESSIE LOVE,  
LEILA HYAMS. From the play by Edith Ellis.  
Directed by William de Mille

"The best picture of a crowded schedule of new arrivals is housed at the Gaiety Theatre—'Christina'."

—N. Y. Evening Graphic

WILLIAM FOX  
presents

# CHRISTINA

with  
JANET GAYNOR  
Charles Morton  
Rudolph Schildkraut

—WILLIAM K. HOWARD production—

Fox Movietone Symphonic Orchestration

"Directed by a master hand... beautiful... You'll love Janet's performance. Superlatives can't describe this exquisite little creature."  
—N. Y. Daily News

"Miss Gaynor... is so sincere and exudes so much charm and personality that that reputed box-office perquisite—sex appeal—is not missed in her. Our Janet is more than okay."  
—N. Y. American

"In it you are watching one of the great ladies of the cinema... The picture is entirely Miss Gaynor's."  
—N. Y. Herald Tribune

"Janet Gaynor touches the dramatic heights she reached in '7th Heaven'."—N. Y. Morning Telegraph

"...as for the players only the most generous praise is to be bestowed upon them."  
—N. Y. World

"...reminiscent of '7th Heaven'... makes for an enjoyable session. The most charming... in which the star has yet appeared."  
—N. Y. Sun

"...captivating as ever... acting honors go beyond a doubt to the delightful little Miss Gaynor."  
—N. Y. Telegram

"Janet Gaynor is again... appealingly delightful in 'Christina'... she invests the role with persuasive loveliness."  
—N. Y. Journal

Now Playing

—GAIETY Theatre, N.Y., to Capacity at \$2—

SOCK the BOX OFFICE  
Bull's-eye with dough-getting  
features from





# CHINATOWN NIGHTS

(Continued from page 20)

of the long warlike as the snare of the Irish-American leader of a wild bunch of Orientalists; ultimately, after a series of tribulations, she finally influences Riley to go her way—'uptown'—and away from the wilderness of Chinatown.

As a general thing, the picture is a colorful lived on a handsome group of hand-picked and restaurant waiters. As a contemporary picture of any Chinatown on the North American continent—and there's none actually together than this in Monterey—this is somewhat antiquated.

From the 'playmen' viewpoint, Henry, unfortunately, has not been given a choice assignment. He has a powerful screen personality, akin to that of Bancroft's, with the same up-and-down, mainly stentorian keynote to his address and deserves special script attention. It's the first time in a long spell that Henry has been given a sympathetic dramatic assignment, although as the kindly tramp in "Beggars of Life," he was not the menace of yore.

Miss Vidora's dialog impressions are puzzling. It is patent that in some sequences another voice is doubling for her, she still subtlety as necessary in these scenes. There are other shots where Miss Vidora is unquestionably speaking. These, however, are either brief or minor addresses.

Of the more consistent performances, that seasoned menace of pioneer days in the lead-and-lead racket, Walter Oland, does exceedingly well. His screen accomplishments are fortified again with a decisive speaking voice. For the rest, it makes little effect.

On blanket bookings, plus the key city exhibitions in the Public houses, Far will exceed in economic benefits the artistic and entertainment values that "Chinatown Nights" possesses. But as a picture it's nothing to brag about. Abel.

Florence Everett added to "Dancing School." U sound short.

# Children of the Ritz

(SOUND)

First National Vitaphone production, directed by John Francis Dillon. Dorothy Mackall and Jack Mulhall feature. From Cornell Woolner's serial that appeared in Collier's Magazine. Titled by Paul Jones. Running time, 25. Work of March 30. Running time, 25. Running time, 25.

Angela Pennington (Dorothy Mackall) explains that she is engaged because her father is rich. She is in love with the Peabody's young chauffeur (Jack Mulhall), doing most of the advancing here, and she is engaged to him. The young chauffeur wins \$50,000 in a horse race.

Mackall and Mulhall wed, going through the boy's old girl in a couple of weeks. He reverts to former form and drives a cab. She, repenting, finds him and states she will willingly go to work to help him, even if it means that "that's all she's got."

James Mackall looks nice and wears a lot of pretty clothes. Mulhall, the screen's recognized best dressed lead, gets by fairly well in chauffeur's uniforms until the last number, and then slides home with a double-breasted tux and some more swell mitts. Co-featured, their performances are equally good.

No dialog. Effectively synchronized with sound effects.

John Francis Dillon worked uneventfully but capably with this material, which is a French farce photographed mostly outdoors and often on the driver's seat of an automobile.

"Children of the Ritz" should amuse moderate returns. Alternative will be less. Absence of talk at this moment, despite chance for anything better.

# THIS IS HEAVEN

(SOUND)

Ramuel Golden production. Starring Vilma Banky, United Artists release. Directed by George Marshall. Story by George Barnes. Musical score by Hugo Weisberg. Running time, 25. Running time, 25. Running time, 25.

Vilma Banky, as the Napack queen of Child 17th avenue, Goldwyn's Hungarian star brought up to date and to America, without proper fripperies or sword-thrusting lovers. And dealing with the note of modernity, occasionally breaking into dialog rather cutely tinged

with foreign accent. Always a dainty, appealing, feminine creature and adding, with each picture, something in her effectiveness as a trouper. "This is Heaven" is not a bad picture, but it is a poor one. It's the love affair of an immigrant girl who thinks her sweetie is a chauffeur, whereas he is really a millionaire. This is the sort of fable that will give the dancer a big kick. It's the stuff contained stories in any one.

Love's young sweet dream as expressed in plans for the financial life of the husband, home-ownership, etc., will find a responsive chord among the lady and who hold hands in the dark. There may also be a sentimental tug in the nationalized citizen in the society at Ellis Island. In short, "This is Heaven" while generating no great amount of tension, does concern itself with things which will interest the great body of fans. That's all.

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# CLEAR THE DECKS

(DIALOG)

Universal production and release, starring Ronald Reagan. Directed by Joseph Henrichson. From E. B. Rieu's story. Running time, 25. Running time, 25. Running time, 25.

Romantic comedy with the action mostly aboard ship. Dash of slapstick added to a series of incidents dealing with mistakes identity makes this an amusing flicker that is a welcome relief from the better neighborhood houses. Three dialog sequences, of eight minutes each, are a welcome relief from the rock of subtleties that are of the old school and the weakest thing in the picture.

Story centers around Jack Armitage, (Donny), who gets a yen for a passing female and follows her on an ocean voyage, having first heard the passage ticket and assuming the name of a friend, who for his health by a wealthy aunt on penalty of being dishonored.

On the liner he is taken in charge by a small nurse who mistakes him for the sick man and insists that he remain in bed and subside on a diet of goat's milk. A couple of

crooks aboard the ship working with a member of the ship's crew are also worried about Armitage's real identity. They are planning to cop a necklace belonging to the girl who unknowingly is the object of Armitage's affection.

Despite handicaps, Armitage gives the girl several occasions and finally manages to make the acquaintance of the girl. But it is he making some romantic progress, he is re-captured by the crew and the girl is made to believe that he is merely a seagull, his explanations of his actual identity carrying no weight with anyone.

Blow off has the man making his bid from the cabin. He is busy assisting in the capture of the jewel thieves and saving himself from the girl, the male nurse and everyone else, aboard.

Denny and Lucien Littlefield provide most of the laugh situations, the latter as the male nurse, with a lot of lavender in his make-up, getting the most out of their parts. Ole Haxian and Collette Martin, playing the crook parts, also stand out, especially in the conversational sections of the picture. Joseph Henrichson did a good directing job with this one. Those who like Donny's comedy will not be disappointed. Star is okay in the talking sequences.

# Filming of Golden Eagle

(BRITISH MADE)

Group of motion pictures, which are being filmed by Captain Knight, at his house, N. Y., beginning March 30. Running time, about 15 minutes.

Strictly for non-theatrical bookings. A jerry nature study of birds, the eagle figures only incidentally. Unless accompanied by a lecturer or screen presentation in its present state is meaningless.

Captain Knight is personally appearing at this house. Declared doctored account makes him difficult to follow at first. As he warms up to the subject airy audiences, characterized by a lack of action, and continuity that are not on the screen. Colored slides are numerous, comprising no small part of the running time. A lot of footage is wasted in badly photographed captions and waning interest. However, Knight is able to dwell on the constant vigilance necessary to catch the eagle on the roost.

After a lot of slides in color showing the eagle's nest, moving pictures of the same are introduced. The mother eagle is young, is usually interesting. A pecking match between a baby male and female, the photograph like a couple of light chicks, is graphically amplified by the picture who tells of the aggressiveness and strength of females in eagles.

A happier family, however, is

dwelt upon. There the brother and sister, already dark feathered when identified, are shown peacefully gobbling food, with intermissions devoted to wing practicing, until they are able to fly. A lamed owl, wild rabbits, insects and faunas are used as fillers.

Just after the picture terminates with the restoring to freedom of a tamed eagle, Knight produces a live bird of the species and carries it through the slides. The formal presentation of the bird creates quite a stir among the sure-seat audience, especially for those devotees who are not frequenters to the local zoo.

Wiley.

# LINDA

(SOUND)

Gotham release of Mrs. Wallace Field. Screen play by Mrs. Field. Directed by Margaret Prescott Montague. Screen play by Mrs. Field. Directed by Margaret Prescott Montague. Screen play by Mrs. Field. Directed by Margaret Prescott Montague.

Nicely put together backwoods story that should get money in the split week and daily changes despite the fact that the picture has all the elements of being a quickie. About the only changes of the theme song are sung by an off-screen voice.

Story concerns Linda Stillwater (Eileen Foster), a dreamy sort of girl who is hungry for better things than the life of a backwoods girl. She marries a miserly lumberman, Decker (Vernon Hill). Though he treats her with kindness, Linda's heart is set on Dr. Paul Randall's (Warner Baxter).

Faithful to her husband, Linda is in a little stages of motherhood when a scheming woman steps in and breaks up her home. With her baby in good hands, Linda sets out for the city where her former school teacher, now in the money, befriends her. She clicks with her husband's friends and is seen stepping in the best circles. Brother of the girl also goes for Linda in a big way but it gives the child.

(Continued on page 27)

# ROSE

(SOUND)

Featured in FANCHON & MARCO'S "COTTAGE SMALL" IDEA.

# DAVE

(SOUND)

"THE DANCING MANIAK" Featured in FANCHON & MARCO'S "INDIAN SUMMER" IDEA.

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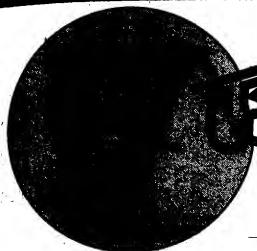
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# THE DESERT



## WARNER BROS. SPECTA

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**JOHNNY ARTHUR**

Based on the play by Otto Harbach,  
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Scenario by HARVEY GATES  
 Directed by ROY DEL RUTH

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THE RED SHADOW

IN

"The Desert Song"

# ROY DEL RUTH

Directed

"The Desert Song"

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Now Directing

"THE GOLD DIGGERS"

Another 100% Dialogue Production with an All-Star Cast



# CARLOTTA KING

AS

MARGOT

IN

"The Desert Song"



# MYRNA LOY

AS

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"The Desert Song"

Warner Brothers All Singing and Talking Vitaphone Production

"The Desert Song"

Photographed  
by

# BARNEY MCGILL

(Now Shooting the "Gold Diggers," Directed by Roy Del Ruth)

# Picture Possibilities

## "Harlem"—Favorable

"HARLEM" (Colored Comedy Drama, Edward A. Blatt, Apollo). If this play makes a run of it, should do very well for pictures. It is both funny, bit exciting and interesting. *Dec.*

## "Let Us Be Gay"—Favorable

"LET US BE GAY" (Golden, Comedy, Little). Bright comedy, capable of embellishment for flicker action, although depending considerably on the sparkling Rachel Crothers' dialog for its stage impression. *Adel.*

## "Meet the Prince"—Unfavorable

"MEET THE PRINCE," Lyceum theatre. This is namby-pamby comedy of no apparent screen value. *Loit.*

## "She Got What She Wanted"—Unfavorable

"SHE GOT WHAT SHE WANTED" (Wintz, Farce, Wallack's). Terrible stage stuff, impossible for filmation. *Adel.*

## "Indiscretion"—Favorable

"INDISCRETION" (Myron Fagan, Mansfield). This melo has excellent possibilities, either sound or silent, with good handkerchief-wetting role for leading woman easily cast, and a young daughter who would break the heart of a screen audience. *Loit.*

## "The Earth Between"—Unfavorable

"THE EARTH BETWEEN" (Provincetown Players, Drama, Provincetown Playhouse). A freak theme unsuited for pictures. *Adel.*

## "Buckaroo"—Favorable

"BUCKAROO" (Melodrama, Hamilton MacFadden, Erlanger's). While its general status may be of the western type, should be excellent material for a sound picture. Much more could be done with it in film. Atmosphere and idea make it attractive. *Dec.*

## "Conflict"—Favorable

"CONFLICT" (Comedy, Drama, Spad Producing Co., Fulton). A drama with a war background. Not a heavy yarn by any means but one which, changed a bit, should do. *Dec.*

## "Journey's End"—Unfavorable

"JOURNEY'S END" (Drama, Gilbert Miller, Miller). Essence of play is that unseen action reacts upon characters, which precludes screening. Comedy is British and alien to American public. *Rush.*

## "Spring Is Here"—Unfavorable

"SPRING IS HERE" (Astron & Freedley-Musical-Alvin). Owen Davis' first libretto, adapted from his own farce comedy, "A Shotgun Wedding," which William Harris, Jr., tried out last summer as

## WEST COAST NOTES

(Continued from page 17) and John Reinhardt. Renaud Hoffman directing.

Philip R. Holmes added to "Stairs of Sand," Par.

Loit. Wilson is on her second Christie talker, "The Third Angle."

Ben Lyon signed by Col. for "Flying Marines" by Shirley Mason and Jason Roberts will support. All Rogel directing.

Tully Marshall and William Thorne added to "Thunderbolt," Par.

George Irving added to "Burlington," M-G.

Dietrich Haupt added to "Wonder of Women," M-G.

Ora Prizantlau signed by M-G to write screen adaptation of "Lord Byron of Broadway," novel by Neil Martin.

Armida, Mexican dancing girl, signed by WB for one picture with option on two more. Opposite Monte Blue in "Under the Texas Moon."

Par has borrowed Lily Damita to play in "The Cockeyed World."

U has borrowed Charles Chase from Hal Roach for male lead in an all-talker titled "9-50."

Travis Benton, studio fashion creator, signed new long term contract with Par.

Lo Hayne Duval to return to "The Collector," U.

Majel Coleman added to "Girl in the Glass Cage," F.N.

John F. Nafford adapting "The Flying Marine."

U plans a sequel to "Loneliness" with the same director, Paul Fejos.

Edna Gray Terry added to "Twin Beds" (FN).

Wallace Beery is to be starred in

Zane Grey's "Spurs of Sand," Par silent.

Marcel De Sane will direct Maurice Chevalier's next for Par. Not yet selected.

Helen Ruth Mann and Elinor Fynn added to "The Royal Pair" (U).

Louise Fazenda and Jack Oakie added to "Hard to Get" (FN).

Complete cast of all-talker, "The Marriage Holiday" (Par): Ruth Chatterton, Olive Brook, Mary Nolan, Montagu Love, Paul Lukas, Laura Hope Crews, Florence Eldridge, Juliette Crosby, Lorraine Milton directs.

"Back Pay," story by Fannie Hurst, for Corinne Griffith, FN.

A. P. Fumger and Lawrence Stallings to adapt screen version of "Way for a Sailor" to feature John Gilbert, MG.

John Stuart Twist, contract scenario for Radio Pictures, given three months' leave to visit Europe.

David Newell's first assignment for Par, opposite Clara Bow in her next picture. Circus story not yet titled.

William S. McNutt writing George Barron's next story, Par. McNutt has New York for the coast this week.

Carl Levinsky and Alice Lake added to "Twin Beds" (FN).

Radio has signed Wesley Ruggles to direct "The Viennese Chorus," Betty Compson starring.

U starts next week on "The Play Goes On," George Hill directs.

Boris Karloff added to "Green Ghost," U.

Armand Kalik added to "Twin Beds" (FN).

Willie Wyler will direct Laura LaPlante in "Evidence," U.

T-S has started on feature-length technical subject, "Gypsy," Fea-

tures Joyzeille Joyner, Robert Quintero and Carlton King. Directed by Martin Justice.

Barbara Stanwick cast for "Locked Door," U. A.

Joe E. Brown added to "Rainbow," Vivienne Segal replacing Lila Lee in same film. Production scheduled late in April, WB.

Complete cast of "Us Come Across" (M-G) announced. Gustav Von Seyffertitz, Red Hovos, Flora Finlay, Clemens Seltzer and Crawford Kent, Ray Taylor direct.

John F. Nafford, "Florence Eldridge On" (U). No others yet assigned.

There have assigned Ray Enright to direct "Rainbow."

Julius Furthman writing adaptation and dialog for "Tin Pan Alley," U. A.

Jerry Cox added to "Colegians," U.

Nancy Welford and Gertrude Short added to "Gold Diggers," W. E.

John Cromwell, director, and Leone Lane, actress, renew options with Par.

Myrtle Steadman added to "Fu Manchu," Par.

Ben Lahr, pianist, signed by M-G.

Robert Cartie borrowed from Par. to play in "Marlene," M-G.

Lella Hyams added to "Wonder of Women," M-G. Clarence Badger directing.

Stern Brothers has sold "Jules of Opus," Tarzan story, to Carl Laemmle. Designed as a background for serial.

W. P. Craft will start on "Companions Trouble" April 2 for U.

Reginald Denny starred and talking sequences will be inserted.

"Evidence," starting production April 15, from an original by Edward Montagna. Laura LaPlante is starred for U.

Walter Woods will adapt the all-dialog feature, "The Road Show," for James Cruze. Into production April 15.

Title of "Cape Smoke" changed to "Black Magic," Fox.

Ralph Forbes switched from "General Crack" to "To Green Goddess," WB.

Margaret Fielding added to "Drag," P. N.

Olivia T. added to "Hearts in Exile," WB.

Huntley Gordon and George Stone added to "Harmony Lane," U.

Carl Harbaugh signed by Pathe to adapt and direct "Wildcat" short comedies. Alternated with Paul Powell under supervision Monty Bric.

Horace Jackson will adapt Pathe's "Pursued." James Murray added to "Thunder," M-G, as juvenile lead.

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## R-K-O's Purchase of Pantages Circuit Reported Closing at \$8,000,000

Terms Call for \$2,500,000. Cash, Rest in Stock—  
R-K-O Operation to Start April 15

Los Angeles, April 2.

Understanding here is that the deal between R-K-O and Pantages has been about closed on a basis of \$8,000,000. R-K-O to take over the Pan circuit July 1. Maurice Goodman, general counsel for R-K-O, who came west with Frank Vincent to negotiate, is on his way back to New York.

Arrangements are reported to include the continuance of the Orpheum, San Francisco, until June 15, instead of closing it this month, and the transfer of the two-day policy to the Pantages houses in that city. Deal supposedly includes all Pan theatres with the exception of the house now under construction in Hollywood.

### Possession July 1

Goodman and Joe Topitsky, representing Pan, will be in New York by Monday to set the price. It runs somewhere close to \$8,000,000 with the understanding Pantages is to get \$2,500,000 or \$3,000,000 in cash and the balance in stock. Deal provides that stock be put in escrow April 15 which is the end of option time and an agreement be made between that period and July 1 with R-K-O taking over the houses on supervision plan.

Pantages insists that provision be made for his son Rodney so as to continue the Pantages name in show business. Just what Rodney will do is unknown but understand will be connected with the operation end of R-K-O in some way appertaining to his father's houses. All the houses except three operated by Pantages are owned. The balance are on lease running from 50 to 90 years.

He owns the house in Fresno which was recently erected and is valued at \$1,300,000. He owns the house in Seattle figured at \$1,100,000. This house which seats 1,500 would be eliminated according to the deal as Orpheum would want to use their own house there. Also he owns the one in Portland which is figured to be worth \$1,250,000.

### Properties Involved

Leases are on the following pieces of property:  
Memphis, close to 90 years to go under a 99-year ground lease; house seats 2,200, with property and leasehold figured worth \$1,500,000.  
Kansas City also a 99-year lease, seating 2,200, high around 90 to run, is figured at \$1,000,000.  
Salt Lake City, seating 2,150, on a (Continued on page 46)

## Keith Agents Association Dissolved; Liquidates

Keith Agents' Association, which lost its teeth, when it lost its arbitration board recently, has been dissolved. At the final meeting, last week, Frank Evans, president; Edward S. Keller, treasurer; and N. E. Manwarig, secretary, resigned, stating the fraternal duties have been consuming too much of their agency time.

The order was formed eight years ago as a strictly social and benevolent organization. Early this winter the agents moved for independent government through their social club, succeeding in having an umpire board of four empowered to settle all actor-agent disputes and to serve as an adjustment bureau between Keith's (booking office) and the agents. Arbitration function was voided recently by George Godfrey, who named himself an arbitration board of one.

When passing out the association had a membership list of about 100. The treasury held \$4,000. Of that amount \$600 will be used to purchase writ watches for the three outgoing officers; \$600 as a gift to Bill Videoe, old-time vaudeville and now a guard in the Keith office, and the balance (\$1,800) to be divided equally by the club members.

### Revue in Arena

David Verschler, who has taken over the Tilt Regiment Armory at Park and 46th street for a sports and amusement arena, has booked an N. T. G. girl revue to appear there next Friday night, as a floor show between the halves of the basketball ball game between the Celtics and the Renaissance Five (colored).

Other vaude acts will be engaged for other professional contests.

### AUDITION GOES WRONG

Kitty O'Dara, show girl, had an audition at the Capitol and wanted to show a staircase tap routine. She arranged to have a special set hauled from West 46th street to the Capitol.

Union haulters said it was after hours so she got non-union men to do the job. At the Capitol, the union men refused to take steps inside.



AL TRAHAN

Will Rogers, W. C. Fields, Leon Errol, Bert Wheeler, Jack Haley, Ed Wynn, Will Mahoney, James Barton, Herb Williams, Jack Pearl, Marx Bros. are good, too.

Personal Manager  
CHARLES MORRISON

## TWO ARRESTS IN DRIVE ON CLEVELAND AGENTS

Take Refuge in Calling Them-  
selves Brokers—Ready to  
Submit to License

Cleveland, April 2.  
Whether a theatrical agency falls under the status of an employment bureau or a brokerage is the problem being threshed out by city officials who are trying to make such organizations take out licenses in conformity with the law.

Drive to close unlicensed offices, started by city prosecutor, State-City Employment Bureau and Better Business Bureau, has already resulted in arrests of two managers. G. Demsey Howard, operating a downtown employment and theatrical booking agency, was charged with failing to refund money to a client for whom his agency did not obtain a booking. Margaret Esterin, his placement secretary, was arrested with him. Rev. Edward N. Williams and his agency were cited for operating without a license.

At a meeting 14 bureau managers contended that they were brokers and did not need licenses, but were willing to accept a licensing system if assured of protection against agencies operating without official regulation.

### BELL'S NEW CONTACT

Jack Bell, among the 13 Keith agents told to "scram last week, will affiliate with Edward Rivo (Rivo Bros.) on the outside. Bell left the Rivo's a year ago to take up a Keith agency franchise. Since then the brothers have dissolved partnership.

## COLLINS KEITH BOOKER

Johnny Returns After Absence of  
Five Years as Independent

Johnny Collins is returning to Keith's as a booker. He left the circuit five years ago, booking the mid-west theatre houses at the time. Collins became an indie agent upon leaving and has been so identified ever since. A Loew franchise, held for about a year, was revoked a few months ago. Lately Collins has been with M. C. A. in Chicago.

## When 10c Gate Existed

Los Angeles, April 2.  
After being covered by wall of an adjoining building for more than 15 years, large painted sign on outer wall of the old Orpheum, Spring Street, Second, was revealed when the neighboring structure was dismantled. Sign is still well preserved.

It reads: "The Orpheum. Presenting the Best in American and European Vaudeville. Matinees, 10c, 25c, 50c and 75c.

## Rubin's New Jobs

Los Angeles, April 2.  
Benby Rubin, after six months with Universal making shorts, obtained his release, effective May 1. It is reported he will go with one of the "Four Threes" studios as a feature player.

Rubin will spend his nights while doing picture work as m. c. at the Boulevard (pictures), where he succeeds Lynn Cowan. No matinees in this house.

## Lineup for Shorts

Jack Linder, producer, is closing negotiations with the Columbia-Victor Picture Co. for Jack Wilson, Ross Snyder, from burlesque; Bugs Baer, Shaw and Lee, Rita Gould, Alexander Carr, Nan Blackstone and Bernard Dorcy of pictures, in a series of shorts.

## 8 to 5 Didn't Cash

After rehearsing eight weeks, Greenwood & Weston's "The Night Clerk" unit played five days, then closed in St. Louis.

## WAITER KELLY'S SHOWS

Waiter C. Kelly is lined up to do four talking shorts for Metro-Goldwyn-Mayer, the first to be cameraed this week.

His Keith's first official trip to the audible screen, Leo Morrison having paved the way.

### Roof Emergency

Rich and Mann, caught in last week's flurry under New Asia at the American Roof, were not doing their regular routine. The team doubled to the roof without rigging and ad libbed for eight or ten minutes. Boys do an aerial act.

## New Scrap For Talent Typified By B'klyn Jam

Battle for attractions, growing out of the mutual determination of R-K-O and Fox and Loew to restore name acts to vaudeville, is imminent. It may be that the vaude act is going to get a break.

At present Fox and Loew combined, with the converted Fox picture houses, are booking approximately 40 theatres and 40 weeks of time through New York vaude agencies. Loew's circuit of 40 varied types of vaude houses is in a position to offer solid routes of 20 weeks; while Keith's, with a greater variety of theatres, is planning a two-day straight, vaude route of 16 weeks alone for next season.

Contingency for talent in the east seems centered in Brooklyn (downtown), a section that was comparatively theatre poor until two years ago and is now, the battle ground for four different theatre circuits and doing a general wrestling business proportionately equal to that of any large city in the country. What is now happening in Brooklyn is liable to shortly happen, more or less, elsewhere.

Albee (Keith's) and Metropolitan (Loew's), with identical policies, had been the chief contenders for the past few years. Fox recently switched from presentations and jumped into the vaude swim. Result is increased activity of the opposition, and the Paramount (Publicity) Warner-Stanley Strand (straight sound films), and Keith's second but smaller Brooklyn stand, Orpheum (pop vaudeville), are entering the fray.

### List of Acts

In the past two weeks Fox and Loew booking offices have lined up an extraordinary list of name acts for Brooklyn. Persistent desire has such a schedule of standard names as Nan Halperin, Irving Atkinson's Commanders, George Tipton, Lillian Shaw, Jimmy Huxley, Gibbs Sisters (Siamese Twins), Pat Rooney, Anatole Friedland, Harland Dixon, Frances Arnes, Frank Fay, Ben Brier, George Olsen, Sunshine Sammy and Johnny Burke. Majorities of this partial list had been on the Keith books up to two or three weeks ago, but are now playing for Fox and Loew.

Keith's is countering with more name attractions and drawn than have been booked in the past three years, trying to create its own attractions through its vaude and radio and spending more for bills.

### Felbinger's Helper

Kermit Lee, colored vaude dancer, has joined the Abe Felbinger staff.

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# BIL COMAN, Associate

# KEITH "VAUDEVILLE" KATH

## PITTSBURGH 2-A-DAY LOSER ENDS APRIL 14

### Question of Autumn Resumption in Abeyance—Causes Debated

Pittsburgh, April 3. Two-a-day straight vaudeville is through at the Davis. Warner-Smythe's peer vaude house, backing through Keith's (New York), will drop vaude April 14 for straight time.

Davis went two-a-day last December, and has been spending \$1,000-1,500 for eight-act bills. Plenty of cash was reported from the venture, business never having reached expectations. Evening attendance was fair at the start, but night shows failed to respond. Both nights and mats have been off lately, reported grosses dropping to \$10,000 for several weeks.

Still a question whether two-a-day vaude is definitely washed up at Pittsburgh. One line of reasoning is that restoration of two-a-day at the Davis never received the exploitation breaks it needed; another that Warner-Smythe's booking office has been contracting mainly on the circuit's two presentation houses here, Stanley and Hargrave, with acts that should have played the Davis shifted to the picture houses instead.

An attempt was made recently to place the Davis in dramatic stock over the summer, the house possibly taking two-a-day for the season. Spyros Skouras was reported as vetoing the stock proposition. George Shantz's stock is already running at the Pitt and whether two companies could pay in Pittsburgh is a problem. Last summer Nixon and Pitt were against each other with stock, neither seeing any real business.

Intention of turning the Davis into a presentation stand was never upon consideration. The house such theatres here, Low-U. A. Penn. besides the Warner-Smythe's.

Davis' future or possible revival of two-a-day in the fall still in abeyance.

## Special Drive Shows

Special performances for the N. Y. A. drive, week April 14-21, have been lined up as follows: Special Shows—Trenton, N. J.; Philadelphia, Pa.; Columbus, O.; Keith's, Dayton, O.; Orpheum, Los Angeles; Stanley, Philadelphia; Chicago and Milwaukee. Midnight performances are lined for Palace, Cincinnati; Hazards, Pittsburgh; Orpheum, New Orleans; Orpheum, Vancouver; Orpheum, San Francisco; Paramount, Brooklyn; Albee, Boston; Fox, Ham, Bronx, and in Seattle. The cabaret, dance and the Orpheum, Sioux City, will give a ball. New benefit will take place at the Met O. R.

In the cases of the picture houses, bills from the stage units will pass the week after this year following Bert Lyells verbal appeal from the screen.

## Baggage Sale Warning

A lot of 100 vaude acts is posted on the N. Y. A. bulletin with the warning that their baggage held by the Morris Theatrical Transfer Co. or New York was to be sold in lieu of the non-payment of storage charges. Many well known acts were on the list. No definite date is given when the baggage would go under the hammer.

## WAYBURN'S POOL

Ned Wayburn opens his Chicago dancing school in the fall. The nature of the new Wayburn building in Chi will be its own swimming pool.

## MCINTYRE-HEATH AT ROXY

"Ham Trio" Pair Center of Minstrel Presentation Split

McIntyre and Heath, vet vaude team, go into the Roxy this Saturday (April 6) to be featured in a minstrel production for "Hearts and Dish" (Fox). Lon Hascall will probably act as interlocutor, with end men also being recruited from vaude.

House will throw its entire stock company of dances and vocal chorus into a minstrel splash, show and picture being tentatively penciled to stay two weeks.

## Joe Plunkett on R-K-O Board as Vice-President

Joseph Plunkett, Keith's theatre operator, was elected vice-president of Radio-Keith-Orpheum and placed on the company's board of directors.

Other appointments at the board meeting in New York last week were Herman Zohbel, chief auditor, as treasurer, and Ben Kahane, member of Keith's legal staff and secretary of the corporation, as vice-president. Trio will hold similar office in K-A-O and Orpheum-Circuit, inactive subsidiaries of R-K-O.

All other R-K-O's officers were re-elected at the same meeting.

The impressive R-K-O board now includes, besides Plunkett and Zohbel, David Barnet, chairman; Hiram S. Brown, president; Walter P. Cooke, Mr. Catherine Kohl, J. J. Murdoch, Maurice Goodman, Joseph Lehman, Paul Mazur, Monroe Davis, M. H. Aylesworth, H. P. Davis, Paul Cravath, Edwin M. Hery, Edward W. Harden, James Harbord, Gerard Swopes and Owen D. Young. R-K-O's officers, with the additions, are David Barnet, chairman of the board; Hiram S. Brown, president; Joseph Plunkett and Maurice Goodman, vice-presidents; Ben Kahane, vice-president and secretary, and Herman Zohbel, treasurer.

## Sonny Hines, Overcome By Sleep at Wheel, Killed

Dosing off as he was driving his car to Syracuse, to open in a new act, Sonny Hines, 21, acrobatic dancer, was killed when the machine left the road near Hancock, N. Y., early March 29 and crashed into a fence. Hines' friends were broken. Mrs. Hines (Clara Carlson), who was asleep in the car when the accident occurred at 6 a. m. and Mrs. Hines finally arrived at the hospital, where he was brought back to New York.

Funeral services were held at 2 p. m. at the funeral home at 418 West 44th street with interment in Westwood cemetery, New Rochelle, N. Y.

Young Hines had been with a number of acts, appearing as one of the featured male dancers with the Vansell act in vaude. He had just framed a new turn, Sonny Hines and Gloria, which Sam Barba had produced.

He and Miss Michelson, a Brooklyn girl who had appeared with Ned Wayburn's "Bride of 1918," were married six months ago.

A fence post pierced the actor's leg and fractured his neck as the car crashed through 100 feet of state road fence. The actor's wife stepped out the back and attempted to halt a passing motorist.

When he failed to regard her claims that she walked several miles to Fisher's Eddy where she awakened a gasoline station attendant.

He was walking several miles to the "Three Rah Rah Girls," had traveled by train and were awaiting the bus. He and his wife were rushed to Syracuse to fill the gap on the bill.

## AGENTS MAY SELL ACTS ELSEWHERE

Exceptions Are Competing Vaude Circuits and Picture Houses—Opens Way to Radio, Films and Especially Musical Comedies—Keith Direct Booking an Important Matter

## HART CREATED ISSUE

Keith agency franchise, which for years has restrained the circuit's agents from booking on the outside, has been stretched to permit agents to sell acts to all but competing vaude and picture theatres.

Modification comes as direct result of the granting by Keith Booking office a franchise to Max Hart, independent agent since leaving Keith's six years ago and now booking for Keith independently while officially a Keith agent. Another ex-Keith agent to return with such a franchise is Leo Plunkett, also ex-Keith. Ralph Parnum was offered agency permit under the new terms but turned it down.

When notifying of the change, George Godfrey stated Keith's change in policy continues to restrict its remaining agents since the law was granted to Hart and Plunkett on music exceptions. From exceptions several indie agents saw Godfrey for the purpose of settling the outside question following the Max Hart incident and before Keith's made it a "general ruling for all agents." The Hart Case.

The change greatly enhances the monetary value of a Keith franchise. It also opens something that some of the agents have been practicing, more or less, for years.

Despite its questionable value to Keith's, the agency franchise has always exercised certain moral influence on the booking office. When not lived up to, it forced so-called forbidden dealings under cover, as in the case of Max Hart's six years ago and Hart's commission \$10,000 suit against Keith's, which he lost, rendered from outside dealings.

When practically all the best vaude circuit representatives at Keith's agency the restrictive franchise really carried weight. In recent years, with many first rate agents outside the Keith office, the best agents have been booked on the outside with better representation. Complaint against the franchise method, as concerns morals, has been the fact that Keith had been dealing with the outside for acts, over the heads of its own agents. The Keith Booking office has been but in other ways. "Direct booking" of acts, these acts having no right to be played in the Keith circuit, is one way. In most cases of that sort the act directly booked has been the Keith act and the commission outside on the Keith acts.

## Multiple As Field

Chief outside source for Keith agents under the modified franchise figures the musical comedy field. It is also the picture house. Latter protects itself against all but musical comedy and legit with claims that the outside is not in relations with that field through its agents.

Music, club, radio and films will also be within reach of acts through their Keith agent when at the music, club and radio. Latter protects itself against all but musical comedy and legit with claims that the outside is not in relations with that field through its agents.

## Outlining Policy

A Long Island house manager has notified his indie booker in New York to call a halt on sending him "they hey ladies" and the "straw hat babies."

## 2 Suits Over Alleged Unauthorized Signatures

Willie Smith (vaude) is suing Cornet Drug Stores, Inc., for \$10,000 damages through Julius Kandler, for unauthorized use of his photograph in connection with a "skin alive" preparation. This auto-graphed photograph was used in circular matter as endorsing the facial preparation, Smith being regarded as "the popular Keith-Albee vaudevillian."

Kandler is also representing Blossom Bookers in a suit for \$10,000 against Marvo Beauty Laboratories, Inc., on the same grounds. By a circuit court, it is alleged that both the Marvo and the Cornet company's preparations are controlled by the same holding company.

## Fanchon-Marco Units Play East for 26 Weeks

Los Angeles, April 2. With "Rolling Out" the first unit of Fanchon and Marco to invade the east, opening at Tabor Grand in Denver, the people hooked in them will be hooked in by the Fanchon-Marco units. They will go into the Jay Hawk at Topeka, from there to Lincoln, Okla., jumping to the Wisconsin, Milwaukee.

After that they will play four weeks in Chicago, to be booked through Joe Leo of Mid-West. From Chicago the units will jump right in to New York, playing eight weeks and booked by Jack Loeb of the Fox New York vaudeville booking department.

The Fanchon and Marco "g" units, which started off recently playing only eight weeks, have now had the time increased to 26 weeks to be played along the Pacific slope.

## Muffle Riv's Wire

Economizing in the salary department has placed the muffer on each side of the wire. Equipment at Keith's Riverside, New York. House went two-a-day vaude Sunday. Upkeep of same would tax the house two operators' salaries at full scale weekly.

Wireless of Riv was complained about last week, house manager Fathes sound newswired and sound features since. News shots and acts are screened in advance and the straight vaude policy.

Reported intention of moving the Riverside's equipment to another R-K-O theatre was dropped in expectation of using a talking show as each act as part of the bill. This may shortly be attempted.

## Subtle

Harry Lorraine, associate booker Pally Markus star, had a birthday March 1. The agent told us with him made sure he received an assortment of mouse traps.

Keith's "Bride of 1918" and vaude stands in the Marcus office.

## SOPH IN ORPH JUNIORS

Sophie Tucker will play the Golden Gate in San Francisco and the Hill-Carter's equipment to another R-K-O theatre was dropped in expectation of using a talking show as each act as part of the bill. This may shortly be attempted.

## R-K-O'S \$21,500 HOUR ON RADIO

More than \$20,000 in vaudeville salaries was represented in R-K-O's one-hour exploitation broadcast over the N. B. C. chain last Tuesday night.

Most of the audience in Keith's vaude houses, comprised Rudy Vallee (band), Sophie Tucker, Nick Lucas, Belle Baker, Ted Lewis (band), Van and Schenck and Ben Bernie (band). Estimate of the combined vaude salaries places the total at \$21,500 for a week.

Under R-K-O's non-compensation system, the acts radiated gratis.

Of the seven participants last night three came in through remote control, the rest broadcasting in the studio (WJAB), in New York. The rest of the cast were Tucker, Lucas and Lewis, all booked in from Los Angeles (KRLD).

Next Tuesday's R-K-O radio bill will include the second flight of names in the vote standing, all booked in from Los Angeles (KRLD). Other names noted: Miss Patricia, Leatrice Joy (Pittsburgh), Hopalong Cassidy, Hootie and the Blowfish, Smith, Joseph Regan (Grand Rapids), Little Jack Little (Syracuse) and Fred Allen.

Last night's R-K-O program is the most impressive line-up of names and salaries broadcast anywhere. The broadcast was the Victor (Dodge Bros.) hour, with that bill's fabulous payroll exceeding any broadcast heard of, according to a radio record to date.

## Edgar Allen's Collapse

Edgar Allen collapsed suddenly late Monday afternoon at his apartment in the Hotel Windsor, and was rushed to the hospital. Mrs. Helen, mother of Peaches Browning, to the Polytechnic Hospital suffering from a general nervous breakdown, complicated and believed to have been primarily induced by what may be appendicitis. Dr. Tobin in attending Allen. Medico has been unable to diagnose his ailment completely.

Allen had been dicker with RKO for a berth, the circuit having approached the booker. A matter of terms was holding up the consummation of negotiations.

Peaches Browning is slated for foreign bookings and to sail around April 20. If Allen is not able to accompany them as his travel and personal manager, they will not sail, says Julius Kandler, personal counsel for Allen.

## Protests "Dope" Title

Using the title "Dope" for new act in the A. H. Schwartz-Pantagalea circuit, the act was protested by old Ward Monday was confronted with a protest to the Pan office from the act as part of their bill. possession to the title. Both acts have drug traffic stories.

The act was booked for the Kingsway theatre, Brooklyn, for the last half of this week. The Pan office has written to the act that the Schwartz office who promised to reject the matter.

Edgar Allen wrote and produced "Dope" as a vaude act Dec. 22, 1928, at the Fulton, Brooklyn.

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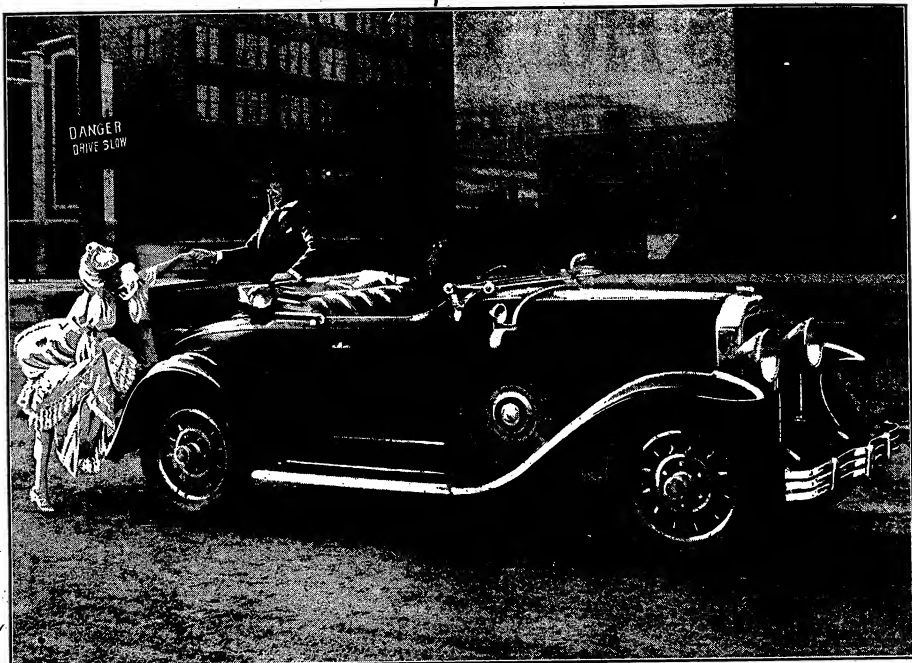
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## CHARLES RAY HEADS NEW KEITH BILL

His Common Sense Makes Him "Unique and Extraordinary"

By CHESTER BAHN  
Dramatic Critic of The Syracuse Herald

Charles Ray of the cinema and stage, headlining at E. F. Keith's for the last half of the week, non-dramatically does NOT—

1. Do a scene from "one of my best known pictures."
2. Tell Charles Kimball Young's inside story about the little boy who called daily to secure a photo until he had enough to trade for one—(Full in to suit yourself.)
3. Repeat the other prized gag of a Hollywoodite in vaudeville about being mistaken for Adolphe Menjou.
4. Assure you that those rumors of gay doings in the film capital and Florida propaganda.
5. Glibly name Norma Talmadge, Mary Pickford, John Gilbert et al. as "my best friends."
6. Pull the ancient wheeze about "how much it means to me to see all my good Syracuse friends across the footlights."

All of which, I submit, this morning later, is more than sufficient to place Mr. Ray within the charmed ranks of the "unique and extraordinary."

It has been many a day since a Hollywood celebrity (past or present) appearing in person on the Keith stage has manifested about the same generous measure of common sense in the selection of material as in the use of that material.

As what has gone before would indicate, Mr. Ray attempts to open his number in rude company, but all bearing the stamp of his screen career. In lieu of the stories and gags, Mr. Ray offers a budget of songs, some new, some old, but all bearing the stamp of his screen career. Even "Broken Hearts" took the form of a song in Charles's hands. And so I'm for Mr. Ray, and that strongly.

(SYRACUSE "HERALD")

## CHARLES RAY IN PERSON ENTERTAINS AT EARLE

Screen Star Has a Pleasant Act on a Fine Program; "Midnight Taxi" Film

Charles Ray quickly demonstrated that he has lost none of his popularity when he appeared in person on the splendidly varied and thoroughly entertaining program at the Earle theatre yesterday. His personality is just the gleam of his stage as on the screen, and his act discloses not only his acting, but his versatility as an entertainer for he did "his stuff" in thoroughly effective and entertaining fashion. Rex McGaughey ably assisted Ray in his offering.

(PHILADELPHIA "INQUIRER")

### RITZ

Some show! Just taking as an instance the loud applause and the performers on the current program of the Ritz theatre, there never was more popular a pair of vaudeville and screen presentations on a single bill presented in the past that equals the one now running until Wednesday.

Of course, affable Charles Ray wins most of the thunder, both on the stage in his personal appearance or in "The Count of Ten" on the screen. With the aid of his screen celebrities, Charles Ray is capable of several forms of entertainment. He sings and acts the sings even better. There is little to say about it, but he has won his high place in the movies.

(ELIZABETH, N. J.)

## CHARLES RAY IS HIT AT NATIONAL

Movie Star Puts Over Fine Vocal Number to Win Local Hearers

Charles Ray, from the enchanted realm of filmland, proves that he has an acceptable singing voice in a sketch at the National this week. The movie star heads a program of moderate interest, and early proves that he is not a mere exhibition but an entertainer ready to work for the favor of the audience without trading on his screen popularity.

As a result of this decision to be accepted for what he is worth, Mr. Ray only the usual line of eulogy about Hollywood and does a straight singing act. His only concession to the movies is to appear in a "rube" outfit, and it is worthy of note that his audience last night did not warm up to him until after he started being himself.

(RICHMOND "NEWS-LEADER")

## Charles Ray Is Stage Success; Heads Vode Bill

Screen Star Clicks on Own Merits in Song-Talk Act

Charles Ray in person heads an excellent bill of vaudeville and screen talent at the Capitol this last half of the week, appearing in an act which discards all pretense to acclimation because of the movie star's screen fame and goes over on its own merit.

It is always of interest to screen fans to see their favorite in person on a real stage, singing footlights, where a personality altogether different from that the camera sees is revealed.

Yet Mr. Ray isn't so very different from the Charles Ray the world has been moving silently about in movie houses throughout the country. He portrays both comedy and a more serious vein of entertainment in the same elocution manner, and as a result his act "clicks."

He combines fun in various forms, anecdotes, incidents, personal reflections and comments all told with the same ease and confidence throughout by his plans accompanied, Rex McGaughey, who tickles the movie underlings.

A gratifying feature of the famous movie star's personal appearance is his voice. He sings and talks not as a "silent" performer, but could be judged to be a natural production in which he was cast.

## Star Discloses Entertaining Ability at Bijou Theatre

Charles Ray, the famous screen star, in person at the Bijou theatre, demonstrated yesterday that he has lost none of his popularity when he appeared in person on the splendidly varied and thoroughly entertaining program at the Earle theatre yesterday. His personality is just the gleam of his stage as on the screen, and his act discloses not only his acting, but his versatility as an entertainer for he did "his stuff" in thoroughly effective and entertaining fashion. Rex McGaughey ably assisted Ray in his offering.

(ENQUIRER "EVENING NEWS")

## Charles Ray at State Singing—and Dances for—Hites

Charles Ray "topped the show" of the 1 o'clock performance at the State Sunday. Greater honor than this accolade no vaudeville

(KALAMAZOO "GAZETTE")

Friday, November 16, 1928

## 86th St

THE BULLS BEST BETS BY THE 1928

CHARLES RAY MOST STARS

CHANGES

90

AT 60 A MANAGER

ENTERTAINMENT

ALL THE WAY

TO THE TOP

IT'S A WONDERFUL

WORLD

TO LIVE IN

IT'S A WONDERFUL

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## MOVIE STAR HEADS NEW EARLE PROGRAM

Charles Ray Appears in Skit—"Midnight Taxi" on Screen

EARLE—Charles Ray is a name to conjure with in the movies. Few stars have had the following he has known. This popular favorite appears in person this week here "doing his stuff," as his act is labeled. A stage veteran, with an excellent footlight presence and fine voice, Ray is a far more satisfactory vaudeville entertainer than many of his fellow screen stars who have preceded him into the two-day. He had his audience with him right from the start yesterday and "went over big" at every performance. Rex McGaughey, his companion, and they make a highly diverting pair.

(PHILADELPHIA "LEDGER")

## CHARLES RAY MAKES BIG HIT

Movie Star Is Headliner on Program at Capitol Theatre

Charles Ray, hero of the screen, is now hero of the "three day" act. He did fine attention at the Capitol theatre for the first half of the week. Charlie makes every bit as big a hit in his vaudeville entertainment as he does on the silver screen, or at least it appears that he does from the applause given him for his efforts. But, then Charlie got a big hand when he made his first appearance. Ray is a bit different from the other screen stars who have appeared here in vaudeville. He does not attempt to explain "how come" he is not now working before the camera, but instead delivered immediately into the business of entertainment, which is just what he came to Hartford for. He appeared at country, the fifth member of a quartet, who never got a chance to sing with the regulars because he was always off key. He succeeded in keeping off key during the number and his audience howled. But when he came back, this time without the corned costumes, and he entertained as a real singer, and he made off with a recitation.

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"SING SANTLY SONGS"

# SANTLY BROS. INC.

JOE ..... HENRY ..... LESTER

755-7TH AVE. N.Y.C. EARL CARROLL THEA. BLDG.

## MUSIC PUBLISHERS

*take great pleasure in using the facilities of VARIETY  
to announce their debut in the Music Publishing field*

**SUPERIOR SONGS** - by **Super Song-Writers**

### I'VE GOT A FEELING I'M FALLING

*Ballad Fox Trot*  
by BILLY ROSE, HARRY LINK, THOS. WALLER

### JUST ANOTHER KISS

*Waltz Song Superb*  
by BENNY DAVIS and J. FRED COOTS

### TO BE IN LOVE (ESPECIALLY WITH YOU)

*Ultra-Modern Fox Trot Song*  
by ROY TURK and FRED FAHLERT

### ON A SUMMERY NIGHT

*for Rhythm and Harmony - vocal and dance*  
by CHAS. TOBIAS, AL SHERMAN, AL LEWIS

and

NOT TO BE ~~SNEEZED~~ AT

### I GOT A "CODE" IN MY "DOZE"

*Comedy novelty song of 1929  
(plenty of laugh choruses)*

by  
BILLY ROSE, ARTHUR FIELDS, FRED HALL

**We** cordially invite everybody in the  
entertainment world to our official opening  
**THURSDAY, APRIL 4**

Happy to announce that **HARRY LINK** is with our  
organization as manager of **RADIO and SPECIAL EXPLOITATION**  
DEPT. Address him for orchestrations, stageband material, organ slides, etc.

"SING SANTLY SONGS"

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**HOLBORN EMPIRE**

ANN SUTER, MEDLEY, SYLVA CLARKE, SUTER, AND DUFFY, DELFANT, HARTLEY, WERTON, ALFREDO BAND

**DURBAN CRITERION**

A Spontaneous Success!  
Receives and Curries Galore 11.  
The Greatest Hit of any Artist  
seen at the Criterion for years

"The Girl from Dixie"

**ANN SUTER**

Chased All at London, Atlanta, Detroit, and the Western States,  
The Girl from Dixie, the  
The Girl from Dixie, the  
The Girl from Dixie, the

**ANN SUTER**

Is America's Best at Vaudeville  
Receives by Public's Consistent  
Vote for Western's Liberty

ALF THOMAS  
"The Cat Operator"

CONN KENNA & PILOT  
"The Four Aces"

**THE PALLADIUM**

ANN SUTER, SYRIL VANE, JOE TERMINI, BEBELLS, DOUGLAS, WELDON, EDDIES, GLYDER, WILL HAY, ZELLINI, DUSLEY DALE

**TIVOLI**

ANN SUTER  
The Girl from Dixie

McGiverny

LA SUTER & WILSON

CLYDE DUNN & CHUCKIE & DANNY

**TIVOLI**

WEDNESDAY, JULY 4<sup>th</sup>  
ALL UNUSUAL STARS ATTRACTIONS

**ANN SUTER**

GARR LYNN

SYLVESTRE MARINI

SAMEHTINI TRIO

**ALHAMBRA**

ANN SUTER, MYRO DESHA, RAIE SPANGLER, COSTA LAPP, HABEL LAUNDS, CASSIE HUGHES

**VICTORIA PALACE**

ANN SUTER, ABE LYMAN, TEX WELDON, CALIFORNIA GIRLS, CHARLES HAYES

**THEATRE ROYAL HIPPODROME**

WINTER GARDENS

**ANN SUTER**

FRANK VAN HOVEN, WYN AND IVE, NORMAN CARRILL, LOUIS WATSON AND TINA PHILIPS, THE VALENCIA TRIO

**SYDNEY TIVOLI**

**ANN SUTER**

SAXAPHONE BAND

CARTER BURCHELL

**FOUR PHILLIPS**

ST CLAIR, LORNA LANGE AND LESLIE

**MURRAY**

**Norman Phillips, Jr., Must Get Permission**

Norman Phillips, 33, an actor on the Loew circuit, pleaded guilty to permitting his 11-year-old son, Norman, Jr., to appear on the stage without a permit. The justices suspended sentence when Phillips promised to keep the child from the stage until he obtained the necessary license.

Phillips was arrested by agents of the Children's Society on March 10, who testified to seeing the child in his father's sketch, "Parvula," at Loew's Orpheum theatre on East 8th street.

**Sound Replaces Vaude**

Los Angeles, April 2. — Silent Long Beach, discontinue vaude after April 5. House wired for sound pictures. Manager Roy Reed figures he can make more money by grind policy with all-talking.

House has been running "W. V. M. A. vaude" for past three years.

**OUT-AGENTS CAN AFFILIATE**

Milt Lewis and Ben Burke, Keith agents, are not doubting, as reported.

Burke was among the agents let last week. As alternative of going out Burke and Lewis were to double under a joint franchise, with the latter later calling the deal off.

A general order issued by Keith's is that there are no objections to any of the outstage agents affiliating with an established agency, so long as each agency's floor staff does not exceed the number stipulated with the franchise.

**GEORGIE ON HIS OWN**

George Morrison, younger brother of Charlie Morrison, Keith agent, is opening his own agency (Indie) in New York.

George withdrew from the Keith floor recently to go it alone on the outside.

**JUDGMENTS**

A. Lytle Lyette; Rolle Royce Co. of Am., Inc.; \$100.

Quoted Jones, Clark, Inc.; B. Schoenfeld; \$100.

Am. Am. Corp.; London Guarantee & Accident Co., Inc.; \$50.

Thos. J. McElaney Co.; National Play, Inc.; \$50.

Robinson Theatre Co.; M-G-M Dist. Corp.; \$100.

**Radio Rep**

Chicago, April 2. — "Amos 'n' Andy" (Correll and Gordon), blackface team broadcasting nightly over station WMAQ, have been booked for the Pan coast time, opening May 3 in "Friday".

Boys are said to be as popular there as here. Unique, as the team are not on chain programs, but "can" their Chicago broadcasts and records are sold at other stations.

**SIMMONS GLOVE TROT**

Danny Simmons, who recently left the Keith booking staff after five weeks' under the new regime, sails next Friday aboard the Paris for a long stay abroad.

Alone and with no definite theatrical plans in mind, Simmons will make Paris his headquarters.

**Diamond in Charge April 15**

Chicago, April 2. — Billy Diamond takes over the W. V. M. A. family department round April 15.

**America's Foremost Dramatic Critics Have Unanimously**

Proclaimed  
**MERCEDES**  
To Be the Most Amazing Attraction in  
**Vaudeville**  
"The Reason Is Obvious"

**WATCH COLUMBUS**  
Week April 7  
Dir. J. J. B. C. C. C.

**HELLO JACK FORESTER**  
NEXT FOUR WEEKS VACATIONING  
New York City

**FOR RENT**  
Theatre with 1,000 seats, now running vaudeville and pictures. An unusual opportunity to lease this new fully equipped theatre on 10th and 11th, Population 70,000. Apply AARON POTRUCH, 96 W. Broad St., Bethlehem, Pa.

**Lathrop Brothers**

Four Feet with a Single Thought

"Never has a male dancing team received as hearty a reception as that accorded the Lathrop Brothers."

Direction MILT LEWIS Associate, BILL COWAN

"MACK" "CHUCK"

# ANN SUTER

"THE GIRL FROM DIXIE"

AMERICA'S MOST CONSISTENT HEADLINER IN EUROPE AND THE ANTIPODES

BOOKED SOLID UP TO MARCH, 1930

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VAUDEVILLE, PRODUCTIONS, PICTURE THEATRES

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THAT IS THE BEST DESCRIPTION OF  
DE SYLVA, BROWN & HENDERSON'S NEW BALLAD

WE  
PREDICT  
"MY  
SIN"  
WILL BE THE  
OUTSTANDING  
BALLAD  
OF THE YEAR!

ALL MATERIAL  
NOW READY

HEAR IT AND  
YOU WILL SING IT!

## "MY SIN"

By E.G. DE SYLVA LEW BROWN and RAY HENDERSON

Moderato

Till ready

May - be it's best that we're thru, What was it lead - ing us to? You were pre - tend - ing, This is just sud - den Dreams that could now - er come true; You - go your way in ood - tens, Chorus I'm try - ing hard to re - sist! My Sin was lov - ing you Not wise - ly but too well, Your Sin was let - ting me - and get - ting me in your egg - s! Our sin was fol - low - ing love that could not be! Now, My Sin is want - ing you Though you've for - got ten me.

Arr. by Joseph M. Weiss  
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DE SYLVA, BROWN & HENDERSON, Inc.

745 7th AVE.

ROBERT CRAWFORD, Pres.

NEW YORK CITY





**RENNIE-NIENEN DATES**  
After their two New York weeks with the Fox offices, Greta Niesen and James Rennie will start for Keith April 14, likely at the Palace. The Niesen-Rennie combo has been adding \$3,000. Arthur Pearce did the fixing.

**Kate Forced Out**  
Kate Smith, out of "Honeymoon Lane," plays the Palace next week instead of currently, forced out through illness.  
Lillian Roth subbed; latter also an ex-show feature, last in "Van Hise."



**GEORGE DORNONDE**  
and **YVONNE**  
Orpheum Circus' Rep. Josie Jacobs

**LILLIAN DREW**  
**SPECIALTY DANCER**  
with Harry Carroll Unit  
For. Mgt. B-K-O Circuit

**ILL AND INJURED**  
Allen Vance, recovering from operation in Kansas City.  
C. B. Irvin, general manager of Great States theatres in Bloomington, Ill., who has been ill, is recuperating at Hot Springs.  
Edward Bryner, theatrical costumer, has closed his studio in Chicago because of a nervous breakdown. He has gone to Memphis, Tenn., for the summer.  
Brooks John, m. c. at the Granada, San Francisco, taken suddenly ill with flu last week. Will not return to theatre for about two weeks.  
Irene Ledgett of Sells Floto circus broke her leg while at winter quarters in Peru, Ind., and is in Peru hospital.  
Cliff Acres, cut and bruised at opening performance of Sells Floto circus in Chicago. In St. Luke's hospital.

**NEW ACTS**  
Laura Hamilton and George Sweet, two-act.  
Bunny Weldon, eight people.  
Brinkley Sisters.  
Doris Rhue and Happy Wilson, musical turn.  
Clarence Nordstrom.  
Kate Pullman and Gang (15).  
Supporting are Mabel Stapleton (Mrs. John Steele) and Elsie Cavanna.  
Charles King, returning to vaude, is booked for the Palace, New York, April 21.  
Nita Norris, for Loew.  
Earle Edwards, formerly of Gold and Edwards producing turn captioned the Three Traveling Salesmen Glorifying the Farmer's Daughter. Edwards also appears.  
Eddie Fardo unit (20), produced for Keith's by Max Gordon.

**FORUM**

**Editor Variety:**  
After having used a girl singing plant in the audience for 18 years, your reviewer of Fox's Academy writes: "Oscar Loraine is now using a singing girl plant a la Joe Howard."  
I don't care what the youthful scribe thinks or says about my talent, if any, but I will not stand to be accused of copying anyone. It has been my pride during 30 years on the stage that I have never copied anyone, never been accused of taking anybody's material and I feel greatly hurt by this remark by someone who's knowledge of past performances must be very limited. Funny thing about him mentioning Joe Howard when there are so many plant acts. Howard never put a plant in the box until he played with me at Tilyou's Coney Island two years ago.  
Oscar Loraine.

**HARRIET HECTOR'S ACT**  
Harriet Hector, still under contract to Ziegfeld, may, upon her return from vacation, open in a vaude act surrounded by a flock of Albertina Rasch dancers.  
She will endeavor to get Ziegfeld's permission for the act.

**Linder Picks Up Another**  
Linder Agency has added another theatre to its books, the Richmond Park theatre, Richmond Park, N. J. Five acts on a split, with six acts Sundays.

**Brooklyn Orpheum All Sound**  
Brooklyn Orpheum will drop its vaude section April 19 when the house goes straight sound. Eight-piece orchestra out.

**MARRIAGES**

Montagu Love (screen) to Marjorie Hollis (non-pro) in Hollywood March 30.  
Worthington Minor, stage manager, Belasco theatre, Los Angeles, to Frances Fuller, actress, in Los Angeles, March 29.  
In an early morning elopement, Margaret Watson, ingenue of the Garrick Players at Northampton (Mass.), and Sidney Mason, leading man of the same company, were married at New Lebanon, N. Y., March 15.  
Announcement of the engagement of Edward (Buddy) Morris to Carolyn Nathan, non-professional, will be made by Sam E. Morris, general manager for Warners, at a dinner-dance at the Progressive Club tonight (Wednesday). Younger Morris is an executive in the Witmark music publishing company.  
Hamilton MacPadden, producer, to Violet M. Dunn, in New York, March 30.

**BOY MACK'S PROLOGUES**  
San Francisco, April 2.  
Roy Mack, former Chicago and New York cafe and vaude producer, has arrived on the Coast to produce prologs for Fanchon and Marco.  
Mack has a six weeks' contract with last month renewal option. His first unit will be "Wheels," a bicycle production.



**ACKNOWLEDGED VAUDEVILLE'S MOST BEAUTIFUL EXTRAVAGANZA OFFERING**  
"THE DANCE DOCTOR"  
Written by ARVILLE FLEISCHER and AL VON HELLMAN  
Interpreted by JOHNNY ELLIOTT  
Glorified by HIL CO-EDS  
Class, Youth, Beautiful Girls, Marvellous Dancers  
Broadway Atmosphere  
Rep. PAUL EDWARDS, BILL APPEL, ABE THALHEIMER

**VAUDE RADIO RECRUITS**

Keith's vaude has drawn from the radio field for another act, Jolly Bill and Jane. Team, heretofore strictly ether, is a nightly feature for children over WEAF, New York.  
Opening April 14 for Keith's at the Greenpoint.  
W. V. M. A. Road Show Stand  
Los Angeles, April 2.  
Strand, Long Beach, switched from six acts of W. V. M. A. vaude to W. V. M. A. 5-act roadshows. Route will be wired.

**TINSEL**  
**METAL CLOTH**  
**FOR DROPS**  
36 in. wide at 75c a yd. and up  
A full line of gold and silver tinsel, metal cloth, gold and silver trimmings, ribbons, etc. a p a l e a. Metal, open box, etc. etc. for stage costumes. Samples upon request.  
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**The Fally Markus Vaudeville Agency**  
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**BERNAYS JOHNSON**  
VAUDEVILLE'S GREATEST NOVELTY  
CAPITOL, UNION CITY, NOW (APRIL 4-6)  
For. Add. Variety, New York  
Dir. JACK BELL-CHAS. FUREY

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**R-K-O PALACE, NEW YORK, THIS WEEK (MAR. 30)**  
**HECTOR "THE LOVABLE PUP" AND GANG**  
**"GET THAT AIREDALE OUT"**  
R-K-O Dir. MORRIS & FEIL

















## Chatter in New York

Joe Frisco's gone Harlem.  
 Ruby Keeler's little sister playing  
 benefits for N.Y.C. Dots taps.  
 Edna Leedom and her hubby,  
 Frank Dolger, at the Casanova.  
 May Seldin, sister of Mickey, re-  
 covered from append. op.  
 Homer Orvis left for business  
 trip to Texas. (Not Guinan's).  
 Ann Wood went with Paul  
 Ash.  
 Tea shop downtown named after  
 Rudy Eider.  
 Hortense Ragland opening at the  
 Rudy Valley Club.  
 Marie Muesel back with a Helen  
 Henderson tan.  
 Si Goodfriend at Beth Israel hos-  
 pital for eye trouble.  
 Ned Downey and his father-in-  
 law, Richard Bennett, have become  
 great pals.  
 Joe Frisco is still using the Car-  
 roll theatre as his headquarters.  
 Although "Vanities" closed long

ago, the comedian still goes back  
 every night and gets his mail  
 and telephone calls.  
 Lester Allen and Nellie Breen  
 sail for Paris May 10 to appear at  
 the Ambassadors.  
 Marion Breen, showgirl, breeding  
 race horses on her New Canaan,  
 Conn., estate.  
 Juanita Hansen, has forewarned  
 Broadway to live in retirement in  
 Westchester.  
 Madeline Killean given under-  
 study part of Ethel Shuta in  
 "Whoopie."  
 Felix Morgan shopping for a  
 summer home for three—herself,  
 mother and the adopted baby.  
 Percy Hammond is back from his  
 South American trip and reviewing  
 again for the Trib.  
 Ruby Stone, switchboarding for  
 Desires, Brown and Hendy, goes  
 into "Follow Thru" chorus.  
 Dolores Ray, miniature showgirl,

having a screen test sponsored by  
 Lucille Diamond, who has signed to  
 manage her.  
 Constance Talmadge always car-  
 ries a flask of milk when making  
 the night club rounds. You guess,  
 Sully, the Bark, claims \$30 this  
 week.  
 A freak wind took heavy plate  
 glass top Monday night at Broad-  
 way and 43d street, shattering the  
 windows of both drug stores and  
 Hilton clothes shop right op-  
 posite.  
 Mlador opening under new name.  
 Will be called Mogador, after the  
 French theatre of that name.  
 Lou Schwartzman claims the de-  
 tectant on the street. Lou Davis  
 found Miami a great boon to  
 feed on an unprepared stomach.  
 Harry Ruby went to London with  
 a bottle of hair tonic. He returned  
 with a complete evening outfit.  
 His mail money went to 39 per  
 cent. last week Ben Bernie cracked:  
 "They are going to split it up three  
 for one; a million."  
 Lillian Lorraine says she is  
 through playing the Hospital Cir-  
 cular and is now at home in her  
 apartment.  
 Club Barney m. d. discovered he  
 had written over two columns of  
 column correspondence, which Va-  
 riety published last week.  
 Just to be gift, Alphon Hamilton  
 invited the Easter parade in star-  
 geying sport ensemble. Walked with  
 a lad in a high hat.  
 Marc Brethorne took a slant at  
 Monday night show. Last week  
 and telegraphed Joe LaBarra:  
 "Come and get us; we give in."  
 The show, which intends to go to Chi-  
 cago to paint "util" life, is doing a  
 fine side part of Grace Williams,  
 another showman.  
 Edna and Della Lorraine wire  
 from Havana their engagement has  
 been extended four weeks. They  
 the sisters returned to have hit the  
 tables for 20 "Q's" recently.  
 Bruce Crouse, of the Post, is look-  
 ing for a new snail. Said he laid off  
 "play acting" during Lent. "Would  
 like another 'Gnomon' of the  
 Press."  
 Hugo glass chandelier, which  
 hung in the home of the late Tex  
 Houston, has been stolen from the  
 Hotel Peerless, formerly the Prince-  
 ton.  
 A cop leaned his motorcycle  
 against a hydrant and then burned  
 up because a driver parked too  
 close to it. Motorist got ticket  
 and it wasn't for the grand opera.  
 "That fire in Harry Rosenthal's  
 apartment cost him more than  
 \$5,000. Someone dropped a ciga-  
 rette in the overcoat of a leather  
 chair. No insurance."  
 Ann Hughes taking dancing les-  
 sons at Ned Wayburn's. She is the  
 blonde girl with Anita Page,  
 went with Harry K. to Holly-  
 wood.  
 Mrs. Walter Kinsley sold all of  
 Walter's books except those which  
 he had left. He asked her to  
 preserve. Many of the books, or  
 great value, brought large sums.  
 Several of the playboys having  
 returned from Florida are looking  
 for their automobiles, loaned the  
 members of the ensembles who  
 make a practice of borrowing the  
 bargains while the boys are away.  
 Dames falling for publicity stunt  
 of lad who tells 'em no girl has  
 ever been a woman constant to con-  
 tent. Lets each one think she is  
 the ideal person to make the fight,  
 details to be discussed in next  
 issue.  
 Doctor summoned to take seven  
 stitches in forehead of youth who  
 attempted to separate two fighting  
 scorching dance in night club Sat-  
 urday night. One of the gals turned,  
 striking him with a glass.  
 Verette Slators, who have played  
 the night clubs for two and a half  
 years without a layoff, went to  
 Phila. Easter Sunday. The first  
 time they've been off the Street in  
 that period.  
 Chatterbox Madrid doing its spring  
 cleaning. All talent left except Jack  
 White and Tommy Lyon.  
 Doris Dean, the Lee Cline, are sing-  
 ing Ruth Goodwin through. Roof  
 being greased for summer sliding.  
 If so many people are singing  
 "I've Got the Stock Market Blues"  
 would purchase his song, Al Plan-  
 tation figures he'd have a cinch.  
 It's his latest dirty, published by  
 his own firm.  
 Sam Holt, formerly of the New  
 York American, and who was fired  
 as matchmaker of Paddy Harmon's  
 medium in Chicago, the largest in  
 door arena in the world, got his  
 job back with Paddy.  
 Entering the Radio and Whittney Bol-  
 ton, who compose the drama dept.  
 of the Morn. Trib, clipped off their  
 mustache simultaneously. One

look in the mirror and they dis-  
 appeared. The Minute will again  
 adorn.  
 Jimmy Durante has a new gig: In-  
 terrupting a Bandesque singer in  
 mid "Tadzio and Zoulenstein, there  
 has been a change in the program.  
 Number four act has been moved up  
 to number two, number two has  
 moved to 299 W. 68th street."  
 Former director of the old 48th  
 street theatre, the Boston, and Wash-  
 ington, has been named as cus-  
 tomer for a big Wall Street firm. Sits  
 on the ringdiers in style now and  
 said "Tadzio and Zoulenstein, there  
 has been a change in the program.  
 Number four act has been moved up  
 to number two, number two has  
 moved to 299 W. 68th street."  
 The fellow who touches  
 fences with wet paint signs to see  
 if they're wet, an intoxicated gent  
 strolled in as the circus horses and  
 wild animals were travelling down  
 through 46th to the Garden, stuck  
 his hand inside a flap despite sign  
 warning of wild beast. He lost his  
 sleeve.  
 "Flower gal in night club ran out  
 of gardenias, so she plucked the  
 flowers from the laps of three  
 plastered customers, reselling them  
 at a buck apiece to incoming  
 guests. One night she sold the  
 same gardenia five times to an in-  
 dividual who gave her \$10 each  
 time.  
 Little brunet gal tried out for  
 the night club as a couch potato in  
 one of the 44th street clubs and failed  
 to make the grade. Kid was broke  
 and went to extremes to give her  
 a thrill. Informed she wouldn't do,  
 she cried and a noted  
 director, who was down to the club  
 soled her. She is now making  
 the rounds with him in beautiful  
 evening gown.

## Nimble Digit Gal Takes Auburn Rap For Matinee Job

Lucille Martin, alias Marie Wil-  
 son, 23, of the Great Northern Hotel,  
 West 67th street, described by the  
 police as one of the cleverest pick-  
 pocketesses known to Broadway, was  
 sentenced to the State Prison for  
 Women at Auburn, N. Y., by Judge  
 Mulgrew, of General Sessions, on  
 her plea of guilty to grand larceny.  
 At the same time sentence was sus-  
 pended on Sally Williams, 23, who  
 according to detectives, was a pupil  
 of the Martin woman, and was ar-  
 rested charged with acting in con-  
 cert with the latter.  
 Two women were arrested on the  
 complaint of Marion Vandenberg  
 on January 23 outside of the Royale  
 Theatre, West 45th street, as the  
 women were leaving after the mat-  
 ine performance.  
 A second complaint was made by  
 the same woman on March 10, when  
 one, N. J., who claimed the female  
 pickpocket attempted to snatch her  
 pocketbook from the street. The  
 woman was taken to the police sta-  
 tion, the same afternoon, (Miss)  
 Vandenberg, on whose com-  
 plaint, said the Martin woman picked  
 her pocketbook and slipped \$104  
 from her. The woman was taken to  
 the police station, the same after-  
 noon, when she was found on the  
 latter when arrested.

Mrs. Martin was formerly em-  
 ployed in various cabarets as coat  
 room girl.

A Mickey Finn  
 Well known m. c. appearing in a  
 dress night club recently heard a  
 woman patron say to either of her  
 friends: "You won't be either in a  
 little while." Woman is said to be  
 a well known pickpocket.  
 Shortly after the remark a waiter  
 monkeyed with a bottle of Scotch  
 which the brother and his party  
 were drinking. A young monkey Finn  
 was the revenge.

O'Keefe's Credit  
 Through an author's inadvertent  
 modesty, Walter O'Keefe did not  
 receive credit for his Joe Zlich let-  
 ter.

## Chatter in Loop

Inaccurate Biographies  
 ARON J. JONES

Aaron J. Jones, m. c. of the Chi-  
 cago codgers, is president of the  
 Jones, Linkin & Schaefer circuit,  
 an organization famous for the fact  
 that no one has ever been able to  
 spell Linkin and Schaefer right at  
 the same time.  
 Having an easy name, Jones be-  
 came president with Linkin and  
 Schaefer, since giving the go-by to  
 on Sundays to say if any mail had  
 come in.  
 Life was not always a garden of  
 (Continued on page 64)

## On the Square

Rebuked  
 One of the sandwich shops around the Square that makes a practice  
 of its racket was a moonshiner after stage and night club personalities has  
 revised its line-up of name-mandwiches.  
 Among those dropped off the menu are Sid "Cutie" Silvers, Bob Jack-  
 son, and appeared there daily to deliver newspapermen on the picnic  
 of magazine stories and articles. Among the writers whose works Mar-  
 quand handled during his career were O. Henry, Irvin S. Cobb, Don Mar-  
 quand and host of others who hopped from newspaper work into the  
 theatrical field.

Since Fox started paying off the indie exhibitors for their holdings  
 around New York, they have gone back to old trades or sought new  
 fields.  
 Of these Harry Brandt is now in the bond biz.  
 Harry, since giving the goodbye to Broadway boxoffice, has grown  
 corpulent watching the ticker in the Astor, in which firm he now holds  
 a large place. Harry's greatest kick is when he places a buy for a sales-  
 man who "slebs" him a clunk.

Pussing of an Old Timer  
 A. E. "Ald" Beerman, in Horsey's last week following  
 a stroke, was a familiar figure along Broadway for 50 years. During re-  
 cent years he made his headquarters at the Newspaper Club on 42nd  
 street, and appeared there daily to deliver newspapermen on the picnic  
 of magazine stories and articles. Among the writers whose works Mar-  
 quand handled during his career were O. Henry, Irvin S. Cobb, Don Mar-  
 quand and host of others who hopped from newspaper work into the  
 theatrical field.

Deb Exploitation  
 Talk about publicity grab debbies, both Ned Wayburn and the Stan-  
 ley Recording Laboratories, in the same building at 141 Broadway, are  
 getting a strong play from the Park avenue youngsters who are con-  
 sidered the best of the Junior League debbies. The debbies are also  
 also going in for considerable personal recording and movie tone test  
 making which the debbies think is quite the thing. They prepare up-  
 per class debbies, the debbies are debbies backed up by a (phony  
 piano) accompaniments, which are coupled on one disk, with the Stan-  
 ley Recording Co. pressing a number for personal distribution by the  
 fashionable class debbies.  
 The Stanley recorders also state that many of them seem to read  
 Variety or did that particular story last week, flashing the paper when  
 visiting the lab.

Greats Year of Pictures  
 Paramount theatre no soft soap, and one of the greats has made the  
 grade for a year without detection. Recently was tipped off they were  
 laying for him.  
 The theatre was to go to the side door and tell the usher stationed there  
 that he had to see his friend who had agreed to sit in the first seat  
 rear of center aisle. As proof of good faith, crusher would leave his hat  
 on the usher. Entering the theatre he would tell the usher to go to  
 main entrance, asking if he might be in moment for a smoke. O. K'd.  
 he'd then go round to the side exit claiming his chapeau. He would then  
 stuff the hat in his pocket and walk back to main lobby, being passed in

## NEW YORK THEATRES

**3 ZIEGFELD SENSATIONS**  
 Starring the American Girl  
 NEW AMERICAN THEATRE  
 41 St. Between Broadway and  
 42nd St.  
**EDDIE CANTOR**  
 in "WHOOPIE"  
 with KATHLEEN HUGHES and  
 "THE ZIEGFELD PROLOGUE"  
 ZIEGFELD THEATRE  
 146 West 46th St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.  
**SHOW BOAT**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.  
**EARL CARROLL**  
 in "THE ZIEGFELD PROLOGUE"  
 ZIEGFELD THEATRE  
 146 West 46th St.  
**ERROL BRICE ATWELL**  
 in "THE ZIEGFELD PROLOGUE"  
 ZIEGFELD THEATRE  
 146 West 46th St.

**RADIO-KEITH**  
 41 St. Between Broadway and  
 42nd St.  
**PALACE**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**HIPPODROME**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**RIVERSIDE**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**Star**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**F. F. PROCTORS**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**BROADWAY EYES**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

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 146 West 46th St.

**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**LADY FINGERS**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**ULTRIC**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**STREET SCENE**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**Man's Estate**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**DYNAMO**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**CAPRICE**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**STRANGE INTERLUDE**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**MARK STRAND**  
 41 St. Between Broadway and  
 42nd St.  
**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

**THE ZIEGFELD PROLOGUE**  
 Starring the American Girl  
 ZIEGFELD THEATRE  
 146 West 46th St.

the 60-year-old Aaron Benec  
Baltimore department store mult  
millionaire, and was subsequent  
divorced in Chicago.

Figure 1



# VARIETY

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## 15 YEARS AGO

(From Variety and "Clipper")

William Farnum signed for pictures with Famous Players and Robert Edison, headed the call of Jesse Lasky, later to film "Conjuror's House."

William A. Brady, Charles E. Blaney, Shubert and Augustus Thomas had all formed corporations to handle screen rights to their successful plays. Now Famous Players Corp. was formed and it was reported all would be ready to sign manuscripts. Jules Brulatour was one of the incorporators.

Doo Cook, the phonograph North Pole explorer, handed show business a laugh. He was playing small time and registered a squawk that his dressing room at McVicker's Chicago, was cold.

Glimcher's department store in New York pulled a new one. They introduced dancing during luncheon, with an orchestra booked in and style models parading between dances.

Truly Shattuck, former musical comedy star, appeared at the Columbia theatre with the "Bowers Burlesques" and the lobby was banked with flowers like a Casino promenade.

Wireless telegraphy was so new that a demonstration was framed and given at Hammerstein's as a vaudeville novelty act.

Jack Pickford was beginning to attract attention as a screen actor rather than as "Mary's brother."

Paul Gulick, partner of the late Phil Mindi in press agency, was employed for special publicity campaigns by Universal, and the young man seems to have given satisfaction.

## 50 YEARS AGO

From "Clipper"

Checkup on the six-day walking match at Glimcher's Garden not long before showed total cost of \$15,000 and bar receipts additional \$2,500. (This event was the equivalent of the modern six-day match, which draws close to \$400,000. What it would do with a bar is something to dream about.)

Clipper indulges in one of its rare bursts at Art in the paragraph: "Clara Morris completes a renewal of her struggles with Lady Macbeth next season."

So complete was the public madhouse over pedestrian contests that a group of Boston public school players who had been working in New York, hooded it to rejoice instead of going by train.

Texas was wild and woolly indeed. Following cold-blooded murder of Ben Porter, a Texas state desperado, George Drake, actress in the Green Patrol at San Antonio, was shot to death by a local gun toter who resented her transference of affections to a cavalryman of the border partition. Porter was arrested a few days later in St. Louis.

Liberator won the English Grand National classic at 9 to 1. There were 15 starters.

Funeral of Ben Porter, actor killed by a ruffian in Texas, was held in the Little Church Around the Corner and the whole stage production turned out in mourning. Sermon was preached by Rev. Dr. Houghton who, until his death, was an idol of showdom.

World heavyweight ring title was at stake in a bout between Johnny Dwyer and Johnny Elliott to take place on Canadian soil in a few weeks. Purse was \$2,000.

## Inside Stuff—Pictures

One of the independent producers making silent comedies admits the present market for his product is at low ebb and getting lower. If that's so, Producer ascribes cause as due to large organizations practically giving away their present stock of silent shorts, enabling exchanges to sell pictures with names as low as \$100 or \$125 a day. When the little fellow comes out of the ordinary and goes into the big time in those in question, the exhibitor is uninterested at any price. Producer is going through with his several series as he is obligated to featured players and exchange, but he is making him squirm.

An independent feature producer tells of a parallel experience with one of his exchanges. Owner of latter had signed a contract to pay \$200 a week for his territory and also his prints. When exchange made good notice he would be unable to fill his print producer suggested compromise of overlooking cash payment and merely buying the print, dividing bookings \$50-50. After one experiment exchange man notified him he couldn't do better on following subject than take a print to be supplied by producer and then share \$50. He has not yet got his print under such terms.

With talkers coming into the field, made of film actresses have the bunch that now is the time to break pictures. June Collyer had two maids for whom she made things pretty nice. Servants were given a good monthly reimbursement besides a room and bath in the house. With the picture of signing most ideal. One had been in the employ of Gloria Swanson, but after two months became screen ambitious. This girl came to Miss Collyer and managed to sell the idea to her territory and also his prints. When exchange made good notice he would be unable to fill his print producer suggested compromise of overlooking cash payment and merely buying the print, dividing bookings \$50-50. After one experiment exchange man notified him he couldn't do better on following subject than take a print to be supplied by producer and then share \$50. He has not yet got his print under such terms.

Incongruity and inconsistency of theme song spotting in sound pictures was twice evidenced in as many previews recently. One showed a scene where the leading couple in the continuity fall over a cliff. As they lay far below an orchestra was playing a waltz.

In another, the preview threw the gathering into an uproar when the routine is shown on an operating table, with the medicine seriously sterilizing the couple, prior to an operation. As the film heads saw it this was the cue for a love ballad reprise by another unseen singer. The music publisher of the number, when getting a load of the film, took control himself, whereupon the producers followed suit and ordered a change.

With club rooms of the Academy of Motion Picture Arts and Sciences on the Coast now converted into a model sound theatre, the Academy plans to introduce new problems to its members in sound.

It will also be used as a private parlor room for showing new pictures to outside interests, such as various leaders of women's clubs who in turn will report their opinion to other club leaders throughout the country.

The Prince of Wales, who traveled in plenty comfort on his African hunting trips, has nothing on the company going to Africa to shoot "Trader Horn" for the Fox picture. His innumerable luxurious traveling accommodations include an electrical refrigeration plant, a radio broadcasting outfit which enables the exiled couple to talk to their families at home. A regular arsenal is also being taken along to defend the players from jungle beasts if necessary.

New Public ruling prohibits the use of transportation tickets intended for a composite unit to any outsider.

Where a B or M ticket must be bought Public will neither sanction the release or approve of the disposition of any of these tickets except to the unit prescribed.

Amateur song writers throughout the country are swamping picture studios with requests for permission to use photographs of film stars on covers of songs they hope to publish. Paramount received more than 20 letters in one week for permission to use Clara Bow in this way. All such requests are ignored.

Ideal test sentences to establish workability of microphones on sound stages includes such venerables as, "latter Suster's sewing shirts for soldiers" and "Peter Pickard peck a peck of pickled peppers."

With Metro-Goldwyn-Mayer to continue on its own with its present executive staff and production officials intact, a friendly rivalry has sprung up between the company and the Fox producing crew.

Production executives feel that each organization must show its metal and try and keep a pace ahead of the other. They figure that in this way production in general at both studios will be kept at top notch, with the respective producers and heads of each end endeavoring to make a showing just a little better than their rival. Both Sol Wurtzel, now in charge of the Fox lot, and Irving Thalberg, at M-G, are keeping up their organizations for the test which will be shown in the late 1929-30 product and the early 1930-31 releases.

Sunday ads in New York for Ziegfeld's "Show Boat" was a Monday morning burn-up for the various department heads at Universal, the picture of the day, and the company's picture of the day.

Paragraph that particularly aroused the U sales and publicity department was the headline: "See the talker rising, while Far was reluctant in selling back the script." Author claims to have paid \$16,000 for it, the sum being nearly as much as he paid for the original picture rights. He will call the talker "Sweetheart."

Mac Marcin is to do two talkers a year for United Artists. First is to be produced under his name as producer, is a play which he wrote and which was done in pictures by Paramount about six years ago. No dates. Under the name of the talker rights, while Far was reluctant in selling back the script.

Author claims to have paid \$16,000 for it, the sum being nearly as much as he paid for the original picture rights. He will call the talker "Sweetheart."

During a showing of "Hearts in Dixie" at the Fox, Philadelphia, two bats got into the theatre through the ventilating system and created a stir just as the duo-voice sequence of the film was on.

No dates. Under the name of the talker rights, while Far was reluctant in selling back the script.

Author claims to have paid \$16,000 for it, the sum being nearly as much as he paid for the original picture rights. He will call the talker "Sweetheart."

Since going to a straight sound policy several months ago, R. & K. McVicker's is rivaling the Chicago, which has twice as many stars, in weekly profits.

McVicker's has a nut of \$18,000 and has been averaging about \$20,000 above that weekly. The Chicago, with its special-local stage productions, is eating up about \$35,000 weekly and bringing in little above \$50,000.

An atmosphere of competition for time has arisen on the Paramount lot. After the picture broke the record of making a feature length production in nine days.

Working schedules for pictures now in production range from 15 to 24 days. "Marriage Holiday" is blocked out for 13 days, "Wheel of Life"

15 days, "Thunderbolt" 19 days and "Bureau," planned as a special, is booked for 24 days. These schedules, however, do not include time for rehearsals.

Within six months Hal Horne, managing director of United Artists Theatre, Los Angeles, cut the operating expense \$10,000 a week. When \$30,000. With Public now taking the house over as a long run and pictures playing to \$13,000 to \$15,000 on the first week, with a three week house, house will be able to show a profit on the run.

House has cut out its orchestra and stage presentations, also the paying for billboard advertising. Whatever billboard advertising appears is paid for by the producing distributing company.

Through ignorance or lack of diplomacy, one of the studio managers on the coast approached a pet star in the act of smoking a cigarette on one of the sound stages. He told her she also didn't put it out, he would have to stop the production. Actress went into a rage and told him it would be the last production he would ever try to stop. Two weeks later, the studio manager was demoted.

A lot of the dailies and some film folk are still mystified about what happened to Milton Sills. Secrecy which surrounded his moves here was brought about through dilatory on the part of the star and his wife.

Sills just has a very common but not serious affliction which conventional people do not consider a drawing room topic.

Latest in R. C. A. Phonograph recording equipment has been installed at the Fox studio.

New complete recording unit consists of a dolly truck, five feet long and three feet wide, with all necessary instruments mounted. This can be moved in any convenient spot for the recording of scenes and requires but two men to operate. In event exterior scenes are needed, the small truck can be lifted by four men, loaded on a truck and hauled to location. Cost of this recording unit runs around \$68,000.

While the average number of sets for dialog pictures is reduced to one-third that required for silent films, studios are finding that the cost of the interiors is at least 25 per cent greater in the latter.

Film director on the coast dropped a "mink" into the center of a dressing room, where more than 30 chorines were chattering over toilet the day.

When it was played back it sounded like Times Square on top of night and what you couldn't hear was just as well.

Successful film man who knows the east side of New York regrets the lack of time which prevents him making a picture carrying out dialog in Russian and Jewish. Idea is a road show played only in its territory in New York and the surrounding area, and then touring the Chicago.

He claims just the two allies alone would get him lost.

An independent studio which had put in a sound system on what is known as the radio principal started its first day's shooting on a picture with everybody jubilant. When the rushes were looked at that day's back sound was heard with a bang in station KFWB; they are presenting so and so on and so on's program.

Just a case of the studio being too close to the broadcasting station, highly sensitive microphones on the set picking out the other waves from the radio station not far distant. Situation has now been remedied.

## Inside Stuff—Legit

George White is getting together his new "Roadsides" in utter secrecy. Evelyn Wingfield for the show let the news slip by accident. White was furious. Ann Pennington is likely not to be in the cast.

Younger daughter of a prominent stage director called upon an aspiring producer who announced plans for two forthcoming plays. Girl wanted an engagement, so the manager inquired what experience she had in the play done several years ago was mentioned. Asked what she did in it she replied, "I just walked on the stage." She answered as she mentioned another play.

Another producer asked the girl if she were ambitious to become a real actress. She said, "Well, my sister and her husband both have show engagements for next season and that will leave me alone at nights. So I just want to walk on."

On the ground that copyright has Federal status and therefore under the Constitution is exempt from state taxation, the U. S. Supreme Court in Otto Harbach has definitely established that original holders of copyrights not only may discontinue paying tax on royalties accruing from copyright, but also are entitled to a refund of monies they have paid to the New York State Tax Commission since 1925.

It is figured by Theodore Lesser, attorney for Harbach, that if copyright holders avail themselves of the state tax relief in this respect it will mean, collectively, a yearly loss to the state of approximately \$500,000.

Claims for refunds must be made within two years of the date the return was filed or within one year from which the tax was deducted by the commission. The time limit, however, is three years, and thus the statute may be taken to mean that the commission states, on any claims filed relating to taxable periods prior to 1925.

"Explain the terms of the contract under which the royalty was received." "Name and address of person or corporation to whom the patent of copyright was originally granted."

"Buokaroo," produced by Hamilton MacFadden, was sold for pictures prior to its first presentation at Erlanger's. The arrangement called for a price for the picture for the first week of the run. It lasted a week and one day. Under the Dramatists Guild minimum basis agreement, a producer does not participate unless the show plays at least one or more on Broadway, and the producer was the author of this show and the picture money was turned over to them.

## Inside Stuff—Vaudeville

Juvenile member of a vaude family who went to Hollywood to "bunk" a series of ads about them, went wild when he copied a book of telephone numbers. The book contained a select list of some well known screen girls and non-professional femmes. Boy was able to distinguish the stars from the non-stars and was able to get a long run. It lasted a week and one day. Under the Dramatists Guild minimum basis agreement, a producer does not participate unless the show plays at least one or more on Broadway, and the producer was the author of this show and the picture money was turned over to them.

Believing mention of his name would start them racing to his residence, the writer surprised the writer with a copper answered one of his summons. Matter has been dropped.

Duast spots in vicinity of the Palace, New York, stuck plenty Easter Sunday. Before certain time they were peddling them at 50c on the dollar. Until two months ago the boys hadn't touched the Palace for a year, for there was no demand for them. With increased business at the vaude house, they returned. Past six or seven Sundays have been complete sell-outs, at the box office and stands. The specs simply over loaded last Sunday.





# WARNERS TAKE CARROLL—NEW HOUSE FOR EARL

## Producer Wants Capacity—'Vanities' May Play At Colony

Earl Carroll theatre, New York, becomes a Warner leasehold for 12 pictures (wired) with the picture producers not to take possession earlier than July 1 or later than the end of this season. The lease is on the run of "Florieta," the current Carroll opera production at his theatre.

United capacity of the Carroll with its 968 seats decided the producer to erect a new theatre—probably to be known as the "Vanities"—and which will be on a site some where between 60th and 63rd streets and Sixth and Seventh avenues.

New Carroll will be a 3,300 capacity auditorium with 1,200 seats on the lower floor, a mezzanine holding 840 and a balcony of 1,270 capacity. George Carroll is now at work on the plans which will include an 84-foot stage, of a unique fan design. This is Carroll's own idea for stage construction.

Carroll's venture with "Florieta," an opera which requires \$35,000 gross to break, costumed the legit impresario that larger capitals were essential for his productions if he would come out on top economically. New "Vanities" if there will be one, says Carroll, will be housed in a theatre of a 1,500 capacity picture house under lease to Universal and the company's current Broadway show case.

Carroll was named as defendant in a suit for \$10,000 damages started by Marie O'Connell last week, the latter alleging money due her for introducing "Vanities" to Mrs. Anne Writthman Penfield, the wealthy and elderly woman who backed "Florieta."

Mrs. O'Connell avers she proposed having the producer meet Mrs. Penfield when "Vanities" opened at Atlantic City, and that Carroll promised to give her 10 per cent for the idea.

Carroll claims he has no financial arrangement with Mrs. O'Connell and his husband is a great agent for the American Opera Company.

## Anything to Make Texas Dress Up Helps Trade

Dallas, April 2.—Herbert Marcus, head of a leading women's fashion agency in the southwest, has organized a group of business men to underwrite \$14,000 for a three-day stock season opening at the Showhouse April 16. Charles L. Wagner is promoting it. He has promised the Broadway productions with quality cast for the three weeks. It things run out o. k., the underwriter will guarantee a season for the coming year.

George Kennedy and her company are scheduled. "Coquette," "Trial of Mary Dugan," "Her Cardboard Soldier" and "The Great Heart" are among the plays listed for which a selection will be made.

For eight years, more stock has been a puzzle in this town and has broken a dozen companies. Prices will be, top \$50, bottom \$15. Berms that Marcus and his associates will attempt to make more or less a social event of the affair, to stimulate wearing of evening gowns and tuxes.

## "Insults" as B. O. Title

Dan Henly's "Insults" will be the name of the musical comedy. Henly's maiden production aimed as an annual intimate revue.

# Report 2 "World" Factions Bickering Over Ervine

St. John Ervine, English author and dramatic critic, who has been guest reviewing for the Morning World, sailed for London last Friday (March 29).

Matter of Ervine's return to the World's staff in the autumn is supposed to be a moot question. The Britisher aroused some feeling in show and newspaper circles here, in this way. That goes for the World itself, according to inside dope. One division there wants to re-engage Ervine, while the other side believes Ervine an experiment and would let it go at that.

Ervine was supposed to have come here for the World under a three months' arrangement but remained virtually through out the season. He spent some time lecturing in eastern cities.

## Choo's Film of "Hello Yourself" With Warings

When "Hello Yourself," George Choo's musical with Warings' Pennsylvanians, closes its road tour, it will be made of the show by Choo now organizing an independent corporation to finance. Plans for the film are being made. The Pennsylvanians through an agreement made with Choo with the Warings, permitted them to engage the producer of "Syncope" (Radio). The film will be made in Philadelphia, the case theatre, Detroit, this week and then to Pittsburgh, Washington, Baltimore and New York, and then to Philadelphia if he would come out on top economically. New "Vanities" if there will be one, says Carroll, will be housed in a theatre of a 1,500 capacity picture house under lease to Universal and the company's current Broadway show case.

## Censor in Providence Forbids "Young Love"

Providence, April 2.—Because he believes the play is immoral, a censor in Providence, Rhode Island, has forbidden the play "Young Love," starring Dorothy Clark, booked for this week at the Hotel Warwick, managed by Captain George W. Cowan, police censor.

Captain Cowan's action followed a reading of the script, for Capt. Felix R. Wendelescher, manager of the theatre, who agreed with the police censor.

There was a big advance sale of tickets for the play and all money was refunded for the play and all money was refunded for the play.

Objection to the play is that it conveys the impression, the captain says, that all married couples are guilty of infidelity.

Because of ban here Boston censors have also said for script of play.

## Chorus Equity Strike

The annual meeting of the Actors' Equity Chorus association will be held May 28 at 2:30 p. m. in the AEC headquarters at 110 West 47th street, N. Y.

No ticket has been completely set by the nominating committee although Paul Dussell has been designated as chairman of the Executive Committee; Catherine Ruth as recording secretary, with Maude Carleton, Valerie Louise Joyce, Olga Gramis, Elizabeth Crandall for the Exec Committee members for three years. Voting members are a vacancy of two years on the committee; Joseph Mann and William J. Bailey to fill one year term.

## ORIGINAL FOUR

Los Angeles, April 2.—Four members of the New York City "Original Four" have been signed by Henry Duffy for his production of that play opening April 14 at the El Comodoro.

Four are: Hal Skelly, Laura Hamilton, Ralph Theodore and Alleen Wilson.

## BUY FOR MORLEY

Broadway ticket agencies have taken a buy for both "The Black Crook" and "After Dark," those Charles-Morley-Hobson, Inc.

## Trouping at 11

In the "Porgy" Co that sailed last week for London was Eddie Williams, 11-year-old boy, who played Eddie, prior to his "Porgy" connection, was around the Billy Pierce studio. A letter went home.



MILTON WATSON

Milton Watson is the juvenile lead in "Animal Crackers." The New York World said: "Milton Watson is a handsome juvenile, with a voice far superior to the average heard in musical comedy, which shows promise of developing into one of our leading musical comedy heroes. We think he is a genuine find."

Direction  
RALPH G. FARNUM  
1520 Broadway

## SCREEN, STAGE VERSION BREAK NECK

## Rogers-Fox Talker and Shubert Production of "Had to See Paris" in Fall

First intimation of stage and talking screen going up against each other simultaneously on the same script is the case of "They Had to See Paris," Will Rogers' last talker for Fox and upon which the Shubert will have a musical to start. Chio Sela. Author is Homer Croy who wrote "West of the Water Tower."

Croy, having sold the musical rights to the Shuberts and the story to Fox, will now sit back and wait his chops or be tortured like many authors before him. Owen Davis is slated to make the adaptation for the Rogers film while the Shuberts will prepare their show for fall production, bringing the dual picture demonstrations along about the same time.

Rogers is due on the Coast as soon as "Three Cheers," his present show, closes. Musical is due to quit the Coast April 12 and spend until June 1 on the road.

## 3 Chi Shubert Houses Wired; Go to Warners?

Chicago, April 2.—The Shuberts will have three wired houses in town by next week, with installations in the Woods, Garlick and Princess.

While the Woods has been wired for some time, the Garlick will be completed Saturday and the Princess next week. It is understood these houses have been leased to the Warner Bros.

## Broker Gets Play

Thomas J. McElhinney, author of "The Medicine Show," agreed with the play brokers. Co-Operative Play, Inc., that if this show was not produced within a certain period last season, as rights were to be ceded to Co-National. The latter had advanced \$1,000 as consideration.

Following trial, the play brokerage was sustained in the award of all rights to the "Medicine Show" script and in addition the Playcoats were tackled on the playwright.

## Proved It Was Good

A number of little stock companies are constantly producing plays with titles similar to those produced by Broadway.

Recently a stock company put on a play called "Able's Little Rose" and in the production, the fact from Anne Nichols, the producer, printed the fact in his advertisements.

Larry Lawrence, vaude agent for years, retired April 1, going into a commercial project of his own at West 43rd street.

# SENTIMENT AND BUSINESS

By J. C. Nugent

I don't think it's the money that I am getting for making these talking two-reelers for the Warners that gives me the important "kick." "I get a lot of thrill from watching Bryan Foy's keen direction and thinking of the many nights he has belted down the East River and himself, talked in hotel lobbies throughout the land after the show was over. The last few times he had the six or seven children with him and Bryan was lively lad whom memory has some trouble to connect with this very competent young man.

But the chief sensation in doing these old sketches "The Veteran," "The Squarer," etc., which have done as much for the laugh and breadth of American for many years, the former with Mrs. Nugent, further back than Pastor's in 1881, is that they may be seen by, my daughter in Australia and my grandchildren in California when I am making discords on a harp.

## Actor's Future

I will be glad when I get through with those to which I am sentimentally attached and get to making others which I can regard from a cool, business standpoint. These "talkers" are the new future for the speaking actor and he certainly needs a new future, with the diminishing speaking-stages still diminishing.

Which brings me to Variety's story of a week or so ago listing America's richest actors, from \$120,000 down to a piking million went the list and it was surely illuminating. It will give the poor pummer a new status.

And he can do with a bit of that. They tell me that in other lands the actor has a status as an "artist," regardless of his roll.

I have heard tales of the London traffic being held up to allow a favorite actor to cross the street. There may be places where they not only allow the actor to cross the street, but they also do it.

Here the traffic rules merely hold up his audience to prevent them getting to the theatre.

But with these new million-dollar reputations, he may be allowed to fix up housekeeping apartments in the dressing rooms and stay there to be on time in case an audience is finally allowed to arrive.

## Not Stage Wags

A haunting thought, however, occurs as to how much of this actor's wealth is accumulated from the theatre and how much from lucky investments in which plumbbers, doctors and perhaps Evangelists, had equal or greater holdings. One comes to think that these lucky ones may not be so lucky by acting as in spite of acting. It is in the nature of a miracle when an actor becomes rich through acting only. Ten weeks' salary in a season is not an unthinkingly large sum for a number of years and a number of very fine actors, through allowing themselves certain misdirected sentiment and altruism, do not collect what they might, even when they are working under the most favorable of circumstances. Somehow they rarely put borrowing in the same class.

The absence of simple, business sense seems to contradict this million-dollar success. It is the money that has a tendency to work for them than they should, which, if they feel that way, is quite all right, but they seem to have an abnormal desire to give things away for nothing. They know one actor and know one actor and a number of very fine actors, through allowing themselves certain misdirected sentiment and altruism, do not collect what they might, even when they are working under the most favorable of circumstances. Somehow they rarely put borrowing in the same class.

Free and indiscriminate benefit and social performances have well outlived their usefulness and the actors who have been so successful in the past, instead of helping the underprivileged, have in cases cheapened them out of the paid class entirely. Valuable ad-testimonials are given away for carbon of clippings, which is legitimate advertising, such as made Van Hoven a world figure, is rarely thought of.

## Psychology of Value

The only actor who gets rich is the actor with common business sense and he would probably get rich anyhow. The actor, however, who gets rich and whose success indicates that he is a success, is the actor who does likewise selling coal. At least there is more romance in it. Coal is a necessity and man did not make it; he merely dug it up. There is the thrill of the Creator in work and man made it and made it valuable enough to exchange into coin of the realm, but it is not a necessity. People can live without it. Unfortunately, many do, and it only seems valuable when it costs something.

The actor who costs the more valuable it seems and it is artistic vandalism to turn down its price, for by its price it is known. Note the grosses of the big high-priced musicals and the grosses of the cheap, low-priced dramatics. Two dollar tickets, note how cheap co-operative casts, cheap productions, cheaply advertised, are reflected at once in the cut-rates and papered houses. Here's something. Some time past John Wray and I wrote "Night Stick" which had a run at the Seiwyn and was sold for stock, pictures, for permission to make the play to advertise the picture, which is now called "Alibi." The argument is that it will help the stock rights. But, gazing across Broadway at a big sign advertising "Alibi" without in exchange into coin of the realm, but it is not a necessity. People can live without it. Unfortunately, many do, and it only seems valuable when it costs something.

It brings me to my point—it is wrong for the artist to give things away. It is true that you cannot sell nothing for something, but it is silly to sell anything for nothing. It undermines a business which first of all must be self-supporting to start.

## Woolf's Film Contract

Walter Woolf, star of "The Red Robe," has signed with Warners and may make a couple of shorts.

In addition, Woolf has a sliding contract with M. B. for a number of pictures in operettas and musicals which will gross for him from \$100,000 annually up to \$250,000 over a span of four years.

## Rough Title

Los Angeles, April 2.—Tom Kress, operating the small "Eggan"—Egan here, will produce a new open labeled "The Bastard."

Frank Tilton and Henry Kealy are associated on the production and it probably will stay there, for the present legislature is not both in and out of the picture.

Wanda Hawley, from pictures, will be featured. Play opens April 14, says ad—ad its possible that it may change the title. It depends.

## Thurston's Easter Mat.

Chicago, April 2.—With four legit openings Sunday, Thurston, who is in the Binger for a week, is planning to give a machine performance and drew the critics for notices the following day.

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## MUSTY KID VOISTEAD

Harrisburg, Pa., April 2.—Representative S. G. Harwood of Blair, is attempting to do what many reformers have suggested before him—pass a law that would limit in all plays and motion pictures so far as the eighteenth amendment is concerned.

He is convinced that there ought to be a law, so he has introduced a bill, and it is probable that it will stay there, for the present legislature is not both in and out of the picture.

## Shows in N. Y. and Comment

Figures estimated and comment point to some attractions being successful, while the same gross accredited to others might suggest mediocrity or loss. The variance is explained in the difference in house capacities with the latter overruns. Also the use of talent with consequent difference in necessary gross of profit. Variance in business necessary for musical attraction as against dramatic play is also considered.

Classification of attraction, house capacity and top prices of the admission scale given below. Key to classification: (C) comedy; (D) drama; (F) farce; (M) musical comedy; (F) farce; (C) copertone.

Admission tax applies on tickets over \$3.

**"A Most Immoral Lady,"** Cort (18th week) (CD-149-48). The play has been a business surprise, grosses holding up to the previous levels, some house even better. **"Lady,"** \$3.00, may leave soon.

**"Animal Crackers,"** 41th St. (24th week) (M-1,328-46.50). Final week; was slated to move; business was better with the aid of some cut rates; about \$74,000.

**"The Princess,"** Broadway (1st week) (CD-149-48). A play by a colored bellhop, Garland Anderson; was shown stop at new theatre during several seasons ago, unsuccessful; opened here in new form.

**"Blackbirds,"** 48th (4th week) (CD-149-48). Colorful farce will now celebrate a year's run; looks into into warm with new theatre; difference in price: \$15,000 last week.

**"In Hand,"** Booth (C-70-43). Presented by the Shuberts; written by John Dehn; the play the company brought here intact; opens Thursday (April 4).

**"Brothers,"** 48th (3rd week) (CD-869-43). Expected to extend another month; business is profitable right along; averaging better than \$10,000 with some cut rates.

**"Garcia,"** Guild (14th week) (C-70-43). No doubt the play will last week at all; played nice performances and again got close to break.

**"Confess,"** Fulton (4th week) (CD-149-48). Resounding success; playing off Holy Week; revised in touring story being somewhat different.

**"Courage,"** Ritz (4th week) (CD-149-48). The play has been a success; that being so with a number of attractions; business matter; over \$11,000; getting through spring.

**"Dynamite,"** Beck (4th week) (D-139-43). Final week; business slipped as expected; about \$10,000; col. play; house; music; and then gets "Carnel's Through a Rose Tree."

**"Flare,"** Earl Carroll (9th week) (M-1,417-43). Still getting a good play though; business is extensively hooked up; estimated at \$4,000.

**"Follow Thru,"** Chamin's 46th St. (2nd week) (M-1,413-46.50). Demand; the actual musical leader because of continued top ticket demand; goes to top of all performances; close to \$41,000 weekly.

**"Front Page,"** Times Square (4th week) (C-1,067-43.25). Goes to top of all performances; close to \$3,000 last week and made money.

**"Good Boy,"** Hammerstein's (15th week) (M-1,490-46.50). Pace is better; has been around \$10,000 mark; show can break about over \$10,000.

**"Harlem,"** Apollo (7th week) (D-138-43). Colored drama is getting class play on the floor and is reported set through spring; house which is in the line of this kind.

**"Daddy,"** Cohan (15th week) (M-1,371-45.50). Held up week; used cut rates but that goes for others too; business is getting claimed well over \$17,000.

**"Everybody,"** Broadway (13th week) (M-1,118-45.50). On one where Holy Week trade was better than last; business has had dropped a bit but got almost \$10,000.

**"Holiday,"** Plymouth (18th week) (C-1,012-43.25). Virtually no let-up in the touring line; the one has been drawn from the start; over \$12,500 last week.

**"Indifference,"** Mansfield (5th week) (D-1,068-43). Will close unless it runs last minute; business has been around \$6,000.

**"Jury's End,"** Henry Miller's (3rd week) (D-544-44). Newest dramatic hit; business is around \$10,000; business when \$15,000 was demanded; in line for success quickly jumped to first place.

**"Royale,"** 7th (7th week) (C-1,112-43). Has been getting money; favored by theatre party; business is around \$10,000; gross of \$12,000 included several high block ticket sales.

**"The Fingers,"** 10th (10th week) (M-1,292-45.50). Moved from Vanderbilt; business is around \$10,000; gross of \$12,000 included several high block ticket sales.

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## 4 Tryouts Abandoned; 'Town's Woman' Dispute

"The Town's Woman," which closed after two weeks at the Craig, but which expected to return here in Chicago, is definitely written by Mooney and Burtie, who authored and presented the play. The author of the play, B. J. failed.

On top of that they had other trouble and the play was abandoned. The author of the play, B. J. failed.

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## Shows in Rehearsal

"Congratulations" (Lawrence Shubert), Garrick.

"The Town's Woman" (Clyde Elliott), Knickerbocker.

"Little Show" (Buddy Williams & Weatherly), Music Box.

"Before You're 28" (Lawrence Shubert), Garrick.

"The Camel Thru the Needle's Eye" (Theatre Guild), Guild theatre.

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## FARM HEAD TO SERVE ANGELS

Claiming that the Producers Central Bureau, Inc., with offices in the East, has produced a complete service to these players, the producers, William P. Farnsworth, manager of the organization, at the same time denied that his office has been a "farm head" for "angels" anxious to break into the theatre.

Associated with Farnsworth, who has last season produced "The Big End," "Boy Comedy," "Joe Molinar," scenic artist; Martin Flanagan, costume designer, and Harold Turner, stage manager.

The organization, according to Farnsworth, is a complete service store for new light production, passing on scripts, casting, editing, and handling all preliminary details in order to stage a play. All this for a price and a percentage of the profits.

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## Disk Reviews

Okeh

Guo Arnheim and his jazzists from the Hotel Ambassador, Los Angeles, dispense some fetching dandyness in their "Lullaby Town." "I'll Get By" coupled on Okeh, No. 41174. A quartet of music canned by the Carolina Club Orchestra includes two waltzes, "Carolina Moon" and "My Angelina" (which latter should be a terrific hit by now but which, for some reason, is slow in starting), and two fox-trots, "Eyes of Texas" and "Shine On, Harvest Moon."

In the vocal line on Okeh, Noel Taylor tenors, "Precious Little Thing Called Love" and "Glad Rag Doll" effectively, while Smith Bal-

low is equally impressive with his "Carolina Moon" and "If I Had You."

Three of Okeh's four hottest sellers are Louis Armstrong's Savoy ballroom quartet's recordings, Nos. 3557, 3549 and 3577, including ditties publicly titled, "Right Like This," "Firewater" and "Save It, Pretty Mama," among others.

Billy Hayes' Cagney orchestra clicks on No. 41194 with "Pretty Face" and "All By Yourself in the Moonlight," as does Mitt Shaw and his Detroiters, favorite at Reginald ballroom, New York, with their rhythmic melody fox-trots, "Precious Little Thing" and "Mia Bella Rosa."

Victor

Art Kamele's smooth aggregation from Cal. called "Cagney in the Air," a corking bling, debuts on Victor, No. 41195, with "The Old Timer," the theme of "Noah's Ark," and "The Waltz I Can't Forget," following this with a different sort of fox-trot mating in "He, She and Me" and "I Wish I Knew Nat Shilkret with the 'Broadway Melody' hits the title song and "You Were Right About Me" registers, as does Jack Smith, the whispering bassist, with "Glad Rag Doll" and "Sweet Forget-Me-Not."

Paul Oliver, the radio tenor, now recording prolifically for Victor, has another theme song coupled, "Lady Luck" from "Dinner at Eight," incidentally, in a Nat Shilkret waltz ballad, and "Coquette," from Sam Mary Pickford's latest, both well done.

Waring's Pennsylvanians with brisk melody duets, "My Castle in Spain" and "Used To Love So," and "The Moonlight" also impress. Another Chi ambassador of jazzation is Bonnie Krueger, the picture house favorite, with "That's

## Canine Cover

Other night a party of two men and a woman in evening clothes entered a class joint with a police dog. The dog was offered to leash the dog in the basement, but woman was with a police dog. The dog would sit at the table.

Owner of club called. Asked if the dog could do any tricks to entertain, woman said her animal was not a common one. Owner told woman she could bring the dog in but a covert charge would be assessed since it could not bark.

Woman paid covert dog, occupying ringlike seat all night.

"The Good Old Sunny South" and "Down Among the Sugar-Cane," an appropriate enough back-up with a police dog. The dog was in "Three for Kluge, Hungry for Love" and "One For All" from the Fairbanks "Iron Mask" flicker. All of it good and danceable.

Columbia

Good vocal couplet by Annette Hananah, graduated from the 38c. Velvet Tone disk, who does "Lover, Come Back To Me" and "You Wouldn't Fool Me," both production hits. Frank Murray tenors, "My Angelina" and "My Castle in Spain," while Layton and Johnstone's spongers of "When the World Is at Rest" and "If I Had You," likewise

Paul Specht has a peach dance record in "On With The Dance!" the favorite theme of the Inaugural Ball, which Specht played and where he featured this number along with "My Annapolis," a picture song. The giant NBC hook-up which carried Specht's music around the world should react favorably for the sales.

Paul Whiteman's "Louise" from "Innocents in Paris" proves the potentialities of the picture house fox-trot. Whiteman couples this with a waltz, "Blue Hawaii." Whiteman has another picture theme song, "Ted Wallace and his Campus Boys also now register with "Mean To Me" and "The One That I Love Love Me."

From Boston, the crack Leo Reisman orchestra has a brace of colorful fox-trots in "Castle in Spain" and "On The Alamo." From Chi comes Guy Lombardo's Royal Canadians with "Withered Rose" and the novelty "Bumpy Bump," and from the radio, Harry Rosner's Syncopators (see Cligquot Club Kamele's current novelty 4-1's, "City Kitty" and "Wild About Horns On Automobiles.")

With lifting also does a peach vocal couplet, "Mean To Me" and "Follow Thru." Abat

## Shubert vs. Remick

Shubert's accounting out against Remick is currently on trial in New York Supreme Court. The strict producers allege that Jerome Kern, producer of the latter firm, had approached them to join in the Remick music corporation, but that subsequently Kern closed with the Dreyfus brothers, the Harms, Inc. heads, for an interest in Remick's.

Success of the Remick firm as a pop publisher has been notable under the new regime. Shuberts have been long anxious to get into the music biz, and recently with Kern's aid, Shubert Music Corp. but for many years have had an eye to the juicy profits of a national distributed music collection agency of which the big firms are members.

## FLYING TO CONSULT

Los Angeles, April 2. Paul Felix and Edward T. Lowe, Jr., left for New York City by aeroplane to confer with Paul Whiteman on the making of "King of Jazz" for Universal.

Felix is to direct, not Wadley Ruggles, as first scheduled. Lowe is writing the scenario.

## Bob Hope in Decatur

Decatur, Ill., April 2. Bob Hope, m. c. at the Stratford, Chicago, comes into the Lincoln here April 14, succeeding Cliff Nazario who ended 14 weeks m. ring last week.

No interim m. a. has been selected.

## Franklin at Head of U's Music—Now on "B'way"

Los Angeles, April 2. Universal has appointed Arthur Franklin, former song writer, head of its musical department.

Franklin's duties will be to employ song writers, arrange for musical comedy settings, contract with various publishers and record companies for the rights to songs used in forthcoming Universal productions.

Howard Jackson is writing the musical score for "Broadway," Universal's first, under supervision of Franklin.

## Spitalny's One Week

David Mendoff returned to the Capitol, New York, this week, Philip Spitalny asking a release from his guest conductor contract. Spitalny found the rush between the Hotel Pennsylvania and the theatre too arduous and induced various publishers and record companies to release him from his baton. Spitalny, in addition, is preparing his inaugural commercial "one" a coast-to-coast network of NBC stations for April 15.

## Robbins' School

Jack Robbins this week inaugurated a special training school for 20 college boys, frankly paralleling the school of Paramount's idea of training executives and house managers.

Robbins is schooling this group of young men in the music biz, giving them small drawing accounts and sending them broadcast through out the country on the Metro-Robbins alliance, to exercise their own initiative.

## Band's Side Dough

Fred Waring's Pennsylvanians are at the Orloff Terrace, Detroit, for three weeks' dance engagement, grossing \$15,500 for the period, to double from the Cans where the Waring are staged in the musical, "Hello Yourself!"

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## FABELO AT COLISEUM

Phil Fabello, eased out of Keith's Riverside because his pit orchestra wasn't too good, and it was feared that with the inception of the straight vaude policy he might hand some of the stage presentation, has been shifted to the Coliseum.

Fabello created a style of pit orchestra divertimento which Loew's installed in its houses two years ago and eliminated with the inception of sound pictures.

## VALLEE'S PLATFORM

Anticipating the glories of Rudy Vallee's solo voice efforts, the Paramount, New York, is preparing a special platform for the Vallee crooners to use.

Platform will extend out to the troupe and be masked in by a shell with sound projected outward. Vallee replaces Ben Black as m. c. April 27.

## DUO-ART ORGAN RECORDS

Low White, Roxy theatre organist, has been assigned by Loew's to make Duo-Art organ recordings. White's contract is for two years. Fred Hoffman, Leopold Stokowski and other symphony and concert artists are also to make organ transcriptions for the new Duo-Art series for Aeolian.

## Cowan at Warfield

San Francisco, April 2. Lynn Cowan opens as m. c. and stage band leader at the local Warfield, April 15. Eddie Fawcett joins a Fawcett and Marva unit.

Cowan's successor at the Boulevard, Los Angeles, not selected.

## Lusarelli Dance Spot

Joe Lusarelli has succeeded Paul Specht at Clover Gardens ballroom, New York. Lusarelli is also doing a radio commercial with his band on WMCA.

## A Little Bit of France, Just Off Broadway

## PIROLE RESTAURANT

145 West 45th St., New York

French Food Served as in a Parisian Cafe

A la Carte All Day—Our Own Cafe and Pastry  
Table d'hôte dinner \$1.25 (5 to 9 p. m.) and Sunday all day

## L. A. Prices Up

Los Angeles, April 2. Boose prices are starting to lighten up. It's mostly due to recent passage of the Jones law.

Scotch, which only a few weeks ago could be had for \$7 a fifth, is now scaled at \$10 to \$12 the bottle, or \$125 in case lots. Up to a short time ago there was plenty of Canadian and Mexican whisky on the local market. This stuff, previously available at \$8 in single bottles, is now quoted at \$15 (cases \$140) and hard to get.

Plenty of home-made "moon" shot in the serving places and around \$50 in case lots (planta mostly). Domestic gin could be had a few days ago for \$8 a fifth (two for \$5). Now it's \$5 a bottle, or \$50 a case.

Prices for imported liquors: Champagne, quart, \$20, case, \$200; brandy, quart, \$15, case, \$150; sweet wine, gallon, \$10.



## TAVERN

A CHOP HOUSE

OF EXCEPTIONAL MERIT

186-8 WEST 48TH STREET

East of Broadway

## TED HENKEL

at

Paramount Theatre,

Brooklyn

Receives hundreds of compliments on the rich musical tone quality and beautiful construction

B & D SILVER BELL BANJO

WIRE MAIL OR

CAPITOL THEATRE

SYDNEY, AUSTRALIA

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SYDNEY, AUSTRALIA

England's Biggest Hit  
"IF I HAD YOU"  
Is Now America's Song Sensation  
We took this number over from Campbell-Connelly, one of the foremost British firms, and country over to be the Best Melody Fox-Trot We Have Published  
ROBINSON MUSIC CORPORATION  
Philadelphia  
729 South 4th Street

## LEADING ORCHESTRAS DIRECTORY

IRVING AARONSON  
and HIS COMMANDERS  
This Week (April 1)  
Loew's Metropolitan, Brooklyn  
VICTOR RECORDS  
EXCLUSIVE

PHIL FABELLO  
and His ORCHESTRA  
The Different Ensemble  
at the COLISEUM THEATRE  
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# Nite Club Reviews

## CASANOVA

Wednesday night (March 27) held another of those affairs at the club marking the invasion on this dance floor of new talent in the form of Ramon, Yacht Club Boys, Victor Arden and Phil all going with evening attire for \$4 on week nights and \$5 on Saturdays without the club fee. It's business isn't so far. This premiere was for \$5 and \$10. The first dancer, dressed, including one woman who waited in as a replica of the Winter Garden's "Noah's Ark" sign in diamonds and worth about five times that Warner display. Just a walking request for a black-leak.

Police harassment entertainment when asked is apt to be high but to the death until it gets into the club confined to the finger work of Arden and Ohman.

A question if the patrons will stop babbling long enough to listen to the ever stop talking they'll like it for these boys have made more than one pair of slippers "uncle." Next in rating comes Alice Boudien who isn't can't make it out whether to trail Soph Tucker or Marion Harris. She remains in between and it's rather a shame if the girl can't croon a neat night club song.

When amplifying this blonde miss is not at her best. She should tone down and stay there the basic knowledge of how to make it warm and in her. Black-leak. Through the smoke simply makes her another floor singer. Value goes to the top. Arden and Ohman are they don't want to be annoyed, they ought to be annoyed. Why Ohman and Arden will get over the club probably leaving the boys an aid to the club draw desired.

Club foursome is about the same as before. Nice looking and a nice manner, but without punch. Their first showing this night didn't stick too heartily which may tip that the different lyrics are necessary. Don't forget it's before a clientele that's beautiful woman weary with it or all want to appear so. If they must hark it's got to be spicy or you can't win. The quartet will likely adjust, adding their sufficient experience behind them to have had this straitened out before time.

Ramon and Rosita are where they belong in a dance floor. Exceptional jolting girl is the eye compeller plus Ramon's neat handling and co-operative gliding. Even the girls give in that Rosita is quite an amusement. Couple have no yen to toss each other around, both being tall and heavy for gymnastics, hence they serve it smooth and suave. More people than can be supposed actually managed to get their arms free to applaud. Special tango orchestra plays for this couple, also for those patrons with enough time for outdoor practice. Casanova holds about 75 and remains Jerry Friedman's band for the dance music. It's good music and they continue to call it dancing. For \$4 and \$5 and no leg or arm room for all yours.

## CHATEAU MADRID (NEW YORK)

New York, March 28. The Schwartz Bros./roof nite club, an 8th street, was the first of the Street Club now a dining room Brown as the Bull Pen, still one of the brightest wind-up rooms along Madison lane. Always a laff, no matter the hour, the club has White and Tommy Lyman as the particular humorists. Lyman can coo a room, patter, flip, try, cry and sparkling in his nonsense is another Jimmie Durante as a nimble wit and a great floor comedian. Not much outside of this pair

really matters. True it is that the Montevideo produce is a fine dance music. True it is that the music is a fine dance music. True it is that the music is a fine dance music.

The band is a heritage of the former Harold Leonard coach, with Dave White and Leo Stern, warblers, and that respectable trumpet co-efficient. The boys work as efficiently with White as Harry Donnelly's gang does with the

Besides, there's Ruth Gordin, who's a fine dancer. She's a dancer, the cute and blonde Evelyn Dean and the contrasting brunet and dark and Leo Stern, warblers. RKO's looking for attractions here's a clip the entire nite club reves, which will murder the Palladium. Abel.

## COTTON CLUB

(Harlem)

New York, March 31. Dan Harris's new "Springboard" venue at the Cotton Club, the Lenox avenue colored cab coloring to white customers at \$2 and \$3 tariff (later on week-ends) is disappointing. Seated against the nearby Connie's Inn, the other outstanding club, the Cotton Club is a little less—although the number of dancers is tougher and the show doesn't begin to compare.

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was that wicked trumpet playing obligato from the Ellington orchestra, which heightened the effect to "Ritornella returns. Maud-Russell, out of "Keep Shuttin'" was a prominent number leader; the Five Blazers, sponsored by Danny Small, a former Cotton Club favorite, did concerted stepping to mild returns; Henry and Mildred Dixon, adagio-like, had their innings in the "Arabian" derby; Josephine Hall, primed, Mason and Beckett, Lowery and are light-hued, but again in comparison to the Connie's hours. Cost numbers \$10 in all, exclusive of the crack Ellingtonette.

Shine opening both halves of the run together. Perhaps dissociated with the punches spotted for better effect, the sequencers will shape up more punchfully than at the premiere. Abel.

## Harlem 'Breakfast Dance'

When good people are just about turned out and the dancers are readying themselves to face another day of honest, toil others not so good, although maybe nearly as honest, are making steps at "breakfast dances" every Monday morning, beginning at 4 a. m.—unconscious—anyway, from 10 in the black ray dawn until close on to noon if the occasion is the music stumpy and provocative or the diversionment sufficiently fascinating.

Variety's nite owl took one of these Monday morning at the Renaissance Hall, Seventh avenue and 128th street, while drawing a Times square bunch who had flocked together at the Cotton Club on the occasion of a new bave prelate. After some eggs at Tabbs' or Johnnie Jackson's, either of which is recommended for quick lunch, in between going places and

doing things, the mob made Africa, American whoopee at the Renaissance hallroom.

Those who come early, say at 3:30 in the morning, encountered a crew cleaning up, for earlier in the evening the hall was the scene of a basketball game between the Renaissance quintet and the Varsity Triangles, two crack colored aggregations, followed by a dance which broke up at three o'clock or thereabouts.

The regular event is a regular Monday morning occasion in Harlem. Most of the men are held out in the Club Harlem, the basement no-couvert salaried next door to the Cotton Club, which becomes a straight 13 admission creak joint at the crack hour, or at the Renaissance. At this latter, also, those famous Curbeck steps are staged twice or thrice a year, where the eccentricity parades.

The average breakfast dance is a well enough behaved affair, patronized by fully 15 per cent professional, these colored performers, musicians, et al., who are active in the nite life, and sleep all day. The rest comprise, with the performers and entertainers, the elite of Harlem; anyway, they look prosperous and are well mannered, many of them going in for immaculate full dress and most formal décolletés. Just a few of the more active, or how many of a race comically handicapped in appearance, and their business hours conform to their pleasure in the use of the unexplainable mysteries of Harlem. As a friendly colored entertainer for the low-down, and he will shrug his shoulders, expressing mild wonderment at "how they

He will not, of course, mention the policy slip racket, the speaks or any other of the parallel illegitimate gags the white playboys and girls go in for.

Most of the rough stuff is strictly Caucasian, coming from the curi-

ty seekers or the white professionals who, by invitation or otherwise, seek diversion in strange territory. They come fully lit or quickly get that way.

Most of these breakfast dances are staged for some benefit cause. This week's whoopee was on behalf of the Connie's Inn waltzing and cut-down staff. A battle of music between Charles Johnson's jazzists from Small's Paradise, and Fletcher Henderson was the jazziest attraction. Everyone of the black-and-white contributes talent, although the bands are paid quite well—and a good time is usually had by all. Plenty of local color at all times. All of it is well appreciated and seen. A flash of an away (white) doing a corey 'n-yaller gut bit from the Harlem cable was one incident. He never quite caught up, but it was a laugh for the onlookers, and the girl seemed to regard it as a work.

"That's just one of the little dramatized on the half sold encountered at these breakfast dances. Don't miss one, but be properly sponsored and accompanied." Abel.

## COLLEGE INN'S NEW SHOW

Chicago, April 2. Frank Libus opened at the College Inn last night (Monday) for an indefinite stay. Same time Earl Hoffman's band went in, replacing Ray Miller, Hoffman formerly was at Ches Piere.

New floor show, booked by Ernie Young, includes Genevieve McCormick and Morgan and De Lima.

Grofe to Wed Again

Ferde Grofe is engaged to marry Ruth Harriet MacLellan, announcement made at a reception March 28. The wedding later this spring.

Grofe is Paul Whitman's crack dancer; second marriage venture.

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# ROAD SHOWS

## Third Nation-Wide Radio Network Has 39 Stations; Seeks Chain of 80

A third giant broadcasting system with 39 stations lined up and a scheduled network of 80 in preparation will start functioning around May 1. It is known as the American Broadcasting Corp., with Adolph Linden, Seattle, rector, and \$100,000, as the leading spirit. In the east his allies and representatives are the Allied Broadcasters, Inc., of which Eric H. Palmer, Jr., former radio editor of the Brooklyn Eagle, and George Coates are the heads.

The ABC chain, in competition with the NBC and CBS, has nine of the most powerful Pacific coast stations already under its control. These dot the west coast from Seattle to Los Angeles, including Spokane, Portland, Ore.; San Francisco, etc. At present these nine stations form the west coast hook-up of the Columbia Broadcasting System.

With Linden and his associates organizing their own coast-to-coast network, presumably these stations will be disseminated from the CBS. Palmer and Coates recently signed four minor Brooklyn, N. Y., stations, including WTLH (Leveith Towers Hotel) and WBBC (Brooklyn Broadcasting Corp.), as links in the proposed ABC network. They are looking for a key station in New York and may combine wave lengths and resources of the four Brooklyn stations to give them the necessary strength in New York for the key broadcast central.

The A. T. & T. meantime has proved a stumbling block for the American Broadcasting Corp. in not having the "necessary permanent facilities" for the land wires on behalf of ABC. These are promised by the first of the year. A. T. & T., of course, has its own pet broadcasting hook-up with the NBC stations (WEAF and WJZ channels). The American Broadcasting Corp. (Continued on page 35)

## Harlem Going West

Los Angeles, April 9. Increasing demand for colored talent in pictures has brought a number of Harlem residents to the coast, where they have established a nucleus for a second Harlem district in Los Angeles. The result is a recent call was sent out by Paramount for 50 colored caste entertainers for a season at the new night club. In searching for types the scout found many ex-Harlem night club entertainers who had migrated here for the film.

Among them are Rhoda McNeill, Madeline Sul To Wan and Inez Anderson.

### FOSTER PROTEST

Duluth, Minn., April 9. Protests made by the public against the Lucky Strike cigaret bumper showing a girl smoking, has resulted in a local billposting company petitioning the advertiser to strip of colored paper has been posted across the cigaret.

## Jones Law Prices

Booze around New York is on the up and up since the publicity over the Jones Law penalty for prohibition violation has given the leggers the opportunity to cry more hazard.

Liquor handlers for dealers apparently consider the penalty of five years and \$10,000 fine worth a lift of \$17 a case for Scotch, delivered in Manhattan. For the extra risk sent the wholesale rate up \$20.

Just now it costs dealers \$65 a case for Scotch and \$87 for rye. Champagne jumped over \$100 in the upward rush.

Despite Meares, Volstead and Jones, no one around Times Square has complained over any shortage in the liquor supply. In the sell joints where known, it's there too at the old rates, per glass or bottle.

## Bootleg "Blue" Records Lure to College Boys

There is almost as big a market for bootleg disk records as there is for bootlegged books. Numbers of racy and smutty records are produced for certain small clientele, but numbers of records that are recorded and then banned find their way into bootleg channels. Scores of college boys have all sorts of banned records, obtained through their own ingenuity. The college demand composes a good part of the market.

Although the smutty records are of all description, many of them are produced by negro singers. Two of the top records for the college boys are "The Organ Grinder" and "Get Up, Get Off Your Knees."

## Hollywood's Air Cop

Los Angeles, April 9. Hollywood studios and the talking pictures are to have an air policeman to guard them against the noise of airplane motors. It will be a captive balloon 400 or 500 feet, with a 1,000-watt bulb on its high-point for night duty. Rule will be that no plane circles lower than 2,500 feet within a certain area of the balloon. Arrangement has been made by the Association of Motion Picture Producers with the Department of Commerce.

In case of a violation reports will be made to the Department which will discipline the offender. If the offense is repeated more than twice the pilot's license will be suspended.

## UNABLE TO CAST ON B'WAY NOW

Talking Picture Inroads on Legit and Musical Comedy Talent Field Being Heavily Felt by Stage Producers—Shortage of Stage Directors Strong Factor Facing Playmakers for Next Season

HOLLYWOOD AS CENTRE

Broadway and stage producers of the class division in either the drama or musical comedy may find it extremely difficult to cast their shows for next season. The producers are actually feeling the steadily increasing raid of talking pictures upon the talent of the stage.

Not alone is this so in the dramatic field but is becoming a standard in musical comedy. A shortage of stage directors, diverted to pictures, is another strong factor facing the stage producers, not alone for next season, but for the contemplated summer production of musicals in New York.

The higher grade play makers of Broadway have been wont to man a selected list of legit, leading people and major principals, to cast plays. Musical producers also have cast within a limited sphere of leads, mostly ingenues and juveniles. Inroads made by the talkers upon these very players for the dramatic and musical dialogues, with the number from the legit field to be further extended in the talking studios, leave the stage short for the summer to properly display its wares for the 60 or more Broadway theatres of the \$10 and \$5 scale.

New York casters of the drama, relying upon the in-between period of pictures to compose their casts may be sorely disappointed through the contracts issued to legit by the picture men. These contracts call upon the players to report for their next picture upon 30 or 60 days' notice. It would impede the casting of a play and might distract the legit production, since the picture men with the income production investment could not consider the play's "run" as of as important as his own interest.

One recognized New York musical producer is already reported to have abandoned a musical comedy under preparation for a May play, through inability to set it. In this case the picture men, by securing a competent dance stage which forced the decision. All of the legit players were found to be in the talking studios of the coast. Another setback to the musicals is the large number of songwriters (Continued on page 52)

## Ziegfeld's Lazy Glorified Beauts Prefer Phoney Prestige to Position

### Ping Pong Gigolos

Ping Pong gigolos may soon be added attractions at the Little Carnegie Playhouse on West 57th Street. Recently after buying her ticket an elderly lady told the manager that an agreeable ping pong might be provided to help her while away the afternoon in the theatre's game room.

## R-B Circus Played Two Shows Sunday in N. Y.

Sunday two regular performances of the Ringling Circus were given at Madison Square Garden for the first time. Matinee trade fairly good, but the evening house hardly held 3,000 persons.

The Sunday trick was not emphasized, appearing in the adve as special entertainments. There was a charity angle, a percentage going to the Big Brothers, Catholic organization.

Regular performances are slated for next Sunday also, but in view of the light attendance are not certain. The first of the Sunday circus showings in New York came during the circus date at Starlight Park, Bronx, where patronage was light, too, indicating the public has not been smartened up to the added show. During the season heretofore there have been about 10 Sunday dates during the Ringling tour.

The Ringling show moves on to Boston April 21, but does not open the New York here until Thursday of that week (April 26), meaning a three-day layoff. It will be necessary to have the show cover the distance from Harlem to Mot Hoven, where the show cars will be spotted. The Boston jump is unusually long for the outfit and in addition plenty of time is being allowed to ready the new Madison Square Garden, there, to be played for the first time.

George Smith has been elevated to assistant to Superintendent Jim Hathaway, Smith taking Fred-Wormal's place, the latter now being with the photo show. No other staff changes.

A floor-rising ring snapped just as Cop City was about to go on Sunday night. The girls in the statue display piled in and went on about the Colonnade while the ring was replaced.

### Doubles Its Record

Nevada, Ia., April 9. This town, claiming a record a short time ago as the smallest wild west village, has doubled its record. Now, both houses, the Palace and Circle, are sound-equipped. Nevada is a county seat of less than 3,000 population.

"Follies" girls are not what they used to be.

To be fast editions of the "Follies" have not brought forth any new picture stars, prima donnas or dramatic actresses. Those remarkable "Follies" girls of the past who rose to bigger and better things are apparently an extinct species.

What talent there may be amidst the more recent batches of girls evidently lies dormant. And the girls are willing to leave it just there.

It is entirely due to their own attitude that the glorified ones of today don't make something of themselves. They are as lovely as were their predecessors and this seems to be the answer.

Beauty is enough and they are willing to let things go at that. Each pretty critter is afflicted with a total lack of ambition. They have, as show girls, a easy existence and are not looking for hard work. Many have had film tests, but are not eagerly seeking picture jobs. Some do not want to leave the east; a good many have sweethearts here and most of them, from their pampered position as "Follies" beauties, fail to see the advantage in accepting a small part in pictures, even if it is to get a start.

But things must come to the "Follies" beauties these days because the poor dears are complacent and without initiative. Girls who hang around the picture studios as extras hoping some day to crash the films have a better chance in the long run of getting there than a lazy Ziegfeld beauty.

Things have changed since the "Follies" days of Billie Dove, Olive Thomas, Jacqueline Logan, Marion Davies, Dorothy Mackall and others. The glorified beauty glamor had not then been bathed to the extent that it is now.

The Ziegfeld beauties of now feel they have a certain prestige and are loathe to jeopardize it in an attempt to enter the white light of the theatre. Seriously attempting to learn to act is foreign to their natures.

Why some of the girls won't strive for something a bit more substantial (Continued on page 35)

## Palm-Reading Lunches

Free fortune telling is a current lure in some of the Fifth avenue and downtown lunchrooms of New York.

While the presence of the typical egypt in colorful garb moving from the palm-reading parlors to the restaurants has been a magnet for the women, the men are falling heavy for the predictions.

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## British Pictures May Profit by Playing as Talkers in America; Salvage of \$25,000,000 Is Problem

English film stock investors and speculators, with approximately \$25,000,000 tied up in production without profitable outlet, stand a chance of recovering if plans now being worked out by some of the more progressive British picture men are carried through.

Profitable distribution may be possible in the future on account of the box office returns of feature pictures.

England's picture money to date has generally been considered virtually lost. British productions, with only a limited domestic and European market, have grossed little more than \$25,000 over the negative cost of the average, that sum swallowed up in distribution charges and mostly resulting in a net loss.

Without the American market it is not considered possible for any British producer to operate profitably for long. The only chance lies across abroad. British producers believe there is now a chance through production of English stage plays in picture form.

John Maxwell, president of British International production, now in New York, is making arrangements with Western Electric for equipment to be used in talking picture production in England. The present program outlined Maxwell will produce from 15 to 20 titles, several of these may be likely to find success.

English producers are proceeding on the theory that the English accent, if acceptable on the stage in talking pictures, will be satisfactory in talking pictures also. Stage shows will probably be filmed with entire cast intact.

In making picture companies British producers seem to stand a little stronger chance than in silent. Production costs are approximately 50 per cent of those in America, and in addition no excessive salaries running up to the \$1,000 weekly mark are known of.

Maxwell's plans for stage shows in picture form would give him an equal chance with American producers in the American market. "The Terror," all written by English dramatists, so that there is probably almost as much stage material available for pictures in England as in America.

In making talking pictures the British producers will have practically no local competition. Paramount Brothers and First National do not intend to produce talkers abroad, though they will probably make shorts. Paramount and Fox are also unlikely to invest in sound studies in England.

### French Film Publisher Coming to Study U. S.

Paris, April 9. On the heels of various personages of the native picture industry, a French owner, publisher and distributor of trade publications, is sailing for New York on the Paris, to study the film situation there.

### Paris Film Bills

Paris, April 9. At the Paramount, beginning April 5, "Nouveaux Messieurs," picture drama, which there has been considerable controversy. Gaumont—"Her Cardboard Lover." Cameo—"Illec Time." Max Linder Cinema—"Looping the Loop." Electric Palace—"Lonesome."

### "RHAPSODY" READY

Los Angeles, April 9. After editing and taking "The Hungrier Rhapsody," "U. S. production, directed by Eric Pommer, it will be sent to New York by Paramount for synchronization. Johnson has it down to 7,300 feet.

## FOSTERS AGENCY

GEORGE FOSTER (Established 42 Years) HARRY FOSTER STILL SEE LONDON IN THEATRE. Cablegrams, London, London, London. Second Bookings include: Charles Alcock, Charles Alcock, Charles Alcock.

### Canadian Classic Broke

Toronto, April 9. Canadian Classic Productions, Ltd. (Montreal), one of the many building, was playing the square here, has been declared bankrupt.

It's a tough break for Niles Welch. While Welch was playing the junior lead in the ill-fated "Curry On, Sergeant" Canadian International, he invested \$3,000 in Canadian Classic.

### Sapene Repudiates Suggestion He's "Czar" of France

Paris, March 30. Referring to a suggestion prevalent in Variety that he looked upon here as the film leader of the country, is in reality the dictator of the French picture industry, the U. S. picture industry it must be French made pictures or else, Sapene desires to be quoted as follows:

It has never been my intention and I never wish to have accepted a mission which would lead me to bring forward an ultimatum of any kind to our friends of the United States. I am always quite frank in my acts and besides I have no intention for the time being to visit the United States; therefore, as far as the points are concerned, I am perfectly "lacked exactness."

Varley's article gives to me personally an attitude which is not the right one, for this very reason that I have always been a friend of American and Le Matin, which I have the honor to manage, has always made its attitude in order to develop the most cordial and affectionate relations between the two countries.

Personally, I have always endeavored to maintain the best contact with the American firms, and I feel quite confident that a thoroughly good friendly understanding has been reached. The American and French producers will certainly produce in the near future agreements which will prove their usefulness for the two countries.

The fact of forwarding an ultimatum to the American Film Industry would have been most unbecomingly and have been an absurdity. Every people must feel its freedom and I am not a man who would have been a business relations maintained by France with your great country, and I am sure that if these relations are more and more inspired with confidence, March 30, 1929, to Sapene, is in New York on a quiet mission of promoting additional American tourist trade to France. Tourist business has fallen off considerably, from authentic reports, and Knecht is here to fix it once and for all.

When called on for an interview Knecht, who is here on the present trip was in any way connected with the picture business. He was seen in the U. S. A. for about two months.

Paris, April 9. Sapene's Rialto theatre (pictures) is being equipped with Tonbild (German) view for sound pictures. Joseph Seidelman is inspecting the various installations.

### GEORGIE WOOD

17, Avenue, Easting Common, London, E. 5, England.

"The News of the World" (London) says: "George was an amusing little fellow. He makes his audiences love him everywhere. His boyhood studies are, of course, world famous, but in his new show he proves himself the perfect master of 'comedies'."

## HARRY WARNER TELLS GERMANS

Berlin, April 9.

Harry Warner has antagonized the German film industry by his speech on talking pictures in which he revealed Warners would invade the German market by building studios here and investing heavily in German language pictures.

Claiming that he had but an altruistic purpose, and that his company will reinvest its profits here, the Warner head attacked German sound patent holders as standing in the way and as the "dog in the manger." Warners' idea is that the German sound people are trying to make big profits quickly and that they will dilapidate pictures here by imperfect production.

Tobis-Klangfilm Syndicate contends the Warners' information project here without a license from it, but indicate that a business arrangement is possible.

### Phonofilm Wiring Italian Theatres—Gov't's Idea

London, April 9. Schlessinger's Phonofilm (London) has a contract with Ente Internationale of Italy to wire theatres and produce talking pictures there. It's a government idea to revive the Italian film business.

### Berlin Votes Vocal Lessons By Sound Films Successful

Berlin, April 9. "Teaching" films using dialog, have been inaugurated with success at the State Musical Conservatory. Tobis Company made the talkers, using lectures and demonstrations by various German teachers.

Cloppel illustrated the whole action of tongue, palate and throat in singing. Ideas as to how to get the entire breathing or organic action of voice reproduction is synchronized with it.

### Spain's Quota Gag

Paris, April 9. "With film quotas in Europe giving the American trade plenty of headaches, relief comes from Madrid solemnly announces that the Government will continue its quota system.

Of course Spain hasn't any picture industry nor has it any of building one, but business is business and so is tariff revenue.

### Suicide Failure

Vienna report states that Gertrude Alquist, called Greta Graal, decided to film actress and her side because of unrequited love. She is recovering in a sanatorium.

### Mereno Abroad

Paris, April 9. Arsenio Moreno arrived on the Ile de France, and proceeded without stop over to Spain.

## American Producers Call Off French Trade Shows; Embassy Takes Quota Fight to Cabinet

### Affa's Special Fund

Berlin, April 9.

Affa, one of the few German film companies that did business during 1928, has decided to pass its annual dividend of six per cent.

Mossy will be used to create a special fund to reorganize the combined production and distribution of pictures. Affa makes a moderate profit feature which turns a good profit in Central Europe.

## W. E. Wiring Stoll's In Eng'd Well Set in Sound Situation

London, April 9.

Sound situation here is now shaping up with Western Electric well set. This company is wiring the Stoll circuit with the exception of a few small provincial houses. Scottish Cinema and Variety Circuit, owning about 15 houses, is also wiring with W. E. at a cost of \$325,000.

It is understood that both the Alhambra and Coliseum, Stoll vaudeville houses, are set for Sunday sound pictures starting in June. These and the Stoll suburban houses will continue to play vaudeville on week days, plus walking shorts on the bill, and will skip over the vaudeville Sundays by making the Sabbath as picture theatres.

Stoll's picture house open with sound the end of May, probably in "In Old Arizona" (Fox). Angle on the Stoll move is that the United End American owned wired houses have been clearing up on Sundays and hurting the other theatre during the week.

Legit and vaude managers are agitating for Sunday opening but there is little chance that the Lord Chamberlain will concede to such a move.

Sunday films are legal here, thus Stoll's switch gives him an outlet with the Coliseum and returns him subject to national Sunday League concerts which do not draw as formerly.

### Catholics Now Approve

Washington, April 9. Second International Catholic film congress is scheduled to open in Munich in the latter part of May. Reports George Gandy to the Department of Commerce.

Many of the reports have it that the attitude of Catholic bodies expressed during first congress, that the Catholic Church has switched to one of approval.

### Revolutionary Process In German Sound?

Berlin, April 9. German sound film invention bought by Elstner, of London, and called Skille, looks revolutionary. Sound is registered on a steel in the form of film. Skille's original perception of tone infinitely and required no developing, as sound is transmitted direct to the post-recorder.

### Germany's Television

Washington, April 9. Germany now has a television apparatus which is being used for when they went bankrupt the millions which were sunk seemed irretrievable. Congress has passed a law behind new invention is to commercialize the showing of pictures over the air. The state of Prussia has the right to save the investors at least a part of their capital.

Germany's television apparatus is being developed by the new resigning, taking the leading position in a newly organized sound-film company.

### Paris, April 9.

American film distributors have at last consolidated into a united front against the French government's attempt to exclude American product from the French market and have refused all further trade showings until the new quota regulations are made public by the government.

The ostensible ground of the move is that the American trade delegation has not been able to sell here and won't know until the new conditions are declared. But they contend that if the number of American subjects admissible is much further reduced, rentals will have to be marked up considerably.

### U. A. Writes Off \$1,500

It is learned that United Artists had planned five trade showings this week at a cost of \$1500, but decided not to let the board in order to demonstrate to the French authorities that the present quota proposed of 50 per cent free and three-to-one visa system is an absolute bar to American doing business in the territory.

Paramount which also had a number of showings, has likewise cancelled them in order to fall in line and add that much to the fight. The French representatives have been called in and are now waiting for the French authorities to make a decision.

Embassy Takes Action A ray of hope emanates from the American Embassy, Maclean and Canty, commercial attaches, are going to meet Francoise Ponce, Under-Secretary of Commerce.

(Continued on page 6)

### 3 British Talk-Makers

London, April 9. British International, Gainsborough, and British Instructional, are expected to produce talking pictures.

Gainsborough will stop making silent pictures altogether.

### One Sound House

Los Angeles, April 9. Hawaii, the only sound house operated by the Consolidated Amusement Co. in Hawaii, is now being wired with RCA equipment.

It will be the only house on the Hawaiian Islands to run sound pictures.

### Filmophone's Tie-up With Pabst Directing Specials

Berlin, March 30. Hom Film has sold its entire year's program to the International Cinematograph Corp. in London, a subsidiary company of Filmophone.

Contract provides for a joint production in the following form: Filmophone will supply the material to pass upon the scenario and to select English casts and an American director will direct the picture. Filmophone sound system will be used for making the sound.

Filmophone Company will also produce two English films which will be distributed by Hom Film. For each of these pictures the Hom Film can select continental players.

G. W. Pabst will be in charge of production and will personally direct the specials.

### Fritzche Resigns

Berlin, March 30. Liquidation of the Pabst Picture Company has finally been completed under the supervision of J. Fritzche.

This company's subsidizing by the government last year was the cause of the Pabst picture when they went bankrupt the millions which were sunk seemed irretrievable. Congress has passed a law behind new invention is to commercialize the showing of pictures over the air. The state of Prussia has the right to save the investors at least a part of their capital.

MAX GETS AIR

Bavarian Minister Figures Reinhardt's \$25,000 and System the Dunk



Berlin, April 9. Max Reinhardt's personal bit for directing several productions during the summer at Munich is too much, according to the Bavarian Minister of Education, who has cancelled Max.

Producer was to receive \$25,000 and refund to the city. If he rehearsals, leaving, as is his habit, an assistant to do most of the work. Bavarian Minister thought the arrangement was the bunk.

Avon 4 Draw Reception After 16 Years' Absence

London, April 9. After being away 16 years Joe Smith and Charles Dale, with their Avon Comedy troupe, walked onto the Palladium (vaudeville) stage yesterday (Monday) to a reception. They were greeted by a chorus of "Rhapsody" and scored sensationally. Although unknown to a majority of the audience, word of mouth is spreading fast on the act. Their last appearance here was on an all-American tour the Finches and the Rhapsody. At the Alhambra (vaudeville) another quartet, Empire Comedy short opera yesterday, but are doing an antiquated act.

Hanson Brothers are also making this week, and next week, and early years away. They're at the Coliseum (vaudeville) and scored new reception.

Vaude Satisfactory

Paris, April 9. Vaudeville has proven a satisfactory attraction at the Moulin Rouge on its introduction for a season between revues. By opening April 5 comprises Barrette, Joe Jackson, Florence and Grip. Nina Payne and De Biere, conjurer. New bill at the Empire has Tracy and Hay, dancers; DeMazel, Italian dancers; Jovers, Russian. Wall, English eccentric dancer. Show well liked.

The Ingenues, girl band, after a month at the Empire, has been booked for a 11-week stay at the Florida, local cabaret.

Lambert Leaves Bill

London, April 9. Proving unsuitable to the Palladium (vaudeville) management, Eddie Lambert left the bill early last week.

Houses decided to buy off Lambert's contract with General Theatre Corp. for a further three weeks.

Walther Is Out

Berlin, April 9. Unexpectedly Bruno Walter has not been retained a director of the Municipal Opera.

Walther, who was officially admitted to the Philharmonic, conductor of the Philharmonic Orchestra, takes Walther's place.

SAILINGS

April 20 (New York to London) Clive Brock (Maltese).  
April 21 (New York to Paris) Arthur Low, Harry Portman, Dave Blum (de France).  
April 22 (Paris to New York) Camille Wey (Paris).  
April 23 (New York to London) Gilbert (Maltese).  
April 24 (London to New York) Mary Green (Berenaga).  
April 25 (New York to London) M. H. Ayleworth (Olympic).  
April 26 (London to New York) Frank (Maltese).  
April 26 (Paris to New York) A. H. Woods, Martin Beck (Aquitania).  
April 27 (New York to London) Dhimah (Minnehaka).  
April 28 (New York to London) Victor (Olympic).  
April 29 (London to South Africa) Marie Blanche, George Robey (Shannon).

GRISLY THEME OF PARIS PLAY

"L'Ennemi" (The Enemy), comedy by A. J. Antoine, at the Theatre Antoine, deals in ghastly fashion with a heartless woman. Scene is set in a graveyard at night where three men rise from their graves, all being the victims of the same woman who brought them to their deaths.

Thereafter is a series of tableaux telling the story of how each met his doom. Woman's youthful sweetest died because she yielded him to marry worth. The husband died of apoplexy brought on by wife and her victim, her husband died of apoplexy brought on by wife and her victim, her husband died of apoplexy brought on by wife and her victim.

The last act has the widow visiting her graves and decorating them with flowers while her callous mother daughter looks on cynically. Scene is to have attracted some measure of attention but "promote anew as a remarkable" Mrs. Arville who, does splendidly, and André.

"Le Rola Rola"  
"The Rols Rols" (title symbolizing the story) a good impression (Continued on page 4)

IMPORTS PARIS CAST

Standish O'Neill plans to bring to New York the original cast, the cast of Saucha Quigley's "Desiree," now playing in France after many months in Paris.

This is a seven player cast; the show being best termed a "Zauber" show here early in spring or later in the fall. The company first play either in French or English.

"GESTURE" FOR PARIS

Paris, April 9. A. H. Woods has given an option on Shanghai to the Empire, and proposes to present it at the Apollo next season.

He tentatively designated Jane Marzac for the role played in the States by Florence Reed. Miss Marzac, meanwhile has bowed out of the Casino revue and has sailed for America with her husband, Keith Trevor.

CARLTON'S CABARET

London, April 9. Cabaret at the Carlton Theatre opened last night (Monday) with a party at both the dinner and supper shows. The bill was changed monthly.

Among the currently appearing are Leslie Howard, the English pianist, and Tina and Ghislard, Italian dancers.

CHARLIE'S B'WAY VISIT

Erk Charlin, billed as the "Flo Zerkoff" of Berlin, is scheduled to take over the New York production May.

His first American trip since 1923. He is noted for having imported Tiller girls and Paul Whiteman into Germany.

PARIS CHINESE FLOOR SHOW

The Ambassadors in Paris will go on official shortly with 13 Chinese girls and an American leaving the States to appear in a production staged by Leigh Weldon.

MARY LEIGH WEISS TITLE

London, April 9. Mary Leigh, musical comedy star, was married to Mr. William Gray, wealthy ship builder, yesterday (Monday).

Lymans' Sundays

London, April 9. Abe Lyman and his band back at the Kit Kat, the return being signified as a gala night. The Lyman band will play Sundays at the Hotel Bray which is controlled by the same concern.

The Tiller Dancing Schools

of America, Inc.  
54 WEST 74th ST., NEW YORK  
MART REDD, President  
Phone EDmont 811-4  
New Classes Now Forming

Budapest Divided on "Interlude"; Town Demands and Gets New Plot

Budapest, March 25. "Interlude" has raised a storm of comment, pro and con. Performance at the Viginshas was excellent. Frida Combaros was immensely praised in the very exacting part of Nina. A new actor made a mark for good in that of Danny roll; his name is Vertes. Production was rather dry and uninteresting. Some reviews said this was "The Play," that all Europe could go to America to learn how to write plays, that it was Life itself and the highest peak of dramatic accomplishment. Others, again, pointed out that it is technically primitive, exceedingly dull and tiring, and for lightening as an experiment in amateur drama. A device for lighting up the players' skulls during the thinking-splutter stunt had excited equally divergent opinions. The result is a great interest in the play and capacity houses.

History of American plays in Hungary this season is: "Trial of Mary Dugan," Viginshas; big success.  
"Jazz Singer," Magyar Sz.; total failure.  
"Royal Family," Viginshas; ditto.

"Bachelor Father," Magyar Sz.; success.

"Strange Interlude," Viginshas; big success.

Of course, business has been so bad here during the season that fifty performances is considered a big success. "Interlude" has gone beyond the number and is still doing well. Exceptions are the plays by Hungarian authors, "The General," by Zilahy; "I Can't Live Without Music," by Moricz; "A Partis," by Foltos; "Fires in the Night." These are the outstanding hits of the season. The public and the authorities complain that the theatres are conservative and won't produce any new plays of play. Many complain that the public is conservative and won't accept anything better than what is accustomed to, and that authors don't submit the sort of new strong play that they pretend they are writing.

It is a young author submitted, the Uj Szinhaz produced, and the public delightedly accepted something out of the usual. The play's name is Boro, title of the play "Blind Window." The plot is in a jail from first to last.

Convict tries to dig his way out of his cell, but misses the direction and instead of getting out arrives in the cell of a woman convict who is condemned to death. A romance ensues. When the woman is executed it is discovered that she is to become a mother, wherefore the sentence cannot be carried out. Boro has contrived to discover even humorous side to life in jail. Dialogue is brilliant, types very human, and in spite of many failings in construction, audience is delighted to get something different.

Annual Swedish Revue

Bo's annual Swedish revue opens April 15 at Goeteborg and that goes to Stockholm May 1 for a week.

Roth and Shay will be featured.

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Bill Morris Travels In Trick Wardrobe

Paris, April 9. Bill Morris Jr. arrived on the big Danubius, finishing the trip he began unexpectedly on his way to wish Henry Lartigue bon voyage in New York.

He is a hectic voyage. There wasn't a soul on the passenger list who matched Bill in size of anything except shoe laces. He was fortuitously tall until they assembled them of every direction. A chortle contributed a dinner coat and a pair of trousers. Jack Connolly came through with a pair of shoes, and Lartigue subscribed a quantity of haberdashery that he was bringing over for Harry Picer. Shows were important because the practical joker stole Bill's own trousers when he left them outside his stateroom door.

When he reached Paris he requisitioned a native tailor and got him well served. Morris is remaining here a fortnight and then goes to London.

London Closings

London, April 9.

Quite a few closings in the West End within the near future.

"Afrail of the Dark," the American crook play, has already gone. It stayed but five days. Among the others listed are "The Circle of Chalk" from the New. "Man in Dress Clothes" (revival), "The Locusts," and is apt to be replaced by Russell Janney's "White Eagle." Many Waters' quits the Ambassador's April 20, after nine months, and is to be followed by "Rope," psychological thriller, starring Ernest Minn.

"Duel of Love" Liked

Berlin, April 9. "Duel of Love," light Hungarian comedy by Lili Hartung, received at the Tribue theatre. Story is of a vamp who vindictively kills her Don Juan, falls, and when she presents him with a child he, in turn, succumbs. First act was a personal triumph for Leo Poldine and Konstantine in the lead roles.

Trapeze Girl Fails

Paris, April 9. Barrette, trapeze artiste, fell while performing at the Moulin Rouge Sunday night.

Curtain was lowered, but she was able to appear before the tabs to tranquillize the audience.

CHARLOT'S CLUB OPENS

Andre Charlota's club at the Hotel Splendide opened the middle of last week giving two complete night shows. Premier performance played to capacity, since which business hasn't been too hot.

Americans appearing on this floor include Mary Charles, Sam Barton and the Seltys.

HARRY DAY RETIRING

London, April 9. After 17 years' production of road shows and agent, Harry Day is definitely retiring from show business.

Day has set the date for his formal withdrawal as during July.

"HOLD EVERYTHING" SOON

Clayton and Walter's version of "Hold Everything" will succeed "Virginie" at the Palace next month. Latter show is due to close the end of April.

Gene Markey also has the English rights to "Follow Thru."

Tax Income Increase

Paris, April 1. During 1928 the entertainment tax on admissions to all places of vacation in France reached the record of 120,140,000 frs. Total was 113,941,484 the previous year.

WILL MAHONEY

Archibald Bell, Cleveland "News" said: "If you want to see top dancing as it can be performed, see Will Mahoney. If you want genuine travesty, listen to him. If you want a really good, old-fashioned and rare-burlesque, give this Mister Mahoney the chance to entertain you. He will not disappoint."

Direction

RALPH FARNUM

150 Broadway

FIGURE HOUSE PRESTIGE WILL CARRY 'NEW MOON'

London, April 9. Three openings last week, two of which have every chance of getting somewhere.

Digest of the trio is "New Moon" with a beautiful production at the Drury Lane. It marks a personal high point for Hugh Laye with George Gerard making much of the poor material. Operetta has a splendid cast. The newspapers gave the show guarded criticism, mostly stating that the musical ends outside on the stage was reminiscent. Press admits, however, that it will probably succeed.

Lynne Overman and "The Little Accident" at the Apollo, appear doubtful because the chamber, being unsuited to British audiences. It has a skeptical appeal for this despite the fact the opening performance marked a popular reception for Overman.

Second promising entry is "The Stag" at the Globe. This work by Beverly Nichols, is well acted and as well produced. It figures to have an excellent chance.

Spring Tourists Now About 25% Ahead of '28

London, April 9.

American tourist invasion of Europe set a record last summer, but the spring influx of visitors is already 25 per cent ahead of '28. Hotel rates both here and on the Continent have materially increased and accommodations are scarce.

British government, the railway and steamship companies, hotels and others have already subscribed \$100,000 to the "Come to Britain" movement. This is being circulated and advertised in the States.

Weather

London, April 9.

Cold the past week, but now very big Easter Monday but slipping immediately thereafter. Everything is affected including the recognized hits.

Too early to definitely say which of the new crop will flourish. All indications are that few will make the grade.

Paris, April 9.

Weather here bright and sunny, with crisp, cold evening. Summer time begins April 21, a week before New York's change to daylight saving.

Parisian season is on in full swing. Horse racing started at the end of last Sunday in a tremendous crowd. Town is full of visitors, with best rooms at fashionable hotels commanding a premium.

Washington, April 9.

The Weather Bureau furnishes variety with the following for the week beginning tomorrow: Wednesday and Thursday, with rising temperature at the end of week.

Scalia's Fire

Paris, April 9. Scala theatre, at Odéon, which was partly destroyed by fire Sunday morning. Damage was extensive.

**By J. C. Nugent**

cently signed with Pathe.

# Sid Grauman Turning Producer; Chinese Under Publix Operation

Los Angeles, April 9. Sid Grauman will dispose of his one-third interest in Grauman's Chinese theatre, Hollywood, and "Titled Artists" will sell 16 per cent. of its holdings to give Publix a 50 per cent. interest.

Sam Katz has completed details for the house to revert to Publix for operation beginning May 1. Grauman will probably enter the picture producing ranks, retiring entirely as an exhibitor.

# STAGE FILTH RUINED DRAMA, SAYS MAYER

Tells Press Agent Not to Misrepresent—Talks To Wampas

Los Angeles, April 9. Louis B. Mayer making his first appearance before the Wampas last night delivered for the benefit of the assembled press agents the attitude of a big league executive toward the philosophy of press agents.

"Mayer stated that the day of exaggeration and misrepresentation in publicity is over," that press agents whether they like it or not must stick to facts and be fair both with the trade and newspapers.

Allusion to the decline of the legitimate stage developed Mayer's contention that this is due to the smut and filth offered by the legit stage itself, and not to talking pictures opposition. Latter were noted for general family consumption and the stage shows were not. Hence the decline of one and the popularity of the other, the speaker held.

# Mae West in 'Applause'

Parmount is reported negotiating with Mae West to star in the talking screen adaptation of Beth Brown's burlesque story, "Applause." The lead role calls for a faded burlesque queen of the olden stripe.

A recent book by Miss Brown, named "Mr. Broadway," is in progress of preliminary dicker for picture rights by a couple of the three talking producers.

# ARTHUR LOEW SAILING

Arthur Loew sails aboard for a six weeks' inspection tour in the theatre and exchange April 20. He will be accompanied by Harry Poonan, in charge of Loew's foreign houses, and Dave Blum, head of the home office foreign publicity department.

# WARNER'S REALITY EXPERT

Arnold L. Steinfeld has joined the Warner Bros. as a reality expert. Steinfeld represents as a vice-president of the United Cigar Stores Co. to align with the picture firm.

# DOWLING'S \$11 START

Eddie Dowling's picture, "Rainbow Man," will hit the big screen premiere at the Selwyn, New York. It opens April 16 for a \$2 top, twice daily run thereafter.

# Seeman-Haver This Month

Seeman-Haver This Month. Haver announces that their marriage will be the most quiet affair. It is scheduled for this month in New York, although a secret is made of the exact date.

Wayne Walker will preside. Phyllis says there will be no procession and consequently no bridesmaids and all that business.

# Stalling Talkers

Hollywood, April 9. Jack Warner has found that the worst on his nervous system answering questions when visiting or dining out is eased up considerably through the distribution of printed cards.

According to the tenor of the conversationalists, the chief of the Warner studios slips over the reply.

One reads: "Who is double-crossing you now?"

Another says in type: "Go to our theatre if you want to hear people talking pictures."

# U. A.-Warner Reports

Show Little Life

Los Angeles, April 9. Little life has resulted from the first story about the possibility of a deal between United Artists and Warner Brothers. Nothing much is known at this and as to the progress of the negotiation.

The most often heard statement is that U. A. must have the 100 per cent approval of all of its publicized stars, with Charlie Chaplin mentioned as the most likely hold-out, if any.

That Jos. M. Schenck will proceed with his intention of placing all of the U. A. stars on a general basis, as he has stated in United Artists Consolidated, is believed. That the stars will agree on that point, provided the necessary amounts against the request is accepted.

This plan, it is said, would give Schenck the sole direction of the future of U. A. as a selective, provided the stars did not demand a reservation on the right to merge or sell the organization.

In New York nothing has developed from the request in the reported U. A.-Warner deal.

# F. N. Musicals

Los Angeles, April 9. Jack Donohue will probably play opposite Marilyn Miller when the latter comes here to do "Sally" for First National in June. Report is that Donohue has been signed for the role Leon Errol did in the show.

F. N. originally made this picture about four years ago with Coleman Moore, Alfred E. Greene directing. Greene may be given the sound version to handle. If Miss Miller does a second picture for this company, the chances are it will be "Sonny" which she also did for Ziegfeld.

"No, No, Nanette" goes into production by First National with Alice White assigned the lead female role. Production is due during the summer.

# Plea for Titles

Providence, April 9. Actuated by a belief that picture theatres will soon be showing talking films exclusively, the Providence League for the Hard of Hearing is circulating a petition calling upon producers to include subtitles so that all patrons will be able to follow the screen stories.

# BIG BEN TWICE

Los Angeles, April 9. Tones-of. Big Ben, London's famed clock, soon will be a familiar sound on this side of the Atlantic.

Sam Goldwyn imported the sound of the clock striking from "The Big Ben," and now Paramount is bringing over similar record for Richard Dix's "Wheel of Life."

# CONCERN OF MAMMAGE OF SCREEN MUSIC

New Blow at American Society of Composers, Authors and Publishers as Film Makers Accumulate Musical Copyrights—Picture Men Signing Own Composers—Music Interests Worried—Mammoth Records for Dance Places

# SHOWS VS. ORCHESTRAS?

The report in Variety a fortnight ago that the talking and picture interests were now frankly antagonistic to the American Society of Composers, Authors and Publishers, and opposed to the payment of any music tax fee, was as a bombshell to the ranks of the S. C. A. P.

At a meeting last week it was agreed, however, that the situation was not so serious. Representative songwriters openly declared that they had been approached to contract with the picture companies for sound pictures. With music not long ago regarded as 50 per cent of the picture, its importance to the screen has been tilted to even more in value. Hence the picture companies are anxious to sign up the writers and create a catalog all their own for synchronization use.

The "what" Warner-Witnicks are doing, the Warner Bros. taking control of all copyrights. However, they will not insist on owning the copyrights, but ultimately that will come to pass, it is believed.

# Another Invasion

Besides this, the interests of the music men are being complicated by new mammoth record reproducing machines which are replacing orchestras in restaurants, tea rooms, chop suey joints, and even in small grill rooms and dance halls. The practice of playing mechanically reproduced music from disks which run an hour or more without changing has never been legally tested, although obviously copyrighted music is thus being performed for a profit.

Furthermore, the new microphonic process of recording makes this type of mechanical music almost perfect in quality, with no complaint from the patrons.

Arthur Hammerstein's announcement that his next musical production would dispose of the orchestra and would be synchronized from the stage with a mechanically recorded score, to be movie-tone reproduced from a film sound track, is also regarded as an ominous indication by the music interests.

E. C. Mills has gone to the west coast to deal with the picture people on music and its relationship to the screen.

Music is trustee for the major music publishers in contracts and negotiations with the picture men. He gets 10 per cent, commission for his personal services, deductible from all collections.

The big publishers allied with picture interests are out to tie up the best writers available. Minimum guarantee of \$25,000 annually, plus expenses, are being offered wholesale with generous royalties against the sheet music sales.

# WOOD'S MAGAZINE

Los Angeles, April 9. Frank Wood, secretary of the Motion Picture Academy of Arts and Sciences since its inception, will be replaced May 1 with a successor yet to be chosen.

Wood will be given another position by the Academy to sponsor a new magazine which has not yet proved profitable, it is said. Board of directors held a secret meeting last week.

# Grandeur Film, Triple Size of Regular, For Fox 'Follies' on B'way

# Spurns Wire

San Francisco, April 9. Louis Greenfield, who operates three houses here and one in Santa Cruz, is not going to wire any of them. Greenfield says he is not pessimistic but, simply feels that with houses all around him wired that enough people will want to see silent productions for his theatres to thrive.

Greenfield's local trio are among the most profitable in the neighborhood section. They are the new Mission, Fillmore, and the American.

# Split Gilbert and Garbo; Place Each in Own Films

Los Angeles, April 9. M-G has definitely decided not to star Greta Garbo and John Gilbert again. From now on each will appear individually as stars.

Gilbert's next assignment will be "Olympia," the Franz Molnar play now being adapted by Lawrence Stess.

# Pathe Takes Coban

Pathe has taken the Coban theatre, New York, for "Mother's Boy," opening May 8. Company has the house for eight weeks, with options extending to the middle of September.

It is an RCA Phonograph theater, headed by Mort Downey, with the theatre wired by Western Electric.

Pathe's sudden tenancy switches "Bulldog Drummond" (Goldwyn-U. A.), to the Apollo, on 42nd street, where it will bow in on the previously scheduled date, May 2.

# Lupe's Victor Disks

Pittsburgh, April 9. While in town last week at the Penn. Lupe Velez announced she had signed a contract with the Victor company for a series of records which will net her \$15,000 in addition to a percentage for the first year.

Her roles in "Lady of the Pavements" was responsible for the offer, Miss Velez said, and papers were signed on her departure from New York for here. First record is likely to be the main cover from "Lady of the Pavements."

# Loud Ballyhoos

Los Angeles, April 9. Universal is making a trans-continent tour of "Show Boat" by mounting a super loud speaker on a truck.

It will stop at all principal cities en route to New York and play "Show Boat" song hits from phonograph records. Speaker is said to be able to send its sound a mile.

# Belasco-Gest-Ulric

Some time during the summer, with no date set, David Belasco and Morris Gest are reported leaving for the coast to make a talking picture starring Lenore Ulric.

Neither studio, release channel or release date of Belasco's picture mentioned, although the presumption is that the picture will be made at and for United Artists.

# Katz-Sarnoff Back

Sam Katz is expected to return to New York from the coast Sunday, 14. David Sarnoff is due to reach New York from abroad Monday, 15.

Los Angeles, April 9. Fox will send its "Movietone Follies" into the April circuit on its grandeur film, which is two and a half times as wide as 35 mm. and one and three fourth times as high.

Film is stereoscopic, takes color and can be used to fill the entire prominent opening of any theatre if desired. Its principal is that it offers space for a wider sound track which permits a better recording of sound.

Film, of course, necessitate special projection machines and has been registered out here on camera especially made by the Fox studio. Understanding is that Fox has been working on this enlarged film for two years and now has it ready. Studio spent \$150,000 in laboratory research last year.

"Follies" will be generally released, outside the keys, on normal sized film in color.

Engineers have already been looking over the Gaiety theatre to figure on the requirements of a new and larger booth. Picture is due for this house according to present schedule.

# 25 1/2 Hours by Air

Los Angeles, April 9. Demanded made by the picture industry for faster transportation between here and New York prompted the Western Air Express to establish a direct air passenger service between these points, with a flying schedule of 25 1/2 hours for planes leaving here at night and 25 hours for those leaving in the morning.

Planes, equipped to carry 12 passengers and baggage, will operate after June 1.

# U Disbands Stock

Los Angeles, April 9. Universal stock company, consisting of ingenuous only, is being wound.

Two of the chicks were signed with options in the last six months. All are being dropped.

Pathe Fern is the first to get the shove.

# 5,000 Fox's, Hollywood

Los Angeles, April 9. Fox has acquired property on Hollywood boulevard at Hudson and will build a 5,000-seat house.

Construction due to start in September.

# Hays' Four Trips

Los Angeles, April 9. Will Hays surprised the picture colony by announcing that this year Hays says that with the larger talking expansions it will now be necessary for him to make four trips instead of the two to the Coast each year. These are listed for January, April, July and October.

His present visit is for conferences regarding the general situation.

# GIBBONS' "NAP" NOT SOLD

Floyd Gibbons, whose "Napoleone" is running serially in "Liberty," states that ever since Victor printed Fox has closed with him for the movie-tone rights, he is staying indoors for fear of missing the mailman with that \$140,000 check quoted as his financial consideration.

It so happens, says Gibbons, that "Napoleone" is still in the open market, with several bids entertained, but as yet, nothing officially closed.

# ACADEMY'S SECOND

Los Angeles, April 9. Motion Picture Academy of Arts and Sciences will celebrate its second anniversary at a dinner, May 8. Bestowal of the Academy's awards will also take place at this time.

# Flood of Sound Devices Has Coast Dizzy, With Sharps Working O'rtime

Los Angeles, April 9. Synchronisms with their pet recording devices are invading Hollywood in such large numbers that the town is in a state of confusion with the presence of so many diversified theories and inventions. Picture boys become so engrossed in the inventions that they lose all perspective to reason and become easy victims to unscrupulous sharpers.

Latest hunkum recorder to ease into the limelight is a device that can be carried in the vest pocket. It was originally designed by the inventor for under-cover agents and prohibition tappers looking for evidence. According to the inventor of this handy recorder, there isn't a chance of infringing on any of the patents of the system as it started to work on it 88 years ago when he was a beach comb and used by the ocean. It is the fact that he conceived the idea of recording of sea waves by imprinting them around on sun cured fibre of sea weeds. This, the inventor claims, is the basic principal being used in all sound systems today.

**Form Wailing Company**  
Story of how recording was first touched the picture industry, the ambitious actors who immediately set about to interest influential men in Hollywood, and the fact that it was a life-saver for the independent producer, who couldn't afford the expensive and complicated recording electric. Actors got as far as interesting a real estate promoter who took the inventor to court for personal wiling and later sold him to a former film promoter who now termed a wailing company corporation to develop the device.

All the necessary papers came up to put the device on the market. In a big sale, the promoters are keeping the chairs warm until the stock goes to the public. The promoter will hear of the new device and make overtures to buy them out at a fabulous price. The promoter is waiting for because he personally believes the device to be one of the most important ones on the market. It will require all the capitalization to fight the litigation that is bound to come up if the device is ever used.

## U. S. TRADE SHOWS

(Continued from page 2)

State for Fine Arts who will act in about the same capacity as did France last year. This conference will take place when the Commission again meets.

The Embassy experts will present a memorandum drafted by Harold Smith which outlines in detail the argument that quotas on foreign artists so far have worked harm to all concerned with the exception of a favored few. This will be presented that if the plan suggested by the Chambers Syndicate is adopted it will force all Americans to abandon further business in France.

As attaches have put a tremendous amount of work on the campaign and the conference before the American and French officials and the French official is the result of a formal protest made by the Embassy attaches. They will also be in verbal argument to convince France that the film program might be a mistake.

**New Proposals Worst Yet**  
Therapion Ponton agreed that if the arguments presented to him were reduced to writing, he would be presented to the French trade before any new quota action would be taken.

Now, Variety is reliably informed, the Frenchmen will offer an ostensible compromise on the Chambers Syndicate suggestion, with a new plan calling for four visas for one French picture house in the Americas and no films allowed entry.

Americans say this condition is even worse than the Chambers' contemplated program because it would necessitate the immediate cancellation of French pictures before any American program could enter France.

## 17 Films' 17 Names

Rayart Pictures has released 17 films this season, each with a different star. Pictures were made by Irene Rich, Viola Dana, Shirley Mason, Jacqueline Logan, Vera Reynolds, Lila Lee, Robert Frazier, Helen Foster, Gladys Brockline, John Roberts, Gertrude Olmstead, Jason Robards, Rex Lease, Virginia Brown Faire, Mae Busch and Cornelius Keefe.

This is probably a record for a variety of names on one release schedule.

## Par's Sticker Tie-up

Los Angeles, April 9. Paramount studio has made an exclusive tie-up with Ackers-Langley, Ltd. of Toronto, and the Irving Press Corp. of N. Y., whereby these firms agree to circulate more than 100,000 sticker portraits of Paramount players within a year. This is in addition to advertising of the International Fox Clearance and the Ackers-Langley Co. go into more than 400 cities in the United States and 15 other countries.

Stickers will be distributed by the cleaners belonging to the association while they will carry the same copy as on stickers. It is figured the combined circulation of both stickers and matter will give Paramount players a greater circulation than the Saturday Post for 12 weeks in the year without cost to the studio other than furnishing a negative of each of its players.

## That Sonora Deal

A deal that has missed consummation a dozen times during the past six months, with the fit and absence of one or more of the necessary parties blamed for postponement on each occasion, is again up for grabs. This is between Consolidated Bristolphone and Sonora. The new signing time is May 1. The deal is between Consolidated Bristolphone Co., of Acoustic Products Co., the holding company for Sonora, will return from abroad.

## Public Units Closing

Readjustment of unit bookings in the N. Y. offices of Public resulted in a notice being given to close April 15 in Portland Ore. Several other units are also expected to close by May 1, with new units replacing.

## CLAIRE WINDSOR SLIPS IN

Claire Windsor slipped into town and took a few pictures. It was long cruise of southern waters with Capt. Wm. Fawcett and wife. Fawcett is a noted "Dabbler" in the industry of which Screen Secrets is one of the best known.

Windsor was a guest of the captain and his wife, who sailed around Panama, Havana and Florida.

## RADIO'S PORTER FILMS?

Los Angeles, April 9. J. Leo Meacham, who made the Gene Stratton Porter pictures for FBO, is enroute to New York to possibly sign with RKO to continue to make Stratton Porter pictures, if he were any signatories.

## CRUISE WANTS MORE SPACE

Los Angeles, April 9. James Cruze, now producing at I. M. Chudown Pictures, is negotiating for space at both the Metropolitan and Tec-Art studios. "Cruze" is believed to be in the number of feature length pictures as soon as a deal can be made.

## TRANSFERRING ENGINE

Los Angeles, April 9. Locomotive used in filming railroad scenes at Superior, Wis., for "Thunder" (M-G-M) is being transported here for closeup work and other added scenes.

## HAL SKELLY

Creator of the star role in the legitimate production "The Great Issue" is now repeating his sterling performance for Paramount in "The World's Greatest Showman", a film of this world famous success.

Booked by M. S. S. P. M. 1564 Broadway, New York

## METRO EXPANDING

Studio Rebuilding Program Getting Under Way

Los Angeles, April 9. Carrying out expansion operations under consideration and planned prior to its absorption by Fox, M-G-M immediately began a building program. There will be new sound stages and a complete four-acre industrial center. Latter will be connected by a spur with the Pacific Electric main line. A station and a station structure will be razed and on its site a 1,000-seat theatre, used either for recording or reproducible, will be erected. Stage will be insulated and treated with absorptive materials. About 20 buildings will be razed to make room for the new structures.

## Jack Spargo Dies

John Spargo, 69, for many years New York editor of the Exhibitors' Herald, died April 8 of diabetes at his home in Freeport, L. I. He is survived by his widow and two sons, William and Edgar, the former advertising manager of the American Weekly and the latter with Underwood photographs.

For a time he conducted his own photographic studios and prior to his newspaper work was associated with Famous Players in the advertising department.

Services yesterday (Tuesday) with interment in Freeport.

## F. N. Recalls Dove

Film; to Make It Talk

Los Angeles, April 9. Silent version of "Man and the Moment", starring Billie Dove, was completed and ready to release more than two months ago, but since Miss Dove has signed a new contract promising to talk pictures has been recalled from distribution by First National and dialog sessions are being directed.

In addition to Miss Dove being recalled for dialog, recording of the picture is to be resumed. There also include Rod La Rocque, Robert Schable and Gwen Lee. The players were engaged in other studies, but time was arranged for them to appear at the F. N. plant.

## "MARRIAGE CIRCLE" DELAY

Los Angeles, April 9. First National has called off production of "The Marriage Circle" to be remade as a dialog picture by Alexander Korda. The picture, which is first made three years ago by Ernst Lubitsch with an all-star cast for Warner Bros., was figured too restrictively to make over at this time and its dialog remake will be held off for another year at least.

## Strayer Directing "Eve"

Los Angeles, April 9. Columbia has signed Frank Strayer to direct "The Fall of Eve", an over at this time and its dialog remake will be held off for another year at least.

## Warners' Check-up

Warners is said to be only nine days above of exhibitors demand on talking shorts. It is necessary to maintain a constant production average for the houses which have been wired for Vitaphone from the early days. Nearly 100 shorts have been made by this firm to date.

On the feature and Warners has made a total of 75 full-length Vitaphone pictures since "Don Juan" was first released Aug. 6, 1928. Of this number 40 have contained dialog and eight have been all talkers.

Company counts Western Electric houses wired, as of March 7, at 1,000. Percent, which W. B. services, has 160 installations to date.

## Myers Warns Indies Of Picture Shortage

Detroit, April 9. Abram P. Myers, head of the new Allied indie association, told the Michigan theatre owners here today that they should be prepared for a picture shortage before the year is over.

Myers bases this opinion on the closer merging of the distributors and producers and the broads being the independent indie field with the purpose of entirely supplanting the indie exhibitor everywhere.

"Mergers are fast bringing about a degree of concentration," said Myers. "In the production and distribution of pictures, there is seriously curtailed and threatens to extinguish competition in those branches."

He made reference to William Fox "as the former independent" and said that the industry was seriously curtailed and threatens to extinguish competition in those branches.

Myers claims that his protest to the producers of talkers, backed up with his appeal to the Department of Justice, had resulted in a liberalization of the industry, but he took the worry of interchangeability from the indie exhibitor.

Myers said he recently came to test the legality of the arbitration boards and the uniform contracts. Myers said that the indie exhibitors to secure the definite modification of the system to which they have themselves adjusted.

In closing he urged the exhibitors to wire their houses for the talkers and to have them installed. He said the talkers used smaller, less expensive costs and urged that exhibitors see that some of their business be passed on to them and to not let the producers set too high a figure because of the services of noble sales talkers.

## Fred Niblo Sued for \$160,000; Slander Suit

Los Angeles, April 9. Edward Hayden denied recently for allegedly advising and showing picture people how to make money out of the situation. Fred Niblo is suing against Fred Niblo asking \$160,000.

Niblo was testified before Federal Grand Jury that Hayden had made out his income tax return. Hayden advised through his attorney William LaPlante, having anything to do with drawing up or filing that statement.

## GARSON V. CASTER

Los Angeles, April 9. Harry Garson, former feature producer, has been appointed casting director at Universal. He is a former partner of Clara and Cecil Young, and also produced her pictures. Recently Garson has been appointed independent producer on the Coast. He succeeds Victor Nordlinger.

## HAYS DECISION IN MAY

A decision in its favor is looked for the week of May 23 by the Hays organization. In the recent government ruling on the legality of the right committee and film boards. Hays' outfit will submit a brief within a week, both sides having been allowed three weeks from the end of the trial here.

## CONSOLIDATED WANTS BENNETT LAB. CONTROL

Similar Suits in N. Y. and L. A.—Consol. Claims Unfulfilled Agreement

Consolidated Film Laboratories, represented by M. L. Lavenstein, started action yesterday (Tuesday) in the New York Superior Court against Alfred Weiss and the Agfa Raw Film Laboratories, seeking judgment that Weiss should be ordered to sell the plaintiffs his controlling interest in the Bennett Laboratories. In the Bennett Laboratories suit, consolidated with a similar previous agreement. Spinal suit has been started in Los Angeles against Harry T. James, president and secretary of the Bennett Laboratories.

Consolidated claims to have entered into an agreement, with Weiss and the Bennett Lab., to have agreed to sell the stock held by James, which he is said to have had under control. Consolidated was to pay Weiss approximately \$125,000 and James \$10,000.

Plaintiffs now charge that Weiss refused to go through with his agreement to sell the stock. According to the complaint entered in the New York Superior Court of the books of Consolidated Film Laboratories at the time of the agreement, it was agreed that if Weiss corrected certain conditions within a stipulated time they would be met. If not, the agreement of Consolidated, is now in Los Angeles.

It is claimed that Weiss said he would do this, but later refused to do so. He is now in New York and then refused to sell because James would not part with his stock. It was the agreement of Consolidated, is now in Los Angeles.

Los Angeles, April 9. Suit to bring about enforcement of the transfer of controlling interest in the Consolidated Film Laboratories has been entered simultaneously in New York and Los Angeles Superior Court. Action seeks to compel Harry T. James of Los Angeles, president of the Consolidated Film Laboratories, to sell to Alfred Weiss of New York and the Agfa Raw Film Laboratories to sell to Consolidated stock which he holds in the Bennett organization to the amount of \$170,000. Claim is made that Weiss and James agreed to transfer this majority holding in the Consolidated Laboratories to Consolidated, but James refused to close they refused to go ahead with the agreement.

It was found that James, Weiss and Agfa be directed to complete the transaction. New York suit was instituted in the jurisdiction of Weiss and Agfa, who have their headquarters there, and the Los Angeles action because James is the operating head of Bennett Laboratories on the Coast.

H. T. James, president and secretary Bennett Film Laboratories, said that Consolidated was trying to compel him to sell his stock to dispose of their Bennett stock and that it had brought action to try to force him to sell. Consolidated hadn't a chance.

James added that Weiss gave an action to the court to be consolidated, which the latter, he said, solidified, constituted a majority. The suit was consolidated, Weiss continued. "Then Consolidated wanted to include mine. The period of time that they gave to Consolidated by Weiss expired last July and it had not been taken up. Subsequently Weiss gave me notice on the stock he held. Weiss cannot dispose of his holding in this manner. He must first surrender me the opportunity of buying it. I hold the control and will continue to do so. That's the gist of it. Consolidated has no claim."

## NICK SCHENCK ON COAST

Los Angeles, April 9. Nicholas Schenck is now in, Del Monte playing a little golf, before returning to his home in New York. "He spent a week in Hollywood conferring with M-G-M officials."

Chas. Benn's Mother Dies

The death of his mother in Mishawaka, Ind., has called Charles Benn, 27, to the attention of the electrical Research Products, out of town until tomorrow (Thursday).

**Bennett Signs Thea Hills**  
Los Angeles, April 9. "Thunder" (M-G-M) is believed to be in the number of feature length pictures as soon as a deal can be made.











# RAD PAGEANT OF

Charlie MacArthur wrote the great Belasco hit "Lulu Belle", with Edward Sheldon. He wrote "The Front Page" with Ben Hecht. He is a master of color, of glamor, of climax.... a showman-writer down to the ground. He is at work on "GOLD COAST" for Radio Pictures.



CHARLES  
**MacARTHUR**

RADIO HAS SIGNED THE WORLD'S GREATEST PLAY-WRITING TEAM TO CREATE STORIES FOR ITS COMING SUPER-ATTRACTIONS.

With an unflinching sense of showmanship, Hecht and MacArthur have written more big-money stage hits than any other contemporary dramatists.



RKO DISTRIBUTING CORPORATION

# IO'S THE TITANS



Ben Hecht's writing genius is at its peak today. He wrote the sensational screen smash "Underworld". He collaborated with MacArthur on "The Front Page". He is perhaps the greatest writer of punch dialogue....in novel, play or scenario.

He has just completed HIS GREATEST STORY, "Upperworld," for Radio Pictures.



## BEN HECHT

Their "THE FRONT PAGE" smashed New York a resounding wallop last August and still packs 'em in . . . the greatest newspaper drama of all time.

NOW, MORE THAN EVER, THE PLAY'S THE THING ON THE SCREEN, AND RADIO SIGNS THESE YOUNG TITANS OF THE DRAMA WHEN THEY ARE AT THEIR BEST!

RKO DISTRIBUTING CORPORATION



Wednesday, April 10, 1929

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**PAR. B'KLYN UP FOR  
\$57,800; MET. \$23,200**

whole lot at box office here; not insured strong enough beyond two weeks so "The Letter" (Par) set for next Monday; met trade keeping

[illegible]

# NECK AND NECK!



## CLARA BOW

in her first ALL-TALKING picture, "The Wild Party." By author of "Flaming Youth." Directed by Dorothy Arzner.



## "CLOSE HARMONY"

All-talking, all-singing, all-dancing. With Charles "Buddy" Rogers, Nancy Carroll, Jack Oakie, "Skeets" Gallagher and Harry Green. Directed by John Cromwell and Edw. Sutherland.

CLASS OF SERVICE DESIRES		Form 1591-A	
TELEGRAM	CABLE	NO.	CASH OR CHECK
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WEEK END LETTER	CABLE LETTER		
WEEK END MESSAGE	WEEK END LETTER		
WESTERN UNION HENRIKSON CANTON, PRESIDENT J. C. WILLEVER, VICE-PRESIDENT			

CHICAGO, ILL., APRIL 5, 1929

CLARA BOW IN "THE WILD PARTY" BROKE HOUSE RECORD FOR ALL TIME OPENING AT THE ROOSEVELT THEATRE. PLAYING TO CAPACITY EVERY DAY. "CLOSE HARMONY" AT THE CHICAGO THEATRE FINISHED SUCH PHENOMENAL WEEK'S BUSINESS THAT WE ARE RUNNING IT SECOND WEEK AT THE ORIENTAL TO ACCOMMODATE THOUSANDS WHO WERE TURNED AWAY. THIS IS FIRST TIME WE EVER HELD OVER OR REPEATED A PICTURE IN OUR LOOP DE LUXE THEATRES A SECOND WEEK.

MAX BALABAN

What a merry race the two biggest-talking picture hits of the hour—"THE WILD PARTY" and "CLOSE HARMONY"—are running to see which will smash your box office record by the widest margin!

"THE WILD PARTY" has rolled up record grosses already in these theatres: Rialto, New York; Buffalo, Buffalo; Eastman, Rochester; Indiana, Indianapolis; Ambassador, St. Louis; Minnesota, Minneapolis; Riviera, Omaha; Palace, Dallas; Texas, San Antonio; Metropolitan, Houston; Alabama, Birmingham; State, Chattanooga; Riviera, Knoxville; Plaza, Asheville; Worth, Ft. Worth.

"CLOSE HARMONY" has knocked the box office records for a loop at the Granada, San Francisco; Paramount, Los Angeles; Newman, Kansas City; Portland, Portland; Seattle Theatre, Seattle; Fenway, Boston. Held over second week—T & D Theatre, Oakland, Cal.—unprecedented! Outside of Chicago, these are about the only towns where the picture has played at this writing.

No matter which of these two sensational talking attractions wins the race for records, they'll do bigger business for you than any other talking picture on the market, BAR NONE! And they're typical of the week-after-week talking hits produced by

# PARAMOUNT





**1929's FIRST AND BIGGEST SONG HIT**

THE "ANSWER SONG" TO MUSIC "DEPRESSION"  
THE SONG THAT PROVES THE PUBLIC *DOES* BUY *GOOD* SONGS

THE SENSATIONAL ENGLISH SONG IMPORTATION

# IF I HAD YOU

DON'T ASK US TO EXPLAIN WHY THIS EXTREMELY BEAUTIFUL FOX-TROT SONG CONTINUES TO GO INTO EDITION AFTER EDITION. ALL WE KNOW IS THAT IT'S "NO 1" FROM COAST TO COAST, AND THAT ON RECORDS, RADIO, SHEET MUSIC AND THE STAGE IT'S BREAKING ITS OWN RECORDS DAILY  
ORCHESTRATIONS AVAILABLE IN ALL KEYS

ANNOUNCING ANOTHER MUSICAL SCOOP  
**THE**

## One In The World

JUST BROUGHT OVER FROM  
ENGLAND BY JIMMY CAMPBELL OF  
CAMPBELL-CONNELLY  
ONE OF GREAT BRITAIN'S MOST  
ENTERPRISING PUBLISHERS.  
A SONG YOU'LL HEAR MUCH OF -  
AND ABOUT

DIFFERENT  
AND  
ORIGINAL

### MY KINDA LOVE

SWEEPING THE  
COUNTRY

THREE MORE SONGS THAT ARE  
REJUVENATING MUSIC BUSINESS  
THE SONG HITS FROM

## The Broadway Melody

THE METRO-GOLDWYN-MAYER ALL TALK-  
ING-SINGING-DANCING-SENSATION NOW  
CURRENT AT THE ASTOR THEATRE

**BROADWAY MELODY**  
**YOU WERE MEANT FOR ME**  
LYRIC BY ARTHUR FREED  
MELODY BY NACIO HERB BROWN

A  
THEME SONG  
SENSATION

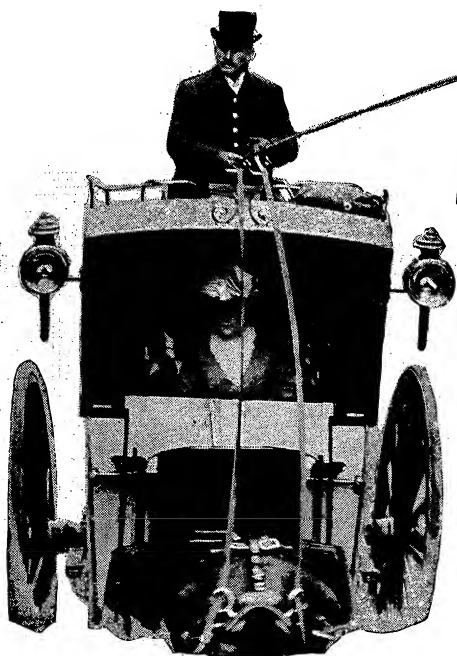
### PAGAN LOVE SONG

SUNG BY RAMON NOVARRO IN  
THE METRO-GOLDWYN-MAYER  
SUPER-SPECIAL  
"THE PAGAN"  
A WINNER ON ITS  
OWN MERITS

**ROBBINS MUSIC CORPORATION**  
799 SEVENTH AVENUE  
NEW YORK



EXCLUSIVE PUBLISHERS TO METRO-GOLDWYN-MAYER



# "HOME JAMES!"

*You might just as well ride around in this hack as put inferior, old-fashioned Talkies into your house!*

**SURE!** They were great in their day!  
**BUT** old-fashioned now—  
**M-G-M** has ushered in the  
**NEW** era of talking pictures.  
**LAY** off the old stuff before  
**YOUR** public calls quits!  
**GET** M-G-M's New, Big, Road-show-Size Talkies—  
**FOR** immediate booking:



**THE TALKIES OF  
THE INDUSTRY**

**THE  
BROADWAY  
MELODY**  
 TALKING, SINGING,  
 DANCING  
 The Sensation of  
 the Nation!

With Charles King, Anita  
 Page, Bessie Love. Direc-  
 ted by Harry Beaumont.

**THE  
IDLE  
RICH**  
 100% TALKING  
 Based on the Broadway &  
 Road Hit "White Collars"

With Conrad Nagel,  
 Bessie Love, Leila Hyams.  
 From the play by Edith  
 Ellis. Directed by  
 William De Mille.

**THE TRIAL OF  
MARY  
DUGAN**  
 100% TALKING  
 Smashing Sell-out  
 at \$2, Embassy, N. Y.

Norma Shearer, Lewis  
 Stone, H. B. Warner,  
 Raymond Hackett.  
 Directed by the author,  
 Bayard Veiller.



# The Picture Business has just Started!

**T**HE DESERT SONG" will revolutionize the motion picture business as we know it today just as Vitaphone revolutionized the motion picture business as we knew it yesterday.

**FORGET** anything you know about records, runs and receipts.

**FORGET** anything you have learned about past performances.

**TELL** your patrons that nothing they have ever seen in your theatre can begin to compare with what they will see and hear in "THE DESERT SONG."

**MAKE** them every promise you like, use all the superlatives and adjectives that you can assemble together and "THE DESERT SONG" will still top your most extravagant promises.

**THE PICTURE BUSINESS** starts all over again with "THE DESERT SONG."

*Sam Edmonson*

VICE PRESIDENT  
WARNER BROS. PICTURES, INC.



**WHAT WARNER BROS. PROMISED....WARNER BROS. HAVE DELIVERED!**

# Dolores



## THE BELLE OF THE BOX OFFICE RINGS THE BELL AGAIN!

See and hear the golden lady, Dolores Costello—never more beautiful, never more fascinating, never more chic! A gorgeously mounted production—scintillating dialogue—delightful story—haunting melodies! "The Glad Rag Doll" is sure to make your box office happy!

Story by Harvey Gates  
Scenario by Graham Baker

Directed by  
MICHAEL CURTIZ

**NOAH'S  
ARK**

*Tops any picture  
ever made*

**A  
WARNER  
BROS.**

**VITAPHONE**

**TALKING  
PICTURE**

**What Warner Bros. Promise**



# Costello



## The Glad Rag Doll

Warner Bros. Delivered

THE  
DESERT  
SONG  
*Is Coming Along*

## Publix Expanding on Coast and Will Build Frisco 5,000-Seater—Drop Units

No Stage Shows Except in L. A.—Jump Units from Minn. and to Denver—New Oakland House

Los Angeles, April 9. Publix is prepared to expand all along the Pacific Coast following the visit here of Sam Katz, head of that organization. New 5,000 seater will be built on the present site of the St. Francis on Market street, San Francisco. Adjoining property to this house has been bought, which will give the theatre, to be a 15-story structure, a frontage on the main street of 175 feet. It is said plans are now being prepared by Rapf & Rapf in the east, with construction to start not later than June 1.

Ted Bullock, of Rapf & Rapf, who is on this trip with Katz, also sent

word to the east to immediately send on plans for a 3,000-seat house to be erected in Oakland. No definite word has been given as to just where this location will be. Katz is also negotiating to take over the Spreckels, now a San Diego legit house, to convert it to pictures.

Katz is supposedly also prepared to build in Sacramento, San Jose and Tacoma. In all of these cities where Publix contemplates having theatres Fox is now operating.

Abandoning Units. Publix will abandon its units and stage shows in all towns along the Pacific coast, with the exception of Los Angeles, April 18. This was decided upon by Sam Katz, head of Publix, following conferences with Herman Wobber, who is in charge of the western division. Houses where presentations were made are the Granada, San Francisco; Portland, Portland, and Seattle, Seattle.

It is claimed by Publix officials that the theatres are primarily picture houses and that stage shows and m. c.'s have been of little benefit in drawing business. They state that with the coming of talking pictures a sufficiently interesting all-talker program, plus orchestra in the pit, and feature organists, will supply the necessary entertainment.

It is understood that this move is being made as an experiment. If it should be successful Publix may extend its scope to other towns where stage units have not been successful at the boxoffice.

Local Paramount will be the only Publix house on the Coast operated by Publix to get the units. Shows

### 'Way Out of Sync.

Chicago, April 9. Audience at the opening night of "Noni's Ark," at the Woods, Chicago, went into roars of laughter when the synchronization went wrong during a tough argument between George O'Brien and Big Boy Williams. Instead of the husky voice of Williams, came the soft tones of Dolores Costello saying, "He said to also me again for France."

are to jump here from Minneapolis and then return to east via Denver. "Monte Carlo," which will be the unit closing at the Granada, San Francisco, April 18, will jump direct to New York.

### R-K-O and Pan Deal Still Hanging 'Round

Radio-Ketis-Orpheum and Alexander Pantages are still flitting.

Though R-K-O is reported holding an option on the Pan western circuit, nothing positive has been reported on the progress of the contemplated purchase.

One story is that the deal awaits the return of David Sarnoff, chairman of the R-K-O board. He is due to reach New York Monday from abroad.

Under the terms of the proposed deal, Pantages is to receive \$7,000,000. Of this \$7,000,000 will be paid in cash by R-K-O and the other six raised by Joe Topikally on the coast. R-K-O to guarantee everything, besides assuming mortgages on the Pan properties amounting to around \$2,400,000.

### Sign Battle On

Chicago, April 9. Thomas E. Maloy, head of the local operators' union, also interested in the White Way Sign Service company, has filed a libel suit against the Wagner Sign Service, Inc., asking \$100,000 damages.

Action is an offshoot of charges made against Maloy and the White Way company claiming coercion of theatre owners and other users of electric display signs to break contracts with the Wagner firm. As a further result of these charges the Electrical Workers' union has placed the Wagner company on the unfair list.

Chicago, April 9. Local booth operators will hold their annual ball at the Trianon ballroom May 8. Union recently raised its sick benefit from \$20 to \$30 a week, maintaining this fund mainly from the proceeds of this yearly affair.

Cohen East

Los Angeles, April 9. Louis Cohen, in charge of theatre operation for Universal, is en route to Seattle.

From there he goes to New York, where he will make his future headquarters.

### NO INDICTMENT YET

But Attorney Gen'l Will Ask Grand Jury to Naim Fox Records

Los Angeles, April 9. John Harland Amos, special assistant to the U. S. Attorney General, did not take the contemplated action regarding indictment of Fox Coast theatre officials for failing to record the government access to its records last week.

It is understood he will present to the U. S. Grand Jury a number of witnesses next week in an investigation to ascertain what records are wanted so that they can order them turned over to the representatives of the Attorney General. Report is that a large number of picture theatre operators and others interested in theatres will be summoned, before the Grand Jury to ascertain the records it will require. Also whether an indictment shall be brought against the theatre operators.

### 'B'way' and 'Show Boat'

If Carl Laemmle, Jr., decides that "Broadway" is to have a summer Broadway showing, it's going to shift Universal's "Show Boat" around.

Later film due is at the Globe April 11 with "Broadway" scheduled to have its New York premiere within the same walls. This would move "Show Boat" elsewhere. It may go to the Colony to run for as long as it can at \$2, twice daily, and then switch to a grind in the same house.

Should the decision be to send "Broadway" in, "Show Boat" will stay five or six weeks at the Globe before moving, according to present plans.

### Horne Re signs

Los Angeles, April 9. Hal Horne, for the past six months managing director of the United Artists theatre, has resigned and will quit about business. Horne owns considerable acreage in the Mojave desert and plans to engage in the production of fertilizer on a large scale.

Charles Kurtzman, city manager for Publix in San Francisco, replaces Horne.

Chicago, April 9. With E. & K. operating the United Artists on a 50-50 basis, William Randolph continues as manager and A. L. Burke, p. a. goes into the E. & K. press department besides continuing exploitation for United Artists.

### Pitt Stanley Goes Unit; Using Matbaum's Shows

Pittsburgh, April 8. Stanley, Warner's de luxe downtown house, inaugurates a new stage policy next week, bringing units direct from the Matbaum, Philadelphia.

Local house has added complete new technical and directorial staff to work with the new policy. Permanent choir of 32 voices now being organized under direction of Frank Rebka, while ballet has been increased to 24, with Frank Masters in charge. New stage equipment has been acquired and is now being installed.

Stage band being organized from pit men. David Brody remains as pit director and may also go on stage.

### DROPS PRESENTATIONS

Los Angeles, April 9. With the abandoning of stage presentation at Warner's theatre here, Larry Ceballos goes to that company's studio to stage musical numbers for Vitaphone productions. If the Warner resumes stage presentations, Jack O'Donnell, former assistant to Ceballos, will direct.

## Horace Heidt's Californians

STARTING A  
FANCHON AND MARCO  
ROUTE APRIL 4

## MARTELL

FEATURED SONGSTRESS IN  
PUBLIX UNIT, "BUBBLES"

## GENE SHELDON

Seeing the World with Mr. Publix

## RALPH SPENCE

Featured in Fanchon and Marco's  
"BEAUTY" IDEA  
WEEK OF APRIL 15TH  
Worldwide Theatre, San Francisco.

### West Coast Motion Picture Directory of Directors and Writers

## Doris Anderson

Dialogue  
Paramount-Famous-Leasky

DIALOGUE  
MALCOLM  
STUART  
BOYLAN  
FOX  
(Titular Bishops)

## Horace Jackson

Writing for  
Pathe

## Byron Morgan

Original Stories  
Current Release, "Flying Fleet"

## Sarah Y. Mason

Adaptation and Scenario  
"The Broadway Melody"

## GEORGE SCARBOROUGH

Consulting Dramatist  
United Artists

"Perche non ti illoti illustrano  
gli uomini, ma uomini i illustri!"  
Dialogue by  
Malcolm Stuart Boylan  
FOX

HARVEY H. GATES  
WRITER  
WARNER BROS.  
"The Desert Song"

BEN HOLMES  
Movietone Director  
Universal

Sonya Levien  
Writing continuity on current  
Frank Borzage Production  
FOX

RALPH SPENCE  
DIALOGUE FOR M-G-M

JOHN GRIFFITH WRAY  
DIRECTING  
"DIVERSION"  
First National Vitaphone Special

Chicago, April 9. Local booth operators will hold their annual ball at the Trianon ballroom May 8. Union recently raised its sick benefit from \$20 to \$30 a week, maintaining this fund mainly from the proceeds of this yearly affair.

Cohen East

Los Angeles, April 9. Louis Cohen, in charge of theatre operation for Universal, is en route to Seattle.

From there he goes to New York, where he will make his future headquarters.

EASTMAN, DUPONT, AGFA—STRAIGHT OR PANCHROMATIC  
35 MM. ONLY  
TESTED AND MADE INTO  
STUDIO ENDS  
100 feet Rolle, 10 feet Black Leader each and (on spool)..... \$2.75  
100 feet Rolle, 10 feet Black Leader each and (on spool)..... 2.50  
Same on the new Bell & Howell spool..... 2.75  
200 feet Rolle..... 2.75  
1 1/2 inch film for Super 8, 1 for \$1.10 for \$2.10 for \$4  
25 foot pieces (individual cans, 1 1/2 inch film) 25 foot rolls only  
White Negative Leader, \$2.50 per 1,000 feet

ALL FILMS SHIPPED C. O. D.  
FRED C. DAWES  
Negative Stock Library  
1426 Beachwood Drive, Hollywood, Calif.

## The Sun Never Sets On the Foster Girls

## WANTED!

Girls Who Do Toe Dancing

ALLAN K. FOSTER  
OFFICE  
344 W. 72 ST. NEW YORK  
TELEPHONES—GUS. 0790, TR. 7527  
CLINTON E. LAKE  
GENERAL MANAGER  
FOREIGN REPRESENTATIVE  
HARRY FOSTER  
35 Shaftesbury  
LONDON, W. 1.

EVERY NEW FOSTER ACT HAS A NEW IDEA

# Oh! Boy! What a jolt this man handed Broadway Monday Night April-8th



**"Attaboy!  
Roland  
West"**

Producer and  
Director of

**"ALIBI"** now the greatest  
\$2.00 top picture in N. Y.

"Alibi" easily takes its place toward the top in its lines. The best the stage or screen has offered in its recent era of crime and punishment. It holds you. Thrilling.

John S. Cohen, Jr., THE SUN.

A crackerjack thriller. "Alibi" is so tense, so full of gripping drama it makes one grasp his theatre seat and absolutely shiver with excitement. You're going to go strong for it.

Irene Thirer, DAILY NEWS.

It is a knockout. Rialto Cheers Thriller. Deserves a long and prosperous career on Broadway.

Katherine Zimmerman,  
EVE. TELEGRAM.

By far the best of gangster films. Realism and genuine thrills in latest talking crook melodrama.

F. Mordaunt Hall, N. Y. TIMES.

One of the most frankly exciting dramatic efforts the new audible medium has yet devised. A highly suspenseful melodrama.

Richard Watts, Jr.,  
HERALD-TRIBUNE.

Here is a picture you just cannot miss. From viewpoint of dramatic construction, the most commendable talking picture to date. You'll find yourself teetering upon the edge of your seat."

George Gerhard, EVE. WORLD.

It's a great show. "Alibi" definitely sets a standard for entertainment. "Alibi" is distinctly worth seeing.

Rose Pelawick, EVE. JOURNAL.

"Alibi" is a picture you will want to see. It's baiting average was 99 per cent. Thrills and underworld tale.

Lois Bull, EVE. GRAPHIC.

The 2nd Big **UNITED ARTISTS**  
Hit on Broadway.

Presented by  
Joseph M. Schenck

From the play "Nightstick" by John Wray, J. C. Nugent, Elaine Sterne Carrington.

**285%** over the weekly average—  
**63%** over the house record—

... that's the remarkable performance of "Show Boat" for seven days during its opening run at the Capitol Theatre, Miami, Fla.—and that in the face of pouring rain, sweltering heat, and with the tourist season at an end!

Look at these Figures!

Average Weekly  
 Receipts 1928

\$635.04 . . .  
 635.04 . . .  
 635.04 . . .  
 635.04 . . .  
 635.04 . . .  
 635.04 . . .

\$4,445.28

"Show Boat" Week

Sunday, March 17 . . . \$2,146.90  
 Monday, March 18 . . . 2,336.55  
 Tuesday, March 19 . . . 2,488.35  
 Wednesday, March 20 . . . 2,438.50  
 Thursday, March 21 . . . 2,462.75  
 Friday, March 22 . . . 2,699.25  
 Saturday, March 23 . . . 2,595.90

Total for "Show Boat" Week \$17,168.20

# SHOW BOAT

*Universal's Talking and Singing Triumph!*

EDNA FERBER'S tremendous novel combined with the stars and hits of FLORENZ ZIEGFELD'S stage production—Helen Morgan, Jules Bledsoe, Aunt Jemima and the Ziegfeld Plantation Singers—a brilliant Universal cast headed by Laura La Plante, Joseph Schildkraut, Otis Harlan, Emily Fitzroy, Jane La Verne.  
 Directed—Silent and Movietone—by Harry Pollard. Synchronized score by Joseph Cherniavsky.

A HARRY POLLARD Production

-- Silent or Sound -- Carl Laemmle Leads the Way!!!



... and paste this in your hat  
 There's only **ONE**

# BROADWAY

and **UNIVERSAL** has it!





# B, W, A, Y, H, I, T, T, H, I, T

Absolute capacity first two days at Metropolitan, Washington. Critics hailed it masterpiece.

"Jazz Singer" record broken first week-day on Broadway at Warner Bros. Theatre. Sellout and turn-away at \$2.50 top!

"Capacity" at the Metropolitan, Atlanta, wire's Manager.

## THE DIVINE LADY

STARRING

CORINNE GRIFFITH

With H. B. Warner, Victor Varconi, Len Keith, Marie Dressler, Produced by Frank Lloyd, who made "The Sea Hawk". Presented by Richard A. Rowland. Theme Song "Long, Long Ago" Published by M. J. Plunkett & Sons.





# **RAD** **JAZZ=QUAKE ROCKS** *and*

**NAILED ON THE SPOT FOR ENTIRE WEST COAST CIRCUIT  
 OPENING WARFIELD, 'FRISCO, APRIL 12 AND CRITERION  
 LOS ANGELES, APRIL 20! BOOKED SOLID RKO, COMERFORD  
 AND OTHER GIANT CHAINS BY HARD-BOILED BUYERS  
 WITH SHOW-ME COMPLEX AND DOUGH-RAY-MEE ANGLE!**

*Fabulous 100 per cent Talking!  
 Singing! Dancing!  
 Musical Drama!*



## **STANDS PORTLAND ON ITS EAR!**

Joe Plunkett, hard-hitting RKO theatre chief, wires:  
 "‘SYNCPATION’ opened in Portland and knocks  
 the spots out of terrific competition."

## **OLD RECORDS, SCRAM AT:**

Garden, Baltimore; RKO Washington, D. C.; Rialto,  
 Columbus; Tabor Grand, Denver; State Lake, Chicago!

# IO'S RIOTS THE NATION ★

• SMASHES TO SMITHEREENS ALL-TIME OPENING SAT., SUN.  
AND MON. RECORDS AT 6100 SEAT N. Y. HIPPODROME!  
ABSOLUTE PHENOMENON OF SHOW BUSINESS... HANGS  
'EM ON RAFTERS IN SPECTACULAR PREMIERE EXHIBITION  
AGAINST STIFFEST COMPETITION OF THE YEAR!

*Golden Juggernaut of Jazz and Joy Riding Rough  
 Shod Over Dead and Dying Records!*

Acknowledged and Acclaimed  
 by Trade and Daily Press... A  
 Grand, Big Show Backed by The  
 Greatest Tie-ups The Industry  
 Has Ever Known!

**Fred Waring's  
 PENNSYLVANIANS**

*and joyous host of Broadway stage favorites  
 including the incomparable Morton Downey.*



**RKO DISTRIBUTING CORPORATION**

Member of Motion Picture Producers and Distributors of America, Inc.—Will H. Hays, President

## Wm. Fox and Indies: May 1 Closing, Report

Theatres to be included in William Fox's Metropolitan Theatres, Inc., will be cleared up by May 1, at the latest, it is said.

Meanwhile talk follows among the disgruntled indie exhibitors of Greater New York, who have trailed along with the deal, waiting for it to come to a head.

"We had the Loew deal consummated before starting after the independent theatres," stated A. E. Blumenthal, Fox's high-powered rector, further answering Schwartz and Muller's charges that they and other independents were being used by Fox as bait. The suit has automatically crossed their three houses off the Fox list of buys, Blumenthal added.

The rector says that Fox has in hand the necessary \$20,000,000 for Metropolitan and is paying interest on that sum, but that clear titles on the indie property are difficult to obtain. With one claim he held off.

## Foreign Squawk

Talkers have brought about numerous complaints from exhibitors throughout the country to the effect business from their local foreign element has dropped off.

Since pantomime has been supplanted by the spoken word, it makes it impossible for the foreigner to follow the story.

It is reported that Fox has sent contracts to buy about 100 theatres and that it is likely these will go through. On other houses there are options only and the independents holding options are not feeling so well since last week.

Following the Schwartz and Muller suit against Fox for \$100,000, charging breach of contract, several other dissatisfied exhibitors are being counsel for protection.

Grob and Nobel have retained Louis Marshall. Henry Seigel has Nathan Burkan, while another independent concern is represented in consultation with Cadwallader, Wickersham and Taft.

Schwartz and Muller claim to have letters from Fox or his representatives telling them not to buy pictures, written at the start of negotiations several months ago.

The plaintiff in the \$100,000 suit claim their three houses were operating profitably at the time the deal started, but that since then, not free to buy pictures or sound equipment, the houses went into the red. They may close two of their houses within the week.

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## Sound Refund

New Haven, April 9. When sound apparatus went to the blink at the Palace (Fox) for the first showing of "Speakeasy" (Fox), the house had to make a refund to some 1,400 persons.

Picture, in for a full week, was on a four-hour-a-day schedule instead of the usual three.

## Publix Drops Billboard Advertising Along Coast

Los Angeles, April 9. Public relations cost for the Coast will be reduced about \$3,500 a week through elimination of current attraction billboard advertising in Seattle, Portland, San Francisco and Los Angeles. Move was headed up by Sam Katzman, his arrival out here. Publix is not to cut out billboard entirely. It will continue to use them for institutional advertising and on policy, but, effective at once, all weekly change houses have and even the long run will have advertising confined exclusively to newspapers.

Elimination of billboards for current attractions has been a Publix practice in the east and middle west for some time.

## Air Duel Helps Theatre

Toledo, April 9. While the two afternoon papers, Blade and News-Bea (Scripps-Howard) was a radio duel, talent playing the Paramount theatre gets the breaks for time on the air. Blade recently put on Johnny Marvin, headlining stage shows. So many requests "phoned in for more Marvin" and vocalists that the program was discarded.

News-Bea, following on the air, was in the 31-weekly host promptly grabbed off Marvin where he left off with the Blade. Later the two met next night with the Four Dictators, quartet in same Publix stage unit.

## Laugh Case Settled

Chicago, April 9. Remember the gent who laughed at a picture in the State-Lake in 1927, and was thrown out, only to come back with a lawsuit for \$25,000?

Thomas J. Pillion, the gent, had his suit dismissed last week, with announcement that he had settled for \$100. Picture he laughed at was "The Harvester."

## L. A. Banners Down

Los Angeles, April 9. Local theatres must take down all banners and advertising signs which run across the streets or are under marquis or over the side of buildings.

This is the mandate of the Board of Public Works who claim all of the downtown houses have been ignoring a city ordinance passed several months ago.

## T-S IN TORONTO

Toronto, April 9. Tiffany Productions of Canada, Ltd., subsidiary of Tiffany-Stahl, has offices at 277 Victoria street. All leading American producers now have their Canadian head offices in Toronto.

Phil Hazza is representative with Charles Stephenson as office manager. They are spotting for current release seven dialog features, five synchronized and nine silent productions.

## LOST 16,000 FEET

Los Angeles, April 9. Fire caused by the entangling of film in the projection machine at Fox's Granada, Wilmington, Cal., Saturday night, resulted in 16,000 damages.

There were about 1,600 people in the theatre at the time. They left quietly. Flames were confined to the booth resulting in damage to the machine and to about 16,000 feet of film.

## Can't Make Money With Rent-Free Chi House

Chicago, April 9. After a short try with the Vendome, large picture house in the black belt, John Hammond returned to J. C. Chutrow, owner of the property, and turned it over for operation to the Rupert Theatres Corp.

House is quite famous locally. Chutrow originally rented it to the Chicago Theatres Corp. for \$18,000 annually. Poor business caused him to cut the rent in half rather than lose his tenants. Then he cut it to one-third, and finally he turned it over and finally gave it to them rent free in order to keep the house open. And still the boys couldn't make any money.

Chicago Theatres Corp. returned the house to Chutrow and took \$1,800 for equipment that had cost them \$25,000.

## De Forest and Weiss'

De Forest has placed Weiss Brothers in charge of its New York studios.

Since re-opening the studios last fall the Scheidtmanns have had continuous foot on their hands. Plans to make their own product never got beyond the script stage.

## "Show Boat" and Unions

"Show Boat" and Union trouble didn't end in Florida. Now the Union's demand that an orchestra be in the pit when a theatre opens has got Universal upset about the big premiere it has planned for the picture in the Rialto, Washington, April 22.

Carl Laemmle, arriving here for the local opening on April 17, will have to decide the Washington premiere in a house which is not because it was averaging \$2,000 weekly in the red and for which the re-opening will require a two grand for an orchestra, under the agreement between Washington exhibitors and their card holders.

## Picketing Illegal

Worcester, Mass., April 9. Picketing which was in progress in front of the Family and Grand theatres here last December has been ruled illegal by Atty. Maurice Tobey in his report as mediator in the equity proceedings in the Superior court of Elias M. Loew, Inc., against members of the stationary firemen's union local 88.

According to the master's findings the theatre suffered damage in the amount of about \$2,000 in the loss of receipts at the two show houses during this period.

Trouble between the labor organization and theatre started Dec. 1, 1928, when Mr. Loew took over the operation of the theatres from the Allied Amusement Co.

## GROUP INSURANCE

Boston, April 9. Executives of the New England Theatres' Operating Corp., controlling about 30 picture houses, have announced a group license insurance policy for the 398 employees. Sum involved is \$92,000.

Amounts of coverage vary from \$400 to \$5,000, according to the position held.

## UNTILNESS TOWN

Los Angeles, April 9. Fanchon and Marco "Ideas" (unit) were taken out of San Bernardino this week where they had been playing three days each week.

"Ideas" will return to that town in the fall for a full week when the new Fox theatre opens.

## Passion of Joan of Arc

(Continued from page 28) in glimpses as inserts. Truly a cheaply economical film as a product.

In effects there is some photographic value through the continuous allude of whole screen frost of the visioned elderly men in cloistered costumes. They look like stone images brought to life.

But they are always the same and even in view, with the saving grace in appearance Joan, at all times immobile in countenance and always staring into the camera when the last's weeping tears off her face. Joan has quite a scheme in her mind, but it is better than the others.

Through the raves by the daily picture critics of New York or some of them, two Variety reporters have seen this film at Carnegie. Both agree in this opinion: that it has no value of any account whatsoever for the picture houses of the States.

Stim.

## Mass. Town's Sundays

Southbridge, Mass., April 9. After three years of fighting this town, at its annual meeting, decided to license pictures for Sunday showing by a 703 majority.

## BENNY MEROFF

Breaking All Records  
Marks Bros. Granada  
Marbro Theatres,  
Chicago, Ill., Indefinitely



5th Ave.  
Theatre,  
St. Wash.

THE COST OF  
BRADFIELD

ROSE  
VALYDA  
Featured in FANCHON & MARCO'S  
"COTTAGE SNAKE" IDEA

HELMIE  
KING  
MUSICAL MASTER OF CEREMONIES  
Director FANCHON & MARCO  
Oakland Theatre, Oakland, Calif.

CARITA  
(CRAWFORD)  
WHIRLS OF PERSONALITY  
In Fanchon & Marco's "BEAUTY IDEA"  
APPROPRIATION TO FANCHON & MARCO—GAE FOSTER

MAXINE HAMILTON  
The Feminine Feature with Charles Niggemeyer's "SAY IT WITH FLOWERS" Unit  
THIS WEEK (APRIL 6), PARAMOUNT, NEW YORK  
Direction WILLIAM MORRIS

MAXINE HAMILTON  
The Feminine Feature with Charles Niggemeyer's "SAY IT WITH FLOWERS" Unit  
NEXT WEEK (APRIL 13), PARAMOUNT, BROOKLYN  
Thanks to MAX TURNER

MAXINE HAMILTON  
The Feminine Feature with Charles Niggemeyer's "SAY IT WITH FLOWERS" Unit  
THIS WEEK (APRIL 6), PARAMOUNT, NEW YORK  
Direction WILLIAM MORRIS

## In Production

## "THE GREEN GODDESS"

Starring  
GEORGE ARLISS

Direction

ALFRED E. GREEN

A Warner Bros. Vitaphone Release

4,983,323 Lengths for Year End 1928

4,983,323 Lengths for Year End 1928

4,983,323 Lengths for Year End 1928

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4,983,323 Lengths for Year End 1928

4,983,323 Lengths for Year End 1928

# 25% DOWN

One Quarter Price of Machine, Plus Finance Charges

# Buys

Any Pacent Representative  
will gladly give full details of New  
and Liberal Time Payment Sales Plan



AND ACCESSORIES

**T**HE PACENT REPRODUCER CORPORATION announces a new and generous time-payment plan whereby the exhibitor can pay for his machine as it produces profit. Our records show that many exhibitors have made in two weeks, as a direct result of a Pacent Reproducer installation, the full price of the machine.

Under the new time-payment plan, no theatre, large or small, has any excuse for further delaying the installation of a Pacent System, with its sure, steady drawing power at the box office.

## GUARANTEE To Exhibitors

The sales contract of the Pacent Reproducer Corporation guarantees to protect and defend the exhibitor against any and all actions and suits which might be brought against the exhibitor for alleged infringement of patents through the use of Pacent Systems. Any Pacent representative will gladly show you a copy of the contract, and explain Clause 10 which guarantees this protection.

## 10 Months to Pay

The new time-payment system introduced by Pacent with this announcement, allows the exhibitor ten months to pay the balance of the purchase price. Finance and interest charges are extremely generous. They are much lower than is usually the case in time-payment selling.

For full details of the time-payment plan on Pacent Reproducer Systems get in touch with the nearest Pacent representative or with the New York Office.

# PACENT REPRODUCER CORP.

LOUIS GERARD PACENT, *President*

FILM CENTER BUILDING, NEW YORK, N. Y.

Sales and Service Representatives Throughout the United States



Chickering 7950-48-49-51-52





# Simon Agency to Expand in East; Ounts Chicago Leadership and 200 Acts

Chicago, April 9. (Securing an eastern R-K-O circuit) franchise after lengthy and persistent effort, the Simon Agency of Chicago is withdrawing from this territory takes away the largest and most powerful vaudeville agency in the west.

The Simon Agency, composed of Johnny Irvin and Ferdie Simon, represents 200 acts. For a long time the Simon boys sought to obtain a New York Keith franchise because their business had expanded to such great extent that they were under local limitations. Their attempts to enter larger fields always have been thwarted by eastern powers. It wasn't until the R-K-O regime had come into control that the Simon agency's relations were considered. Upon recommendation of Ben Piazza, general western booking manager, George Godfrey in the east gave the Simons a New York franchise.

The Simon agency is now permitted to maintain Chicago offices, but will use a Chicago Keith franchised agent. The Simons have been the same as any other eastern agent. In moving to the eastern field, the Simon agency has given its acts full permission to break away and secure other representation if they desire. The agency has severed all previous eastern connections.

When the Simon Agency started in business 16 years ago it was the first and only W. V. M. A. (vaudeville) franchise. It was the first to maintain its leadership over the field of Keith agencies out here. The Simons were the first to have representatives of eastern agents for this territory.

Now them to New York goes a tremendous lineup of western acts. Their eastern office will open June 3.

## Edgar Allen May Go Abroad with "Peaches"

Edgar Allen left the Polyclinic Hospital, New York, Saturday afternoon, removed from his apartment in the Hotel Windsor, suffering from a nervous collapse. He was back at his hotel convalescing and will be confined for another week.

The appendicitis symptoms suspected proved a false alarm. The collapse was a general nervous breakdown of a milder type. The tabloids' insinuations rumored that Allen and Peaches Brownrigg, whom he is personal representative, had, had a falling out on an error. Allen says with Peaches and his mother, Mrs. Helen Brownrigg, "European tour" the latter part of April unless the booker's pending negotiations to align one of two vaudeville circuits with whom he is dickering are consummated.

## Bill Morris Okay

William Morris, Sr., back in the Suez and looking for under several weeks of illness. Thursday they coaxed Bill into talking long enough to sign a "kiss check" at the Picture Club.

## HELEN WEBBER MARRIED

Helen Webber, dancer, who returned last week from a tour in the West, was married to Arthur Quenzer, saxophone soloist, with Aaronson's assistants, at St. George's Episcopal Church, Lynbrook, L. I., April 23.

## Mobile Wants Vaude

Mobile, April 9. Local syndicate is reported to have offered RKO a theatre property for Mobile. Understanding here is that the corporation would, with RKO taking the house on a long lease and privilege of sub-licensing.

## Colored Team's Shorts

Los Angeles, April 9. Buck and Bubbles, colored vaude combo, go with Pathe for six wild act shorts.

## Bernstein's Harry Jolson Story

Los Angeles, April 9. Isadore Bernstein is writing an original for Harry Jolson's first Universal picture.

## ROONEY'S 25TH

Pat and Marion Celebrate With Friends in New York

On April 9, 1904, as Pat Rooney was steering away with his bride, Marion Bent, some friends, who couldn't be fooled were at the Pennsylvania station in New York. One of them threw an old shoe for good luck to the newlyweds. It was hard luck for Harry Cooper, who caught it on the back.

Last night at the Rooney house, also in New York, the same shoe was thrown at the bride and groom by other pairs of the Rooneys, to make Pat and Marion realize what 25 years of wedded marriage means in the show business.

Present likewise and muchly important was Pat, 38, the other Rooney, who wasn't 25 years old. Getting over the effect of the reaction, all of the Rooneys will start cheering up the Fox patrons for a few weeks, opening next week at Philadelphia. After that is through material here will do some more cheering for Loew's, then ski back to the Coast and Universal for shorts.

## 4th Anniversary for Jewish Theatrical Guild

Jimmy Walker and Father Pulley of the Catholic Artists Guild took Good Friday off April 21, 1925, to help form the Jewish Theatrical Guild. It happened of course on a Friday and in the afternoon. As the only Christian holiday on the christening, the Jewish founders of the Guild can not forget it.

On this coming April 21 (Sunday) at the Wilson Theatre, also in the afternoon, Mayor James Walker will receive a commemorative cane, presented by William Reicher, first and present president of the Guild.

## Minn. 16-Year Bill

Minneapolis, April 9. Minnesota senate welfare committee has voted approval of the bill prohibiting professional theatrical groups from being blind in 16. An amendment excepts where a parent appears with the child.

Sponsors of the measure fought this amendment which will enable several family troupes operating in Minnesota to continue in existence. But the R. K. O. kids never will have to be discontinued.

## Eddie Kane as Ziggy

Los Angeles, April 9. Eddie Kane, formerly Kane and Herman, vaudeville, added to Paramount's talking version of "Burlesque."

He will again impersonate Flo Ziegfeld, who did so well in "The Broadway Melody."

## SHOT IN HAND BY BLANK

While rehearsing in his dressing room Monday afternoon, George Godfrey, who plays a bit in the Sol Goulding act at the Academy, New York, this week, was shot in the hand. In hand, the blank cartridge causing a slight laceration.

Treated at the Jewish Hospital by Dr. Levine, the accident was reported to police headquarters and the man was sent to the police station, where he was sent to investigate.

When learning Gould carried a permit for the use of the gun, the act and of the blank instead of a bullet the matter was dropped. Gould continued in the act with a bandaged hand.

## ALPERT-ROGERS MARRIAGE

Pauline Alpert, Victor recording artist, married Harry Rogers, vaude actor. Marriage will take place in Chicago early in June. Act shorts.

## Mort Harris, Fox Stager

Mort Harris, picture house producer, has been signed by Fox and will leave for the Coast shortly as musical stager for talkies.



**BILLY AND ELIS NEWELL**  
"There is a consistency in this bill at the Orpheum. Bill went with Billy and Elis Newell heading the comedy division. The Spanish Troubadour scene continued a big favorite, but this versatile pair have a wide variety of humor."

—San Francisco Bulletin.

Week April 14, St. Louis theatre, St. Louis, Mo.

## Week-End Business

Chicago, April 9. Two of today's vaudevillians on Randolph street. "So long," says one. "I just got booked for six days in Iowa and Missouri. See you in three weeks." "Six Saturdays and Sundays make three weeks."

## Saved Pinch by Doing Act for Traffic Cops

Washington, April 9. Bobby Pincus was at the Fox last week. So was John Irving Fisher. Opening night of the week, town chief of police retired and Fisher went over to entertain—Pincus did the act.

Four nights later Pincus was out riding with Clinks, of Shelton and Clinks, also on the bill, and was nabbed going 70 miles an hour in a rented car. Performer couldn't resist a police officer's name, and hotel where party was given, but he told the cops he was there. They asked for proof and Pincus did his act on the roadside. He got away with 16.

Exactly 16 minutes later he was nabbed again, this time for 45 seconds. Again he repeated his act and again got away with it.

This time the cop of the first pinch who came into the theatre to further check on the comedian.

## Jack Kreindl Marries

Jack Cantor and George Olson were dual "best man" for their mutual personal representative, Jack Kreindl, when he made Alice Monroe, former professional, Mrs. Kreindl. The marriage was performed by City Clerk Miles J. Kreindl in Manhattan. Mrs. Kreindl's interests are manifold. He is an insurance agent, and also acts as Cantor and Olson's personal manager.

## McQUARRIE'S \$300 GONE

Edward McQuarrie, vaudeville, living at the Chesterfield Hotel, reported to the manager the theft of \$300 from his room while he slept. It was rumored McQuarrie was chloroformed, but that was denied. He is an insurance agent, and also acts as Cantor and Olson's personal manager.

## BITTEN BY CAT

Los Angeles, April 9. Louisa Dresser is confined to her home in Glendale, Cal., due to wounds received when bitten by a cat.

She was attempting to rescue a pet puppy from the cat's attack.

## TED LAUDER'S VACATION

Ted Lauder, formerly Keith's booking head, left New York last week for Hot Springs, Ark., on vacation. He is interested in realty holdings with his father-in-law, F. P. Abbe.

# Marx Bros. High-Salaried Act At Palace, N. Y., \$7,000 for Week

## TOO MANY ACTS

2 Film Houses in Pittsburgh Go Overboard on Shows

Pittsburgh, April 9. Too much talent on bills of two opposite film houses last week, so several acts were switched to other houses and at least one was given a vacation with pay.

After the first show Monday afternoon, Stanley realized error in booking three turns to surround Duncan Sisters, as Alie Martin and Ross Brothers were sent to Davis, two-day vaude house, also controlled by Stanley-WEBB, the former going in with Harry Wainman's girl instead of the Ross opening after intermission, giving the house nine firsts of eight acts.

Jackie Tootle, boy warbler, was given a vacation, opening at the Bright on Saturday. The Penn has few much Public Unit, "Bubbling Over," surrounding Lute Voles, Markell and Pains, dancers, went to Philadelphia, to join the show in Rochester this week.

## Franchise for Simon In East No Precedent

After three turndowns, Simon Agency (Keith's), Chicago, has finally obtained an eastern franchise. Simons will close their Chicago office to open in New York.

Keith's last refusal to permit the Simons to migrate east resulted in general notification that no western Keith agent may directly operate in the east, and vice-versa. On that occasion the Simons were the first to be refused. Keith's New York booking office was already overstocked with agents. The new exception, according to Godfrey, goes to the Simon office only.

Johnny Simons was in New York last week in connection with the franchise.

## Aerial Concert

Los Angeles, April 9. Lynn Cowan who opens April 12 as m. c. at Loew's Warfield, San Francisco, gets credit for being the first to give a miniature performance on an airplane flight as a publicity gag. Cowan booked passage on a plane from here to Boulder, Colo., and, returning, provided a concert enroute for the passengers. Plans is the one Cowan used on the stage and the flight was timed by Fox Movietone.

## Canada's R. R. Tax Off

Chicago, April 9. Starting May 1, the R. R. road and Pullman fares in Canada will be discontinued.

The decision was made by Sam Thall of the R-K-O transportation department.

## LOEW'S, AKRON, SPECIAL

Special bill booked by Loew's (new), Akron, O., opening April 27, will include Wally Sharpe, Sun, and the Little Linn, and Sheldon, Heft and Lewis.

Following opening week the house will fill its bill in regular Loew road work (vaude) route as a full week stand, following Evansville and preceding Canton.

## JACK BENNY'S FILM YEAR

Los Angeles, April 9. Jack Benny, who recently completed a five weeks' stay at the Orpheum, and who is completing RKO tour, has been placed under a year contract by M-G-M. It's the result of a talk in M-G-M's "Fox" Benny will be used for comedy.

## BULL MONTANA'S DATE

Bill Montana, Hollywood's hand-nomest jav, is entering vaude. He opens for Keith's, last half, at the Jefferson, New York.

Marx Bros. will return to vaude next week on a three-week Keith booking, opening at the Palace, New York, for two weeks, following with a week at the Riverside. Two reports on their comeback weekly salary are \$7,000 and \$7,500, with the lowest likely.

At \$7,000 a week, the Marxes will be the highest salaried act to ever play the Palace. With a company of 15, including themselves, they will do about \$9 a minute.

In September, 1921, during their last season in vaude, the Marx Bros., then with 11 people, played the Palace for \$2,500.

William Morris is their personal representative, on all bookings. Keith's booked the Palace and Riverside bookings as "direct."

Marx Bros. folded up their "Animal Crackers" Saturday, after 34 weeks at the 44th Street, New York. Last Marx Bros. engagement opened at the Palace, where the act houses in the middle west a year or so ago at \$5,000.

Other salaries are credited with the largest Palace salary of the more modern day vaudeville at the Palace, the amount was exceeded by the first engagement, some years ago, at the Palace of Paul Whiteman, who was paid \$7,750, net of \$7,500.

Years before that the late Sarah Bernhardt appeared at the Palace, New York, under her Martin Beck (Orpheum) contract at \$1,000 daily, or \$7,000 weekly.

## R-K-O Takes on First Film P. A. Specialist

Los Angeles, April 9. Billiebert (RKO), vaude-pictures, is a first of the circuit houses on the coast to add to its staff a picture columnist and exploitation man. They have Louis Marangola, formerly press agent for Sam Goldwyn, who also handled the act in Italy, and prior to returning to the coast six months ago got out of the Marx Bros. house organ in New York.

## Air Fare Halved

Minneapolis, April 9. As a result of a reduction to \$10, one-way fare via airplane between Minneapolis and Chicago, by the Pullman, the miniature performance on an airplane flight as a publicity gag. Cowan booked passage on a plane from here to Boulder, Colo., and, returning, provided a concert enroute for the passengers. Plans is the one Cowan used on the stage and the flight was timed by Fox Movietone.

## Coast Orph Goes Grind

Oakland, April 9. The Orpheum here, one of the few remaining two-day houses on the circuit, goes into grind with talking pictures and vaudeville in another week. Monday the Orpheum started a three-day-a-day policy on Sunday. Previously it was two-day all but Saturday.

## Stewart on Warner Sound

Stuart Stewart is leaving Keith's to join the Warner-Stanley booking agency as assistant to Bryan Fox. M-G-M's Warner sound short department.

## NEWBERY-HOLBROOK ACT

William Holbrook and Barbara Newbery have teamed for vaude and booked with Keith's through Charles Morrison for 12 weeks, opening April 10 at town. Holbrook recently dissolved partnership with Ann Pritchard.

## Ada May Back for Week

Ada May (Weeks), with the closed "Rio Rita" act, to vaude at the Riverside, New York. Keith booking is for the week only.

# WALTER DONALDSON

**NEW SONGS OUTSHINE**

THEY SIMPLY SPARKLE WITH THE

BRAND NEW SUITS

## REACHING FOR

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A NEW POPULAR WALTZ BALLAD

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## AS LONG AS IT'S

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A HOT TUNE WITH A GREAT LYRIC

### ON WITH THE DANCE

By EDGAR LESLIE, ALDUBIN AND JIMMIE MONAGH

ALREADY A BIG HIT

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CHARACTERISTIC DONALDSON RHYTHMS

FOR EVERYONE

**SOMEONE** AND NOT FINDING  
ANYONE THERE

BY EDGAR LESLIE

SONG

**VENTEEN** THAT'S WHAT  
I CALL  
MY BABY

BY EDGAR LESLIE

WITH A GREAT LYRIC BY EDGAR LESLIE

**OULD MEET AGAIN**

BY EDGAR LESLIE

SONG

**S YOU DEAR, - O.K.**

BY EDGAR LESLIE

A NEW SPIRITUAL THAT HAS EVERYTHING

**WAKE UP CHILLUN, WAKE UP**

By JO TRENT AND WILLARD ROBISON

A TIMELY FOX TROT NOVELTY

**I'M CROONIN' A TUNE  
ABOUT JUNE**

By LOU DAVIS & J. FRED COOTS

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# WALTER FEHL

Our Gratitude to All Our Employers

## THIRD RADIO CHAIN

(Continued from page 1)

is headquartered in the Liggett building, Seattle. It is not to be confused with WABC (Atlantic Broadcasting Corp.) because of similar call letters. WABC is a spoke in the CBS net network and, starting next September, will be the key station of the Columbia Broadcasting System. Now both WOR and WABC are alternate keys. Eventually WOR, owned and operated by L. Danenberg & Co., the Newark department store, will disassociate itself from commercial ethering and, like WGBS (Gimbel Brothers), will confine itself primarily to good-will exploitation on behalf of the store.

Like WGBS, which has been spoken of as still another key in a proposed new network, WOR may switch its fate to perhaps another commercial chain. WOR is one of the most powerful stations in the country.

Allied Broadcasters, Inc., the eastern rep. of ABC, is headquartered in Fred F. French building, on Fifth avenue, New York.

## LAZY BEAUTS

(Continued from page 1)

dial and remunerative than being a professional beauty puzzle to those who know beauts best. Things are not likely to always fall into their laps. Statistics show that less than 5 per cent of the Ziegfeld babies marry rich men. Rather they seem sentimental and soft about falling for doughless lads.

## Theatres Proposed

East Chicago, Ind.—\$150,000. Chicago Ave. between Olcott and Forsythe. Owner, William Senda. Architect, Newhouse & Bernier. Policy not given.

Greensburg, Pa.—(M. P.) and apartment building (double) at 12th and North Pennsylvania st. Owner, R. Jennings. Architect, C. H. Sorber.

Mount Healthy, O.—\$100,000. Hamilton and Kinney ave. Owner, Buckeye Amusement Co. Architect, H. E. Hathorn, Cincinnati. Policy not given.

Philadelphia, Pa.—(M. P. seat 2,600). 2nd st. above Ritten st. Owner, Charles Segal. Architect, Wm. H. Lee.

Rockford, Ill.—(Midway, alterations). 721 East State st. Owner, Midway Theatre. Architect, J. E. Trimore, Chicago.

Vincennes, Ind.—(Moon, M. P. and Owner, Theodore Charles. Architect not selected).

Washington, D. C.—(M. P.). \$80,000. 8 1/2 Ave. at 22nd st. Owner, company forming. Architect not selected.

Wilkes-Barre, Pa.—Stores and apartment. \$80,000. Public Sq. and E. Market st. Owner, Cornford Amusement Co. Architect, Leon Lampert, Rochester. Policy not given.

Calumet City, Ill.—(Also office and apartment building). \$40,000. 182nd pl. and Western. Owner, Calumet City Shidmore, Hammond, Ind. Policy not given.

Cortland, N. Y.—(Also stores). \$250,000. Site not selected. Owner, syndicate forming. carp. Cayuga. Finance Co. Policy not given.

Merrill, Ill.—(Also apartments). E. Main at Mill st. Owner, A. L. Roberts. Architect, Oppenheimer & Ober, Wauwat. Wis. Policy not given.

Pasadena, N. J.—(Also stores). \$150,000. Site withheld. Owner withheld. Architect, A. H. Wright. Policy not given.

Columbia, Mo.—(Pine road). \$20,000. Owner, Columbia Theatre. Thomas Hall, Moberly, Mo. Architect, Boller Bros, Kansas City.

Waukegan, Mich.—Also office. \$150,000. Third and Western. Owner, date architect. C. Howard Crane, Elmer George Kitcher and E. A. Zora, Detroit, Mich. Policy not given.

New York, N. Y.—Also stores and office. \$60,000. 801-9 7th avenue, 169-79 W. 47th street. Owner, Columbia Theatre. Architect, C. H. Wright. Policy not given.

Scranton, N. Y.—Also dance hall. \$100,000. 7th and James streets. Owner withheld. Architect, M. J. DeAngelis, Rochester, N. Y. Policy not given.

Toledo, Ohio.—(M. P.). \$250,000. Site not selected. Owner, E. M. Francis. Dayton, Ohio. Architect, R. B. Abbott, local.

Chicago, Ill.—(Apt. hotel and shops). \$1,000,000. 600-14 S. Michigan avenue. Owner, syndicate forming. L. J. Lesser. Architect, W. W. Ahlenschlager, Inc. Policy not given.

St. Louis, Mo.—(rem.). \$25,000. Owner, O. L. Turner & Co. Architect withheld. Policy not given.

Harvey, Ill.—(Also apt. bldg.). \$275,000. 12310-16 Broadway. Architect, H. Levine & Co., Chicago. Policy not given.

Louisville, Mo.—(Also stores and office). \$150,000. (Also store and office). \$150,000. Owner, Continental Realty Co. Architect, Howard Crane, Detroit. Policy not given.

Defond, O.—(Also stores). \$40,000. Bech street. Owner, E. A. Kone, Architect, Guy & Neuffer, Dayton, O. Policy not given.

Florida, Ill.—(rem. and add.). \$40,000. Foot of Jackson street. Owner, Perin Property, Architect, James H. Harrison. Policy not given.

Rice Lake, Wis.—\$50,000. Site withheld. Owner, George Miner, Architect, Ferguson & Ford, Fergus Falls, Minn. Policy not given.

Scranton, N. Y.—(M. P.). \$40,000. On state highway. Owner, M. Klimes. Architect, E. A. Howard.

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# \$1,000.00

A WEEK



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Critics  
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# News From the Dailies

This department contains rewritten theatrical news items as published during the week in the daily papers of New York, Chicago, San Francisco, Los Angeles and London. Variety takes no credit for these news items; each has been rewritten from a daily paper.

## NEW YORK

James Light, director of the Provincetown Playhouse has received a Guggenheim Fellowship for his work in the experimental theatre.

Inez Norton, former actress, one of the beneficiaries under the disputed will of Arnold Rothstein, was substituted for the Farmers & Traders Insurance Company of Syracuse, April 6, in an action by Justice Sherman, in an action by the three temporary administrators of the Rothstein estate to recover

\$20,000 on an insurance policy. Court also imposed the money, pending the outcome of the litigation.

Betty Gray, Ziegfeld showgirl, started suit for divorce in New York, April 6, from Bill Coles, Hollywood actress, charging desertion and non-support.

Jacob Ben-Ami will join the Civic Repertory Theatre next season.

Arthur Hopkins has acquired a new play entitled "Commodore Trumion." Kate Parsons authored

Philadelphia reports a play called "South of Siam" will open there May 2. This is the production under the title of "Curse," of German origin, which was for New York production next month.

Script of "Sorrell and Son," now in stock, is to be rewritten and will have a Broadway tryout.

Musical which Arthur Hammerstein will produce next fall, with book and lyrics by Oscar Hammerstein 2d, and music by Jerome Kern, is a musical adaptation of Edna Ferber's "So Big."

Leon Errol is organizing a spring golf tournament. It is to be a serious affair. Eddie Cantor, Charles Ruggles and Eddie Russell have already sent in their entries.

Erik Charell, German stage director, arrived on the Leviathan, April 5.

Gilda Krieger, known on the stage as Gilda Kreegan, is suing Sir Eric Druitt, millionaire of Bombay, India, in this state, charging that he said unsatisfactory things about her and asked for \$150,000 damages for slander. They met first in Paris. Arthur C. Mandel is Sir Eric's attorney.

Leona Newell is in the cast of "Pleasure Bound," having returned from Canton, O., where she went to live after marrying William R. Harrison, vice-president of the Spin Steel Corp. Divorce proceedings have been started.

Shuberts have purchased the fee to the property consisting of a four-story building at the S. E. corner of 83d and Broadway, known as 1890-86 Broadway, from the Edwin R. Thomas estate.

John Golden will do two more productions this season. They will be "Baruch," comedy by Daniel Jarrett, which will be followed by a play by John Kirkpatrick, "When in Rome," described as a comedy.

## FOR RENT

Theatre with 1600 seats, now running vaudeville and pictures. An excellent location for a new, fully equipped theatre on a long term. Population 700,000. Apply AARON POTLUCH, 96 W. Broad St., Bethlehem, Pa.

of European manners. It will open at Atlantic City June 10.

Judith Anderson left "Strange Invention" Saturday. After a rest she will join the road troupe now in L. A., replacing Pauline Lord.

Summary judgment for \$10,000 against Max Redmond; Alvin Karpis, defendant, in favor of Philip Morris, of Cleveland, was reversed April 5 by the Appellate Division on ground that the case was one for a trial to determine facts. Johnhardt broke his contract with Miner.

Gov. Roosevelt, April 5, signed the Hostetler bill regarding personal income taxes by the Appellate Division. It becomes effective June 1. The exemption on single persons has been raised from \$1,500 to \$2,500 and for married persons from \$2,500 to \$4,000.

Marriage of Rudy Valle to Mrs. Leona Chisholm McCoy, May 11, 1928, in New York, was annulled last August.

Metro-Goldwyn-Mayer Pictures Corp. reports net profit of \$1,000,000 for the 12 weeks ending Nov. 18, 1928. Gross profit amounted to \$2,355,202.

"No talkers" in the vote of 70 p. c. of the women polled at theatres by one of the largest allied show syndicates in London. The men were evenly divided on the question, 250-250 votes were cast; 38 p. c. of the votes cast were for films with happy endings.

Mrs. Ottilia K. Barton, through her attorney, Julius Kandler, has asked the Supreme Court to increase the alimony due to her from Jimmy Barton from \$150 weekly to \$300 weekly. They were separated two years ago.

Maryland State Court of Appeals has decided that Francis X. Bushman, not guilty of contempt of court when he refused to give alimony to his former wife, Mrs. Josephine S. Bushman. Court stated that the Maryland code afforded remedies in collecting the money promised for her support and that of their five children. Bushman originally agreed to pay \$40,000 in alimony.

Barry Lupino's book "A Thousand Clowns" will be published in London this week. He is the comedian in "The Red Robe."

Philip M. Plant has been granted a divorce from his wife, who was Constance Bennett, daughter of Richard Bennett, at Cannes, France. Plant made a substantial cash settlement.

Application for the settlement of the estate of Jaime Martines del Rio, divorced husband of Dolores del Rio, was made last week by Senora Barbara del Rio, mother of the deceased Jaime, who left an estate of several million pesos. Dolores del Rio has made no claim against the estate.

Gertrude Vanderbilt, who for the last two years had been fighting to get control of the estate, stated late William J. Fallon, lawyer who died in 1927, was ruled against by Surrogate John P. O'Brien, April 3, when he granted letters of administration to Mrs. Agnes R. Nash, widow of the attorney. Miss Vanderbilt claimed she lent the lawyer \$25,000.

Tau Delta Phi, only fraternity to make an annual bow on Broadway, will present "Tommy" at the Bayes April 14. Cast is composed of members from in three New York cities: N. Y., U. C. C. N. Y., and Columbia.

Rehearsals of a new play by Elmer Harris, as yet unnamed, will soon begin under the auspices of David Belasco, in association with Eddie Dowling and Edgar MacGregor. Among the principal players will be Mary Boland and Herbert Corbell. It is to have a summer opening.

Eva Le Gallienne's Civic Repre-

tory Co. will close its season April 20. Begins a five weeks' tour in Philadelphia April 22.

Jeanne Marnac, from the Casino de Paris, arrived last week. She may be seen in the Ziegfeld "Midnight Frolic."

John McCormack, just back from British Isles, says he has received a number of proposals from sound picture concerns and is seriously considering them.

Plans have been filed with the Bureau of Buildings by Shubert interests, through the Trebbins Realty Corp., for the construction of two hotels. One to be 34 stories and the other 24, to cost approximately \$7,000,000. Higher one will be at Eighth avenue and 54th-55th streets. Other at 228 to 248 W. 47th street.

Warner has been listed 217 to 225 W. 51st street and 254 W. 52d street for 17 years from April 1 at a rental of \$40,000 per annum. They will build a theatre on the property with an entrance on Broadway.

Madame Frances, Inc., who brought suit against Peggy Hopkins Joyce to recover a balance of \$7,272 due for purchase of hats and clothes amounting to \$11,424, has withdrawn the suit, matter being settled out of court.

Prohibition was cited as the principal reason for the growth of crime in New York City by Police Commissioner Whalen. Speaking at

a Rotary Club luncheon last week, the Commissioner asserted the "hostess problem" was growing out of the speakeasy problem, and it was verging closely on the vice of prostitution, driven out of the city some years ago.

Fox Films, through Halsey, Stuart & Co., are offering \$12,000,000 of 4 p. c. one year notes at 99 and interest to yield 7.65 p. c.

## LOS ANGELES

Dorothy Meehan (Clarita) (Clarita and Cortes), vaude act, asked protection of Hollywood police, accusing Cortes of attacking her with his fists and affluence.

Sally Blane, film actress, given court permission to change name from Betty Jane Young to Blane.

Charlotte Lesca (Charlotte Merriam), actress, filed suit in Superior Court for divorce from Rex Lesca, screen actor, charging non-support.

Pauline Slesser, screen actress, awarded \$300 by Superior Court Judge Snyder in suit against

We have Oklahoma Dates open Week ends 10th and 12th. Acts playing that vicinity with open time set in touch.

Kansas City Theatrical Agency  
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RICE and WERNER

In Their Famous Comedy Classic

"ON THE SCAFFOLD"

The Larger the Theatre the Louder They Yell

Direction HARRY FITZGERALD

**TINSEL METAL CLOTH FOR DROPS**  
36 in. wide at 75c a yd. and up  
A full line of gold and silver tinsel, metal cloths, gold and silver trimmings, ribbons, etc. for stage lighting, opera, ball, etc. For stage costumes. Samples upon request.  
**J. J. Wyle & Bros., Inc.**  
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**Lathrop Brothers**  
Four Feet with a Single Thought  
The Lathrop Brothers, dapper, clean-cut, ready to step and clown, they will be success.  
Direction MILT LEWIS  
Associate, BILL COWAN  
"MACK" "CHUCK"

**UNCOMPARABLE ROYALTY COMEDYERS**  
THIS WEEK (APRIL 7), R-K-O. PALACE, NEW YORK

Weaver Jackson Beauty Parlor, in which she asked \$2,500, charging that a permanent wave given her at the defendant's parlor had ruined her hair.

Estate of the late Fred Thompson, screen actor, Beverly Hills, sold for \$150,000.

Mrs. Marjorie Duncan filed suit for divorce from Harold Duncan, actor, and brother of Bossett and Vivian Duncan in Superior Court

charging cruelty. Couple married Feb. 29, 1926.

Josephine Thompson, screen extra, freed of forgery charges brought against her in Municipal Court. She was arrested after she had allegedly telegraphed to Louis Drorack in New York asking him to send \$125, care of Western Union, and signing his wife's name to telegram.

Paul Lukas, picture actor, filed answer to breach of promise suit

brought by Mary Thye, screen extra, for \$100,000. Superior Court, Lukas asserts that also did all the love-making and that the affair was entirely on her side. Miss Thye, in complaint, alleged actor and promised to marry her as soon as he could obtain divorce.

Ruth Hanna Budd, vaude acrobat, filed suit in Superior Court asking \$50,000 damages from William Meyer, owner of the Strand, Long Beach, claiming she was seriously injured by falling down the stairs of his theatre.

William Locke, author and scenario writer, defendant in suit for \$2,525 brought by Dr. Henry C. Chab, Hollywood dentist. Doctor alleges this amount is due on set of false teeth made for the writer. Locke, in his answer, claims the sum about \$2,300 too much.

Ben Mintenberg, screen actor, fined \$25 and costs by Municipal Court Judge Bush on charges of assaulting Joe M.-s, casting director at Warner studio.

Alexander the Great (Claude A. Conlin), magician, settled marital difficulties with his wife, Lillian M. Conlin, out of court. He permitted wife to get divorce decree by default and provided a \$50,000 trust fund for her and two children.

Overruling objection of the boy's father, Superior Judge Rosecrans granted permission to Frankie Darro, Court Judge Bush on charges of assaulting Joe M.-s, casting director at Warner studio.

Una Trevelyn, actress, wants \$7,500 damages from John Lowenbruck,

charging he made a misrepresentation in the sale of property. Action is being tried before Superior Court Judge Schmidt. Allegations are that she bought a beach lot under the impression that a view of the ocean could be obtained. After the purchase was made, Mae Murray built a house between her and the ocean, cutting off the view.

Josephine Brown, screen actress, native of France, allotted her first naturalization papers.

## CHICAGO

Rt. Rev. Christopher E. Byrne, Catholic bishop of Galveston, Tex., sent a letter to the winner of the "Miss Austria" contest in Vienna, warning her to stay away from the world beauty contest in Galveston because the pageant is an uncouth, vulgar display for the purpose of advertising. Letter was widely reprinted by newspapers in Austria.

Chicago Symphony orchestra will inaugurate a four-year music course for school children next September.

At the convention of the Illinois Press Association in Springfield,

newspaper editors were again urged by W. W. Loomis to eliminate free publicity for radio programs.

New Civic Repertory theatre has been incorporated in Illinois, and will start May 2 at the Eighth Street theatre with the first American presentation of the English "Glory of the Sun."

Interior of the Bal Tabarin, night club on the eighth floor of the Sherman Hotel annex, was swept by fire from the roof. With damages estimated at \$50,000, fireproof walls prevented spread of the fire.

Lillian Remus Krauss, first wife of George Remus and mother of Romola Remus, performer, secured a divorce from George Krauss, her second husband, on grounds of cruelty.

**LILLIAN DREW**  
SPECIALTY DANCER  
with Harry Correll Ball  
For Mat. R-S-O Circuit



ACKNOWLEDGED VAUDEVILLE'S MOST BEAUTIFUL EXTRAVAGANZA OFFERING  
**"THE DANCE DOCTOR"**  
Written by NEVILLE FLEESON and AL VON TILZER  
Interpreted by JOHNNY ELLIOTT  
Class, Youth, Beautiful Girls, Marvellous Dancers  
Broadway Atmosphere  
Rep., PAUL EDWARDS, MIKE APPEL, ABE THALBERGER

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**JOHNNY JONES**  
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A VAUDEVILLE AGENCY WHICH PROMOTES MORE THAN IT PROMISES  
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# SAM ROBERTS

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WILL NOW BOOK EXCLUSIVELY WITH THE

**RADIO-KEITH-ORPHEUM VAUDEVILLE CIRCUIT**

**WESTERN VAUDEVILLE MANAGERS' ASSOCIATION**

**ORPHEUM, JR. CIRCUIT, INTERSTATE CIRCUIT**

## Acts - WANTED - Acts

CAN GIVE QUICK ACTION!

WRITE, WIRE OR PHONE

New Address, **STATE LAKE BLDG, CHICAGO**

# PALACE

(St. Vaude)

Red hot Sunday, the first torrid day of the season, the Palace was off. Something new lately to the square audience, the weather and the not the show.

That a surprisingly well filled house for the matinee. And then the main floor. Who was the show and the gross the Palace is entering on the big business days. The supper audience, as it was, seemed to be a satisfactory one. The weather, without precedent to make it look bad, it wasn't.

Thus far the extra one on Sundays has had no apparent ill effect on the regular matinee and evening gates. It has been money found.

A lot of people stayed away from the Palace Sunday. The weather seemed that. Those who attended were drawn by a good bill. It proved to be a perfect one. The deeply rooted laws of straight vaude booking, yet it played within the bill. Of the nine acts, five were singles. Three of the singles were all comers. The opening pair were, of course, women, both singing. The women were Miss Bernice and James Rennie. When introducing the second "clever girl" member of his hand act, said it is clever girl who was the Palace. With the Bernice band "way down the tree" the act was a two of 'em.

Show starts with the best cast in vaudeville. Four American Aces and a Queen, and practice under with a cast in the whole world, well Mahoney. Wonderful act, they closed Mahoney and bumped against it.

Mahoney did 20 minutes at the Palace and the act was perfect, show without clipping a gesture. When Mahoney works on a number he makes it a perfect comparison. And Mahoney works every act by the same rule.

Ahead of Mahoney was Yvette Ruge, filling in on a minute's notice. The act was a perfect one. A tough spot for her following minutes of the "crazy-outrage" act. The act was a perfect one. The act was a perfect one.

Still reading backwards, in back of the classical comedy, said Smith, a hefty gal with a set of teeth. The act was a perfect one. The act was a perfect one. The act was a perfect one.

Spotting had Holt following Bernice, said with more. The act was a perfect one. The act was a perfect one. The act was a perfect one.

That two specialty girls, with the Bernice band were Virginia Bacon, the show dancer. The act was a perfect one. The act was a perfect one. The act was a perfect one.

Maurer and his boy. Early arrival at the supper show was roped in the lobby and went to the balcony in they did the picture house show.

It was all reminiscent of the "family" house days of not so long ago. Suppose they opened the picture house with intermission out.

No more stalling on opening day from the Palace. No more stalling on opening day from the Palace. No more stalling on opening day from the Palace.

It was all reminiscent of the "family" house days of not so long ago. Suppose they opened the picture house with intermission out.

(Wired-Vaudin)

The headline, Fox in Brooklyn, a commercial fox as a picture-entertainment theatre, is getting money with vaude, and spending it. This week all the dough is on the stage: picture, "New Year's Eve" (Fox), is showing outside of Manhattan. The act was a perfect one.

When introducing the second "clever girl" member of his hand act, said it is clever girl who was the Palace. With the Bernice band "way down the tree" the act was a two of 'em.

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# ORPHEUM

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That a surprisingly well filled house for the matinee. And then the main floor. Who was the show and the gross the Orpheum is entering on the big business days. The supper audience, as it was, seemed to be a satisfactory one. The weather, without precedent to make it look bad, it wasn't.

Thus far the extra one on Sundays has had no apparent ill effect on the regular matinee and evening gates. It has been money found.

A lot of people stayed away from the Orpheum Sunday. The weather seemed that. Those who attended were drawn by a good bill. It proved to be a perfect one. The deeply rooted laws of straight vaude booking, yet it played within the bill. Of the nine acts, five were singles. Three of the singles were all comers. The opening pair were, of course, women, both singing. The women were Miss Bernice and James Rennie. When introducing the second "clever girl" member of his hand act, said it is clever girl who was the Orpheum. With the Bernice band "way down the tree" the act was a two of 'em.

Show starts with the best cast in vaudeville. Four American Aces and a Queen, and practice under with a cast in the whole world, well Mahoney. Wonderful act, they closed Mahoney and bumped against it.

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on some life through the animated music of that lively young Hawaiian, Nani. He did it at first like a show, but he was in for some tough sledding from the hands of the Routites. He had 'em applauding when he finished, and he saws can strum the uk.

Smith and Hart did all over the stage, the girl in particular. One or two of her remarks, especially the one where she tells one of the musicians in the pit that he's getting a nice boy, were very well. She didn't overstay, and that helped. She was being. Leif and Barry, dancing trio with nothing exceptional. Mark.

# RIVERSIDE

(St. Vaude)

Second week of the big-time renaissance on Upper Broadway. Bill Higgins, the act was a perfect one. The act was a perfect one. The act was a perfect one.

Show starts with the best cast in vaudeville. Four American Aces and a Queen, and practice under with a cast in the whole world, well Mahoney. Wonderful act, they closed Mahoney and bumped against it.

Mahoney did 20 minutes at the Riverside and the act was perfect, show without clipping a gesture. When Mahoney works on a number he makes it a perfect comparison. And Mahoney works every act by the same rule.

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# DAVIS

(St. Vaude)

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That a surprisingly well filled house for the matinee. And then the main floor. Who was the show and the gross the Davis is entering on the big business days. The supper audience, as it was, seemed to be a satisfactory one. The weather, without precedent to make it look bad, it wasn't.

Thus far the extra one on Sundays has had no apparent ill effect on the regular matinee and evening gates. It has been money found.

A lot of people stayed away from the Davis Sunday. The weather seemed that. Those who attended were drawn by a good bill. It proved to be a perfect one. The deeply rooted laws of straight vaude booking, yet it played within the bill. Of the nine acts, five were singles. Three of the singles were all comers. The opening pair were, of course, women, both singing. The women were Miss Bernice and James Rennie. When introducing the second "clever girl" member of his hand act, said it is clever girl who was the Davis. With the Bernice band "way down the tree" the act was a two of 'em.

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## New York Chatter

Ben Bornstein left for the Coast. Hortense Ragland going Shubert. Tex Guinan on the bridge path. Warm weather knocking the bottom out of the night clubs.

Richard Rogers off to Europe Friday. Only staying four weeks. Tom Cassidy fell into an excavation, tying up his right leg.

H. S. Kraft has moved to the Strauss building.

Ernest Charles opens at the Dome club as m. c.

Manny Selt, Max Lief and Montague Glass sailing to Paris June 6.

Leonard Hall, of Photoplay, coast bound.

Not cult-rasy no more. They now are sub-roxy.

More sunburned schnoodles on B-way than mummies in Virginia.

Jim Dwyer, Warner's, takes his degree in law this May.

The roof at the Cafe Madrid was

rolled back Sunday night. That's how warm the weather was.

Ray Lawton, M-G-M, contemplating spring wedding.

Lyons Farnol takes up his abode in Saranac about May 10.

Mordant Hall, screen art authority of the New York Times, has a new assistant, Joe Halperin.

Auction room by Loew's State has finally folded. Sandwich joint replaces.

Harvey Koshelm, formerly with Carnegie, now with Underwood and Underwood.

Leo Morrison, artist's representative, on six-week trip to the coast to confer with studio heads.

Abel Green once wrote a song called "Florida." Everybody sings there but nobody sings it.

John B. Hymer and Tom Tempest going to Showhagen, Maine, for the party room.

Bill Seaman is bating the wardrobe for his honeymoon on a tuxedo contest between two tailors. Winner

will make all his clothes in future. Jimmy Walker is to judge.

Charles Shotton, exhibiting his originals in lobby of Carnegie Playhouse.

Nita Naldi now riding side saddle, finding the falls less hard to take on the European bridge paths.

Gene Austin gets delivery on his Blue Heaven yacht this month. It will be moored at Travers Island.

Latest merger along the Street is two guys pooling phone lists.

Sam Southern returned from Pinehurst last week with fresh golf enthusiasm.

Restaurant is advertising with Carnegie, tea leaves with each six bits luncheon.

June May, of "Showboat," making twice her show salary posing as a model.

Charlie Winniger is brushing up his backshot for the trap shooting prize. He's a champ.

Aunt Jimma and Jules Bledsoe, both out of "Showboat," due to ill health, May 15.

Jack Kearns wires from Los Angeles that he'll be in New York May 15.

Boni and Liveright will have Tex Guinan's book, "Hello Sucker," on the great shortly.

Sophie Tucker, leaving the Coast shortly, will play Denver, St. Louis, Minneapolis and Peoria in Chicago, on the way east for Keith's.

Hottest man in town is Bob McGowan, Yale grad, general agent for Crosby Cable. Years red flaming suspenders and red ties.

Edna, the large woman, practically prohibiting neckties, are referred to in the taxi trade as "kiss cases."

William Kent, not the actor, but formerly in race racket, now with Colony theatre circuit office, specializing in sports' deals.

Somebody copped a milk coat at the Manhattan Casino last week.

Mrs. Noble Steele, dining at breakfast sista.

Dames are wearing toques with their initials embroidered for the party. Turbans may have full name and phone number yet.

Club just out 104-page program with \$7,000 worth of ads for its dinner-dance at Commodore.

Price sold out entire block of 1,200 tickets at \$7.50 per.

Mose Gimble in back at his desk every day's lunch.

Al H. Mack, Dan Furlanetti, others, in back of the firm, in back of Florida with four new Donaldson songs.

Oliver Shea, who won first prize at AMPA ball twistering under her prize these warm days on Broadway.

Price was a silver fox throw, which she still wears despite heat.

Whyte's restaurant, famous Fulton street eatery which moved uptown to Fifth avenue and 43d street in the Leftport Bldg, has eliminated the supper dances.

Contest over the deathbed will of Arnold Rothstein which named her chief beneficiary will be taken out of court this week, according to Inez Norton, former show girl.

Adolph Krimmer, Jane Cow's hubby, received a letter from a stage aspirant youth who asked for an appointment to show his physical performance in a bathing suit.

Bill Gorman, company manager, going abroad again on an American Export freighter, such boats having accommodations for a dozen passengers. Will visit North African ports, then to Italy.

Discussion arose whether the definition of a monkey fan is any different than it was 20 years ago.

Argument ended abruptly when one bird piped: "Well, it's a must, any."

Hotel managers are on their toes these days with layoffs, giving vent to protestations on the river. But arguments between clans and individuals result in fights, even over a sale going for one another.

Hotel residents complain continuously.

Burton Davis, former assistant to the late Walter Kingerly, and now handling aviation press' staff in six firms, has made numerous long distance flights to get the feel for his copy.

Slitten by an insect at the premiere of "Under the Gauntlet," Julie Johnson, dancer, was obliged to leave the theatre when instantaneous swelling appeared further aggravated by attempts to soothe it.

William Collier departed Saturday for the coast. For let it be gone a year. Leaves the Frats without a Dean. Club is minus Al Abbott, Leo, George M. Cohen, being away.

Jack Hobbs back from Palm Beach this Wednesday on the "Leviathan" for Paris, resuming his banking contact job there. Martin Herman has paid deposit on a 100-

## GIRL'S WRONG TURN

In Traffic-Cop Pinches-Sentence Suspended

"I guess I was hasty and lost my way," said 20-year-old Constancia Kelly, of 47 Grand place, New York, N. Y., when before Magistrate Albert Vitale in West Side Court on the charge of disorderly conduct.

"Keep cool" the Court told her and she started to cry.

Mrs. Kelly, driving a sedan, was arrested by Patrolman Michael Egan, 6 near the Court.

She was driving north on 6th avenue, at 43rd street she made an improper turn.

Krozier beckoned to her to stop. He wanted to see her credentials and get an explanation. "Get out the running book," said Miss Kelly.

Krozier tried it again. For the second time he was told to get off and she started.

The bluecoat then arrested her. He also gave her a "ticket" to explain to the judge about the improper turn.

"Newark traffic rules are different," she told reporters.

## Eddie Devlin Party

Expensive for Host

Edward Devlin, funeral director, mortician, sportman and politician, was known as "let you a drag on Eddie," said \$2,000 diamond studded wrist watch, a \$1,500 eticopin and \$1,400 in cash, he said.

He is a restaurant at 313 West 55th street.

Devlin lives at 410 West 52nd street. He is probably one of the biggest pluggers on the upper West Side.

The politico-sportman gave the party to some friends at the restaurant.

The party wound up in the wee hours in the morning.

Devlin must have dozed a bit. He woke up with a start and his guests had departed. Eddie rubbed his eyes, shook himself, dug for his eticopin and it was gone.

He felt for his daubies and they had taken the air too.

Devlin had a stentorian voice and a hearty laugh. The laugh was gone but the voice remained. Eddie thought the cops in the 47th street station, asleep, were awakened.

He told the proprietor, Joseph Landino, 310 West 55th street, someone had robbed him. They began to search for Eddie's dough and gems. Devlin helped to do it but he was compelled to "holer cops."

Cops Find

He urged Brother Mackie and Jimmy Devlin, his pals, both veterans of the force, to locate his stuff. The stealthy dressed and another search took place.

The gentlemen couldn't find Devlin's property but they found some cheap jewelry in Landino's home.

Devlin's stuff pinched him for violating the Volstead Law. He will have a hearing in Mr. Tuttle's building.

"That is what I got for throwing a party," said Eddie to Mackie and Leach. The sleuths believe someone is playing a joke on Devlin or he has mislaid his stuff.

## As Joe Plicer Slept,

Girl and Ring Blew

Joseph Plicer, custom house broker, 166 West 72nd street, said to be a brother of Harry Plicer, dancer, now in Paris, will tell in West Side Court tomorrow (Thursday) to Magistrate William Farnold about the loss of a \$3,500 diamond ring taken from his finger in his apartment.

Dorothy Davenport, 31, stout blonde, who has been arrested charged with the larceny will endeavor to explain her innocence.

She is out on bail furnished by Jack Shinn. Her attorney, Joseph Butler, promises to make things better for Plicer on the witness stand, he said.

Mrs. Davenport was arrested at her home by detectives Scotty McConchic and Buster O'Connor of the West 68th street station. Plicer made his complaint the night before.

blonde stated she could put the person on the person that took the ring on \$1,000 bail. She denied any such statement.

"I felt tired and said that I would sleep," he stated. Miss Davenport stated she was not sleeping and began to read a magazine near a floor lamp. I dozed off and when I awoke the morning Miss Davenport had gone. She was the last one in the room when I went to sleep.

## Tex and Helen Morgan

Up on Nuisance Trial

"Trials of Tex Guinan and Helen Morgan were on in Federal court yesterday. Most of the session was taken up with Tex's jury. Dry agent testified he bought wine in Tex's Salon Royal.

Prior to adjourning Miss Morgan and Miss Guinan's cases until yesterday morning. Judge Edwin S. Thomas in Federal Court Monday disposed of several minor cases.

Sentences were pronounced on cases which had previously pleaded guilty.

Emil Garvanau, formerly of John and Emil, prior to their split as owners of the Beaux Arts, was given a \$500 fine and suspended sentence of six months.

Abraham Greenwald, a special counsel for Emil, pleaded that the Beaux Arts was not a nude club but a high grade restaurant.

Photographs showing such distinguished patrons as Sarah Bernhardt, Andrew Carnegie and the Prince of Monaco.

Alfred Berryman, headwater of the Frivoly Club, who pleaded guilty, will be sentenced after the disposition of the trial of Charles Aronson, owner of the Beaux Arts Broadway which, when padlocked, was removed to the room under the club.

Aronson asked permission to change his plea of guilty and an adjournment.

Walsh, one of Aronson's associates, also indicted, did not appear, it being his last day in the prison sentence elsewhere for another felony violation.

Bartender's 10 Days

Napoleon Bardell, bartender in the Lee Press Club, who pleaded guilty of 80 West 40th street in the same building where the Beaux Arts was located, was sentenced to jail for 10 days.

Two other waiters in the same place were sentenced. Introducing photographs of the same place.

sentences of three months pending good behavior for six months.

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As Joe Plicer Slept,

Girl and Ring Blew

Joseph Plicer, custom house broker, 166 West 72nd street, said to be a brother of Harry Plicer, dancer, now in Paris, will tell in West Side Court tomorrow (Thursday) to Magistrate William Farnold about the loss of a \$3,500 diamond ring taken from his finger in his apartment.

Dorothy Davenport, 31, stout blonde, who has been arrested charged with the larceny will endeavor to explain her innocence.

She is out on bail furnished by Jack Shinn. Her attorney, Joseph Butler, promises to make things better for Plicer on the witness stand, he said.

Mrs. Davenport was arrested at her home by detectives Scotty McConchic and Buster O'Connor of the West 68th street station. Plicer made his complaint the night before.

blonde stated she could put the person on the person that took the ring on \$1,000 bail. She denied any such statement.

"I felt tired and said that I would sleep," he stated. Miss Davenport stated she was not sleeping and began to read a magazine near a floor lamp. I dozed off and when I awoke the morning Miss Davenport had gone. She was the last one in the room when I went to sleep.

Devlin had a stentorian voice and a hearty laugh. The laugh was gone but the voice remained. Eddie thought the cops in the 47th street station, asleep, were awakened.

He told the proprietor, Joseph Landino, 310 West 55th street, someone had robbed him. They began to search for Eddie's dough and gems. Devlin helped to do it but he was compelled to "holer cops."

Cops Find

He urged Brother Mackie and Jimmy Devlin, his pals, both veterans of the force, to locate his stuff. The stealthy dressed and another search took place.

The gentlemen couldn't find Devlin's property but they found some cheap jewelry in Landino's home.

Devlin's stuff pinched him for violating the Volstead Law. He will have a hearing in Mr. Tuttle's building.

"That is what I got for throwing a party," said Eddie to Mackie and Leach. The sleuths believe someone is playing a joke on Devlin or he has mislaid his stuff.

## NEW YORK THEATRES

3 ZIEGFELD SENSATIONS  
Directed by Harry Green  
New American, "The Blue Heaven"  
Wed. 4. 10. 12. 14. 16. 18. 20. 22. 24. 26. 28. 30. 32. 34. 36. 38. 40. 42. 44. 46. 48. 50. 52. 54. 56. 58. 60. 62. 64. 66. 68. 70. 72. 74. 76. 78. 80. 82. 84. 86. 88. 90. 92. 94. 96. 98. 100. 102. 104. 106. 108. 110. 112. 114. 116. 118. 120. 122. 124. 126. 128. 130. 132. 134. 136. 138. 140. 142. 144. 146. 148. 150. 152. 154. 156. 158. 160. 162. 164. 166. 168. 170. 172. 174. 176. 178. 180. 182. 184. 186. 188. 190. 192. 194. 196. 198. 200. 202. 204. 206. 208. 210. 212. 214. 216. 218. 220. 222. 224. 226. 228. 230. 232. 234. 236. 238. 240. 242. 244. 246. 248. 250. 252. 254. 256. 258. 260. 262. 264. 266. 268. 270. 272. 274. 276. 278. 280. 282. 284. 286. 288. 290. 292. 294. 296. 298. 300. 302. 304. 306. 308. 310. 312. 314. 316. 318. 320. 322. 324. 326. 328. 330. 332. 334. 336. 338. 340. 342. 344. 346. 348. 350. 352. 354. 356. 358. 360. 362. 364. 366. 368. 370. 372. 374. 376. 378. 380. 382. 384. 386. 388. 390. 392. 394. 396. 398. 400. 402. 404. 406. 408. 410. 412. 414. 416. 418. 420. 422. 424. 426. 428. 430. 432. 434. 436. 438. 440. 442. 444. 446. 448. 450. 452. 454. 456. 458. 460. 462. 464. 466. 468. 470. 472. 474. 476. 478. 480. 482. 484. 486. 488. 490. 492. 494. 496. 498. 500. 502. 504. 506. 508. 510. 512. 514. 516. 518. 520. 522. 524. 526. 528. 530. 532. 534. 536. 538. 540. 542. 544. 546. 548. 550. 552. 554. 556. 558. 560. 562. 564. 566. 568. 570. 572. 574. 576. 578. 580. 582. 584. 586. 588. 590. 592. 594. 596. 598. 600. 602. 604. 606. 608. 610. 612. 614. 616. 618. 620. 622. 624. 626. 628. 630. 632. 634. 636. 638. 640. 642. 644. 646. 648. 650. 652. 654. 656. 658. 660. 662. 664. 666. 668. 670. 672. 674. 676. 678. 680. 682. 684. 686. 688. 690. 692. 694. 696. 698. 700. 702. 704. 706. 708. 710. 712. 714. 716. 718. 720. 722. 724. 726. 728. 730. 732. 734. 736. 738. 740. 742. 744. 746. 748. 750. 752. 754. 756. 758. 760. 762. 764. 766. 768. 770. 772. 774. 776. 778. 780. 782. 784. 786. 788. 790. 792. 794. 796. 798. 800. 802. 804. 806. 808. 810. 812. 814. 816. 818. 820. 822. 824. 826. 828. 830. 832. 834. 836. 838. 840. 842. 844. 846. 848. 850. 852. 854. 856. 858. 860. 862. 864. 866. 868. 870. 872. 874. 876. 878. 880. 882. 884. 886. 888. 890. 892. 894. 896. 898. 900. 902. 904. 906. 908. 910. 912. 914. 916. 918. 920. 922. 924. 926. 928. 930. 932. 934. 936. 938. 940. 942. 944. 946. 948. 950. 952. 954. 956. 958. 960. 962. 964. 966. 968. 970. 972. 974. 976. 978. 980. 982. 984. 986. 988. 990. 992. 994. 996. 998. 1000.

EDDIE CANTOR  
In "WHOOPEE"  
With ESTHER SHERMAN and Al. Max. G. and Paul. Whitehead. Wed. 4. 10. 12. 14. 16. 18. 20. 22. 24. 26. 28. 30. 32. 34. 36. 38. 40. 42. 44. 46. 48. 50. 52. 54. 56. 58. 60. 62. 64. 66. 68. 70. 72. 74. 76. 78. 80. 82. 84. 86. 88. 90. 92. 94. 96. 98. 100. 102. 104. 106. 108. 110. 112. 114. 116. 118. 120. 122. 124. 126. 128. 130. 132. 134. 136. 138. 140. 142. 144. 146. 148. 150. 152. 154. 156. 158. 160. 162. 164. 166. 168. 170. 172. 174. 176. 178. 180. 182. 184. 186. 188. 190. 192. 194. 196. 198. 200. 202. 204. 206. 208. 210. 212. 214. 216. 218. 220. 222. 224. 226. 228. 230. 232. 234. 236. 238. 240. 242. 244. 246. 248. 250. 252. 254. 256. 258. 260. 262. 264. 266. 268. 270. 272. 274. 276. 278. 280. 282. 284. 286. 288. 290. 292. 294. 296. 298. 300. 302. 304. 306. 308. 310. 312. 314. 316. 318. 320. 322. 324. 326. 328. 330. 332. 334. 336. 338. 340. 342. 344. 346. 348. 350. 352. 354. 356. 358. 360. 362. 364. 366. 368. 370. 372. 374. 376. 378. 380. 382. 384. 386. 388. 390. 392. 394. 396. 398. 400. 402. 404. 406. 408. 410. 412. 414. 416. 418. 420. 422. 424. 426. 428. 430. 432. 434. 436. 438. 440. 442. 444. 446. 448. 450. 452. 454. 456. 458. 460. 462. 464. 466. 468. 470. 472. 474. 476. 478. 480. 482. 484. 486. 488. 490. 492. 494. 496. 498. 500. 502. 504. 506. 508. 510. 512. 514. 516. 518. 520. 522. 524. 526. 528. 530. 532. 534. 536. 538. 540. 542. 544. 546. 548. 550. 552. 554. 556. 558. 560. 562. 564. 566. 568. 570. 572. 574. 576. 578. 580. 582. 584. 586. 588. 590. 592. 594. 596. 598. 600. 602. 604. 606. 608. 610. 612. 614. 616. 618. 620. 622. 624. 626. 628. 630. 632. 634. 636. 638. 640. 642. 644. 646. 648. 650. 652. 654. 656. 658. 660. 662. 664. 666. 668. 670. 672. 674. 676. 678. 680. 682. 684. 686. 688. 690. 692. 694. 696. 698. 700. 702. 704. 706. 708. 710. 712. 714. 716. 718. 720. 722. 724. 726. 728. 730. 732. 734. 736. 738. 740. 742. 744. 74











# Union Group of A. T. A. M. Agam in; Fired For Aggressive Campaign

After a dormant period of several months, affairs within the Association of Theatrical Agents and Managers and the Theatrical Press Representatives have been stirred up again. That particularly applies to the first named organization, unionized group of agents and managers.

Monday a special meeting of A. T. A. M. members was held, resulting in the framing of a round robin letter demanding the resignation of Theodore Mitchell as president. About 100 members in good standing attended. The letter is being sent to others who have paid dues for additional signatures. It is said the union has 600 members. Mitchell's successor.

The desire for another leader in the union is ascribed to inactivity, dating from the American Federation of Labor convention at New Orleans. At that time the resolution for formal recognition of the A. T. A. M. was tabled and referred to the Executive Committee.

Mitchell, it is stated, has been ill for some time. He was active in running the union. He was in the T. P. R. as vice-president, but was later asked to resign.

The union agents and managers' association started out the season attempting to force a minute office by the producing managers. Allied unions, such as Equity, the musicians, stage hands, and other unions, were asked to "co-operate."

Several instances outside of New York trouble have been reported. In some cases unions were called on not to handle certain shows because the agent or manager with the appearance did not belong to the union.

**Union Difficulties**

It is now known that led to a show-down in New York labor circles. An officer of one union strenuously objected to the methods employed by the A. T. A. M. to attempt to enroll them in the agent's fight without even consulting them. The union was upbraided for not being a cropper. Reports from headquarters in Washington were to the effect that the T. P. R. should not be used to capitalize private projects.

The active group within the A. T. A. M. believe that much can be accomplished if the officers of the union are given the same way of forcing recognition from the producers by working through the "teamsters" which is the official agreement with the producers. It is hoped to win the teamsters to a camp where they would not haul scenery.

A meeting of the T. P. R. last Friday at the Burlesque Club was one of the most satisfactory seasons within a year. Reports on the new season's features were interesting. A general fund was read. Under a blanket policy each member of the association is insured for \$500. There is also a sick and emergency fund, members being eligible to sit on the board of directors.

The recent T. P. R. benefit show raised the organization about \$2,000 and the gross was a big over \$1,000. No opposition element present.

A nominating committee to name the ticket for the annual election, June 1, was Ollie Alger, Sam Hadden, Harry Bond, Arthur Levy and Richard Lambert.

Beaumont Fox will probably be elected. He was formerly with Sheen, when Gallagher and Shean split.

## Oswald Loses \$10,000 Appeal; Angel Must Pay

Los Angeles, April 9. State Supreme Court denied appeal of George C. Oswald, of hearing of suit in which judgment for \$10,000 was entered holding him responsible for unpaid salary of the "Mile Magnificent" company, of which he was the "angel."

Oswald is now cited April 15 by State Labor Commission to make good wages claim.

Suit was started by the Labor Bureau after 88 members of the musical, staged at the Mason in 1928, had filed salary demands. It was first instance on record on the coast where a tribunal took cognizance of true instance of show-business. The court characterized Oswald as the "angel" of the musical, and said that he sought "to hide behind the skirts of a partner who was to receive only 10 per cent. of the profits of the show clicked."

Oswald is in the contracting business. This was his first fire in show biz.

## Future Plays

Right Off the Boat' kicks off at the Rialto, Saturday, April 22, Fritz Scheid stars.

Ben Ami will produce and star in "The Ladies," a new production which he has taken for presentation in Montreal. Ben Ami closed two weeks ago in "The Master Builder," which followed up in "The Harbinger Child" is reported opening two weeks hence in St. James, Boston, by Melvyn.

"You Can Do It," by Herbert and Dorothy Fields, produced by Jimmy McHugh. Produced by Lew Fields in fall.

"Jack O' Diamonds" in rehearsal at Princess theatre. Ben Stein, producer; Walter Greenough, director.

"The Girl Who Sings," produced by Paul Moss. Cast includes Albert Carroll, Dorothy Sando, Paula Trueheart, Otto Hulet, Marc Jacobell, Justus Matthews, George Heller, at the Booth, May 1.

"The Come in Man," by Harbert Ashton, Jr., will be produced by Roy Walling. Open May Haven, Conn. April 15. The picture to premiere to be announced.

Robert McLaughlin, of Cleveland, in New York City, "The Yoke," made into readiness for an opening in Cleveland April 21. After two weeks in New York City, May 2, Wallace Ford will be starred. Play is the work of John C. Brownell, scenarist with Universal and short story writer.

"Barbecue," a new comedy by Daniel Jarrett, will be produced by John Golden next fall. Golden will also stage a new American comedy, "When in Rome," by John Kirkpatrick. The latter opens June 10 at the Rialto.

"Green," new play produced by the Shuberts in New York.

"The Girl Who Sings" is in rehearsal under Lew Cantor's direction.

"The Virgin City" will be the title of the happening new Eddie Dowling will do in conjunction with David Belasco.

"Mile, George," a new all-colored musical, going by Henry Troy and Moss and Frye, scores by Noble and the Theatre Guild. It includes Moss and Frye, Margaret Sims, U. E. Thompson, Pearl McCormick, Frances Edith, and from West Africa: Bess Brown, Henry Troy, Cole Brothers, Ralph Harris and chorus. It is to have premier at Lafayette theatre (Harlem), April 18. Show sponsors plan to bring it to Broadway for a summer engagement.

## Cast Changes

Eddie Tierney is now playing the role of "Harold" in "The Girl Who Sings" vacated by Dick Keene who left for the coast on a tour.

Evelyn Law has been added to "A Night in Venice," Shubert musical.

## Hugh Sinclair Westbound

Hugh Sinclair, juvenile lead with "Serenade Blanche," goes with Fox talkers, through the Lea Morrison office. Contract for six months with the Foxes. The Broadway calls for him on the Coast June 1.

## DIXIE LEE

Now under contract to the Fox Studios. When playing the Zimma O'Neal part in "Spot News" the Ohio State starlet, Dixie Lee, a pert pepper-pot, goaled them. She has an infectious smile two feet that answer to no conscience and over-abundance of youthful energy."

Direction  
**RALPH FARNUM**  
150 Broadway

## Play by Author of 20 Books Must Be Remade

After six weeks of outside dates, Joe Sheen closed his new show, "The Devil's Mistress," Saturday night at the Grand theatre, New York. All salaries were paid up.

This is the play written by H. H. Harper, president of the Bibliophile Society of some 200 booksellers and otherwise, which has had to be rewritten and recast.

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## PARIS PLAYS

(Continued from page 3)

son at the Maturine. Piece is a comedy in three acts by Mario Du-lan, and Jean Renfroigne, produced by Charles Duvall, at the Maturine. Ellys heading the cast.

Story has to do with two married couples, old friends, who, because of the tip of a childhood friend, now a millionaire, are in a way of becoming rich by speculation, but mins. Each couple lives beyond its means, vying in seeking the friendship of the rich man by mean scheming. In this sort of rivalry their old cordial relations are wrecked. The play has been digested millionaires casts all four of them off, leaving them in poverty without rich by speculation.

One couple, however, profits from the experience, learning the lesson that money is not everything, but better than riches. In this supporting cast are Sturdivant Fabraz and Charles Deuchamps.

The poetical drama, "Trianon et l'Isle," did a flop, as anticipated, at the Theatre de la Madeleine, and was withdrawn. In the emergency the management hastily revived "La Dame aux Camellias," with Andre Brule and Madeleine Lely.

**Pomme d'Amour**

"Love apple," farce by C. Abada and R. de la Roche, is mounting at the Ambigu. Place marks the return to the theatre of these two actors, rich by speculation. There was a sensation at the Sarah Bernhardt ten years ago. New play relates the adventures of a young corn singer nicknamed "Love apple." He inherits property from a Norman duke, and is carrying along his accordion.

The convivial habits, he makes friends, and is loved by all. He is a guard him as an amusing eccentric. A scheming peasant, made rich by the war, tried to get control of his property and plots to oust him. However, the shrewd city vendor outwits him, leaving his only daughter after he has had a secret intrigue with a courtesan. George Lenoir, picture comedian, plays the lead, supported by Lulu Watlor.

## SEVEN SHOWS OUT

On Broadway's departure list are three run attractions, two others are quick flops, and two revivals also are out.

"Three Cheaters" presented by Charles Dillingham at the Globe takes to the road after this week, having played 25 weeks. Little doubt the attraction could extend into summer, but Will Rogers who was in the show when Fred Stone was injured, will leave for the coast soon. Was among musical leaders in the show, and played 10,000 or more weekly. Lately dipped to \$30,000, but last week reported virtual capacity.

## THREE CHEERS

Opened Oct. 15. On strength of Will Rogers Little (Pat) thought: "Couldn't be better or funnier." Hammond (Harold-Tribune) declared: "Humorous and enjoyable." Variety (Ibex) said: "Worth the price" (\$3.00).

"Good Boy" presented by Arthur Hammerstein at the Hammerstein theatre, has been a success. Old good business for a time, with the average gross around \$34,000. Closed off, however, to \$25,000 a time, lately topped out to \$20,000 but made money on season.

## GOOD BOY

Opened Oct. 15. "Good boy," voted Winchell (Graphic), while Mantle (News) called it "the most successful producer in funds for months to date." Variety (Abel) predicted: "Healthy run."

"Security" presented by Maxine Elliott's by Lee Shubert will be taken off Saturday. Played three weeks, indicating small chance of landing.

## SECURITY

Opened Oct. 20. "Even great skill of Maxine Anglin could not save play from failure," wrote the Morning Post (World). Anderson (Journal) wrote: "A good play, but a poor variety (Ibex) opined: "Can be wrapped up and laid away."

"The Front Page" presented by Jed Harris at the Times Square tours after a run of 35 weeks. It is the best hit of the season, averaging \$20,000 or better during the early months. Slipped until the end of the season, was under \$10,000 but show piled up a great profit.

## FRONT PAGE

Opened Aug. 14. "Loud, rapid, and full of unflinching entertainment," said Atkinson (Graphic). "A play that says to that sentiment." Variety (Lally) wrote: "Barbaric and brutal, but runs the season."

In addition "Paolo and Francesca" withdraws from the Forrest where it was announced for two weeks only. "S. Glencann," a bill of fare, was under \$10,000. The Garrick, closed last Saturday. So did "Indiscretion," which lasted a month at the Manhattan.

## Helen Hayes May Have to Play "Coquette" 3d Year

Helen Hayes, scheduled for other year with "Coquette," returned to New York for the Holy Wagon and the Holy Wagon. Whittaker Ray, of the Jed Harris office, that the show would contract is up to Harris.

## Specialized Labor

Los Angeles, April 9. Associated Press reports from Portland gave the impression that Henry Duffin contemplated closing the Duffin theatre on April 6 due to trouble with specialized labor unions. Duffin says the misunderstanding was with the janitor's union alone. The union wanted him to employ a man simply to turn on radiators at \$70 per week.

Duffin planned to close the house and in that pressure brought to bear by stage hands and other union men finally withdrew its demands.

## FREE-LANCE P. A.'S ON COAST HAVE TROUBLES

### One Girl, a "Cousin," Has About All the Free-Lance Work Cornered

Los Angeles, April 9. A working agreement, now existing between a few of Hollywood's matic editors, news agents and dramatists, is making it tough for the free lance P. A.'s. The agreement of free lance boys, Connections, is making it so strong that it is impossible for the independent P. A.'s to grab space in legitimate copy as long as the collusion exists, and without the connection they are unable to acquire and retain clients.

One free lance girl, who has her connection welded by virtue of being a cousin of the editor-in-chief of one of the morning papers here, and who also conducts a small office of free lance copy, is making it so strong that it is impossible for the independent P. A.'s to grab space in legitimate copy as long as the collusion exists, and without the connection they are unable to acquire and retain clients.

Added to this power, the free lance man has made one of the largest studios on the coast. He has made plays or directors from hiring personal press agents, to make an exception in bad cases, which allows her to handle any of his in this studio she may see fit. The free lance man, who the studio feels it ethical to grant the girl this dispensation rather than her services to the studio.

There are other scribbles and columns on the dailies, who work the press agent connection gap on a less obvious scale, yet there are a few who are making a good working arrangement with a buddy press agent whom they can trust. The event an individual agent made to these writers for a break in their papers, they are told to write a good press agent to write the copy, and at the same time offer them a telephone number of a cousin.

Condition is growing so serious that a number of the old time free lance men are being driven out of the profession for jobs where competition is not throttled by political factions.

## Arbitrations

John Marston was awarded two weeks' salary by arbitration, the claim being against Richard Henderson in New York City, which played the Kiaw. It appears that Marston had a contract in New York City, which was being deleted, a fact which the arbitrators ruled was a virtual guarantee of the contract. The fact that Marston added the actor to an engagement immediately was disregarded.

Lionel Pape was awarded three weeks' salary. Charles L. Wagner being the loser in another arbitration case. Pape was engaged last spring under a jobbing stock contract, which was being deleted, a fact which the arbitrators ruled was a virtual guarantee of the contract. The fact that Marston added the actor to an engagement immediately was disregarded.

Association of the Actors' Fidelity League is permitted to appear in stock. At the time Miss Wagner was in New York City, she has since joined Equity, the stockholders were called off.

## Chorus Equity Ticket

Organization ticket of the Chorus Equity Association has been completed with the election and annual meeting of the association. The ticket is as follows: Paul Dullizel, chairman of the executive committee; Harry Bond, secretary; Maude Cranin, Elizabeth Crandall, Olga Grannis, Louise Brown, and Arthur Hadden, and Jack Wynn, for members of the executive committee to serve two years; and Gus Shilling, executive committee members to serve for one year.

# Legit Group Set for 26 Road Show Talkers on Current Broadway Plays

Sam H. Harris and William A. Brady are associated with the Shuberts in American Sound Pictures, Inc., which is scheduled to start production within the month at the old Triford Studio on 44th street. Plans call for the production to be made from plays first appearing on Broadway. Idea is to use actors appearing in New York.

German sound recording and reproducing devices invented by Otto Reink, now in New York, will be used by the new legit group. This is described as a dual disc, film method. Sound on film has an unusual angle in that the sound track is in photographs on 16 mm. stock. This runs parallel with the picture itself with a special device attached to ordinary projector.

Portable Device  
It is claimed that the three affiliated corporations, American Sound Pictures, American Sound Studios and American Sound Syndicate, the last of which can handle all phases from production and distribution on radio, plans to wiring of houses. Reproducing apparatus is described as portable and can be installed in a couple of hours.

Work of soundproofing the studio is now nearly complete. Jack Noble, formerly with M-G-M, is in charge of production with Shuberts, Harris and Brady to sit in. Studio will operate 24 hours a day according to present plans, being rented out to independents for three days a week.

By using original casts of Broadway plays with actors already up to date in roles and business, the new group is expected to finish features in two and a half days of actual shooting. Legit houses around the country are figured amenable to 50-60 bookings of these canned versions in preference to the 70-80 bookings on road shows to actors in the flesh.

Sam Harris Went  
Los Angeles, April 9.  
Proposed visit of Sam H. Harris to Hollywood, where he has a view to looking over the picture producing situation.  
Harris is said to be interested in screening many of his stage plays, running back as far as 20 years.

## Women in Middle of "Castanets" Fold Up

Although it was stated when Wilson P. Tanner abandoned "Castanets" after three weeks rehearsals, that all salaries had been paid, claims for two weeks' salary filed with the Equity by McLeay and Marie Walker. According to a New York tabloid, Tanner, four merchants and Methodist church worker, is said to have dabbled in show business under the name of William Powell and is credited with saying he is through with Broadway. Among the show girls it is reported backing are "The Sheriff" and "Speakeasy," all Rops.

John Russell, who wrote "Castanets," has filed a claim against Tanner with the Dramatic Artists' Guild branch of Connecticut. Russell avers an attempt was made to take the script at the order of Tanner.  
The author claims that Mary McLeay objected to the change of the dialog and that the angel ordered eight pages deleted. When Russell viewed the show was called off.  
Miss McLeay was the author's choice for the lead, she being referred in favor of Miss McLeay. The claims of Miss McLeay and Miss Walker depend on the ruling of arbitrators. Tanner and Russell did not rehearse seven days. The baker claims the reading of the script the first day should not be included.

## Lyric's Next Tenant

The future of the Lyric in West 42nd street may be decided within a few days. It may become a sound-talker-house or a Mutual burlesque house.  
The latter is under consideration by the Lyric operator, D. Oppenheimer and I. H. Herk for the wheel.  
The house in dark except on Sunday nights, when Victor H. Koppars there as a lone concert card.

## Maudie Fealy Finds Out J. E. Cort Has Divorce

Chicago, April 9.  
Causing her husband, John E. Cort, to be arrested at the police for exact charging desertion, Maudie Fealy, 20 years ago known as the young lady leading lady in the country and who is now playing beauty at the National stock theatre, besides working on the technical staff, discovered Cort had secured a divorce two years ago in San Francisco. He has had a child by another marriage.  
Cort is the son of John Cort, theatre owner and producer and is managing the Indiana Duncan dancers. In 1923 he secured a divorce from Miss Fealy on a charge of desertion in Connecticut. The court later set aside the decree on petition of Miss Fealy. The divorce was granted in 1925. The court later set aside the decree on petition of Miss Fealy. The divorce was granted in 1925. The court later set aside the decree on petition of Miss Fealy. The divorce was granted in 1925.

## Amateur and Territory Rights in Date Clash

Los Angeles, April 9.  
At about same time that O. D. Woodward brought the Pacific coast rights for "The High Road," which is to be opening attraction at the Woodward Music Box April 13 under Woodward management, the Pasadena Community Players secured the amateur rights for the play.  
They had begun rehearsals and were preparing to produce it at about same time as the scheduled Woodward opening, but finally agreed to abandon their claims until after the professional production.  
Woodward's opening of "The High Road" was set back a week through the scenic production, coming from New York, being sent to San Francisco instead of here through error. Helen Ware is to play the lead.

## Millicent Stood for "Wealthy" Marriage Pipe

Buffalo, April 9.  
When Millicent Stood, star of the "Houseboat on the Styx" arrived home for a few days' vacation, she was besieged with offers of marriage to her New York-announced betrothal to William L. Kastings, wealthy Buffalo florist.  
Miss Bancroft admitted the story was a pipe for local consumption and had been permitted by her to be used by the show's press agent for publicity purposes.  
The marriage, however, while evident was not reported.

## Test Disks as Entree

Los Angeles, April 9.  
Propaganda on shortage of talent for talking picture has been the aprilsnaps in all parts of the country. This is evidenced by receipt of letters from applicants who implore studio executives for chance.  
The group go so far as to back up their claims to talent by sending records of their voice. Records are returned with a standard form of rejection.

## BRICKETT'S TALKING COURSE

Course in talking pictures is new local stunt to be introduced in September by Ohio School of Art, headed by William Brickett, stage actor.  
Brickett is to give instruction. He will be under direction of George Fox, local veteran actor and director.  
Mary Eaton will do another picture in the east for Paramount, before leaving for the west to work in that company's Pacific studio on a third film.  
Miss Eaton is due for a role in "Glorying the American Girl."

## \$6,000 Weekly for Hip

Keith's will receive \$6,000 weekly as rent for the New York Hippodrome for Morris Gest. The rental period is for about 10 weeks, covering the summer time, the Hip's most troublesome gross days for its top figure Keith vaudeville bills.  
With its rental guaranteed the Hip for the first time under the Keith operation will amount to the hot term in the Gest is taking the Hip for spectacular productions.

## Bohnen Must Stay West For Warner Talkers

The first contract providing that a Metropolitan opera star reside during its period in Hollywood has been secured by the Warners with Michael Bohnen. The latter and his wife, Mary Lewis, who has made a hit in the east for the brothers, leave for the west April 18. Bohnen and his wife will be the first of the contract Bohnen is to be started in feature lengths. It is gathered at the Warner home office that one of them will be "Johnny Splendid," in which Bohnen plays the lead in the stage version.  
The contract Bohnen lives in the west for the next three years with provisions that he may be required to appear in the Metropolitan in a guest capacity, calling for several appearances here next season.  
Warners have had under contract for over a year only their work in the east has been regular. They have appeared chiefly in talking shows. The introduction of operatic features necessitate Hollywood facilities and it is understood, others are to follow the Bohnens westward within the next few months.

## Equity Anger Trying

Los Angeles, April 9.  
Frank Gillmore, president of Equity, is due here April 11 to confer with Charles Fox, president of the Equity, and the Los Angeles Equity council.  
Negotiations are to be reopened with the film producers for recognition of Equity.

## STUBBORN ANGEL

No matter how she behaves, "Appearances" will stay at the Hudson for five weeks, by decision of its backers, C. M. H. Board, who operate a factory in Springfield, Mass., and is the husband of Leola Lana, featured in "Greenwich Village Follies."

## CARRILLO IN FOUR TALKERS

Leo Carrillo is to make four features for Tiffany-Stahl starting August 1.

## CHOOS SHOW CLOSING

"Helo Courtesan," the George Choe show with Waring's Pennsylvania, will close its season June 1 in Boston.

## First In Four Months

Schenectady, April 9.  
The first road show to come here in four months will be at the Wedgeway April 16. It is George Wintz "Rio Rita."

## Ruth Harding, P. A.

Ruth Harding, who played lead in "Helo Courtesan," is being connected with George Holland, general press representative of the Wedgeway, with office in the Sam Harris bldg.

## Centor's Full Length Talker

Low Hearn, not Sam Hearn, will appear with Eddie Cantor in the latter's Paramount full length talker, "Mister Broadway."

## Helen Shepard Leaves

Helen Shepard, who last appeared in "Sweetheart Army" left for Hollywood, Cal., last week to appear in Fox talkers.

## ARMSTRONG ON PAROLE

Stock Market and Hotel Man Have Served Term of Assault Sentence

Altoona, Pa., April 9.  
Rufus Armstrong, stock company manager, who was sent to the Rockview penitentiary by a local court July 1927, after conviction of almost fatal attack on the night clerk of the hotel at which the stock company was located, will be released on parole next Wednesday with half of his sentence completed.  
Harry H. Hart, proprietor of the hotel in which the attack occurred, will be released from Rockview tomorrow. He began his term at the same time.

Dr. W. P. Harlow, local physician, was also convicted of an equal term in the assault when the case was tried in the Blair county courts. All seven defendants planned appeals but Hart and Armstrong failed to file papers within the prescribed time. Harlow was acquitted in his retrial.  
All principals in the case have maintained their innocence.

## Young Wall St. Operator Chancing It Uptown

A new Isotta Fraschini limousine purchased by a Wall Street operator in the past three years has hit for five million. Harrison has a yen for Broadway and has taken a luxurious office, spending \$8,000 for decorating his private room.  
Harrison was attracted to his probable course in the producing line, young Harrison was more than interested in show business. He has a collection of valuable gems, which he makes a hobby of collecting. He is not yet prepared to announce any definite Broadway move. A ticket installed in his office was one of his last moves, he indicated.

All business is referred to Henry Dowling, brother of Eddie Dowling, office manager. Others in his employ are Charles Anshley, the stage director, who he calls his secretary, and Mike Callahan, captain last year of the Princeton football team.  
Although approached by scores of angel-hunting gingers, Harrison has kissed them all loose, and relies on George Holland's advice for his future ventures.

## J. C. Nugent With Metro

J. C. Nugent, with every variety of talent the stage show business knows stored in his mental attic, left for Hollywood, Tuesday, to the Metro-Goldwyn-Mayer studio at Hollywood.

Under a six months' agreement with the usual options for two years thereafter. His studios duties primarily are listed as for dialog and direction on talkers.

## Colony and Legit

Universal doesn't feel so sure that Earl Carroll is going to take the Colony for his "Vantiles." To the Colony is simply a problem of money and time.

Not long ago Universal got an estimate from Earl Carroll. It would knock out the back wall and give the theatre a 60-foot stage, add 100 seats and 24 dressing rooms. Two architects submitted figures reading \$240,000 and \$235,000, with each agreeing it would take almost a year to renovate.

## CHICAGO'S REP. HOUSE

Chicago now has a Civic Repertory theatre, an outgrowth of the Theatre Guild, under the direction of Grace M. Conning, founder of the Drama House, remains as director of the new company.

## Bunston in Pictures

Horace Liveright released Herbert Bunston from "Dracula," which opened in Chicago last week. Bunston has a six months' contract with M-G-M.

Grant Stewart jumped into the role.

## Musical Displaces Drama

Denver, April 9.  
Musical show has chased the dramatic out of the Denham. "Rose Marie" was at the house last week.

# 11 LEGIT SITES PLAYING FILMS BY MAY 7

No Show on B'way—Total May Reach 16 by Summer—12-22 Pictures

By May 7 there will be 11 legit theatres in Times Square presenting pictures at \$4 top. Before the summer is spent there may be 16, picture producers' being hot after Hollywood particularly those which have been devoted to legit.

Early May will find not a single legit attraction directly in Times Square. For the past four or five years there have been shows spotted in theatres actually fronting on Broadway, also that most of the legit houses are located on the east and west streets bisecting the Main Stem. There are but six legit houses actually fronting from Broadway within these blocks.

Legit houses which are currently showing 12 pictures are: Astor, Gale, Harris, Central, Winter Garden, Criterion and 44th Street. New York has been shown over to that policy and to follow are the Apollo and Cohan. Added to these are the Embassy. All wired for talkers.

Other legit houses lined up for 12 pictures are: Apollo, New York, Liberty, Hammerstein and probably Everett. These houses are expected to be wired shortly, equipment being ordered for two already.

## Leona Newell's Hick Town Husband After Divorce

Cleveland, April 9.  
"A Hick town man is always a hick town man, even if his papa is a multi-millionaire," was the line pulled up by Leona Newell Harrison, 21-year-old Broadway show girl, when she quit her (O.) hubby cold and grabbed a rattler for New York to take a job in the city.

In retaliation her "hick" husband, William R. Harrison, son of Frank S. Harrison, president of the Cuyahoga Steel Spool Corp., filed suit for divorce. In the affidavit he charged, among other things, that she was a poor housekeeper and hinted at indiscretions which he disliked to reveal in court.  
Surprise to Leona, who was all set for a settlement or a reconciliation, providing it could be arranged on a sound financial basis. According to her court attorney, she is still open for a deal.

Previously to her trouble, Leona declared she was all washed up with housekeeping. Claimed also that she never had enough money, and that she had been told by her clothes through her husband's consent. A short time before Leona left, her father, John C. Harrison, a company playing a local house and there worked a week as a fill-in for a man working in a department store.  
Harrison refused to reply to the "hick town" settlement, but the other nasty things Leona said about the boy she left a show to marry.

## SHUBERTS' KITH'S, WASH.

Washington, April 9.  
With government shortly to oust the Shuberts from P.O.'s theatre, the Shuberts have purchased a tentative deal with R-K-O for the former two-day (Keith's) house here.

## Another "Brothers"

Paramount has purchased "Brothers," a playlet by Edwin Burke, recently shown at a Writers' Canteen. The play will be made as a two reel talker.  
Show using the same title is now current on Broadway.

## Guild's 10th Birthday

Sunday, April 14, at the Guild theatre, the Theatre Guild will hold a 10th birthday party.  
Invitation.

MR. HORACE LIVERIGHT CONGRATULATES PARAMOUNT-FAMOUS-LASKY  
ON ITS PURCHASE OF THE GREAT SHOW-GAME NOVEL

# APPLAUSE

by  
**BETH BROWN**

From coast to coast  
the critics applaud  
Applause—

—N. Y. Times.

—Boston Transcript.

—Springfield Register.

—Toledo Times.

—Sioux City Leader.

—Author of—

**BALLYHOO**  
(A Metro 1929 Production)

**MISTER BROADWAY**  
(Production Pending)

**RED VELVET**  
(A Gotham Production)

**LITTLE GIRL BLUE**  
(A Doubleday Novel)

and

**LADY FINGERS**

**JAZZBO**

**DANCE HALL**

**GAY GIRL**

**SECOND-HAND LOVE**

**THE LITTLE COMEDIAN**

**A LADY IN LOVE**  
Etc., Etc.

And — for once —  
showfolk will believe  
the critics —

—Variety.

—Zit's.

—Atlanta American.

—Camden Post.

—N. Y. American.

The Biggest Thing in Life Is APPLAUSE—You Can Get "APPLAUSE" at All Bookstores for \$2

GOOD BOOKS  
HORACE LIVERIGHT NY



## Disastrous Drama Raid

subscriptions takings considerably above that; \$14,500.

He Walked in Her Sleep," Princeton, gave out weak notices

are Facts," Triangle.  
S. Glencairn," Garrick; closed  
last Saturday.  
y Marbe, Belmont; specialties;  
final week

next talking and singing picture featuring Morton Downey, "The Lady's Man," by Gene Markey. Webb staged the recent Columbia College show.

sage From Mars" remained unpaid Monday, the players were told by Equity to consider the engagement off. The company had rehearsed four weeks and a half.









## Radio May Charge For Music Plugs; Am. Soc. Asking Keith's to Pay Tax

Persistent reports are that Radio will commence to charge music men for radio plugs. It is constantly stated but unverifiable that the N.B.C. for one, in view of its theoretical hook-up with commercial pictures, Keith vaudeville, etc., will use this as a bludgeon to dodge the license taxes imposed by the music publishers through their collection agency, the American Society of Composers, Authors and Publishers.

Any radio artist or station knows of the double-dealing by the music men who bribe them for spot plugs on the regular commercial hours. Others from \$5 to \$20 a number for a single station or national hook-up in the sub rosa fee for either that number or the station is constantly plugged via the air. Taking this as a cue, the broadcasters have been invited with the idea of making this bribing a legitimate business and charging for the exploitation of any new songs. The hits, of course, are immune. They need them. But if a station wants to get some new number in the air, the idea of exacting a service toll is being definitely considered.

The broadcasters are aware of a supposed restrictive ruling in the laws of the Federal Copyright and Protective Association against paying for plugs but in view of the overhauled version of the new covenant through petty bribing, the radio interests would now openly legitimize the traffic.

**Threatening R-K-O**  
Another element in Radio's antagonism to the music men and the American Society may be the latter's threat to force a music collection fee on the blacklisted vaudeville houses from the Keith-Orpheum-Proctor vaudeville houses. With Radio now acting as R.K.O.'s chief financial tool for its chain of theatres would come to a sizeable amount.

By the Society heretofore, under an able agreement, has not collected levy from the Keith vaudeville houses which have been the purveyors of the righted music they wanted tax free. This contract soon expires.

### Feist's Got Vallee

Rudy Vallee has been placed under an exclusive contract with a writer by Phil Kornheiser, of Feist's Vallee's first Feist release "A Vagabond Lover," one of his radio spots.

All of Vallee's original numbers, as well as those of his new production, will be exclusively published by Feist's. This is exclusive of the present catalog of Vallee's songs in the air, notably "Deep Night," an Ager-Tellen-Bernstein production, etc.

Victor, in alliance with its business associates, RCA and RKO, through interlocking interests, is giving Vallee an extraordinary advertising campaign, capitalizing all of the bandman's current radio vogue.

Roy Turk and Fred Ahlert have been signed up by DeSylvia, Brown & Henderson, Inc.

### Warnings for B. & K.

Warning's Pennsylvanians, now on tour with "Hello Youself," will play four weeks at B. & K.'s Chicago theatre, Chicago, opening July 13. Band will get over \$7,000 a week.

If George Chesebrough goes ahead with his proposed sound film version of the band, he may show his money's worth in the picture on the Warnings by May 15.

It is also stipulated in Warning's contract that the B. & K. will receive 16 per cent. of the picture receipts, this also including an outright sale if made.

### BEARISH ON BEETHOVEN

Beethoven Symphony Orchestra, Inc., which depicts its Wall Street speculations into being a theatre last month, has filed schedules listing \$95,300 in liabilities and \$212 in assets. George Zaslavsky, conductor; treasurer and leading artist, filed schedule.

### "Bway" Recordings

Universal is now recording in recording Victor and Columbia for recording of four song numbers of "Broadway" by Gus Arnheim and his band.

### Merson Granted Claim on Song in "Singing Fool"

London, April 1.  
Billy Merson's claim for an indelible right in the song "Singing Fool" and also Hyde Park Cinema, Ltd., owners of the Regal and Marble Arch, was passed over covering mechanical reproduction rights, and legally these went to Merson, who held the copyright of the song. Merson claimed his market had been considerably damaged by the use of the song in the picture "Fool" but as he has had the number 13 years it isn't easy to see it much good to him now. He says that so many of the British vee-gram dealers stay with their material all their lives and are scared to change it.

Warners got a stay for six weeks pending an appeal. "Singing Fool" is playing nearly all the W.E. wired houses there are in the country. The picture has been a success, wanted \$25,000 for its rights, with Warners willing to pay \$15,000.

### Shubert-Keith Case Over Remick's Tied

The J. J. Shubert suit against Joe Kelt, president of the Remick Music Corp., was closed Monday in court. Both sides submitted briefs to Justice Aaron J. Levy, who reserved decision, in the New York Supreme Court. Shubert is suing for a 50 per cent interest in the Remick firm, alleging that he and Kelt were to have been partners in the buy-out of Jerome H. Remick, the founder of the firm, who retired last November.

Shubert's complaint is that Kelt counted him out and deflated Max Louis Dreyfus, 22, chairman of his silent backings and partners. Kelt's chief contention, through the Indianapolis motion picture, Wittenberg, is that Shubert had approached him with a proposition that Remick finance him (Kelt) on a 50-50 partnership in control of Remick's with no financial investment. In addition, which was a document was submitted to him in full, purporting to be an obligation Kelt to half of the financial investment. Kelt refused to sign anything, he said, and consumed other negotiations.

William Klein has called in Max D. Steiner as special trial counsel on behalf of Shubert.

Harms Counted  
It is generally known in the trade that the harmoneum and financial influence counted heavily in Remick Corp.'s favor after that firm had been slipping and was very productive of important profit. This was what prompted a veteran music publisher like Remick (Kelt) to go into the business. With the Dreyfus' advent, their feeding of material, in addition, which was connections with Paramount, assured Remick's vast exploitation outlets. In addition, which was annexed "Precious Little Thing Called Love," looked up with a Paramount release, "Shogun" and the No. 1 song seller of the country.

Mose Gumble, former professional musician for Remick, has gone into business for himself as of Donaldson, Douglas & Gumble, was the final and star witness in the trial. After Gumble's impartial recital of the facts concerning the Shubert-Kelt dispute, which the Levy asked for submission of supplementary briefs.

A decision will be down within a week, it is expected.

### Donaldson for Coast

Walter Donaldson returns with Edgar Leslie, his lyric collaborator, on an extended Florida vacation April 15.

They leave, together with Mose Gumble, for the coast to work to engage in sound film songwriting.

### Jazz Defined

Minneapolis, April 9.  
"Jazz is the squeak in the wheel of modern life in process of adjusting its bearings according to the prize-winning definition in the contest inaugurated by WCCO, local radio station."

John H. Hall of Gladstone, Minn., was the author of the definition and received \$100 in cash.

"The contest for the best definition of jazz still leaves us to our own devices as to whether to put our own ears or shoot them," says WCCO officials.

### M-G PLAYERS ON DISK FOR LOCAL RADIO HOURS

Los Angeles, April 9.  
An exclusive radio tie-up between M-G-M and Auto-Grill (electric toasts) was made by Peter Smith, president of the National Radio Advertisers Corp. of Chicago, acting as agents for Auto-Grill. The deal calls for a series of radio programs in principal cities with Auto-Grill using records of songs in forthcoming M-G-M pictures. Each program will have an M-G-M player acting as guest conductor, the special program to be recorded here by Brunswick and the records shipped to the series of broadcasting stations selected by Auto-Grill.

Since only five per cent of the radio hour will be devoted to M-G-M, the program will be recorded here by Brunswick and the records shipped to the series of broadcasting stations selected by Auto-Grill.

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## Music, Like Show Business, Going Through Revolution—Expansion

### Mrs. Jas. Gillespie's Nerve Seems All Right Now

Mrs. Jimmie Gillespie and Patricia, the pride of the Gillespie, start their tour to California May 1 with Ann Mae Belle, friend, as company. The femmes gigolo on 31 days to drive to the coast, just in time to greet the Whiteman party, which comes to Universal City for "The King of Jazz" the tag end of the month.

Marie Gillespie is doing a nerve thing in a twofold manner—first, having just learned to drive; second, she's taking Jimmie's new State, which Paul Whiteman presented him with. Doctor's orders, mostly for purposes of staying the hell out of the coast, just in time to greet the Whiteman party.

Gillespie will travel by train with the Whiteman party.

### Staid Chicago Musician Factory Goes All Jazz

Chicago, April 9.  
Chicago Conservatory of Music, second oldest school of its type in the country, is going jazz.

Charles H. Moore, president of the Music Corporation of America, orchestra booking corporation, has bought a 50 per cent interest in the conservatory and has been placed on the board of directors. His first move was to depart from the teaching of modern music, for dance and theatre.

Now the M. C. A.'s crack band leaders will become pros through the buz. Zey Contrary already has been made head of the jazz department, and there to become preceptors are Guy Lombardo, Guy Standen, Carleton and Art Kassel. Any of the M. C. A.'s orchestra leaders or musicians may take the school staff and pick up extra money.

Chicago Conservatory of Music has been noted for its conservatism.

### Suicide Asks for Jazz Requiem at Own Funeral

Minneapolis, April 9.  
A written request that a male quartet be employed to sing his favorite jazz number, "Tuck and Roll," to sleep in my old "Tucky home," instead of the usual hymns, at his funeral was left by Fred Kearns here when he shot himself.

He died at General hospital from self-inflicted wounds.

### 32 Keith Pitmen Go With the New York Hip, Cameo and Orpheum, Brooklyn, going into straight sound programs, the Keith regular drop 32 musicians off their regular payroll.

Some of the men will be transferred by Milton Schwarzwald to other theatres where vacancies occur.

Men Cropped included 16 at the Hip, eight at the Cameo and another eight at the Orpheum.

### DIRECTOR'S THEME SONG

Los Angeles, April 9.  
Victor Schomberg has written, "You, My Melody of Love," as theme number for Universal's "The

Jack Yellen and Harry Katel have a new ballad, "The Only One for Me," as theme song for the new picture, "The Only One for Me," starring Goldwyn production featuring Ronald Colman.

### MUSIC FOR LEWIS

Los Angeles, April 9.  
J. Keaton Brennan is being brought to the coast by Warner Bros. to write special music for Ted Lewis' first starring picture, "The Only One for Me," starring Goldwyn production featuring Ronald Colman.

### FEIST'S "SILVER SWAN"

Los Angeles, April 9.  
Leo Feist is publishing the music of the new Viennese operetta, "The Silver Swan," which Herman Greenberg is sponsoring at the Tremont Theatre, Boston. Score is by H. Maurice Kacel, remembered as the French maestro who led the Royal Theatre's initial symphony conductor.

Book is by William S. Brady and Leo Feist. Lyrics by Brady, with Price as leading soprano.

The formation of two new music publishing firms, Bantley Bros., Inc., and the Bantley-Brothers Music Corp., as well as the growth of a number of lesser ones, is regarded as the beginning of the infancy of increasing competition through the new firms being organized. The trouble the pop world has withers anybody with a good song can click, points to the spreading of the business. Several of the leaders already are so allied and interlocked with the picture biz that they are virtually eliminated as open market competition.

No item in Variety's inside staff received so much attention in recent years in the music industry as the pointing out that three composers, Max Baer, Fred Fisher and the fore with smash hits that topped the industry. They were Joe Morris with "Carolina Moon," Milton Miller in Chicago with "Sweethearts on Parade," and John Mills, who was put right on top with his "Blackbirds," music among other publications. In each case, not one was a new firm.

It told the music men lots of things. It showed them that the pop song is the thing to go for. It told them that they'll buy good songs, or at least those which strike the public fancy, because of the great influence of the writers, Benny Davis and Joe Burke, having had their names associated with the music.

New Firms  
With the various exploitation angles available, anybody's song has a chance to catch with the picture screen are two of the outstanding items.

Next reason will see many a professional manager, general manager and songwriter or crack song expert in business for the first time. It is tipping off on nobody but is a generally bound to see fulfillment because of the great influence of the writers, Benny Davis and Joe Burke, having had their names associated with the music.

### \$5,000 Under Price Fine

Chicago, April 9.  
A. Ponta, orchestra leader, was fined \$5,000 and suspended indefinitely in business for inducing Musicians for paying less than the union wage scale at the Bismark hotel.

### Class Jazz for Europe

Washington, April 9.  
Meyer Davis, back from abroad, is set to go to Europe the coming summer. He sees large opportunities for introducing the symphonic synchroton, there now being, because of the great influence of the writers, Benny Davis and Joe Burke, having had their names associated with the music.

### PARADISE'S ADDITION

Chicago, April 9.  
Starting next week the Paradise, B. & K.'s new theatre, will have orchestral productions to the scale at the Chicago.

Spatinsky, musical director and co-producer of stage units at the Chicago, originally opened the Paradise with elaborate orchestra productions. Ideas was dropped shortly after the opening. The new theatre, the Paradise, Oriental units playing the houses. Spatinsky will be in charge.

### Spatinsky's 3-Way Recording

Phil Spatinsky and his Hotel Pennsylvania orchestra will make three types of recordings with the new records. One will be dance, another the "salon" type and the third the "concert" type, retaining the Capital theatre orchestra.

It was for this reason that Spatinsky's orchestra will make a minimum of 48 recordings a year.

# Radio Rambles

By ABEL

Get a load of the Revelers' version, with lyrics, of Germaine's "Rhapsody in Blue." It's a pip they did it on the Palmolive Hour, last half, and should make a peach recording for Victor.

Victor, now so definitely allied with the radio interests, is going after the radio names for disks and possibilities. That's how Paul Oliver of this hour, as well as Fred Astaire, tenor of the Gold Strand orchestra, which ensue immediately after the Palmolive hour, are now "canning" so prolifically for Victor, after unknown quantities up to now.

Paul Oliver, like Olive Palmer, is an obvious coming in name to plug the Palmolive soap's broadcasting, wherein they first came to attention. That's carrying propaganda to the nth degree!

## Husing Spontaneous

Ted Husing, easily one of the Big Three of the nation's ether muffers was at his poppiest during the La Palma activities. Husing's act does not require the removal of the "mike" and the intervening ether waves to prove itself as strictly ad lib email talk. It's all so spontaneous, no announcer could possibly be reading it from MSS, or reading off a rehearsed routine. Which suggests Husing a nice club m. c. or on the stage. Besides, Husing has personal appearances.

"An an incidental sidelight, Bennie Kruger's introduction on the Columbia Broadcasting System's commercial hour was a welcome return to the east. Kruger has been in

Chi and thereabouts for no little time. His version of "Te To Amo," from "The Wolf Song," was a melodic highlight.

## Happy Accident

WABC had a jolly dance marathon on Wednesday, starting with the bright Larry Stryz damascation from the swanky Hotel Ambassador, which, like Dick Caspary's music from the Club Plaza in the Hotel Plaza, possesses an elite distinction all its own. It runs to poetically rhythmic and melodic jazz, sweet 'n' pretty, sans any brass brass and hot-hoty heated manifestations, and which, truth to tell, is ideal for the ether.

However, just for a change of pace, and because of what had preceded, that's the very reason Duke Ellington's torrid jazzlike from the Cotton Club in Harlem was particularly apropos. Incidentally, this is one of the few rare instances evidenced in radio showmanship. It might all be strictly an accident—chances are it was—but if the stations built their dance marathons as much for style and type as for the revenue entailed, it might lend a new light to broadcasting.

## Comment

Vincent Lopez's Hotel St. Regis music is noteworthy, plug as much of his own stuff as on the midweek, nightly broadcasts. . . . Vaughn de Leith, with her "Code in My Mode" on RCA Demonstration Hour, registered. Those hill-billy interludes seen futile for metropolitan edi-

tion on that hour. Why continue? . . . The new Santley Bros. publishing firm's songs are getting good co-operation as a good will gesture from the ether artists. Especially "Code in My Mode" and "Feeling in My Pulling." "Spring Is Here" and "Follow Thru" show very pop, particularly "With a Song in My Heart" from the former. . . . Same authors as "Follow Thru" show, Melvyn Brown and Henderson, are getting their "My Girl" ballad nicely plugged. . . . "Lucky Funk's" Band of a Thousand Melodies is still doing the goods, all those classic melody fox-trot current pops. . . . Hal Kemp, from the Hotel Manager, is another clicker with his swell damascation.

## Rapee's Biggest Air Band

Erno Rapee's Moblioli Quality Orchestra rates as the largest commercial orchestra. The air Rapee's 50 men tops Walter Damrosch's and others in numbers. Rapee further augments his symphonic band with crack instrumentalists such as Merle Johnson, Andy Sennella, Harry Breuer, Chuck Campbell, John Call and the Farberman brothers for his specialists.

Bernie as Commercial Ben Bernie was on the air Thursday night twice from the two NBC stations in New York, and their network, WEAF and WJZ. On the latter, Bernie made his commercial radio debut as the band feature of the new Men half hour which Curt Peterson is announcing. It was a straight dance program of current pop favorites relieved by a pleasing waltz medley and the usual vocal interludes. . . . Later in the evening from WEAF Bernie topped it off with the concluding half hour from the Hotel Roosevelt.

The National Broadcasting & Concert Bureau hour from 12.30 until 11.30 has cut into Bernie's Roosevelt period, the NBC's talent purveying agency featuring Rita Gould in character sketches besides the South Sea Islanders, Emil Ortis and Pedro Fuentes, vocalist, and Hugo Mariani's orchestra.

Plenty of ditties getting great plugs and others being overdone. "Precious Little Thing Called Love," "If I Had You," the revival of "Whispering," "Japanese Sandman," the Beautiful Lady waltz from the Pink Lady operetta, "Happy Widow" waltz and the current operetta sensation, "Love Come Back to Me," from "The New Moon," are (Continued on page 58)

## AGENTS AND ROAD HOUSES

Bookers in for 50 Per Cent for Furnishing Talent

Announcement that Danny Jones of vaude and Harry Pratt, the agent, have 50 per cent of the Ben Hur Roadhouse at New City reveals that six other roadhouses are now purportedly half owned by agents on Broadway.

The situation this summer is that the roadhouses agree to turn over 50 per cent of the receipts to the bookers, who, in turn, must pay the talent supplied. House pays upkeep, rents and other such items. Among the roadhouses practicing thusly are: Lido in Jersey City; Colonial Inn, Paterson, and half a dozen others.

## Minor Studio Booley

Los Angeles, April 9.

C. Sharpe Minor, organist, filed bankruptcy petition in United States District Court for radio studio in which he was partner with E. Winne Leonard (deceased).

Wage claims against the studio amounting to \$130, paid with alleged bouncing checks, are on file with State Labor Bureau, and other outstanding obligations are said to amount to several thousand dollars.

AYLESWORTH ON VACATION M. H. Aylesworth, president of the National Broadcasting Co., and a director of RKO and RCA, is sailing today (Wednesday) on the "Olympic" on a month's pleasure trip.

Aylesworth will visit the principal broadcasting stations in England and on the continent while abroad.

## CONFERENCES

Los Angeles, April 8.

Ben and Sol Bornstein arrived here yesterday (Monday). Sol is conferring with Irving Berlin while Ben is doing likewise with his partners, Ager and Yelen.

## Brennan, Coast Writer

J. Keirn Brennan, songwriter since "Yankee Doodle," leaves for the west coast this week to start on songs for the Ted Lewis talent, "Is Everybody Happy?"

## Union Man to Turn Over

Records in Radio Stations

Chicago, April 9.

Ruling by President James C. Petrillo of the Chicago Federation of Musicians that any mechanical musical instrument in a broadcasting studio be operated by a union musician at a weekly scale of \$90 and up is irritating to some of the stations.

Representatives of WSBC appeared before the union board of directors and requested permission to use their union musician for things additional to just turning over phonograph records. The union board finally consented to the man doing a little announcing and entertaining.

Demand for these turn-over jobs has been fierce.

## From the Russian

Zinovy Nicolov, from the Kretschin, Russian cabaret on East 14th, is now the La Palma girl.

She has been signed for 52 weeks as the sole femme member of that hour over the Columbia Broadcasting system.

## Dick Rogers on Air

Dick Rogers, the other half of Rogers and Hart, will take commercial ether today (Wednesday) when he goes on the air for a baking company. Leo Morrison arranged the date.

OPENING SATURDAY NIGHT, APRIL 13, AND EVERY NIGHT THEREAFTER

FANNIE BRICE

AT

CLUB LIDO

52nd Street and 7th Avenue

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FOR A REAL

PEPPY,

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## MILLENNIUM FOR SONG MEN ARRIVES

The Tin Pan Alley millennium has arrived. So state the songwriters. It's the first time the songmen have come into their own for the reason that, with the picture business and theme songs being what they are, the music publisher is now only as big as his songwriter.

With the sound screen making hits for and despite the publisher, the Shakespearean paradox that "the song's the thing," has elevated the songwriter into a new and greater importance.

Although, as the creator, the songwriter should be the backbone of any industry, especially a semi-artistic racket such as song-hit manufacturing, until now the publishing organization figured it was bigger than the writer and that exploitation could "make" songs regardless.

The screen has determined that the intrinsic merits of the songs have much to do with it.

## Dempsey's Roadhouse?

Jack Dempsey, according to rumors prevailing on Broadway, will be admitted with Ed Duffey in a roadhouse venture shortly to be under way.

Duffey is said to be opening a gigantic place on Merrick Road, near Pavilion Royal. Large floor show enticing in magnitude anything done before, and class orchestra.

Duffy and Dempsey are well known as side-kicks.

## Sid's Far Walked

Chicago, April 9. Sid Clark, at the end of the Royal, has filed suit through Attorney Phil Davis against Betty Glavin as charging desertion. The couple lived together a year after the marriage in 1924.

## SONGWRITER ON AIR

Richard Rogers, of the song-writing team of Rogers and Hart, will make a radio appearance on Tuesday night (April 10) during the Continental Baking hour. Louise Groody has been engaged for the same hour on April 24.

Bob Morrison's office arranged both bookings.

## Fannie Brice, Doubling

Fannie Brice will double from "Flirtation" to "The Great Gatsby" starting April 13. The comedienne is in for four weeks, with Chloé and Bobby Rogers' orchestra as co-features.

This is Miss Brice's debut as a club performer, figure is \$10,000 a week for four weeks.

## Jones Law Panic Over

Pittsburgh, April 9. One of the best-known speakeasies in town was forced to close down for a couple of weeks recently when the bartender walked out with cold feet on Jones Law. Joint couldn't get anybody at all to town has side-kicks.

Fear of stringent legislation seemed to die down soon, however, and now the "speakeasy" has more bartenders than it knows what to do with.

## Radio Rambles

(Continued from page 57)

among those being generously exploited or overdone as the evening's song output may be.

## Saving Melts

Lehn & Fink's Serenade of 30 minutes, which Alwyn E. W. Bach announces, with Jack Shiltner's orchestra as the music feature of very spring-ty with its selections of "April Showers," "In the Spring," "Young Man's Fancy," "Whispering," "The Charming Rogers and Hart tunes from 'Spring in Hell,'" "With a Song in My Heart" and "The Call of the Wild." The program of recent times, plus vocal tunes and dances, will be a dished up a program of ingratiating syncope.

Louie Katzman and his Hoover Sentinels from WEAF registered as usual. Their dandiness is catching, featured by steering orchestra. Edna Rogers, the announcer and Jessica Dragonette, famed for her Philco Road soprano-like song "Murmuring." It was Miss Dragonette who reintroduced "Beautiful Lady."

On the CBS from WEBC, the Columbia's clicked with their 30 minutes of distinguished rhythmic music. "Two Guitars," the group's favorite, was a colorful instrumental number, with "Guitars," one of the prettiest current waltzes, was further enhanced by a vocal duet. "My Angelina" hasn't stepped out as a sure hit is one of the several things that's upsetting the music biz. Everybody's got to have a "My Angelina" as a clincher. Despite all the dope, Morris' "Carolina Moon" turns out to be the No. 1 song of the country recently.

Now that the song is a hit, it's not intended to disparage the Morris publication, because the Morris firm found themselves with a surprise hit on their hands. Considering that "Carolina Moon" had been begging for publication for five

## CLEVELAND'S HIDEAWAY

Legalized Boozie on Pelee Island in Lake Erie

Cleveland, April 9. Pelee Island, just over the international boundary line in Canadian waters, is to become Cleveland's backyard speakeasy this summer. Island recently secured government dispensary, through which intoxicants may be legally procured. It is but a half day's trip from here, and now Pelee Island expects to clean up a fortune from thirsty Clevelanders and others in these parts.

First steamer this season left for Pelee Island April 9 with wet. Boat rates are low. Many Clevelanders figure it's cheaper to go to Pelee than Canada to get noosed.

## GEORGE KELLY'S CLUB

George Kelly, of the original quartet, Kelly, Adler, Well and Herman, before going into the nightclub business, is now operating the Lido, Detroit. An elaborate show booked from New York by Lou Irwin, included Gardner and Green, Helen Doyle, Wilma Navak and Burns and Swanson.

Irwin managed Gardner and Green formerly at the Little Club, New York, into the Avalon, Detroit, as m. c.

## SCHWARTZ HOFFMAN INN

Louis Schwartz of the Club Richman, at 41, has taken the new Hoffman, Valley Stream, L. I. as his first roadhouse venture. Schwartz will install a large variety name band, go in for radio plugging, etc., to buck the Pavilion Royal and other major competition down Merrick road.

## Organist at Coast Studio.

Los Angeles, April 9. Albert Hay Malotte, who has been a picture theatre organist, is now on the Fox payroll in the arranging and scoring department.

Years, its surprise hit may be readily appreciated in Tin Pan Alley.

Still a Prospect For strange reason, certain dark horses among song MSS. suddenly stop out as hits. Like as not, they are regarded as certainties often do not make the grade. Hence the song in point, "My Angelina," which was slated by Fox to be a hit-up, was the "Evangelical" picture (U. A.) until some-thing happened and an all song was used instead. Whereupon Songs Gilbert changed his original arrangement to "My Angelina," to take up the extra syllable, still having a hit song, which should yet become a sizeable hit.

## Inside Stuff—Music

A Tough Guy in a Tough Spot A tough guy is in a tough spot, in the music trades. Through him it is also tough for the interests he represents. That he ever represented those interests was purely an accident. He was made possible through friends who threw him his chance at the time.

As he improved his chances with everything looking rosy for his end of running the musical business warfare, the tough guy forgot his friends, remember but himself and not any other those who made him. He was to have split with one of the latter but naturally overlooked that as well.

Of late things have switched. Now the tough guy is commencing to find himself blocked in many directions, without knowing where the blocking is coming from. And with more important matters to arise for the interests he represents, the same tough guy will go against the odds and try to make his way before he reaches any.

In other days he dodged responsibility for his errors and claimed credit for many matters that were natural or performed by others in the musical part of the endeavor in which he tough guy has been connected. When the blow off arrives, if the tough guy has not gotten under cover with coin, it won't be a question of dodging or credit. He'll just fade away like all tough guys who live on a bluff.

## Unknown Hit Surprised Owner

One of the choicest Tin Pan Alley anecdotes is that of the music publisher who didn't know he owned the biggest song hit in the country. It was a picture theme song which the music man had shipped on to the coast, along with a flock of other men, for possible synchronization into a feature of a company with which his firm was exclusively allied for synchronization.

Then the pub. went to Palm Beach. On his return, he asked his staff what they thought. He was told that such-and-such was the No. 1 song of the country. Whereupon he asked: "Who's publishing it?" only then learning that it was his firm's.

It proved a bit despite themselves, coming to the fore from the screen. What was more, the picture was only a fair release, but the song had reached vast audiences from the screen.

## Known as "Fast One"

Lloyd Campbell, former treasurer of the Orpheum, San Francisco, who recently went into the music publishing business, put a fast one over on Villa-More. The latter concern had a song entitled "Walking Around in a Dream," by Larry Yoell and Bob Spencer. It is said V. M. didn't like anything but the song and so he turned it over to Campbell and told him that if he would get Ted Lewis in on the number and give \$500 each in advance royalties to Lewis, Bob Spencer and himself, Lewis would put the number into his act. The agreement also provided that they get six cents a copy on every copy.

The deal was quickly closed. Lewis is now using the number and it is reported to be a hit in San Francisco and Los Angeles.

## LEADING ORCHESTRAS DIRECTORY

**IRVING AARONSON**  
and HIS COMMANDERS  
Opening Show for the Summer  
ROOSEVELT HOTEL  
Los Angeles  
VICTOR RECORDS  
EXCLUSIVELY

**PHIL FABELLO**  
and His  
ORCHESTRA  
The Different Ensemble  
Presenting  
COLISEUM THEATRE  
New York City

**ROY FOX**  
and HIS ORCHESTRA  
"The Whispering Corset" and  
"The Corset" and  
"The Corset" and  
MONTMARTRE CAFE  
HOLLYWOOD

**OWEN FALLON**  
and his  
CALIFORNIANS  
OUR SECOND YEAR  
PALAIS DE DANCE  
LOS ANGELES

**VINCENT LOPEZ**  
and His ORCHESTRA  
ST. REGIS HOTEL  
New York City  
DOUBLING IN  
R-K-O VAUDEVILLE

**CHRIS MANN**  
and His ORCHESTRA  
LAFAYETTE CAFE  
LOS ANGELES, CALIF.

**PHIL PHILLIPS**  
BAND  
NOW PLAYING  
CLUB BAGDAD  
"Seaside" and "The Club"  
DALLAS, TEXAS

**JESS STAFFORD**  
and His ORCHESTRA  
NOW  
PALACE HOTEL  
SAN FRANCISCO  
P. S.—Brunswick Recording

**PAUL WHITEMAN**  
And His Greater Orchestra  
Indefinitely  
ZIEGFELD MIDWINTER FROLIC  
Personal Direction,  
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**THE BRICK TOPS**  
(FABRISAN RED HEADS)  
America's Greatest Girl Band  
Now Headlining RKO "College Days"  
Permanent Address  
28 West 10th St., Indianapolis, Ind.

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and His  
R-K-O ORCHESTRA  
Now Permanent Feature Each Week at  
ORPHEUM THEATRE  
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America's Greatest Vocalists  
Headlin' Home to N. E.  
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**B. A. ROLFE**  
Radio's Premier Conductor  
Lucky Strike Dance Orchestra  
Palais D'Or Restaurant Orchestra  
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## Mayo Claims Offside

Stuff on Kit-Cat Date

After being set for London at the Kit-Cat, Eddie Mayo and his Harmonica Gang had the contract canceled. Booked through the management of the William Morris agency, Mayo threatened litigation because his bookings were set back to September in order to give Borrah Carleton an opportunity at the booking, he claims.

Mayo was set at \$1,500 for four weeks. The Minervich figure is \$2,000.

Mayo signed through Lou Irwin to succeed Minervich in "Good Boy" on the road after the Broadway run. This left Mayo free for the summer to book abroad. Having the form dates set he invested in passage, new instruments, settled his affairs, etc., pending formal consummation of the favorable contract of London.

Mayo complains that Lastoford held out a telegram on him for five days and that later the booking was switched to Minervich for the fall.

Lastoford, says Mayo, offered to settle with him for \$400.

## FOREIGN DATES CALL

Reetta and Ramon have been unable to make their foreign bookings and must sail April 20 for London, Paris and the Riviera resorts, Beauville, Cannes and Biarritz.

The dancers are current at the Casanova and would stay there into May because of the favorable contract terms, but must sail.

## Colored Band in Ballrooms

For the first time in four years Charles Johnson's Victor record orchestra, from Small's Paradise, Harlem, black-and-tan, will tour the New England and Pennay ballrooms.

Johnson's band was acclaimed winner in a battle of music with Duke Ellington's Cotton Club orchestra at a Monday morning "breakfast dance" at Rockland Palace last week.

**TAVERN**  
A CHOP HOUSE  
OF EXCEPTIONAL MERIT  
156-5 WEST 48TH STREET  
East of Broadway

## TED HENKEL

**Musical Director**  
Conducting Pit Orchestra  
Columbia and Victor Records  
WITH ORCHESTRA OF 50  
Also Conducting and Supervising  
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WITH BAND OF 50  
CAPITOL THEATRE  
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DAUGHTER, COME DOWN  
GREATEST FOX-TROT SONG-HIT  
Slavery Free, Copy Free  
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Full Orch. with Sax and Banjo and  
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# Obituary

**LOUIS STAUCH**  
Louis Stauch, old time Coney Island and restaurant, died April 4 at the Caledonian Hospital, Brooklyn, N. Y., due to heart trouble which gripped him a month ago while resting in Florida.

He was one of the pioneers of the old island, coming to America in 1886 from Germany. One of his first jobs was playing the piano in an island restaurant at one time his accompanist on the violin was August Kuhne, now police inspector handling traffic in Brooklyn.

Mr. Stauch's first private enterprise was the Stauch Newark House at the island which looked after the boat trade coming in from Newark. It was destroyed by fire and he built a still larger place which suffered the same fate as the first—flames ate the place up.

His final move was the building of the restaurant at Stratton-Walk and the Bowers at the island, which brought him his greatest regret. The arrival of prohibition prompted him to sell the place and in 1926, after the sale, he retired.

He was noted for his philanthropic activities. Practically all local hospitals received his donations and poor families were always looked after by him. In 1922 he was granted divorce from his wife, Mrs. Mathilda Stauch. There were no children.

Funeral was private on Sunday afternoon, and burial in Greenwood Cemetery. Deceased is survived by a brother, John Stauch and a sister, Mrs. Mary Meagher, both living in Brooklyn.

**JOHN SPARGO**  
John Spargo, 58, for many years associated with picture trade journals, notably as New York editor of the Exhibitors' Herald, and ac-

tive in the organization of the Motion Picture Club, died at his home in Freeport, Long Island, following an illness of several years' standing.

Born in Pleasantville, Pa., he was engaged in newspaper work for 30 years as managing editor of the Boston Traveller, with the Minneapolis Tribune and with the Detroit Dispatch.

He resigned from the Exhibitors'

In Memory of Our Dear Son  
**PAUL NEVINS**  
Nelly Milled by his  
Mother, Mother, Brothers and Sister  
Mr. and Mrs. PAUL KLOTZ

Herald about three years ago, following a nervous breakdown, and for several years devoted himself to regaining his health. To this end he became active as a member of the Rockville Center country club and devoted much time to the picture trade golf tournaments in which he was successfully recovered to take part.

He took an administrative hand in developing the Motion Picture Club at the invitation of Al Lichtman and was at the helm until recurrence of physical disability forced retirement.

Two sons, William C. and Edward Scott, and his widow survive. Funeral services were held yesterday (Tuesday) from the Spargo home.

**EDWARD J. TILYU**  
Edward J. Tilyu, brother of the late George C. Tilyu, died last week at his home in Coney Island, after a brief illness of pneumonia.  
Mr. Tilyu was a long resident of

Coney Island, and was connected with the Steeplechase Park, until the death of his brother, George. He was manager and treasurer of the Park and retired in 1914, maintaining a half interest in the Ferris Wheel. He is survived by three sisters, Mrs. Ellen M. Dringner, Mrs. Kathryn A. McCullough and Miss Emma L. Tilyu and several nephews and nieces. Two nephews, George C. and Edward P. Tilyu are looking after the Tilyu business.

**WILLIAM E. BETTS**  
William E. Betts, 73, actor, died April 6 of pneumonia. He was born at the Hotel Portland, N. Y. He had made his home at the hotel for several years following retirement from the stage.

Among some of the shows in which he appeared were "Experience," "Cappy Ricks," "Polly Prentiss," "Seventh Heaven" and "Pearl of Great Price" which was his last stage appearance. He also appeared in several films.

Widow and a daughter, Doris King, actress, survive. Interment in Kensico cemetery, auspices Actors' Fund.

**WILLIAM SEELEY**  
William Seeley, 64, for many years of the Seeley and West musical turn, died in Boston April 5 following a heart attack. He was born in New York and was buried Monday under N. V. A. auspices in Kensico Cemetery. Bonehill, English performer. A son of this marriage survives. Also surviving is Mrs. Floyd Seeley, in vaudeville with her trained bird act, Lucille and Cooky. For some years Mr. Seeley ran a tea room in Brook Haven, L. I.

**MRS. RICHARD TALMADGE**  
Mrs. Madge Talmadge, 51 (nee Madge Frances Allen) wife of Richard Talmadge, died April 1 in Van Nuys, Calif., of heart trouble. She had been ill for three months. Deceased was formerly in vaudeville, and while playing at the Hippodrome, New York, met Talmadge. They were married in the Little Church Around the Corner, New York, in 1917, and soon after Mrs. Talmadge retired from the stage. There are no children.

**JANET MELVILLE**  
Janet Melville (Mrs. Jane Hopkins), 65, who years ago was of the vaudeville team of Melville and Steaton, died in Harbor Hospital, April 5 of infirmities of old age. Miss Melville was active in stage work for many years until several

weeks ago she became too ill to continue with an act.

She was the widow of Col. John Hopkins and a sister of Samuel W. Gumpert, president of the Coney Island Board of Trade.

**HARRY DAVIS**  
Harry Davis, 55, actor, of "Appearances" at the Hudson, died April 4 of heart disease at the Hotel Harding. He was originally a reporter on the San Francisco Examiner and also an agent for Hogenback-Wallace.

Mr. Davis appeared on the coast for years with Kolb and Dill, Henry Duffy and Will King and also worked in pictures. Members of the "Appearances" cast assumed charge of the funeral at Campbell's.

**ALBERT B. MCCAFFEY**  
Albert B. McCaffey, 78, former showman and actor, died at his home in Los Angeles, April 5, after five weeks' illness. He operated Elitch Gardens, Denver, 35 years ago, later turning actor. He is survived by one son, Kenneth McCaffey, press agent for the Balasore theatre, Los Angeles. His widow also survives.

**LESTER EVANS**  
Lester Evans, 38, stage director, died April 6 of cancer at his home in New York. He had been with a number of Broadway producers. Deceased had been attached for some time at the Academy of Music, New York, as stage director.

**ERNEST V. LAMONT**  
Ernest V. Lamont, 35, for the past five years in the contract department at Universal City, died April 5.

IN MEMORY OF  
**FRANK CLARK**  
April 18, 1926  
MARY MURRAY

of acute indigestion at his home  
Glendale, Cal.  
His widow survives.

**N. Y. State Fair Midway**

Syracuse, N. Y., April 9.  
The Nat. Relais Shows will provide the midway at the 1929 New York State Fair, replacing the Bernardi carnival, which has shown here for the past three seasons at the exposition.  
Creator's band has also been signed for the State Fair.

## Tom Mix With 101

At \$15,000 Weekly?

Chicago, April 8.  
Tom Mix is reported having received an offer to join Miller Brothers' 101 Ranch Wild West at a salary of \$15,000 weekly, with all expenses.

Mix had intended going to Europe this spring. His answer has not as yet been returned to the Millers.  
101 is playing here at the Stadium.

## Ringling Chatter

The Ringling, Barnum and Bailey circus is being sent on the air from Madison Square Garden at a descriptive performance for the first time. The radio broadcasting is being done three times weekly about one hour of the show being given each time. Formerly the radio trick was little more than a ballyhoo, with the animals' feeding time the main idea.

Theo Nelson will soon be in action. Her first child (daughter) was born in Detroit in February. She is married to Ray Marjorie of the ticket department.

The Relinuts, whose high-wire routine is like the Walldens troupe, will not work during the Garden date. Will go into show when it comes under canvas. Much advantageous, the tent being longer than the Garden "lot."

It is claimed that Zaccini, the Italian "human projectile" can be propelled 200 feet through the air from the cannon. That is more than double the distance he goes at present.

There about 15 acts under salary and with the Ringling outfit but not working during the Garden date. All go in under canvas.  
Just as many people with the show as last year. Liberty horses have been cut because of the general use of such acts in other shows. Total stock said to be about the same, however.

## South Bend's \$300 Fee May Stop Carnivals

South Bend, April 8.  
City council passed ordinance establishing license fees for carnivals at \$300 for first day's showing and \$100 for each successive day and in addition \$50 a day for each separate side show, or attraction.  
The intention being to make the license fees prohibitive.

**BEEFEE AND RUBYATTE**  
**ATHLETES DIFFERENT**  
WITH SELLS FLOTO CIRCUS  
CHICAGO ENGAGEMENT  
West Rep. SIMON AGENCY East Rep. ROSE & MANWARING

**SELLS FLOTO CIRCUS**  
**And Buffalo Bill's Wild West Combined**  
TENTH ANNUAL CHICAGO COLOISEUM ENGAGEMENT  
MARCH 30 TO APRIL 28, 1929, INCLUSIVE  
FEATURING  
EUROPE'S MOST SENSATIONAL TRAINED WILD ANIMAL ACTS,  
COMBINED WITH THE FAMOUS SELLS FLOTO CIRCUS BEAUTIFUL  
ZACK TERRELL, General Manager  
J. D. NEWMAN, General Agent and Traffic Manager

**COUPLES LANCELOTT**  
**And FAMILY**  
**SELLS FLOTO CIRCUS**  
NOW



# MILLER BROTHERS

# 101 RANCH

# REAL WILD WEST SHOW

ZACK T. MILLER, Manager  
R. M. HARVEY, General Agent

JOSEPH C. MILLER, JR., Assistant Manager  
FRED SEYMOUR, General Superintendent

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Showing at the **NEW CHICAGO STADIUM--Chicago**  
**MARCH 30th to APRIL 21st--Inclusive**

THE WILDEST WILD WEST THE 101 RANCH HAS EVER HAD

12 HORSES

12 HORSES

## MADAME BEDINI and SIR VICTOR

With the World's Greatest High School Horses

Also the Originators of the "Yankee Doodle" Horse—GOLD FOX

Featured with

CHICAGO STADIUM CIRCUS FOR RUN OF ENGAGEMENT

## JOE HODGINI and CO.

ONE OF THE HIGHLIGHTS OF THE CHICAGO STADIUM CIRCUS

Again Featured with ROBBINS BROS. CIRCUS of Season 1929

### THE Alexander Troupe

America's Premier Acrobats

Featuring a Triple Somersault to  
Chair

NOW AT  
CHICAGO STADIUM CIRCUS

### CARL MANELLO and CO.

The Balancing Marvels

WITH

CHICAGO STADIUM CIRCUS

### FIVE PEERLESS FLYERS

Featuring Bob Fisher

A Wow and How

NOW  
CHICAGO STADIUM CIRCUS

### TOM BROWN

And the Original Six Brown  
Brothers

Featured Attraction with the  
NEW CHICAGO STADIUM  
CIRCUS

When in Chicago, visit Tom  
Brown Music Co.  
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### GEORGIE HANFORD and CO.

THE RIDING FOOL

Featured with CHICAGO STADIUM CIRCUS

### THE FAMOUS RIDING ROONEYS

CHICAGO STADIUM CIRCUS

Direction BARNES & CARRUTHERS

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Featured with CHICAGO STADIUM CIRCUS

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(American Clowns)

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100

# LOS ANGELES



"ROB REEL," the charming critic of the Chicago "Evening American," said: "Anyone who can put it over like he can is certainly there. Balaban & Katz surely threw a 'Seven' when they gambled on JACK OSTERMAN"—

—AND CAROL FRINK, the lovely critic of the "Herald-Examiner," was kind enough to say: "Anybody who can sing 'Sonny Boy' and make the audience cry for more needs no further recommendation"—

—THEN "VARIETY" SHOUTED: "THE KID'S OVER" meaning JACK OSTERMAN. "Not since PAUL ASH left has the Oriental known so much life as with Osterman. He went from comedy to ballads and brought the curtain down to an uproar with 'Glad Rag Doll' with just himself and Doris Roche on the stage. This last bit was a pip winding up a great show."

**MR. A. J. BALABAN**

*Wrote*

"—This is to let you know we exercise our option on your services. Everyone in the Balaban and Katz organization is very much pleased with you and tell me it is a joy to work with you."

*My Best Wishes to*

My Bosses . . . . . BALABAN & KATZ  
 My General Manager . . LOUIS LIPSTONE  
 My Producers . . . . . LOU McDERMOTT and WILL HARRIS  
 My Publicity Man . . . WILLIAM HOLLENDER  
 My "Oriental" Manager . ROY BRUDDER  
 My Maestro . . . . . VICTOR YOUNG  
 My Directors . . . . . WILLIAM MORRIS OFFICE  
 My Pals . . . . . "THE MERRY MAD GANG"  
 My Secretary . . . . . I "JAKE" JACOBSON  
 My Sweethearts . . . . THE CHICAGO PUBLIC

and

My Evil Influence—Collaborator and Philosopher  
**GEORGE ROSENER**

(WATCH FOR OUR NEW REVUE)

# JACK OSTERMAN

ORIENTAL THEATRE, CHICAGO

# THE NEW YORK TIMES

PRICE

25¢

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## THE NEW YORK TIMES

### Wealthy Dowager's Golden Spoon Duo Of Composers Get \$20,000 Radio Plug

Mrs. Ann Walworth Penfield, the wealthy 75-year-old dowager who is Earl Carroll's backer in "Floretta," is spending \$1,050 weekly for 15 minutes of commercial radio time every Sunday from 2:45 until 3 p. m., known as Bagby and Romilly Melody Period.

Bagby and G. Romilly are the composers of "Floretta," the Carroll-produced operetta, which was the reason Mrs. Penfield locked the production up to \$300,000.

To further exploit her proteges' tunes, one of whom, Bagby, is her nephew and the other, Romilly, closely linked through social connections, Mrs. Penfield has engaged the facilities of WEAF and is allied with 15 stations, each totaling \$1,150 for the facilities alone.

This is exclusive of the talent. Edmund Hiler is the tenor and George Ransely conducts a string quartet. Lawrence Tibbett, the Met baritone, was to have been the featured songster but the opera's objection to his etherealizing eliminated the name singer.

Mrs. Penfield's vigorous, not to mention costly objective, to do all possible to exploit her two song-writing proteges is the most unusual case of its kind in the show business. Even a scion of so prominent a social house as Otto Kahn was told to step for himself if, as Roger Wolfe Kahn persisted, he was desirous of establishing himself in theatricals. Kahn managed himself. Bagby-Romilly are the golden twins of the theatre in having everything so underwritten that the constant miles on getting their attention at last.

As far back as last fall, Vincent Lopez and other eminent radio maestro received up to \$200 a week as a friendly consideration for regularly exploiting their radio broadcasts the theme "Dream Boat" waltz of "Floretta."

Mrs. Penfield has contracted for her 15 minutes for a minimum of 13 weeks, with possible renewals. That means over \$13,000 investment for the radio facilities alone. With talent, etc., it spells about \$20,000.

Her proteges are playing the radio facilities alone. With talent, etc., it spells about \$20,000.

It is a question whether the tagline-Romilly could gross that much in the small percentage of the royalties to the composers.

**Costume Audiences**

F. Douglas Hutchinson, producer of another revival, "The Streets of New York," due at the Spanish Theatre shortly, is playing the morgue on the New York Times.

His is 29 years old.

His production is playing the production from the society angle, making it compulsory for every one in the audience to be in costume.

Living Strauss, press agenting the show, in for 25 per cent.

### Actors Getting Up

Chicago, April 16. Any morning now and there are around the Morrison Hotel or Sherman House may be seen actors awake.

They are watching the ticker, showing the 10 o'clock scores on the New York Stock Exchange.

Los Angeles, April 16. Show people including the acting boys of the colony are still setting the alarm for six in the morning. That means 7 at the nearest broker's office, to hear the death calls from Wall Street. New York, through the three hours difference in time.

While the boys may be losing their dough trying to get smarter people's money, the early rising is making this town regular in its professional bedtime.

### FOX'S WIRELESS PLAY-BACKS FROM FIJIS

Washington, April 16.

William Fox is the first to secure the use of a special wave length for a limited period to test sound shots through the air. A special license was issued by the Federal radio commission last week, so that Fox Movietone sound "talkies" on a picture being made in the Fiji Islands could be broadcast back to the Fox studios in Hollywood. Results thus obtained will govern re-takes while on location.

Idea was sold to the commission upon application for "experiments in connection with broadcasting sound film."

This will be the first test of broadcasting sound films on short wave length according to Martin Codel, radio expert here. General Electric has broadcast such films but always from its high-powered station at Schenectady, N. Y., and on the regular wave length.

According to application filed by Fox representatives, a 1,000-watt station will be erected at Beverly Hills, Cal., by July 2 to send immediate messages to the company on the islands. Fox also will use this station for other companies, the commission indicating it will cooperate with the producer.

### Known Instances of Either Attractions Becoming Important to Vaude or Picture Houses Possible of Duplication Many Times Over—Something Stage Showmen Overlooked

### RUDY VALLEE, FREAK

Compared to legit names like Barrymore, Sothern, et al., radio as a star maker is unprecedented in its sensational opportunities to newcomers in the show business.

Boosting a \$60 a week saxophonist into the \$4,000 class is Rudy Vallee's record. Booking a radio-famed café band, Jack Lombardo, doubling him from the Granada club, \$6,000 into the Chicago theatre of that city (Balaban & Katz) is another startling radio highlight for stage possibilities.

Comparatively unknown in the east are Jack and Jean, songsters from WLW, Cincinnati, who took the unprecedented gross of \$1,000 out of Fort Wayne, Ind., where they played four days on percentage. Jack and Jean turned down \$3,000 for a split week, later \$4,000 and held out for the percentage gamble. They are good for the immediate three states radiating out of Cincinnati's WLW station.

The case of Vallee in the east is the world-here. Almost overnight (Continued on page 69)

### Big Concert Names In Talking Shorts

Gail-Curet, John McCormack and several other international concert artists will appear in talkies for the first time in a series of 52 one-reel shorts now being produced by Columbia Pictures in conjunction with the Victor Company.

Many names not previously in talkies are being lined up for production as soon as signed by Victor for records. There has been some delay in film production recently owing to the strong competition being offered by the picture among Columbia, Victor and Brunswick.

Trenton plans call for the dramatization of some of these artists through special material instead of a straight recording. One-act skits may be written around people such as Marion Talley and McCormack.

In addition to 52 one-reelers Columbia will produce a series of about 26 two-reel talking comedies and 26 one-reel comedies.

### Mechanical Acts For Keith's Vaude; Television—Televox—Theremin

### Free Lunch De Luxe

Latest addition to the thrice quenching places in New York is a bar reminiscent of the famous long mahogany in Tia Juana. It is claimed to be 75 feet long.

The place's specialty is beer and a free lunch counter, the free eats ranging from hot clam juice to Virginia hams. Fellows who run the joint say the free lunch counter costs them \$150 a day. Patrons can eat all they want.

The joint a clean-up.

Doors unguarded.

### Air Wise Cracks N. G.; Costs Agent \$10,000

Smart cracks via radio are being frowned upon, judging from the wholesale cancellation of talent ordered by an important entrant into the field of ether advertising.

Veodel hour, sponsored by the Tidewater Oil Co., started broadcasting via the Columbia system.

One of Broadway's best-known actors and after-dinner speakers was engaged. A Tidewater official listening in objected to one of the remarks and the next day ordered the advertising agency in charge of arrangements to cancel all talent thus far booked.

Agent, who had engaged a number of stars, had no alternative but to accept the verdict, since there were no written contracts in force.

That this may lead to the further use of contracts with feature people for radio is probable. Among those cancelled were several stars whose specialty runs to songs rather than chatter, but no exceptions were made in this case. Agent estimates his loss in commission at about \$10,000.

### Society Lad Cured

Mark Thiglit, society lad and Yale grad whose mother gives blue book concerts and musicals for needy college youths, has given up the stage, having flopped admittedly as a butt actor.

Young Haight, instead of histrionics is directing his business bent toward arranging a world tour for actors and college boys exclusively. He has issued fractious illustrated pamphlets indicating the nature of the cruise and the ports to be visited.

Rehearsals to sail June 12 on the "DeGrass."

A committee of four has been appointed by Radio-Keith-Orpheum to study for possible advancement the "stage presentation of scientific developments." Members are H. L. Danson of RCA, chairman; F. C. Barton of General Electric, W. S. Waken of Westinghouse Electric and Macklin Magley, R-K-O.

Magley is head of Keith's production (vaude acts) department. The other three are electrical engineers. The three principal inventions to be applied to the stage under the committee's direction are Television, Televox (electrical man) and Theremin Ether Music.

Ultimate desire of R-K-O, according to advice to the committee, is for practical presentation of one or all of the three devices upon the stage of a Keith vaude theatre by no later than September. There is chance Televox may be seen by vaude audiences in an unperfected state within six weeks.

Along with the publicity that is looked for, R-K-O will concentrate on building the mechanical presentations into attractions. Demonstrations before scientific and electrical groups will be given as previews.

Thought is to combine entertainment with actual research developments, giving audiences an advance insight on mechanical improvements in their unperfected form.

General application of science to the stage is regarded as a new form of show business in embryo, bound to progress with the strides of engineering men in the west.

R-K-O's committee of four will leave New York April 24 for Westinghouse and G. E. plants in Pittsburgh and Schenectady for first hand study of the mechanical acts of the future.

### Jolson Ring Try

Los Angeles, April 16. Al Jolson has aspirations as a fight promoter. He is now negotiating with Ed Doyle, publisher of the business detail for a proposed midweight championship bout between Alfie Walker and Art Hudkins.

Jolson will guarantee the fight, and a time limit it was to be held at Wrigley Field here July 4.

### Theme Song for Bridge

Bridge houses now have a theme song. The melody was written by Sam Hirsch, publishing, Bernard Malin and Ray Dool, authors.

**BROOKS**  
THE NAME YOU GO BY  
FOR 200 OIL  
**COSTUMES**  
COSTUME DEPARTMENT  
1437 BROADWAY, NEW YORK  
1437 BROADWAY, NEW YORK  
1437 BROADWAY, NEW YORK



## Hold-Up Tactics of French Film Leaders Unlikely to Sell French Cheaters Here

American picture producers will suffer a loss of approximately \$1,000,000 if the new French proposal for further restrictions on American pictures is carried out. The loss would be in theatre and real estate investments by Paramount, Metro-Goldwyn-Mayer, Fox and others, since the new law would make it economically impossible for American pictures to be distributed profitably, and the withdrawal of American pictures would leave the American exhibitors without film with any drawing power.

Spence, Hurel, Aubert and one or (Continued on page 43)

## Aliens in Hollywood

Los Angeles, April 16. With the new immigration laws in effect a little more than 30 days, alone in the picture colony are commencing to pay more attention to enforcement of their entry permit and a general feeling is coming up of enforcement all around.

New law provides for immediate deportation of any alien who has overstayed the prescribed limit in this country, and such deportation constitutes a bar for at least against further re-entry. Also a heavy penalty is provided for any attempt to re-enter once having been deported. Extensions to alien permits are still being handled through the immigration department in Washington.

## Tie Up Spain

Washington, April 16. One company has secured up the Spanish motion picture industry. Bankers tied in with the Cinematograph Nacional and "Cinecra" accomplished this in less than a year, the company having been formed last fall.

In making this report to the Department of Commerce Commercial Attache C. A. Livergood, Madrid, adds that the control extends to both production and exhibition.

Under new operation houses tripled receipts.

Spanish press is commending the new plan and says Spanish capital invested to a greater degree in pictures.

## HOME FILMS MURTING

Washington, April 16. South America is taking up amateur films. American artist at Buenos Aires says Argentina, alone, has developed a great market for cameras and projectors, it being the fashionable thing to have home movies.

That an official report should come through on the development is taken here to indicate the picture theatres are feeling the home relief.

## ITALIAN FILMS DYING

Washington, April 16. Several of the smaller Italian production companies are dying of quotas, etc., are beginning to fail by the wayside, says a report to the Department of Commerce.

Latest to go out is R. A. Cinema Theatre di Piero di Cadore.

## PARIS FILM BILLS

Guamont—"Road to Romance" Paramount—"Magnificent Film" Marmeline—"Dancing Daughters" Depierre—"Jazz Singer" Cane—"Lilac Time" Electric Palace—"Kid Roberts."

Lehrbas in Far East Lloyd Lehrbas, assistant editor of the Paris-Viection News, is scheduled to shortly leave for the Far East as director for that section of the newspaper.

Lehrbas will organize and place orders on permanent district assignments there.

## PARIS-FRANCO 30 TO 4 DEAL

France Films, which recently opened an American office, has effected an interchange agreement with Radio Pictures (RKO) and Pathe. Under the RKO will distribute in France pictures for both companies. In return the American companies have agreed to handle the four France features in the U. S. The arrangement is for this year only.

Official Franco office declarations are made that Metro-Goldwyn-Mayer will also aid in American distribution of its products or else pressure will be brought to bear. Arthur Loew's trip to Europe on April 20 is said by the Franco office to be chiefly on the matter of Metro's leases of Gaumont houses which France has taken over.

Radio and Pathe, under their agreement, retain the right to assume a supervisory hand over the Franco pictures they accept. This includes even naming the director and passing upon the script while Franco's idea is to accept any 50 pictures which both companies like overseas.

## RUSSIA'S FILM HOUSES

Increase Theatres to 9,200 by '33—  
Basis for Directors in Kiev

Washington, April 16. Russian Sukru has laid down a schedule for the next years calling for an increase in the present 2,000 theatres in the Ukrainian republic to 9,200 houses. Plan also calls for 2,388 workman clubs to have film equipment installed. Report adds that in addition 4,600 villages will have projection installations and 1,200 schools. In the large cities 15 and 10 theatres will be built, each having approximately 2,000 seats, and 20 seating 700 each.

Production plans call for 240 features divided as follows: 30 in 1928-29; 40 in 1929-30; 51 in 1930-31; 65 in 1931-32; 85 in 1932-33; 100 in 1933-34. Ukrainian High School of Cinematography will in the future forgo exclusive technical instruction and a special school of directors to be established in Kiev.

## British Exhibs Rise

London, April 16. Disappointment over no seat tax relief being included in the current political budget is so keen that many are now moving exhibitors to use their screens against the present government during the coming general election.

## Stoll's Wire by Aug.

London, April 16. Alhambra and Gaumont 240 feature films, are due to be wired by the end of August.

Stoll's plan is to be the first to get complete, installation being scheduled for completion by the end of June. London is listed to be set on Aug. 23.

## MOULIN FOR FILMS!

Paris, April 16. Much talk of turning the Moulin Rouge, temporarily devoted to vaudeville, over to pictures for a time, but nothing definite has come out. Several bills for the property have been made. One bidder reported Paramount, but denied.

Barbette, injured in a fall from a tripwire on the Moulin stage, is still out and has been replaced temporarily by Rosita Barillon.

## GEORGE WOOD

17 Tring avenue, Belling Common, London, W. 6, England.

The "Pearl Pan" of vaudeville. The artist of great artistic versatility who has received unqualified praise from the world's greatest critics. Fully booked.

Direction: Ernest Edleston of London.

## Europe Skeptical

European picture circles are beginning to be swamped with talk about talkers almost to a similar extent as here at the start. The foreign producers have been skeptical for the most part until recently. The same feeling of uncertainty is prevalent. The foreign producers refuse to learn through the mistakes of American producers or profit by their experience from accounts.

An American executive recently returning from Europe reports that despite the success of the talkers European producers are undecided about future production and question the permanent drawing power of talkers. One of the important questions abroad now is "Are talkers drawing on novelty only?" The answer to that by the American public is not being accepted as an example of what would happen in Europe.

Foreign producers are convinced that the European public does not respond as easily as the American.

## Pola Admits Intention To Divorce Prince

Paris, April 16. Making the date complete, Pola Negri has admitted it is her intention to seek a divorce from Prince M'Divani. She hopes to complete the court formalities before departing for London in about a fortnight, there to undertake the making of a psychological screen production.

Until the confirmation by Miss Negri it was known in film circles here that the Prince was quite prepared to lose his helpmate. His version was that the couple were hopelessly incompatible. Break came when M'Divani proposed going to Rome to visit his mother. Pola voiced objections and even when her husband renounced the trip, she refused to follow.

Pola for a time refused to discuss the rift.

## Another Stock Issue

London, April 16. London and Suburban Spring Cinema Co. make a public stock issue this week. Capital is \$175,000, of which \$75,000 will be issued in three tranches.

Organization owns seven theatres, four of which are in London. Directors include Walter Payne, Leo Moss Empires, and Arthur Cohen.

Three of the London houses will be wired by Western Electric.

## Sybil Carmen Dies

Paris, April 16. Sybil Carmen-Reves, wife of the Fox film official and a former "Follies" girl, died here pneumonia yesterday (Mon).

She was 34 and was two years ago two children survive. Her husband is now in New York on business.

## Native Film Tariff and Subsidy, New U. S. Proposal: French Weaken?

## H. M. WARNER'S WARNING ON EUROPE—NOW

Paris, April 16. Harry Warner is back from Berlin with his pessimistic views of Europe at the moment.

"Any American picture man who puts money into Europe at this time will be 'beating the band'."

Until the Americans get some sort of assurance from the government that conditions will be stabilized and won't change from year to year, investment of American capital is still a risky proposition.

Warner made no agreements in Berlin, contrary to reports. He leaves for New York tomorrow and calls for home the end of the month.

## TAXPAYERS BEAR 12 MILLIONS THEATRE LOSS

German Provincial Houses in  
Bad Shape—One Losing  
3,000 Marks Nightly

Berlin, April 16. Subsidized theatres in the provinces are in a worse state this year than last. It is estimated that over 100,000,000 marks are spent on producing and that of only 50,000,000 has come back in box-office receipts. In other words, a net loss of 50 million marks (\$12,500,000) has to be borne by the taxpayer.

A particularly crude example is the city of Düsseldorf. Its total loss is over 3,000 marks nightly with the average receipts only about half of this. And now the city is even considering raising this deficit to 5,000 by adding a second theatre.

As a result of this Heins Helms, formerly general manager of the Deutsche Schauspielhaus, has taken concrete form the often made proposal to do away with the local repertory company and to have completely cast plays from a central point, some large city. This would eliminate the expense of a huge ensemble of which only one-third is usually playing nightly.

Some or later a compromise of this sort will have to come. The old fashioned repertory system is no longer in vogue. Some players in all roles whether they are suitable to them or not.

## Ufa Sounding and Wiring With Klangfilm

Berlin, April 16. Ufa has closed with Klangfilm to make a public stock issue. This includes the wiring of theatres. Ufa has closed with Klangfilm to make a public stock issue. This includes the wiring of theatres.

Production begins in a week on these four at the Klangfilm studios. Ufa is building its new sound studio at Babelsberg which is already by the time the next Erich Pommer picture goes into work this summer.

Ufa also has signed for the Stillen (Still) and has taken sound reproduction and may also line-up for the Terrafilm method too.

Ufa denies Radt-Keth-Orpheum has bought 49 per cent of its stock to the effect of taking over the company.

Only stock in out side hands is held by the Deutsche Bank.

## Aerial Paris Shots

Paris, April 16. Denison Clift, American producer, has arrived from London and announced his intention to take aerial shots of Paris from the tip of the Eiffel tower, to be used in a feature film. The photograph "City of Paris" to be called "The City of Paris."

Paris, April 16. At new conference this week it is expected the American producers will propose, instead of quota terms, a tariff on film imports with part of the revenue going to the native industry.

French producers are expected to offer a counter proposal, retaining the quota principle, but making the value ratio more favorable than three to one.

Meantime it is conceded that the bold move of the Americans in calling for trade showings and talking withdrawal is the best thing that has happened since the war began, and that it will help to let the Americans know where they stand and has checked the repeated claims of the native producers to hold off until September and then spring contingent rules when it was too late to negotiate.

Whole affair has stirred up a tempest and now involves intricate French political maneuvering.

Go into Huddle After a two-hour conference Saturday between MacLean of the American Embassy and Poncet for the Government (Ministry of Fine Arts), it was determined that the American and American trade and representatives of the French industry to participate in another conference this week.

Purpose of the second meeting is to see if any compromise can be reached. It is planned to have Harold Smith represent the Americans and the French.

Story now is that the Americans will lay down the proposal that all importing and quota regulations be abandoned and in their place a tariff on film imports be arranged, with the suggestion that a part of the tariff revenue be applied to the encouragement of the native industry.

The French side, on the other hand, among them, are understood to all importing and quota regulations be abandoned and in their place a tariff on film imports be arranged, with the suggestion that a part of the tariff revenue be applied to the encouragement of the native industry.

The French side, on the other hand, among them, are understood to all importing and quota regulations be abandoned and in their place a tariff on film imports be arranged, with the suggestion that a part of the tariff revenue be applied to the encouragement of the native industry.

Some papers, however, say requirement of the Americans would be the best thing that could happen to the French industry by forcing native producers to make better product. This view is spreading.

Quota Cinematograph Francaise, most important trade publication, and the French film press, are violently denouncing the contingent and argue that no product can be sold in France. They are also denouncing the contingent and argue that no product can be sold in France.

Commedia, French theatrical paper, bases an attack on the trivial ground that it was impermissible to the French industry to release comments to the press and to take part in the conference.

## TWO ENGLISH NEWS HERE

London, April 16. To avoid delay during the wiring of the Estrone, Studio two will leave from British International are leaving for Hollywood where Syd Chaslin and Virginia Banks are taking their quota "Mumming Birds" Banks will direct. An all-talker.

Studio outfit will be under A. Dupont who will make "Atlantis," original, also as an all-talker.

## M-G's First London Talker

London, April 16. M-G's first London talker, "My Valentine," opened at the Empire (Saturday April 13).

## FOSTER'S AGENCY

GEORGE FOSTER (Established in 1890) HARRY FOSTER

STILL THE LARGEST IN EUROPE

8 Shaftesbury Avenue, London, W. 1. Cable: Confirmation, London. Telegram: Gernard, London.

Recent Bookings Include: Howell, Harzer & Naldi



## Chaplin Tells Why Leaving United Artists—Refuses to Be Tied Up in Schenck Deal

Los Angeles, April 16. Charlie Chaplin says he will not go in the United Artists deal placed under way by J. M. Schenck, United Artists, consolidated, Chaplin states that one of the conditions for him to sever pictures within five years and he does not want to be tied down by any such contract. Other reasons stated by Chaplin are personal, based upon his picture experience. He stated that the conference called by Schenck of all of the U. A. stars at Pickfair about a week ago.

In withdrawing from U. A. rather than go through with the Schenck proposal, Chaplin would have received 125,000 shares of U. A. Co., that were to be allotted to him. That number of shares is valued at over \$8,000,000.

In the open market as his own producer, making his film companies as has been his custom, Chaplin says the matter of distribution does not bother him; he will distribute his own output through a staple distributor or otherwise.

### Quotas

Other quotas laid against the U. A. stars within the next five years are seven for Douglas Fairbanks, four for Mary Pickford, by Samuel Goldwyn and four by Gloria Swanson. The Chaplin interest in the U. A. deal, Pickford and Swanson might each finish their quotas within two years, while Fairbanks could do so in a long before the five years shall have elapsed and the same by Goldwyn, who is with U. A. until the period of working. Chaplin might eventually find himself the same U. A. star yet to finish up, according to the U. A. Co. contract.

It is said that the U. A. people agreed with Chaplin, that by the contemplated agreement, he would net for himself from \$100,000 to \$200,000 within the five years. Chaplin's comment upon that was that he would not want to earn \$200,000 within the next five years. The gross of Chaplin's "Modern Times" in the U. S. and in the foreign market, \$800,000. The gross on Fairbanks' "Cauchon" and "Private" closed at \$1,000,000 and \$400,000 in the States and \$500,000 abroad, each. If he were a better picture man, Chaplin thinks he might see the U. A. reorganization differently, but in view of having the Fairbanks grossed by over \$2,000,000 he fails to understand why he should be placed on a par with that star.

### \$40,000,000 Valuation

It is said that Schenck presented figures to the holders, as to the value of U. A. last year of \$60,000,000. The bankers are reported to have appraised U. A. on that statement at \$40,000,000 and advised Schenck to dispose of a half interest in the Schenck-Warner deal, with Schenck making a qualified announcement here upon the making of a possible Warner affiliation, without having mentioned or consulted Chaplin's position. At the time Schenck informed the newspaper men of the impending Warner deal, he said that if the U. A. stars consented, it would not go through.

Harry Warner is back in New York today. Schenck and most of the U. A. stars are reported leaving for New York the beginning of the week. If the Warners and the U. A. people were to agree and Chaplin would stick by his guns, it, the famous contract outside the U. A. fold, unless Schenck declined to go through with the Warner deal without Chaplin.

### Foreign Deal

Another disputed matter between Schenck and Chaplin is Chaplin's refusal to approve the submitted form of foreign distribution in U. A. product in Germany. The new foreign arrangement includes a distributor to be called "Terra" and the deal is controlled by J. D. Farber of the Dye-Trust.

When the proposition was outlined to him, Charlie did not consider nor rating his pictures with all of his associates. The proposition for him, neither did he consider equitable the proposition the Terra retain 80 per cent of the net on each picture until the amount reached 1500 marks.

Under the law going into effect

### Fox's Concentration

It is thought doubtful if William Fox will take the immediate steps to merge, consolidate or consolidate his picture interests.

Above the only plan Fox has in view along which line is said to be a central purchasing department for pictures.

## GRIFFITH MAY DO EPIC FILM ON TEXAS

San Antonio, April 16. A group of wealthy men, through the Chamber of Commerce, have made a proposition to W. Griffith to produce a super picture dealing with the history of Texas. They will supply the finance to the extent of \$2,000,000.

Proposed is that the film be synchronized and have major battles in the Texas Rangers, Battle of the Alamo, etc., as the background.

Griffith, now in New York, will not do anything on the matter until a representative goes north to work out final details. This will probably take place within a week or 10 days.

General Moody, of Texas, and John Dillon, of Dillon, Reade and Company, bankers, have been on the matter, returning New York.

## Illinois Woman Censor Had Stewed Husband

Chicago, April 16. Mabel E. Rowland, head of the Chicago picture censorship board, has secured a divorce from Leander L. Rowland, butler and ex-gentleman, of Lucke William Gennell, of grounds of drunkenness.

When a previous suit for divorce by the husband came to trial two weeks ago, based on charge of desertion, Judge Gennell claimed that Mrs. Rowland file the cross-bill.

Marriage was 29 years ago, and separation 10 years later.

In Germany July 1 next, the United Artists will not be permitted to distribute pictures there, as it has been attributed to the U. A. situation. To avoid this situation Terra was to be formed.

The U. A. board of Internal Revenue Affairs has 150 permits may issue to foreign pictures. Out of this number 100 are to be 30 permits to issue to any company entitled to them. Schenck figured that the Dye Trust which claimed some of these 30 by reason of affiliation would allot them to Terra, which would put United Artists in the clear.

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U After Chaplin

With Chaplin disinclined toward the company combination, Universal has made an offer to the comedian to write his own tickets in case he splits from U. A. with other companies also making overtures. Nick Schenck, now at Monterey, is to return east with his brother.



**SEYMOUR FELIX**  
Now in California as Supervisor of Danon Production for Fox. Director of "The Wizard of Oz," "WHOOPEE" and "ROSALIE."

Personal Management  
M. S. BENTHAM  
1664 Broadway, N. Y.

### "ALIBI" OVER RORY

Costing U. A. But \$1,000, Split Among Play Authors

United Artists has framed a 47-station book up through the Columbia book whereby a tabloid version of "Alibi" will be broadcast Sunday night (April 21) with Chester Morris and Eleanor Griffith from the east. U. A. pays \$1,000 to the three authors, John Wray, J. C. Nugent and Elaine Carrington Sterne for the radio rights, Grisby-Grunow Company donate the time during its regular Sunday night hour.

Roland West, producer-director of "Alibi," will act the parts played by the picture by Pat O'Malley and Jewel Carmen will play the Mas Bush role.

Griffith, now in New York, will not do anything on the matter until a representative goes north to work out final details. This will probably take place within a week or 10 days.

General Moody, of Texas, and John Dillon, of Dillon, Reade and Company, bankers, have been on the matter, returning New York.

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When a previous suit for divorce by the husband came to trial two weeks ago, based on charge of desertion, Judge Gennell claimed that Mrs. Rowland file the cross-bill.

Marriage was 29 years ago, and separation 10 years later.

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## Comparing Pioneer Motion Pictures Of 50 Years Ago With Modern Output

### JOE SHEA'S REASON

Hollywood, April 16. Joe Shea, of the Fox studio publicity staff, is young, single and a New Yorker.

Joe Shea, in reply to a question as to whether he would get married out here by saying: "That's what I want to go back east; I'm afraid I'll get married."

## ROXY MUSIC HALL SHOW; NO FILMS

A Roxy music hall is expected to arise on the site acquired by William Fox behind the Roxy theatre, extending to 6th avenue. It will seat over 5,000.

A music hall S. L. Rothafel (Roxy) will produce. It is said, only stage entertainment at a popular price. These criteria, however, for their features will be held up for four weeks on a run. They will include American and foreign stage celebs, with Roxy having the Fox entertainment channels to draw from.

Roxy has had the idea for months, selling it to William Fox, from reports. The purchase by Fox of the site was announced last week. Land cost probably around a million.

In the proposed scope of show no pictures will enter, other than possibly the Fox Movietone News or a talking short now and then.

### Keith-Pan Hitch

Los Angeles, April 16. Report is the RKO-Pantages deal has met with a hitch. Pantages (Monday) said that RKO's option will last until the end of the month, but it is also said that he has made overtures to dispose of his houses to Fox, which organization is reported not particularly interested.

Delay on the RKO angle is said to be due to Keith's being disinclined to even Pan, Rodney, as an executive in that outfit.

### CRITICS AT PLAY

Chi Reviewers Ask Dix Grog Phone Questions for Plug

Chicago, April 16. As a plug for opening of "Nothing But the Truth" at the Chicago, Bill Pine, p. a., arranged phone interviews with Richard Dix for the picture. One hour after their little stomachs with good food.

With Dix at the end in Hollywood was Clara Bow, who prodded him on when the film questions became unbearable. At this time she was in the hotel where she amplified permitting the others to hear when one was talking.

Among the important questions asked was what a person should do when falling down with a boom-slam. The answer, nonchalant, "Lie a Murad," Dix retorted. He denied having taken the Old Gold test.

Even Dix's "Lammie" starlet, as Carol Frink, of the Herald-Examiner asked him if he would marry her. He consented after stammering. One hour after the interview started the critics received a wired photo of Dix and Bow on the phone.

Gag got considerably print.

### Winifred Westover's Role After 7 Years Off Screen

Los Angeles, April 16. After an absence of seven years from the screen, Winifred Westover, ex-wife of William S. Hart, will attempt to stage a comeback in the picture "The Girl in the Red Velvet Gown," with Herbert Brenson directing.

Belle Bennett was stated, but it became necessary for Brenson to make tests of several actresses.

Los Angeles, April 16. Stanford University will celebrate May 8, 100th anniversary of the Stanford-Meybridge motion picture experiments. At that time experiments have been made and will be compared with those in effect today. Academy of Motion Picture Arts and Sciences will be represented by Louis B. Mayer, Conrad Nagel, John Condone, Jr., C. B. DeMille and Cary Grant.

John D. Isaacs, electrical engineer who aided Meybridge in his pioneering experiments in cinematography in motion, will also be present, along with the leading engineers of the industry. The occasion will be the first public demonstration of sound recording and projection.

Most of the date of the celebration being so close to that originally set by the Academy for its second annual celebration, the date of latter has been advanced from May 9 to May 16.

### Musical Talker Radioed Complete, with Fill-ins

Minneapolis, April 16. What is believed to be the first musical talker radioed has been broadcast by radio in almost its entirety occurred here this week when a musical talker, "The Musician," currently at the Hennepin, was sent out over KSTP, leading Twin City stations.

The broadcast was arranged by Frank Burke, manager of the Hennepin. The broadcast described the portions of the picture unsuitable for broadcasting purposes as well as those that were deemed acceptable could not be gleaned from the dialogue.

Producers-in-were able to follow the progress of the plot almost as well as though they had been seated in front of a screen watching it unfold.

### EGG-THROWER SOAKED

Chain Operator Must Pay Band Leader \$753—Court Award

Dallas, April 16. Horwitz, head of a chain of picture theatres, produced from Houston, will have to pay George Dickerson, Houston jazz band leader, \$753 for damages to his band, suit, in which the defendant alleged that Horwitz, incensed at a sign on his band's truck, had the truck tackled on truck on which Dickerson and his band were bathhouse.

The sign on the truck charged the Horwitz theatres "unfair to union labor."

Motion for a new trial has been filed.

### Fox Films, All Coast

With the condemnation of the big stage in his 4th street headquarters, William Fox has set Hollywood as the sole center for his picture making.

When the move to the coast was made, it was a real move. This will be used for Movietone newsreels. The move is said to be a first step in the direction several months ago. They would have one sole store rooms and space for offices.

### All for Nothing

Los Angeles, April 16. E. R. Higgins, commercial artist of New York, and nephew of the late Theodore B. Higgins, and named the sole heir in the latter's will, has gone back to New York without collecting a penny and has been informed of the contents of his uncle's will.

When Roberts died he had about \$100,000 in cash, a yacht worth about \$8,000 and other assets amounting to several thousand dollars. The bulk of the assets of his estate, including Jesse L. Lasky, who put in a claim for \$15,000, and other heirs, will have the principal of the estate divided among them, which leaves Higgins nothing.

# MAKING A TAKE IN SEVERAL CDS.

Paramount, Public, Warner, United Artists and R-K-O Reported in Deal with R.C.A.-Victor Combine—Sarnoff, Zukor and Katz as Heads—Five Banking Firms Mentioned

## MANY MILLIONS

Paramount-Public, Warner Brothers, United Artists and Radio-Keith-Orpheum are said to be included in a proposed merging plan by the Radio Corporation of America-Victor combine. This plan, reported to have been compiled mostly by the bankers interested, proposes that R. C. A. shall make a complete purchase on a stock exchange basis of the picture companies, either than R-K-O, now a R. C. A. subsidiary.

From the inside account the plan was prepared while David Sarnoff and Sam Katz were absent from New York. It is said that it had not been passed upon by others than the bankers, pending the return of Messrs. Sarnoff and Katz to New York early this week.

In an arrangement Sarnoff is to remain the head of the radio end, with Zukor in charge of the production companies, with Sarnoff at the helm of the theatre chains. In the show or stage division Katz will have the direction of the Balaban of Chicago.

On the exchange of stocks under the basis that may be arranged many millions of dollars will be involved. Bankers named as being in the huge deal are Kuhn, Loeb & Co., Goldman, Sachs & Co., Seligman & Lohman Brothers and others. The banking houses are representative of some of one more picture companies named in the deal. Besides are the R. C. A. bankers. A conference between the heads of the several film concerns in New York and the bankers is reported, set for this week, with tomorrow, Thursday (18th), mentioned.

It is said that the bankers have been guided somewhat in their outlook by a survey on the general picture situation, gotten up at their request by a noted professor of economics. This survey states, that the cinema says, that of the 15,000 to 20,000 theatres in the U. S., 5,000 comprising the best and largest houses with the vast majority of seats of all of the theatres are now being operated by the largest distributors and producers.

Previous reports of negotiations between R. C. A. and Paramount-Public whereby the latter would take over the latter in the picture company, with Paramount to be in the hyphenated title, were swayed aside by the Radio-Keith-Orpheum. No report of a resumption of those negotiations was broached until a short time ago, and then they were indefinite. There is no information as to the title if that point has been reached in the banking plan under proposal.

Other Stories

Following the lapse of stories on the Radio-Paramount combination, a strong report with much authenticity was to the effect Katz had about reached an agreement with Sarnoff for Public to operate Keith's, as at that time reported in Variety. That the project was somewhat later denied by all of the parties. The story of a Radio-Paramount-R-K-O deal, however, but recently denied by cable from Sarnoff, then in Berlin.

Meanwhile the banking plan appears to have been working out, without much question but that the plan is under consideration. The "in-the-thing" lacking is any authority to say it will go through, or if not, if the original Public idea

### Pettijohn's Boy on Golf

Charlie Pettijohn's nine-year-old boy, Junior, is featured in Fox Movietone News reel, C-15 release, as an authority on golfing. The young golfer, a talker, has the pride of Ray's right bow. Incidentally the lad is a better golfer than his dad.

Pop Pettijohn on the Rye (N. Y.) course never goes under 100, while a tear comes to the boy's orbs if he whacks over 95.

### RCA'S Home Talkers With Sound on Film

Radio Corporation of America is ready to place on the market home device for talking pictures with a sound film track. Entire equipment, including a projector, is in a cabinet similar to a phonograph.

Equipment will be leased on a monthly basis to schools and universities.

Two other home talking devices have been announced, DeVry, and one by the Home-Talkie Corporation, holding a demonstration for newspapers last week and making a nationwide campaign for de-luxe with schools and universities.

Northwestern University, Columbia and Johns Hopkins are reported scheduled to use the Home-Talkie device for lecture purposes. These two devices are on disk. RCA's outfit is the first sound film track for the amateurs.

Equipment will cost about \$1,100, owing to the sound-on-film method. Sales executives figure prospective buyers as large as a fold as for any other expensive luxury on the market. Film will be issued at a rental rate.

Equipment will be purchasable on terms. It is reported.

### Reformers Don't Pay Off

Washington, April 16.—Seems to be getting tough for reformers. Mostly those in Congress. Just prior to defeat in Georgia of Upshaw, who originally opposed censorship of pictures, he was on a small promissory note. Settled out of court.

Now comes Lanfkor, another member from Georgia, but not yet an ex, and gets sued for \$175 also on note. This representing an unpaid balance. The Congressman had been trying to collect from Lanfkor was Phillip W. Lawler, president of the District of Columbia Association Opposed to Blue Laws.

### STORY CONSULTANT

John F. Goodrich has been in touch with First National as story consultant, succeeding Monte Earle.

Since leaving Paramount a year ago Goodrich has been free lanceing in the picture association with Rupert Hughes.

of operating Keith's may then be carried out.

Logic

That the same is a logical one in view of the present position of William Fox is conceded in trade circles, other than the interests of Variety. That the project was somewhat later denied by all of the parties. The story of a Radio-Paramount-R-K-O deal, however, but recently denied by cable from Sarnoff, then in Berlin.

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### Pickford-Douglas Co. Stars in "Taming the Shrew"

Los Angeles, April 16.—Mary Pickford and Douglas Fairbanks have decided to co-starring in "Taming of the Shrew." Sam Taylor and Alan McElroy are making the screen treatment, with assistance of Thomas Patton, Shakespeare expert, acting as technical advisor. Taylor will direct with production scheduled to start around June 1.

This will be only picture the two stars will make together.

### CATHOLICS MAY MAKE TALKER OF RELIGION

Church entertainers are reported canvassing to produce an anti-Catholic picture. Catholic churches throughout the country for backing to produce an anti-Catholic religious spectacle, something on the style of "The King of Kings," which may be "The Virgin Mary." The goal is said to be \$2,000,000.

It is understood that the drive is in meeting with strong support from innumerable Catholic organizations and by the clergy. The picture, through dialog, is probably figured to serve as the greatest place of religious propaganda in centuries.

Aside from the picture, the drive for the singing of religious hymns and the preaching of sermons, if the picture does so decide to proceed.

No donations are being accepted, the entertainers who are canvassing for the picture are to be paid only. Indications at the present time are that the \$2,000,000 mark will be reached.

It is reported also that if the necessary amount is raised the picture will be produced by R. Bone-Art, headed by O. E. Goebel, who produced "The Rainbow Man," with Eddie Dowling.

### D'Arcy on D'Arcy

Los Angeles, April 16.—Tired of being labeled and identified as a "heavy" in pictures, Roy D'Arcy is on route to New York with his former wife where he will seek stage work as a leading man. D'Arcy claims before he entered picture work he was a popular leading man having worked for Fanchon and Marco and since talking have gained such a foothold in the two at his old work will make it possible for him to come back into pictures as a matinee idol.

### FILM, WITHOUT SALARIES

Actors Appeared in "Street Corner" For Birdwell on Coast

Los Angeles, April 16.—"Street Corner" was directed and produced by Russell J. Birdwell, was produced without a cent of salary paid to the stars. Only expense was \$500 for film and laboratory charges. Not a scene was shot inside of stage. Among players who gave their time—and it is said that during the six days the subject was in production—every player was promptly on time—were Henry B. Walthall, Josef Swickard, Derolyn Purdell, Louise, Owen Gort, one time Ufa star; Billy Collier, stage director; Franklin Parker, from "The Great Pack" and Clara Clay.

Birdwell, is a former newspaper man, and Quaberg is credited as producer.

Young Bill Hart's Accident

Los Angeles, April 16.—William S. Hart, Jr., son of the veteran film actor, is in Hollywood Hospital with a broken leg.

### From Near-Flop Technicolor Now In High and No Stock to Be Had

#### NANNIE IMPERSONATOR

Los Angeles, April 16.—A Julian Billings of the goat family was discovered among tests given more than 50 goats by Pathe to find one who could sport the part of Julie in Hugh Wiley's "Wildcat Stories." Finding all the nannies too comical, they were forced to select a Billy who will have to impersonate the female character.

#### MURNAU JOINS PATHE

Will Make South Sea Series With Robert Flaherty

Los Angeles, April 16.—F. W. Murnau, formerly with Fox, has signed an agreement with Joseph P. Kennedy to make a series of South Sea subjects for Pathe. He is due to sail for Java shortly on the first one.

Each picture will cost around \$150,000. Murnau and Robert Flaherty, who will be his associate, will each draw \$500 a week salary during production and will participate in the profits from release.

### PICTURE - LEGIT PRODUCERS IN ON PLAYS

RCA Photophone will produce approximately 26 talking shorts, several full-length plays and some musical comedies during the season. It is reported that arrangements are being made with musical comedies for the production, whereby the latter will contribute plays and players, the studios produce, for a 50 per cent share of the net.

Paramount is also reported negotiating with producers along similar lines.

This plan was first broached by the film producers on account of the high prices asked for the talking picture rights for plays.

RCA Photophone will release through Radio (RKO).

### Phyllis Haver's Last

Los Angeles, April 16.—Phyllis Haver placed this on her film career Sunday when completing her final picture for Pathe. She will be in New York tomorrow (Wednesday) to become the bride of Bill Seaman.

Miss Haver is due in New York Sunday, April 17, for wedding.

Before the end of the month.

### Stock of Youngsters

Los Angeles, April 16.—M-G-M studios have started to produce a juvenile stock company of screen players with the signing of Anita Murray, a well-to-do family from Florida, and Myrtle McLaughlin from San Francisco.

The youngsters are 15, with no previous stage experience.

Charlotte Walker Back

Los Angeles, April 16.—Among many of the early screen players to be given a new chance by the advent of talkers, is Charlotte Walker, is in "Paris Bound" for Pathe.

Los Angeles, April 16.—Nobody knows where any Technicolor stock may be bought. It is said there is not a share to be had. Latest quotation was \$35, after it had been around \$9 for some time. Technicolor's investment, estimated at \$5,000,000, was thought lost less than a year ago, when Technicolor was set down as a near flop. It is now worth double that amount, from the accounts.

It all comes from the talkers. If Technicolor works right and day for the next year it cannot catch up with its costs. Technicolor is now variously employed in the talking pictures, after having been a dormant business proposition with its experiments on colored pictures going through long years.

The movie chain of Technicolor is Judge William Travers Jerome of New York. Interested is a westerly. All easterners are all personal friends of the Judge. Each of these has contributed to the \$5,000,000 as requested by Judge Jerome. At first his enthusiasm for Technicolor carried the investors along. Later was their strong friendship for Judge Jerome that got them out and money with never a murmur or question.

With the talker came the demand for Technicolor. It was then that Technicolor lately added another, its third color, blue. Formerly it could pick red and green.

Bill Returns

J. A. Ball, who quit the vice-presidency of Technicolor to take charge of the research bureau for the A. M. P. R., is back at his old job again. He will work on the further development of Technicolor and research laboratories here while continuing in his executive capacity with the Producers' Association. For his actual operation at the latter place he has as his assistant C. F. Rackett, who is in charge. Company is building new cameras to supply up units as they are formed.

### Nix, with Hopes, Digs Up Old Julian Oil Case

Los Angeles, April 16.—Julian Oil case is being reopened by City Prosecutor Nix, one of the 14 candidates aspiring to be mayor of Los Angeles. He has ordered arrest of 138 men, many prominent in the film industry.

Part of Nix's political publicity campaign is the bringing of Cecil Phillips to trial May 27 on usury charge.

### U and the East

An affirmative decision on the establishment of an eastern studio plant was given by the board from Carl Laemmle. Conferences, taking place this week since the vote, will be given by Laemmle head, Robert Walsh, will also decide the company's new schedule.

The Fort Lee of the U. S. had said that a new property could be taken over and prepared at less expense than with renovating the Jersey plant.

### Small Town for "Sunday"

Hardwick, Mass., April 16.—This town, which is the best in the state, voted at the annual town meeting 70 to 35 for Sunday shows. The town of 1,000 natives will be in the town hall.

Page 5

### NEGLECTED MARION DAVIES

Los Angeles, April 16.—Laurence Stallings in writing the screen adaptation of "The Sign of the Cross" given a Marion Davies as a neglected star.

As a result of the story was called in to write dialog to build up the role played by Miss Davies.

# Wretched and Hi-Hat Film Stars On Radio in Wrong With Public

Los Angeles, April 16.—According to many complaints voiced by other exhibitors in the manner in which radio broadcasts of local picture premieres shows are conducted, it looks like the stars who make their appearances and appear before the public in these openings are placing themselves in a bad light with their public.

The conspicuous violation of public confidence on these programs is a young woman whom the radio announcer believes to be the most popular with the listeners-in. Because of this he will repeat constantly throughout the evening that "Miss So and So" is about to arrive and he knows she will have something to say about the picture, which she will make the radio audience up to a state of anticipation and they will tolerate the go-go line of lesser lights, who come to the mike and warble like a four-year-old, the silly lines that one would expect from a mentality of that age.

After much persuasion from the announcer to speak a few words and actresses will try to do it with bright sayings as "Hello, folks, I'm glad to be here and wish you were with us." Another one, "Hello, folks, from Beverly Hills, where the lights and the lights are ever so bright—goodbye." While some are nothing but a waste of time themselves and turn to their escort and admit they don't know what to say.

Few of the stars will get before the mike and deliver a comprehensive message, some, however, do manage in possessing much presence anticipate their speeches before arriving and give the audience something to remember. The majority, however, become completely flustered when called upon to say something, which to the listeners-in reduces the player's popularity with them.

At the time the program is over and the announcer has called attention to famous Miss So and So at numerous intervals, the radio rolls up with an escort befitting a queen; radio announcers get hot and excited blurt out the line that is wearing, who is with her and to just wait a few seconds before she will be on the air. She becomes and pleads with her to speak a few lines, but the star says no attention to her escort, usually her husband, also a star, takes her past the mike like an Art Godbe! airplane crossing the continent in 16 flat.

This has happened three times in the past month. Each time it convinces the other fans that the girl does not want to talk over the radio and they think she is high hating them.

## Mrs. Bushman Pressing Suit for \$60,000 Alimony

Baltimore, April 16.—Francis X. Bushman's first wife, Mrs. Josephine Bushman of New York, has announced that she will continue her fight for alimony despite the recent decision of the U. S. court of appeals reversing the ruling of the Circuit Court that Bushman was liable for \$40,000 in arrears. The former Mrs. Bushman describes the late actor as "ignominious" and "a scoundrel" and says she will continue her fight for alimony despite the recent decision of the U. S. court of appeals reversing the ruling of the Circuit Court that Bushman was liable for \$40,000 in arrears. The former Mrs. Bushman describes the late actor as "ignominious" and "a scoundrel" and says she will continue her fight for alimony despite the recent decision of the U. S. court of appeals reversing the ruling of the Circuit Court that Bushman was liable for \$40,000 in arrears.

## L. A. to N. Y.

James P. Hanley, Camilla Horn, Mr. and Mrs. Samuel Goldwyn, O. H. Briggs, Robert E. Welsh, Ernst Lubitsch, Phyllis Haver, Ronald Colman.

## N. Y. to L. A.

William J. Garrity, Gerritt J. Lloyd, Irving Starr.

## JESSE JAMES' CHILDREN

Singing Paramount Over Thomson's Film of Father's Life

Los Angeles, April 16.—Paramount, through Attorney Everett Mills, entered a motion picture to allegations contained in published in Superior Court by Jesse James and Jesse James, Jr., children of the one-time outlaw, for \$36,000 damages. Suit is based on contention of plaintiffs that the picture scenario and furnished costumes for picture titled "Jesse James," which featured Fred Thomson, released by Paramount. They also claim they were to have been featured in the film version based on their late father's life but were never so employed.

Par's denial asserts picture was made by Fred Thomson Productions, Independent producing unit, and Paramount acted only as distributor for the film.

## Carl Laemmle's 21st

In Hollywood on April 28 Carl Laemmle, Jr., can advise the world he is 21.

The Laemmle family is aware of the occurrence. Carl, Sr., now 64, will be in the film version to congratulate the other man of the clan.

What else will occur on the occasion, shortly thereafter in and around the Universal studio sounds like a wild surmise.

## SMALL & ASCHER'S 6

Distribution Through Columbia—Belle Baker and Joe Hall as Stars

Small & Ascher, formerly releasing through First National, have arranged for the production of six full-length talking features to be made by Columbia next season.

Belle Baker will be starred in an original to be made in May. The first talk will be "The Broadway Hoofers," with Jimmy Hall. Hall has been loaned from Paramount.

Ascher, Simon Rogers tied up with Gotham in the Sonora-British phone early in the season but have discontinued since that time failed to go through. Eph Ascher explained that there was no contract for the film, but a co-producing arrangement by the Bristolphone amalgamation had materialized.

## Songwriters' Shorts

Irving Caesar and Cliff Friend, composers, are organizing a subsidiary company to make 15 talking shorts a year captioned "Boo Ballads," with a Boo E. Hatch character. Joseph M. Schenck will be associated in the company, releasing through United Artists.

## SWEET-NELLAN DIVORCE

Los Angeles, April 16.—Suit will be filed this week in Superior Court by Gladys Sweet against Marshall Nellan. The couple, married about eight years ago, separated recently. Deserail was charged, with a property settlement having been made out of court.

Deserail is said to be living in Beverly Hills home.

## JOLSON'S FILM FINISHED

Los Angeles, April 16.—Al Jolson has completed "Little Pal," for Warner Brothers.

It required 28 days' shooting and recording.

## 3 Moors in Film

Radio Pictures has the three Moore brothers, Owen, Tom and George. They will have leading parts in "49th St."

First time the three Moores will appear in the same picture.

## Bob Welles East One Day

Los Angeles, April 16.—Robert E. Welsh, gen. mgr. Universal studio, on his way to New York to attend convention of "Show Boat." He is scheduled to remain there but one day.



**HARRY JOLSON**  
Ent. Co. California picture featured in a full-length talkie by Universal Film Co.  
M. S. BENTHAM OFFICE  
1564 Broadway, N. Y.

## Dialog Western on Usual Silent Stage

Los Angeles, April 16.—When "Universal's" "The Wagon Master" goes on the market in less than a month the trade may have a western picture in dialog but it will have one, the interiors of which were recorded of hollow wooden stages, without drapes or similar decorative elements, without felt on the seats.

One put was a natural interior in a log cabin where the timbered regulation roof was but a dozen feet above the floor. The only aid it was a felt screen in front of the fireplace, beside, a yard of felt, the single microphone used.

Another set was a barroom scene running many feet back from the camera. The stage was set up around in a half hour in the oldest western stage on the lot. It was not done from choice but because all sound stages were working.

Harry J. Brown, director of Ken Maynard, did not choose to use a stage to be clear.

One of the sequences was a fight in which the conversation of the two contestants was the yells of the fight. As for ex-dramatic use of the microphone, there was no chance.

Brown tried another innovation wherein during conversation between two persons he never permitted any silence to develop between address and response. Always was natural noise. Instead of "mixing" the voices so that there was a similarity in volume he purposely engaged men with voices at wide variance, soft and hard, to establish contrast.

Multiplicity of microphones was avoided except in case of extremely long shots, the number being restricted to one practically all the time. The chief player's home was in a number of sound scenes but always was cued silently. The reproduced result has been satisfactory to production executives, who are hurrying the picture to the market, release in both dialog and silent versions.

## Home Talent Film

Dallas, April 16.—Photo Arts Production is making a picture in Dallas, Tex., of local talent.

It will include more than 1,000, in a sort of community picture. It is to be called the "story of Marshall," about \$800,000.

Love story theme.

## SINGING OF THE 90'S

James Ashmore Cressman will do a picture for Radio Pictures, centered around the age 90's.

It will have dialog singing scenes.

## Harry Blair With Columbia

Harry Blair, formerly with Pathé, has been added to the Columbia publicity staff under Hal Hodes. Blair is editing the house "Grand Central City," after preparing trade paper advertisement.

## Low Collins Full Director

Los Angeles, April 16.—Low Collins, former cameraman and director for Radio Pictures, is elevated to a feature director for that company, on a term contract.

I saw the new picture, "Alibi," on its opening night. It is from the play, "Nightclub," by John Wray, and Miss Carrington and myself. It came to me as a sketch. John and I decided to make the picture. The picture was, to my mind, a great improvement over the play. I always loved the play. I was in taking the third act into the mountains.

But I liked the picture particularly because it was so good. My theory that experienced, legitimate stage actors are most effective in talkies, and because the picture showed that the producer must have rehearsed his play very thoroughly before putting it in front of the camera.

I was much impressed with a remark of Lester Longworth's. So time in answer to an actor who said to him: "They rehearsed with all the props, didn't they?" And Longworth replied, quipped: "Yes, all the props. No meanings, but all the props."

I think you must rehearse talkies as thoroughly as stage plays in order to get the best of them. We shall see that there is much in "camera angles," proper recording of the voice, proper lighting, the manner in which the thing is what counts. What thought do we take out of the theater? I think you should rehearse a year afterwards is the important thing. We don't care a damn whether we heard it or saw it, whether we got it from the speaking stage or the silent picture or the talkie. What has the dramatist to say—that is the important thing. As a rule he has no idea of the camera, but in cases where he is guided by brilliant photography, brilliant acting, brilliant dialog or brilliant something, it is a good thing to have a year afterwards to see what he has done.

What I mean is, some fellow kindly dies and leaves me a million dollars. I don't care a damn whether I learn it through a letter, telegram, over the phone or otherwise. I don't care a damn whether I know the million.

Thus, I wonder why intelligent producers of pictures seem to ignore the germ of originality which made it possible for them to develop a picture. Surely there is enough story in producing a grade A talking picture. Surely there is enough mechanism in still crediting generously the source of the original thought.

The original thought is that counts. The development of it, either for a stage play or a picture, is the work of the producer. I learned. It is true that very few learn it to the degree that they become masters, but it is equally true that they must have something to develop.

The learning of technique is not a God-given quality. Original creation is and nothing can supplant it. I have seen many who have never given anybody technical knowledge. That can be acquired only by work. I can't see why anybody who is a producer of any finished piece of work cannot escape.

Idea  
Last I got over the wrong meaning regarding "Alibi." I claim no credit for the picture. I never gave anybody technical knowledge. That can be acquired only by work. I can't see why anybody who is a producer of any finished piece of work cannot escape.

Idea  
I also did some work on the play, "Kibitzer," but it is in no sense my play. The story was written by whomever originated the idea of placing a man who was too old to make decisions for other people in the position to have to make a decision for himself. That idea and the story work of the picture, which story work was the play, are mine.

I wrote the original version and idea of "Kempy." My son, Elliott, and I wrote the story. I wrote the story and other valuable finishing work. He did it splendidly, but a boy with the talent and the idea is splendidly. Anyone who pretends to write plays should be able to write

the dialog or love scene, or any other part of the picture, and the situation furnished them.

Elliott wrote "The Poor Nut." The basic idea of it is the same as mine with a race and that by so doing he loses the girl. That is the play and the story. I don't think he is essentially his plays. Every day plays are brought to me to be rewritten. The authors are dead and no idea. I find characters, situations, smart lines but no idea.

Well, let us take "Rain." One man says "Some men are virtuous and some are not." The other says "I will show you that no man is virtuous under certain conditions." So time in answer to an actor who said to him: "They rehearsed with all the props, didn't they?" And Longworth replied, quipped: "Yes, all the props. No meanings, but all the props."

After a few days of temptation, let her for her. Then, happily, he is man for her. "The Poor Nut" is a dramatic idea. It matters not whether it happened in the South Sea Islands or in the heart of a man. It is an idea and it demonstrates something.

All your developers, producers, directors and capitalists can do nothing without the basic, creative idea. It is the idea that counts. It is their expert help, "Full many a flower is born to blush unseen," and to die. It is the idea that counts. It is the idea that counts. It is the idea that counts.

## FRANKLIN'S SON HURT

Skull Fractured in Auto Accident—Condition Reported Improved

Los Angeles, April 16.—Albert Franklin, 15-year-old son of Harold B. Franklin, of Fox, is in a serious condition at the California Hospital after being struck by a mobile car in Beverly Hills which resulted in his sustaining a fractured skull.

Young Franklin was riding in a roadster, with a companion who was driving, when the car was struck and struck another automobile containing a woman and a child. The woman and child were uninjured.

His condition was very critical for the first 48 hours as it was believed that the skull was fractured and struck another automobile containing a woman and a child. The woman and child were uninjured.

As a result of the accident, Franklin, Sr. was unable to go to work. He is expected to return to his new Fox theatre in Seattle, also the district meetings for his organization.

Howard Sheehan, vice-president of the company, went in his stead.

## T-S After Three Stars

Los Angeles, April 16.—Tiffany, after the negative, both with Madge Bellamy, Sue Carol and Nina Bonaparte to do four pictures each, will be in contract for six pictures, expires Aug. 6.

## MAGE'S EXO. CONTRACT

Los Angeles, April 16.—Double contract held by Warner Brothers and M-G-M on services of Conrad Nagel has expired.

M-G-M exercised its option to place the actor under an exclusive contract for two years.

## YOUNG CARL ON "JAZZ"

Los Angeles, April 16.—Carl Laemmle, 33, will be associated with the production of "Jazz," starring Paul Whitman, to be directed for Universal by Paul Verhoeven.

Production date set for June 1.

Reisner on Metro "Fallen Angel" and "The Sign of the Cross."

Chuck—Reisner—has replaced Chas. Chabane as director of Metro's "Fallen Angel" and "The Sign of the Cross."

Perch Directed Abroad  
Helen—Helen—has been directed to Harry Remy, has sailed for London to direct for British International Alps.



# Indie Talker Producers Around N. Y. Increasing—Big Cos. Quiet

Independent talkers are becoming increasingly numerous around New York. Weiss Bros. from California, previously identified with serials and shorts principally, have taken over the DeForest Studio on a leasehold arrangement, and are not using the studio they can sub-let. The Weisses are launching a series of dialog features the first to be directed by Edgar Lewis.

DeForest itself is moving out of the building already the subject of the building almost the first to be made on the premises. George Orth will be studio manager for Weiss Artworks, with Rufus Caldwell in charge of sound. Joseph Beck and Tom Molloy will be connected with the production end. First feature scheduled to start this week.

At M-G-M's studio an independent production, "Love's Shadows," sponsored by Franklin M. Walker, is being taken under way with a 10-week shooting schedule and a \$300,000 budget. Nothing by M-G-M itself except some west coast tests.

American Sound Studios on West 57th street have announced that they will be making independent productions to start this month, while over in Fort Lee at Phil Gold's studio, Metro-Goldwyn-Mayer has started the first of a series of six indie talkers, using Slophone material, an English company, directed by Victor Saville is shooting a talker at the RCA studio near Gramercy Park.

**2 'Ladies'**  
 "The Lady Lies" at Paramount and "My Lady" at Warner are the only major company talkers in production at the Atlantic end. Jeanne Eagels picture, "Falsify," finished Friday at Paramount. Jean de Lancasty, its director, is going to Paris to rest and recuperate.

Arthur Hurley is a newcomer to the Warner studio. He is assisting George Fox in the direction of "The Musketeer." Fox, who has been appointed script supervisor for the Vitaphone picture, is assisted by Anne Maxwell, his assistant. Miss Maxwell worked at this studio for Vitaphone in New York and is now up.

## R. C. A. Establishing Coast Base for Recording

Radio Corporation is establishing a permanent base on the West Coast for Phonograph recording. F. M. Sammis, former chief engineer for the American Musical Co., has been made representative with headquarters in Radio's studios. Eighteen other technicians will be dispatched.

Sammis' assignment is seen as a draft for more business by Radio. While Pathe, Sennett and Tiffany-Stahl, using the RCA system, have crews of their own, these will all be accountable to Sammis and his assistant. The latter is Ralph Brown, long connected with Brunswick, for which he established studios here and abroad. More recently Townsend was on the sound end in Paramount's Astoria studio.

Confining their activities to Radio's Hollywood plant are M. M. Mann, chief engineer of the RCA WYNN, and the following acoustic specialists: Dr. Wolf, Olsen and A. Ringel.

## DUDLEY MURPHY, RCA

Dudley Murphy, formerly director for FBO, has been appointed chief editor for Columbia Pictures Productions and assistant chief of production to Dick Currier.

Murphy will select the material and direct personally. His first is a series of shorts, featuring Mimi Condon, playwriting and brief comedy skits written by the latter.

## Sentinel and Songs

Los Angeles, April 16.—First National has assigned Alvin Santelli to direct "Sentinel" in "Paris," from stage story by Martin Brown.

Special songs will be written to supplement present numbers.

## "Orchid Smith" Ready

Los Angeles, April 16.—With Stanley Smith ready to resume his picture work as Pathe's juvenile lead, a "Little Girl in Blue" will be given to Arthur Rankin, starting April 21.

## ACADEMY THROWS MAG

Care Official House Organ with Ambitions

Los Angeles, April 16.—Academy of Motion Picture Arts and Sciences has called for a magazine for the Hollywood Magazines, for the past three months has been publishing its official house organ, "The Official House Organ of the Academy."

The break is attributed to personal prejudices among the majority of Academy members and to the Hartwell Publishing Co., publisher of the mag, wanted to expand for national circulation.

It was agreed at the time the Academy entered into an agreement with the publisher that the Academy retain the option of assisting in financing the expansion to make it a national publication, but on second thought, could not see no direct benefit in it. The Academy group to pull out before the end of the option would compel the Academy to invest any of its capital resources.

## Lubitsch on Operetta

Los Angeles, April 16.—First operetta to be written especially for talking pictures, "The Merry Widow," is being produced by Paramount here. Ernst Lubitsch will direct it from libretto to be written by Guy Bolton.

Lubitsch is now in New York to meet Bolton, who arrives today. European conference on perliminary plans. Broadway musical stars are as yet undecided.

## STERN BACK WITH U

Los Angeles, April 16.—Walter L. Stern, recently dismissed as business manager for Universal, is going into the record making business. Stern is considered one of the most efficient studio business managers on the Pacific Coast.

## Pathe Shows '28 Profit

Pathe consolidated income account for year to Dec. 31, 1928, disclosed a net profit of \$1,181,892, or 10.7 per cent for the previous year of \$1,181,892.

Some interesting were the comments of J. J. Murdoch in a note to stockholders, setting forth that company operations up to April 21, 1928, when Joseph P. Kennedy assumed charge of operations, had shown a loss of \$418,889. The rest of the year ended a profit of \$692,825, the difference between the net income and reserve account for the year.

Some radical adjustments of accounts rather confused the picture of the business. A special reserve net profit of \$1,181,892, the net of sales over normal costs as estimated by the management, amounted to \$2,542,128, but this does not appear to be charged against the year's operating income.

A similar bookkeeping device was the transfer from surplus to special reserve of \$908,447, compared to \$978,705.

Explains Special Fund  
 Mr. Murdoch says further in explanation of the special reserve item:

"During the time the reserve was set up nor at the present time has it been possible to determine the final amount of the loss that resulted from operations prior to Mr. Kennedy's connection with the company. While a substantial part

# "Seat Taxes Thing of the Past," Say Coast Talker Producers

## In Meeting on "Music Trust"

## 1ST TALKING DIRECTOR

Los Angeles, April 16.—Keen rivalry on Warner lot over who directed the first talking picture. Partisans unable to agree as to whether it should be confined to feature subjects or whether shorts count.

Director who suggested that the talking production which made the most money ought to be entitled to a few more chips in the race for a hearing from rivals.

## Can't Sound Film, So Scrapping \$105,000

Los Angeles, April 16.—In scrapping \$105,000 worth of negative on "Academy," Max Indian epic, Fox was "crushed by considerations of the sound market and the impossibility of equipping this production in that direction. Robert Flaherty, who wrote the story, and George S. Aronson and Moxie directing this uncompleted picture, "Delia Magana," "delicious girl," the lead in Flaherty's was at first reported as the cause of dropping the picture. This is denied by Fox.

Miller's concern about the talkers' ultimate cutting into the royalty collection is not the reason for the picture's dropping. He states that as far as the "music trust" is concerned, it is not the business.

Especially, in his capacity as agent and trustee representing the foreign copyright owners, Miller is out to do some collection for the American Society, which will not be the primary purpose of his trip. He states that as far as the "music trust" is concerned, it is not the business.

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Income statements for years 1928 and 1929 show about the same gross business, \$17,000,000 in round figures. The net for 1928 is arrived at after interest, depreciation and deduction of \$1,181,892, the net represents \$23.30 per share of the outstanding 8 per cent preferred stock upon which dividends have accrued since Dec. 1, 1927. Allowing for only regular annual dividend (disregarding arrears), the net represents 49 cents a share on the "A" stock (\$21,853 shares).

The 1929 net statement compared to previous years is as follows: The adjusted surplus account as of Dec. 31, 1927, was \$79,095 (including certain credits not re-appropriated). To that are added \$1,181,892, the net profit for 1928, and other credits arising from reduction of surplus and common stock (\$2,741,304) or total surplus of \$3,805,447, from which is deducted special reserve against advances to producers, inventories and contingencies (\$3,000,000), leaving surplus as of Dec. 31, 1928, \$805,447.

Association of Motion Picture Producers, at the instigation of Will Hays, held a special meeting today at the Hotel Chalmers, president of the organization, attending. It is understood the producers are preparing a seat tax from the effort of E. C. Mills, on behalf of the American Society of Authors, Composers and Publishers, from attempting to force contracts which would permit the latter organization to collect a seat tax from exhibitors who use synchronized pictures.

Association feels that the seat tax must become a thing of the past for exhibitors, and that the producers of talkers in owning their own compositions and copyrights, the Mills outfit's cut-in will be put at an end within the near future without federal legislation.

Hays outlined to the producers a plan whereby an income of \$2,000,000 is necessary for the maintenance of the motion picture relief fund, which is in dire straits and may pay its operating overhead. He also brought up the matter of the carelessness of the producers in forcing Hays, who was to have left here before the "Wednesdays" will not return to New York until April 28.

E. C. Mills, representing the American Society of Authors, Composers and Publishers, is also here as agent and trustee for agents of foreign copyright owners.

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## Harry King's Hotel Bill Ruined Him in Okla. City

Los Angeles, April 16.—Under pretense of representing Fox in the state in an effort to bring King of Miami, Fla., rated rather importantly with the theatrical nature unit he was hauled into court on a charge of sidestepping his hotel bill.

King was being dropped hints that Fox would come into this city and Tulsa, with big companies and big money. But he forgot to cross his fingers while heralding the influx of new money.

## FOLLARD'S "BARNSTORMER"

Los Angeles, April 16.—Before making "The Minister Man" for United Artists, Follard will do "The Barnstormer." It is an original by himself and production is scheduled for early summer.

Joseph Schildkraut and Laura La Plante in the leads.

## Pettijohn Selling

The annual trip abroad of the Charles Pettijohn will start this season.

Pettijohn is the soothing sayer of the Hays office, in an effort to deal with rapacious legislators.

## Pathe Comparative Income

	1928	1927	1926	1925
Gross Sales	\$17,000,000	\$17,000,000	\$17,000,000	\$17,000,000
Costs, etc.	15,818,105	15,818,105	15,818,105	15,818,105
Operating Profit	\$1,181,892	\$1,181,892	\$1,181,892	\$1,181,892
Operating Expenses	1,181,892	1,181,892	1,181,892	1,181,892
Operating Income	\$0	\$0	\$0	\$0
Operating Loss	\$0	\$0	\$0	\$0
Operating Surplus	\$0	\$0	\$0	\$0
Operating Deficit	\$0	\$0	\$0	\$0
Operating Balance	\$0	\$0	\$0	\$0
Operating Total	\$0	\$0	\$0	\$0
Operating Average	\$0	\$0	\$0	\$0
Operating Standard	\$0	\$0	\$0	\$0
Operating Variance	\$0	\$0	\$0	\$0
Operating Deviation	\$0	\$0	\$0	\$0
Operating Coefficient	\$0	\$0	\$0	\$0
Operating Correlation	\$0	\$0	\$0	\$0
Operating Regression	\$0	\$0	\$0	\$0
Operating Residual	\$0	\$0	\$0	\$0
Operating Total	\$0	\$0	\$0	\$0
Operating Average	\$0	\$0	\$0	\$0
Operating Standard	\$0	\$0	\$0	\$0
Operating Variance	\$0	\$0	\$0	\$0
Operating Deviation	\$0	\$0	\$0	\$0
Operating Coefficient	\$0	\$0	\$0	\$0
Operating Correlation	\$0	\$0	\$0	\$0
Operating Regression	\$0	\$0	\$0	\$0
Operating Residual	\$0	\$0	\$0	\$0

Pathe's new sound stage 78 by 252 feet, was completed in four days at a cost of three shillings. Cost was in excess of \$200,000.

Work was done by studio crew under Harvey Leavitt, superintendent, and three shillings. Cost was in excess of \$200,000.

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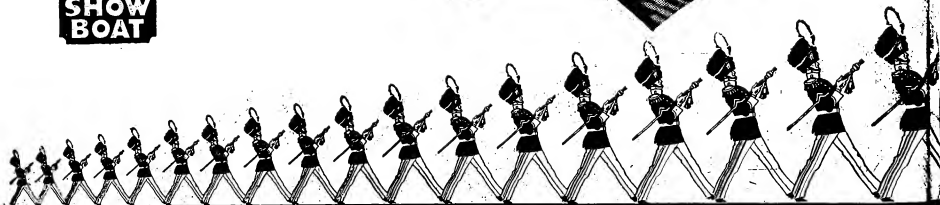
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*The Master Showman  
Who Produced*  
**SHOW BOAT**  
*and*  
**BROADWAY-**



**CARL LAEMMLE**

# New York's Biggest Thrill Comes Tonight at 8:40

—At the \$11.00 Top Premier of

# SHOW BOAT

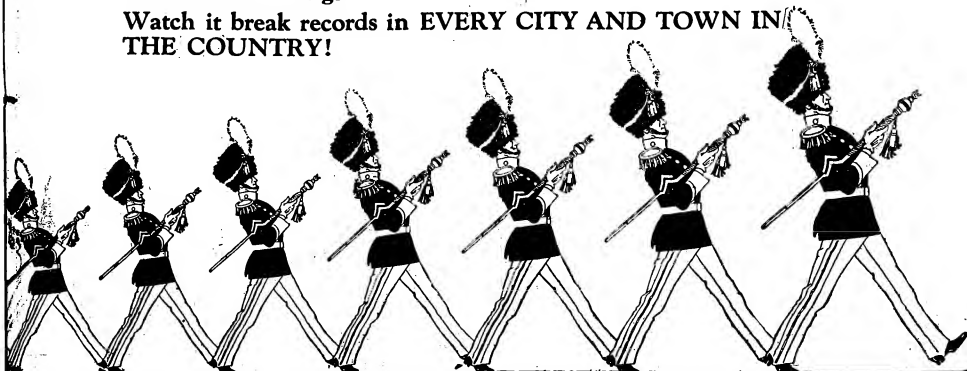
*Universal's Talking and Singing Triumph!!!*

**AND** what a thrill! The kind of a thrill that comes when a new champion is made — when a Lindberg is acclaimed — when the dawn of a new era breaks — **WHEN THE BIGGEST PICTURE OF ALL TIME IS RECOGNIZED!**

"Show Boat" will break records in New York. It is breaking records wherever it plays. At the Capitol, Miami; Paramount, Palm Beach; Capitol, Dallas; Princess, Hot Springs; World, Omaha; Aztec, San Antonio.

Watch it break records at The Bluemouse, Portland; Music Box, Seattle; Bluemouse, Tacoma; Grand Central, St. Louis; Royal, Kansas City; Capitol, Lincoln, Neb.; Liberty, Oklahoma City; Kirby, Houston; Rialto, Washington; Alhambra, Milwaukee; Allyn, Hartford; State, Detroit; Capitol, Atlanta; Capitol, Grand Island; Biltmore, Los Angeles; Lyric, Cincinnati; Victory, Tampa, and the hundreds of other theatres swamping Universal with bookings.

Watch it break records in **EVERY CITY AND TOWN IN THE COUNTRY!**



A HARRY POLLARD Production of EDNA FERBER'S novel.

FLORENZ ZIEGFELD stars singing Ziegfeld hits by Jerome Kern and Oscar Hammerstein, 2nd — Helen Morgan, Jules Bledsoe, Aunt Jemima and the Ziegfeld Plantation Singers. A brilliant Universal cast headed by Laura La Plante, Joseph Schildkraut, Otis Harlan, Alma Rubens, Emily Fitzroy, Jane La Verne. Directed, silent and Movietone, by Harry Pollard. Synchronized score by Joseph Cherniavsky.



*The Musical Score and Synchroniza-  
tion for the Motion Picture Version of*

## "SHOW BOAT"

Was Created by

# JOSEPH CHERNIAVSKY

General Musical Director  
for  
UNIVERSAL

Theme Song  
"LOVE, SING A SONG IN MY HEART"

Composed by  
JOSEPH CHERNIAVSKY

Published by  
SHERMAN CLAY & CO.  
SAN FRANCISCO, CALIF.

Personal Representative  
WILLIAM STEPHENS  
Palace Theatre Bldg.  
NEW YORK CITY

# ARCH B.

# HEATH

Directed  
Movietone Prologue to

## "SHOW BOAT"

# OTIS HARLAN

Is

CAPTAIN  
ANDY HAWKS

## "SHOW BOAT"

# C. ROY HUNTER

Supervising  
Photographic

and

Sound Departments

Recorded

## "SHOW BOAT"



# LAURA LA PLANTE

AS

MAGNOLIA

IN

## "SHOWBOAT"



# "SHOWBOAT"

IS A

**HARRY POLLARD**  
Production

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**BOTH MOVIE TONE AND SILENT**





# JOSEPH SCHILDKRAUT

as

RAVENAL

in

## "SHOW BOAT"

A UNIVERSAL AUDIEN PRODUCTION

# EDWARD J. MONTAGNE

SCENARIO EDITOR-IN-CHIEF

**Paramount-Famous-Lasky Studios**

SUPERVISED THE STORY PREPARATION AND SCREEN VERSION OF

## "SHOW BOAT"

# CHARLES KENYON

ADAPTATION

AND

CONTINUITY

## "SHOW BOAT"

(My Biggest Super Special Since "The Iron Horse")

# 'LOVE SINGS A SONG IN MY HEART'

PUBLISHED BY

## SHERMAN CLAY & CO.

SAN FRANCISCO

Home of Motion Picture Theme Songs

---

CREATORS OF

'CHARMAINE,' 'DIANE' and 'LITTLE MOTHER'

---

WE GAVE THE MUSIC WORLD

'WEDDING OF THE PAINTED DOLL'

---

Now offer for your approval and entertainment the love melody of the motion picture  
version of the Universal Pictures Corporation's masterpiece

## 'SHOW BOAT'

# 'LOVE SINGS A SONG IN MY HEART'

Melody by JOSEPH CHERNIAVSKY

Lyrics by SIDNEY MARKS

## Comparative Grosses for March

Below is a table of grosses during March for towns and houses as listed. High and low gross records for the theatre are given, with the title of the picture, week played and gross for that week. When theatre plays stage show that is indicated.

## NEW YORK

	March 2	March 9	March 16	March 23
<b>CAPITOL</b> High...\$95,300 Low...30,000	"Jimmy Valentine" \$76,000 Stage Show	"Jimmy Valentine" \$65,000	"Bellamy Trial" \$60,750	"Bite My Tongue" \$58,100
<b>PAR. AMOUNT</b> High...\$88,100 Low...	"The Dummy" \$66,000 Stage Show	"The Canary Murder Case" \$60,700	"The Canary Murder Case" \$60,700	"Redskin" \$55,000
<b>ROXY</b> High...\$146,800 Low...70,000	"Lone Wolf's Daughter" \$84,200 Stage Show	"Spookshow" \$118,750	"Spookshow" \$107,000	"Spookshow" \$86,500
<b>STRAND</b> High...\$81,200 Low...16,000	"My Man" \$41,600 All Sound	"My Man" \$38,200	"Queen of the Night Club" \$30,600	"Benny Boy" \$81,800

## CHICAGO

	March 2	March 9	March 16	March 23
<b>CHICAGO</b> High...\$71,800 Low...8,000	"Redskin" \$48,000 Stage Show	"Trail of '98" \$45,000	"On Trial" \$45,000	"Wolf Skin" \$42,000
<b>McVICKERS</b> High...\$58,000 Low...18,000	"Jimmy Valentine" \$35,000 All Sound	"In Old Arizona" \$40,000	"In Old Arizona" \$44,000 20 week	"In Old Arizona" \$35,000
<b>MONROE</b> High...\$12,500 Low...2,700	"Four Sons" \$4,100 Stage Show	"Capt. Lash" \$4,100	"The Ghost" \$4,100	"True Heaven" \$4,100
<b>ORIENTAL</b> High...\$52,000 Low...29,000	"Deert Nights" \$44,000 Stage Show	"The Dummy" \$40,000	"Why Be Good" \$40,000	"Chinatown Nights" \$35,000
<b>ORPHEUM</b> High...\$19,800 Low...4,500	"Bark Mad" \$11,800 Stage Show	"Bark Mad" \$7,200	"Queen of Night Clubs" \$7,200	"Queen of Night Clubs" \$7,200
<b>ROOSEVELT</b> High...\$82,000 Low...9,000	"The Barker" \$18,000 All Sound	"The Barker" \$18,000	"Wolf of Wall Street" \$22,000 20 week	"Wolf of Wall Street" \$19,000
<b>STATE LAKE</b> High...\$44,000 Low...18,000	"Air Legion" \$24,000 Vaude	"Strong Boy" \$27,500	"The Goddess Girl" \$25,500	"Strange Cargo" \$25,500
<b>UNITED ARTISTS</b> High...\$47,000 Low...11,000	"Lady of the Pavements" \$37,000 All Sound	"Lady of the Pavements" \$37,000	"Iron Mask" \$47,000 (Record)	"Iron Mask" \$35,000

## BALTIMORE

	March 2	March 9	March 16	March 23
<b>CENTURY</b> High...\$27,000 Low...15,000	"Bellamy Trial" \$22,000 Stage Show	"The Dummy" \$18,500	"Red Skin" \$19,000	"Why Be Good" \$18,500
<b>STANLEY</b> High...\$23,000 Low...15,000	"Wild Orchids" \$18,500 All Sound	"The Canary Murder Case" \$21,500	"Tide of Empire" \$18,500	"Canary Murder Case" \$21,500
<b>VALENCIA</b> High...\$7,000 Low...2,500	"Doctor's Secret" \$6,000 All Sound	"Sunset Pass" \$2,800	"Weary River" \$6,000	"Canary Murder Case" \$21,500
<b>KEITH'S</b> High...\$14,000 Low...9,000	"Office Scandal" \$14,000 Vaude	"Girl on the Barge" \$9,000	"Chens and Kellys in A. C." \$14,000	"The Shakedown" \$13,000

## SEATTLE

	Feb. 23	March 2	March 9	March 16
<b>SEATTLE</b> High...\$26,000 Low...11,000	"Carnation Kid" \$16,000 Stage Show	"Chinatown Nights" \$17,100	"Manhattan Cocktail" \$17,160	"Close Harmony" \$20,000
<b>FIFTH AVE.</b> High...\$26,000 Low...11,000	"Strange Cargo" \$15,000 All Sound	"Weary River" \$25,000	"Wild Orchids" \$15,000	"Desert Nights" \$15,000
<b>MUSIC BOX</b> High...\$17,000 Low...4,500	"Iron Mask" \$10,500 All Sound	"Iron Mask" \$9,000	"Iron Mask" \$9,000	"Benny Boy" \$11,500
<b>GARDEN</b> High...\$8,800 Low...2,000	"Wild Bird" \$2,800 Vaude	"Born to the Saddle" \$2,800	"Sine of the Fathers" \$2,800	"Love to the Saddle" \$2,800
<b>PANTAGES</b> High...\$22,500 Low...4,800	"The Shakedown" \$6,500 Vaude	"The Fakir" \$6,500	"Chens and Kellys in A. C." \$6,500	"Man Who Laughs" \$6,500
<b>ORPHEUM</b> High...\$17,000 Low...5,500	"Hardbitten" \$17,000 Vaude	"Love and the Devil" \$9,000	"Nolay" \$13,800	"Forbidden Love" \$13,800
<b>BLUE MOUSE</b> High...\$14,000 Low...6,000	"Stolen Kisses" \$14,000 All Sound	"Queen of the Night Club" \$14,000	"Lady of the Pavements" \$14,000	"Lady of the Pavements" \$14,000

## PROVIDENCE

	March 2	March 9	March 16	March 23
<b>STATE</b> High...\$24,500 Low...16,000	"Lucky Boy" \$16,000 All Sound	"Iron Mask" \$21,000	"Strange Cargo" \$16,000	"Tide of Empire" \$16,000
<b>STRAND</b> High...\$13,000 Low...5,000	"The Dummy" \$18,000 All Sound	"Children of the Rite" \$10,000	"Why Be Good" \$10,500	"Home Coming" \$8,500
<b>MAJESTIC</b> High...\$13,000 Low...6,200	"Redeeming Sin" \$13,000 All Sound	"Mother Machine" \$13,000	"Canary Murder Case" \$13,000	"Me Gangster" \$9,000

## LOS ANGELES

	March 2	March 9	March 16	March 23
<b>EGYPTIAN</b> High...\$14,000 Low...5,000	"Lady of the Pavements" \$12,000 Stage Show	"Wolf of Wall Street" \$4,000	"Canary Murder Case" \$10,000	"Wild Orchids" \$10,000
<b>LOEW'S</b> High...\$48,000 Low...15,000	"Bellamy Trial" \$35,000 Stage Show	"Desert Nights" \$35,000	"Why Be Good" \$30,000	"Goddess Girl" \$27,000
<b>PAR. AMOUNT</b> High...\$67,800 Low...10,000	"Weary River" \$40,000 Stage Show	"Carnation Kid" \$30,000	"Chinatown Nights" \$25,000	"Close Harmony" \$41,800
<b>UNITED ARTISTS</b> High...\$37,800 Low...8,000	"Strange Cargo" \$30,000 Stage Show	"Hearts in Dixie" \$22,500	"Hearts in Dixie" \$17,000	"Hearts in Dixie" \$18,000
<b>WARNER BROS.</b> High...\$35,800 Low...16,000	"Queen of Night Clubs" \$14,000 All Sound	"Queen of Night Clubs" \$14,000	"Benny Boy" \$27,000	"Benny Boy" \$25,000

## SAN FRANCISCO

	March 2	March 9	March 16	March 23
<b>WARFIELD</b> High...\$41,400 Low...16,700	"Orchids" \$35,000 Stage Show	"Bellamy Trial" \$25,000	"Why Be Good" \$25,000	"Desert Nights" \$25,000
<b>GRANADA</b> High...\$34,100 Low...6,200	"Carnation Kid" \$28,800 Stage Show	"Chinatown Nights" \$27,500	"Lady of the Pavements" \$23,900	"Close Harmony" \$21,700
<b>CALLI</b> High...\$34,100 Low...6,200	"Wolf of Wall Street" \$1,600 All Sound	"Weary River" \$21,000	"Weary River" \$19,400	"Iron Mask" \$28,000
<b>ST. FRANCIS</b> High...\$22,200 Low...5,000	"Lucky Boy" \$12,000 All Sound	"Potemkin" \$8,900	"Goddess Girl" \$10,300	"Goddess Girl" \$10,300
<b>EMBARCADO</b> High...\$24,800 Low...7,000	"Redeeming Sin" \$15,500 All Sound	"Redeeming Sin" \$10,000	"Redeeming Sin" \$10,000	"One Stolen Night" \$9,000

## KANSAS CITY

	March 2	March 9	March 16	March 23
<b>MAIN STREET</b> High...\$80,000 Low...40,000	"McCobb's Daughter" \$75,000 Stage Show	"Weary River" \$25,000 Stage Show	"Why Be Good" \$15,000 Stage Show	"His Captive Woman" \$15,000 Stage Show
<b>LOEW'S MIDLAND</b> High...\$23,000 Low...10,900	"Fide of Empire" \$15,000 All Sound	"Chinatown Nights" \$14,000 All Sound	"Goddess Girl" \$11,000 All Sound	"Close Harmony" \$10,000 All Sound
<b>NEWMAN</b> High...\$23,000 Low...9,000	"Redskin" \$14,700 All Sound	"Chinatown Nights" \$14,000 All Sound	"Red Hot Speed" \$11,200 Vaude	"Lone Wolf's Daughter" \$11,200 Vaude
<b>PAN-TAGES</b> High...\$23,000 Low...5,000	"Arizona" \$15,000 Vaude	"Arizona" \$15,000 Vaude	"Arizona" \$15,000 Vaude	"Arizona" \$15,000 Vaude

## ST. LOUIS

	March 2	March 9	March 16	March 23
<b>AMBASSADOR</b> High...\$22,000 Low...22,200	"Seven Footprints to Satan" \$22,200 Stage Show	"Chinatown Nights" \$22,000 Stage Show	"Goddess Girl" \$17,700 Stage Show	"Kid Gloves" \$27,000 Stage Show
<b>LOEW'S STATE</b> High...\$15,000 Low...10,900	"Wild Orchids" \$15,000 All Sound	"Iron Mask" \$15,000 All Sound	"Desert Nights" \$15,000 All Sound	"Tide of Empire" \$15,000 (Low)
<b>MIS-SOURI</b> High...\$15,000 Low...13,800	"Stark Mad" \$15,000 Stage Show	"Why Be Good" \$15,000 Stage Show	"Carnation Kid" \$17,000 Stage Show	"The Dummy" \$17,000 (Low)

## TACOMA

	March 2	March 9	March 16	March 23
<b>BROADWAY</b> High...\$15,000 Low...4,500	"Mother Machine" \$15,000 Vaude	"Cohens and Kellys in A. C." \$17,000 Vaude	"Iron Mask" \$17,000 Vaude	"Iron Mask" \$17,000 Vaude
<b>BLUE MOUSE</b> High...\$15,000 Low...4,500	"Greyhound Limited" \$15,000 All Sound	"Queen of Night Clubs" \$15,000 All Sound	"Stolen Kisses" \$15,000 All Sound	"Stolen Kisses" \$15,000 All Sound
<b>RIALTO</b> High...\$15,000 Low...2,000	"Stark Mad" \$15,000 Stage Show	"Why Be Good" \$15,000 Stage Show	"Carnation Kid" \$17,000 Stage Show	"The Dummy" \$17,000 (Low)

## PORTLAND, ORE.

	March 2	March 9	March 16	March 23
<b>PORTLAND</b> High...\$17,000 Low...11,000	"Carnation Kid" \$17,000 Stage Show	"Chinatown Nights" \$17,000 Stage Show	"Tide of Empire" \$17,000 Stage Show	"Close Harmony" \$19,400
<b>BROADWAY</b> High...\$15,000 Low...9,000	"Strange Cargo" \$15,000 All Sound	"Bellamy Trial" \$14,000 All Sound	"Why Be Good" \$18,000 All Sound	"Desert Nights" \$15,000 All Sound
<b>PANTAGES</b> High...\$15,000 Low...4,000	"Girl on the Barge" \$15,000 Vaude	"Across the Atlantic via Zepplin" \$15,000 Vaude	"Cohens and Kellys in A. C." \$15,000 Vaude	"Cohens and Kellys in A. C." \$15,000 Vaude
<b>ORIENTAL</b> High...\$14,000 Low...5,800	"Naughty Boy" \$14,000 Vaude	"The Rescue" \$14,000 Vaude	"The Soles" \$14,000 Vaude	"Haunted House" \$14,000 Vaude
<b>UNITED ARTISTS</b> High...\$14,000 Low...4,000	"Goddess Girl" \$14,000 All Sound	"Iron Mask" \$16,000 All Sound	"Iron Mask" \$16,000 All Sound	"Iron Mask" \$16,000 All Sound
<b>MUSIC BOX</b> High...\$14,000 Low...4,000	"Queen of the Night Club" \$14,000 All Sound	"Greyhound Limited" \$14,000 All Sound	"Stolen Kisses" \$14,000 All Sound	"Stolen Kisses" \$14,000 All Sound

PITT. QUIETS DOWN;  
"DUKE" \$32,000 AT PENN

Pittsburgh, April 16.

(Dreary population, 740,000.)

His last week, with possibly one exception, added. Ram struck town and kept everyone there for the first few days, although takings were not so high as in the week immediately preceding. A possible reaction from Easter Week, when town went to a rampage.

"Broadway Melody" in second week at Aldine, maintained its terrific pace to clear around \$30,000. Considered excellent. Picture may be used to clear around \$30,000.

"Melody" in a big way and it could possibly stay six weeks to good money, since overhead at Aldine is nothing to speak of. Stanley, with "His Captive Woman," and a flash band act on the stage, took ornament and was lucky if it got \$25,000. Picture would like but it was not late in the week that word got around. House has been making the high score in history for inauguration of new stage policy this week, with units coming directly from Manhattan. Philly, with "The Letter," and "Close Harmony," has been making the high score of 34 voices. Street cars, billboards and every available space in town has been plastered.

"The Duke Steps Out" and Public unit, and another week. Ram, nothing like the abnormal takings but it was not late in the week that word got around. House has been making the high score in history for inauguration of new stage policy this week, with units coming directly from Manhattan. Philly, with "The Letter," and "Close Harmony," has been making the high score of 34 voices. Street cars, billboards and every available space in town has been plastered.

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(Continued on page 28)

Brooklyn Full of Abbits;  
Met at \$29,800 with Mask

Brooklyn, April 16.

Poor business last week, with plenty of abbits. Paramount, like the other houses, got off to a slow start, the first couple of days, and then along came the rain. With "Wolf Song" house did \$27,000. Considered terrible here.

Post also felt the weather. House had "New Year's Eve," panned all around, and high-pressure vaude program with Grete Nissen and James Rennie. Remaining three houses moved along uneventfully. At the Strand "The Redeeming Sin" panned, but "Iron Mask" with vaude, considered better, and concentrated on the vaude, playing up a radio radio.

Estimate for Last Week  
Paramount—"Wolf Song" sound (P.T.) (4,000; 25-35-50-60-75). Not so good at \$19,500.

Strand—"Redeeming Sin" dialog (W.B.) (4,000; 25-35-50-60-75). Not so good at \$19,500.

Metropolitan—"Iron Mask" sound (M.G.) (4,000; 25-35-50-60-75). Not so good at \$19,500.

A ten-episode serial, "The Return of Blake of Scotland Yard," goes into production the end of this month for Universal. Ray directed.

Efforts are being made to find a plot of English type to play the lead.

"Bad Man" Accepted  
Los Angeles, April 16.

Low Lipton's original, entitled "Bad Man," has been accepted by M-G-M for Karl Dane and George K. Arthur.

# RADIO'S PAGEANT OF THE TITANS



## RADIO PICTURES

signs RUDY VALLEE and grooms him for greatness while the echoes of his first brilliant triumphs still ring. Fresh . . . scintillating . . . sensationally different . . . those gay talents which have commanded roaring acclaim on air and vaudeville stage, now will find finer expression and broader scope through the singing screen! Even among TITANS, this blonde giant towers unrivalled...

HIS ENCHANTING GENIUS WILL BE GIVEN TO THE MAKING OF AT LEAST ONE MELODIOUS SUPER-PRODUCTION FOR RADIO PICTURES AND OF COURSE HIS BAND WILL APPEAR WITH HIM...



# RUDY VALLEE

FROM METEORIC CONQUESTS ON THE AIR  
COMES RUDY VALLEE . . . ENSNARING  
MILLIONS IN HIS WEB OF HYPNOTIC  
SONG. MOST TALKED OF PERSONALITY  
AMONG SHOWMEN TODAY, HE IS DES-  
TINED TO BECOME A WORLD IDOL  
TOMORROW IN RADIO PICTURES

**RKO DISTRIBUTING CORPORATION**



The Golden Voice of the Silver Screen.

# Inside Stuff—Pictures

Mike Meehan, John S. Raskob and other downtown interests reported interested in the Sono-Art Film Corp., whose first production, "The Rainbow Man," went into the Selwyn, New York, this week. Eddie Dowling, starred in the talker, for a long time been a close friend of ex-governor Al Smith. Meehan and Raskob are among Dowling's closest friends. Last week the Paramount studio Smith made a deal with the Eddie Dowling talking picture.

In the Sono-Art organization at present are George R. Weeks, formerly sales manager for Paramount, and O. E. Gobel listed as producers. George Holland, formerly general press representative for Arthur Hammerstein, is handling the publicity.

Kreza syndicate stores have been forced by the picture business to push sheet music on their customers again. The screen has so popularized them and the like that the many calls prompted Kreza to reinstate the music counter.

Woolworth's 10-cent post prevents this giant syndicate doing likewise; if that ever happened the music biz would decidedly be enjoying things as in the so-called "good old days."

Songwriting boys in Hollywood are still not used to the time clock punching at the studios. They are used to report at 4:30 of mornings but punching at all hours of the night. As creative artists, like many another playwright who turned down fancy contracts for the sake of creative freedom, they are not used to the time clock. They are not used to the time clock.

Still another practice, said to be in effect, is the pitting of staff writers against one another. These songwriters, comprising teams are each given a song to write with such results to turn out a suitable theme song for some flicker, cautioned to keep everything confidential. A week later the head man of the writing crew holds auditions, discarding the other 11 songs of the dozen whom submitted.

The picture companies will soon have to acclimate themselves to the idea that there's such a thing as ordering a good thing. Not every picture is conducive to a song theme. Melodrama and straight dramatic or dialog pictures are not conducive to plausible song interpolations.

Such horrible examples as "Woman Disputed, I Love You" was one of the earlier attempts to hook up a picture title with a song.

Three years ago Humphrey Pearson sold out his advertising business in New York to study stagecraft in New York. While there he became vice-president of the Criterion Advertising Co. and also wrote a play, "Shooting," completed last November. He is now back in the States after the better break and brought his story to the coast in December.

Warners bought it, changed the name to "On With the Show," and are making it on the Vitaphone lot.

Many tales have been told—and printed—of the casualties in the way of broken tubes in sensitive recording apparatus due to the impact of sharp sounds, such, for instance, as gunfire. It is now known that such cases compare with which has just completed a picture, does not bear out these reports.

As an illustration in a battle scene a tank carrying a microphone was run outside and three-pounders and five one-pounds. The resulting racket created by these and surrounding guns, when the scene was reproduced on the screen was so violent it caused the film of the projection room to vibrate. In the recording of this and similar sequences in the picture not a tube was broken. It is said these sound effects will put this picture over.

When Raoul Walsh took a company of players to San Francisco to film the marine scenes for "Cockaded World" he figured he could get a squad of eight maligned marines from the Veterans Bureau in the northern city. When he made application to that office he was informed they had no crippled soldiers registered there. An ad was placed in a newspaper and the next day, more than 50 cripples showed up for jobs. Walsh wanted to hire them all, but among them Smith's selection of more than eight.

One of the foreign screen actors forced to return to his native country for renewal of passport is leaving behind a young son who was born in Hollywood. Actor believes, in the event he encounters any difficulty in re-entering the country, he can use the child's Americanization as a wedge to force re-entry.

Although Pete Woodhill, of the MPTOA, takes credit in a premature announcement for reducing rates on theatre fire insurance in the metropolitan area it develops that this is not the case. Insurance in detail before the New York Fire Insurance Exchange for a general policy out of approximately 25 per cent to go shortly into effect.

While exchange executives will not quarrel and declare that there is no reason on the record to question the fact, yet they believe that the business of insuring theatres will be more equally divided among the agents when the cut comes through. They say that members of the exchange have been coming to the business of big chain theatre insuring, especially, by not rigidly adhering to the old rate. Highly responsible executives in the insurance world with sufficient influence to bring about a rate adjustment believe that the rate about to go into effect has been slashed to the point where any further attempts to undersell would be conducted only at a loss to such individuals.

Because of this situation, Metropolitan Theatre Insuring has been considered by them to be in "the most troublesome class." The rates will apply to the most modern and larger houses. The Independent, under the same conditions, will have to pay the old rate. The smaller houses were not considered and never have been considered, according to one authority familiar with the motivations of the cut rate.

Film people can get a great deal on economy by visiting Western Electric's New York headquarters. In the hall like reception room the guest receiver not only shakes hands, but in front of the crowd tries out new stunts.

Every stranger is instantly placed on intimate terms, since his whereabouts and business are shouted through the telephones before he rates a chair. Applicants for all kinds of lines are also interviewed in detail before the crowd. The self-conscious ones never wait.

In the talking studios of Hollywood everything looks new to the visitor. With the added strictness at the doors of the sound stage immediately noted. Next to that is the imposed silence that may be felt while a

scene is being taken. In one of the studios recently, following the careful preparations for the camera to start, a voice boomed out from the monitor's booth: "The lights are getting noisy. The visitors had not even heard the lights."

Issue of debenture bonds by William Fox running into the many millions has been reported without confirmation. One for \$100,000,000 has been announced. This may be followed by four more, from the account, for an equal amount each, at \$100,000,000.

Recently proved how sensitive is the mike. The visitors had not even heard the lights.

Fox is said to have paid \$14,000,000 for the Loew corporation. Besides Fox's share, the Loew corporation has received \$100,000,000 for the purchase of the Loew corporation and other theatre properties.

In the Loew buy Fox is reported to have paid \$102 a share for some of the stock and \$120 per share for the remainder. The higher price was paid for the stock of the Loew corporation and other theatre properties. The higher price was paid for the stock of the Loew corporation and other theatre properties.

Edison's electric lights, without which there would be no Great White Way, no stars' names illuminated in incandescents, will celebrate its semi-centennial this year.

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# RADIO'S PAGEANT OF THE TITANS



**RADIO**  
joins hands with Ziegfeld in  
an epoch-making screen presen-  
tation of the gorgeous smash  
hit musical comedy

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Dedicated to the Advancement of  
Electrical Entertainment and Service of  
Exhibitors, Radio Pictures is 'Assem-  
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sonalities... Authors... Stars... Producers  
and Song Writers to create the

**SUPER-ATTRACTIONS  
OF THE FUTURE**



# FLORENZ ZIEGFELD

**PRE-EMINENT SHOWMAN...GENIUS OF THE  
WORLD THEATRE .... FLORENZ ZIEGFELD  
IS THE FIRST OF THE TITANS OF THE  
AMUSEMENT INDUSTRY TO CONTRIBUTE  
HIS WIZARDRY TO RADIO PICTURES.....**

**RKO DISTRIBUTING CORPORATION**



The Golden Voice of the Silver Screen



## Talking Shorts

### GARNO ITALIAN MARIONETTES ENGLISH-MADE D-FORREST

**15 Min.**  
**Band.**  
**New York**  
Soundbit society short for all grades of houses and audiences. Made in England by Hugh Croise and imported and distributed in America by General Talking (De-la-Phonofilm). This is a very novel as dialog entertainment. Besides which marionettes are not easily known in this country. Public, especially the movie-going public, will find this interesting and an exploitation picture.

This precedes this one explaining as to the Garno family. The marionette troupes throughout Europe since the middle ages, 355 years to be precise. This itself is interesting and an exploitation picture. First number is a soprano singing in who Square music. The second is a "Haughtyculture Quartette," two male and two female marionettes with M. Tuplure, very famous pianist, on the ivories. Marionettes are manipulated with hard skill and delicious drollery. Hard to describe the cuts except they perform, the comic conversations and general atmosphere of the film is so good, but it is assumed that the average film assembly will go for this release in a big way.

Interesting, too, in a trade sense as an indication of what is expected from British interests now that the dollar has some of its abilities. America can absorb plenty of English entertainment in this it possesses the ingredients. Signor Garno's marionettes.

**Review.** **Land.**

### JANET ADAIR "Here Comes the Bridemaid"

**VITAPHONE No. 2329**  
**10 Min.**  
**Band.**  
**New York**

Interesting release, strictly vaude. Opens with a short scene in a church, bridal party throwing rice comes out and exits off-screen. Janet Adair sings, holding a bouquet which she throws away. Adair directed. This is a being bridemaid, never a bride. Not the familiar tune or lyrics of theme.

Seque into second number about a kind of mad woman who is with wisecracks about their multi-number shortcoming. Her final number contrarily is dropped. Adair contributing a "not colored" song in a 15 min. short.

Mrs. Adair performing nicely with an easy manner, but not sufficiently rare among sound short vaudeville subjects to be worthy of theme.

### WALTON'S PENNSYLVANIANS VITAPHONE No. 427

**Band.**  
**10 Min.**  
**Band.**  
**New York**

Bumpy photography, stiff-necked posing and long distance shots are the record number of this one of the earlier shorts. Does all handlings, however, this outfit still clicks here as a great band.

Mrs. No. 428, which was probably made about the same time, this outfit still holds three numbers which were the rage at the time, but are out of the picture. Open with "Step," follow with "Breeze Along" and close with "Me Too." First number is slow and unproductive. Second okay, with Tom Waring singing in the piano effectively. Registers with voice, too. "Me Too" strongest of the selections, easy while the background punning and add comedy.

Too old to be anything but a filler.

### "DANCING AROUND" (LeMaire and Phillips)

**THE PHOTOPHONE**  
**15 Min.**  
**Comedy**  
**Hippodrome, New York**

Another of the LeMaire's series of comic talking shorts for Pathé. It is a former LeMaire and Phillips vaudeville act in picture form, the essence of vaude's low budget transposition of comedy and rating with any comedy short yet produced.

It is further proof that a hokum comedy act, properly directed, can make its own little mark in the body from the rostrum and picture without the aid of a camera. So apparent change from the vaude turn has been a bit of necessary closing up.

LeMaire, straight, and Phillips, abbreviated comic, are in it. They snatch a pair of trails on the road. Windup with a scene. A laugh a second throughout.

LeMaire delivers the only specialty, singing seriously, while Phillips "smokes" under the camera for comedy. It was a case of untowardly projection at the time, but the girl sound like a canary with the shakes, but is said to have made natural delivery.

Right down front among the extras in the old scene is Fum Hughes, the best looking guy at the party. He's been about everywhere but not a film star so far. Might as well be one of those.

### LYNNE OVERMAN and Co. (S.) Paramount Comedy MARINOTTI MOVIEPHONE

**17 Min.**  
**Band.**  
**New York**

Brilliant comedy akit moving along so smoothly on the wheels of a clever director, Hugh Croise. It's polished performance that many registers more like seven. In this highly polished instance, there is no handicap on account of the steady stream of accurate laughter. The film is a real gem, many years ago as a vaudeville act. It is a comedy factor in creating the feeling of brilliancy in a comparatively long act is found in its construction. The act is divided into four parts. In the first there is a bet that the comical one, the man, can't make four women him him with a week. This elegant, self-confident gentleman says he can do it within 15 minutes after he meets the women and invites the doubting one to send on the dames.

The second girl is a young thing, speaking oozy-woozy baby talk. Overman acts the hard, bored, color. The gal is the kind impressed by older men, and she falls. When she gets over it, she says, "Remember, I didn't ask for it." That comes out over stronger with the finish of each succeeding routine. The second girl is an angular, star-struck spinster. Overman accuses her of hiding something and she should frankly confess. The third girl is a young woman who makes the guy give in.

The fourth girl is with an elderly dame. Overman plays the shy, kittenish youngster, too bamfled to get the word. The woman becomes motherly, and finally warns up. Overman gets his pants off. He gets the money, or her pet charity.

The fifth girl would get Overman in this house. This record can be used in the future as a guide to the enough to be featured.

### GREEN'S 20th CENTURY FAYETTE DETTE VITAPHONE No. 710

**8 Min.**  
**Band.**  
**New York**

The first scene in routine that in set arrangement forced recording to be used on the long camera. The scene is a feeling in a room where three of the girls are sitting. This also showed the wardrobe up. The girls are also seen in the background, with light dresses against light background. The band formation through way was quite good.

The leader in a black masculine outfit danced glibly in front of the camera. But he is not to be classified as a specialty. Little review of the scene. The band that the band would play one of Victor Herbert's selections. "The Merry Widow" is effective. The straight vocal number, giving the girls a chance to sing. Then to a fast number which helped materially.

For supposed fast contingent of flapper insist the short seemed to lack the colorful punch and one number the whole program was noticeably ordinary.

### BOBBY GILLETTE-DORIS DETTE VITAPHONE No. 2338

**10 Min.**  
**Band.**  
**New York**

Although treated in billing, this short was not a specialty. The Walker first sings; Gillette, a follow-up, doing his stuff solo following and ending how he wishes. Actually Miss Walker deserves at least a mention.

The girls in a pleasant soprano light color about nothing in particular, but revealed an individual personality and an attractive face. Only one of the girls, who was with rest of body and screen, starts release as it was meant to be a wow.

Even with Gillette's failure to inspire enthusiasm it qualifies as a better than average Vitaphone production.

### CLARK VITAPHONE No. 2768

**10 Min.**  
**Band.**  
**New York**

"Delious small time mugging comedy" is the title. The girl looked good and sing nicely, but the song was not a wow. The worst heard via gilded screen. As bad as such stuff must sound on a screen. The girl, who was with rest of body and screen, starts release as it was meant to be a wow.

Even with Gillette's failure to inspire enthusiasm it qualifies as a better than average Vitaphone production. Just blah.

### FOX MOVIEPHONE NEWS No. 22, Reels A-B-C Projection Room, New York

Scarcely of spot news this week, with just four of 12 items in the three reels classifying as out of the strictly catalog division. Of the four, three can be shown any time. The fourth is the only one with a back. Entertaining quality of the shots from the shelf serve as partial repayment, however.

Open with the newest-clip of the release—Musellini decorating the White House. This was photographed a week or a year ago, it looks front page.

Next is a clip of the dancing couple in the Jordan, son, Cornelius Vanderbilt, Jr., in the dance. The couple how he likes to work in a Harvard detail. Young Vanderbilt, who went bankrupt on his own in newspaper publishing, explains he has no use for leisure time. He is a workaholic and hopes to be in the clear soon. Sounds like a good one.

Down, camera; Hicks, sound. Some interesting and educational news. The clip of the dancing couple to have been photographed in 1937. Next is a clip of the dancing couple, camera; C. Ellis, sound. register with this one.

Next is a clip of the dancing couple, camera; C. Ellis, sound. register with this one. "Spring Brings Varied Fews," some of our typical news. The clip of the dancing couple, camera; C. Ellis, sound. register with this one.

Next is a clip of the dancing couple, camera; C. Ellis, sound. register with this one. "The Three Ruths among the eight women of Congress," camera; C. Ellis, sound. register with this one.

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### MOTHER'S BOY (ALL DIALOG)

New London, Conn., April 16. This production and release. Produced by Metro-Goldwyn-Mayer. Directed by James Brown. Cast: Walter Stenzel, Rebecca, V. A. Phillips, Al. Garden, Henry, New York. This is a comedy short, with a talker.

Dramatic punch lines or sharp points of comedy and scenes may be muffed by any reviewer in the queue line of a talker projection room.

A couple of decided instances of comedy in this short, with attention of Variety, through its own staff. No reviews were printed of either picture, but each when later seen by the same reviewers before an audience dealt symptoms of dramatic intensity or comedy not noted in the projection room.

As Variety does not review from a projection room, this is mentioned for the information of talking producers and distributors. It will be much better to keep all critics out of projection rooms and decide on the basis of the acting of any talker, long or short, if for the purpose of a critical review.

Plot is simple yet manages to avoid triteness in its high school. He became famous as a singer in a high club. One day, he walks out because his mother is so big, that he ruined his career, his manager having been killed. He will never get another job on Broadway. Even press agent turns away. He is in a high school. He is in a high school. He is in a high school.

Gov. Trumbull of Connecticut in 1937. He is in a high school. He is in a high school. He is in a high school.

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# RADIO'S

## TALK SMASH RUNS WILD..

*Biggest Sensation in Frisco  
Since the 'Quake  
at Warfield April 12th....*

Breaks All-time N.Y. Hippodrome  
Record in Terrific Opening Week  
... And In for Second ... First  
Hold-over In History of Colossal  
'6,100 Seater! Leaves Grizzled Show-  
men Pop-Eyed with Amazement!

Wrecks Orpheum House Record,  
New Orleans, and Topples Figures  
Tabor Grand, Denver, Bucking  
Frigid Gale and Snow-Storm!

FOUR-RING CIRCUS OF MEL-  
ODY AND HEART DRAMA  
IN SPECTACULAR FLASH  
EXTRAVAGANZA....

### Fred Waring's PENNSYLVANIANS

and joyous host of Broadway stage favorites  
including the incomparable Morton Downey.



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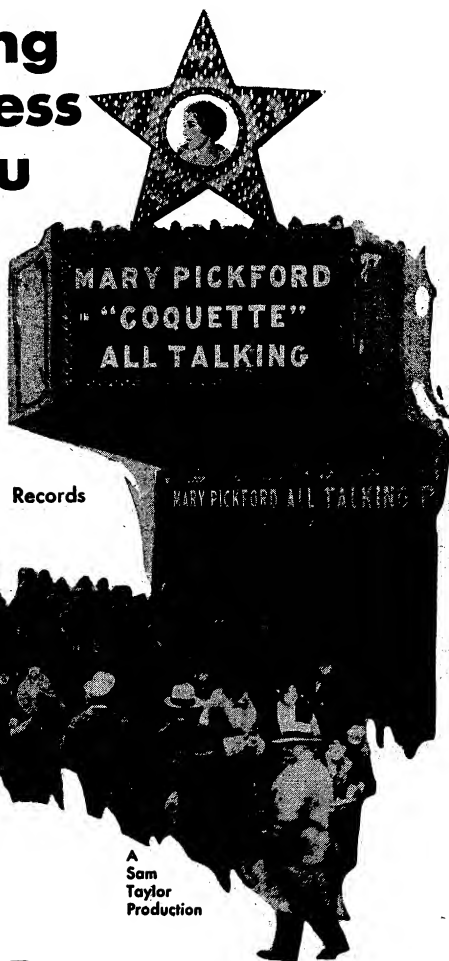


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Record Business  
wherever you  
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a great  
Picture  
lines 'em

UNITED ARTISTS  
DETROIT where  
COQUETTE Broke all Records



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NEW YORK — SYRACUSE — ST.  
PAUL — SALT LAKE — SAN DIEGO  
**EVERYWHERE**

**MARY PICKFORD**

in her first 100% TALKING PICTURE

"COQUETTE" proves itself the Greatest  
BOX-OFFICE PICTURE ever made.

A  
Sam  
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**UNITED  
ARTISTS**  
congratulates YOU

# remember this ad?



it's a  
new world!

QFlaming orange fountain pens. Purple raincoats. New York to Paris in 33½ hours. QA book called "The Story of Philosophy" sells 157,000 copies. Unthinkable five years ago. A brain-

. . . . . it was the first of a series of **PARAMOUNT** ads appearing in the trade papers over a year ago. It explains why **PARAMOUNT** got the jump on the rest of the field and is delivering **QUALITY** talking picture hits week after week. Why **PARAMOUNT** is far in the lead with the new type of talking picture—and getting further ahead by the minute!

**CLARA BOW**  
ALL-TALKING  
"THE  
WILD PARTY"

"CLOSE  
HARMONY"  
ALL-TALKING  
SINGING  
DANCING

**COMING PARAMOUNT "NEW WORLD" TALKING HITS:** Richard Dix in "Nothing But the Truth" (all-talking), Maurice Chevalier in "Innocents of Paris" (all-talking, singing, dancing), "A Dangerous Woman" (all-talking), "The Man I Love" (all-talking), George Bancroft in "Thunderbolt" (all-talking), and more coming before August!

# PARAMOUNT

**NEW ERA TALKING PICTURE HEADQUARTERS**







WARNER BROS. SPECTA

# THE DESERT

Sweet Music to

A  
WARNER  
BROS.

VITAPHONE

SINGING  
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What Warner Bros. Promised

NOAH'S  
ARK  
*Tops any picture  
ever made*

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CULAR SINGING SUCCESS

# SONG

*With*  
**AN ALL  
STAR  
CAST  
AND OVER  
200 SINGERS**

**DIRECTED BY  
ROY  
DEL RUTH**

**any Box Office**

**Opens May 1st at Warner Bros. Theatre, N.Y.C.**  
**TWO-A-DAY AT \$2.50 TOP**

Based on the Story by  
Otto Harbach  
Laurence Schwab  
Oscar Hammerstein, 2nd  
Frank Mandel

**FORGET** anything you know about records, runs and receipts. Nothing you have ever shown in your theatre can begin to compare with what you will see and hear in "THE DESERT SONG." The picture business starts all over again with "THE DESERT SONG."

Music by  
Sigmund Romberg

Scenario by  
Harvey Gates

## Amusement Stock Prices Turn Quiet on Trifling Advances

Amusement stock prices gave a fairly good account of themselves going into the new week. The turnover of Monday and yesterday for the whole group presented about the lowest point since last summer. Prices generally were out of the jaws of a week ago, but there was nothing in the behavior of this section, or the rest of the list for that matter, to encourage the idea that there was anything like a move in the offing.

Fox got out of its slump to 22 apparently on unofficial estimates that its current earnings were at a high rate; Pathé registered a publication of income statement for 1928 showing net profit of \$187,000 for the calendar year. Others were listless.

**A Waiting Market**  
Market is in one of those in-between periods, lacking incentive on either side, and the outside trading element is distinctly out of it or involved only to the extent that it is holding stocks purchased at higher levels and in a thoroughly disoriented frame of mind.

The credit situation, which has acted as a break since the start of the year, seems to be greatly improved, but new anxieties have appeared to counteract that improvement. Congress is in session, and while it sits there is the possibility that it may try to do with the speculative problem. Even if it doesn't actually project itself into the situation, there is bound to be interference by politicians with stocks to grind, and that always disturbs ticker sentiment.

Money renewed yesterday at 8 and then went to 5, reflecting pressure from seasonal demand for cash. This condition is likely to prevail for a few days, but easier money seems likely after this week. The market certainly is not absorbing much capital for its operations. Monday's total was less than 3.

### Yesterday's Prices

#### Leading Amusements

	High	Low	Last	Chg.
2200 Fox	22 1/2	22	22 1/2	+ 1/2
2200 M.P. Corp.	22 1/2	22	22 1/2	+ 1/2
8000 P.F.	22 1/2	22	22 1/2	+ 1/2
8000 P.F.	22 1/2	22	22 1/2	+ 1/2
8000 RKO	22 1/2	22	22 1/2	+ 1/2
8000 RKO	22 1/2	22	22 1/2	+ 1/2
8000 RKO	22 1/2	22	22 1/2	+ 1/2
8000 RKO	22 1/2	22	22 1/2	+ 1/2
8000 RKO	22 1/2	22	22 1/2	+ 1/2
8000 RKO	22 1/2	22	22 1/2	+ 1/2

000,000 shares and yesterday's volume was not much more. Restricted operations of this kind are in line with the desires of the Reserve Bank and encourage the view that when it does come the foundation will be laid for a broad advance.

#### Constructive News

Such news as came out was constructive. The Pathe statement put a good complexion on current operations, although it did not by any means make the stock a glowing prospect. Idea of the Murock-Losses under the big management are being charged against surplus so that the statement may reflect only efforts of the new regime.

First National Pictures made public its purpose to retire its entire issue of participating preferred stock, a 10 percent stock, and new financing is contemplated, and the operation will be handled from earnings. Warner Bros. control the majority of First National picture stock.

January profits for Fox were \$1,261,502 after depreciation and interest but before taxes. On this basis the average stock at present roughly at \$250,000, compared to \$1,865,551 after taxes in the same quarter last year. Much of the increase is attributed to quality sound pictures and particularly to sales of Movie-Tone news service.

### STOCK EXCHANGE

#### Summary for week ending April 12

	High	Low	Last	Chg.
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2
41% 22 1/2	22 1/2	22	22 1/2	+ 1/2

#### CURB

	High	Low	Last	Chg.
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2

#### BONDS

	High	Low	Last	Chg.
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2
100 1/2	100 1/2	100	100 1/2	+ 1/2

### ISSUES IN OTHER MARKETS

#### All Quoted for Monday

#### Over the Counter

	High	Low	Last	Chg.
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2

#### Quoted in Bid and Asked

	High	Low	Last	Chg.
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2
20 1/2	20 1/2	20	20 1/2	+ 1/2

#### Technical

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### Landau's Whiskers

It's an odds on Pop Landau is the only exhib around New York with whiskers.  
Pop has gone round with his Heights theatre - not his whiskers.

## Brookhart Bill is Now Biggest Angle of Extra Congress

### Washington, April 16

With more than 60 changes in its membership the extra session Congress is under way. Senator Brookhart, with his regulatory portfolio the picture industry remains and is working on a new bill to introduce shortly. A new Brookhart bill will in all probability, mean further hearings. That puts the question up to Senator Coughlin, who is chairman of the powerful Interstate commerce committee. Mr. Coughlin has indicated he can pay little merit in the arguments of the independent exhibitors, at least as voiced during the original hearings.

Whatever is accomplished will depend upon the relative strength of the arguments. The bill may not be passed possibly ending up with the statement that he did not expect congressional action, or possibly wishing to get the new measure on record, printed, and circulated for the regular session opening in December.

### Myers' Position

Another question that is causing concern among exhibitors is the position of the ATIA. The ATIA and its new allied Exhibitors' Association approve the Iowa senator's bill. Myers is not yet ready to commit himself either way. Canon Chase, reformer, tied himself into the previous Brookhart measure forgetting his own pet censoring proposal in so doing. The Canon has been very quiet not only on legislative plans, but also what the reformers hoped to get in the way of jobs from the President in the Southern States. Probably something up his sleeve, being a reformer.

Several other pending proposals of minor importance may come up for discussion in committee, but the administration leaders seemingly have things pretty well in hand to confer deliberations to the major issues, for which Mr. Hoover called the extra session.

The big show proposition during the past session was the proposed changes in the copyright law. Quicker put to Chairman Vestal of the House Patents Committee brought the reply that he will ride along with the President and make no attempt to break up the established program. He stated he would not ask his committee be organized.

"Nothing is impossible with the lawmakers in session. It will be a case of sitting back in an attitude of watchful waiting."

### White, RKO Prod. Mgr.

C. D. White has joined Radio Pictures as production manager.

White served in a similar capacity with the old FBO studio, but left that company for First National.

## Comparative Grosses for March

(Continued from page 16)

### SYRACUSE

STRAND	March 2	March 9	March 16	March 23
High	\$9,000	\$7,000	\$7,000	\$7,000
Low	\$4,000	\$4,000	\$4,000	\$4,000
EMPIRE	High \$11,000	All Sound	All Sound	All Sound
Low	\$4,000	\$4,000	\$4,000	\$4,000
High	\$26,000	\$15,000	\$15,000	\$15,000
Low	\$4,000	\$4,000	\$4,000	\$4,000
ECKEL	High \$20,000	All Sound	All Sound	All Sound
Low	\$7,000	\$7,000	\$7,000	\$7,000

### WASHINGTON

COLUMBIA	March 2	March 9	March 16	March 23
High	\$17,200	\$11,800	\$11,800	\$11,800
Low	\$5,000	\$5,000	\$5,000	\$5,000
EARLE	High \$24,000	All Sound	All Sound	All Sound
Low	\$5,000	\$5,000	\$5,000	\$5,000
FOX	High \$20,500	All Sound	All Sound	All Sound
Low	\$14,500	\$14,500	\$14,500	\$14,500
METRO-POLITAN	High \$21,000	All Sound	All Sound	All Sound
Low	\$5,000	\$5,000	\$5,000	\$5,000
PALACE	High \$24,200	All Sound	All Sound	All Sound
Low	\$11,000	\$11,000	\$11,000	\$11,000

### MINNEAPOLIS

MINNEAPOLIS	March 2	March 9	March 16	March 23
High	\$45,200	\$25,800	\$25,800	\$25,800
Low	\$17,600	\$17,600	\$17,600	\$17,600
STATE	High \$28,000	All Sound	All Sound	All Sound
Low	\$4,500	\$4,500	\$4,500	\$4,500
HENNEPIN	High \$22,000	All Sound	All Sound	All Sound
Low	\$5,000	\$5,000	\$5,000	\$5,000

### BOSTON

STATE	March 2	March 9	March 16	March 23
High	\$40,000	\$25,400	\$25,400	\$25,400
Low	\$14,000	\$14,000	\$14,000	\$14,000
KEITH	High \$27,800	All Sound	All Sound	All Sound
Low	\$12,000	\$12,000	\$12,000	\$12,000
KEITH-ALBEE	High \$28,000	All Sound	All Sound	All Sound
Low	\$12,000	\$12,000	\$12,000	\$12,000
METRO-POLITAN	High \$27,000	All Sound	All Sound	All Sound
Low	\$12,000	\$12,000	\$12,000	\$12,000

### "Re-titling" Revived

Los Angeles, April 16.  
"Re-titling," formerly a great gag among the quickie boys for recouping old negatives, has cropped up at last in the sound field.

Vivacore Corp., independent recording device, has bought up old Mabel Belamy and Priscilla Dean prints of eight years ago. It is now mulling around to add some up-to-date scenes with a little dialogue and then synchronize the works.

### Colored District Houses

#### Turned Back by Operator

The Roosevelt, Odeon and Douglas theatres, heretofore operated in the Harlem (colored) district by Meyer & Schneider have been turned back to the Leo Brecher interests.

Brecher has also taken back the Boston Road theatre formerly operated by Jackson & Suchman.

### OFFICE SWITCHBOARD

Los Angeles, April 16.  
Harry Cohn, in charge of production at Columbia studios, is having a sound switchboard installed in his private office.

He will be able to hook in on any of the scenes being recorded throughout the Columbia studios.

### Paul Thompson's Birth

Los Angeles, April 16.  
Paul Thompson, photographer, has been engaged by Fox studios to take charge of their studio publicity still and portrait departments.

Eddie Hanlon, formerly assistant director with Roland West, is now fulfilling similar duties with George Loebner at the Pathe studios, New York.

### FANOM'S

## B.B.B.'s

BIG BUSINESS BUILDER  
Coffee Dens, Los Angeles, Cal.

### IRVING ROSE

#### KRAZY ELBOW DANCER

Week April 20, Taber Grand, Denver  
Featured by FANCHON and MARCO

### The Great Billy

## SNYDER

10th Week, On 1st, On 2nd, On 3rd, On 4th, On 5th, On 6th, On 7th, On 8th, On 9th, On 10th, On 11th, On 12th, On 13th, On 14th, On 15th, On 16th, On 17th, On 18th, On 19th, On 20th, On 21st, On 22nd, On 23rd, On 24th, On 25th, On 26th, On 27th, On 28th, On 29th, On 30th, On 31st, On 32nd, On 33rd, On 34th, On 35th, On 36th, On 37th, On 38th, On 39th, On 40th, On 41st, On 42nd, On 43rd, On 44th, On 45th, On 46th, On 47th, On 48th, On 49th, On 50th, On 51st, On 52nd, On 53rd, On 54th, On 55th, On 56th, On 57th, On 58th, On 59th, On 60th, On 61st, On 62nd, On 63rd, On 64th, On 65th, On 66th, On 67th, On 68th, On 69th, On 70th, On 71st, On 72nd, On 73rd, On 74th, On 75th, On 76th, On 77th, On 78th, On 79th, On 80th, On 81st, On 82nd, On 83rd, On 84th, On 85th, On 86th, On 87th, On 88th, On 89th, On 90th, On 91st, On 92nd, On 93rd, On 94th, On 95th, On 96th, On 97th, On 98th, On 99th, On 100th, On 101st, On 102nd, On 103rd, On 104th, On 105th, On 106th, On 107th, On 108th, On 109th, On 110th, On 111th, On 112th, On 113th, On 114th, On 115th, On 116th, On 117th, On 118th, On 119th, On 120th, On 121st, On 122nd, On 123rd, On 124th, On 125th, On 126th, On 127th, On 128th, On 129th, On 130th, On 131st, On 132nd, On 133rd, On 134th, On 135th, On 136th, On 137th, On 138th, On 139th, On 140th, On 141st, On 142nd, On 143rd, On 144th, On 145th, On 146th, On 147th, On 148th, On 149th, On 150th, On 151st, On 152nd, On 153rd, On 154th, On 155th, On 156th, On 157th, On 158th, On 159th, On 160th, On 161st, On 162nd, On 163rd, On 164th, On 165th, On 166th, On 167th, On 168th, On 169th, On 170th, On 171st, On 172nd, On 173rd, On 174th, On 175th, On 176th, On 177th, On 178th, On 179th, On 180th, On 181st, On 182nd, On 183rd, On 184th, On 185th, On 186th, On 187th, On 188th, On 189th, On 190th, On 191st, On 192nd, On 193rd, On 194th, On 195th, On 196th, On 197th, On 198th, On 199th, On 200th, On 201st, On 202nd, On 203rd, On 204th, On 205th, On 206th, On 207th, On 208th, On 209th, On 210th, On 211th, On 212th, On 213th, On 214th, On 215th, On 216th, On 217th, On 218th, On 219th, On 220th, On 221st, On 222nd, On 223rd, On 224th, On 225th, On 226th, On 227th, On 228th, On 229th, On 230th, On 231st, On 232nd, On 233rd, On 234th, On 235th, On 236th, On 237th, On 238th, On 239th, On 240th, On 241st, On 242nd, On 243rd, On 244th, On 245th, On 246th, On 247th, On 248th, On 249th, On 250th, On 251st, On 252nd, On 253rd, On 254th, On 255th, On 25

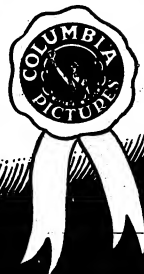
# OUR HEARTIEST CONGRATULATIONS

To the showmen  
whose keen judgment  
and great foresight have  
caused them to book

## *The* **DONOVAN AFFAIR**

NO PICTURE PRODUCED BY AN INDEPENDENT  
HAS EVER RECEIVED SO MANY FIRST RUNS  
AND CIRCUIT BOOKINGS. FOR THESE GREAT  
SHOWMEN WE PREDICT THE BIG PARADE OF  
BROKEN B.O RECORDS THRUOUT THE SHOW-  
ING OF THE SCREEN'S FIRST PERFECT-

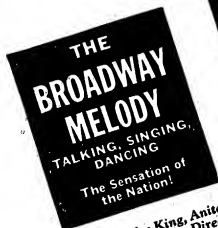
**ALL-TALKING  
MYSTERY DRAMA**



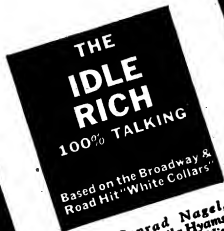


# REACH FOR A TALKIE INSTEAD OF A SQUEAK!

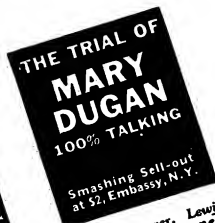
Lay off experimental  
talking pictures! Now  
you can get the New  
Era, Road-Show-Size  
Talkies from



With Charles King, Anita Page, Bessie Love. Directed by Harry Beaumont.



With Conrad Nagel, Bessie Love, Leila Hyams. From the play by Edith Ellis. Directed by William De Mille.



Norma Shearer, Lewis Stone, H. B. Warner, Raymond Hackett. Directed by the author, Bayard Veiller.

## M-G-M



The **TALKIES** of  
the Industry

**NOTE:** "THE DUKE STEPS OUT," (Huines, Crawford) has just broken every week-end record at the Capitol, N.Y. And it's smashing records right and left all over America! "WILD ORCHIDS," (Garbo, Asther) is tremendous everywhere. "VOICE OF THE CITY," (Willard Mack) is a marvel either All-Talking or Silent. Whether your house is wired or not, M.G.M.'s Big Time Product brings the record receipts!

\_\_\_\_\_



# HITS? Emphatic

## HONEY

Fox-Trot Song

Words and Music by  
BRYMOUR SIMONS,  
HAVEN GELLESPIE  
and  
RICHARD A. WHITING

CHORUS

Im in love with you, Hon-ey, Say you love me too,  
Hon-ey, No one else will do, Hon-ey, Seems  
fun-ny, but it's true, Loved you from the start, Hon-ey,

# "HONEY"

*Sweet and Pretty  
Fox Trot Song  
Can't Miss*

## Blue H

Waltz

CHORUS (Dreaming)

Dream - ing of the blue skies,  
wal - l, Blue Ha - w  
can see two blue eyes  
wal - l, Blue Ha - wal - l,

# "Blue"

*A Beautiful  
You'll Love*

"YOU CAN'T GO WRONG  
WITH ANY 'FEIST' SONG"

**LEO. FEIST, INC.,** Cor. BROAD  
(ENTRANCE)

[SAN FRANCISCO]  
935 MARKET ST.

[CINCINNATI]  
707 LYRIC THEA. BLDG.

[PHILADELPHIA]  
1228 MARKET ST.

[DETROIT]  
310 MICHIGAN THEA. BLDG.

[TORONTO]  
193 YONGE STREET.

[CHICAGO]  
75 W. RANDOLPH ST.

MELBOURNE, AUSTRALIA 276 COLLINS ST.

# ically Yes

Hawaii

ONG

Words and Music by  
ABEL BAER,  
(Writer of "Hello Aloha")  
IRVING CARSAER  
and IRA SCHUSTER

Blue er than the sea, Blue Ha-



Smil - log just for me, Blue Ha-



By the blue la - goon.



# Hawaii"

*l Waltz Tune  
e To Croon!*

*That  
London  
Sensation!*

## Nobody's Fault But Your Own

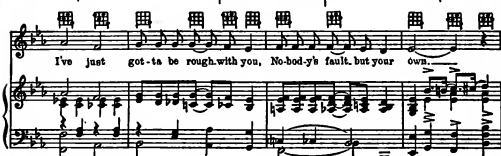
Fox-Trot Song

Words and Music by  
ALAN MURRAY &  
RAY NOBLE

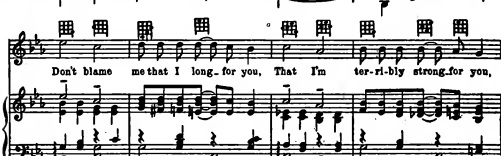
REFRAIN



Some-times I'm so in love with you, Some-times I'm in a huff with you.



I've just got-ta be rough with you, No-bod-y's fault, but your own.



Don't blame me that I long for you, That I'm ter-ri-bly strong for you.



# "NOBODY'S FAULT BUT YOUR OWN"

*A Very Smart Lyric  
And What A Melody!*

**WAY and 50TH ST., NEW YORK**  
(ON 50TH ST.)

[KANSAS CITY]  
[GAYETY THEA. BLDG.]

[LOS ANGELES]  
[405 MAJESTIC THEA. BLDG.]

[MINNEAPOLIS]  
[235 LOEB ARCADE]

[BOSTON]  
[181 TREMONT ST.]

[LONDON, ENG.]  
[138 CHARING CROSS RD.]

[PARIS, FRANCE]  
[30 Rue de l'ECHIQUIER]

BERLIN, GERMANY 37 LEIPZIGER STRASSE

**Dance  
Orchestrations**

**50¢**

AT YOUR  
DEALERS  
OR DIRECT!

# F. N. Advising Exhibs of Exact Dialog Percentage, in Advance

First National executives have decided to advise exhibitors as to the exact amount of dialog in each picture in advance, according to a notice issued to the staff in New York this week. This will apply to block booking sales, the exhibitors getting the dialog rating for all the pictures in the block.

Following F. N. productions will be 100 per cent. dialog. It is said: "The Squall," "Twin Beds," "Hard to Get," "Careless Age," "Broadway Babies" and "Drag."

"Two Weeks Off" will have 75 per cent. dialog; "Girl in the Glass Case" about 65 per cent. dialog; "Prisoners" about 50 per cent. and "Man and the Moment" 40 per cent.

In addition to dialog, "Broadway Babies" has three song numbers; "Careers" two; "Smiling Irish Eyes" three; "The Squall" three; "Twin Beds," three; "Prisoners," one; "Drag," two; "Hard to Get," one.

It is reported Warner Bros. and other producers contemplate similar advance information to exhibitors on all pictures before bought, either singly or in block.

## U Changes to Disk; Same Reasons as Rest

Universal is one of the last in the parade to swing from sound on film to disk.

The order went into effect with Laura La Plante's "Scandal." U gives the same reason as the other companies, that of practicability because of all wired houses being able to accommodate disk while a number without the dual installation being out of luck on the film system.

## Newsreel Censor Repeal

Only the Governor's signature is now required for the repeal of newsreel censorship in Pennsylvania, in which state it has flourished since 1915 at an average monetary cost to the film industry of approximately \$45,000 yearly.

Dispatches from Harrisburg Tuesday reveal that there were only two dissenting votes in the poll of the house on a repeal which the senate had previously unanimously affirmed.

## "CLEANED" DARK HOUSE

\$20,000 in Furnishings Removed From Closed Busby, Okla.

Oklahoma City, April 16. Normally a dark theatre wouldn't figure to interest thieves, but the local Busby caught an unofficial backstage visit and was stripped of about \$20,000 worth of scenery and effects.

Bandits must have backed up a truck although they left no clue. Theatre has been closed for several weeks and is operated by R. K. Theatre.

## B. & K. Quits Word Scrap Takes Indie Slaps Quickly

Chicago, April 16. Tossing of insults in paid newspaper space between Marks Bros., independent house operators, and Salabak & Katz, Public subsidiary, has become one-sided with B. & K. growing weary of the prolix extra expenditure and lowered dignity. "Hiccup!" the Public crowd will turn the other cheek when hit with a broadside of barnyard bouquias.

Marks Bros. are now giving the shipboys to B. & K. "Whoopsie Night!" and "Opportunity Comes," calling them "exhibitions of exhibitors amateurism."

Testified from seeking back, Salabak & Katz, press department simply smiles and eats another box of aspirin.

## The Danger of Breakage

The danger of breakage or stoppage or faulty synchronization or poor projection or poor judgment in projection with the talkers in their youth, is imminent anywhere. Just how much more than a danger, it's a menace to the talkers and the theatre.

Whenever occurring if at all serious or requiring a protracted time (two minutes or more) to correct, an announcement might be made from the stage. It may be that an electrician does such as when a fuss blow out the other day, or anything not blameable upon the picture itself. That should be explained to the audience, to save patrons saying, "It never works" or "Talking pictures are no good."

There is the chance that little mishaps in the projection may endanger the show army of students over the counter who are a few remarks and more so, if kiddingly said, will restore good humor.

Sketch operators seem pretty important nowadays in the projection of the talkers. Sometimes the operators work in with the house manager and some times not. There should be no note. The house manager or someone designated by him on the ground floor should constantly keep in phone communication with the operator, especially on volume. Exhibitors know all of this but don't seem to always enforce their orders on the subject.

Sketch operators may find if they intelligently project that their work will be recognized, perhaps by advancement to circuit instructors.

## Salesmen Working

Film salesmen locally are not experiencing any hardship due to mergers or the talker invasion.

Approximately 100 covering the New York territory the 128 members of Motion Picture Salesmen are working according to S. Tilla, who speaks for the club.

The electricists so far have been able to place a number of film sellers, keeping the "casualty" list down to zero, according to Tilla.

## 5-Basement Garage

Los Angeles, April 16. In the plans under contemplation by Fox for a new 5,000-seat house in the downtown district is a five-basement sub-structure under the theatre to be used for parking automobiles.

With the ticklish parking problem thus solved, it is figured house would automatically do a box business in this paradise of finance corporations.

## Grainger's Coast Office

Los Angeles, April 16. Planning to remain on the coast for several weeks, James R. Grainger, general sales manager for Fox, has established offices at Fox studios.

He is personally directing the sales work of the organization, with the aid of five secretaries and assistants.

## PA BLUE LAWS HOLD

Pittsburgh, April 16. Sunday blue laws will go unchallenged in Pennsylvania for the next two years.

In perhaps the most turbulent meeting of the House Law and Order Committee in Harrisburg this session, all bills seeking to modify the 1734 statutes were definitely killed.

## CADDO HAS COHAN

Although Pathé will open "Mother's Boy" at the Cohan early next month, Caddo, Howard Hughes' firm, is the real lessee of the house. Latter theatre has taken the theatre for one year, with an option of another 12 months. Pathé is sub-leasing and may hold the site until September, when "Hills Angels" is due.

Caddo is currently figuring on following "Angels" with "Front Page," adapted from the play, which has yet to go into production.

Wiring Stock House Springfield, Ill., April 16. Louis and Gus Kerastotes, who have acquired the Strand and Savoy theatres in this city, leased the Gaiety from W. W. Watts and are installing RCA Phonophone equipment.

House has been playing stock Gifford Players, current, will remain until their season closes May 1.

St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals

St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals St. Clair on Musicals

## Union's Jurisdiction Fight Holds Back B'way Signs

All electrical sign work on New York City streets is being held up through a strike of the union sheet metal workers and the sign painters.

The sign painters are in sympathy with the metal unionists.

The strike is the result of the rejection of the Sheet Metal Workers' Association to sign an agreement with the metal workers' union No. 107, with a clause which gave the metal workers jurisdiction over the hanging of the electric signs in front of the theatre.

All other demands by the union were accepted by the master makers who do all the hanging of men handle the sign contracts. That clause, if signed, the association execs pointed out, would mean that the sign painters' members in trouble with the electrical workers' union.

With the strike picture concerns preparing special theatre front electrical displays for prospective opening of feature talkers were severely handicapped.

The most important affected is Universal which opens "Show Boat" (talker) at the Globe tonight (Wednesday). The union met had gotten the work started in the Central where, with Harry Rabinbach, U exploiter, rushing some special signs and later with a temporary placement of the front sign with a staff of his own men.

Another theatre hit was the Central where "The Captive Woman," the Fleet National talker, is playing. The electricians there were still on duty of the sign working. The 44th St. (Alibi) also encountered trouble.

The strike is understood to affect between 400 and 500 union men. In addition to the Globe, the New York stagehands (No. 1) and the Motion Picture Operators (390) are having differences with both the metal workers and the electrical workers over jurisdiction rights on the installation of sound film equipment within the theatres. It is being thrashed out, without any understanding to date.

## Watch for the Super Vitaphone Production "THE GREEN GODDESS"

Starring George Arliss Directed by

## AFRED E. GREEN

FOR WARNER BROS.

## Two Girls with Two Megaphones JARRETT AND LISTE

Featured in Funcheon & Mare Ideas

## Proved!

In the research laboratory

and in the studios

## EASTMAN KODAK COMPANY REPRO-TO-NE

A film that performs with notable success its specific function of reproducing

## SOUND

THIS special film, tested by scientific methods that would detect even inaudible defects, is now in use in the studios. Giving sound reproduction faithful and pleasing to a degree hitherto unknown, it has proved itself a distinct step forward in the sound art.

EASTMAN KODAK COMPANY ROCHESTER, N. Y.

# Thru Different **Critical** Eyes

## One Opinion is Voiced

### **it's a Great Picture**

"All in all, a cracking good picture; swift moving, intensely interesting . . . a triumph."

—N. Y. Morning Telegraph

"... a good show . . . exceptionally entertaining picture . . . above average."

—N. Y. Evening Post

"'Thru Different Eyes' an entertaining . . . brilliant example of the new drama. Mr. Warner Baxter, an expert portrayer of talking roles, is excellent."

—N. Y. Herald Tribune

"... a different and highly dramatic courtroom picture . . . continuously interesting and on the go . . . a thing of joy."

—N. Y. Morning World

"... ingeniously conceived . . . Mary Duncan, Warner Baxter and Edmund Lowe give capital impersonations . . . the diction of all is well recorded. It gives a distinctive individuality to each voice."

—N. Y. Times

"Mary Duncan, Warner Baxter and Edmund Lowe do great work. It's a good picture."

—N. Y. Daily Mirror

"'Thru Different Eyes' has a new idea . . . packs a surprise . . . it's quite O.K."

—N. Y. Daily News

"Warner Baxter gave most sincere and generally intelligent performance . . . clever piecing together and forceful acting."

—N. Y. Sun

"A good idea . . . suspense . . . you won't guess the outcome."

—N. Y. Journal

"'Thru Different Eyes' is the medium of Mary Duncan's debut into the talkies. And it is hereby reported that this is where the young woman belongs. The actress is superb in this part."

—N. Y. Evening World

WILLIAM



presents

# THRU DIFFERENT EYES

**Socks the  
Bull's Eye  
again with  
this All-Talk-  
ing Sensation**

**Fox Movietone All-Talking Triumph**

with

**MARY DUNCAN—WARNER BAXTER  
EDMUND LOWE**

From the play by Milton H. Gropper,  
and Edna Sherry

JOHN BLYSTONE  
production

**NOW  
PLAYING**

**ROXY**

**TO  
CAPACITY**

## British Film Field

By Frank Tilley

London, April 5. Not so very much on the exhibiting end, but, at any rate, on the production and distribution end the chaos is now beginning to clear up. Western Electric has climbed down a bit on the L-C position, and theatres can now run Movietone stuff over R. C. A. phonograph-like quality. They can also run R. C. A. recording over W. E. wiring on the same terms.

### Producers' Plans

Despite the opinion here, natively, the talker boom will last only about two years, according to film producers are going sound. British International is about set with R. C. A. Photophone equipment at Elstree, and starts the first experimental shots this week with sequences for "Blackmail," Alfred Hitchcock directing.

John Maxwell, after conferences in New York, has cabled back here his company will make use of talkers this season.

Gainsborough has decided to synchronize three films already made but not previewed, and to make in future only talkers. Meaning Gainsborough, in conjunction with Flinter & Somlo, is making "Bride No. 66" in Berlin, using the British (British Photophone) process.

Other concerns going talker are Strand Film Co., through which Julius Hagen has been producing quota films for United Artists and Tiffany; Alpha Films, small unit, and there is the Wilcox company. British & Dominions, with a Western Electric license to produce here. Warner Bros. have fixed a ditto for this field and Germany.

### Russia and Here

Pro Patria Films, the releasing unit of A. E. Bunday's British instructional producing company, has made a deal with the Sovkino, controlling the Russian picture business. By this deal Pro Patria will handle the productions of Pudovkin, Eisenstein, Konstantin and Kramin, all making films for British International film deal at Weizmann. These latter will automatically go into Russia.

This deal may let some British films into Russia.

**Stagel**  
European—Universal's British and got soaked \$150 and \$100 costs for infringing the films act. Technical case mainly, and why on Carl, anyway? Booked a film before it was registered, but didn't confirm the contract till after registration. They seem to have been under the impression...

### BENNY

**MELOFF**

British Producers' Association have postponed their annual dinner so they can see how far the sound situation is settled and feel someone to come along and tell 'em about it all.

**Wider Skill and Wider**  
Gaumonts buying more theatres. This week's bunch included Kink's and the Penge Empire, vaude with vaudeville house, in the Penge Playhouse, Kennington and Queen's Hall, Newington.

**Enough? Well Needed**  
Several rotations needed. Other... fr. What's the difference... pendant... "huno... made \$5,000,000 issue of 100... cent deferred stock some... the Blackboard Film... Pinewood theatres with... (some conditions) on holders... "ine it... David's theatre rotation... out. Nor Lancashire... "ductions. Nor International"

**Breaking All Records**  
Marks Bros. Granada  
Marbro theatres,  
Chicago, Ill., Indefinitely

**MABEL**

**WALTER**

**AND EDDIE**

## SILENTS IMPORTANT!

A discussion may be now opened as to the importance of the silent picture.

That the talker has raced away from the silent is beyond question. Even the thought of a "good silent" will always set out "no" appears to have dropped out.

Nor is much heard about the silent version of the talker any more.

But it appears to leave the smaller indie and perhaps one or two of the larger independent producers about the only ones with silence on their mind.

Who may be thinking about the foreign market appears another and perhaps more important angle just at present.

## Lighting Forced Houses to Run Talkers Silent

Minneapolis, April 16.

Managers of sound equipped houses here are wondering what the coming summer holds in store for them during severe thunder and lightning storm one night last week every talker in town was shut down. Against it the electricity in the air affected the electrical reproducing equipment in such a manner as to make it uncontrollable by the operator. The result was constant flickers.

One of the theatres ran old pictures without sound during the storm. Thunder and lightning storms are frequent here in the summer time.

## PLUNKETT AND NATHANSON

Toronto, April 16. Joseph E. Plunkett, Keith theatre operator, is here conferring with L. N. Nathanson, Famous Players-Canadian.

Under discussion is reported the matter of the Keith houses in Canada, three in Ottawa, St. John and Montreal (Imperial). Of these E. F. Albee personally owns two, directly to the Keith circuit.

Previously reported Nathanson was prepared to take over the trio of Keith theatres or operate them on the P-C-P chain.

Film Productions. Nor a dozen others which got stuck during the boom and never came out. The former, however, are mainly held up by the coming general election. Putting the wind up some folk, this election.

### The Migration

Col. A. C. Bromhead, W. J. Gell, Simon Rowson, Jeffrey Bernard, all of Gaumont's and its subsidiaries; Hal Waldrich, United Artists; Louis Zimmerman and T. C. Elwell, of Schlesinger's Phonofilm unit; George Farsen, of British Screen Production—all over in Berlin.

Feasible to make it the proposed \$15,000,000 company for this latter, but is now out of the deal.

Other visits are apparently connected with the changes in the Terrafilm A. C. executive, Simon Rowson's Ideal Film Co., a subsidiary, releasing the Terra "product bank. But the changes, which included with being after a deal with the Klingfilm and of the Tobie-Siemens merger, which may lead to startling developments in a sound situation if the company with Klingfilm and start production on the same system.

## Small Picture Makers Worried by Talker Demand from Hinterland

### Radio's Talking Screen Discarded After Months

The talking screen, which has threatened to revolutionize present amplification systems in wired theatres, has been discarded by Radio Corporation as too impracticable. This decision was reached after months devoted to experimentation during which the screen has been demonstrated in the Strand, Schenectady, N. Y., and in Radio's own laboratory with comparative physical success. Until radical reductions can be made in its cost and weight and also in its method of conveying sound, Radio will not consider placing it on the market.

The shortwave manufacturers will continue the use of cones system for amplification, it is maintained.

Experiments with the screen method, in which a silk sheet was used to vibrate sound, have proven at this time disadvantages over a long period of usage far greater than advantages. The weight of the sheet was adjusted to the fraction of an inch in its heavy iron frame. The shortwave manufacturers also eventually affected the lighting, it was further revealed. The cost, it is stated, is against it in that it would exceed ten times the price of screens now in use.

The talking screen, it is stated, is only one of a dozen new theatre amplifying ideas Radio is experimenting with. It is almost certain that no radical departure in amplification, however, will reach the market through Radio laboratories before another year.

## WEST COAST NOTES

Paul Muni added "Frozen Justice" to his repertoire.

Clayde Rusk for "Brass Bowl," Fox. Lew Selby directing.

Warner Baxter, Gilbert Emery, Claude King and Philip Brangas cast for "Behind That Curtain," Fox.

William Austin added to "Complications," Fox.

Edward Leemine started production on "The Drako Murders Case," all-sound picture for U. Charles Fox.

George K. Arthur added "The Last of Mrs. Cheney" (M-G-M).

Richard Carle, Fred Kohler and George Irving added "Thunderbolt," Fox.

Mrs. George Fawcett and William Holden added "Magnolia," Fox.

Ethel Doherty going continuity on Fox's "Magnolia."

Patricia Toomey added to "Wheel of Life," Fox.

May Boley added to Clara Bow's next for Fox.

Oscar Adair and Betty Francisco added to "Smiling Irish Eyes," FN.

Leroy Mason added "The Climax," U.

Waldemar in "The Secret of Sweet Almonds," Fox; Dorothy Burgess, Earle Foxe, Douglas Gilmore and Lella Hurley, Charles Klein directing.

Complete cast "Behind That Curtain," Fox; Warner Baxter, Claude King, Philip Brangas, Gilbert Emery and Boris Karloff.

M-G-M exercised its option on "Behind That Curtain" for another.

Adele Buffington signed by Columbia for original.

Ann Pennington added to "The Everybody Happy," starring George Forman, Archie Mayo directing.

Holmes Herbert added to "Lady Who Dared" (FN).

Joseph Cherniavsky assigned to write dialog for "Great Day" (FN).

Joseph Cherniavsky completed (Continued on page 43)

State's right exchanges and distributors who at first were indifferent to dialog pictures are now clamoring for talker product from independent producers. With even the smaller houses wary of about to be, the last refuge of the silent picture may be undermined.

Meanwhile the small producers are worrying plenty trying to make hook-ups for recording service. Almost every one of the state right makers, Ravart, Chesterfield, Excellent, First Division, Trinity and Weiss, have already made or are planning to make dialog arrangements.

With production costs previously averaging from \$10,000 to \$25,000 a picture, small producers are trying to figure how they can make their films conversational. They are getting in even harder than some of the bigger companies that have been backward about dialog as their principal source of revenue, the small towns and villages are going for the talkers more strenuously than the cities. Some of the boys who already have sent out a number of dialog roadshows are still experimenting with disk devices trying to make up their minds on regular product. It seems that many of the small companies have had plenty of grief already operating with cheap equipment.

Exchange men seem willing to raise their guarantees to 10 or 15 per cent if they can get dialog, or part dialog, product.

## Infringing Shorts

Eddie Carter is reported having been advised by counsel that he holds valid claims for infringement through the circulation of certain unnamed or unbranded talking shorts on the cartoon style, with his well-advertised face and goggles employed for identification.

It is stated that his report is reported playing carrying the equally familiar and copyrighted (photo) face of Paul Whiteman, again in animated cartoon.

Others are said to be made by the same short maker, without identifying billing or name. It is left to the audience to get the identity of the star through face, figure or recognized stage material, with all of these under the attempted disguise of cartoons.

## JOSEPH GRIFFIN

HELD OVER 3 WEEKS

BY POPULAR DEMAND

AT PARADISE THEATRE

LOS ANGELES

With My Pal, Monk Watson

MABEL

EDDIE

## WALTER AND EDDIE

The COMEDY FEATURE with

FRANK CAMBRAS SPECTACULAR PRODUCTION "PEARLS OF BAGDAD"

Paramount, New York, Now (Week April 13) Paramount, Brooklyn, Next Week (April 20)

On for a

# BROADWAY RUN AT \$2.00

Opening at the Cohan Theatre in New York



Helen Chandler, Barbara Bennett, Beryl Mercer, Osgood Perkins. Story by Gene Markey. Original songs by Bud Green and Sam H. Stept. Directed by Draddy Barker. Supervised by Robert T. Kane.

Pathé Talking Singing Sensation

## MOTHER'S BOY

with

## MORTON DOWNEY

Broadway's Golden Voiced Idol



# EDDIE DOWLING CLICKED

## "Rainbow Man"

By  
Kann

WHEN this column finishes telling the exhibitor world what's coming along the blood will rush to a lot of keen business heads. Hold everything, fellows, "The Rainbow Man" will be hitting your city after a time, but not until fall. Eddie Dowling takes his bow via this, his first picture, in a number of key spots at road show prices. Regular distribution not yet set and no general release until September, so keep the pulse at normal.

But when you do play it prepare your audiences for a top-notch piece of entertainment and your theatre staff for a land office rush. Both promises will be fulfilled.

### In the Bag

This is what is in store:

A musical comedy in talking and singing celluloid with the usual girl stuff replaced by a minstrel show. First time in sound pictures.

A new name for the bulbs in Eddie Dowling, known to New York and many of the provinces for his musical comedy endeavors. He can sing, and—it is a high compliment to him—wise-crack without getting smutty. The Dowling personality will click.

Frankie Darro, a child player familiar to picture audiences, in a talking part that is immense. So much so that young Frankie gives Dowling a close race for first honors.

And for Marion Nixon, who has been largely submerged in the Hollywood maze, a real chance to demonstrate how capable she is. Mark her down for potential starring honors. She'll get them.

Frank Newmeyer directed and did a grand job. "The Rainbow Man" slides over the plate by the widest of margins. It reeks of big money.

with brilliant audience at the Selwyn Theatre last night when the stage star with a record of never having been associated with a "flop" play gave to the motion picture theatre audiences of the world his first all-sound, all-dialogue, all-singing motion picture, produced by Sono-Art Productions from an original story by Eddie Dowling, adapted for the screen by Frances Agnew, directed by Fred Newmeyer and presented under the title of

## "THE RAINBOW MAN"

ADVANCE reviews of this picture, reproduced on this page, were written by two of the ablest motion picture trade paper editors in the business. Their opinions are borne out in the acclaim with which the picture was greeted at its premiere showing.

## One of the Greatest

By  
Arthur James

### "THE RAINBOW MAN"

had its world premiere last night at the Selwyn Theatre, and all that was predicted for this picture was exceeded. Its reception was nothing less than tremendous, and in Eddie Dowling a new great star has been added to the screen. Mr. Dowling has demonstrated the drawing power of his personality on the legitimate stage, and now the screen has him, and the screen is lucky.

He can sing, he can make love, he can wear clothes, he can move you to laughter and to tears, and he can send you away with the conviction that you have found a new friend.

THE picture deals with vaudeville and minstrel life backstage surrounded by such excellent players as Sam Hardy, Marian Nixon and the wonderful child actor, Frankie Darro; a simple and very moving story full of heart throbs, attuned to sweet music and song. The picture reaches into the hearts of the auditors and makes it thoroughly satisfying and refreshing.

### "THE RAINBOW MAN"

is due for a long run, and we have no doubt that it will be sought after by every major releasing company in the business.

OUR congratulations to Mr. O. E. Goebel and Mr. George W. Weeks on this, their initial dialogue picture, as it is a triumph which certainly is greater than they could ever have dreamed.

# A SONO-ART PRODUCTION

PRESENTED BY

O. E. GOEBEL and GEO. W. WEEKS

# Inside Stuff—Pictures

(Continued from page 18)

the \$1 prices. New York naturally holds the most of the \$2 reserved seat plays for pictures.

It's hardly an argument to mention what the specs are getting for "The Broadway Melody" or what they got for "The Big Parade" on Broadway. At least what the specs charge is not the box office scale, and that's the price which counts with the buyers.

One of the independent producers on the Coast accustomed to making his million dollar production on borrowed money, separated from his original banker for a more attractive offer from a producing and distributing company. Under the new arrangement, the independent operator was allowed a budget of \$150,000 to make a picture of a picture. Production went along nicely until encountering considerable rain, sickness of the star and numerous labor claims from disgruntled extras.

In all the adventures set the picture sheets in the red to the tune of 150 grand after the original budget had been exhausted. The director-producer appealed to his banker for another \$150,000 to finish the picture but his banker turned it down. That ultimately forced the producer to go back to his original partner for enough money to complete the epic.

The old stand-by came to the rescue but is said to have insisted on his pound of flesh, which in the end will cut into the producer's profits to the tune of around 25 per cent on the net profit of his picture.

Due to the fact that a great number of people associate gripping drama with events that transpire behind prison walls, a national authority on penology has been created at the Paramount studios where Henry Percy, head of the research department, has accumulated a library of 185 volumes and 1,700 photographs of places of imprisonment in all corners of the world.

Prisons of 10 centuries are represented and range from ancient dungeons to every appearance in such present day institutions as Sing Sing. Accumulation of this intensive information was started in 1916 with production of C. B. DeMille's "Whispering Chorus."

One film director on the coast suddenly called to accompany a studio executive part way across the continent because picnic stricken when discovering his ex-wife traveling on the same train.

Stranded couple met, had a few words and then the director suddenly realized what a dangerous spot he would be in if he were to be learned of the co-incidence. He got hot and bothered and instead of going on as far as Kansas City, dropped off at Albuquerque, catching next train back to L. A.

M-G's "Truder Horn" unit, which sailed for Africa, comprised 27 technicians and only three actors. Company estimates it will take at least six months, possibly 18, to make the picture in Africa.

Complete Movietone sound recording apparatus and truck taken along. Idea is to record authentic jungle noises.

William E. Thomas, Pathe studio portraitist, has a method of producing unusual backgrounds for portrait sittings without use of costly decorations.

System comprises four pieces of rectangular shaped heavier board placed at various angles against a white back ground. This gives a futuristic effect and can be changed to produce 27 distinct backgrounds.

Gritters are still using the subterfuge of film extras to get inside studio walls to peddle their merchandise. Smooth workers talk their way through the casting office and once inside go for the works. There have been instances where some of the high, wide, and handsome boys have groined as high as five and six grand from a single studio on various deluxe editions of rare books.

Sharper cases in the rare editions, which he alone is able to get, or act as a go between. No money is exchanged until after the party receives the books delivered by special messenger. C.O.D. Prices range all the way from \$10 to \$200, but the price is a trivial matter until after the purchaser reads the books and finds them to be a tawdry piece of cheap sensational literature bound in hammered leather. Deliveries are seldom made until after the grifter has fully covered the territory and blows town before the squawks.

Other petty larceny gritters work on the film people with samples of a mail order house dealing in hosiery, shirts, suits and other wearing apparel. Finding the carrying of samples a drawback, in many cases these men use nothing but photographs and a flock of order blanks. If the prospect refuses to sign the order, the sharper will sign for him. Result is that the goods are forwarded C.O.D. and in the event the victim is working, his house will accept the package and there is no redress as few would go to the trouble of squawking.

Most common among the studio peddlers is the magazine solicitor who works on the trial subscription by collecting 25 cents for a three months subscription. Lads keep the quarters, turns in the subscriber's name and address who continues to receive the magazine for a year. At the expiration of the contract, a bill is sent and if not paid, a collector makes it very annoying.

O. E. Goebel and George W. Weeks, independent producers sponsoring Edna Dowling's "The Rainbow Man," due at the Selwyn, are using a novel form of advertising.

Method consists of flashing a sign which is a photograph disk on sign of tall buildings on 43d street, east and west of Broadway. Size of the circular rotating sign is adjustable to meet the requirements

of the available wall space. No ray of light is visible and people noting the sign are at a loss to determine from where it is being projected.

Kids bored with dullish clubs in secondary schools have a new outlet. At New Utrecht High School, Brooklyn, students have organized a motion picture company. When the first call for student actors was announced 250 youngsters applied for roles. School hasn't frowned on the idea and has even gone so far as to allow the general organization to grant the club a charter.

First National's coast studios needed many New York auto license plates for a street scene in "Hard to Get."

Burbank motor cops were tipped off to send all tourists riding in New York licensed cars to the studio as guests. It wasn't long before the necessary amount of cars needed passed through the scene, but it was more difficult to get rid of the guests after they were once inside the lot.

Educating the public to the difference in sound equipment is being launched by Western Electric with success as far as many theatre owners are concerned. Exhibitor licensees are writing in for mats and data in addition to that contained in the electric's first talker press sheet.

W. E. is concentrating on magazines, leaving the dailies to Warner and Fox to exploit their trade-marks. For this work Western has completed the initial \$250,000. In all of its copy the electric intends to include the names of its producer licensees. Theatre owners are being persuaded to carry the campaign in lobbies as well as planting press copy, supplied by W. E. with local papers.

A near parallel to the story of "The Last Laugh," in which a much-unemployed doorman was humiliated when he lost his job, may be seen any afternoon or night at an entrance to one of the main street girl shows in Los Angeles. Fifteen years ago the doorman, now a very old man, was playing without make-up elderly parts in one of the big studios of that day. His characterizations always were those of the successful business man.

Today, his gain exterior betrays no sign that the former attention still lingers in his memory.

Advantages enjoyed by cameramen of today over those of three or four years ago, due to the increase in speed of negative film and lenses, were demonstrated by Virgil Miller, now head of Paramount's camera department. Latter made a test with single 1,000-watt incandescent lamp in a room 12 feet square.

Miller "carried" a party sitting at table on one side of the room moving to the other side of the room with a flashlight. He was able to outline shadow on the back wall. Lamp was placed in a new "rifle spot" lamp carry a reflector almost parallel. Reflector contains compound glass similar to those in the barrels of a rifle. Picture was shot with an F2 lens on panchromatic negative.

Based on a valuation of \$5,000 for King Tut, trained dog owned by E. G. Henry, all the fortunes made in Hollywood do not come from real estate, stocks and oil.

Henry purchased the dog when it was a pup five years ago for about 30 cents. He was engaged as a gardener at the time for the old Principal picture studios, but soon discovered the dog had talent and began training him for picture work. As a result, the owner quit his job to look after the dog, whose earning capacity has reached more than \$50 a week.

Experience of one company indicates producers buying independent recording equipment in New York can save time and some money by having an adjustment to 50 cycle current made in New York.

Coast producer found his 60 cycle equipment was n. s. under Los Angeles conditions and took a native's word he would find no difficulty in having the adjustment job done there. L. A. motors are all 1,500 revs. at 50 cycles, where 1,800 was indicated on these machines. It took a month to straighten out the jam.

In an attempt to override the no admittance rule at Fox Hill, a free lance magazine writer tried to give the Fox coast publicity office the run-around by crashing the gate under pretense of having gained permission.

Gate not as far as the gate when the watchman checked back on this authorization, and found it to be bogus. This not only embarrassed the writer, who had taken a carload of visitors along, but has barred him from any further courtesies on that lot.

First National discovered tame squirrels cannot stand up under the powerful lights of a studio set. They used two of the animals and as each one appeared before the lights to be filmed they died almost instantly.

Instead of killing more squirrels it was decided to eliminate the scene.

Finding the ordinary sound recording equipment too delicate to record the noise of machine gun fire and field pieces, Paramount sound engineers have devised a device special equipment for the use of recording battle scenes in "Fu Manchu."

Talkers have added new assets to companies with an accumulation of old scripts. G. G. McGowan's "Gladie Christie" from the Ince estate. First National has bought "Classmates" from Inspiration and Radio has acquired "Shore Leave," also from Inspiration.

Producers' offices are getting their old stuff, getting some of it to other companies or planning to re-utilize material themselves.

# Warner-Hearst Sound News Will Be Ready in Sept.

Los Angeles, April 16.

William Randolph Hearst has completed in September, without interference with the present silent production of "The Sign of the Cross," with only the signature of Harry Warner missing.

It's understood the Warner-Hearst sound newswall will be launched in September, without interference with the present silent production of "The Sign of the Cross," with only the signature of Harry Warner missing.

# Cameo for Pathe's Specials

Cameo, New York, formerly a sure-seater, is being groomed as a Broadway run house for Pathe specialties, "Mother's Boy" and "Latherneck."

The Cohan, which has been leased by Pathe for a week, for "Mother's Boy" with optional renewals, will be abandoned if the Cameo can be built up.

# Fox-Loew Pool, S. F.

Los Angeles, April 16.

With the opening of the Fox in San Francisco, June 8, that house and Loew's Warfield there will be pooled under one operating company.

The ownership will be held equally by Fox, Loew's and Fox-Camp Theatres.

# 'Campus Knights,' Silent

Los Angeles, April 16.

Albert Kelley will write "Campus Knights" for Chesterfield and also direct it.

Subject will be about.

# WARNER'S 6,000-SEATER

Newark, April 16.

Warners announced it has taken title to the property at Broad and Lafayette streets and will go ahead with the Palace theatre, previously projected by Stanley-Fabian. Demolition of the buildings will start at once and construction will begin this summer.

House will seat near 6,000. Plot has 50 foot front on Broad and runs 125 deep into it on all Lafayette 187 by 127 feet.

# THIS MERE TALKS, TOO

Miss Simmona, who is p. n. 'ing the Home Talkie (firm name) Machine Corp., at the Vocational School of Bronx House spoke before a group including the board of directors of the school, early this week, on the educational value of talking pictures in schools.

# FOX'S PARK PLAZA, N. Y.

It is decided Fox takes over the Park Plaza Theatre, located by its owner, Sam Greenberg.

The actual turnover was due April 15. Fox isn't expected to change any of the bookings until May 1.

Telephone K. C. Branch C. F. Bannan of the New York state of N.Y. Photophone, has opened a branch office in Kansas City and is temporarily in active checking.

This is Photophone's fifth district sales office.

"Harmony" at Rialto "Close Harmony" Far Talker, with Nancy Carroll and Charles Brudeney Rogers, is to open at the Rialto, New York, for a four to six weeks stay.

ECCENTRIC

COMEDY

DANCER

Featured in Frank Cambria's "Pearls of Bagdad"

Paramount, New York, Now (Week April 13)

Paramount, Brooklyn, Next Week (April 20)

Direction WILLIAM MORRIS

Thanks to NAT KALCHEIM

MILTON SILLS  
and DOROTHY  
MACKAILL  
talking

Presented by  
Richard A. Rowland  
A George Fitzmaurice  
Production  
From the Story by  
Donna Byrne  
Scenario by Carey Wilson

OPENING AT CENTRAL THEATRE  
EVERY DAY SINCE  
SOLD OUT CLEAN

These are the  
Signs That are  
Drawing the Lines  
on Broadway!

*these*

# 2 FIRST NATIONAL

VITAPHONE

SENSATIONS ARE  
UNQUESTIONABLY  
THE BIGGEST MONEY-  
MAKERS ON THE  
STREET TODAY AT..

# \$2

BROKE "JAZZ SINGER" RECORD  
FIRST WEEK-DAY AT  
WARNER'S THEATRE



Starring  
**CORINNE  
GRIFFITH**

With H. B. Warner, Victor  
Varconi, Ian Keith, Marie  
Dressler. Produced by Frank  
Lloyd, who made "The  
Sea Hawk." Presented by  
Richard A. Rowland.

Theme Song "Lady Divine"  
Published by M. W. Warner & Sons

THE  
LADY  
DOES  
IT  
HERSELF

THE  
LADY  
DOES  
IT  
HERSELF

# 25% DOWN

One Quarter Price of Machine, Plus Finance Charges

# Buys

Any Pacent Representative  
will gladly give full details of New  
and Liberal Time Payment Sales Plan



AND ACCESSORIES

**T**HE PACENT REPRODUCER CORPORATION announces a new and generous time-payment plan whereby the exhibitor can pay for his machine as it produces profit. Our records show that many exhibitors have made in two weeks, as a direct result of a Pacent Reproducer installation, the full price of the machine.

Under the new time-payment plan, no theatre, large or small, has any excuse for further delaying the installation of a Pacent System, with its sure, steady drawing power at the box office.

## GUARANTEE To Exhibitors

The sales contract of the Pacent Reproducer Corporation guarantees to protect and defend the exhibitor against any and all actions and suits which might be brought against the exhibitor for alleged infringement of patents through the use of Pacent Systems. Any Pacent representative will gladly show you a copy of the contract, and explain Clause 10 which guarantees this protection.

## 10 Months to Pay

The new time-payment system introduced by Pacent with this announcement, allows the exhibitor ten months to pay the balance of the purchase price. Finance and interest charges are extremely generous. They are much lower than is usually the case in time-payment selling.

For full details of the time-payment plan on Pacent Reproducer Systems get in touch with the nearest Pacent representative or with the New York Office.

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LOUIS GERARD PACENT, *President*

FILM CENTER BUILDING, NEW YORK, N. Y.

Sales and Service Representatives Throughout the United States

Chickering 7950-48-49-51-52

# J. C. NUGENT

## Actor

### FEATURED ON BROADWAY IN

"THE MEAL HOUND"

"KEMPY"

"DUMB-BELL"

"THE RISING SON"

"THE TROUPER"

"THE COMIC"

"GOD LOVES US"

"MISTER ROMEO"

"BY REQUEST"

"SKY ROCKET"

"One of the best character actors on the American stage."—*Life*.

"An admirable actor."—*Alan Dale*.

"In American character parts, this reviewer always succumbs to him."—*Athinson*, in New York "*Times*."

### and in Pictures in HIS Own Material, including

"THE MEAL HOUND," with Ruth Nugent

"THE WOMAN TAMER," with Mrs. Arthur Byron

"ZOOLOGIC," with Percy Helton and Helen Carew

"THE SQUARER," with Natalie Schaffer

"THE VETERAN," with Minnie Dupree

## PERFORMER

"Vaudeville's most accomplished monologist."—*Jack Lait* in "*VARIETY*."

"A fine actor in his own fine sketches."—*George Kelly*.

## AUTHOR

### PLAYLETS

"THE ROUNDER"  
 "THE SQUARER"  
 "THE MEAL HOUND"  
 "THE ABSENT-MINDED BEGGAR"  
 "THE PRINCE"  
 "THE SINGLE STANDARD"  
 and some 40 others.

With John Wray: "Nightstick," Now "Alibi"

### PLAYS

With ELLIOTT NUGENT  
 "KEMPY"  
 "THE RISING SON"  
 "THE TROUPER"  
 "BY REQUEST"  
 "THE POOR NUT"

Address: **Metro-Goldwyn Studios**  
 CULVER CITY, CALIFORNIA

**Circumstantial Evidence**

(Continued from page 35)  
above the average for exhibitors not so exacting in their bookkeeping.  
Charles Gerrard plays the rone boss to perfection. He lets his regular, overplayed by Alice Lake, get Ray Hallor, as the weak brother, to force a check for the room while he concentrates on the sister, well interpreted by Helen Foster. And incidentally that little blonde exhibits an a. in this which should get her into bigger dough if the voice is half as good as her discreet but commanding gyrations.  
Cornelius Keefe, the accused in the last reel, almost spoils the picture. His abrupt movements and general unattractiveness impress as more personal than directorial.  
The camera work in the courtroom scene is commendable. It retains the trial atmosphere without resorting to little or flashbacks, but simply doubling on the witness's close-up, the shooting of Gerrard by the discarded mistress. Well.

**When Dreams Come True (SILENT)**

Rayart production and release. Directed by Duke Worne. Story by Victor Bonomo. Adaptation by Arthur Hoff. Rayart, Worne, Bonomo, Hoff, New York. Running time, 65 minutes. Cast: Rayart, Worne, Bonomo, Hoff, New York. Running time, 65 minutes. Cast: Rayart, Worne, Bonomo, Hoff, New York.

"When Dreams Come True" takes its place with Rayart's regulars. There is plenty of action, most of it unconvincing because of the antiquated melior trend of the story. The poor boy marrying the girl in the southern race-track locale, with the mysterious parent and murder angle, all provide proven ingredients for mediocre box office.  
Rayart is the blonde, and by whose force is frequently found little Caroline Swaine, essayed with little color by Miss Costello. The complications are provided by the actions of her father. These are unraveled all at once when Swaine,

played by George Pericot, is attacked by the smith when he accuses him of being false. This is followed by Swaine's break with her father, and the final scene, in which she is killed by the smith, with the heavy role being played in Ernest Hilliard's usual manner.  
Presently the smith's mother is revealed as the daughter-in-law of the town's leading official. The marriage of the mother keeping her secret, and the girl's marriage upon her children because of her great love for her in-laws (ment husband (not accounted for) in the film, and yet is the basis for the plot.  
The mother meets a timely death almost at the same moment as the girl's, and the girl's death (also) is especially fast and unimpeachable in her error.  
The whole proceeds to the end at full blast. The hero escapes from prison in time to hear the news of his wife's death. A horse race with the Swaine's pet jockey, a bright youngster who plays the hero's roomer climbs into the saddle, all out because of fouling detected by the judges. The smith in the meantime, in time to hear the news of his wife's death, and the girl's death (also) is especially fast and unimpeachable in her error.  
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**BROTHERS (SILENT)**

Rayart production and release. Directed by Duke Worne. Story by Victor Bonomo. Adaptation by Arthur Hoff. Rayart, Worne, Bonomo, Hoff, New York. Running time, 65 minutes. Cast: Rayart, Worne, Bonomo, Hoff, New York.

"Brothers" is one of the daily and weekly offerings of Rayart. It has some highly illogical twists, in an effort to break away from conventional matter lines, but they abet the action and should be a decided relief from the average out-and-dried grind fare.  
A couple of clever youngsters, Jim Cain and Edward Anderson, open as the brothers Tom and Bob. Orphaned by the death of their mother, the story realizes a good start by one engaging from officers and the other being taken to an asylum.  
In the adult roles, who are featured, Cornelius Keefe and Arthur Rankin are the brothers, who never meet until both are involved in a murder and series of hold-ups. Although far-fetched, since Tom Conroy, by revenue from crime, has stated Bob through college and has able opportunity to identify him. The angle proves a seller. Delays the identification enables Tom to take Brother Bob in on a confidence case. With the revelation, Bob quickly drops collegiate manners even to a subtle command of the roughest lingo. He develops expert detective qualities, which save Tom from the chair and save Barbara Bedford and George Chesbrough, double-crossing members of Tom's gang, as the murderers. Well.

Universal production and release. Directed by Harry Medlar. Story by Paul Dietz and William Leed Wright. Starring by Richard Arlen, Barbara Worth, and William Leed Wright. Cast: Richard Arlen, Barbara Worth, and William Leed Wright. Running time, 65 minutes.

Medlar with Rex, Universal's baby horse, supplies most of the synthetic action and goes through a series of ridiculous changes that will likely please the kids in the neighborhood grinds, but will leave those over 16 cold.

Romantic plot has Parson Jack Campbell (Jack Perrin) in love with Nannette (Barbara Worth), a dance-hall dame. James Wales, Nannette's guardian as well as her employer, has designs on the girl himself, but Rex continually interferes with his plans. Out to get the wild horse from the mountains, who is his Nannette in his romantic scheme. Wales soon learns that the parson, who has befriended the hero, is the parson for Nannette's hand. In a narrow escape, the parson is killed, a left to the chin sending him through the swinging doors, where Rex, summoned by Starlight, an-

other horse, tramples the bad man to death. Usual cliché finish for the parson and the hero, both of them having the horses holding a conversation in baby style, Nannette is recommended in this flicker, with all of these pointing plainly that good old Rex is about ready to retire.

First National production and release. Thelma Todd and Creighton Hale featured. Division production. Direction from Guy A. Merritt. Photography by Hal Rosson. Cast includes: Thelma Todd, Guy A. Merritt, Creighton Hale, and others. Running time, 65 minutes. One day at New York Theatre.

Another of those right producers, Thelma Todd and Creighton Hale, in a picture that is a real find. An utterly morose sound film appealing to all the passions. Elucidation of mystery which encompasses

**Making 2 of 1**

Los Angeles, April 16. Members of male comedy team and director sat in the sound projection room to look at the assembled first picture of the current picture. It ran the required 20 minutes and stopped at a corking point.  
As the screen went blank, the director was thoughtful.  
"That's plenty funny just as it stands," he conceded to the writer, "but I'd like to see as is and use the other half of the story for another comedy."

the production reveals the salacious scenes a frame-up, which doubtless patrons for it not being censored. Patrons grew tense in their seats at the apparently real wildness. One scene depicts scenes of men and women in evening clothes, lying on the floor. This is unquestionably one of the best of the picture. The story is a long while. The denouement of course, explains everything as wholesome innocent but leaves audience nevertheless kept up to the highest pitch of sympathy.

Story of a wealthy young man with adventure complex. Won't marry the dame he loves until he has explored Africa. His uncle does all possible to halt his squandering fortune seeking odder civilization in the bowels of the dark continent.

Everything is explained in the end, but leaves audience nevertheless kept up to the highest pitch of sympathy.

A midget, a gorilla and a demon in the guise of Satan, who is operating a secret society, comprise some of the terrors into which the young man is thrown. He and dame see women whipped. See them shot to death. Hear terrifying moans, groans and other indications of the reign of murder and immorality which prevails in the house run by Satan. All hokum.

Windup a big banquet at which everything is explained and adventure kicked out of Hale.

No picture for kids.

**PLUNGING HOOPS (SILENT)**

Universal production and release. Directed by Harry Medlar. Story by Paul Dietz and William Leed Wright. Starring by Richard Arlen, Barbara Worth, and William Leed Wright. Cast: Richard Arlen, Barbara Worth, and William Leed Wright. Running time, 65 minutes.

Medlar with Rex, Universal's baby horse, supplies most of the synthetic action and goes through a series of ridiculous changes that will likely please the kids in the neighborhood grinds, but will leave those over 16 cold.

Romantic plot has Parson Jack Campbell (Jack Perrin) in love with Nannette (Barbara Worth), a dance-hall dame. James Wales, Nannette's guardian as well as her employer, has designs on the girl himself, but Rex continually interferes with his plans. Out to get the wild horse from the mountains, who is his Nannette in his romantic scheme. Wales soon learns that the parson, who has befriended the hero, is the parson for Nannette's hand. In a narrow escape, the parson is killed, a left to the chin sending him through the swinging doors, where Rex, summoned by Starlight, an-

other horse, tramples the bad man to death. Usual cliché finish for the parson and the hero, both of them having the horses holding a conversation in baby style, Nannette is recommended in this flicker, with all of these pointing plainly that good old Rex is about ready to retire.

**Picture Possibilities**

**"The Vegetable"—Unfavorable**

"THE VEGETABLE" (Lenox Hill Players, Comedy, Cherry Lane). Hopeless task, had on the stage, worse for flickers, sound or silent. Abcl.

**"Mystery Square"—Favorable**

"MYSTERY SQUARE" (Melodrama, Murray Phillips, Longacre). A Robert Louis Stevenson story, one with imagination which should provide better material for the screen than for the stage, provided it has been used before. Ibee.

**"Jenny"—Unfavorable**

"JONEST" (Comedy, Eerie Booth, Blythe). A small town comedy of farce type. Lightweight in story. Ibee.

**WEST COAST NOTES**

(Continued from page 35)

Spokane "Under Southern Cross" and "Charlatan," U.  
Jack Nottorf, writing original titled "Quilts" for Columbia.  
Jeanette Loft co-femme lead opposite Eddie Quillan in "Joe Colles" (Pathé).

Complete cast of "The Garden of Eden" (Pathé short): Mr. and Mrs. James Hamilton, Benedit, Jack Perry and Charles Hamilton.

Modest Altheimer will direct "The Sap" to "The Big Shot" and "The Goldiggers" to "The Gold-

Nigel de Bruin and Betty Boyd opposite "The Gravel Goddess" (WB).

Cam Lombard will play opposite Robert Armstrong, featured in "The Great Divide."

Grete Granstad, cast for second femme lead in Reginald Denney's "Companionate Trouble" for Fox.

William Madigan, nine years with Paramount and lately chief "prop" maker in effects department, resigned.

FN changed title "Jale of Dead Ships" to "Jale of Lost Ships." Picture will be directed by Irvin Willat, starring end of April. Jason Roberts, Virginia Vail and Noah Beery in cast.

Ian Keith has been shifted by FN from "The Lady Who Dared" to "The Great Divide."

Cam Lombard assigned to play lead opposite Robert Armstrong in "Joe Two Cents" for Pathé.

Irving Cummings has taken a staff of 180 people into Death Valley to film the desert section for "Behind That Curtain," all outdoor-talkies, for Fox.

Richard Arlen opposite Clara Bow in "Dangerous Curve" (Par), Louie Mendes directing. In production.

Barlett McCormack wrote dialog for "Green Murder Case," Ray. William Powell, Eugene Pallette and E. H. Calvert will have parts identical with those they played in "Canary in the Hat."

Hal Roach's first three talks will be titled "Unaccustomed As We Are," Laurel and Hardy, "Small Talk," and "The Big Squawk," all-star.

Paul Monery, stage actor, first featured part in "Frozen Justice." Fox.

Beatrice Van making screen treatment of "Companionate Trouble," U.

Charles Logue writing treatment for "Drake Muller Case," U.

Frances Morris added to "Thunder," M-G.

William H. Greenwald signed by M-G to sing pop numbers in "Marine" and "College Days."

Wilson Heller abandons free lance press agent field to become director of public relations for Tec-Art studios.

Joe Mankevitch to assist Julian Johnson, title editor, Par.

Helen Jerome Edgy's first appearance in a talker with Hal Roach's "Our Gang 'Small Talk'."

Nick Stewart added Fox Police, Frank Ross opposite Nancy Carroll in "Sus, Boom, Barbara" Par.

Loretta Young and Douglas Fairbanks, Jr. featured in "Fast Life," FN.

Richard Arlen opposite Clara Bow in her next picture, Par.

Garfield Leon added to "Hearts in Exile," WB.

No Consolidated Buy Yet

Los Angeles, April 16. H. D. James, of Bennett Labors, denies the Consolidated has bought out his firm.

Negotiations are on, but acceptance by Consolidated of conditions, James states, is pending.

**STEVE MORONI**

Whirlwind Tumbler  
Featured in  
Fanchon & Marco's  
"Dove and Bean" Idea

**DAVE HACKER**

"THE DANCING MANIAC"  
Featured in Fanchon & Marco's  
"INDIAN SUMMER" IDEA

**BROADBID**

5th Ave.  
Theatre,  
Wash.

**ROSE VALVA**

Featured in FANCHON & MARCO'S  
"COTTAGE SMALL" IDEA



**KING**

MUSICAL MASTER OF CEREMONIES  
Director FANCHON & MARCO  
Oakland Theatre, Oakland, Calif.

**GENE SHELDON**

Seeing the World with Mr. Public

**JACK CAMPBRIA'S SUPER PRODUCTION "PEARLS OF BAGDAD"**

NOW THE

PARAMOUNT, NEW YORK, NOW (Week April 13) PARAMOUNT, BROOKLYN, NEXT WEEK (April 20)





# 40 or More Weeks for Vaude Acts of Fox and Loew N. Y. Agencies Book Both Chams Together

A vaudeville circuit of 50 to 60 theatres and 40 or more weeks of playing time, may be the first serious opposition to Keith's by next season through probable blending of the Loew and Fox book both chains together.

If materializing, and present indications are that it will, such a circuit would stand as the second largest in vaude annals, further and more unique in the number of self-owned and operated houses among those listed.

Considerable credence is placed in reports that Eddie Darling, now abroad, has received a letter offer from the Fox office. Nature of the offer has not been established but is said to involve the booking of vaude.

Actual combining of the Loew and Fox agencies has been a matter of time. Other than in name the two are close to it, both seeming to take credit from the same source since Fox's purchase of Loew stock to gain control.

Recent interchange of acts and close harmony in bookings support the extended booking project. Besides the fact that the two agencies are local for general booking purposes.

Act of the act swapping so far has favored Fox, usually the weaker of the acts from Loew's to strengthen the show at one of the three Fox picture houses recently turned to vaude.

Recently, under J. H. Lubin, general manager, is booking vaude for approximately 40 theatres, all of which are owned and operated by Loew. The other 10 or 12 theatres do not include Loew's houses. Playing vaude and booked elsewhere or the theatre most of the picture houses booked through Loew's by Benny Thau.

Of the number 25 are in New York; and vicinity, three being full weeks.

Loew's New York agency, headed by Jack Loeb, is booking six vaude-film splits in New York; Academy, Brooklyn, full week in New York; Detroit, and Fox, Philadelphia, both full, and the Fox-Poll circuit (several) in New England, all Fox-owned.

With the Loew and Fox houses booked elsewhere, the combined number would easily reach 60 or possibly more.

In Chicago

The merge, when occurring, would also involve the Loew and Fox agencies in Chicago, under supervision of Eddie Darling and Joe Lee, respectively, and booking around 25 houses in that territory.

Fox out there is trying for 15 or 20 Midwest (Fox) week-end vaude stands, with Loew's also in on this group for two per cent, through an existing contract.

Leo (Fox) is additionally booking the bankrupt Anchor circuit, about six in all, including the Anchor and Terminal theatres, Chicago, both of which are due to be taken over with F. M. units.

The Anchor houses are managed as well as booked by Fox, while operated in receivership by Chicago Title & Trust.

Whether the combined Loew-Fox office would operate behind closed doors with franchises at the same known. About 30 Fox franchises are now held by agents, but without the booking office at the same to a strict inside rule. Fox books with the open door.

Available change in the present Fox contract system is also in abeyance. Of late the Fox office has been issuing contracts on a liberal basis, but not to all acts. Procedure at present is to place under contract only such acts as are desired by the opposition or acts as important in other ways. Balance of Fox bookings are verbal.

## WOOLFOOL'S VACATION

Boyle Woolfool, who books the Butterfield houses out of the Chicago Keith offices, will spend the next six weeks abroad.

Woolfool and his wife came into New York last week preparatory to sailing April 20.

## Macdonald At Metro's

Los Angeles, April 16. Ballard Macdonald, who left the Metro-Goldwyn-Mayer Studios, writing today.

## SERVICE!

The world's greatest service is rendered by stam who entertained at a birthday party given on 4th avenue by a millionaire broker.

Ruth Etting, Arthur Gordon, Alice Boulton, Dressa Beach and a stock of other high pressure talent, contented they were met by a doorman, who turned their bags over to a footman, who brought them into the lobby.

There was a valet, who brought them to an elevator, in which were an operator and another valet, who brought the bunch to the seventh floor, at which they were met by two more valets, who escorted them up a flight of steps to the eighth floor, passing their suitcases to three maids, who brought them all to the apartment, turning them over to a butler, who steered them into a dressing room, at which were two more valets for the men and two other maids for the girls.

Chicago, April 16. Labeling her another runaway act, the Keith circuit has failed to start suit against Mae Murray for alleged breach of contract. It will return to vaude in a few more weeks to play for the Keith office.

Present Miss Murray is playing two weeks in Marks' Independent picture houses here. She denies the common treatment from her agent, Charles Morrison, okayed the three weeks in question, and adds that the common treatment from her agent has been "very shabby." She says she does not care to play for the Keith office.

Keith office also is threatening suit against Marion Harris, who refused to open at the Palace, Chicago, because the Duncan Sisters were billed above her. Miss Harris said she refused to appear because her contract calls for exclusive headlining.

Los Angeles, April 16. Rosalie Stewart, dancer, identified two robbers who were caught after cracking the safe at the Rochester Country Club. She was tied to her bed by four holdup men, but the men and her brother were forced to help them out the safe.

Arthur and Ray Williams were captured and Miss Barrett told the grand jury that they were two of the robbers.

## Sidestep Assault Case

Rochester, N. Y., April 16. Charles (Slim) Timblin, his wife, and William Lewis of the comedy duo "Southern Capades," arrested on assault charges following brawl in hotel room which involved girl performer, male intruder and finally the house detectives. Trio went to girls' room after the show and found the male intruder there too.

He couldn't give a good account of himself so they threw him out. Carried the house detective who is said to have heaved a clock at Timblin, missed and hit Mrs. Timblin, missed and hit Mrs. Timblin, and then they threw him out. The dick swore out a warrant and Timblin and Lewis forfeited \$25 bail each rather than appear in city court.

## Yvette Rugel's Divorce

Chicago, April 16. Yvette Rugel asked divorce from Clarence D. Whipple on grounds of cruelty.

After but a few days' separation, Whipple punched and choked her last Christmas.

## PAY WITH 'LETTY'

Los Angeles, April 16. Warner Bros. announced that they will play opposite Charlotte Greywood in "So Long Letty."

Production starts within three weeks.

Robert Lord is now making screen treatment.

Brennan With Fannie

When Fannie Brice goes to the court in June to make a picture for United Artists, Jay Brenman, of "Floretta," will go to Hollywood to appear in this talker.

Miss Brice withdrew from Earl Carroll show, "Floretta," Saturday. She began a special engagement at the Club Lido that same night.

## Tranah's Walk Out

Al Tranah and his wife, with the "Collegegate" unit playing the Palace, New York, this week, demanded top billing and an increase in salary.

He withdrew when neither demand was granted.

## EDWARDS OFFERED \$5,000

Keith's Tenders Largest Salary Yet for Unproduced Act If Okay

Los Angeles, April 16. An offer of \$15,000 weekly for 45 weeks commencing in September has been conveyed to Gus Edwards from Keith's. It is for an unproduced act of the Edwards stamp, with the booking to be made when the turn is okayed.

Edwards has not accepted as yet. He is under contract to Metro for fall and next act that starts. His contract does not expire until Sept. 1, when it may be renewed, or Edwards will return to vaude.

It is the highest salary by far ever gotten by Gus for a vaude turn featuring himself.

## Mae Murray Peevish At Keith Treatment

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Arthur and Ray Williams were captured and Miss Barrett told the grand jury that they were two of the robbers.

## Rosalie Stewart's Job

R-K-O has created a special role for Rosalie Stewart, dancer, vaude and legit performer who will serve as contact between R-K-O's picture and vaude (Radio City) and vaude (Keith's).

Miss Stewart joined Keith's production department recently with title of "director of special attractions."

The new position gives her supervision over all interchange of talent between the film and vaude ends of R-K-O.

## Swimmers' Vaudefilm

Johnny Wetmuller and Stubby Kruger, latter former boxer, struck champion of the world, left the swimming pool and vaude and sound for vaude for the RKO circuit.

On his return, the boys are booked for a vaude tour of the RKO circuit.

## R-K-O Wants Davis Back

Pittsburgh, April 16. Rumored report that R-K-O is desiring to bring back Davis, local vaude house. Davis closed this week after four months of two-a-day vaude and in the red.

House will remain dark for the time being, but it is expected that Davis will return through reopens in the fall with another try at two-a-day. If the Standard Warner can stand it will likely go back to vaude film.

## SPECIAL CAR FOR ACTS

To accommodate vaude performers who jump from Raton to Albuquerque, N. M., Monday nights, the R-K-O road has added a special sleeper to the midnight train between these points.

Los Angeles, April 16. Arline Langan and Eleanor Brown, the vaude women with Ed Lewis in his vaude act, will appear with him in his initial picture, "Everybody Happy?" to be made at Warners.

Engaged for Show-

Wally Channing and the Neal Sisters, who with the new Arthur Hammerstein show. It will start in Chicago and will go into rehearsal July 15.

Gus and Will have an offer for the same show,

# 800 Theatres This Week Collecting From Public for N.V.A. Benefit Fund

## A Blundering Lothario

Chicago, April 16. Some m. c.'s quit, others get fired, and other get jerked out by public. An act of the N. V. A. is quite married, was having a lot of fun until his wife heard about him. Confronting him in a locked dressing room, she said she'd forgive him only if he made a full confession.

He blabbered and his wife said that wasn't the girl she'd heard about. He blabbered again and she said that still wasn't the one. Again and again, and still another.

All five of the girls working in the show, so after beating up her husband the wife started gossiping about the girls. Getting wind of the scandal, the house manager dismissed the quintet of girls.

And to make a clean start, the wife jerked her husband out of the house. But he's still her man.

Chicago, April 16. Jackie Coogan, playing main dates on a salary basis of \$700 daily, is a convincing actor. Returns in the midwest towns indicate that this territory has completely forgotten him. In some instances he drew less money than an average attraction.

Palace in Milwaukee took the count with him. Rockford and Fort Wayne also played the youngster for a long time. One fact is that his \$700 daily cuts into a small town theatre heavily and necessitates constant changeover than an average gross to give the house as much profit as it gets with a cheaper bill.

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Collections are being taken up at every performance this week in 800 theatres throughout the U. S. for the N. V. A. benefit fund.

Next Sunday night (April 21) the N. V. A. will hold a mammoth benefit N. V. A. performance on the stage of the Metropolitan opera house, New York. Similar shows will be held in other cities, ending the collection period.

The following night, Monday (22), the annual dinner of the Vaudeville Managers' Association is slated for the Hotel Plaza, with an attendance of 350 looked for.

Pat Casey is in charge of all of the arrangements for the N. V. A. collection and dinner.

This is the first time the picture chains have co-operated with the N. V. A. collection drive. In previous years E. F. Albee assumed personal collection of the details of the campaign is mostly notable for his absence.

When the drive started in the Broadway picture houses Saturday (13) about seven minutes were devoted to a showing of the N. V. A. collection drive. In previous years E. F. Albee assumed personal collection of the details of the campaign is mostly notable for his absence.

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## Keith House Managers Prodded To Keep Alive on Exploitation

At a meeting of Keith's New York house managers last week, the managers were called for alleged failure to properly exploit their vaudeville. The session was conducted by Joseph Plunkett, general theatre operator for R-K-O and personally in charge of the New York theatre division.

Plunkett told the managers that theatres under their direction should be considered as "their own" and run as such. There are few limitations to exploitation, Plunkett stated; reasonable exploitation will not hurt any theatre and managers should use their own judgment, going as far as they like to publicize their houses and shows.

Reported complaint was to the effect that billing and advertising of Keith's vaude in New York in the last few weeks has not been worthy of the bills.

The New York Keith houses raised the ante on bills about a month ago, lift reaching \$2,000 a show in some cases. Average lift in New York, including all Keith houses, is around \$1,000.

Contention of the booking office is that increased expenditure on bills should be accompanied by proportionate exploitation.

### Dorothy Knapp Out; Carroll Standing In?

It is reported Dorothy Knapp will follow the announcement that Fannie Brice had stepped out of the east, ostensibly because she opened at the Lido club, Carroll disliking the idea of her doubling with a night place. Miss Brice's withdrawal from the show came after she refused to take a salary cut.

Some weeks ago when Carroll went to Paris his supposed mission was to square things with Mrs. W. H. Wallen. Penfield, the wealthy backer of "Floretta." It turned out that Mrs. Penfield was in New York at the time, but a message was conveyed to the cast that a chiseling process in salaries was necessary if the show continued. The cut was accepted except in the case of Miss Brice. Tuesday her role was taken over by Josephine Harmon, known as an entertainer and mimic.

Strained relations between Carroll and Mrs. Penfield are said to have followed his insistence that Miss Knapp remain in "Floretta," the backer having been reported walk-

### What Do You Think?

An actor called a reporter on this rag over to a lunch table and asked:  
"Hey, does the 'wired' under-house reviews mean the notices are telegraphed in?"

### H. WALLEN LEAVES KEITH'S

Treasurer for 23 yrs—New Auditor for R-K-O

Harry Wallen, Keith's treasurer for 23 years, goes out with the old treasury department. All future financial matters will be handled by Herman Zohbel, R-K-O's new treasurer and chief auditor.

Wallen is one of the oldest employees with Keith's.

ing out, although having gone for \$300,000 in production cost.

Tessa Kosta had the prima donna role when the show opened to large promise in Baltimore. When her role was virtually deleted Miss Kosta withdrew. It was then suggested that Vivienne Segal be engaged. Two numbers which had been discarded were rated the best melodies in the score by members of the cast.

The reported withdrawal of Miss Knapp may indicate a resumption of relations between Mrs. Penfield and the producer.

## Inside Stuff—Vaudeville

Eddie Kane is in Hollywood, looking fine and appearing in pictures. His latest screen character is the very fine impersonation of Ziegfeld (Zangfield) the theatrical manager in "The Broadway Melody." Last week in Variety he was reported engaged for a similar role in another talker. Eddie is not advisable for any of the latter duties. He was the terror of the place for taking care of himself. He just wouldn't. Finally, Eddie said he couldn't stick in Saranac; he was going to the coast and he went.

It isn't advisable for anyone to follow Eddie, of course, because the Kane cast sounds unnatural, one of those freaks. But Eddie is out there happy and well, asking that his pale of the show business be so in formed. Eddie said he almost cried when reading the notice in Variety. That was too bad, for as of Kane and Herman, Eddie is well known to vaudeville. Always an excellent performer; regret was general when it became known Eddie Kane had to leave for the mountains.

A vaude actor and his frau were playing for \$150 a week as a team. Hubby became suspicious the wife was playing with a boy friend.

He went to a detective agency to have her watched. When told it would cost \$25 a day for sleuths, he counted that as \$175 a week and so decided it would be cheaper for him to take air. His blief.

Problem growing out of theatres' undue "cutting" of acts to squeeze in an extra show on Saturdays and Sundays is on the table for consideration by Keith's.

Chief claim is that whereas the cost to a theatre of running overtime on the day does not reach \$15 an hour, there is no great cause to cut the show any more than is necessary to speed it up for proper running.

Claim of some of the managers and bookers is that forcing acts to eliminate the meat of their turns is a form of wasting something that has been bought and paid for. Reactionary effects of cutting on the regular number of shows are the usage hands. The rate, per-man, is \$250 an hour, with anything up to 60 minutes constituting an hour. Average Keith vaude house employs five stage hands. The average cost of running an hour overtime on a single day would therefore amount to \$12.50, besides the lights.

Only necessary cutting, according to some of the managers, is in the bow and speech department.

New system at Keith Palace, New York, allows for everything in the first show opening day (Sunday), with nothing ordered cut. All necessary slicing is done between the first and second shows and is apparent in the supper performance.

The solid gold medals which R-K-O will present to the first 17 acts in the recent radio voting contest conducted in Keith's vaude houses, are valued by the publicity department to hold around \$25 in gold. This was the answer received when someone asked how much the medals might be worth in rock.

When Victor Vase, veteran monologist, died recently in Kings Park State Hospital at Kings Park, N. Y., it was generally believed that the man didn't have a single cent, as Vase for years had been helped financially by the N. V. A. It was discovered after his demise that he has some \$1,500 to his credit in the Franklin Savings Bank.

When Vase became a mental case at the Kings Park hospital the N. V. A. continued to look after him. The \$1,500 is held by a guardian pending final disposition. It was rumored that Vase had left a will in which he had bequeathed his savings to the N. V. A.

Margie Faber has retired from her husband's vaude act, pending arrival of their second child. They have bought a home in Baldwin, L. I. Earl continues with two assistants.

Keith's wanted the Marx Brothers to cut their \$7,000, net, Palace salary for the Riverside. The boys couldn't see it whereupon, the Keith bookers cleared with the works, not knowing to whom they were talking, those young men on the books evidently not going as far back as Minnie Fals.

(Continued on page 63)

### BOSTON "POST" EDITORIAL STAMPS FAY EHLETT'S "THE UNDERCURRENT" "A BURNING HUMAN DRAMA"

#### The Boston Post

Established 1831

The Independent Democratic Paper of New England

(Owned Daily by Post Publishing Co.)

MARCH 2, 1929.

Entered as second-class matter at the Post Office, Boston, Mass.

Edwin A. Grozier

Editor and Publisher, 191-1924

MONDAY, MARCH 25, 1929

#### HOPE FOR THE THEATRE

The work which the "Little Theatre" of the country are doing can best be judged by the prize-winning play of the Chicago Little Theatre Tournament, which is on the bill at Keith's Memorial Theatre this week. This play, "The Undercurrent," written by Fay Ehlett, has had a remarkable success.

It is neither sensational nor flamboyant, but a burning human drama, 20 minutes of thrilling suspense with a touching climax. There is real hope for the legitimate drama when a vaudeville house makes a play like this one a feature of the bill.



FAY EHLETT

Author of "THE UNDERCURRENT"

# WALTER DAWSON

And His LOUISVILLE LOONS

With HARLAN CHRISTIE

Held Over Second Week at PALACE, CHICAGO

VAUDEVILLE'S STREET SCENE

JIM

BLANCHE

# McLAUGHLIN and EVANS

"ON A LITTLE SIDE STREET," by BEN RYAN

THIS WEEK (APRIL 15), LOEW'S STATE, NEW YORK

Direction MANDEL & ROSE

"MORNING TELEGRAPH"  
"They can play!!  
"They can lift crowds to  
their feet!!  
"They are good!!"  
Charles Isaacson

"VARIETY"  
"They can play vaude,  
pictures or ANYWHERE  
and would be a panic in a  
Broadway musical."  
Abel

PHILADELPHIA  
"The feminine orchestra that has to be  
heard."  
Leader

PITTSBURGH  
"The Red Heads are distinct."  
Press

BOSTON  
"Red Heads make bill good."  
Post

WASHINGTON  
"Real musicians—real entertainers."  
The Post

NEW YORK  
"They work fast and competent."  
The World

OMAHA, NEB.  
"A show stopper—a draw for any bill."  
The News

CHICAGO  
"Numbers executed with finish and dash."  
Evening American

LOUISVILLE  
"A dazzling score—a great band."  
Times

MINNEAPOLIS  
"Overcoming with pop and melody."  
Evening Tribune

(Parisian Red Heads)

# THE BRICKTOPS

—America's Greatest Girl Band—

CLEVELAND  
"Pretty but without being pet-headed."  
The Press

NEWARK, N. J.  
"Premiere feminine experiment."  
The Leader

CINCINNATI  
"Liveliest feminine instrumentalists."  
The Enquirer

TOLEDO  
"Their program is easily outstanding."  
News-Press

COLUMBUS  
"An outstanding girl band."  
The Dispatch

## RETURN ENGAGEMENT PALACE, New York.

THIS WEEK  
BOOKED SOLID R.K.O. UNTIL NOV. 1929 THEN  
PALLADIUM, LONDON & LA SCALA, BERLIN.

CONN INSTRUMENTS

Arrangements DICK KENT

"BILLBOARD"  
"Landed solidly!!  
"Stopped the show!!  
"Could have done far  
longer!!"  
E. E. Sugerman

MANY THANKS TO LEW GOLDER AND R.K.O.  
Permanent Address 28 W. NORTH ST INDIANAPOLIS  
Watch JEAN RANKIN and BLUE BELLES

"ZIT'S"  
"They take to jazz like  
Lindy takes to the air."  
"Snap, color and a kick to  
everything they do."  
Paul Swinchart



**ORPHEUM, MEMPHIS, BACK**

Returns to 3-a-Day Policy of Vaudeville—Booked by Interstate

Memphis, April 16.  
One week of two-a-day shows with reserved seats sent the local Orpheum back to its previous playing, three times daily, nothing held out.

The two-a-day shift was brought about through the large losses the Orpheum had suffered and the request of a few class patrons who wanted to know where their seats would be before leaving home.

With the reversal, the Orpheum will probably be booked by Charlie Freeman of the Interstate Circuit in the Keith office, New York. It has been booked direct by Keith's. Under the new booking it will receive the Interstate road shows (vaude).

**VAUDE NOTES**

Low Price has retired from vaudeville and is booking private entertainments.

W. L. Passap, the agent in Berlin, has moved his office to Mitchell street 53. It's in the centre of the business section.

Anatole Friedland and his Night Club Revue turned down an Orpheum tour because of money and a desire to resume a summer berth in Atlantic City.

Clayton and Leonard, Rath Brothers, Thomas and Johnson and

Holden and King, booked for Panagias by Arthur Silber.

Ben Edwards has given up his vaude connections and has accepted an offer from Jack Mills, music publisher.

Robert Sterling, actor, has opened a producing office in New York.

Evelyn Nesbit and Joe Ward have opened a night club in Atlantic City. Joe Franzetto and band supply the music.

Kitty O'Dare, on the strength of her work at the Capitol, New York, landed a place with Paul Speil's unit.

Basil Smith has been engaged by Columbia to make a series of talking shorts at the Victor studio in Camden, N. J.

First two reeler, featuring Buddy Doyle, went into production last week.

**HOLD-UP TACTICS**

(Continued from page 3)

Two other French producers who are forcing their Parliamentary representatives to press restrictive measures against American pictures want \$1,000,000 or \$1,500,000 a year from American producers to make the attacks. It looks like an open and shut case. Sapene tries to give his holdup proposal an appearance of respectability by offering, in return for this sum, the worthless French-made cheaters, not worth a dime in this market.

American producers have not made any contracts for film with any French exhibitors since March. The French theatre owners are now approximately two months late in their film buying.

It is a certainty that if the present proposals against American pictures are passed in France it would be economically impossible for American distributors to continue in business there regardless of the necessity of protecting the \$5,000,000 investment.

Inspired Attacks  
Approximately 4,000 theatres in France face certain closing if American film distribution is discontinued. Despite the attacks against American trade papers and American film producers in Sapene's "Le Matin," evidently by writers without knowledge of the show business, figures show that approximately 80 per cent of the play dates in all French theatres are for American pictures. About 1,200 French the-

atres operating every day in the week would be without pictures five days a week.

Reports in daily and trade papers last week that American producers had decided to withdraw from France are not correct. No decision has been arrived at. But in preference to paying an annual toll of \$1,000,000 to their French competitors for permission to compete the American producer-distributors, it is reported here, may be forced to withdraw.

Sapene and the other French producers know that American distributors are operating at a loss in France, but figure that the Americans must continue in order to protect their theatre interests and are aiming at the \$1,000,000 a year EYP on that ground.

Though claiming their pictures are equal to American product in quality and drawing power, French producers cannot get any backing from French bankers.

Cables from France that the United States Government has taken a stand in the matter of protecting the American film industry provided a new upsurge in film offices early this week. Practically every daily and trade paper story reported almost all the companies concerned except Fox, who has more foreign distribution than any other company excepting, perhaps, Universal.

Fox now has almost as much at stake in France as Paramount, owing to the former M-C-M arrangement with the Gaumont theatres.

American producers here are already figuring the possible losses and salvage in the event that the French market should be closed to them by September.

**Egypt**

By Edward Aswad

Cairo, March 28.  
Last opera of the season was "Pamela" from Canton Bellard sang in the voice and Ariolo Lindi also did a very good job. The French was suitably villainous and sang with vigor and effect. Giorgio Lankay, Leonora La Mance and Mario Zena stood out in small part. Chorus was extremely well trained and the orchestra was at top form under Pasquale La Rotella.

**Vaude Troupe**

Cairo again has an excellent vaude company from England. This time it's the Norrons, Dick Norton being the comedian.  
Nita Van Biene is a very versatile singer. The company boasts two excellent sopranos, a good baritone and a tenor.

**Egyptian Night Clubs**

Perroquet, night club, has had its former artistic director, Farfel Drago, replaced by Pelligrini. Appearing on the current bill are: Theima de Loree, from the "Polles Bergeres de Paris"; Valentine Sayton, of Casino de Paris; Ray Siera from London; Carmen Rubato, Miss Sims Rexy, Odlette and Elie Mood, Betty Marvyn, American singer, and Wais and Nicolas. Ralph Cammy's band serves excellent dance music.  
George Calomiris, proprietor, who also owns the Kit Kat, is expected to open the latter site shortly at Embabeh, on the bank of the Nile.

**Sports**

For the Sultan's Cup, the Durham Light Infantry, in a thrilling semifinal, were unfortunate in not being able to score back to C. O. S. eleven. Last match at Alexandria was decidedly in favor of the soldiers, the equalizer coming from an unfortunate penalty. Feature of the game was the brilliant defense of the Alexandrians.  
Mead, open tennis tournament saw the men's singles won by Zerrand, and the women's singles by a Mrs. Clayton.

For Open Cup, a challenge event open to all polo teams (six chukkers), the 12th Lancers walked off with three teams entered from the same brigade.  
Hull Cup, hockey final, was also won by the 12th Lancers.

**Chatter in London**

London, April 8.  
C. B. Cochran has arranged to bring over Helen Hayes to appear in "Cocquette" in May. Theatre is not fixed.

After remaining adamant in their refusal to all requests from film companies to shoot scenes in the Royal Palace, sanction has now been granted to a company to take films in Hyde Park.

Historical drama is having a vogue in London just now, after the success of "Such Men Are Dangerous" ("The Patriot").

Matheson Lang is to put on Ashley Dukes' version of "New Suss"; Fred Terry has had considerable success with "The Scarlet Pimpernel," which he revived for the Christmas season, and now a play with Warren Hastings as the central figure is promised. Regional Berkeley's "Lady With a Lamp" based on the life of Florence Nightingale is one of the season's hits and the revival of "Berkeley Square," which is mostly in costume, is doing business.

Arnold de Biere, illusionist, has been secured a judgment against Jack Goodson, which has netted him \$5,000.

Goodson was formerly a theatrical agent in London, and in 1922 was adjudged a bankrupt with the following several years being quite lean. Then Goodson got hold of a non-transferable gramophone record, but had difficulty in securing financial backing to promote it. At the stage of the game, de Biere is alleged to have

leged to have stalked Goodson and then introduced him to some people who financed the venture, and it is claimed Goodson's friendship for de Biere then took on an icy chill. De Biere brought suit and the jury found for plaintiff.

Management of "Journey's End" objected to the advertisement of "The Lost Patrol," English film, which reads "The screen's Journey's End." The advertisement has been withdrawn.

**Americans Abroad**

Paris, April 7.  
In Paris: Walter Morozco and Corinne Griffith, H. M. Warner, Camastano Drezel (writer), L. D. Lewis (Chicago publisher), Henry Ossun, Don Parker, Arthur Middleton, Ramon Navarro and family, Mrs. Regina De Kroon, Frederick Collins, Meyer Davis, Channing Pollock, Herbert Bayard Swopes, Carl Strakoske, Glenn Hughes (writer).

**Deaths Abroad**

Paris, April 7.  
Pierre Cusot, 48, French author, died at Nice.  
Ambrogio Aletti, 50, Italian actor, died at Milan, Italy.  
Emile Berlani, 55, well-known Italian scene painter, died at Milan.  
Louis Vuillemin, 50, French musical critic, died at Nantes.



**GEORGE DORMONDE**  
Orpheum Circuit, Rep. Joie Jacobs



**Latin Brothers**  
Four Feet with a Single Thought  
The Latin Brothers, dapper, clean-cut lads step into their way to success.  
TOLEDO "TIMES"  
Direction MILEY LEWIS Associate, BILL COWAN  
"MACK" "CHUCK"

**R-K-O PALACE, NEW YORK, This Week (April 14)**  
**CHARLES and ARTHUR HARLEQUIN**  
"Attaining the Impossible"  
Booked by HARRY A. ROMM

**R-K-O PALACE, NEW YORK, THIS WEEK (APRIL 14)**  
**GREENWALD & WESTON Present**  
**A I A OWN**  
"SOUTHERN SYNCOPATION"  
At the Piano—HARRY SWANAGAN  
Direction MARTY FORKINS



**LOTTE HOWELL**  
**SOPRANO**  
**HELD OVER SECOND WEEK**  
**PALACE, CHICAGO**  
**BY POPULAR DEMAND**  
**CHICAGO "EVENING POST"**  
By C. J. Balliet  
Miss Lotte Howell, who scored a fresh and instant hit last week with her siren-like soprano, with magic humanness in it, is retained. This time she got a reaction from her Sunday matinee audience, to whom her name meant nothing last week, and retired in a shower of warm applause.  
Booked Solid R-K-O Circuit to Coast Until Aug. 16, 1929  
Personal Representative, HARRY WIESE, PAT CASEY Office



















# MUTUAL WHEEL'S GRIEF DEBTS

**Circuit's Readjustment Looks  
Essential for Next Season  
Nothing for Producers  
Except Wonder—Booking  
Office Seems Best Off**

## TOWNS AND GROSSES

The way burlesque shot itself full of small holes this season has brought no end of speculation as to what the Mutual wheel will do about next season. One thing seems certain: that after the burlesque has, as a whole this season, the Mutual will have to employ some drastic measures to save itself from perishing completely out.

That the Mutual is giving the matter of circuit readjustment attention is attested by the fact that the Mutual shows have shifted off in no stage presentation as to have the producers wondering just how long the present agency of circuit readjustment is going to last. Each season conditions seem to be growing worse. Now with the bottom of burlesque falling, and the Mutual excess are forced to extremities to stem off the Mutual's complete collapse.

Bl's has been spotty. There are still some good Mutual stands yet, but the type of show that Mutual got and got the money found that reports on the show from the regulars were decidedly bad. Mutual seemed to be no quality to the general run with the tendency giving the gyrations of the females, the lamentable lack of comedy, with the principal comic working almost continually in a heroic effort to save the show from crumbling to pieces; the extra midnight shows, burlesques grided three and four shows daily in some stands and the indifferent, lackadaisical performance by principals and chorines, besides the overdose of Sunday burlesque in a number of cities, all go so much that all combined it is giving burlesque as it stands as a circuit project two black eyes instead of one.

### The Producer

The Mutual producer is up against a low guarantee, with an inadequate salary amount prescribed by the circuit forces the show operator to put in low grade entertainment. He might care to give a far better performance and the audience would appreciate it, but the complete salary budget has him hogtied. It is this condition in particular that I. H. Hark as head of the Mutual must readjust—let it be anyone else can.

The company guarantee stands at \$1,670 where percentage conditions don't prevail and the Mutual's salary maximum is \$1,000. It is the producer little scope for show elaboration or for the engaging of capable corps of coms and principals.

When next season comes the Mutual according to the outside, must top off some of the stands that are only deadweights and the show guarantee. The belief prevails that if the Mutual returns to the form of the old Columbia days or even Mutual for that matter, there may be some chance for the producers. Otherwise they will go ahead with their producing routine, doing the wheel a favor, make it possible for the wheel offices to keep the bookkeeping free, and percentages don't happen and permit the houses to cop with profit there when the light strikes.

Otherwise, the other seasons, like producers will wind up at the end of the season, they will break and hoping for a few extra weeks to get a few extra dollars to tide over the summer.

### Comedians Overworked

The lack of a shifting staff of comedians has almost won the pro-

duces. If the Mutual raises the guarantee and also requires each show to ensure more comedians than the main comedian will be permitted to grab a half hour or quarter hour, giving him a much needed respite from continual stage grime and eliminate the result of a comic book a bore through being on so much. This relief idea would naturally make the lead comic have a fresh front as well as making him more desired than forcing him as it does to wear his stage welcome out.

Several shows have gone over the top in a number of stands where the Mutual circuit gives either a 30 or 20 per cent of a certain figure; yet the profit on the top line is shot where other stands and layoffs call upon the reserve.

A list of the Mutual circuit towns is given, not as the shows play the wheel, but in alphabetical order of the city arrangement with comment on local conditions and what sort of big the shows did on either the week or one day stand:

### The Mutual Wheel

**Albany (Maine)**—Full week; shows little indication of growing and better than ever. Shows are better than the city's believed more than town can stand. House played on top line.

**Akron (Grand)**—Week stand. All shows in here on \$100 out, tip town line so hot. Century off the reserve gives troupe something to do. Good steady on top line.

**Allentown (Lyric)**—One-day. Gamble by show on 60 per cent. Nothing of any value. The show pay didn't have Trenton for Saturday. Century off the reserve gives two-day layout, would be suicidal to play here.

**Baltimore (Gayety)**—Full week on guarantee; something wrong on top line. Shows are better than no shows reported good over top.

**Boston (Howard)**—Full week on guarantee; capacity general rule. Shows are better than no shows reported good over top.

**Boston (Gayety)**—Full week, with big rule. Century off the reserve gives two-day layout, would be suicidal to play here.

**Bridgeport (Globe)**—Guarantee on top line. Shows are better than no shows reported good over top.

**Brooklyn (Star)**—Full week, with big rule. Century off the reserve gives two-day layout, would be suicidal to play here.

**Brooklyn (Gayety)**—Only fair week. Shows are better than no shows reported good over top.

**Buffalo (Gayety)**—One of good weeks with few reaching percentage gain.

**Chicago (Empire)**—Considered dead sure loser for show, which receives flat \$1,370, under regular guarantee. Shows are better than no shows reported good over top.

**Chicago (Haymarket)**—Not so bright. Shows are better than no shows reported good over top.

**Cincinnati (Empire)**—Another good spot, with several shows going over the top.

**Cleveland (Columbia)**—Flat salary returns good one week and off the top line. Shows are better than no shows reported good over top.

**Columbus (Lycium)**—Much to be desired. Shows are better than no shows reported good over top.

**Dayton (Lyric)**—Generally starts season off good and then fluctuates until later part, when goes into slump.

**Detroit (Cadillac)**—Only fair week, with only one overburdening with show.

**Indianapolis (Grand)**—Good as rule, but runs off top line.

**Indianapolis (Mutual)**—Labeled fatal. Shows are better than no shows reported good over top.

**Jamestown (Mutual)**—Latest spots in New York section; purely experimental in new hour. Shows are better than no shows reported good over top.

**Kansas City (Gayety)**—Fair. Shows are better than no shows reported good over top.

**Louisville (Gayety)**—Town seems shot for burlesque; business fair. Shows are better than no shows reported good over top.

**Milwaukee (Gayety)**—Ordinary week. Shows are better than no shows reported good over top.

**Minneapolis (Gayety)**—Efforts made to bring the show back to circuit next season; house went into slump. Shows are better than no shows reported good over top.

**Montreal (Gayety)**—Mutuals glad to shoot here early in season, but not so crazy about it later, as reported in slump.

**New York (Columbia)**—Shows get \$1,670 guarantee and \$146 for Friday midnight show; this, they hope

goes right out for baggage bill, which amounts to \$140.

**New York (H. & S. Apollo)**—Flat guarantee, with house stock and money girls used as special attraction. Shows are better than no shows reported good over top.

**New York (Irving Place)**—One of the best. Shows are better than no shows reported good over top.

**Newark (Empire)**—Good stand, with chances of top schema of things, this 20 per cent over certain figure.

**Philadelphia (Troadero)**—Fair week, with few shows able to go over top, to 30 per cent div.

**Pateron (Orpheum)**—Crossword puzzle as to what's wrong with Pateron or what's wrong with burlesque? Fair.

**Providence (Empire)**—Another fair one; not that it was cracked up to be. Shows are better than no shows reported good over top.

**Reading (Orpheum)**—Percentage for two days, 10 and then to Allen town and lay-off designations.

**Rochester (Haymarket)**—Still experimental, no does as burlesque house.

**Schenectady (Wedgewood)**—Fair week, with chances for any notable change in receipts.

**Seneca Falls (Fisher)**—One day, with few shows able to go over top, to 30 per cent div.

**St. Joseph, Mo. (Crystal)**—One day, with few shows able to go over top, to 30 per cent div.

**St. Louis (Lyric)**—Once considered great burlesque town. No more at least under present Mutual contract.

**Springfield, Mass. (State)**—With percentage gain also holding good here, Mutuals drop money.

**Union City (Hudson)**—Considered dead sure loser for show, which receives flat \$1,370, under regular guarantee.

**Washington, D. C. (Strand)**—Bad week. Shows are better than no shows reported good over top.

**Wilkes-Barre (Gayety)**—Fire put out. Shows are better than no shows reported good over top.

**Too Much Work**—Mutuals into one or less a mutual performance policy in several towns, which just about work the Mutuals out of the principal and chorists.

**Two Plans**—One plan is to have two circuits under the Mutual plan, the other having a \$2,000 guarantee with each season off of the top line.

**With the passing of the Columbia and the dropping of the Mutual standard, the burlesque troops saw all of its principal comedians, men going to other divisions, the majority of which were the school grade work under circuit burlesque.**

**Out of Burlesque**—A casual survey at this list of burlesque-circuit pay rolls looks out to show that the Mutual view that in its entirety shows just what the Mutuals are doing under circuit burlesque.

**Names include Tommy (Bozo) Smith, Harry Kohler, Harry and Willie, from the latter, Bobby Barry, Dick Land, and Harry Shuffie.**

**Wiring Academy**—Chicago, April 16. Academy Theatre Co., recently taking over the Academy for combination burlesque and picture show, has wired the Mutuals for representation. Present officers are N. S. Sargent, president, and Morris Cole, local attorney, secretary-treasurer.

**It is planned to wire the houses.**

**Chorus Girl Tris Suicide**—Scheneectady, April 16. June Martin, 22, Chicago, chorus girl with the "Red Lifters," who show here last week, attempted suicide in her hotel room by drinking poison. Girl hurried to Ellis Hospital and discharged two days later.

**She saved no reason for her act but comments said she "didn't been feeling well lately."**

## Burlesque

### Weeks of April 15 and 22

**Bare Paws-Colonial, U.S. 22, Gayety, Montreal.**

**Bare Paws-Town-Town, Dayton; 22, Gayety, Cincinnati.**

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## Three All-Stocks

**Apollo, 15th street, Minnyka, becomes stock burlesque only next Monday. Shows are better than no shows reported good over top.**

**Columbia, New York, is also reported going to combine the burlesque stock within a few weeks. Shows are better than no shows reported good over top.**

**This is to be settled when the present Mutual stock can be completed with according to the agreement which plays the Mutuals there.**

**Roche, April 16. Victoria, playing Mutual burlesque, goes into stock burlesque May 5, with Tom Phillips producing. Shows are better than no shows reported good over top.**

**Among principals engaged are Clyde Bacon and Billy Hagan.**

**Drop Mutual & Season Name From 5 Mutual Co's**

**The names of Hurd & Season have dropped from all billing and paper for the five Mutual shows formerly operated under the name of Mutual & Season.**

**The "Bovary Burlesques," "Social Minded," "The U. S. A.," and "Step in It" shows are now Mutual-operated by the staff of Hurd & Season. Shows are better than no shows reported good over top.**

**Chicago Stock Burlesque**

**Wires With De Forest**

**Chicago, April 16. Star and Garter, with combination stock burlesque and pictures, has wired with DeForest equipment. Opened with "Lucky Boy," latest hit run film in this zone.**

**Irons in Gary**

**Chicago, April 16. Warren Irons has issued the Gary in Gary, Ind., and will open it in August with burlesque.**

**BETTER BARBECUES**

**Des Moines, April 16. Prospects for meat and vegetable barbeque parties look here as the sheriff is obliged to greet the roast.**

**Passage of the bill now before the 44th Iowa assembly, which provides for a township license for this type of establishment, will give each township the right to order barbeque closed at a reasonable hour.**

**DUNN'S DIVORCE ACTION**

**Syracuse, N. Y., April 15. Leslie Dunn, comedian with "Broadway Scandals," was served here with papers in a divorce suit brought by Mrs. Velma McLeen Dunn of Buffalo.**

**Le Van on Coast**

**Harry (Shuffie) Le Van, playing vaude in the east, has accepted a \$10,000 contract to appear in stock burlesque on the coast.**

**Le Van leaves for California late this month.**

**Cleighton Hark and Thelma Ford, comedians with the "Red Lifters," are to appear in "Lost Ships" (FN).**

**Clara Selwyn added to "Flying Fool" Pathé.**

**John Crawford's next starring picture for M-G will be "Jungle" picture of primitive life in South America.**

**Complete cast of "The Return of the King" will be "Jungle" picture of primitive life in South America.**

# Stories by Jack Conway

From 1920, onward, Jack Conway wrote a series of stories appearing in Variety. Mostly, the stories dealt with baseball and prize fights, and a lot of pugilism in a repeated measure. Story below appeared in Variety of April 1, 1921.

## TOMATO FALLS HARD FOR WOMAN'S RIGHTS

Con Finds There's Nothing Fair About the Sex

Horsell, April 1, 1921.  
Dear Chub: I'm off Outback for life and after you hear what he tried to pull on me you'll be, too. You know what I did for that bird takin him out of a show and transference in him from a female impersonator into a real honest to goodness ball player. Why the poor tramp (a woman) was a bit ready to make a hole in a man when I rescued him, and the first he offered me was he tried to stick the harem-

CON  
We're playin this slab and as usual I make my speech from the stage offerin 500 ankers for any one who can stay six rounds, with "Tomato." You know the racket, it was get a woman to come in with the spotlight guy to turn the light in the man's eyes so he can see her and then she can see if he do crash him on the ledge and chuck.

I make my usual beef and we draw the usual assortment of bunks and set-ups who think they can fight after reading the following page. Everything is lovely up to Tuesday night when we seem to run out of clients. I know I always make a crack about "If there's any lady in the house she wants to box with Tom, step right up." It's always a sure fire laugh from the lady's friends. I think it too comical for anything. Tuesday night after my speech and the clapping for the stage I start to stall to give some of the grocery clerk time to collect their money and I pull my wise crack about the ladies.

"Can you imagine how I felt when I saw a lovely girl come in from the aisles and climbs up on the stage saying, 'I'd love to try it.' I said, 'You ain't no boxer, you're a girl.' She said she was some stage struck local frail looking for free publicity, and she wanted to see how she felt in the gloves and asks where she prepare for the 'fray.' Tomato said 'Main in a hole, you're in this dame like he's hypnotized.'

I led her back stage to an empty dressing room and was alone a second later by her maid who was totin a suit case. They were had some loaded for bear. I could get it all for in all my experience I had never seen a woman fighter who could punch her way out of a paper bag. I've seen lady prize fighters and they were all was fair, but never had any lady that could finish better than second round content with the first round. Tomato not to cut loose as we both might get juggled for violatin the Main act or something.

After a few minutes this dame stepped out in loose house and anticlockwise and she put on the gloves on them both. I told Tomato to sidle around the first round and we got a little crowd. Jane was tryin to do. I expected that she would stop the mob in the middle of a round and start takin up a collection for something or other.

The first round was as tame as a Bronx house cat after she has inhaled about two bottles of champagne. Tomato would faint and this dame would wrap herself up in her arms and give a frightened scream. I thought that was real comical. This continued through the second. I was beginnin to figure out how to make the girl went the distance with 500 shah up as a forfeit, when something happened. "Tomato," she said, "I want a right hook that copped Tomato to on the jaw and dropped him lower than a pig in a trough. I want to see you against a drop hanging 'two' and sidle down to the floor like an empty sack."

I could see our dough tank wings when I dashed behind the drop with a bucket of water at the same time

## Hoped to Cure Fan-Wife By Ugly Mugg's Photo

The National Broadcasting Co. staff enjoyed a huge laugh from the most curious fan request in its history. A radio show which the NBC executive officials with the offer to give, if necessary, for a photograph of the homeless male artist on the radio over the NBC stations. He had to go to the home office because he wanted an identifying tag or a copyright notice or some distinguishing mark to convince his wife (Mrs. Radio Fan) that this was on the up-and-up.

The reason was that he would thus equate a muchly written Rudy Valle's fan. The frau had been a bit of a trouble maker from the other programs and had her neighboring Long Island friends who were a bit of a trouble maker. The husband, however, was a romantic of this sexy song and dance parlor.

The funny conceived the idea of showing the homeless mugg to his frau and thus disillusioning her with the ugly mug. He had a photo of the NBC was all sympathy but aside from a general high standard of masculine beauty, the mugg's name, etc. It prevented collaboration on this innocuous conspiracy.

## Wife's Protector Had Mad Husband Arrested

Vincent Lambias, 48, cutter, 353 24 avenue, was arrested on charge of felonious assault by Magistrate George B. Egan in West Side Court. Lambias was arrested on complaint of Charles Danersau, 481 Central Park west, ten room manager.

Danersau was visiting the apartment building at 481 Central Park west, 24th manchester, at 246 West 10th street, in an effort to effect a reconciliation with his wife, the famous actress, Lambias, but she refused to stand by in the event that her husband tried to assault her.

The couple had been in the apartment some time when suddenly Danersau heard the woman scream and he rushed into the apartment. The husband became frightened and fled, leaving Lambias with a taste and started away. At first street and Broadway he was arrested by Detective Curran, 10th street station.

Danersau had followed in another taxi and told the cop that the cutter had pointed a revolver at him and threatened to shoot. The cop searched Lambias but failed to find any weapon. Upon Danersau's insistence the cutter was arrested. Mrs. Danersau came to court to testify in behalf of Lambias but was not called upon.

Agnes Allen, cigarette girl at the Lido for the past four years, is getting ready for her wedding to Charles Fletcher, going there early in June to sell cigs and Corona Coronas at the Le Touquet agency. He lives in the publicity of the red sort, grabbing herself a column in all the Rhode Island papers last summer by defying king pin hostesses.

givin the electrician the office to dose the lights for a second. As soon as the house darkened I reached for the light switch and Tomato's dome right in the bucket. I tried to like a flash and I whispered to him quick what he was up against. The electrician turned on the lights and Tomato was up off the floor and tore at that Jane like she was Mrs. Jack Dempsey.

In about a minute the dame was out cold. The joint was in a uproar. I walked over and grabbed her by the hair and told her to get over and the hair come off in my hands. She was a he. It was a trick. I would have been a better battic act. They tried to frame us up to the cop the forfeit Jack we had up. I signed a check for \$100 and he was up against a drift. I got her as soon as she let drive that right hook for no woman to ever lived could sock like that. So I'm through with the mob, no matter if I have to play center field myself this summer.

Regards to the mob.  
Your old side kick, Con.

## KIDDING SULLY THE BARB

Kidding Sully, the barb, continues to be best liked in door sport of the Palace theatre building.  
Last Saturday, Charlie Morrison, the agent, stopped in at Sully's shop.  
"Will you mind my book?" said Charlie to Sully, "I must go out to Henry's for a three cut."

When Morrison returned for his book, Sully passed out as he noted that the agent had cut the hair out, also a shave. It needed three men and another agent to hold Sully down.

## DAVIS BUYS HOTEL FOR QUIET BEDROOM

The Belmont, formerly regarded as one of New York's smart hotels, will not be razed as planned some time ago—because its dream here, alre's whim. It was reported sold recently to Edgar B. Davis, who got a million and a half for the Ladder, the world's longest run and most costly loop.

The husband, however, was the oil and rubber magnate's reputed purchase of the Belmont. Ever since he chased upon Erwin, an avowedly so far as he is personally concerned, Davis has resided at the Belmont. He conducted a series of new conferences and another for his family when in town.

Erwin, who had a little inside room facing a court, and there he retired to rest. He said it was a great relief to take over control of the Belmont, but Davis is satisfied because it guarantees him peace of sleep.

Recently added appeared in the dailies, announcing a change in the management of the hotel and a new ward revision in rates. The hotel is said to have maintained its standard of service and its position in the Grand Central zone.

## COSTLY FLIRTIATION

Man Lost Pin and Girl Held for Grand Jury

Helen Spence, 17, dancer, 1080 Rogers avenue, Brooklyn, was held in \$1,000 bail for the Grand Jury. She was charged with stealing a diamond stick pin valued at \$400.

According to Samuel Born, 509 West 110th street, real estate broker, on Feb. 24 while driving north through Broadway in his auto he flirted with the Spence girl. She got into his car and drove to Born's apartment.

There they drank and smoked and finally Born said, she asked if she could look at the pin. Born handed it to her and then placed the pin in a bureau drawer. When the girl had left he missed the pin. He vainly tried to reach her.

Detectives Curry and Schnabl, West 100th street station, were called on the case. They arrested the girl in Brooklyn. The detectives said she practically admitted that when she had taken it but refused to tell where it was.

## WARM FRENCH MANS

Cause Arrests of Sellers—Pictures of Undraped Women

Charges of violating section 1141 of the Penal Law which pertains to the sale or possession of indecent pictures or photographs were filed against Rubin, 24, 1365 St. Nicholas avenue, and William Goodman, 22, 72 E. 12th street, who were arrested on warrants signed by Magistrate Ewald.

In about a minute the dame was out cold. The joint was in a uproar. I walked over and grabbed her by the hair and told her to get over and the hair come off in my hands. She was a he. It was a trick. I would have been a better battic act. They tried to frame us up to the cop the forfeit Jack we had up. I signed a check for \$100 and he was up against a drift. I got her as soon as she let drive that right hook for no woman to ever lived could sock like that. So I'm through with the mob, no matter if I have to play center field myself this summer.

Regards to the mob.  
Your old side kick, Con.

# Broadway Hotel Eccentrics Are Mazda Lane's Resident Sals/Shoo

In all the hotels in Times Square and on Broadway amid theatrical performers, buyers and sellers and numerous transients, there are perhaps no guests who are more peculiarly superior to all others in their peculiarities.

There are bonneted old ladies who install themselves for years with their pet canaries and have all the bellhops in the hotel scouring Times Square for different kinds of bird seed and on Sunday mornings they go to the lobby and flout about every church in the city.

Well, Well! The Rainy Dailies  
Erwin told detectives that Curry and Edward Schnabl of West 100th street. Erwin and the sleuths went to the trading place and saw the money. When he had taken it the detectives placed Mahady under arrest. In the detective bureau, Mahady, 49, waiter, 340-4th avenue, approached Erwin.

Fourth I am said Mahady to Erwin that he had taken it for the money. When he had taken it the detectives placed Mahady under arrest. In the detective bureau, Mahady, 49, waiter, 340-4th avenue, approached Erwin.

## Shakedown Couple Fell Down on \$50 Take

Putting on the Bee or shaking down a speakeasy owner seems to be a favorite pastime if you don't get into the cops. The cops are the whiplawer of the Big Elm know most of the cops so they are not afraid of them. Erwin told detectives that Curry and Edward Schnabl of West 100th street. Erwin and the sleuths went to the trading place and saw the money. When he had taken it the detectives placed Mahady under arrest.

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## Picketing Unsteady With Police Court Judges

Magistrate Ewald, who has what constitutes a disorderly conduct. This has been plainly manifested by several judges during the last few weeks at West Side Court in several places with placards on the sidewalk during the last few weeks. Some were in front of the Capitol.

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the honeymoon at the Hotel Plaza. A good many of them land right in the heart of Times Square accompanied by vice and other accessories. A couple came into a room and the man was very polite and went to pay the taxi driver. The driver followed them into the lobby, and the man said to the lady that he needed it to pay his alimony.

"Nuts" flock to hotels and the Broadway nuts seem to be superior to all other hotel nuts.

Old Girl Flees Lovers  
There is an old lady 85 years old who has checked out of every hotel on Broadway because she is pursued by a spoiled lover who enters her room at night and hides in the closet. Often she has calist up the man and says "I'm not in the room now and has just thrown my jewelry out of the window." Driven to the madhouse, she was taken to Martha Washington, but the lover gained admittance to that feminine haven and she was driven elsewhere.

In the Hotel Cumberland there was a lady who said in the lobby from morning until night for three months with short intermissions for

For a long time the Heraldtribe Hotel harbored an old German who had been removed from the newspapers. His room was stacked to the ceiling with piles of papers. He would say "I'm not in the room now and has just thrown my jewelry out of the window." Driven to the madhouse, she was taken to Martha Washington, but the lover gained admittance to that feminine haven and she was driven elsewhere.

Trained by Black Cat  
Two women known as the Osborne sisters, now awaiting trial as the police department is looking for them on Broadway. They typed 14 hotels, but could always be traced by the police. They were always on them on their travels.

The Broadway sisters are allied with girls attempting to get on the stage or in the movies who are being taken for all they are worth. At a certain hotel a Polish servant girl who had saved some money recently to leave the country was taken to pay her way back to Poland, New Jersey.

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# New York Chatter

# On the Square

Tennis now. Think Humphrey's back in Chi. Mabel Albertson opens Saturday at the Lido in Detroit. Maxine Freeman may wed a rich young New Yorker. Non-pro. Zeppo Marx makes a new Rico video. His magnificent polar bear. Buddy Rogers takes up southern accent for work in "Magnolia." "The Haines" new term for talkers in "Yellow Dances." Cliff O'Rourke back as m. c. at Palace. Central hotel, the best of Josephine Harmon le Fannin Brice's successor in "Floretta." Jackie Branson is the beauty of the Keith office. Public Lamb's Gambol at the Met on April 22.

Marque at Keith's Jefferson last half last week: Bob Boyder and Bill Montana "Children of the Ritz" Alice Boulden has started a talking short. Nell McKinley, ex-vaude singer, m. c. at Coffee Club. In the Schwartzberg, the theatrical barber, now at home at \$3 West 42d.

William Durante has a new song called "Tm Jimmy Durante the Kentucky Colonel." Andrew Sinnott is withholding details of her engagement, even unto the name of the prospective groom. Miss Milton, who was in an accident with Hazel Shell, sailed for Paris on the "DeGrasse." In the review of the twenty-one of the hardest working girls in the line is the mother of two children. Billy Pierce and the rest of the Pierces are now in their new Jamaica home.

Jack Johnson says he and a couple other white boys have occupied a gym near Times Square. J. Ruben, theatrical attorney, has partnered with Isidor Broff.

Al Selig is cheer-leader when anyone mentions Tiffany-Stahl picture.

Ben Berkovich, Publick, has a mania for cream-colored suits to match his eyes.

Tim Tully gave a party to congratulate himself upon his reconciliation with his ex-wife.

By careful nurturing, Gary Cooper's palatial expression is practically permanent.

A. H. Woods has returned from London, 20 pounds heavier than when he sailed last October.

Not to be outdone by any of them, Hollywood bawled tennis dresses in the most bacchanal of them all.

Marion Annet is spending her vacation at St. Vincent's hospital, Annapolis.

M-G-M's publicity gang working hard on the promise of a new row of stars to enunciate.

Esther Muhl, of "My Girl Friday," tied up three weeks with laryngitis, now able to enunciate.

M-G-M shipped \$250 worth of cosmetics to Edwina Booth at Momabae, East Africa.

Warren Nolan's United Artists article on "How to Commit Suicide" in current Paris Column.

The former Mrs. Tom Mix, mother of Ruth Mix, had her face lifted in Boston. Of all places.

Maxine Brown got a piano for her birthday last week. Wanted an upright.

Col. E. Bray can't make up his mind whether to go to Honduras, Paris or Mt. Clemens.

Miss Mahoney of Boston, John Ford's former secretary, is Joe Dietrich's, too.

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## Uncommon Chatter

By Ruth Morris

### SPRING!

When lambs are tripping.

And crocuses yapping.

Welcoming the joyous springtime.

And the volume of Pauline's

Is filled with a passion

To jot its what-nots in rhyme.

The popular waist line

Is the normally placed line.

The skirt length is the floor

The new green from Patou

On garment and hat too.

Is just what the stylists adore.

They're wearing the baquet.

And if you should see a

What that is: we really don't

know

Or taste French dish

Or Spanish for de-o-do.

The spring's favored tote

Are bright polka dots

As part of a potent combine;

For Fashion reflects

A warm level of cheeks—

If signed on a dotted line.

The slim silhouette

Is with us all the time

Employed by the Maison de

Goupy.

We come a long way

Since the furbetted day

When the old fashioned skirt

made hoops.

So here to the Spring.

They only did the best

A season that's far from a bore.

It's a horrible error

They have to do the time

But who knows any more.

Palace Goes Collegiate

Dear old Palace went collegiate

for the N. Y. A. Spring cleaning.

Ubers with aisle-fitting trousers,

and vesters and dresses and day

appeared by collection time. Good

show that should put the house in

genious mood in the hall and the

and the Marx Brothers to laugh their

scene away in the last

of the Brick Top crowd frocks

started the show singing and then

had their instruments brought on

and the evening ended with the

Ada Brown filled the stage for a

few minutes and Madie and Ray, two

active young men, for a little

roping and dancing. He played with

his gun, too, as did the "Runaway

Four" in Whigley doing something

for the N.Y.A.

Miss Barry's (Barry and Whit-

ney) coral crepe dress with beads

in crystal beads over the right

shoulder to the cape collar and the

green of the overalls in purple

with crystal, matching a wide, odd-

ly patterned girdle. She joined the

green color scheme of the Brick

Top later in plain crepe with

matching slippers.

Something called "Graduation

Day" opened with the redheads

making an effective picture in cape

and gowns grouped in purple

singing. The 14 Brick Top in their

own spot were good entertainment.

More elaborately costumed and look-

ing very attractive in green en-

sembles of velvet coats over silk

and a lighter shade of the same

Ada May wore a stunning black

and gold wrap trimmed with lynx,

black pink trim and a dramatic

covered with fringed tips of eliver;

delicate crystal chandeliers and

black fringed trim and a dramatic

like movie house productions at

their work, but is gorgeous—

A more costume for the Chester

Hales' opening number—nearly pink

headresses with blinding silver

sequined pelisse and management—

Bob, Bob and Bobbie, two club

juglers and a clever dancer, who

made an introduction for Evelyn

Watson, who looks sweet in an or-

chid chiffon frock, with large bow

and hat. —Chester Hales' black in

attractive black and silver en-

sembles, with elbow length and

Awfully cute and suggestive

of 1900 or thereabouts. —Dave

Schooler doing a Liset concerto

with surprising fluency. —Long-

toning, black and white, and

dancing territory. —Chester Hales

back for a cute strut number in

the new costume. —Chester Hales

collection, climaxing the silver di-

play.

Roxy's Silk an' Golf Show

The Roxy. —Opening, a vocal ar-

angement of the Rachmaninoff

Prelude, with figure skating, and

against a beautifully lighted drop.

—The French Fan. "Valse" ap-

pear, with figure skating, and

charmingly, beautifully done. —

The Roxyettes in one of those ef-

fective precision numbers. —A Silk

Suite, opening with the ballet cor-

sa, a long alkirkorn. "Very clever

and nicely colored. —Silks of

Japan." with gorgeous kimono and

a pretty setting. —"Silk and Sport,"

an unsuccessful attempt to employ

a trick shot golf expert.

Leatrice Joy, topping at the

Riverdale, in the essence of Hol-

lywood, and gave the film a fine

and to the audience. —Silks of

Japan, in a bouffant organdie, with

large collar trimmed with cut-out

organdie, and a diamond brooch

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given in an amusing introductory

speech by Lawrence Langner.

There were too many celebrities

in the audience for a reporter who

as usual, forgot her pencil to record.

Among the stars were Errol Flynn,

Blanche Yurka in black lace over

fresh skin, Mary Ellis in lovely

black and white, and the lovely

Simmons, Gertrude Nissen, Mar-

galo Gilmore in beautiful white

and white, and the lovely

Sondergaard, the Guild's new re-

crut.

Flapper at the Play

Oh, my dear, I've just come from

the most heavenly show—actually,

it was just too heavenly. It was so

beautiful. Shows like that just grip

me, I mean, they do!

It was "Paolo and Francesca"—

"well, I think that's the way they

pronounced it. Well, anyway, there's

this Francesca you know, Jane

Cowl—and, my dear, she's perfectly

knocked out in a blond wig—I mean

in a blond wig—I mean in a blond

wig—I mean in a blond wig—I mean

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# VARIETY

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## 15 YEARS AGO

(From Variety, Oct. 1, 1913)  
 "Investment of light houses by picture which started on Broadway was spreading. Jones, Linick & Scheffer took over the Studebaker Chicago, for the summer at a 25-cent scale."

Loew's having practically absorbed the Sullivan-Conditine circuit went, the books changed hands to Joe M. Schenck from Chris O. Brown."

Under the leadership of George Cohan about 20 dramatic advance agents organized a club, announced as being purely social in purpose."

Emmett Corrigan, playing a small part in "The Yellow Ticket" went to A. H. Woods and asked for his release. Said his salary of \$400 was unreasonable for so minor a role. Woods raised it to \$450 and he stayed."

Michael Mark Strand opened in New York and was a revelation of the new era in film exhibition. House paid \$750 for first cut on "The Spoilers," a picture of feature. Limited number of houses able to pay high bid rentals for such features was a problem. Custom was to book big subjects on touring terms."

Mutual Films, defeated in a fight on censorship in the Ohio state courts, served notice on the United States Supreme Court to test constitutionality of the Ohio censor law."

Announced the 51st Street theatre (Broadway) would open in shorts. Was independent production and booking arrangements had been made with Amalgamated."

By a booking freak Alice and Marie Lloyd, sisters, found themselves heading opposition to the Times Square, Marie at Hammerstein's and Alice at the Palace."

## 50 YEARS AGO

(From Clipper)  
 Indicating the extent to which the six-day walking match race had been completed for a national title was arranged at Niblo's Garden, New York. Management put entrance fee at \$100, but a minimum at 450 miles to qualify for prize money, expecting contenders would not exceed a dozen. Instead, the field reached 40 at the start."

Virginia and Pennsylvania cock fairs held the biggest main since before the Civil War. Event took place in Norfolk and drew enormous crowd. Fair was surrounded with all sorts of gambling concessions. Maine were for \$60 each and \$100 on the odds. Pennsylvania won 12 out of 19 and Virginia sportswomen was impoverished for months."

Barnum Circus opened season at the American Institute, 63d street and Third avenue, New York. Circus parade was led by Barnum himself. Route was extended and troupe now getting big maintenance was called off and money refunded."

John Robinson circus opened in Pullen, suburb of Philadelphia and was routed south as usual. For first time outfit proposed going into Mexico. Covered 100 miles in 35 minutes, 35 seconds, making good her engagement to finish within an hour."

Endurance contests included even horses. Miss Lydia, English steepler, was sent against time for 10 miles. Covered 10 miles in 35 minutes, 35 seconds, making good her engagement to finish within an hour."

Debate over merits of lively or soft baseball having been settled, controversy broke out anew over round or flattened ball."

## Killing Thrift

A performer in a circus recently died a victim of what show business calls "thrift." Error of poverty that drives the victim to unreasonable lengths of economy in a short time-generated anxiety for the future. This man, who has for years, faced the daily peril of a stunt aerial performance with the utmost of courage, practically killed himself with fear of remote possibilities of hardship."

Stinting himself all winter to hoard savings he felt when the circus physician got to him to pay for hospital treatment and when he found he had \$2,000 in cash and other property amounting to \$37,000. He had long before reached his goal of security in age and disability, but at that time the old, miserly miserly had become a fixed obsession from which he could not break away."

He just a case of the individual succumbing to imaginary worries. Performers of hazardous feats try to explain it by the nature of their occupation, the imminence of accident, injury and disability. But in a perhaps lesser degree everybody is subject to the same. Excessive anxiety for the future probably goes deeper than that. It probably has its roots in a feeling of insufficiency."

It was Elbert Hubbard who said, "I am an old man and I have spent most of my life worrying about things that never happened." The world is full of people who do just that, but only a few of us let our conjured-up anxieties go to the extreme of a phobia. The man who kills himself in striving to insure living, is the exception."

This man had less to worry about than falls to the lot of most people. He was unmarried and had no dependents. His success as a performer argued sturdy physique and by the wildest calculation he probably never would have been called upon to endure hardships nearly as severe as he had voluntarily submitted to in his self-imposed denial of most things that make life agreeable."

Show business has noted numerous examples of the same thing. There was a vaudeville team. One of the two men surrendered everything to his ambition to save \$20,000. He had nearly attained his aim when he was stricken and died, probably of heart disease, at the age of 30. There was the agent who was notorious for his penny. He died in front of a bank teller's window of heart disease, and left \$90,000."

Why make a nightmare of old age? Maybe you won't get old enough to suffer hardships. Most people don't."

## Inside Stuff—Legit

During a legitimate season characterized by pessimism and by newspapers full of propaganda calculated to increase public apprehension Bela Drag, practically an outsider theatrically, has raised \$104,000 by subscription among bankers, clubmen and wealthy laymen and will set up in business as a dramatic producer."

Bela was formerly an auditor at the Martin Beck theatre and has taught theatrical accounting at Columbia University."

A three-year enmity between two legit producers, Ed Harris and Harry Hartman, was settled when Ed called Harry up and invited him to return to the Harris fold. Shumlin's decision is in jeopardy. After the break Shumlin entered the producing field on his own. He was critical and harsh in his criticism of Harris' mode of life. Now Shumlin has a new one, "The Shyster," which he desires to do alone. If he returns to Harris association "The Shyster" may be abandoned."

H. Leonard withdrew from association with Shumlin and later dug up "Harris" and produced it with Abe Blust. Shumlin wasn't in and there was tension between them. The show will feature the schmoose trio Clayton Jackson and Durante. Robert Sherwood did the book originally but it was not to the liking of the schmoos."

Jack Whitney, one of the Harry Payne Whitney heirs, is named as the backer, with Sam H. Harris the producer. Young Whitney pals with Stewart and Bob Benchley. Recently the latter and Whitney took Stewart, while continuing in "Holiday," has kept up his writing pace. His latest effort, "Sweet William," being issued this week."

"Congrat" is due in London in June, J. L. Saxe having secured the British rights."

George is due in London in June, J. L. Saxe having secured the British rights. The George is due in London in June, J. L. Saxe having secured the British rights. The George is due in London in June, J. L. Saxe having secured the British rights."

Cast members appearing in an Ethel Barrymore show aren't always as certain of obtaining first night seats for their own distribution as might be supposed."

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Heart newspapers will not stand for anything that smacks of "The Case of the Cat in the Hat." A catch line was put on the marquee in front of the Mayan theatre, Los Angeles, before the opening of "Little Orphan Annie" reading: "Little Orphan Annie will make a Capote of you."

It was put up at noon on the Sunday before the play. Within two hours the management received word from an inter-channel in the Havana region that the show was not looking for trouble. It would be a good idea to change the wording. It was done."

Twice the dough they ever made in legit is offered Joe Santley and Ivy Sawyer to quit their film jobs with Paramount and return to a former musical comedy boss here. But Santley has not accepted the offer. He is sure to be a star in the future. He is sure to be a star in the future. He is sure to be a star in the future."

When George White brought in "Scandal" to Chicago at \$5,000, it is understood he insisted on a 50c premium for himself from all brokers handling the tickets. To further insure himself. White turned over all agency tickets to the direction of Aaron Jones, Jr."

## Inside Stuff—Vaudeville

(Continued from page 46)

mer's kids. The works finally reached the point where Keith's suggested that they might split the difference. That was right in the Marz's back—being all comedians, they sold the bookers a story."

Some years ago, when Ma Minnie was worrying herself blind over the Keith treatment of her favorite sons, she came into New York with the boys in a new act that had been tried out, and asked for \$1,000. The boys in a new act that had been tried out, and asked for \$1,000. The boys in a new act that had been tried out, and asked for \$1,000."

Two acts at the Palace, New York, this week represent more than 80 per cent of the bill's total sales. They are Keith's production department's "Collegiate" unit, occupying the entire first half of the show, at \$4,000, and the Marx Bros. at \$7,000. Balance of bill, comprising a play (Wednesday) and The Harlequins, brings the program's cost to approximately \$12,400."

Among those questioning the sagacity of Keith's recent let-out of 13 agents are several of the independent circuit booking their vaudeville through the office. All of the outgoing agents are identified as some of the "small" artists' representatives. According to some of the indie agents, when these small people deprive the office of proper representation from numerous small acts. Many of the indie playing low-salaried bills, book small acts only. Agents operating on a large scale will bigger and not only the indie circuit, doing all his business through Keith's, stated without actual acts the small houses cannot exist and if that type cannot be secured in the Keith office it will be necessary to go outside for the indie."

There are still enough "small" agents on the Keith roster to meet the demand; though if Keith's continuance to regulate its letting out of agents by the quantity of indie business on the Keith floor, the indie contention may yet prove correct."

Husband of a standard big time novelty act team, married 17 years, did a blowout on the misadventure while playing the final week of a coast booking, prior to sailing for 24 weeks in Australia, when he fell for a few days. The musical revue, which he had been playing for years, was through. The husband and the girl disappeared the next day, leaving the wife prostrate and the act high and dry."

Austrian actress have been cancelled until wife can secure a new partner for the act."

The New York Mirror broke the story that Frances Carmichael Kingsley, widow of the late Walter Kingsley, is in need and anxious to obtain a production in the chorus or as a principal to support herself and five-year-old Gloria Kingsley. Miss Carmichael, her professional name when a "Follies" singer and to give up the tourment in the hotel shortly after her husband's death. She now lives at 74 West 63rd street, New York."

When Walter Kingsley died two months ago, he left practically no estate. When Kingsley's apartment in the garden suffered from fire his most valued possession, books, were destroyed. His small but choice library was the pride of the Kingsleys and all their surplus money went into the book collection."

Roy Cummings had a narrow escape Wednesday night at the Riverside theatre. One of his legs dived into his trick door, the whole thing came down, beam, ropes, sandbags and all. Cummings missed serious mishap by inches. Stage manager closed in with house trailer and stage floor practically caught to extricate Cummings from tangled mass of canvas and rigging."

Audience thought it all a part of the act."

It is reported that a new ruling on Palace-State Lake bookings provides that no act unless an unusual headliner can go into the State Lake within 90 days after playing the Palace, Chicago. Previously the switching of acts shortly after playing the Palace to the State Lake looked and was ridiculous business."

Through an unaccountable error Bert Lytell is without billing in the talking short using this week as trailer for N. V. A. collections. Result of its first showing in New York vaude and picture theatres Sunday, first of the week. The matter was numerous and serious as to the identity of the excellent screen talker (Lytell). After Sunday most of the houses credited him via announcements."

Some weeks ago Variety reported a Times Square attorney had brought suit against the N. V. A. on behalf of a brother of a girl performer who had died, to recover \$1,000 insurance, for which he had been named the beneficiary. The story stated that the father had repudiated liability on the allegation that the \$1,000 insurance benefit guaranteed by it is a gratuity, subject to its whims."

The matter is still on the calendar, having been adjourned each time up. When called a couple of months ago Variety tendered its files and testimony against the N. V. A. should that claim attempt to weigh on the matter. Following the adjournment the father had never been any question as to the right, moral and understood, of the N. V. A. to deduct from its insurance benefit any amounts charged to the deceased for monies advanced for living expenses, and that he knew that the father's will left all to his client, the brother. Insisted the \$1,000 benefit was absolute for the beneficiary and that he (the attorney) had been instructed to sue."

The attorney was informed that as he had gone from the right to the "wrong" side of the case, Variety is not further interested. Variety's sole interest was to state a principle that the N. V. A. is liable for the death benefit under its express contract as made with its members through good standing in advertisements in Variety, over 10 years ago; that the policy has never been revoked."

For the N. V. A. to attempt to weigh would not only be a violation of its agreement but would place Variety in the position of having printed advertisements containing serious misrepresentations."

## JAKOBS BANKRUPT, FREE OF JAIL AS DEBTOR

A group of Negroes will be brought over here from the wilds of Africa for a realistic effect in a colored legit show, to play this summer on Broadway.

Prince Eket, Inyang Udo At Aku, of the Eket District, British Protectorate; in West Africa, next in time to ruler of the Eket District, also has been engaged to appear in the scene, where the Negroes will don their war paint and pound tom-toms, trying to give Broadway African jazz.

## 8 Shows Out

Los Angeles, April 16.  
Harry Bannister, playing at the Biltmore in "Strange Interlude," and husband of Ann Harding, has been signed by Pathe on a two-year contract.

Only three weeks more for "Con-  
gal," after which the Helen Men-  
ken show will close in Newark.  
"Manhattan Mary" closed a 34-  
weeks tour Saturday at the Shu-  
bert, Philadelphia.

**Chester Morris West**  
Chester Morris, whose first picture is "Alibi," returns west in this week for further picture work having a two-year contract with Joseph M. Schenck.

Chicago, April 16: "Before "Noah's Ark" opened the Woods, moving "Jarnegan" to the Selwyn, Richard Bennett personally plugged the picture at every performance of his show.

It is understood that Bennett did this as a token of his friendship for Nellie Revell, press agent of the

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## Shows in N. Y. and Comment

Figures estimator and comment to some attractions being successful, while the rest are accredited to others might suggest mediocrity or loss. The variance is explained in the difference in house capacities with the varying overhead. Also the size of cast, with consequent expenses in necessary space. Variations in business necessary for musical attraction as against dramatic play is also considered.

Classification of attraction, house capacity and top prices of the admission seats given below. Key to classification: C (comedy); D (drama); M (musical comedy); F (farce); O (operetta).

(Admission tax applies on tickets over \$3.)

**"A Most Immoral Lady."** Cort. After Easter, business dropped again; warmth and then extended rainy weather. "Lady" concluded engagement, Saturday. Played 10 weeks, doing well for most part.

**"Appearances."** Hudson (33 week) (C-1,094-\$3). Final week; may move to Harlem; improvement claimed. "Mean" number, colored revue, next week.

**"Before You're 26."** Elliott (31 week) (C-832-\$3). Presented by Lawrence Boyd, first production; written by Kenyon Nicholson; opened Tuesday.

**"Blackbirds."** Blitane (60th week) (C-1,084-\$3). Blitane, 10 weeks, getting around \$15,000, low-end gross for color picture; season; will run into summer, however.

**"Bird in Hand."** Booth (54 week) (C-708-\$3.50). Reported in decline and in premium; no indications of success; first full week takings almost \$14,000, virtual capacity; more to come; next week, Booth soon getting around \$15,000.

**"Brothers."** 44th St. (17th week) (C-146-\$8). Not worrying; expected to last late in season; earnings held up very well; over \$10,000 last week.

**"Caprice."** Guild (16th week) (C-91-\$8). Went to eighth performance last week; no luck; looks like summer holdover; expected about \$15,000.

**"Conflict."** Fulton (6th week) (C-91-\$8). Final week; may move to another house; no luck; season started little; "Harry The Nut" next week.

**"Cousins."** Ritz (29th week) (C-94-\$3.50). Off early last week; final finished season; earnings claimed over \$11,000; date indefinite.

**"Flarett."** Earl Carroll (11th week) (M-988-\$7.50). Among classiest musical production; more on strength of spectacle than performance; over \$30,000 claimed.

**"Follow Thru."** Chanin's 44th St. (16th week) (M-1-\$8). Most popular current musical; capacity; fine performance; earnings approximate \$41,000 weekly.

**"Harlem."** Apollo (16th week) (C-148-\$3). Color picture; doing well for show of type; ratings around \$15,000 last week; satisfactory; expected to move soon.

**"Hello Dolly."** Cohan (17th week) (M-1-375-\$5.00). When house goes into pictures in "Hello Dolly," "Daddy" expected to move to another spot; claim \$15,000; 400 and apparently profitable.

**"Hold Everything."** Shubert (27th week) (M-1-115-\$5.00). Best winner among musicals; virtual capacity; more to come; 900 not materially under former grosses.

**"Holiday."** Plymouth (31st week) (C-1,012-\$3.50). Blipped last week, but true of nearly all non-musicals; at \$18,000, next profit.

**"Jenny."** Elton (30th week) (C-605-\$8). New comedy found some improvement of opinion; ratings high; nighters; claimed to have improved toward end of week; over \$8,000.

**"Journey's End."** Henry Miller's (6th week) (C-94-\$3). Musical comedy; dramatic smash; English war play; capacity all performances; over \$20,000.

**"Kibitzer."** Royale (8th week) (C-115-\$3). Blitane, 10 weeks, getting around \$15,000, profit both ways; would last late in season; probably longer.

**"Lady."** Liberty (12th week) (M-1-295-\$4.40). After doing well Easter week business took a dip; ratings high; "Let Us Be Gay" (17th week) (C-130-\$4.40). Price scale; ratings high; but capacity; anticipated all nine performances; quoted at \$14,000.

**"Little Accident."** Ambassador (18th week) (C-1,200-\$3). Season's lighter comedies; held up surprisingly; over \$12,000.

**"Man's Estate."** Biltmore (28th week) (C-1-100-\$5). Longest running with takings quoted over \$15,000; about one-third of that subscription. (Guild) more.

**"Meet the Girls."** Lyceum (8th week) (C-167-\$3). Musical comedy; fine performance; price eased back at \$8,000 last week; expected to stick to figures.

**"Mims."** Belasco (19th week) (D-1,160-\$5.00). Regular dramatic; some cut in price; ratings dropped under \$15,000; announced to continue into May.

**"Music in My Cello."** (no hot act) (C-1-47-\$5.00). No hot act

musical contender; figured to go along with aid of theater parties and good reviews.

**"My Girl Friday."** Republic (8th week) (C-901-\$3). Doing moderate business; with cut trade aid, about \$7,000.

**"Mystery Square."** Longacre (31st week) (C-1,301-\$3). Slim trade to date and doubtful of sticking; "Measure for Measure" (17th week) (R-1,775-\$5.00). Substantial trade, but not actually among musical leaders; between \$33,000 and \$34,000.

**"Rockwood."** Cort (1st week) (D-1,084-\$3). Expected to go to great reviews suddenly; written by Robert Gallagher; opens Friday (April 19).

## Future Plays

**"The Shyster."** to be produced by Irving Shulman this season. Actor for title role being sought.

Furber is putting on a new musical comedy, "Sunny Sardinia," at the Majestic, New Haven, Conn., produced by John H. Mearns. Opens April 21 in Cleveland.

**"The Nut Farm."** by John Brownell, with Wallace Ford and Helen Lowell, produced by John H. Mearns. Opens April 21 in Cleveland.

**"Family Failing."** by William Boyle, will be presented by the Irish Guild Players. In the cast are David Wilson, Margaret Mulline, Susan Dillon, Bernard Cahill, Angus O'Daibine, Anne Gallagher, Michael Breenach, stage. Production early this summer.

**"Streets of New York"** or "The Poor of New York," revival of Don Bouchard's play sponsored by P. Douglas Hutchins, opens April 25 at the Spanish theatre, 219 West 14th street, first of the elaborate talkers to be done by Radio Pictures. Work will start shortly.

Felty had clause inserted in her contract at the time she was signing to do the dances. She is now working on similar production on the coast for experience.

**L. A. TAKES SLUMP**  
Los Angeles, April 16. Legit trade was the slide here last week. Nothing gave off much of a glow.

**Estimates for Last Week**  
"Strange Interlude" (Biltmore, 4th week) went in even and profitable at \$17,000, but off from recent strong performance.

**"Illness House"** (Belasco, 4th and final week). Folded after month's run; closed at \$17,000.

**"Little Orchid Annie"** (Mayan, 24th week). They say \$3,000; two more weeks to go.

**"Matters"** (Majestic, 1st week). Revolving lists of the one once around at \$17,000.

**"Royal Box"** (Mason, 2d week). Closed at \$17,000.

**"This Thing Called Love"** (Hollywood, 1st week). The one of the one Duffy raked from this house in New York has been at \$3,500, average price of Duffy prices scaled at \$1,200.

**"Figures"** (Figueras, 2d and final week). Too whimsical to do the one of the one Duffy raked from this house in New York has been at \$3,500, average price of Duffy prices scaled at \$1,200.

**"Capitan"** (4th and final week). Didn't mean much locally; exited to \$4,700.

**"Street Jumping"** (4th week). Just limping along, \$2,800.

## Berlin Plays

**Theater in der Stadt—"Kampf im Schnee"** ("Battle in the Snow"), by Ernst von Wolff, is the first production in the new surroundings. In a Siberian battle, a communist, a capitalist and a bourgeois are struggling.

**"Street Scene"** Playhouse (1st week) (C-1,000-\$4.50). Dramatic line and leader of Broadway; smash hit; earnings about \$21,000.

**"That Fugusian Family"** Masque (1st week) (C-1,000-\$4.50). Dramatic line and leader of Broadway; smash hit; earnings about \$21,000.

**"The Love Duet"** Barrymore (1st week) (C-1,000-\$4.50). Dramatic line and leader of Broadway; smash hit; earnings about \$21,000.

**"The Camel Through the Needle's Eye"** Beck (1st week) (C-1,000-\$4.50). Dramatic line and leader of Broadway; smash hit; earnings about \$21,000.

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## Bird in Hand, English, \$14,000, New Hit, 'Whoopee,' Musical Leader, at \$48,000

### Pearl Eaton Staging

Pearl Eaton, who staged the dance in "Hoboken" (Black Crook), and assisted David Bennett in doing the dances at "The Chorus," is staging the Pompano, will stage the dances in "Rio Rita," one of the first of the elaborate talkers to be done by Radio Pictures. Work will start shortly.

Felty had clause inserted in her contract at the time she was signing to do the dances. She is now working on similar production on the coast for experience.

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new-legit attractions were able to hold their own, and the number of dark houses in the arena (evidence of the off season, 10 theaters) was not so high. Last week's arrivals virtually equalled last week's departures. There will be no fewer dark spots, and the "Bird in Hand" play is regarded as having a good chance of making it. Its first full week at the Booth grossed \$14,000, close to capacity at the scene. The postponement of "The Love Train" until this week left Broadway with but one premiere last week. It was "Jenny," which may make the grade to moderate grosses.

"Street Scene" holds the dramatic leadership, \$21,000 again last week. In the performances "Journey's End" closed behind, bettering \$20,000. "Caprice," which dropped the third week, at \$16,000, "Bird in Hand," which dropped at \$15,000, "Man's Estate," which dropped at \$14,000, "Follow Thru," which dropped at \$13,000, "Mims," which dropped at \$12,000, "Harlem," which dropped at \$11,000, "Conflict," which dropped at \$10,000, "Jenny," which dropped at \$9,000, "Caprice," which dropped at \$8,000, "Bird in Hand," which dropped at \$7,000, "Man's Estate," which dropped at \$6,000, "Follow Thru," which dropped at \$5,000, "Mims," which dropped at \$4,000, "Harlem," which dropped at \$3,000, "Conflict," which dropped at \$2,000, "Jenny," which dropped at \$1,000, "Caprice," which dropped at \$1,000, "Bird in Hand," which dropped at \$1,000, "Man's Estate," which dropped at \$1,000, "Follow Thru," which dropped at \$1,000, "Mims," which dropped at \$1,000, "Harlem," which dropped at \$1,000, "Conflict," which dropped at \$1,000, "Jenny," which dropped at \$1,000, "Caprice," which dropped at \$1,000, "Bird in Hand," which 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# Musical Firms Tie-ups and Possibilities in Picture Field Are as Truly Important as Just Now

Now that the theme song of the new show business is "We're on the Verge of a Merger," the dope for the picture interests' alignment with music publishing firms is being detailed. Much of this is still in process of negotiation or just in the nebulous but still of it well founded and plausibly linked because of interlocking interests.

The tie-up on music-publishers practically takes care of every major film and publishing company. Starting with Paramount, this company has a working agreement with Harms, the powerful production music publisher headed by Max and DeSylva, with Henry Brown as general manager.

This tie-up is said to be but a temporary working agreement for a year or two test purposes. The tie-up (to distinguish him from Sam Fox, music publisher) is now spoken of as tying up with Harms and Remick, replacing or supplementing the Harms arrangement with Paramount.

The Fox-Harms tie-up sounds plausible, but account of the Fox-Harms firm, DeSylva, Brown & Henderson. Fox and D-H have these allies from the start with the songwriting triumvirate turning out Fox "Movie-tone Folies" for their staff.

Interested in D-H is the Harms company as silent but vitally connected partner for about 20 percent of everything.

With Crawford, the Dreyfuses, and Henderson, the Dreyfuses are now splitting it five ways. Originally there was a sixth partner, a money man, but when as the combination saw how they were destined for a quick kick they made a deal to buy out their backer, with the Dreyfuses (Harms) increasing their holdings by taking up the difference.

Harms, Inc., is vitally valuable to DeSylva-Brown-Henderson because of the Harms production connections with managers and, of course, the Dreyfuses' own financial position.

Remick's figures because the Dreyfuses again are 80 percent in the firm, and Joe Kelt heads as president. Through the Harms connection both Remick and DeSylva are now in the picture into Paramount. If Harms, as the parent firm, allies with Fox, it will take DeSylva-Brown-Henderson along with it. Paramount's connections may also be retained, because the music publishing firm among them have a wealth of resources as to musical copyrights, the cream of the writing talent, and the boys were signed to do productions, and other tangible assets.

RCA, strictly from the talkers' end, that is as the electrical ally, is reported close, with Carl Fisher, the largest of the music publishing firms in the business. Belwin, pioneering moving picture and record music publishing firm, also has a wealth of music which RCA is reported eliciting for. The time being, RCA is anxious to bust into the picture business, has but a moderate hook-up in the United Artists picture equation between Berlin and Joseph M. Schenck, head of U. A.

Through the Berlin brothers Berlin's also tried to bust in on Metro's tie-up with the Robbins Music Corp., which is still working out but that Louisa B. Mayer and Irving Thibault are expected to have had Robbins' general manager (or music publisher) for the time being, the Metro lot in Culver City. On the other hand, David Bernstein and J. R. Rubin, of the Warner Bros. staff, want Robbins in the east for merchandising and executive duties. The connection between, of course, William Fox's control should be considered.

Berlin's is also spoken of as tying up with the Warner-Witmark deal. Warner Bros. bought out the American firm of M. Witmark & Sons, with Lador, Jay and Lador, and Mark, also J. P. Witmark, Jr., provided for by contract to continue their services. The creative back end from the Warner faction, Bud Morris, son of Sam R. Morris, vice-president and general sales manager

of Warner, and Lewis Warner, son of H. A. Warner, are also in it. Al Jolson figures in possibly tying up Berlin's with Warner-Witmark, as Jolson is Warner's son and virtually a business partner because of his friendly relations and heavy stock holdings with Warner Brothers. Jolson, in fact, was all set to start his own music publishing company in order to take advantage of his Warner and allied First National Vitaphone exploitation connections. Meantime Warner, closed with Witmark, Jolson and Berlin's are very friendly. Jolson is said to have a contract with Warner for royalty arrangement with Berlin's. Through Jolson, it may be that J. P. Inc. with Warner, might come to some understanding.

Against Society The vast importance of music to the sound-screen has made the entire picture business very much tinny. The picture interests' general antipathy to the American Society of Composers, Authors and Publishers and basic desire to eliminate any music license taxes or tribute to any music publisher, is of great importance a contributing factor.

That's why Radio Corp. of America is looking for a way to buy up as many musical copyrights as possible. Radio's allied and interested in the music business, death blow to any music tax agency if enough copyrights are accumulated. Radio is allied with A. T. & T. Through the Bell & Tel. parent body, broadcasters, picture producers, and record companies, and the like would be liberated from any and all musical encumbrances. RCA has long been spoken of as being interested in paying \$20,000,000 cash for the combined records, catalogs, copyrights, etc. of the six leading popular music publishers. At that price, the powerful RCA would scrap all the music sales without compensation, figuring on the collection of copyrights to carry them, and a force would be its best interests to continue operations for the propagation and promulgation of its own music.

Wired Radio, Inc., counted on as the parent of the new music, the music in the very near future, made its musical copyright revenue. The music business, as Wired wireless flirts with several publishers and then went far and away to purchase a force of standard copyrights, which insured it of enough musical resources to carry them for many years.

## Music Statistics

Washington, April 16. Printers and publishers of sheet music and music books reported a total output valued at \$17,148,523 in 1937, according to statistical figures taken by the government in 1938.

This \$17,000,000 output was split between 119 establishments, which is ten more than produced the \$14,000,000 output of 1936. The value for 1937 was 23.3 percent greater than 1936's earlier.

Of the 119 establishments, 105 were for 1937 was placed at \$94, they being paid \$1,677,000 for their services. The 105 establishments for 1937 was placed at \$219,362. Wage earners increased 14.3 percent, while those under contract, just over 10 percent.

Moses Band Season St. Petersburg, Fla., April 16. Moses Band in its second year has been reorganized by the city for next season. Band has stood for a slight drop in salary to be assured of the perk job.

Wildwood, New Jersey, has engaged the band for the summer months—May, June, and July. This engagement was also made through the city and chamber of commerce.

"Show Boat" Song "Lonesome Road" the theme song sung five times at the University's "Show Boat" was written by Gene Austin and Nat Shilkret. It is being published by Epler and Cowley.

## Actors in Talkers May Go on Columbia Disks

Los Angeles, April 16. L. J. Perkin, local representative for Brunswick Records, is scouting around studios trying to sign up on commission contract actors who have been in the talkers. The idea of his company is to get these people either to sing songs from pictures, or have songs appear in or to do monologs of sufficient length to cover one side of a record.

Requests have been made of Metro to permit Beale Love and Condon to make records and sign contracts with the company.

## Kahn on "Show Girl" If Film Offers Permit

Los Angeles, April 16. Gus Kahn is on Broadway for a few days to check on the "Show Girl" authoring assignment for Ziegfeld. Vincent Youmans has eliminated from the picture. Fox is J. P. McEwen musical Youmans having his own show to write and direct. Kahn and Youmans lyricized with him. Walter Donaldson is also eliminated, although he has a contract with Fox for "Whoopee" for Ziegfeld, through Donaldson and Edgar Leslie having received a writing partnership in the all-time dates by many years the recent Kahn-Donaldson alliance. Besides the composer is going to the Coast for Fox.

Kahn, meantime, is being heavily flattered by the picture. Fox offers Kahn \$1,000 weekly guarantee against royalties. Jack Robbins, on behalf of Metro, also made a strong offer, and Felt's is interested.

## Summer Work

Gene Fiedick will not be at the Rose Bowl for the summer. In the summer, but succeeds Con-Sanders at the Black Hawk canteen, Chicago. He was married in Detroit, Mich. roadhouse. Fiedick just returned from the Embassy Club, New York, and was for several years the regular feature at Roseland. Instead, the Music Corp. of America took in another. Fred Hamm shifts from the South Shore Hotel, to the Edgewater Beach club, Detroit.

## Tubby Going Back

Tubby Garrison is going to the coast for the winter. He, western manager, Garrison is a veteran music man and also a performer. He was married in New York City in New York until the Santyie singing him up.

## Davis' Radio Project

Meyer Davis is busting into the radio advertising racket. The National Radio Advertising Agency, Inc., has been organized by Uriel Davis, his brother, in charge of the Philadelphia territory, as president. The agency has headquarters in New York, which will mean that Uriel Davis will divide his activity between the two cities.

The organization of commercial radio advertising program is a fundamental purpose of the new enterprise.

## VITALE'S \$25,000 SUIT

Cleveland, April 16. Angelo Vitale, former local orchestra leader, is suing E. J. Stecher & Meyer, local theatre owners, for \$25,000 for using his name in advertising. The suit was filed when Vitale learned that the firm had been advertising the orchestra as a part of the neighborhood house as Angelo Vitale and his orchestra. The suit was filed by his former musicians, but Vitale claims he never authorized the orchestra. He was in the suit under contract, plan to place him in one of their Atlantic City or Philadelphia houses.

## BOAG'S OTSEN BALHYRHO

Chicago, April 16. Hog Boag will become permanent of the George Olsen Band when it goes on tour through the West. Boag has been up at his campaign for the outfit, which is expected to open here in about four weeks. Olsen started at a big pay in the West, having originally started there before gaining prominence in the East.

## Publishers Must Protect Business

It's up to the music publishers, now that the talking picture rush is on, to protect his business.

The first protection a publisher must have is the writer.

A publisher unaligned with a picture producer and without writers is in a very serious position.

To hold or secure song writers a publisher may have to compete with the money spending film makers. But the publisher must so compete, and must, anyway, in guarantee or the writers must to secure the good is best just now.

Practically every writer of any standing is receiving offers from the picture producers or their allied music associates. That takes in even writers under contract to a publisher. Publishers with contracted writers might well take steps to appose those under contract if hearing they have been approached to avoid the loss of the picture business. It is thoroughly understood that the picture people are offering unheard of guarantees to song writers. That is, unheard of in the music business but meaning nothing in the size of the amounts to the picture makers. Salaries paid song writers by film producers become part of a picture's production cost. That production cost may run anywhere from \$25,000 to over \$1,000,000. Figure that a producer may turn out 80 or more productions a year and the guarantees to the writers will not then sound so large; not forgetting a picture can gross for the producer from \$1,500,000 to \$5,000,000 or some for forgetting distribution costs and overhead for the producer as well.

Writers as Big Shots Now If this is panic time for the music business, it is also panic time for it. For the writers there never has been such a time. The experienced "song writer," once akin to "piano player," is now dignified, and so dignified by talking pictures—not by music publishers. A song writer in Hollywood is now a big shot because his exclusive talent. There may be 25,000 actors in Hollywood, but how many song writers are there?

Knowing that the new era of music publishing means expansion. Expansion means investment. All of the arguments of the past are of no avail at the present. The condition is here. Where the money is coming from, there will be the profit and the writers are we going to do, all outside. And this; that we can sell so many and no more.

It goes back to the same point—the writer. The publisher without a writer has only his sign and his music publishing business. For a level means investment. All of the arguments of the past are of no avail at the present. The condition is here. Where the money is coming from, there will be the profit and the writers are we going to do, all outside. And this; that we can sell so many and no more.

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## Radio Rambles

**R-K-O Contest Program**  
R-K-O, through the NBC network, finally put out a corking all-hour April 8 when it dove into Los Angeles, New York and Detroit for a contest winner program.

First half was a p.p. starting with Kate Smith, New York, and winding up with Waring's Pennsylvania's Detroit. Nick Lucas, in Frisco, and Sophie Tucker, in New York, from L.A. were in between. Plenty of talent and as much entertainment.

Lucas crooned three songs. Soph smacked over two and Lewis did his best. "St. Louis Blues." Oldie Gray, in the second half, repeated on his lone contribution by warbling it as her lone contribution.

Reception was excellent from all corners and minus wails. Lewis slipped in a plug for the Jubilee (NYA) week while other announcements included the Marx Brothers booking at the Palace, New York, and that those interested could join the program being given out at this house by writing in. Called "musical" over the air.

Soph, Lewis and the Waring were the punch, with Lewis tipping into a medley of college hymns and following by the main numbers in the Symposium. The second picture released last week. Band was "Radio Yourself" legged into in Detroit. Soph offered a ballad and then a lyric which had a snap in it, topped off for the napper in a lull hearing. Very much okay

on both selections. Lewis also knows his music, so with this array of ability condensing to three half-hour segments, the entertainment was fast and fine.

Trailing Miss Gray from the New York station, Jones and Hare closed. Boys have a grade A radio rep but for entertainment figure as favorites for those places separating N.Y., Chi., and L.A. Probably a wait in a better class apartment.

As unfazed by far the 60 minutes R-K-O has put over to old its vaude house. That's so because it had music and what microphone is best adapted, and what was smart enough to know what to do and how to do it. Expecting this was smart enough to know what to do and how to do it. Expecting this was smart enough to know what to do and how to do it.

For anyone loitering about a house

Don Juan Hour"  
For anyone loitering about a house

For anyone loitering about a house

## "Rin Tin Tin" Love Song

"Rin Tin Tin, You Son-of-a-Gun, I Love You" is latest satire on theme songs.

melody always backing these verbal interludes make it worth while. Guy F. Lewis, New York, is your system.

George Earle is given announced credit for the film musical setting. He rates it. Is used once a week on Tuesday nights.

## Heavy Screen Play

Kern's "Cover" and a great start for "Alibi" on behalf of U.S. from W.B.G. Thursday. He had a great start for "Alibi" on behalf of U.S. from W.B.G. Thursday. He had a great start for "Alibi" on behalf of U.S. from W.B.G. Thursday.

An O. K. Night  
One of those climatic paradoxes

One of those climatic paradoxes

One of those climatic paradoxes

## LEADING ORCHESTRAS DIRECTORY

**IRVING AARONSON**  
and his COMMANDERS  
Opening New Season  
ROOSEVELT  
Los Angeles  
VICTOR RECORDS  
EXCLUSIVELY

**PHIL FABELLO**  
and his ORCHESTRA  
The Different Ensemble  
Presentation Feature  
COLISEUM THEATRE  
Los Angeles

**ROY FOX**  
"The Whispering Corset" and his ORCHESTRA  
AROUND THE STATE  
NORTHBART CAFE  
HOLLYWOOD

**OWEN FALLON**  
and his CALIFORNIANS  
ONE SECOND YEAR  
PALAIS DE DANCE  
LOS ANGELES

**VINCENT LOPEZ**  
and his ORCHESTRA  
ST. REGIS HOTEL  
New York City  
DOUBLED IN  
R-K-O VAUDEVILLE

**CHRIS MANN**  
and his ORCHESTRA  
LAFAYETTE CAFE  
106 ANGELES, CALIF.

**PHIL PHILLIPS**  
BAND  
NOW PLAYING  
CLUB BAGDAD  
"Boothill" and "Club" Club  
DALLAS, TEXAS

**JESS STAFFORD**  
and his ORCHESTRA  
PALACE HOTEL  
SAN FRANCISCO  
P. S. - Brunswick Recording

**PAUL WHITEMAN**  
and his Greater Orchestra  
Indefinitely  
ZIGFELD EDWITE FROLIC  
Personal Director  
JAMES T. GILLESPIE

**THE BRICK TOPS**  
(FARMER READ READ)  
America's Greatest Gift Band  
Now Recording RKO "College Boy"  
Los Angeles  
28 West North St., Indianapolis, Ind.

**DANNY CAIRNS**  
R-K-O and NY  
Now Recording Features Rock Week at  
ORPHEUM THEATRE  
BILLY SMALL, Director

**JACK DUNN**  
and his ORCHESTRA  
CINDERELLA ROOF  
LOS ANGELES, CALIF.

**JEAN GOLDKETTE**  
FROM DETROIT  
ORCHESTRAS  
VICTOR RECORDS  
Office: 812 Buck Tower  
DETROIT

**TOM GERUNOVICH**  
and his ROOF GARDEN ORCHESTRA  
Exclusive Rights in Building  
ROOF GARDEN CAFE  
Broadway and Marner St.  
New York City

**MAL HALLETT**  
and his ORCHESTRA  
AND HIS ORCHESTRA  
HEADLINE HOME TO N. E.  
Personal Management  
CHARLES SMITH  
Salem, Mass.

**HENRY HALSTEAD**  
and his VICTOR RECORDING ORCHESTRA  
NOW PLAYING  
ROOSEVELT HOTEL  
HOLLYWOOD, CALIF.

**GEORGE OLSEN**  
and his MUSIC  
CLUB RICHMAN  
and his ORCHESTRA  
Office: 301 2nd Street  
VICTOR RECORDS

**B. A. ROLFE**  
Radio's Premier Conductor  
Lucky Strike Dance Orchestra  
Palais D'Or Restaurant Orchestra  
Edison Acoustic Orchestra

## Radio Industry Employs 350,000; 8-Yr. Mushroom Growth Beats Films

Commercial Radio Film  
For Local Broadcasting  
Idea of broadcasting commercial radio programs on overcast days

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## Toledo's Politics

Toledo, April 16.  
Law firm of J. C. McMahon, Smith & Wilson have filed a request with the federal radio commission

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## GREEN-WAGNER SONGS

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## St. Pete Talks 150-Day Chautauqua While Already, Unhappy Exhibs Burn

St. Petersburg, Fla., April 16. An attempt is being made in this city to establish a winter Chautauqua similar to the summer one at Chautauqua, N. Y. The idea back of the movement is that lecturers and others who perform for these assemblies can be offered 15 months' work; six months in the north and six months in Florida.

Ernest H. Smith, comptroller at Chautauqua, N. Y., has already appeared before the board of governors of the Chamber of Commerce in this city in an effort to get the city to help give the Chautauqua folks 15 months' work a year without a layoff. General plan as proposed by Mr. Smith will provide for establishing here in a building suitable for the purpose a 150-day and-night Chautauqua. At the same time the plan of Mr. Smith would contemplate the acquiring of a suitable tract of land on the waterfront near the city which would be the ultimate home of a Chautauqua center similar to the famous institution at Chautauqua, N. Y., where there are more than 100 buildings on the grounds.

The plan is here to have the Chamber of Commerce come through with a guarantee. If they do, the thing is set and the eight theatres here paying taxes and having a hard time will have another item to back. In fact, if the Chamber of Commerce signs the idea—and it looks as if they will—the theatres' tax money will be used to underwrite this attraction which will bring to the city a lot of 10-20-30 actors and scripts and make the natives pay one and two dollars to see them.

### And in Chautauqua!

Des Moines, April 16. Fire Supt. plan for a Philippine Chautauqua orchestra at Shenandoah, Iowa, was arrested in Chicago recently with Mrs. Harold Smiley, 18, wife of a Shenandoah truck driver, and returned to Omaha to stand trial.

### Mrs. Gunn Recovering From Broken Back

Elgin, Ill., April 16. Mrs. Roseann Gunn, acrobat, with the Hagenback-Wallace circus, who broke her back in a 40-foot fall from the big top last July 9, has recovered sufficiently to be removed to Coffeyville, Kans., where she will make her home with a sister.

Mrs. Gunn has been in a local hospital since the accident. Townspeople kept her room filled with flowers and remembrances during the long months.

### SPARKS OPENS

Winston-Salem, N. C., April 16. Sparks circus opened its 40th season here April 13. After its southern start, the show strikes for Canada where it is due in May. This is the first time in 15 years the Sparks outfit has opened the season in Macon.

### H-W JUDGMENT

Damage to Elephant's Temper by Tractor Crash

Genova, Ill., April 16. A jury in the county circuit court has awarded the Hagenback-Wallace circus \$6,000 judgment against the Aurora, Sign and Fox River Electric company on its \$36,000 damage suit, arising from an interurban crashing into a herd of elephants the night of July 9 while the show was loading at Aurora.

The bulls were so badly upset by the accident, trainers testified, that more than \$10,000 was spent upon restoring their docility. Meantime the performing herds were out from three to two in the big top. Two routeabouts with the show were killed in the crash and Trainer "Happy" Gardiner and his wife, injured.

### "Overnight" Gift

Altoona, Pa., April 16. A new racket combining all of the good features of "hex" cures, faith healing and shell games is being worked on several small communities near here by a party of men and women traveling in an assumed here. The party is reported "only over night" with the party has found a number willing to be cured. While losses have not generally been reported, one minor admitted the loss of \$700 in his search for one health.

### Ringling Chatter

"Gollath," the mammoth sea elephant, the Ringling outfit's attraction, is gaining as much weight in a year in weight. As a matter of fact "Gollath" weighs 80 pounds less this season than last. While in Florida a jellyfish stung an infection on the beast's neck and an operation was necessary.

Those Sunday performances of the circus in Madison Square Garden are said to have a charity angle the Big Brothers getting a percentage. And the Garden says the percentage is that: "Yes, but only one is living."

Among the Chalmers who cleared a tiny motor car around the track, died of pneumonia. The monk would make John Ringling and was a special pet in the Ringling mansion at Sarasota. There are two more monks like "Bluff" in the Florida quarters but they will probably be kept here.

### Femme Mgr. Opens Park

Troy, N. Y., April 16. Mid-City Park on the Troy-Albany Road opens its 14th season Sunday in April. For the first few weeks the resort will be open on Saturdays and Sundays. It is managed by Mrs. Beulah Hazard Sien, the only woman park manager in the United States. It looks forward to a big year in 1929, owing to the fact a number of new buildings have been erected nearby during winter.

**KING KARLO**  
King Karlo, 60, Indian showman, died April 9, of pneumonia, in Hollywood. He was a graduate of Catholic University, spoke 300 Indian dialects and most of the modern languages. In 1915 he was the world's oratorical contest at Panama-Pacific Exposition.

Karlo was born on an Indian reservation and was thought to be the Sioux blooded tribe. For years he had been identified with circuses and carnivals. He was the first Indian to appear in Ingwood Park cemetery.

**MINNIE DIMERY**  
Minnie Dimery, 70, midwife with circuses and carnivals for over 50 years, died April 13 in Galesburg, Ill.

**MRS. MAURICE REYNES**  
Mrs. Sybil Reynes, about 38, wife of Maurice Reynes, former Fox Film Company executive, died April 15 in Paris. She was once an actress in New York revues under the name of Sybil Carmine. Her husband, now in Hollywood with Pathé, notified by cable. Mrs. Reynes came from Parkersburg, W. Va.

John Bradshaw, 68, former commodore of the Red Star line and former master of the "Belgianland," died in London, April 7, of heart disease. Commodore Bradshaw was perhaps about the best known of the ocean liners' command among the public people.

Commodore Bradshaw is survived by his widow, son, Louis E. Bradshaw, and two daughters, Allison Bradshaw, actress, now in Chicago.

### Am. Circus Corp. Plans Public Stock Issue

Chicago, April 16. It is reported that the American Circus Corp. will shortly put out stock to sell on the market. Located on either the Chicago or New York exchange, American Circus Corp. has a number of big shows, owners of Sells Bros. Hagenback-Wallace, Al G. Barnes, Chas. Burles, John Robinson and Tankie Robinson, Buffalo Bill Wild West, Van Amburg and Howe's Great London.

Understood the corporation is not in the hands of lawyers and bankers for a check-in.

### Ringlings in Vermont; First Time in 20 Years

Burlington, Vt., April 16. Ringling-Barnum circus has made application for a license to exhibit in this city on July 4 and first appearance in Vermont in nearly twenty years. Last time circus played this city was in 1909, of seats for 10,000 and an enormous performance including a number of spectators. Following the accident the show tore down and left the state as soon as its train could be moved. It has not been inside the state boundaries since that time.

### HURT DURING SHOW

Chicago, April 16. Irene Ledgett, specialty trainer, and Mrs. J. H. McParland, manager, are out of Sells-Flo circus indefinitely, following injuries received in a recent performance. Both suffered broken legs during the performance.

**DAVID V. PICKER**  
David Victor Picker, 68, for 10 years with the realty department of Loew's, Inc., New York, in an operation died April 14, of heart disease at his home, 1125 Fifth Avenue. He had been seriously ill for six weeks.

Mr. Picker came to this country when 18 from Russia and engaged in the shoe business. He then gave his attention to theatre operations and his success resulted in his owning and operating a number of picture houses, including the Sponcor, Victory, Rio and Borough Parks. He was a member of the New York Loew circuit, when Mr. Picker joined the Loew staff.

Besides the widow, four sons, Ben, Leonard, Sidney and Arnold, survive.

Mr. Picker was an active club man; he was a member of the Grand Street Boys' Association, Commodore and Rutgers clubs, Pan-American Club, Motion Picture Club, Deaf (N. Y.) Club and Perfect Actor's Mutual. He was also a member of the funeral society, (Tuesday) from the Riverside Methodist Church, New York City.

Interment in new Mount Carmel cemetery receiving vault.

### GEORGE C. DAVIS

George C. Davis, 68, veteran monologist, died in Bellevue Hospital, New York, April 14, of heart disease. His condition when removed to the hospital was aggravated by pneumonia, which was being treated by an auto.

Mr. Davis was an eccentric character, but a stage while he had done no stage work, sitting around Times Square. In other years, when he stood high among single men entertainers of vaude, he had drawn \$400 to \$500 weekly.

It is said that several sorrows in his life caused him to grow indifferent to stage work. He was considered a "stage" even of stage, always wisecracking or quoting passages from Shakespeare or poems given in the most unhappy hour.

There were times when Davis was injured in some unpleasant manner or would disappear from his engagements for days at a time only to reappear with a gas of some sort to explain his absence.

When notified of his death the N. Y. A. arranged for his burial, with Campbell's Undertaking Parlor taking charge. He joined the N. Y. A. in 1917. The N. Y. A. had no record of any living relatives, other than a belief that a sister is somewhere in the U. S.

Services were held from Campbell's home yesterday (Tuesday) with interment in Kensico cemetery.

### ALBERT BRUNING

Albert Bruning, 70, actor, dropped dead of heart disease April 9 while he was preparing to start for the Theatre Guild to rehearse his part in "The Camel Through the Needle's Eye." Mr. Bruning had appeared in many plays. He was born in Berlin and came to the states in 1883 as a member of the Edwin Booth company.

For the past six years he has been playing in Theatre Guild productions.

Deceased is survived by his widow and a niece, Alexander White.

William F. Rudolph, 53, civil engineer, who did the engineering work on number of Keith houses including the Palace in New York, was killed March 28 in a motor car accident.

Mr. Rudolph was a lay member of the N. Y. A.

**FRED ARUNDEL**  
Fred Arundel, 65, died in the Polyclinic Hospital, New York, April 15, of pneumonia which followed a stomach operation.

Arundel was the first musical director of the show. He had been afflicted with J. J. McCarthy for 15 years. He became McCarthy's general musical director.

A graduate of Oxford and Heidelberg, he had held a unique position in the trade, being comparatively unknown at the time of his greatest success. He was a pianist, a composer of 40 pit orchestras when "Big Parade" and "Ben-Hur" were being read, and he had been a pianist, his duty to school these musical units of 500 men and orchestrate, besides releasing as many as four orchestras at once. He had toured Europe in a similar capacity for such pictures as "Birth of a Nation," "Way Down East," "Intolerance," etc.

He is survived by his wife and a daughter living at 263 Grand avenue, Brooklyn, N. Y.

### DUKE JOHNSON

Duke Johnson, 52, vaudevillean, died April 12 of pneumonia which followed an operation for appendicitis.

Johnson was formerly of Johnson and Wells. At one time he appeared in vaudeville with his wife, Mae Weeks, the duo touring the world. Later he formed a team with his wife and brother, Charles Johnson (Johnson and Dean), making a fortune. He was a legitimate experience and was with a Pantheon and Mackintosh when illness forced to quit.

His mother, wife, daughter and a son survive.

### ROBERT FINLAY

Robert Finlay Bush (Bob Finlay), 41, vaudeville and picture actor, died in Precourt, Ariz., April 2, according to word received by friends in New York. Finlay was born in New Haven and had spent many years in vaudeville.

He is survived by his mother, wife, three brothers and a sister. Mrs. Finlay was known in vaudeville as Dorothy Bush.

### FREDERICK CONGERS

Frederick Congers, 51, actor, died April 13 of heart disease in St. Petersburg, Fla.

Mr. Congers retired from the stage in 1904 and in recent years acted the winters in Havana and the south. His show connections with a number of the Frohmans' productions.

Mr. Congers was playing on the Pacific coast in 1904 when he married Dorothy Morton, prima donna, who survives.

### JOSEPH GARRITY

Joseph Garrity, brother of J. J. Garrity, general representative for the Shuberts in Chicago, died at Bellevue Hospital, New York, last week. He was removed to the institution in a rundown condition.

Young Garrity was manager of the Blou theatre for a time several seasons ago. He also accepted several offers.

### BERNARD DOOLEY

Bernard Dooley, acrobat, with Ringling-Barnum & Bailey Circus, died of pneumonia, April 13, in New York. Dooley had been with the Ringling show for 10 years. He featured a head slide on a stunting wire and also worked as a clown, one of the best of balancers on a high trapeze.

## ORRIN DAVEY TRUPEE

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# Australia

**Dr. Eric Clarrick**

ight after night. There's the

Daddy of the lot died some little time ago. Known as "Brummy", he was an old Irish clog dancer whose mania was assuaging the

Pavlowa will begin her Australian season at Townsville with a northern tour. A special train will bring the company east to appear over

Suburban exhibits are waiting to be installed in on the sound as quickly as possible. Western Electric is anxious to get its equipment in the most desirable neighborhood houses and will

John C. Jones will take charge of Australasian Films, Ltd., from

March 18. Australasian Films were the unit of Union Theatres, Ltd., and handled the distribution end of films here. W. A. Gibson, a director of Union Theatres, will now hand over the control of company to John McKeown who was previously in charge of First National here.

---

First batch of Paramount talked into the theatre last week. Shorts included "Just One Word." "The

arty in Parson," and Ruth Ettin  
an all-talker drama with "The  
Doctor's Secret" goes into either  
the Regent or Prince Edward for  
run.

Jan Rubini has been booked to  
open Phillips to conduct the o  
chestra at the Capitol, Melbourne  
Rubini arrives this month.

Newfilm company formed  
Western Australia with capital  
\$50,000. Company will begin work  
on "Modern Chariots," taken from  
story dealing with trotting races.

Walter Ladsenoff will replace Aaron Gronica as head of the United Artists Cinema Art Films in Australia. Gronica has been transferred to Vienna.

"In Old Arizona," Fox, has arrived here and awaits release.

"Dawn" will have its premiere  
 Perth, western Australia, in March  
 under the Hoyt management.

**Melbourne**  
 State theatre, Melbourne, had

manush opening last week. Thousands of  
crowds flocked to the  
house. Theatre is atmospheric  
and last word in lavishness. Own  
and controlled by Union Theatre  
is the greatest theatre in the  
country at present. Two features  
used to open were "The Camer  
man," and "The Fleets In."  
Leon Rosebrook and orchestra

Denno and Rochelle did some splendid dancing. Finale had banjo and feature singers on stage. Meithourne has never seen a th

Melbourne has not taken kindly to the talkers and business pulled by the two wired houses been rather disappointing. "T

Red Dance" only elicited a few weeks run to average business, while the "Jazz Singer" pulling up splendid nights but weak daytime business is nothing to that of Sydney where "Jazz Singer" is still tremendous.

considerably at the Regent with "Mother Knows Best," and also Prince Edward with "Street Angel." A funny angle to "Jazz Singer" is that the house where it is being shown is owned by the Methodist Church, and as the churchmen are going into conference, the house will be closed.

With the exception of the Jolson picture, the Capitol with its weekly change policy of silents, is still doing the best business in town and









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**Uncommon Chatter**

(Continued from page 60)

worn best over a plain necktie on a monotone sports dress.

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Arthur C. H.

Adame Chick  
Del Campo S  
Diamond Julie  
Dugan, Grace  
Evan Edmond  
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# HOLBORN EMPIRE

What **HANNEN SWAFFER**, the fearless critic  
of the "DAILY EXPRESS," says:

**"JOSEPH GREENWALD has scored a greater personal success in England than any other Jewish actor who has come from abroad during my experience as a dramatic critic.**

**"On the first night of 'ABIE'S IRISH ROSE' in London, a new star was born. Although he was unknown in this country a few months before, he topped the bill at the London Coliseum when he first appeared there in a sketch. The electric sign 'JOSEPH GREENWALD' was enough for London's leading music hall.**

**"Greenwald's acting as the father in 'ABIE'S IRISH ROSE' is a triumph of sympathy and humour. Underneath his smile is always the tear that means great comedy.**

**"I have seen him play Solomon Levi three times. Each time, I have understood more and more the Jewish character, with its strange blend of childish faith and subtle worldliness, its love of home and family, its groping out for sympathy, and its shyness and reserve.**

**"Joseph Greenwald is a splendid actor."**

*Hannen Swaffer*

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# THEATRE

## IT TAKES CASSEY "CRAZY"

### Variety Goes Chump for Flaps Who Have But One Life to Give M. C.'s

Chicago, April 23.  
Does Jack Osterman love his wife?

Why did Al Kvale and his first wife split?

Isn't Frankie Masters a darling?

What was Verna Buck going to be before he decided to be an m. c. and does he like his work?

Variety's Chicago office is now confronted daily with these and worse questions in the wake of flap information that has made m. c.'s of apparent greater local importance than picture stars.

That customers aren't ready to go back on a guy without knowing something about his past. Until recently they were getting their flaps from critics on the dailies, who were glad to hand out stuff in return for the promise of getting a lot of mail every morning. It was a sign for the editor that the critic had a following. Now Variety is roped into the ask-me-another racket, and with a vengeance.

They're even making their calls in person. One cute little girl came breezing in with her mama and wanted to see everything that had been carried in the paper about Al Kvale. Mama explained that the kid was not the m. c. and drank in every word she could read about him. She explained it quite discreetly, not as though her daughter was slightly loco.

"How this trade rag was ever dragged into the thing might be a mystery if the answer were not known. The Paul Ash club girls, a fan organization, started reading it to check on how their red-headed idol was doing at the Oriental, and to see that none of the reviewers squawked at him. Industry. The other m. c. fan clubs are really out groveling at the original organizer, with the girls keeping a double check on the m. c.'s by reading what they say friendly from the professional angle as well as from out front.

The phone call Variety is getting here really, should be missed.

### L. A. Honkey Blows

Los Angeles, April 23.  
Following repeated raids by police, and with two jail terms already served, Sam Landsman closed his come-on show, "Paris After Midnight," which he has been operating with a blow-off in lower Main street for some months.

Another contemplated drive by police against attractions of this type prompted Landsman to put on the padlock. Place is now for rent.

### ELASTIC CAPACITY

Los Angeles, April 23.  
New Avalon, 1,800-seat erected by William Wiegler, Jr., as part of his new Casino on Catalina Island, has a capacity which can be increased at any time to 2,000 by moving the walls and switching to the center of dome style of lighting. Theatre is wired and opens May 29.

### A LIFE'S SONG

Companion prisoners caught the national drift of the life among them, just sent into the institution and assigned to the blacksmith department.

At the first opportunity, the lifer sat down and played on his uk. "Show me the Way to Go Home."

### Clergy Raps Radio Cigarette Campaign

Altoona, April 23.  
Altoona's Ministerium has just adopted a resolution condemning the use of the city's radio broadcasting facilities by tobacco companies in promotion of cigarettes as substitutes for a "wholesome food product."

Testimonials by celebrities commanding cigarettes as wholesome "we denounce as inherently misleading if not deliberately false."

A copy of the resolutions is to be sent to the federal radio commission, with the belief that "public interest, convenience and necessity is not served in what seems to be a campaign to transform 20,000,000 boys and girls into cigaret addicts."

### Russian Details

Washington, April 23.  
Russian Wafu has a film nearing completion on children. Prof. G. Fessenden is in charge of the scientific direction.

Titled "The Mechanism of Childbirth," an official report on the film states it discloses, through specially developed rapid photography, all details.

Some time ago she was over here, called "Motherhood," and babyhood along similar lines, turned out to be a very ordinary release.

### Takes Bow on Crash

Cedar Rapids, Ia., April 23.  
Frank Kanawaka, 11-year-old tap dancer, fell 25 feet on stage of the Capitol theatre when the strap broke by which he was suspended by his foot.

At Mercy Hospital X-ray showed he had sustained fractured pelvis as now after cellophane.

The lad rode to his feet after the fall, bowed and walked off, and the audience applauded. Then he collapsed in the wings.

Anti-California, Ala., April 23.  
After having banned practically everything under the sun here they are now after cellophane.

A callophane was recently employed to ballyhoo a picture, publicizing a try to pull off in trade due to the streets. No success so yet.

### PAT TELLS 'EM PATENT ATTORNEY

Big and Unexpected Explosions by William Fox in Speech at Annual Dinner—Fat Cassy Replies With More Fireworks—All Trade Stuff, But Great

### NEW DIRECTORS

William Fox started the 350 guests Monday evening at the Hotel Plaza, dinner of the Vaudeville Managers' Protective Association by telling them the fallroom of the Plaza was no place to hold a meeting of the society owners, with but 50 of these present theatre operators.

Mr. Fox launched into a laudatory resume of what Pat Casey had done for the variety show business for the past 15 years, concluding by saying:

"And I hope Pat Casey will be preserved to continue his good work and not sell out as some of the others have done."

Cass followed Fox. Pat told the V. M. P. A. members he had come to the meeting with the intention of resigning his position as "contact" as Fox had termed him, for the theatre managers.

But Fox's highly flattering references appear to have mollified Pat. Instead of resigning he launched in his emphatic style of expression, into the internal troubles of the trade in its general theatre operations, and also recited some of his own experiences in his dealing with theatre managers.

For 15 years I have merited my every opportunity for position and more money upon promises that (continued on page 14)

### By One Vote

Chicago, April 23.  
Gibson City, with a population of around 3,000, voted for Sunday pictures by a majority of one vote. Losers demanded a recount.

### ROADHOUSE HIDEAWAYS

Managers of road houses around New York are attributing a fall off in trade due to limited parking conditions on their premises.

The limited space obliges cars to be placed in the front or side yards. It seems that some cars are more prominent in appearance than others with their owners preferring a better hideaway when road house bent.

One of the best known road houses around New York has passed out of the picture this week. Its parking place was a front yard looking upon a heavily traveled highway.

### Profit in Spice, Art's Poison, Essence of Stage Angels' Code

### Tensers

An aeroplane company will soon open a showroom on 67th street and Broadway, displaying new models in aerial transportation.

Street now has windows which permit the passants to peer at \$100,000 cable engines, \$35,000 automobiles, \$7,500 pianos, \$10,000 wraps and \$2,000 gowns.

The angels who back shows are responsible to a large extent for the number of flops that clutter up Broadway.

The majority of backers know nothing about show business, but are business men out to speculate for a profit. They are usually unable to judge what is a good play and are swayed to put their money into shows for without reason.

Of which pertain to the intrinsic worth of the play.

It is very funny seeing for the producers of a successful or vicious play to get backing that is for the producer of any famous, successful play. On good authority it is said that the men who put their money into shows feel far more sure of a play than of their angel's good sense, anything with a spicy kick has a chance of being a money-maker, they think.

Underest investment

A couple of undressed girls on the stage sounds like a scientific investment, to a good many backers. Also the backers unfamiliar with show business are convinced that the whole game is a trick; that the producer with whom they will trust their money should be a sharp-shooter of sorts. They don't want to trust their money to honest producers and utterly scorn the producer of athletic purpose as a bun business venture.

Again there are the numerous backers who put up their money for purely sentimental reasons; because of an interest in someone in the cast, or the author or producer who may be a friend or relative. When authors have a backing they generally meddle with the direction, casting and entire production.

After backing a series of flops, the backers often try their own hand at producing, convinced that they have merely run into people who know less about show business than they did. Any number of flops are created this way.

No one advises against the production of a play if the money is there to do it with. Directors want their jobs; theatre owners want their houses rented and actors want stars, take any kind of a part. Producers fear to show business, even seem to gather any people around them who are capable of advising them, and they are usually taken from all sides.

3,000 Miles by Pencil

Little Gene, night club school-ard, in New York, took a long way to the Coast drawing pictures of motorists in return for a haul.

### Distasteful French Health Rules Keep Tourists from Paris

### Shoving "It" on to French Star-Par's Ballyhoo

Paris, April 23.  
Regulations imposed by French health authorities compelling all visitors to submit to physical examination, a fortnight's surveillance and possible vaccination for small pox, is ruining the spring season here.

Britons are staying in their own country and Americans are disembarking at Southampton instead of Cherbourg.

Paramount is giving Maurice Chevalier (French), its latest stellar acquisition, what is believed to be the quickest, most expensive and most extensive nationwide ballyhoo ever accorded a new favorite.

The build-up is being carried on mainly for the benefit of film fans. Chevalier is being established as the "It" man of the screen, that angle is being played both in the form of exploitation he is being accorded and in his first picture "Innocents of Paris."

In this latter production Chevalier is the headliner.

Chevalier is also being featured over everything in Paramount's Saturday Evening Post advertising, one of the recent issues carrying a whole page devoted to this star.

### HEIR'S LOVE TUNE

John W. Green, son of a millionaire builder, has written a song entitled "I Owe You" which is being published by DeSjive, Brown and Henderson.

Boy works for a Wall Street brokerage house and will get a cent on the exchange from his father within a year, according to report.

### MME. E. S. FREISINGER

The World's Foremost Maker of Period and Character Costumes

143 W 40th St. N.Y.C.





## Chaplin Maintains Position on U. A. Deal—Fairbanks Coming East

Los Angeles, April 23. With Charles Chaplin and Joseph M. Schenck still at loggerheads over the latter's desire to sell Warner Brothers a 50 per cent interest in United Artists Consolidated, the comedian has notified Albert Kelly, his representative in New York, that owing to the uncertain condition of his relations with United Artists he refuses to enter into any contracts that even by implication may be construed as affecting the distribution of his future releases. Schenck is encountering difficulty in convincing his allied producers that the merger as outlined will work out to the advantage of Douglas Fairbanks, speaking for himself and Mary Pickford, it is understood, has objected to giving control of the corporation to the banking interests, claiming it would leave the United Artists producers without voice in the management of assets created by investment of money and effort.

Chaplin now is working on the basis that he is an independent producer, with the distribution of "City Lights," well into production, firm intent on the action of U. A. If the proposed merger of the other units is abandoned Chaplin will be distributed through another company. Since Pickford and Fairbanks banks have again changed their minds about staying on the Coast film leave for New York, April 25 in a private car with Joe Schenck and Irving Berlin.

Fairbanks' attitude regarding his own plans, he and Miss Pickford declared to start production on "Taming of the Shrew" in June, and much preparatory work remained to be done.

## Rolfe Plans Short Revues With Musical Comedy Name

Los Angeles, April 23. Calvin Rolfe, associated with "Tinsel-Shah," plans to produce a film series of short musical revues with well-known musical comedy stars featured. These will be made in sound and Technicolor, and at a price to meet the small exhibitor who cannot compete with the larger picture houses or stage presentations. Reels will be the flash acts of film shorts.

## WAITING FOR SARNOFF

Only Rumors Concerning RCA, R-K-O and Paramount-Public

Pending expected daily return of David Sarnoff from the other side, only rumors continued to glide over the picture surface. They include as before Paramount-Public, Radio Corp. and Radiogram-Orpheum with their two-sided angles. About the only substantial report available is that the radio people don't favor any deal at present which might oblige them to handle the film circuit. This Sarnoff deal leaves a probability that if negotiations go bloomy at this time, they may be resumed in the late summer.

## Censors Own Sound

Pennsylvania Board of Censors this week can sit in the projection room and listen to dialog films. De Forest engineers are now training the device.

It is the first of any description to be installed by a State.

## SPLITTING THE SKY

Hai Hoades, director of publicity and advertising for Columbia, has effected an open air advertising tie-up for "The Donovan Affair" via sky projector now being employed to plug Eddie Dowling's "Rainbow Man."

"Donovan Affair" will split the sky projector with "Rainbow Man."

## REICHENBACH LEAVING U

Harry Reichenbach will leave Universal when his contract expires at the end of May. This leaves 28 weeks with U for the explorer. Universal holds an option for two additional months but Reichenbach will take his annual summer trip to Europe.

## MAY BAR OUTSIDE STILL CAMERAMAN OFF LOTS

Los Angeles, April 23. Old racket of portrait photographers forcing their art on screen stars is being revived again with fan magazine correspondents used as the "go-between." This has been evident on several recent occasions where the correspondents became thickly in accepting studio portraits or players and demanded that their connection photographer make the necessary pictures needed for their magazine covers and articles.

An agreement is now being entered into by all studios to bar all outside photographers from coming on the lot and taking up the players' time.

Once a studio complies with this demand the players are at the mercy of the outside photographer who will take several negatives at a special sitting and then assign the player to order prints. In the event the player refuses to pay, the photographer will bring pressure by inferring a refusal on the part of the film writer to use the story for which the portraits have been taken. If the threat goes over, the player is charged exorbitant prices—a cut of the 400 or more prints made with the interview.

A number of the press agents are wise to the routine and politely inform the writer that there is no chance of securing a place on the picture, and that they will make whatever art work is necessary for their own sakes. Correspondents like Julius however, in the event they want to use a player for the cover, that the studio's photographer is not sufficiently artistic. In the studio continues to refuse the writers peddle their covers elsewhere.

## SPRAGUE'S DISTINCTION

Fox's Scenario Chief First to Have Contract Extended

Los Angeles, April 23. Chandler Sprague, scenario head at the Fox studio for the past 14 months, is the first scenario chief with that organization to have his contract renewed. It is for two years.

Sprague, former newspaper man, came to Fox as scenario editor after being assistant to John W. Considine at United Artists and also having collaborated with Benjamin Glazer at Paramount.

When Fox went to talking picture, Sprague was called upon to handle story for both Movietone and silent versions.

## Wampas' Dues Up

Los Angeles, April 23. Wampas' dues for the current year amendment to its constitution increasing the dues for membership from \$12 to \$24. Amendment also provides that each member will be required to attend one meeting of the organization every 60 days. Offending members will be dropped.

Following committee heads have been appointed for the year: President, for the current year: Barrett Kiebling, credentials committee: Oliver Gatzert, dues committee: Bill Newberry, exchange publicity: Phil Gersdorf, general committee: Norman Manning, entertainment committee: Harry Wilson, sick visiting committee: H. P. Finch, office committee: H. F. Finck, employment committee: Ivan St. John, public relations: G. G. Gauding, baby star committee: Chas. West, membership: Pete Smith, auditing and finance: Joe Sherman, dues committee: George Thomas, insurance, and Ray Davidson, chairman and secretary of the beach house committee.

## SHAPIRO'S MEASUREMENTS

Los Angeles, April 23. Victor Shapiro, head of Fox publicity department, has taken physical measurements of all the company's players taken. Measurements are being used for a number of contacts to be held by the company.



ANITA LOOS

Who has contracted to write sketches for M. S. BENTHAM, exclusively.

Her first "Inkwell" will be produced by H. K. O. and later made into a talking picture by Radio Pictures.

## Shortage of Technicolor Tying Up Productions

Los Angeles, April 23.

With Warner Brothers' having tied up all of the Technicolor equipment for six months, the other studios have been upset on production schedule. With Technicolor the vogue, all of the companies are desirous of getting some of these shots into their pictures.

Figuring as they had in the past, that the Technicolor equipment would be available on two or three days' notice, Technicolor has been held up on a number of pictures recently waiting for the Technicolor units.

M-G-M has been held up almost two weeks to complete some Technicolor shots on the seven-reel "Reveries." Finding it cannot get the outfit immediately, Metro is now experiencing a similar situation. Universal color film controlled by Fox. If the experimentation proves successful, it will be used in the future on all M-G-M pictures.

## "Queen Kelly" Cut Down to 4½ Reels

"Queen Kelly," a personal producing venture by Jos. P. Kennedy and slated to be released by United Artists, was completed in 21 reels. It is now down to 4½ reels, the editors having been used by Ben Glazer.

The condensed picture will be sent on to New York for Kennedy's inspection. He will decide whether to build up from the silent portion left, with dialog or to regular length, or scrap the picture.

Eric Von Stroheim directed the original, with Gloria Swanson starred. A considerable portion of the story bearing upon the raw and uncut picture, determined Kennedy when last out here, to kill out those scenes he did not approve of.

"Queen Kelly" is a tragedy, so far, over \$300,000.

## "Carnation Kid's" Chi Ban Par. Petitions Injunction

Chicago, April 23. Paramount is going to a lot of trouble to get the "Carnation Kid" into town. Company has petitioned local courts to restrain the release of the picture from prohibiting the showing of the picture here.

The picture succeeded in banning the film some time ago, objecting to its gangster theme.

## LASKY AND BROOK SAIL

Leslie Lasky and Olive Brook, Paramount players, sailed for London last night. Lasky is to look over the foreign field for material, while Brook is just visiting England. This is the first time in five years.

## WANT A NO. 2 ROGERS

Universal's home office department heads have been handed the assignment by Lou Berger, general manager, to hunt up another "Will Rogers or 'his closest parallel.'" Rogers' idea is to make a reel dialogue funster that will get national reaction.

## Ronald Colman's Bulldogs Sore Over B'way Hotel, With Ronald on Park Ave.

### Pictures Don't Bite

Some of the Broadway legit producers have been holding meetings with the announced purpose of producing plays as talking pictures. The real object is said to be an attempt to induce the larger picture producers to start bidding. But for the film men have refused to bite.

A claim is made that downtown bankers are behind the legit, but that the bankers' terms are not acceptable. Downtown bankers heard all about the legit that they wanted to know some time ago.

"The only picture producer mentioned in connection with Broadway production is a well-known promoter for color in that division.

This legit group may be the same one which announced it would set the picture world afoot in New York. It never got far enough to strike a match.

### LOST SCRIPT SUIT

Aborns Ask \$25,000 of M-G-M for "China Blueplate"

Milton and Sargent Aborn have filed suit for \$25,000, or the return of a manuscript, against Metro-Goldwyn-Mayer for the loss of the only existing script of "China Blueplate" which M-G-M received in connection for talking picture production.

Aborns told M-G that they had only one script and had wanted to make a copy, but the production manager asked, for it immediately according to procedure. Mullican then claimed the script was mailed back and refuse to take any responsibility.

Complaint alleges that the loss of the script also involves \$5,000 in costumes, which Aborns claim not be used any more, while claiming also prospective rentals of \$700 to \$1,000 per week.

A. J. Rubien is attorney for the plaintiffs.

### Order Innerarity on Stand

#### In Cinema-Pathé Action

Lewis Innerarity, secretary of Pathe Exchange, Ltd., has been ordered to stand examination before trial in the \$120,000 damage suit by the Cinema Finance Corp. against Pathe.

A deal with Bray Pictures, producer of "Romance of the Colonnade," whereby Pathe allegedly guaranteed Bray a \$120,000 minimum return on the picture following distribution, is the basis of the suit. On the strength of this covenant Pathe Finance Corp. advanced \$125,000 to Bray Pictures.

Complaint is that Pathe has failed to release the picture which Bray produced. Frank R. Wilson is president of C. F. Corp.

### TOUCH OF FIDLER

Ultimatum of Fox studios restraining individual players from having personal press agents was disastrous to Jimmy Fidler, whose clientele was entirely composed of Fox people.

Among those Fidler lost were Sue Carol, Nick Stuart, June Collyer, William Howard and Raoul Walsh.

### THELMA TODD'S RECORDS

Los Angeles, April 23. Thelma Todd, signed as leading woman by Hal Roach, was also given a separate contract by the Victor company to record.

Mrs. Todd is a Paramount school graduate and recently left, First National.

### Hamilton Opposite

Noel Hamilton has replaced Joseph Schildkraut opposite Laura La Plante in "Evidence," which went into production on the Universal last week. Schildkraut will be assigned to another picture. Eugene Ellis and Merna Kennedy have had their short term contracts renewed by Universal.

Variety's handbilled soubert felt himself outdone as she stepped down the iron grey streaks in Ronald Colman's hair. Bravely she withstood them as soubert, but the streaks that brown eyes, those elegant nose, but the hair was one of fate's dirty tricks to squander her beauty.

Little did she think as she stumbled with a light and cynical head so easily to be an attempt to induce the larger picture producers to start bidding. But for the film men have refused to bite.

"Mr. Colman thinks that the talking pictures will eradicate some of the old movie stars, but the films have been afflicted with," said Mr. Farnol, the publicity representative. "What adorable blue socks," thought soubert.

"Yes, I prefer light and sophisticated to the romantic things I have been doing," said Ronald. "Oh, yes, what socks appeal," thought soubert.

"Talking pictures are an interesting venture for the film star and are likely to bring the films to a much better state of affairs."

"Mr. Colman was saying it."

"But, oh, those soaking socks," said soubert.

"To think that I would have to meet up with iron grey hair at a time like this. Soubert also was thinking."

Suddenly she heard Ronald say that he was tired of loving and wanted to do sophisticated pictures like "The Comedian to Love."

Then Ronald said:

"Well, you'll be lovely in anything," she said sadly. You know, must built 'em a little because I have been doing so much."

Ronald has been having a difficult time about the two bulldogs he has brought along with him. It seems that this is annual week in town and the S. C. A. is after him because he did not put the animals up at the Ambassador. It is said that the dogs are being kept at the Broadway hotel.

This disillustrious rumor about Ronald caused him to try pulling himself out of the situation. He decided that if he had left those dogs on Broadway he might very well have powdered those white streaks into his hair.

## R. L. Women Want To Become Film Censors

Providence, April 23. Film exhibitors are raising a big squawk here because of the move started by the R. L. Women's Christian Temperance Union to make the public boycott objectionable pictures. W. C. T. U. move started at the State committee of that organization and plan to give wide publicity to "unit pictures."

Committee has been chosen to keep tabs on all films booked here, and this group is to make written and verbal appeals to exhibitors and give all publicity possible to objectionable films.

## N. Y. to L. A.

Phil Goldstone  
W. W. Clark  
Raiph Ince  
Miss Muttie  
Hugh Sinclair  
Mr. and Mrs. Chester Morris.  
Miss Muttie, Roland West.  
Neil Lavin  
Leslie Jones  
John C. Flynn  
Bobby Crawford.

## L. A. to N. Y.

Eric P. Smith  
Jack Warner  
Dorothy Zanduck  
Dr. J. Edgar Hoover  
J. M. O'Brien  
Joseph I. Schultzer  
John M. Cullen  
E. Lloyd Sheldon  
Edward Bremer  
Henry Sherman  
Irene Rich  
E. C. Mills  
Miss Bertha  
Clarence Badger.

## MCCORMACK FOR YEAR

Los Angeles, April 23. John McCormack's William Fox contract is for a year. It calls for the tenor's appearance in a special feature and several shorts.



# SONO-ART

## No Music Tax Permissible on Any Music Sent Through Air; First Decision by U. S. Court

Kansas City, April 23. The American Society of Composers, Authors and Publishers was given a hard lot by Judge Merritt E. Otis, in the federal district court here, when he ruled that reception of copyrighted composition over radio, did not constitute infringement of the copyright laws.

The decision was in a suit brought last fall by the society against the local La Salle hotel for alleged infringement of copyright of a musical composition, received on the hotel's master radio receiving set and carried to the various rooms by means of a wire system from the receiving set to the rooms.

The case is the first of its kind to be tried in the federal court. Judge Otis stated that the defendants did not perform the copyrighted work, but merely provided means whereby the music could be heard. The law provides that the copyright owner shall have the exclusive right to perform the copyrighted work publicly for profit; it will be a musical composition.

The decision in part:

"The right to perform a musical composition does not carry with it a proprietary interest in the waves that carry it to the air or upon the ether. They are as much the common property of all as the sunshine and theephy.

One, who plays a musical composition on a piano, thereby performing it, is not using the waves, which are heard as sound, in the performance of the musical composition and if the instrument he plays is a piano plus a broadcasting apparatus, so that sound waves are thrown out, then he is also performing the musical composition. He is only because his performance is not performing.

If the sound waves fall on the unaided ears of a listener that listener has no part in the performance and he is not so that he cannot hear without the aid of an amplifier, electrically operated, which multiplies the sound waves so that they become perceptible to him, he still has no part in the performance. He is only to hear what the performer at the piano created and sent out to be heard.

"If I open a window so that I can hear the music of a band playing by, am I producing that music? Am I then the performer or participating in the performance? If I lift the telephone receiver and hear the voice of a friend, am I producing his voice? Is it my speech or his? If in perfect analogy to these illustrations, by mechanical means I make music, what has been produced elsewhere by such means, does it penetrate my house, I am not the performer who has produced the music.

Suppose, however, the proprietor of a hotel has a piano for playing in his dining room for the entertainment of his guests and suppose that without any request from him, a stranger surreptitiously places in the machine a copyrighted musical composition. Would it be possible that the hotel proprietor should be held guilty of infringement and suit thereon brought? His intent in no wise entered into the consideration. If it was a performance, in no sense was it a performance. It is not possible that mere ownership of a musical instrument carried with it the right to use it in any way to which another may put that instrument.

"So in this case the defendant did not intentionally perform copyrighted music in performance, even if granted that radio reception is performance. The defendant had a right to have a radio in the hotel for the entertainment of its guests and to operate that radio. If while it was operating some copyrighted music, the defendant, wholly without the defendant's participation,

### An Exhibit's Offer

Los Angeles, April 23. After trying every known racket in its outworn Robert Brownlee, operating the "Victoria" neighborhood house, is now advertising that it will pay taxes, assessments and mortgages on property as price.

Business at the Victoria has been so bad lately that Brownlee has a standing offer of \$100 to anyone who can pay on the main floor of his show house any Monday or Tuesday night and be stepped on.

### 300 Mongrel Devices Now on Sound Market

Hays organization figures that the talker equipment field is monopolized by a few home-made devices. This number is reached based on reports from the Film Board of Trade, which are half way through a compilation of the number of theatres in the U. S. using sound as well as the type of instruments doing the reproducing.

Boards were assigned this job of tabulation because of the quantities coming from producer members, as well, on theatres equipped for sound, day's office will be the first to have a complete list, and it will make public within the next week. At present not even the electric companies can provide information on other than their own installations.

### Directing Teams

Los Angeles, April 23. Fox is instituting a policy of combining screen and stage directors on all pictures. Latest assignment as director is Lumen Hays, stage actor, to direct dialog exclusively. Three teams of co-directors are William Culler and Razon Walsh, Donald Gallagher and Charles Klein, and Irving Cummings and Clarke Sibley.

Robert Milton, stage director, and Dorothy Arzner, screen director, have formed voluntary directing team. Milton will help on "Illusion" while Miss Arzner will reciprocate on "The Road to Reno." Hal Skelly and Walter Huxton. Team arrangement has the entire approval of Paramount studio execs.

### Theda Bara's Voice

Los Angeles, April 23. Theda Bara, Fox's ace in the early days, is negotiating for a return to that organization to work in dialog pictures.

put upon the other, and so throw into the defendant's radio electric impulses which came out through the radio as a performance of a copyrighted musical composition. It is not necessary in any way the act of the defendant. If it was a performance, it was not a performance. It is not necessary to consider whether the defendant operated the radio for profit. The plaintiff is not necessary to the injunction prayed for or damages.

The effect of this decision which establishes the right of the receivers to any program broadcast will be far reaching, as it gives every hotel, theatre or other public place the right to receive radio music for its guests.

## \$10,000,000 AS CONSIDERATION

Probability Joe. P. Kennedy Will Retire From Organization if Deal Goes Through—Meehan and Friends Want to Hook in Pathé With Sono-Art—Setting Price on Stock Reported Block at Present

### DOWLING'S BUNCH

Mike Meehan, one of the biggest of Wall Street operators, with a group of friends and including J. Raskin and Wm. F. Kenny, is reported dickering to buy Pathé. American involved for construction common stock is said to be around \$10,000,000.

Joseph P. Kennedy is reported having entered into a new signed agreement with Blair and Company, Pathé bankers, whereby they direct that company for three more years. In the one year Kennedy has been at head, he turned it from red to black. The story says that Kennedy will not oppose any sale, with his Pathé stock to be in the lot sold, and that he will retire as Pathé's head if the deal goes through.

Meehan, et al. are said to be heavily interested in Sono-Art, the independent talking producer, which made the Eddie Dowling talker, "Rainbow," now at the Selwyn at 14th and Dowling as the star. The team to acquire Pathé is to hook in Sono-Art with it.

The Meehan-Raskin-Kenny coterie holds close friends of Dowling, who would like to promote him theatrically as Dowling might suggest, with money the least of all for whatever is decided upon. The success of the first Dowling talk picture may be largely instrumental now in shaping up the future of Sono-Art.

### Considerable Talk

It is reported that the negotiations for the purchase of Pathé are going through the bankers, on both sides. Other than a delay in agreeing upon price per share, no much information is available. There is no denial in interested quarters that there has been considerable talk of late along this line.

Kennedy has been held in Boston for the past two weeks through the critical illness of his father. Inquiry at the Pathé office as to whether it is known that Paramount or other plans for Pathé or another merger with that producer-distributor was met with the answer no one there knows what may be in Kennedy's mind. The statement that Kennedy would not oppose a sale of Pathé to Meehan and would sell his own stock at the same time, was quoted by one of Kennedy's associates.

### Chalapin Free

Despite all reports, it is said that Chalapin is not involved in the picture contract to date. The highest offer so far received by Chalapin has been \$100,000. It is not holding out for money, it is said, but rather to see that he is properly placed for a singing talker.

### Beery Going M-G

Los Angeles, April 23. Wallace Beery is leaving Paramount Pictures to develop Beery into an individual talking star.

### Brenon With Radio

Herbert Brenon will direct for Radio Pictures.

He has been with United Artists, mostly directing Samuel Goldwyn productions.

### Just Listen!

Of course nothing can paralyze the trade again, after the Loew control sale to William Fox, which is now in progress.

It's said that William Fox has offered to buy Paramount or Fox or both.

It's said that Warners have offered to buy Paramount or Fox or both.

It's said that Paramount has offered to buy Fox or Warners or both.

Take your pick, but neither is an idle rumor.

## UNMAY LEASE

### U. S. STUDIOS

As the outcome of New York conferences between Carl Laemmle, Robert G. Walsh, studio chief and home office executives, Universal is understood definitely set on plans which call for an initial expenditure of \$500,000 to lease and equip studios in the east. Budget for its schedule of releases, which for 1933-34 include 30 features and 62 shorts, has been set at approximately \$400,000.

With the three year lease under contemplation U will likely pick the old Cosmopolitan studios, leasing them under a long term lease, interspersed with options for renewal, from Radio City of America. It is pointed out by U men that Cosmopolitan can be acquired in view of Radio's new Greenwich Park plant.

U's production expert, James C. Van der Brugg, is said to be transferring Broadway's live stock to the screen can be transferred most timely and economically in New York. Even four such pictures a year at \$250,000 apiece would result sufficient saving to pay for the maintenance of the studio here, Universalists believe.

## Paramount Assembling Enlarged New York Site

As another step in absorbing the parcels of property on West 46th and 47th street, flanking either side of the Criterion and Loew's New York theatres, Paramount Monday closed for the row of buildings from Nos. 152-160 West 46th street. This is the property occupied by the Lobster restaurant and annex and takes in the Van Allen apartments, 160 West 46th, four-story office building, previously absorbed by Paramount. The deal of this week involved \$100,000 for the property.

It is known that Paramount is planning on a 7,000 capacity amphitheatre, to top the Roxy in capacity, and to use the firm formerly known as the New York City monument, structurally and aesthetically. The building will be the new house, which will front on Broadway from 44th to 46th street, is part of the plan.

### Santal With Fox

Los Angeles, April 23. First National has relieved Art Santal from his contract with calls for two more pictures. Film was to have been "Paris," starring Joan Blondell, which was in production June 10. Another director will be assigned.

Santal is said to will immediately go over to Fox to whom he is reported under contract for five pictures at \$100,000 per picture.

### WEALTHY COLORED GIRL

Bessie Smith, chief of production of the Picture Palace, who is known as Columbia-Victor Gerns, has completed production of "Ojo" in which she plays a colored woman. Other shorts scheduled to be released soon include "Nun-Blackstone," "Nun-Blackstone," "Nun-Blackstone" in "Jailhouse Blues," Frank Crumit, "The Gay Cabaret," and Buddy.

Mamie Smith is reputed to be the third wealthiest colored woman in America.

## FOX STEALING NEWSPAPER CENTS

### Showing Movietones on Grind at Waldorf-Astoria—Fox Cigars; Too

Converting the stately Waldorf-Astoria during its last week as a landmark into a grind, William Fox, for less than \$5,000, practically stole the American Newspaper Publishers' convention. He sold Fox Movietone Newsreels to over 1,000 publishers and editors from every part of the country in a matter of time when they were not "listening and hearing" and reading Fox booklets and smoking Fox cigars, they were being taken in batches to the local studio for personal recordings.

Fox even scored a visit of President Hoover. Fully a half hour before the chief executive's arrival to address in person the Associated Press delegation, Earl Wingart, acting publicity director, was supervising the protection on the screen of an address by Mr. Hoover.

The reception room on the main floor, which Fox Movietone transmitted through a portable apparatus has been doing such capable business since the convention opened that extra bellhops have been conscripted to keep the crowd of pressing standees, congesting the lobby, on the move. The room, incidentally, costs Fox the price of \$100,000 a week, which the Chicago Tribune is paying and did get at its figure.

With a few hours worth of prints, including every notable, from Hoover to Lindbergh, Fox has been in the morning and closing it at 11 in the evening. Intimations are taken only when serious business of the convention is under way and then half the house is used and the shoed away by irritated master-at-arms.

Operators and a supervisor are kept busy doling out fare at the world's most socially prominent private party. The most notable point out that it is the cheapest rental ever paid for an S.R.O. house, six days amounting to just \$1,500.

## Fox Going After Commercials Outlet for Sound Films

Concentration on developing non-theatrical phases of sound production, which Fox has been planning to be started by Fox on May 1, when the Commercial Division of Fox is taken over in entire form for headquarters in a Broadway, New York, office building.

Division of the studio will be augmented shortly after the removal from present quarters in the Waldorf-Astoria to its portable home. To date about 20 industrial features have been made, the department taking care of the portable cameras and equipment to the customer's plant.

### 900 Feet Underground

Los Angeles, April 23. A Caribald Production unit will work 900 feet underground on some of the most interesting pictures for which the troupe will go to Roswell, N. M., about May 1.

The picture, "The Mad as Hell," is a background with the Caribald caves, a Government reservation extending from Roswell to the Rio Grande. The necessary lighting and portable recording equipment will be taken to the site in a portable location placed in a half mile from the entrance.

Production is planned by James Kirkwood, Blanche McWhorter, Donald Keith, and Philo McCulloch. Story is by John Ellsworth.



# The Speaking Voice

By J. C. Nugent

The elocutionary efforts of the once silent actors are not as funny as they sound.

Only the speaker is not intending it to sound funny.

However, the effort to develop a better speaking voice is in itself praiseworthy.

The trouble is, too much is expected of a few lessons and a few exercises.

A few slanging lessons will not make great grand opera stars out of everybody.

But quite a few years, under great teachers, will sometimes make a great singer out of somebody.

And the others to be taught something, at least, by the training.

Laymen, unaccustomed as they are to speaking on or large auditoriums, rarely have occasion to use tones that will carry beyond a few feet.

And when they do, they yell.

A trained actor can fill a large auditorium with a whisper.

Selling has nothing to do with it. He has, through experience, developed a range of tones before beginning.

The laymen are entirely undeveloped.

Also he has, or should have, in his earlier years, mastered all the a, b, c's of voice, the proper inflectional pattern before beginning speech, thus obtaining the attention.

Thus, his high tones can be kept until needed.

He learns to know how many perfect notes he has in his local range, without strain or grate, and adds to it.

## Warners' N. Y. Trucks

Warners is reported to have four sound trucks for New York production.

Plans supposedly call for much more stuff and sound "Maximilian" this summer including special subjects to be made at Coney Island and other typical New York locations.

## STARTING OF "GENIUS"

Los Angeles, April 23. After postponing production on "The Genius" more than six months ago, Paramount now believes it time to make the picture.

Studio has assigned Louis J. Gasnier and Edwin Knopf to make the final screen treatment and co-direct.

## BAER-BOASBERG COMEDIES

Radiant Pictures, new joint production venture of MCA Photophone, is going into production at the Gramercy Studios, New York. Output will be one and two-reel comedies and shorts.

"Bugs" Baer has been engaged for the dialog, alternating with Al Seidman. The latter will also direct.

## LEVIGARD'S 8-REELERS

Los Angeles, April 23. Joseph Levigard, who went to Germany to make "The House of the Blue Room" for Universal, has returned to the home studio.

He has been assigned to make 15 two-reel mounted pilot stories featuring Ted Carson. Production on first starts May 4.

## Holland's Sound Plans

Washington, April 23. Albert B. Holland, former and first contact man here for Fox Movietone News, has been placed in charge of the film plant recently acquired by Fox for its sound newsreels.

Five men are regularly assigned to the plant, Holland, a pilot, mechanic, cameraman and sound man.

## Another "Tarzan" Serial

Los Angeles, April 23. Universal will make another "Tarzan" serial. Frank Merrill and Natalie Kingston will be starred under supervision of William Lord Wright.

No title selected.

## Collins' 1st Jewel

Los Angeles, April 23. Low Collins' first assignment as a director of Jewels for Universal will be "Flaming Daughters," an original by Beatrice Van.

George Lewis and Barbara Kent will be co-featured.

## Barthelmess' Rex Beach Story

Richard Barthelmess may do "Son of the Gods," by Rex Beach, for First National.

## WURLITZER'S HORN

Wurlitzer is experimenting with a water horn for theatre amplification, which it purchased in Germany. Devois is now reported to be in Cincinnati, but is due in New York for demonstration within two weeks.

New contraption has a water pan at its base to mellow the volume, on the same principle as how a phonograph record sounds when coming across water.

There is also a horn in a box, with a set of tubes directing the sound to the pan after it has been amplified by the various tones and placed them in respective channels.

Headpiece is placed under the screen with the horn much smaller than those now used by Western Electric.

## Making Up Lost Time, Columbia's 5-Unit Stages

Los Angeles, April 23.

Additional sound stages now being completed at Columbia studios will enable the staff to work four days a week one time. Normal production at this plant has been two units.

In order to catch up with the program it has been necessary to sign 21 directors and 10 writers.

Directors under contract from picture to picture include Frank Capra, George Archainault, Ben Kratoch, Al Rogal, Richard Thorpe, Ralph Lewis, Frank Strayer, Joseph Henabery, Lynn Shore, Harmon Weight and Phil Rosen.

Among the writers are Howard Green, Ralph Greaves, also under contract as actors: Gladys Lohman, Gertrude Orr, Eileen Hibbard, Adele Buffington, George Marshall, Jack Townley, John Natford and Louis Stevens.

## Menjou Gets "Concert"

Los Angeles, April 23.

Emil Jennings has obtained cancellation of his Paramount contract. It's due to dissatisfaction over a double speaking his lines in "The Patriot," with the star now preparing to return to Germany.

Studio is readapting "The Concert," to have been Jennings' next for Adolphe Menjou. Victor Robertson will direct, with Ruth Carter as opposite. Production scheduled for May 1.

## Browning on "13th Chair"

Los Angeles, April 23.

Ted Browning will direct "The 13th Chair," by Bayard Veiller, for M-G-M.

Work is in preparatory stage, but picture will be all dialog.

## Gambly-Hale's Film Ensembles

Dances for "Glorifying the American Girl" (Par.) to be made in the east, will be staged by Gambly-Hale.

## Amusement Stock Sale Agents Get N. Y. Licenses

Albany, April 23.

Licenses issued by the Secretary of State, in connection with the provisions of the General Business Law designed to protect New York stock investors in the sale of securities, include the following:

Sound and Color Films (Inc.) to float an issue of seven percent cumulative preferred, and common stock, par value \$100, in a new share corporation, with offices at 55 West 42d street, New York.

George M. Forman & Company, Inc., 120 Broadway, New York City, to act as syndicate manager in the handling of securities of Fishers Paramount Theatres Corporation of Chicago. The securities consist of first mortgage 8 1/2 percent serial bond. Company is a Delaware corporation, with headquarters at 1518 North American boulevard, Chicago.

Royal Securities Corporation licensed to act as syndicate manager in the handling of securities of Famous Players Canadian Corporation, Royal Bank building, Toronto, Canada. Issue is a 10 percent cumulative preferred, and common stock, par value \$100.

Consolidated Securities of New York offers of 100 Broadway.

Thomas H. Mulhall & Company, Inc., a home office, 100 Broadway, New York City, to act as syndicate manager of securities of J. M. Mulhall & Company, Inc., a Delaware corporation, with headquarters at 340 Greenwich street, New York City.

Stark & Company, Inc., licensed to act as dealers in common stock, par value, of Picture Transmission Corporation, a Delaware corporation, with offices at 7 East 44th street, New York City.

Stark & Company, Inc., are at 200 Broadway, New York City.

James K. Westover, of 1704 Liberty bank building, Buffalo, licensed to act as dealer for securities of Universal Wireless Communication Company, Inc., a Delaware corporation, 1704 Liberty bank building, Buffalo.

Chester Laboratories, Inc., a New York corporation, with offices at 18 West 9th street, licensed to handle issues of its own common stock.

Stark & Co., of 100 South La Salle street, Chicago, licensed as syndicate manager for Abbott Laboratories, a corporation consisting of \$5,000 shares of common stock. Laboratories is Illinois corporation, at 1440 Commercial street, Chicago.

Secretary of State notified of listing on New York Stock Exchange of 144,000 additional shares of common stock of Warner Bros. Pictures, Inc.

## Denny's U Split

Los Angeles, April 23. Reginald Denny's contract with Universal will not be renewed when it expires June 1.

Denny has one more picture to make before this date and is already negotiating with other coast producers.

## 40-DAY REBUILD

Los Angeles, April 23. Paramount sound stage, rebuilt following destruction of the first by fire, was put in use just 43 days following the clearing of the ground. Moran and Mack opened it with "Backstage Blues."

Building contains four sound chambers, each 70x100, four monitor rooms and generating, ventilating and heating rooms.

## ROCKING CAMERAS

Los Angeles, April 23. "Isle of Lost Ships," F. directed by Irvin Willat, will be made entirely inside the studio.

It'll be necessary for the cast to cultivate sea legs as the cameras will do all the rocking.

## Brand's Foreign Assignment

Los Angeles, April 23. Harry Brand, scenario writer for Fox, has been delegated to go to Europe and dig up material and locations for a story that is to be made there.

Last summer Brand went to Europe with David Butler to make "Chasing Europe."

## Net Ross Leaving

Los Angeles, April 23. Net Ross, with Universal for 19 years, working his way up from a menial position to a director, leaves for Europe to complete a picture he is now directing.

## PAR-SHELVES "KID BOOTS" ON ZIEGGY'S KICK

Prepared It Under Cover—Too Much Strain 'for Cantor

Paramount has stopped production on "Kid Boots," scheduled as \$750,000 to \$1,000,000 musical with Eddie Cantor. Following a strong protest from Florence Ziegfeld that he would permit Cantor to undergo the physical strain ensuing from this extra work. It is reported that Ziegfeld would not permit Cantor to work without giving Cantor a chance to work properly in "Whoopee."

"Kid Boots" was scheduled to be prepared at the Paramount studios on Long Island. Casting had been practically completed and the picture was being issued from accounts. Settings had been arranged and production was set, with Joseph Savary assigned to direct.

Eddie Cantor's doubling last year brought severe illness, which partly accounted for his leaving his stage work earlier than expected at that time.

It is reported getting \$7,500 a week when employed by Paramount for picture work on "21," with salary in proportion when working part time.

"Boots" may be resumed following Cantor's recovery from the illness. "Whoopee." It is not expected any attempt will be made to produce the picture until Cantor is in the silent version of which was made by this firm with the comic a few years ago.

## DAVIS WESTERNS AND SOUND

Los Angeles, April 23. J. Charles Davis will make 24 westerns in four series of six each led by a male player. Production starts in June, with delivery Sept. 1.

Each of a series will be in dialog.

Davis has taken the agency for western states of Kine-Tone, reproducing system, made by S. and S. Enterprises. It is for disk, in exchangeable and price, ranges from \$1,500 for under 1,000 seats, to \$2,000 for over 2,000 seats. Sound and picture will be available at added cost of \$50 a day.

## LAKE'S U-COMEDIES

Los Angeles, April 23. After some reluctance on the part of the Lake family, who have made comedy parts at Universal, where he is under contract, the actor has agreed to make a picture for Warner after completing a featured part for Warner.

He is doing two-reel comedies.

## LANE AND PAGE AGAIN

Los Angeles, April 23. Following their work as a team in "Speakeasy," Fox has assigned Lorraine Lane and Paul Page to "The Girl from the Sea." The picture is being made at the Fox studios.

Benjamin Stoloff will direct, with most of the picture to be filmed at sea.

## "HORSE'S" SOUND FILM

Los Angeles, April 23. Ken Maynard's second for Universal will be "The Dark Horse," by Harry Brown. It is the first sound picture giving a prominent role to a horse.

"This will be part dialog. Company at Victorville on location.

## DOUBLE AIR CHAMBERS

Los Angeles, April 23. National Film, which has leased the Century studios, is sound proofing one section stage with double air chambers.

It will be one of the largest sound chambers on the coast.

## Consolidated's 16mm. Man

Consolidated Laboratories has bought out the business of Oscar Bucheister, title maker and 16mm. man.

Bucheister takes an executive position with Consolidated.

## Hubbard's WS Assignment

Los Angeles, April 23. Lucien Hubbard, former production supervisor for M-G-M, named the same capacity for Warner.

## PEVERLY J. MARLEY

Acclaimed as one of the best motion picture camera men on the Coast has just completed the photography on "Dynamite" for C. B. DeMille. He has been on the DeMille payroll continuously for the past nine years, drawing salary whether active or not. Every one of the important pictures made by DeMille in that time was photographed by Marley. It is understood that DeMille will give him a chance to function as a director shortly, as Marley has shown great aptitude in this direction.

# Overhead Trolleys for Sets and Lights on Par's New Sound Stage

Los Angeles, April 23. Paramount will immediately install on its new quad sound stage a double monorial system to automatically transport sets and electric lighting equipment. Frank Brandon, superintendent of the stage, began work on the plan three months ago in an effort to cut down one of the heaviest expenses in picture production, the erection and striking of electric equipment.

Under the new plan all sets intended to be used on the sound stage will be built on the adjoining stage, No. 2. Each of the walls of the set will be erected separately, and when everything is ready for final installation, one of the electrically lifted bobs by machinery to a rail extending into each of the four chambers of the sound stage. The two or three other sections can be placed just behind the first and the entire structure started on its way. There the several sides will be dropped in their respective places and carpenters can join the corners, completing the room. Entire process of transportation is done comparatively a few minutes in contrast with the old method of lifting a side on to a dolly and wheeling it a crew of 10 or more men. That cost of construction on the stage, a matter of many hours.

After present practice no set may be struck until 24 hours after shooting of the final scene, due to necessity of inspecting the rushes and making sure no retakes will be called for by reason of errors. Under the new system, sets may be dismantled at the corners and the sides again elevated to the wall and sent on the dolly to the large storage bin which is to be provided at the end of stage No. 2. This will make it possible to become immediately available for another set. In the event of a retake it will be a simple matter to pull the set out of storage and reassemble.

Handling Equipment. Above the monorial designed to transport sets will be a duplicate system running to the electrical department instead of to the stage bin. Here, instead of a crew lifting heavy electric equipment onto trucks, conveying it to the sound stage and then going through the time consuming process of moving it from truck to floor and then lifting it by tackle to the rafters, a couple of men will hook the lamps on the monorial and send the equipment on its way. It will land at the proper elevation for forcing in the camera and for the equipment. Lamps for the floor will be put into a receptacle the size and shape of the set, lifted up on the rail and eventually deposited on the floor of the stage. It is simply an extension of the principle of the parcel carrier in the department store.

All designs have been completed and contracts drawn for the installation of the machinery and equipment covering the sound stage. No extension of the plan to other stages is contemplated at the present time.

## LAEMMLE'S CAST CHANGE

Los Angeles, April 23. Upon his arrival on the coast Carl Laemmle learned that Joseph Schildkraut taken from the cast of "Evidence," in which he was to have been featured by Laura Lee Plante, Laemmle believes "Show Boat" must be Schildkraut's worthy of heavier responsibility.

Neil Hamilton has been borrowed from Paramount to replace.

## Metro's 2 Directors

Los Angeles, April 23. M-G-M added two directors: E. Mason Hopper, under a yearly contract, and Charlie Brabin, who has been featured by "The City of the Future" for the company, being given a three-picture agreement.

## John Dillon Gave "Sally"

Los Angeles, April 23. John Dillon will play the part of Marly Miller in "Sally," to be made as a musical by First National.

## Young Fairbanks' Contract

Los Angeles, April 23. First National has bought Fairbanks, Jr., on a term contract.

## Femme Barkers

Los Angeles, April 23. A number of street corner lunch box girls have become so dizzy in their aspirations to attract attention and money that they are now posing and imitating well known stage and screen players.

One girl at a busy intersection impersonates Chaplin by going through his hat and cane routine and wearing the familiar Chaplin moustache. Others put on dance numbers and warble in an attempt to make two-bit sales from which they make a five-cent profit.

## U's Suit on Unused

### Scenarios Up Is Test

Los Angeles, April 23. After waiting nearly five years in an attempt to find a satisfactory method to base suit, Universal filed briefs before Superior Court Judge Brown on an action to recover from County Assessor Hopkins, \$1,129 paid in 1924 as taxes on 40 scenarios owned by Hopkins at a value of \$46,830. With the stipulation of facts now before the court, attorneys for the county assessor will follow with briefs, after which arguments will be heard. The assessor claims that the scenarios on hand and not produced, or actually scheduled for production, are of intangible property of questionable value and therefore not subject to taxation. If, however, the right to sue on the copyright is taxable, Universal contends tax could only be levied in New York state where its home offices are located.

Film company paid the taxes levied by Hopkins proper protest, and immediately entered an action for refund. Indications are it will be 60 days or more before a decision is rendered.

This is the first case of its kind ever brought to court in Los Angeles county, and the outcome will establish a precedent upon which future assessments on scenarios will be heard.

## M-G's Dual Versions

Los Angeles, April 23. M-G has declared its future production policy will be to make both silent and sound versions on the majority of the current year's production.

Only in cases where a sound picture does not lend itself to a silent version will it be overlooked and vice-versa with silent versions.

## WRITERS CHANGE OVER

Los Angeles, April 23. Locals of Graham Baker and Harvey Gates, Warner scenarists, have been transferred to the First National studio. At FN Baker will be scenario editor under Arthur Heacock, replacing Anthony Caldwade, scenario editor and associate producer. Latter will return to Warner as editor.

## Mr. Wallace Reid Through 1st Div.

Los Angeles, April 23. Four talking features to be produced by Mr. Wallace Reid will be released through First Div. Same organization is also handling the James Cruze productions.

## Clement R. P. Castor

Los Angeles, April 23. Harvey Clement, for past 18 months assistant to Mack Sennett, engaged by Radio Pictures for a similar position as assistant to Rex Beach.

## Danny O'Shea's Comeback

Los Angeles, April 23. Danny O'Shea, former Mack Sennett juvenile, returns to the screen after more than a year. He will appear in United Artists "Lumox."

## "The Vow" Bought

"The Vow," novel by Paul Trent, has been purchased by First National for talking picture production.



LEON LEONIDOFF

Royal Theatre, New York  
Director of Productions  
(Assistant to Mr. E. L. Rothafel)  
Greatest program of Spring Divertissements this week (April 24) and to be retained for a second week.

## FOX REVISES

### New Lead for "The River" and Dialog for "A Devil"

William Fox has ordered back to the workshop a number of costly productions which last fall were cancelled upon an leaders of the 1929-30 releases. Necessary for re-shooting re-shooting and injection of dialog will now take place.

"The River," which played the Gaumont, set for a brand new two-lead lead. Present first 5,000 feet will be discarded and other action will be substituted. Dialog has been ordered for "Four Devils" and "Our Daily Bread" which the pictures with ago, is being reconsidered as a talker prospect.

The pictures which have been shown in New York with sound on method, are now transposing the synchronization to disk at the Victor studios in Camden.

## F. N.'s Contract Chorus

Los Angeles, April 23. First National has put under contract a complete vocal chorus, all members being capable of singing and dancing in place.

There are 24 girls and 13 men in this chorus.

## INCE'S TWO

Los Angeles, April 23. Ralph Ince is returning here after spending a few weeks in New York in an attempt to obtain suitable facilities for filming "The Aquittal," to star Bert Lytell for Columbia. It has been decided to make the picture here, but in the meantime Ince will direct another picture for Columbia while waiting for Lytell to finish his present stage engagement.

## NATHAN'S DIALOG FILMS

Los Angeles, April 23. Al Nathan will begin production on a two-lead all-dialog comedy and dramas at Tec-Art studio. First will be an adaptation of a vaudeville sketch, "What Happens," written by and played in by Latty Farrow, who will direct the series. Nathan later plans to do features.

## CAESAR'S BARRYMORE DIALOG

Los Angeles, April 23. Arthur Caesar has been placed under contract by Warner as a scenario editor and writer. Caesar will be an aid to Darryl F. Zanuck, and is to sit in on all story conferences besides providing dialog for all of the John Barrymore productions.

## PATHE'S COLORED "FIND"

Los Angeles, April 23. Pathe believes it has secured a colored talent in Beulah Hall Jones whose previous experience has been confined to stage and a tea room for a local department store. Miss Hall is playing the name part in the first of series of Hugh Wiley pictures.

## TAYLOR'S U RECORD

Los Angeles, April 23. Ray Taylor cameback "Come Across" for Universal five days ahead of an 18-day shooting schedule, and was under the budget by \$5,000.

This establishes a record for Jewel productions. Last reel of picture has dialog.

## New Vocation

New vocation developed by talking pictures is the profession of hole-borer. This is a new job with a bent with brass and bit goes about boring small holes in the walls and floors. This is to let in oxygen thereby killing the "deadness" that interferes with good recording.

Another new term is "dog house," slang for camera booth.

## Think Otterson on Coast For Indie Sound Situation

Western Electric is now looking for revenue in the independent producing field. Company aware that indie producers cannot stand even a fraction of the franchise costs exacted from the bigger producers, and are seeking a way whereby indie product can get WB recording on a rental basis with a franchise holder.

At the company's headquarters it is planned that J. E. Otterson's presence on the coast is chiefly to consider this angle of the independent producing situation. It is also held there that the indie production tape may be cut so that indie can pay the rent and sell in the market. The pictures with WB recording.

## Los Angeles, April 23.

J. E. Otterson, president of Electrical Research Products, Inc., is in New York on his last visit since formation of that adjunct of Western Electric.

He plans to remain several weeks.

## 8 Color Cameras and 80 Girls for Revue Scenes

Los Angeles, April 23.

Paramount is using eight technical camera on the modern revue sequences in "Hurricane." More than 80 girls are in the ensemble with Earl Lindsay directing the dance numbers.

## ADDING MUSIC

Charlie Films is adding music and other productions to a series of colored shorts already released. RCA is synchronizing on film and Columbia's manufacturing the disk records. As many prints are already in circulation any short or cut negatives are worthless for any purpose.

Only difficulty reported is in the San Francisco section on "Down Hawaiian Way." Cuts were made in this territory because the picture said nice things about Los Angeles. That's out in Frisco.

## AFRAID OF "BURLESQUE"

Los Angeles, April 23. Paramount will not release the series of "Burlesque" shorts under that title. Company is afraid of it in the provinces. New title not yet chosen.

## ORIGINAL OPERETTA

Los Angeles, April 23. Harry Murray and William Le Baron will collaborate in writing to original operetta for Radio.

Le Baron will write music and Le Baron book and lyrics.

## Levine's New Order

Los Angeles, April 23. Nat Levine, who produced two shorts for Metro last week, is on route here from New York with an order to produce two shorts for Metro.

Levine plans to make one with sound and dialog.

## Mun's Eskimo Role

Los Angeles, April 23. Paul Munroe will be starred by "Frozen Justice." He will play an Eskimo.

The picture will be a talker directed by Alan Dwan.

## Dinner for Carl, Jr.

Universal studio employees will stage a dinner April 27 at the studio for Carl Laemmle Jr.'s 21st birthday.

## Los Angeles, April 23.

Fox has abandoned the use of supervisors for production. This week it is understood the appointment of an executive production cabinet of these to work under R. Sheehan and St. Wurtzel will be announced.

The production cabinet will consist. It is understood, of George Middleton, Chandler Sprague and Malcolm Stuart Boylan. Their work will be divided into three separate parts, each responsible for certain number of stories and their ultimate production. As a group they will sit in on all story conferences for development of the narrative.

Bert Millhauser, one of the press agents for Fox, already left the organization. Philip Klein, another, will be assigned to writing. Fox's plan is to retain in an executive capacity, aiding on exploitation and publicity. Kenneth Hawes has been assigned to directing as he has a two year contract and is now at work on "Son of the Sheik." He was given the task of finishing the job as Butler was called over to complete work on the Fox "Movie." James McGinnis, the other supervisor, will be kept in executive capacity as Fox is seeking a doctor and consultant.

## NEW YORK STUDIOS ALL FAIRLY ACTIVE

Irish is the story theme and the predominating normality in "My Lady" now in production at Pathé's eastern studio. In addition to "My Lady," which is being directed by Betty Lawford, Carol Keith-Johnson, Harold Lloyd, Edna Best, and Nansy, J. M. Kerrigan, Richard Tabor, Louis Borin, Mackenzie Hargis, and Eddie Moran, Warner, Tyrell Davis and Ollie Mack, Sonia Karlow is the only non-Irish picture in the line.

Irishers are having a quorum on the production end with Kenneth Hawes, Eddie Moran, Warner, Tyrell Davis and Ollie Mack, Sonia Karlow is the only non-Irish picture in the line. Irishers are having a quorum on the production end with Kenneth Hawes, Eddie Moran, Warner, Tyrell Davis and Ollie Mack, Sonia Karlow is the only non-Irish picture in the line.

M-G-M studio empty and idle all last week. The studio was scheduled to start on an independent talker, "Love's Shadow," but the studio was idle all week. The studio was scheduled to start on an independent talker, "Love's Shadow," but the studio was idle all week.

## "Glorifying" April 22

Paramount starts "Glorifying the American Girl" Monday. This much adapted picture is finally in production with J. P. McEvoy's script and dialog. Barbara Newberry, Olive Stone, and Healy and Crandall have principal roles. Ralph E. Austrian is supervising the work which was written by Edna Tunes from various editions of the Zeigfeld "Polles" are to be re-staged for the picture.

Earl Wingard, now with Fox, is returning to the Paramount studio to make the only talker. Wingard is the fellow who had to move his family from Coast to Coast. He is now in Los Angeles and the numerous transfers of studios allotted him by Fox.

Paramount's week made a talking short of Hon. David M. Low, secretary for Australia. Australia. This is the first used on the opening program of the New York World's Fair, Sydney in May.

Warner last week produced "Clasie Lotius, Fred Ardath, Roy Sedgwick, and Albert E. Smith. Additionally, Don Aitken and His Argentine made the first known sound picture in Spanish. It is for foreign release.

## NANCY CARROLL'S OPERETTA

Los Angeles, April 23. Frank Harting, musical composer, is here from Los Angeles and is to write incidental music and score an Irish operetta starring Nancy Carroll.

No definite story selected.









WARNER BROS. SPECTACULAR SINGING SUCCESS



# The DESERT SONG

PLAY IT DAY & DATE WITH BWAY

**OPENS**

**MAY 1<sup>st</sup>**

**WARNER BROS.  
THEATRE  
N.Y.C.**

**TWO-A-DAY at \$2.50 TOP**

## PREPARE FOR PARADISE!

"PREPARE FOR PARADISE"  
when you play "The Desert Song!"

PREPARE for love songs that  
make women yearn for their lovers!

PREPARE for dancing girls!  
Houris! Odalisques! Charmers of  
men!

FORGET anything you know about  
records, runs and receipts!

PREPARE for the biggest box  
office picture you have ever seen or  
heard anywhere!

With  
**ALL STAR  
ALL SINGING  
ALL TALKING  
CAST**

**116 DANCERS  
104 SINGERS  
104 CHORISTERS  
109 MUSICIANS**

Based on the Story by Otto Harbach,  
Laurence Schwab, Oscar Hammerstein, 2d,  
Frank Mandel; with Music by Sigmund  
Rombert; Scenario by Harvey Gates;  
Directed by Roy Del Ruth.

A  
WARNER  
BROS.

**VITAPHONE**

SINGING  
PICTURE





"The Thinker" as  
expressed by Rodin



Exhibitors, too,  
are Thinking today!

# THE THINKERS!

**P**LENTY of thinking going on in this industry today. The future? Metro-Goldwyn-Mayer is the answer! M-G-M product, Sound or Talking or Silent, is the most reassuring note in the business. "THE BROADWAY MELODY," a national sensation. "THE TRIAL OF MARY DUGAN" Broadway's new \$2 smash. "THE IDLE RICH" coming. Those three ALL-TALKING pictures

are the new Era Road-Show-Size Talkies that make early Talking efforts seem amateurish by comparison. M-G-M's Movietone Acts are marvelous. Now come HAL ROACH'S great ALL-TALKING COMEDIES with "Our Gang," Laurel-Hardy, Charlie Chase and Roach All-Stars. M-G-M silent pictures are life-savers to many theatres today. The future? It's rosy when it's secure! There's one company that insures the future—that's M-G-M!



**WILLIAM HAINES**  
**THE DUKE STEPS OUT**  
has broken every weekend  
record at Capitol, N.Y.  
Smashing records all over!



**GRETA GARBO**  
**WILD ORCHIDS**  
is doing sensational busi-  
ness. 2 Big Weeks on B'way.  
Extended run hit!

## SOUND OR SILENT—THE GREATEST!

Ramon Novarro in "THE FLYING FLEET"  
"THE BELLAMY TRIAL" (Talking or Silent)  
"WOMAN OF AFFAIRS" (Gilbert-Garbo)  
William Haines in "ALIAS JIMMY VALENTINE"  
(Talking or Silent)  
Ramon Novarro in "THE PAGAN" (He sings!)  
Lon Chaney in "WHERE EAST IS EAST"  
Willard Mack in "VOICE OF THE CITY"  
(All-Talking or Silent)  
and More! More! More!

**EXTRA!** Laurel-Hardy in their first ALL-TALKING COMEDY "Unaccustomed As We Are" is now playing with \$2 run of "Broadway Melody" at Columbia Theatre San Francisco.

# METRO-GOLDWYN-MAYER

Firm and Foremost

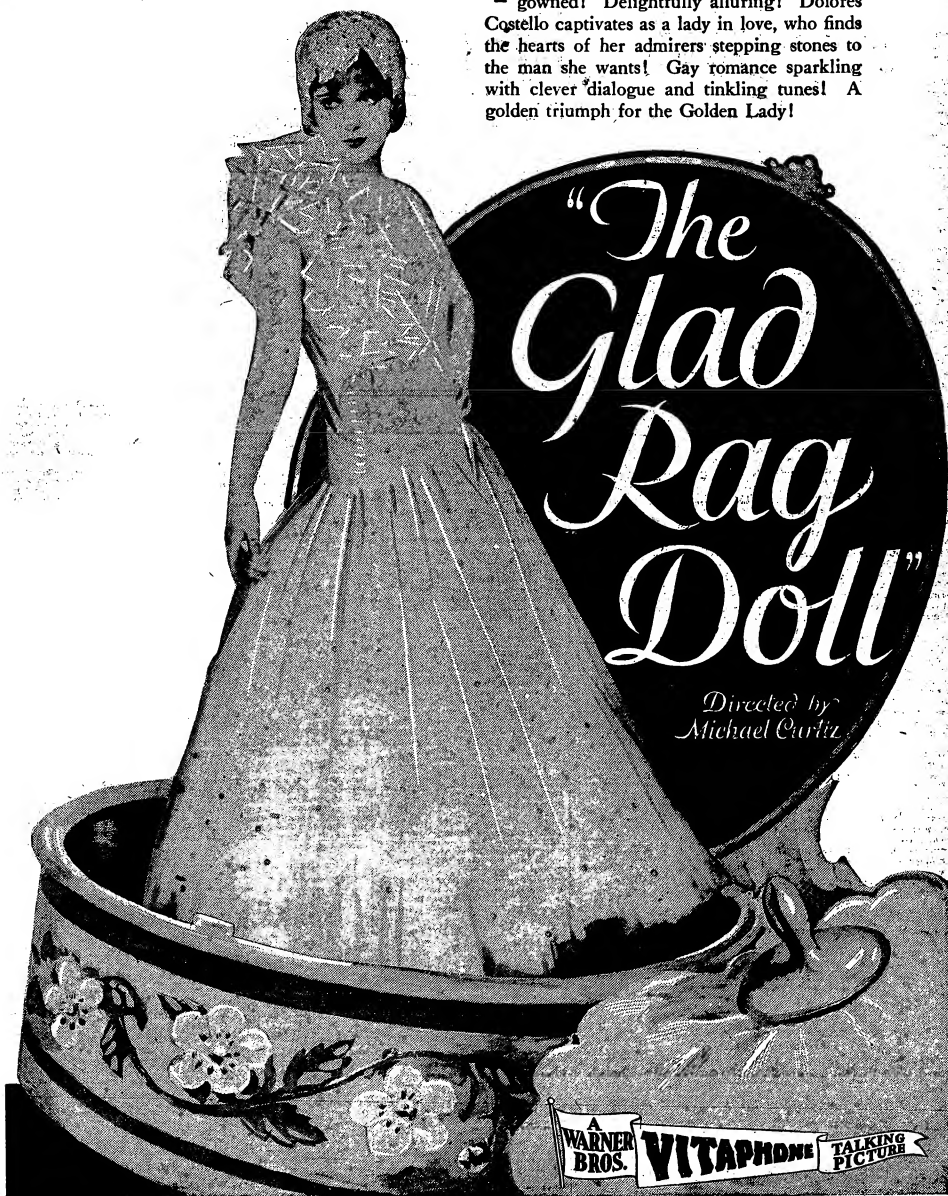






Warner Bros. present  
**Dolores Costello**

THE Belle of the Box Office! Georgetously gowned! Delightfully alluring! Dolores Costello captivates as a lady in love, who finds the hearts of her admirers stepping stones to the man she wants! Gay romance sparkling with clever dialogue and tinkling tunes! A golden triumph for the Golden Lady!



# THE WORLD'S GREATEST ENTERTAINER!

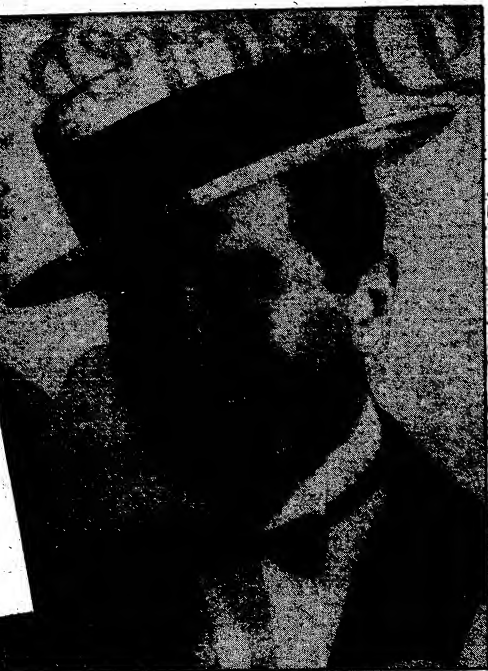


"The greatest entertainer now  
before the public!"  
—*New York Evening Post*

"Chevalier created such a riot that  
finally his piano had to be rolled off  
the floor so that the show might  
continue."  
—*New York Telegraph*

"Unquestionably a smash hit! Some  
of the spectators placed their fingers  
in their mouths and whistled!"  
—*New York Graphic*

"Chevalier makes the magic all such  
undeniable artists make. It is a joy  
to watch him!"  
—*New York Telegram*



## Maurice CHEVALIER

All-talking, Singing,  
Dancing Hit

## "INNOCENTS OF PARIS"

*Everybody's saying it!*

"The trade freely admits PARA-  
MOUNT is on top as it was in the  
silent era!"  
—*The Billboard*

We repeat: The World's Greatest Entertainer! More than a headline—  
a fact! You'll agree. He talks. He sings "Louise" (especially written  
for him and already popularized by radio) and four other song hits.  
He has "je-ne-sais-quoi" (French for "It" plus). Opening April 26th at  
\$2 at the Criterion Theatre, N. Y. Richard Wallace Production.

## PARAMOUNT

## Unit Rental System and Percentage Demand Plenty Tough on Small Houses

Forcing Indie Exhibits to Reduce Number of Sound Films Played—Claim Profit Remains Same

Producers and distributors are now precisely detailing the extent of profit that exhibitors can make on attractions. Where exhibitors are produced to accept a percentage of rentals, producers are getting definite and accurate figures as to grosses which will serve them when selling in the future.

Talkers are being sold mostly on a percentage basis, and wherever possible with five-year franchises.

Some producers have what is known as the "unit system" for determining rentals. Week is divided into 10 units, such as Sunday 3, Saturday 2, and the other days 1. Where an exhibitor is allowed an expense and profit totaling \$1,000 the arrangement is as follows: For a Sunday, Monday and Tuesday booking, five units, they must pay \$200 for the film, \$100 a unit, or \$500, is allowed for operating costs, and the exhibitor is allowed a \$200 profit, totaling \$1,000.

Anything over \$1,000 goes to the distributors on a dollar cent up to \$1,500 and 70 per cent over \$1,500 basis.

**No Profit Differences**  
Of the small theatre owners in the East, who have been using sound for several months and longer, it is reported that very few of them are bigger profits than with the silent, and that only a very small percentage register any profits whatever to the tremendous rentals being charged for sound.

Increased charges may not be very significant to the larger theatre, but in a house formerly paying \$50 rental for a silent film or now charged \$150 for the sound film plus \$50 for the records, the difference represents an extra \$100 which cannot be made up in receipts owing to the limited drawing power of the house.

Exhibitors report that all talkers increased receipts, but that sound pictures, without exception, cannot be sold at the same price for all-day pictures and the prices for records remain the same.

If these rentals continue at the same level it is thought it will primarily force the closing of many small houses. Even in the best of times in extended runs. Instead of three or four changes weekly, smaller houses will have only one or two changes. This would bring down rental costs and expense of record shipments, though not lowering receipts. It would also have the effect of losing business for some of the exchanges.

Instead of buying from four or five exchanges those theatre owners unable to pay the prices would buy from two exchanges, getting enough product on an extended run basis. This would force the producers to throw their product on the market in those territories where they are strong out.

These conditions, it is believed, would cause a wider distribution of sound pictures. If willing to rent at these high prices, exhibitors would independently be ready to buy as many as are reasonably good.

But talkers and silent pictures, in the silent, the name of the producer means nothing with the public.

J. C. Koeff, press agent for the Palace (Fox), Waterbury, Conn., has been transferred to New York to become publicity director for the Fox houses in the mid-west.

**JESSE CRAWFORD ORGAN CONCERT**  
**PARAMOUNT THEATRE**  
**NEW YORK**

WEEK OF APRIL 20

"AM I A PASSING FANCY"

(Arthur Behim)

"CRADLE OF LOVE"

(Leo Faist)

"SWEETHEART OF ALL MY DREAMS"

(Shapiro, Bernstein)

## LYNN'S EXCITEMENT

Expects Three Chains to Build Theatres—Olympia Drops Vaude

Lynn, Mass., April 23. With the simultaneous announcement of three big theatre chains are negotiating for sites upon which to erect theatres, this city may be theatrically placed among the leaders in New England. Public, Stanley and what is believed to be Fox, are all after real estate in the central section of town.

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On top of this comes the announcement from the Olympia, Public, the orchestra stage hands are to be dropped this week. This means that there will be no vaude in the city during the summer.

## PROJECTION IS BETTER BY FILM CRITIC

Cleveland, April 23.

W. Ward Marsh, film reviewer on the Plain Dealer, bettered the projection of talkers in his criticism of a talker by him in his paper week.

Mr. Marsh reported that on a film of the most of the local theatre playing the sea and hear him, he found the faults arose mostly from the projection of the booth, and their inattention.

This spending seemed to have had an immediate effect. Improvement in projection has been also commented upon by the critic.

## 3 Months of Personals In 86 Cleveland Houses

Western stars, reduced to part time or rendered jobless because of the famine on shoot-in-up areas, in several cases making more money in other theatrical phases than they did before the camera.

One of the middle boys, Cleveland, star of Universal, tells of an engagement which kept him working seven days a week around Cleveland where he had made appearance in 86 theatres. Average return there, \$150 per day, \$160 per day he worked in that city, the racket is tough in the grids, recalling working in a number of these in Akron, O., where the hours were from 10 a. m. to 11 p. m., and the shows so short that he kept his eyes open for a better place.

Bill Cody is another of the western mob plugging the personal appearance. The Rainbow Man, on the grids in New York. He has already made several look-ins from several appearances, but is, however, is not confining his activities to theatres.

**"Mother's Boy" at \$1.50**  
Pathe may open its special talker, "Mother's Boy," at the Colbar, on Broadway to a \$1.50 scale.  
That price or \$2 will be decided upon.

If \$1.50 it will be a long while, since the Embassy where a special film showing in Times Square was held at that figure.

**"RAINBOW" BY PAR**  
Eddie Dowling has effected a re-issuing agreement with Paramount for "The Rainbow Man."  
Result of the first week of his talker at the Selwyn as well as the influence brought to bear by George Weeks, chief executive of Sono-Art Corporation and former distributor head for Paramount, are credited with having secured the Par deal.

**T-S Dialog Writers**  
Los Angeles, April 23.  
Tiffany-Sinclair have signed Sada Coward and Tom Mirfanda as dialog writers.

## Secret Indictment, With Added Charges, in Gov't's West Coast Case

### A Michigan Pipe

Chicago, April 23.

A 1,200-seater in a Michigan town of 7,000, sells reserved seats only, giving but one show a night and three matinees during the week.

Manager claims it's a pipe. And the house is not wired.

### Loop House's Mechanical Organ Burned by Gumm

Chicago, April 23.

A mechanical organ in the Adams theatre, small Loop grind, was ignited Sunday morning by two armed men who had terrorized the colored Janitor. Firemen checked spread of the fire after it had caused estimated damage of \$5,000.

Coming on the heels of a controversy with the Musicians' Union, Maurice J. Wills, secretary of the Adams Theatre Co., hinted that the fire was an outgrowth of the controversy. He said several stenographers had been thrown in the theatre, and that J. C. Pettillo, president of the Union, had ordered him to stop using the mechanical device. He had done so for four days, then had resumed use of the organ.

Pettillo denied that his organization was involved in any way with the fire. He said the controversy followed Wills' refusal to use a union musician to operate the organ, as other theatres were doing, but that his organization would not stoop to the use of stenographers or gunmen. He announced perfect willingness to be questioned by the police, and stated he was prepared to file a slander suit against Wills.

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### Offer for Stanley Stock

Warner Brothers are said to have submitted an offer to the remaining 14 per cent outstanding of Stanley Company stock on an exchange basis of three Stanley common for one Warner share.

Warner hold 48 per cent of the Stanley Company.

### City Exhibits Organize

Syracuse, Exhibitors' Board of Trade has been organized here among exhibitors outside the first-run classification. Object of new organization is reported to be handling union labor problems.

Mitchell Pitzer, Harry Gilbart, Frank Sardine, James H. Roe and George Langan are the indie exhibitors involved. Langan also acts as attorney for board.

**Sheehan's New Personal Rep**  
Los Angeles, April 23.  
Schuyler Gray, government contact man for Pathe when they were making service pictures, has been appointed personal representative of Winnie Sheehan at Fox.

Understanding is that Fox will shortly produce a naval film.

Los Angeles, April 23.

A secret, but believed to have been returned by the Federal Grand Jury to U. S. District Judges Edward J. Haughey and Charles F. Brannan, and eight pictures producing companies, in the Government's new inquiry into alleged violations of the Sherman Anti-Trust Law. This action followed an investigation started two weeks ago, with dozens of film exchange men and exhibitors summoned for questioning. The indictment is understood to be used by the government instead of the one reported some six months ago, following its case, tentatively scheduled to go to trial May 22 in the case of McCormick.

Contrary to expectations in local film circles, the grand jury did not hand down any individual indictments. Instead, the government plans to base its case on general practices rather than on individual violations.

Final witnesses examined before the grand jury included a number of independent picture house men, some of whom had registered complaints charging discrimination in the industry. It is understood on part of defendants.

Not until service has been made by U. S. Marshall's deputies with names of those included, or the specific charges contained in the indictment, can be made public.

John H. Amen and Joseph W. MacHugh, special assistants to the Attorney General, who came from Washington nearly a year ago to investigate the case against the picture people, will probably move for trial on the original date set when the first information against the defendants was returned.

**Defendants**  
Amen said that the federal grand jury secret indictments charged West Coast Theatre, Inc., Harold B. Franklin, its president and general manager, Paramount, Metro, First National, Universal, United Artists, Fox Titles, Pathé, Vitaphone, Warner Brothers, Vitaphone of California, with violating anti-trust laws.

The indictment charges that the defendants by agreement to compel individual exhibitors to contract for their film only in accordance with the terms and provisions of certain contracts, and by such agreements combined to restrain their individual exhibitors from contracting for second and subsequent run pictures in southern California.

Amen and MacHugh told the grand jury that since going into clearance schedules contained numerous instances of arbitrary discrimination in favor of theatres operated by West Coast Theatre.

It was pointed out that the terms of the indictments just returned are broader than those of the information previously filed by the government against the above defendants, with the exception of Warner Brothers and Fox, who were not added to the list, in that the present indictments include three new defendants and new charges, schedules not referred to in the information.

Nat Levine, president of Mascot, left New York for the Coast Sunday to start next season's production schedule.

**Now on Tour**  
The most versatile star in America

**THE MOST VERSATILE STAR IN AMERICA**

**THE MOST VERSATILE STAR IN AMERICA**

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## Brookhart Plan of Film Control Strengthened by New Assignment

Washington, April 23. Out of the 700 public bills (there are also another like number of private) floating around the halls of Congress "without any home," due to the lack of organized committees to consider them, two are aimed directly at the picture industry and one indirectly. Both of the former come from Democratic Congressman from Missouri, the latter is sponsored by a Republican of Michigan.

John J. Cochran wants to repeal the law prohibiting the transportation of prizefight films. It is the same measure he had last year and still thinks the law is "foolish even put on the statute books because you can never catch the transporter."

Other come from Clarence Cannon and is also a holdover from last session. Mr. Cannon still wants to prohibit the transportation in interstate commerce of films showing scenes, directly or indirectly, of "rape, or attempted rape, adultery, prostitution, education, or enticement, lechery, or solicitation to harlotry."

Both were referred to the non-issuing inter-state commerce committee. The third, by Mr. James, the Republican, lighter than the others, is the signing of the national defenses either by motion or still camera. Bill is backed by the War Navy Departments officials with statement forthcoming that it is not intended to hamper the picture companies. However, passage of such a proposal would naturally add just that much more tape to complicate things.

This bill went to the military affairs committee. On the Senate side a Monday assignment to the Interstate Commerce Committee takes on a similar prominence. That appointment was Senator Brookhart. It is this committee that did not order his proposed federal control of the film industry.

New Brookhart bill Senator Brookhart is expected to have his revised bill ready for introduction the first of the coming week. He has not yet started the draft of the revision declining to discuss it until it is ready. It will be along the lines of last session, however, with provisions to cover the present system of arbitration and the film boards of trade. This much the Senator stated, several months ago and he now adds that it is still his plan.

Assignment of the Senator to this committee is a decided break for the Indies supporting him in his move to have the government join the industry when, how and where. Of the three congressmen who sponsored the Brookhart bill at the last session. Celler, of New York, is the first to reintroduce the block booking control measure. He has made no change in the text.

A query put to Congressman Bowers, who also sponsored the Brookhart measure but with considerable personal revision, brought out that, although he has been urged to reintroduce his bill he will not do so. Hudson adds that he has been on an entirely new independent measure which places control of the picture industry in the hands of the Department of Commerce. He will not, at this time, go into detail on his pamphlet although stating that it's the for-

### Getting Its Share

Gem, a picture house on 111st street in the Bronx, bemoaned in an editorial in the "New York Times," the "100% Silent Pictures," as it is doing his share of his.

### Fox Reported in Deal For Nebraska Chain

Omaha, April 23. With a Fanchon and Marco Idea replacing Pantages vaudeville at the World here, Manager Goldberger admits a new arrangement which has long been rumored and which is understood to hold to a deal for control of the house and chain by William Fox.

The World has always been locally owned and heads a city and state circuit owned and operated from Omaha. Pantages vaudeville and talker pictures are shown at the World. The World recently, but the opening of the new Orpheum and the invasion of Public with the Kivens has cut into takings. World is a 2,000-seat house and under the new deal is expected to give its opposition a break.

"Rolling Out" idea will insure the new Bill. Gene Moran presiding as m. e.

### Wagner's Slander Suit

Chicago, April 23. Another slander suit for \$100,000 was filed on April 23 by Erwin Wagner, of the Wagner Sign Service, in answer to his charges against the White Way sign Co. of Tom Maloy, business agent of the Motion Picture Union, was first to counter with a demand suit against Wagner, and now Michael J. Kennedy, charged with racketeering to throw business to the White Way firm, denies having anything to do with the suit and adds damage for defamation to character.

Kennedy, charged with racketeering to throw business to the White Way firm, denies having anything to do with the suit and adds damage for defamation to character.

### JACK PERLIN'S PERSONALS

Jack Perlin, featured by Universal for several years in westerns, will make a personal appearance tour across the country.

He will take his trained horse and several assistants, with an agent and press man ahead.

Leola La Rocca has severed connections with the Park Plaza, New York, as manager. House has been sold to Fox which takes possession Aug. 1.

sign angle he wishes to reach. Hudson is in doubt whether to introduce it during this special session because he believes there is no chance for action.

Congressman Cannon, the third Brookhart sponsor at the last session, has evidently given up his mind not to reintroduce, but has left himself a loophole should he change his mind.

## W.E.'S 2 MORE SUITS AGAINST PARENT USERS

Two more suits, in addition to the recently filed one against Parent, were started Monday by Western Electric against Malden-Telco, an Indianapolis manufacturing company in Ohio, and Ed Wallerstein, a Buffalo exhibitor, with Parent company. All allege infringement of the plaintiff's patents and ask that the defendants be enjoined from using them as well as to render an accounting for damages that may be sustained.

Act against Wallerstein substantiated a veiled threat which emanated from W. E. headquarters several weeks ago that users of infringing patents are as liable as the makers and sellers and that all suits will be prosecuted.

Why an independent theatre owner was selected instead of a chain, says Warner-Stanley which has over 90 Patent installations, more than any other group, proved an interesting question. W. E. Best answer obtainable was: "We want to protect our rights without arousing attention. Asker, who was meant by 'antagonism,' the final reply was: 'We will have to draw your own conclusions.' Difference was given, however, that the company is anxious to proceed at a rate whereby it will have a test case in the Federal district court where there is a Patent installation, in other equipment operating in alleged violation of patent rights.

It is understood that W. E. plans are not to use wholesale exhibition using other apparatus, but rather to adjudicate its patents, establish the case and then come to terms with the exhibitors who would be effected by an affirmative ruling.

## Theatre Beat-Up Ends In \$50,000 Verdict

Newark, April 23. Largest award ever given in New Jersey against a theatre, and one of the largest ever granted against anyone, was given in the Supreme Court last week against the Springfield, Conn. theatre, under Springfield area, Ben Harris, its treasurer, and Theron Krum, a specialist in the trial, assessed between the three defendants was \$50,000 with \$5,000 more against Krum as punitive damages.

Harry Denny, a former prizefighter, won the suit as the result of an attack beating received from him at the hands of Krum in the theatre. Mrs. Denny won \$2,500 more for loss of her services and medical expenses.

Krum admitted he struck Denny with a policeman's club, but said that Denny, with young work, had attacked him when he had stopped them annoying a young woman. Denny suffered from a mental disease. It was stated, as a result of the attack Denny is now in Overbrook Hospital. Denny had won 14 out of 16 fights by knockouts.

### FATHER'S NEXT TALKERS

Next talkers to be made by Father will be New York, under the supervision of Robert Kane, are the "Thing Called Love," and "On the Beach."

Both are adapted from Broadway plays. "Love" is a comedy, with "Beach" a melo-

## Publix May Be Summer Preparing For Houses, With Policy Changes

### A. J. Balaban East

Chicago, April 23. It is reliably stated here that A. J. Balaban will be a permanent resident of New York by next Labor Day. "East he will, from the story," he is full of public relations, theatre, stage entertainment.

## W. E. Picking From Denver West at 30-a-Month Rate

Los Angeles, April 23. Western Electric sound equipment being installed in theatres from Denver west at the rate of about \$30 per month. At this time wiring has been completed in 275 houses, a large percentage of which are small houses.

Available records at the local office of Electrical Research Products, Inc., show approximately 1,700 houses now wired by W. E.

### 3 HOUSES DROP 'IDEAS'

Los Angeles, April 23. Alexander Theatre, Glendale (Fox) with discards Pantages and Marco 'Ideas' June 6, at which time this agreement with studios now employed exhibitors. 'Ideas' are also coming out of the M. Baker, Bellingham, Wash., and the Rivolt, Pender, Ore. after this week.

### PAR'S 'WOBBLE MONTH'

Los Angeles, April 23. Paramount Court exchanges with stage "Herman Wobber" Month May 6-June 1, with a special drive for booking dates for that period. Wobber, former western division manager for Paramount, is now general manager for Public theatre operations along the Pacific.

George De Krul, general sales manager for National Theatre Supply Co., has taken up the general management formerly held by Joe Hornstein.

## West Coast Motion Picture Directory of Directors and Writers

**Doris Anderson**  
Dialogue  
Paramount-Famous-Lasky

**Horace Jackson**  
Writing for Pathé

**Byron Morgan**  
Original Story  
"THUNDER"  
Now in Production for M-G-M

**Sarah Y. Mason**  
Adaptation and Scenario  
"The Broadway Melody"

**BLOOM PRODUCING**  
Chicago, April 23. Murray Bloom, booking manager for the Marks Bros., has also been appointed production manager for the Granada and Marbro. Bloom, hereafter, will be in direct charge of all the stage shows.

On the reports coming into New York from various points where theatre bills are located, and especially in the south, Public seems to be shipping its show policies to meet local requirements. Several Public towns will play an all sound program this summer, starting at any word from the office.

This is due in part it is said to a large supply of what are known as big silent in the past to the opening of this new season, it pictures know any difference in season's playdays. Drawing salaries at present may be on a wave that is subject to change, according to the large theatre exhibitors. They will circumvent that chance by playing their own and releases from other chain-distributors during the hot weather.

It is especially Public's figure the cooling plant in each house as an attraction by itself. With a good air show program it is believed the usual stage show may be entirely dispensed, with Chicago, Pa., and the other theatres, notice may be given to the stage hands as well as the musicians.

A late report from Omaha says Public Rivera there will enter into a new policy May 4, with the union men given their notices Saturday (April 20).

## Lynn Mayor Orders Off Shooting Talkers

Lynn, Mass., April 23. Mayor Bauer ordered "Gang War" and "Weary River" (F.N.) to be discontinued here because the shooting scenes in each "tended to undermine" the morals of the city's youth. Some time ago his honor ordered the advertising for "Dancing Daughters" (G.I.) to be changed.

### ABRAMSON JOINS COSTON

Chicago, April 23. Joe Abramson, for the past seven years executive secretary to the Chicago Film Board of Trade, leaving at the end of the month to go with the Coston Booking Circuit. No successor has been appointed.

**HARVEY H. GATES**  
WRITER  
WARNER BROS.  
"The Desert Song"

**BEN HOLMES**  
Movietone Director  
Universal

**Sonya Levien**  
Writing continuity on current Frank Borzage Production  
FOX

**RALPH SPENCE**  
DIALOGUE FOR M-G-M

**JOHN GRIFFITH WRAY**  
DIRECTING  
"DIVERSION"  
First National Telephone Special

To ADOLPH ZUKOR DAVID SARNOFF  
W. F. SHEEHAN WILLIAM FOX  
JOS. M. SCHENCK H. M. WARNER  
CARL LAEMMLE WALTER WANGER

JESSE LASKY  
LESLIE SHUBERT  
SAM KATZ  
HIRAM S. BROWN

### ONE TENTH THE COST

of one failure would pay for a scientific examination of the public mind and give you an answer to that baffling question

### "WHAT DOES THE PUBLIC WANT?"

It is not an experiment—a test has been made millions of dollars have been saved

**Results?** National publicity. Increased attendance at your theatres while the survey is current. A million dollars' worth of information for the ONE executive with vision who buys it.

WRITE OR WIRE

BOX 75, VARIETY, NEW YORK

If you found \$100 in the gutter,  
would you pick up fifty and leave  
the rest?



Yet it's just as foolish to play "The Divine Lady" for only one week instead of two.



# THE DIVINE LADY

*Starring*  
**Corinne Griffith**

"Lilac Time" and "Weary River" taught  
a great showman lesson—  
When you play a First National Vitaphone  
sensation—play it for all its worth!

So don't cut your "Divine Lady" profits  
in half. Don't crowd your dates with so-  
so product that will crowd out this tre-  
mendous love-spectacle while thousands  
are still waiting to put their money on  
the line.

You'll never begin to satisfy the demand  
for "The Divine Lady" in your regular  
playing time.

Protect yourself by reserving at least a  
double date to insure getting the maximum  
profit from this super-hit!

**5th WEEK**  
at Warner Bros. Theatre,  
New York, at \$2.00.

**2 WEEKS**  
at the Metropolitan,  
Washington,  
at the Grand, Pitts-  
burgh.

With H. B. Warner, Victor  
Varconi, Ian Keith, Marie  
Dressler. Produced by  
Frank Lloyd, who made  
"The Sea Hawk." Present-  
ed by Richard A. Rowland.

Theme Song "Lady Divine," Pub-  
lished by M. Witmark & Sons

**FIRST NATIONAL**





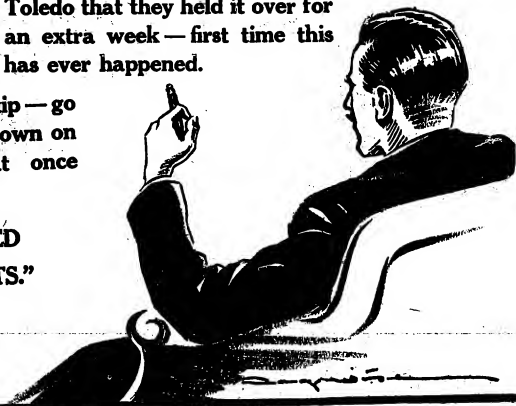
"There, Bill, is what a real Picture does. There's what happens everywhere that MARY PICKFORD opens in her first ALL TALKING sensation, 'Coquette'.

"Business was so big in the Loew Theatres in Providence, Kansas City, St. Louis, Indianapolis and Toledo that they held it over for an extra week — first time this has ever happened.

"Take my tip — go get a date down on this one at once from

**UNITED  
ARTISTS."**

Sam  
Taylor  
Production







# RADIO'S PAGEANT OF THE TITANS



Because he gave "Coquette" to the stage . . . Because he co-authored and directed "Broadway" . . . Because these were but two of a series of brilliant dramatic triumphs undimmed by any note of mediocrity, George Abbott was destined to give to RADIO PICTURES his sensational melodrama of the New York fight racket "RINGSIDE"

(in collaboration with Ted Parmore and Hy Daab)

Percy Hammond, eminent drama critic of New York Herald Tribune wrote of Mr. Abbott:

"It is my impression, as a drama-lover of many years' devotion, that Mr. Abbott is the most trustworthy man in the American Theatre today . . . The entertainments of which he is the supervisor are sound, and they are always ornamented with graphic and credible detail. He blends faithfulness with cunning and he employs no devices that are not legitimate."



## GEORGE ABBOTT

Actor . . . director . . . author . . . he stands unchallenged . . . AMERICA'S MASTER OF STAGECRAFT, who now contributes to a program where showmanly merit alone shall count.

**RKO DISTRIBUTING CORPORATION**



The Golden Voice of the Silver Screen



# EVERY VICTROLA IS A BALLYHOO FOR

*Pathe's Singing Talking Sensation*

- ♣ When you open your doors with Morton Downey in "Mother's Boy" you are set to cash in on the most intensive exploitation and publicity campaign ever put behind a theatrical attraction.
- ♣ Already the entire nation has heard the golden voice of Morton Downey sing the song hits of "Mother's Boy" on the Hudson-Essex Challenger hour over the N. B. C. coast-to-coast hook-up of 33 stations.
- ♣ On Friday April 26th and for five consecutive Friday nights thereafter Morton Downey will again be heard over this same giant net work.
- ♣ On May 10th, simultaneous with the national release of the picture Mr. Downey will sing the theme song of "Mother's Boy" in another tremendous national publicity hook-up.
- ♣ All the Advertising and publicity resources of the Victor Talking Machine Company are behind the picture with 9500 Victor dealers cooperating in a gigantic national campaign.
- ♣ In advance and during your showing every Victor Dealer, Music Store and Song Shop will ballyhoo "Mother's Boy" with Posters, Snipes, Window Cards, Heralds, Stills, Exploitation Records and Window Displays.
- ♣ All the world is waiting to see and hear "Mother's Boy"

Helen Chandler, Barbara Bennett, Beryl Mercer, Osgood Perkins. Story by Gene Markey. Original songs by Bud Green and Sam H. Stept. Directed by Bradley Barker. Supervised by Robert T. Kane.



# MOTHER'S BOY

with

# MORTON DOWNEY

Golden Voiced Idol of Broadway

## Picture Possibilities

### "Rockbound"—Unfavorable

**"ROCKBOUND"** (Kallesser, Drama, Cort).  
 Dour New England dramatics of the "heavy" school, poor as a stage offering and lacking for the screen, silent or talker. **Abel.**

"The Love Duel"—Unfavorable  
"THE LOVE DUEL" (Comedy drama, Les Shubert and Gilbert Miller, Ethel Barrymore).

A play which serves Ethel Barrymore very well for the stage but primarily a dialog work, with suggested situations which may not be suitable for the screen.

**"Marry That Man"—Unfavorable**  
**"MARRY THAT MAN"** (Independent, Fulton).

fashioned marriage is a bust; so much of that, despite the "happy" ending, that the balance is all wrong; poor parts for principals, no production opportunities, no Broadway success probable. *Left*

featured. Bullard will send sheep home. Gradually following on the

La Salle and Mack will leave for South Africa next week. Charles

at the State, Sydney. The America may also have charge of the stage band. Clyde Hood, Chicago pro-

(Continued from page 21)

in the publicity campaign for "Clowns in Clover." Kent's name up in electric outside the house.

As the result of an action started four years ago by Carr Lynn against

for assault when athletes were playing the Tivoli time, the plaintiffs asked the court through his lawyer

to accept a non-suit without costs. Request granted.

trolling the etags shows at both Capitol, Sydney, and State, Melbourne.

Carlotta King placed under a five-year optional contract by M-G Deal negotiated by Milton Bren.

Wirth's Jubilee  
Wirth's Circus will start its jubilee

M-G signed Byron Morgan writer, to a third year's contract.

**Celluloid Row**  
Cold weather giving the smaller men a better break now, although

New Zealand has not yet reduced the 12½ per cent film tax despite

Bernard Freeman, M-G-M head here, leaves for America this week.

Picture producing is as dead as a door nail in this country at the moment. General retirement from

been made to produce pictures with world-wide distributing possibilities, but most of the stuff turned out

Since the advent of the talkers

and the big presentation house, four smaller movie houses have shut in Sydney alone.

still continues to pay to the Copyright Association \$125 per week. Things may come to a head shortly

pay this fee. A case in point is the Regent, Sydney. On the current bill only two songs are used in talkers.

but the management must pay the \$125. Music publishers are interested in this case, claiming that the tapes are valuable.

entertainment must pay the fee. Theatrical union has been trying to form one big union, bringing in

**VAIVDA**

**VALIDA**  
Featured in FANCHON and MARCO'S

"Sunny" and several other musicals | **"COTTAGE SMALL" IDEA**

**DON**

## d. DOSE

**WHIRLWIND TUMBLER**  
Featured in  
Funchon & Marco's  
"Bows and Beaus" Idea

## THE CARISO OF POPULAR SONGS

# 35 Acts Appeared on Met Stage Sunday Night in N. V. A. Benefit

Of 35 programmed attractions who volunteered for the N. V. A. Benefit performance at the Metropolitan Opera House Sunday night, 35 actually appeared.

Show was run with unusual smoothness for a benefit. Expert managerial hand of S. J. Rothel was responsible for the smoothness of the several highlights of the performance, opening with the merged symphony orchestra of nearly 300 musicians on the stage and closing with two Russell E. Barker trouping including 41 girls. Rothel personally conducted the pit ensemble of 88 men for the vocal ensembles of Evelyn Harber, one of his former proteges now featured in "New Moon."

Announcement was made at start that for the first time in theatrical history all of the allied amusement "crafts" were co-operating. Thirty musicians were appearing gratis through courtesy of Local 882, American Federation of Musicians, and the stagehands Local No. 1, ditto.

House was jammed and seats were plentifully distributed. Seats scaled from \$25 for the front loges down to 10 for the balcony. Event programs at \$1 each, reported at \$70,000.

Acts appearing in specialties or in acknowledgement of introductions and the running order of show follows: "The Millionaire" (The Lou Carroll and Ruby Shaw), Phil Baker and Allen Stanton, Sohy Ward, Floretta, Eleanor, "Red" Grange, Bill Robinson, John B. Daniels, Adelaide Hall, Lionel Atwell, Frances Beecher, Charles Moore, James Bledsoe, Clayton Dixon, Nina Tarnasova, Harland, Jackson and Duquette.

## Intermission

Ben Bernie (com.) Johnny Burke, Rene Camacho, Lester Allen and "The Warren, Walter and the "Red Hots" ensemble, Hazen and Cross, Harry Fox, Roxy, Ballet, Writing and Burd, Jack Pearl, Evelyn Herbert, Chester Hale, Gail (Capitol), Kitty Doner, Ada May, Genevieve and the (Capitol), Russell E. Barker Rozettes (45).

# Fox's Detroit and Philly Added to "Ideas" Roster

Los Angeles, April 23. The Eastern tour of the Fanchon & Marco Ideas has Detroit and Philadelphia included in its itinerary. The show, which started at Denver for the Eastern hop will now play Topoka, Omaha, Milwaukee and then return to the Fox in Detroit, where they open May 4. From there direct to the Fox in Philadelphia, opening May 12.

The first unit into the Detroit house will be "Rollin' On." The changes for Detroit were arranged through Joe Leo, while those for the Philadelphia house were arranged through Jack Loeb, head of the Fox vaudeville circuit in New York.

Fanchon, of Fanchon & Marco, leaves this week for a tour of the houses on the circuit and will be at the opening of the units in Detroit and Philadelphia. From the latter place she will go to New York where she will remain for several weeks to purchase the new idea shows which will return to the Egyptian, Hollywood, April 25, to begin the "Br unit" tour. She will go from the Alexander, Glendale, where they play three days to the Egyptian for one day, and from there go on the Northwestern route starting at Fresno.

**ACHIEVEMENT**

"Jerry Cargill books all the best of the dance ensemble unit. Over a dozen of the finest girls are on tour with him. He has a big time, and he is a big time. On all books anything and everything, at any time, anywhere, and everywhere."

**JERRY CARGILL**

1000 BROADWAY, NEW YORK  
TELEPHONE: SEVEN 054-5

# That Diner!

Broadway talked of little else yesterday than the Plaza Hotel dinner the night before of the Vaudeville Managers' Protective Association.

Stories and versions of what Bill Fox had said and how Pat O'Connell had said they were speeding up and down the lake. The general retort:

"Boy, that was a wash up!"

# JR.'S CHOP VAUD, USING SHORTS

Nine Jr. Orpheum vaudeville in the middle west are cutting the heads out of their heads to three acts. All are five-act splits at present.

Plans for the changes April 28 at Upton, Detroit, and May 4 for Champaign, Springfield, Rockford, and May 11 for St. Louis, Des Moines, Davenport and South Bend. Sine is directly responsible for the elimination of the present graded five-act bill. In place of the three discarded turns in each show the theatres will use one or two sound shorts the number depending on the length of the feature picture.

Plans to drop the weakest of the five acts now played, with the shows composed of three turns of equal length, but of the present graded five-act bill.

"The nine Jr. Orpheums to change are under dividing supervision of Nate Blumberg and booked through New York Keith's by Sam Thiam."

Change has been proposed by Joseph Plunkett, Keith's general theatre operator, and Dave Beahler, Brooklyn divisional manager.

Reported belief is that with the new films at lowered cost the five houses may show a profit. All are under \$100 to \$20,000 deducted from the weekly wage budget of the bookings office.

# Winnie Lightner's Round Trip From Coast, 6 Days

Winnie Lightner, one of the principals in Warner's "Goldiggers of Broadway," left for New York by train April 22, to attend the funeral in New York of her stepmother, who had died suddenly. She will arrive at the studio by the 26th. In the meantime the company will continue working with rearrangement of schedule.

# Sounder 20 Years Ago

Los Angeles, April 23. After a lapse of 21 years, Mike Donlin, former ball player, is back in talking pictures. Donlin and his wife, the late Mabel Hill, staged their wedding in New York on a Saturday afternoon in October, 1908, for the now extinct Cameraphone company. Their songs and dances were recorded on disc records with no camera present.

Upon completion, the sound records were played back while the team spent days in the studio for the camera.

Galvan, M. C. Divorced

Des Moines, April 23.

Florence Galvan has lost her \$20,000 by divorce.

M. C. was charged with playing "round too much. Galvan made no strenuous defense.



## OLIVE OLSEN

Ken Taylor, L. A. Express. "Female comics who are good are rarities in vaudeville, which makes Olive Olsen a gem. She is in the headline class. She is a blonde with a good sense of humor and an understanding of the characters she presents."

Touring R-K-O Circuit

# DESSERT, NOT K. Q.'S, NOW IN CHI DIVORCES

Only One Sock in Week's Lineup, and Hannah De Ath Claims She Got It

Chicago, April 23.

Katherine's Virginia Hogan, held in "Connecticut Xanxes," has filed suit for divorce through Attorney Rosamund E. Shoup, against George M. Hogan, former stage manager, with claim, among other things, that Hogan blew out her in Lake Charles, La., and discarded female wires that she was starving in the burg.

The alleged blowout was what Katherine was touring with "No No, Nanette," and Hogan was alleged to have taken the same troupe, and said to have come to Chicago and resumed his former trade of building up the burg.

Hilda Hopkins Burke of the Chicago Civic Opera, who last season was exploited as a find, has filed suit for divorce in Baltimore against William E. Burke, on charges of desertion. Marriage was in July, 1921. Still another desertion suit was filed by Corinne G. Gorman, one of the vaude act of Christie and Fenton against George D. Young, claiming she was "one of the knockdown and dragout couple suits for Hannah Jones De Ath, who was against her husband, who claimed that Harold Knickerbocker flat in 1927 and gave her a couple of snapper Ju-Jitsu twists in 1928. Marriage was a few months before.

Lady Tern Met. Chinese actress in vaude and also in the film, "The Letter," was granted a divorce here by Judge Joseph Sabath from Morris T. Moore, white, New York hotel manager.

## STEINHARDT FOLLOW-UP

Lawyer's Suicide Starts Another Publicity Wave on Bankruptcy

David Steinhardt, fugitive from justice, committed suicide last week in Philadelphia, to evade more disgraceful publicity and a possible term of imprisonment for himself. That act immediately started another wave of publicity, and bankers, judges and lawyers. Steinhardt, a theatrical attorney in Times Square, had created the case which was a charge of indictment for crookedness in his several receiverships in bankruptcy.

Steinhardt swallowed poison in his hotel room in Philadelphia when about to surrender. He left several letters, one called a confession. The lawyer carried around \$200,000 life insurance with about \$50,000 payable to his wife or daughter. The other \$50,000 is payable to his estate and the remainder is said to have elapsed.

New York dailies and the prosecutors are crying that someone was his suicide's suggester, but not explaining why. If so, Steinhardt had no more money than he had when started after his death. That was hardly anything. Poverty may have been a contributing cause to Steinhardt's finish.

# Langdon's Wisecracks at Keith's Cleveland, Draw Police to Theatre

## LIMITED "LIFE"

In recognition of their free services, Henry Chesterfield, secretary of the N. V. A., presented the members of the publicity committee with life membership cards in the association organization. Represented on the committee that "handled the N. V. A. drive were Paramount, Fox, Loew's, Warners and Radio-Keith-Orpheum.

On the backs of the life membership cards Chesterfield inscribed, in pen, "Good for one year only."

# PALACE SUPPER SHOW SATURDAY

Palace, New York, will add a supper show, next Saturday to give added performance that day and increase the week's number to 16, counting 3 on Sunday. At the start the three on Saturdays will be an experiment to determine whether the Palace can stand an extra two over the week-end.

There will be no extra compensation for acts in the additional shows, pro rata or otherwise. Regular two-day salaries are not to be affected. Keith's law courtiers, the booking office and theatre with a "policy of house" clause.

With a weather break, at matinee it is possible for the Palace to gross \$12,000 to \$15,000 on the supper shows. "Thus far the high figure has not been reached. Further claims no ill effects of the extra show on either the preceding matinee or following night performance."

Palace business has been heavy since \$11,000 and \$12,000 a week without, however, greatly increasing the theatre's net profits. Increase in stage costs has been proportionately the same as the jump of box office returns. Last week, with a slightly better than \$13,000 gross, topped by the Marx Bros. \$7,000. Palace registered around \$20,000. Total gross, when \$7,000 was added, topped by the Marx Bros. \$7,000. Palace registered around \$20,000. Total gross, when \$7,000 was added, topped by the Marx Bros. \$7,000.

# Herbert Arrested for Beating Boy in Act

Clement Falls, Ore., April 23. George Herbert (Herbert and Bob Trol) was arrested here, while playing the Pelican theatre, on a charge of beating a boy in his act. The charge is that when the latter would not satisfy Herbert, latter would strike him. Herbert is under \$500 bond pending trial.

## Trix Thrives on 60

Shows in Two Weeks

Trixie Priganza, working for Keith's New York, played seven shows Saturday after five-day and six over the week and last week. Trixie doubled from the Palace, New York, to Flushing, L. I. Sunday, when Jane and Katherine Lee dropped from the latter's show because of illness.

Last week she played the Riverside, New York, and Albee, Brooklyn, but that has not happened. Instead of doubling from the Palace to Flushing she will play the Palace and Flushing.

At conclusion of the current week Trixie will have drawn down four week's salary two weeks, working close to 60 shows. Trix's scales in the 200's for weight and is the puppet gal in vaudeville.

Cleveland, April 23. Dirty wisecracks not only got Harry Langdon in wrong here last week but also threatened to close the bill at Keith's Palace.

Bill McManett, dramatic end of the Plain Dealer, started the shooting match. He covered the show making a scene in the auditorium. In his review he said Langdon's act had "all the delicate horsey flavor of an old-fashioned burlesque show when the police weren't looking. "Harry's gags," he claimed, "were so vulgar that they wouldn't go even in a honky-tonk joint or at a stage."

After getting an earful of this, Police Director Ed Barry sent a policeman over to get the low-down on the matter. The policeman said he would co-operate 100 per cent, the "thing almost ended in a fight, but the police intervened, making it a personal issue against Hines and his theatre."

Barry turned the skit indecent and obscene, but declined to mention what parts he thought were objectionable. Although he said he would co-operate 100 per cent, the "thing almost ended in a fight, but the police intervened, making it a personal issue against Hines and his theatre."

Harry Langdon's is one of six acts recently at Keith's Palace, Chicago, with dirt gags. After having one of his worst gags ordered by the house manager, he had restored it two days later upon instructions from Keith's New York booking office.

# Term Contract Held Void Sans License

Los Angeles, April 23.

Unless agents who have affairs with the motion picture industry have California state agents, the agreement is void. Such was the ruling in Superior Court Judge William Haslett when he declared invalid a contract Al Rosen, studio representative, held with Olga Bacanova, for a five-year period under his management.

Al Rosen, who had been paid Miss Bacanova to pay him certain commissions for work she had done, was ordered to return the money with Paramount. The court held that no unlicensed agent could contract the services of an actor and that any contract entered into between an actor and an unlicensed agent had no standing.

For her defense Bacanova sought release from the contract with Rosen on the ground that she was misled when signing it by his statement that it was not a contract. Being a Russian and understanding very little of the English language she said she was misled into signing it. When she later found out it was for a five-year period, she refused to pay him. The court held that Rosen did not hold a state license at the time the contract was signed and was therefore in violation of the law and the ruling resulted.

There are 15 agents around Hollywood who call themselves managers and artists' representatives and are operating without license. The court held that the decision leaves them out of luck.

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# WARNER BROS. BOOKING OFFICE

INCORPORATED

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Song Of Aloha-land!

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OR DIRECT!

## Girls Act Up, Canned; Must Pay Fare Home

Los Angeles, April 23. Joan Clark and Thelma Swan, dancers, engaged by Wilbur Cushman and George Clark for their road show, playing at Gallup, N. M., will have to settle with the managers for their return fare to Los Angeles, and forwarding costs, before they can regain their trunks, held as security when they were dismissed for alleged misconduct with the show.

The girls filed complaint with the State Labor Commission charging they had been canned, after they had given their notice, claiming the working conditions had been misrepresented. Cushman, replying to the complaint, stated he had advanced railroad fare to bring the girls from Los Angeles to Gallup, but that after arrival their conduct was detrimental to the show, and that as they refused to live up to their contract, he let them out.

Deputy State Labor Commissioner Chas. F. Lowy said the proprietors justified, and directed the girls to settle in order to recover their trunks.

## LYON GOES VAUDE

Los Angeles, April 23. Ben Lyon, picture actor, signed by Public for personal appearance tour, opening in Chicago May 5.

## Try and Get It

One day or two days dates. In a couple of Long Island hideouts not some of the acts about \$4. Used for trouts. In one town there's a "No Smoking" sign on the wall. A vaude femme was puffing at a male when a woman walked in and laughed her.

"I'm the chief here," he said. "You wouldn't want me to take \$25 out of your salary, would you?"

## Farming Unit People to De Luxes for Summer

Figuring that the vaudeville circuits cannot afford expensive unit acts over the summer, Jerry Carrell is closing down three of his units. He will seek to place the people individually with Public units and had it computed that for the past five years with a loss of \$60,000 a year for the Orpheum Co. circuit.

Keith's eastern office has been sending shows over the Junior houses that had previously played the Palace, New York, Philadelphia and Pittsburgh. They thought nothing of booking or buying acts for \$1,000 or \$1,500, that meant nothing at the box office of these small western towns.

## Sousa on Air—\$5,500

Another high salaried band is going on the air. It is Sousa with \$2 men.

The band will receive \$5,500 each Monday night for 16 weeks, playing for the General Motors hour over the NBC network.

The other band is Whiteman's, once weekly on Tuesday, for Old Gold club.

Morton A. Millman, of the Morris office radio dept, placed the Sousa engagement.

"Doc" Clowns for Publishers "Dr." George Rockwell will be the featured entertainer at the annual banquet of the American Newspaper Publishers Association at the Waldorf-Astoria tomorrow (Thursday) night.

Will Rogers, who has appeared at the last three banquets of the association, had to cancel the date in order to continue pinch hitting for Fred Stone in "Three Cheers," now in Boston.

## LOCAL BOOKING OF JRS. BURNS N. Y. MEN

RKO bookers in the east are putting up a battle over booking the Orpheum Co. circuit since Joe Plunkett turned booking jurisdiction over to his divisional manager, State Blumberg. On Tuesday from Plunkett the New York bookers may only submit acts to the Orpheum, which must meet with the approval of Blumberg before they can be accepted. The New York boys have taken this as a reflection on their ability while forgetting that it was their own booking methods that turned the mid-west territory inside out for the past five years with a loss of \$60,000 a year for the Orpheum Co. circuit.

Keith's eastern office has been sending shows over the Junior houses that had previously played the Palace, New York, Philadelphia and Pittsburgh. They thought nothing of booking or buying acts for \$1,000 or \$1,500, that meant nothing at the box office of these small western towns.

Among the booking samples of big money unknowns thrown into the western books were Herman Turing at \$4,500; Gordon and Squires at \$250; Jimmy Savo at \$1,000, and Al Herman at \$900. At the nominal admission prices and small capacities of the houses it was plain suicide.

Now, with Plunkett deciding to let his divisional manager look after each individual house the New York bookers are burning. They might remember that Sam Kahl once tried to book his houses from out of New York too, and it proved a failure. It seems that the New York men have been booking these houses with small regard to local conditions.

Hereafter houses will be booked on an elastic basis. Building up or cutting down a show to suit conditions and the booking of pictures.

## PAR'S RASCH GIRLS

Los Angeles, April 13. Paramount has Albertina Rasch for a one-year contract to be in charge of all ballets in its productions from that point on. Rasch will use the girls for this work now appearing in her ballet at Grauman's Chinese.

## Fooled 'Em!

Pittsburgh, April 23. An exceptionally poor accordion player had just finished his offering at one of those weekly amateur nights in a local movie house. There were a few scattered bows. The aspirant to stage fame walked off, but as he reached the wings, he turned and, looking out at the audience, said with a smug sarcasm as he could command: "Yeh, and I never took a lesson."

## Minevitch Billing Row Ends in His Release

Insisting that his billing should be given Kane was a violation of contract, Borrah Minevitch insisted on an arbitration with Arthur Hammerstein, producer of "Good Boy," now in Boston. As a result, Minevitch compromised on an immediate release from the show, having foreign bookings for this summer.

The harmonica virtuoso insisted that with Eddie Buzzei's leaving "Good Boy," he (Minevitch) was to have had top billing. Instead, J. C. Nugent was accorded that distinction on Broadway, and when the show took to the road top went to Helen Kane. Minevitch objected and asked Equity to intervene. Hammerstein countered that if Minevitch wanted a release from his run-of-the-play contract, it was his.

## TATE WINS IN COURT

Harry Tate, English comedian, sued in New York by Robert Roemer, for \$1,350, won the case in the City Court. Julius Kender, acting for Tate, not only introduced the Statute of Limitations (matter dates back to 1922 and suit was not commenced until this year) but denied that Roemer had advanced money to others at his (Tate's) request.

In 1922, Roemer was company manager of the "London Follies" touring in Canada in which Tate was starred.

## BIG FOX ACTS

Jack Waldron's unit, 35 called "Worries of 1929" opens for Fox May 4. Booked by Tony Shayne. "Park Concerts," travesty on the "Home Towners," and adapted by Harry Conn, also opens for Fox May 8. Act carries 20 among whom are Billy Adams, Edna Sedley, Ann Woods and the 10 Aristocrats.

## Fox, B'lyn, Paying \$12,000 This Week for Six Acts

Fox theatre, Brooklyn, is spending over \$12,000 for a six-act vaudeville bill this week, headed by the Pat Rooney family.

It may be record high in normal season for a vaude theatre playing six acts. Top of around \$12,000 at Keith's Palace, New York, is in a straight vaude theatre with eight or nine acts.

Against the Fox, the Albee (Keith's), Fox's opposition for the vaude supremacy of Brooklyn, has a \$5,000 bill on its stage.

Besides the Rooneys the Fox bill includes Charles Ray, Jean Granato, Jack Sidney's Frolics (25-people revue) and L. Glitz-Rice Co. In addition to the vaude, "Hearts in Dixie" (Fox) is the screen feature. Albee, besides Barton, Ann Coffey, Adler and Bradford, Babe Soga's Redheads and Don Cummings on the stage, is screening DeMille's "Godless Girl."

Fox gets 4,000, and the Albee around 3,000.

## Werrenrath's Shows

Reinold Werrenrath is making a series of talking shorts for RCA Photophone. Production is at the Gramercy studios on East 24th street.



MONS.  
**COSCIA**  
and  
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Booked Solid R-K-O Circuit



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HARRY A.
ALICE

# WHITE and MAJANING

Maintaining the Standard They Achieved by Originating the Burlesque Adagio

Direction WM. MORRIS OFFICE

Thanks to AL SAMUELS and His Brothers for Their Able Support in This, Our Present Offering

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# REDELL and MAJANING

In "SUCH IS LIFE" by Eugene Conrad

## NOW AT R-K-O PALACE, NEW YORK

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Direction LEE P. STEWART

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SAFE

THEME - POP

GO TO BAT with this "CATCH THEM" FOX TROT  
**I'M THIRSTY for KISSES**  
**HUNGRY for LOVE**

by LOU DAVIS and J. FRED COOTS

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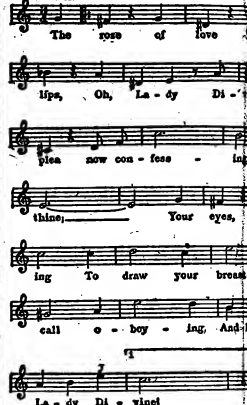


THEME HIT from  
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 "WHY BE GOOD"

GET HOME If you sing with OUR T  
**Lady I**

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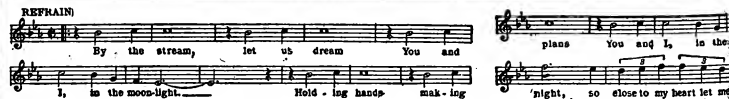
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**YOU and I in the M**

by NED WASHINGTON

Write Wire or Call for  
 Professional Copies -  
 Orchestrations in All Keys.

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YOU CAN'T MISS WITH THIS BALLAD FOX TROT HIT

YOU MADE ME LOVE YOU

**WHY DID YOU ?**

by CARMEN LOMBARDO and MICKEY KOPPEL

VICTOR HERBERT'S IMMO  
**GYPSY LOVE SONG** **ALL SWEET MYSTERY of LIFE**

CHICAGO, Clarence Parrish, 910 Woods Bldg.  
 PHILADELPHIA, Rennie Cormack, 1118 Chestnut St.  
 BOSTON, Tom Martin, 181 Tremont St.  
 PITTSBURGH, Ben Fields, 1018 Forbes St.  
 ST. LOUIS, Elmer McDonald, Ambassador Theatre Bldg.

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MEME BALLAD DIVINE  
**Divine**  
and NATHANIEL SHILKRET  
FEATURE PRODUCTION  
CORINNE GRIFFITH—  
WARNER'S THEATRE - N.Y.

It ca - res - ing your  
My heart its  
With hope is whis - ping to  
your smile find me long -  
to mine, Lovin'  
er you" say - ing You are my  
The vinyl  
M. Warner & Son  
Right, Newark

## A "HIT" IN ANY SPOT DANCE of THE PAPER DOLLS

CHORUS  
Boy, what a laugh to see Jack Hor-ner, strut-ting his stuff up in the cor-ner,  
Lit-tle No-Pop who lost her sheep, At the dance of the pa-per dolls,  
Next on the bill came Tom-my Tuck-er, He sang a song-a - bout his sup-per,  
One lit-tle rag doll lost his head, At the dance of the pa-per dolls,  
Lit-tle Kew-pie dolls danced for hours, Chi-na dolls in blue gave out  
pret-ty flow-ers, Two rub-ber dolls with cheeks red roo-y, Romped all a-round up-  
on their toes We had a won-der-ful time last night, At the dance of the pa-per dolls.  
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by JOHNNY TUCKER  
JOE SCHUSTER  
and JOHN SIRAS

## The GREATEST MELODY FOXTROT in MOONS MOONLIGHT N and M. K. JEROME

moon-light. Thru the  
two lov-ing arms will en-fold you. Fate is kind, love will find  
hold you, Thru the night, these  
You and I to the moon-light. moon-light.  
Sons International Copyright Secured

Theatre organists desiring song slides  
(small sets and presentation sets)  
and organ copies  
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## "HOT OFF THE BAT" - A NEW FOX TROT GO FIND SOMEBODY TO LOVE by HERB MAGIDSON and MICHAEL H. CLEARY

ORTAL CLASSIC BALLADS

WHEN YOU'RE AWAY KISS ME AGAIN

**MARK & SONS**  
NEW YORK  
(Warner Bros.), East 21st and Payne Ave.

DETROIT, Will Collins, 901 Wurlitzer Bldg.  
DENVER, Jos. L. Mann, 1527 Champa St.  
MINNEAPOLIS, Phil Ford, 1101 First Ave.  
KANSAS CITY, Phil Funkhouser, 1820 Wyandotte St.  
LOS ANGELES, Art Schwartz, Majestic Theatre Bldg.

## Vidcoq's Dizzy From That \$500 Run-Around

Frank Evans, N. E. Manwaring and Ed S. Keller are working and showing the \$200 (each) wrist watches emblematic of their services as officers of the now defunct Keith Agents' Association, but Bill Vidcoq is still waiting for his \$500.

Once a vaude comic of the team of Haines and Vidcoq, Bill is now a guard in the Keith booking office. When dissolving their organization a couple of weeks ago the agents promised him a five-yard spilt of the treasury's \$4000.

Bill himself admits, while waiting, that there's no fusion for the gift, whether he gets it or not.

If in the meanwhile he doesn't hear some inside stuff, he'll just have to accept the \$500 as a good will gesture—again, if he gets it.

Bill waited a week after hearing about the proposed present and then went to Frank Evans to find out when it would be forthcoming. Evans told him not to worry, claims Bill, and laughed. Then Manny Manwaring told him the same thing, also laughing. Later on Keller laughed without telling him anything. Bill thinks they were trying to laugh him out of it, or laughing at anyone trying to get \$500 for nothing from an agent.

Then, making it worse, someone said that \$500 would be given to Mrs. Vidcoq instead of directly to Bill. Bill thinks that would be as bad as not getting it at all, or practically the same thing.

### Wm. Morris In Mountains

William Morris, the manager, is leaving New York tonight (Wednesday) for a week or so at his summer camp, near Saranac, N. Y.

## LILLIAN DREW SPECIALTY DANCER

With Harry Carroll Unit  
Pres. Mgt. R-K-O Circuit

## Revelers Ask \$4,000, Keith's Bidding \$3,500

The Revelers go R-K-O if salary adjustments are made. They are holding out for \$4,000, figuring their radio, Victor record and talking screen rep. R-K-O offered \$3,500 to \$2,500 for special weeks at the Palace, Riverside and Albee in New York and Brooklyn. Out-of-town dates eliminated because of local radio and recording contracts.

Act got \$2,500 in a case nice club, the Mirror last season, eliciting mildy on a cafe floor. They were a hit in London at the Kit-Cat Club.

### Agency-Act Settlement

Los Angeles, April 23. Commitment suit of the local William Morris office against Mitchell and Durant, scheduled to come up in a New York court this week, has been withdrawn upon outside agreement.

Morris' office sought to collect back commissions, and force the team to carry out a personal contract. Settlement provides that Mitchell and Durant pay \$500 and return under Morris management when completing their present RKO route.

### F. P. Buys in Quebec

Quebec, April 23. Auditorium, Vaudeville, biggest theatre in this ancient burg, has passed to the possession of Famous Players of Canada, which, since it bought out the Paramount stock interest, has been expanding in all directions.

Actual transaction was completed last week, but announcement of details was deferred.

### REMAKING UNIT

Los Angeles, April 23. Fanchon and Marco closed their "Hotter 'n' Hot" idea, and are re-staging the "Up in the Air" unit. Plan is to utilize services of girls and principals who were in their "Arise Object" show.

Walter Nilsson and Roy Stickney are to be featured.

## 90% Film Questions

Los Angeles, April 23. Hillstreet theatre in making its check on all telephone queries as to the RKO vaudeville attractions, discovered that 90 per cent of the calls were on what type of picture was playing. Questions were, "What picture is playing?" "Who is in it?" "Is it all-talker?" and if not, "How many minutes of talking?"

This is the RKO vaudeville house, yet only 10 per cent of the telephone queries wanted information on the vaude acts.

## Johnny O'Connor as Rep

From May 1 Johnny O'Connor will be installed as special representative for attractions in the Hammerstein theatre, building on Broadway. His first in Fred Waring and his Pennsylvania. O'Connor engineered the Waring-Radio Pictures deal for "Synopsis" Under it Radio paid \$45,000 a bonus for Waring in the picture, besides the acts' regular salary while working.

It's likely Johnny will annex Joe Cook for specialized attention. Johnny O'Connor has been familiar with the show business for years. He established himself long ago as a stage material writer and recently wrote one of the best sellers of the "Wintle" in "The Broadway Racketeers." His expert knowledge comes through actual contact, besides his long training as a special writer on Va-let and the Morning Telegraph.

It is said O'Connor, who turned down all offers of agency franchises to operate independently, will only take on a few high-grade attractions for his personal attention.

### Club Band Doubles

Jack White, with the Chateau Madrid Revue and band (12), will "double from the floor" to Keith's new house, playing the list, St. and Madison this week.

## Chi Agents Put Chill On Legislative Shake

Chicago, April 23. Chicago booking agents and those two circuses have refused to interest themselves in the bill now up before the State Legislature to limit the 3 per cent commission from vaudeville acts or houses. Legal commission rate in this state is 10 per cent.

It seems that about every four years a down-state senator brings up a bill limiting the commission rate of agents and theatres.

In the past, every time the matter was brought up, the boys made a collection around here. Four years ago it cost them \$2,000. This year they are standing pat.

## Chi Sun Office Changes

Chicago, April 23. Chicago office of the Gus Burt Exchange is being reorganized, by Homer Van general manager. Alce Swidler, who joined the office while Billy Diamond was in charge, has been made manager of the vaudeville department.

Frank Maloy was appointed manager of the musical comedy department and will also handle presentations. W. B. Wecker will take charge of the folk department. There will also be a club department established, as well as a special acts department for picture houses. Mount Neer is coming in to oversee the new organization and arrange for the opening of a new office in Omaha.

### ALTOFF FLASH BOOKED

Hattie Altoff and her new flash act of 21 people have been booked by RKO Circuit (Charlie Morrison). The cast includes Edith Altoff, Mattie Stann, Zion and Piana, Gordon and Reed, "Skip" Hanlon, Mona Georges' orchestra and a chorus of four girls.

The act will be known as "Paris Bound."

### Palladium Park April 27

Low's (open air), Palladium Park, N. J., will open April 27 for the next of four acts and films, full week, policy.

## DIAMOND'S 10 WEEKS

Stars Association Department for Mid-West Regions

Chicago, April 23. W. V. M. A. Family department, reconstructed and now under the supervision of Billy Diamond, got into swing this week with around 10 weeks of time. Route now covers 22 towns, stretched over four mid-west states.

Stands include Oshkosh, Manassah, Fondulac, Elkhorst, Wausau, Lake Geneva, Burlington, Oak Claire, La Crosse (Wis.), Iron River, Ironwood, Calumet, Neagunaw (Mich.); St. Charles, Chicago Heights, Blue Island, Harvey (Ill.); Carroll and Mason City (Ia.); Indiana Harbor, (Ind.); Rochester (Minn.), and St. Louis.

### Salary Rule

This time is to be independent of the regular W. V. M. A. (Orpheum). Acts going over the family time have been guaranteed by Ben Piazza, RKO general western manager. That those salaries will in no way have any effect on future bookings over the major circuit.

Other sorts Piazza has assured protection to acts playing the family circuit, advising them that the fifth floor will not be governed by salaries paid on the fourth floor. Diamond's first step in taking over the family department was to start a campaign for more time. Under a gradual program of rehabilitation the family route is aimed to take on important proportions, under Diamond.

### Berger on Woolfolk's Book

Chicago, April 23. Dick Berger will take over Boyle Woolfolk's Butterfield and the Keith office here during the latter's two-month vacation.

Mr. and Mrs. Woolfolk sailed for Europe Saturday on the Adriatic.

### BON JOUR

## Jack Forester

RECRUITING CASINO DE PARIS

# LEATRICE JOY

IN A CYCLE OF SONGS

THIS WEEK (APRIL 21)

## R-K-O PALACE, NEW YORK

PRESS COMMENT

TELEGRAPH, APRIL 22

## Leatrice Joy Triumphs

Film Star Shows Charming Stage Personality

Leatrice Joy, star of many screen successes, who is sharing headline honors with the Four Marx Brothers, has nothing to fear from the talking screen. In her first number, she was the first to sing, "The First National so quickly signed her for their coming productions.

Miss Joy has an irresistible personality on the stage, as compelling as it is on the screen. In her talking numbers her work, as well as her voice, is similar to that of Gertrude Lawrence. In addition to a capital command of the stage, Miss Joy possesses a charming singing voice. The numbers she offers allow a wide latitude of characterization, a little comedy, a little jazz, and a touch of drama, finishing with an impersonation of a French actress in Hollywood. Her singing work in the cinema. A delightful offering on any vaudeville bill, and Palace patrons are lucky that Miss Joy was persuaded to extend her engaging Broadway house.

HERALD-TRIBUNE, APRIL 22

Miss Leatrice Joy, screen star, does a touching bit of acting and sings as beautifully as ever. Her interpretation of a hapless girl from the "Polka Berbers" who found no sympathy in Hollywood's treatment of screen-truck ladies, is very good. Miss Joy is assisted at the piano by Mildred Brown.

MILDRED BROWN AT PIANO











KESSLER'S CO-EDS (10)  
 Revue  
 17 Mins.; Full (Special)  
 Fox-Brooklyn (V-P)

Passable revue of conventional pattern and rather sing-songy tempo that narrowly averts tedious. Headed by Lew Kessler, dancing juvenile who insists on singing, and has a 9-1 ratio on gender. Two the girls are used as a stepping

Kessler has a thin, jagged-edged sub-tenor and no amount of foot stomping could put it over. His ba-

lands just my there. He is, however, a nimble hooper with an assortment of better than ordinary gymnastic tricks. Girls, nuffly rigged in volles and chiffons and modest outlay for couple of hanging pieces. Opened shop here and okay for similar assignments on family time. Land.

**COOLEY and PETERS**  
Comedy and Danolng  
10 Min.; One  
American, Chicago (V-P)  
Two boys with a smart knack for  
comedy points that put them over.  
Nothing original about the slapping  
business or the rest of the knock-

Still, this family audience though it is excruciatingly funny and howling, Cooley Martin (formerly Martin and Mayo) is the front man in the act, carrying the laughs with accents, hoofing and falls. Peters is a creditable foil, also not a bad stepper. They're starting on the Pan of Ouit and should make it easily.

*Loop.*

**JACK SIDNEY'S FROLICKERS (I)**  
Song and Dance Revue  
25 Min.; Full (Special)  
Academy (V-P)  
Loosely knit unit type act fol-  
lowing, the lines laid down by the  
better class picture house show

but failing to pack a punch, not much because of lack of talent because of poor stage direction. Sidney acts as m. c. conducting.

unbilled 11-piece jazz band composed mostly brass. Introduces the various turns in lackluster style and grabs the best spots for himself and a couple of pop songs for meager returns. Sidney might also throw his entire stock of released gags on in the alley.

Hammill Sisters, opening make a neat appearance and dance acceptably while Addie Seaman, a youthful looker, shows plenty of latent talent in the song and dance line but is submerged. Given a chance this kid might stand out. Mills & Shea, comedy acrobats, are a couple of topnotchers clowning in lashed style, and King and King

hoofers, recently in production, as an accomplished duo of dancers showing a difficult routine of footing. Specialties offered by the band are just so-so.

**FIVE DANCING FOLLIES**  
Songs and Dances

A man and four women comprise this dancing group, which do

much stepping and little dancing. High light the acrobatic solo dance of one of the girls. There are several fan routines and also a double

The man works hard and shows nimble stepping. There appears to be a sameness to the general lay-

**"DEARS and IDEARS" (6)**  
Singing, Dancing, Music  
16 Min.; One end Full  
American, Chicago (V-P)  
Typical flesh eat with four com-

Juvenile, carrying light come strain, works with the girls in go style, while the other male fills with accordion and incidental dancing. One or two novel featu

Youth, speed and ginger, shot make this act a workable one around the intermediary stands. Loop

**NEW ACTS**

Sir William Adams opening Monday at the Prospect theatre in new act, "Society Circus."

Jean Murray, late of "Vanities" and Louise Brooks, of "Fioretti," in a one-act vaude sketch. "T

Understudy," written by Sldn  
Skolsky.  
Berton Cburchill, legit, is prepa

ing to enter vaude in one of the dramatic sketches under consideration. One is a new skit by J. E. Egan, the other a condensed

Mac Busch, rehearsing three people comedy skit, "Glad Rag Season."

by Frederic Chapin. Opens Rialto tour at Bakersfield, Cal., April.

and Sid Reiss ("White Way Games"), have teamed.





2d half (2-5)  
 Jimmy Burchell  
 Nicholas & Williams  
 Ethel Doll  
 Mel Klee  
 (One to fill)  
 (20-21)  
 Maria Valente  
 Byron & Willis  
 Charles Mansfield  
 Arthur Coray  
 (One to fill)  
 (22)  
 4 Hase Bros  
 Lucille Bonstedt  
 Charles Vincent  
 Moyers & Monford  
 Gilda Gray  
 (22)  
 Vanessa  
 Nathal  
 Jay C Filippson 'nail  
 (Two to fill)  
**COLUMBIUM**  
 Palace (20)  
 Midgation  
 Louis Dahl  
 Monios & A-Skelly  
 Little Jack Little  
 The Dancas  
 (22)  
 Irene Verillion  
 The Usters  
 Lawrence Whit  
 Joe Marks  
 (One to fill)  
**CONCORD, N. H.**  
 2d half (2-5)  
 Bobbe & King  
 (20-21)  
 Moose Mura boys  
 (Two to fill)

















# Equity in Coast Drive, Based On Stage Actors' Film Invasion

Los Angeles, April 23. Equity will invade the picture studios within the next 60 days, Frank H. Gilmore, president of the Actors Equity Association, is expected to announce with members of the local council regarding plans for making the motion picture industry pay for Equity, and eventually having the closed shop.

Gilmore will not confer with any studio officials on his plans for the future, nor will he discuss them for publication. He is leaving here next week for New York to attend the annual meeting of Equity. Then, it is understood, he will return to Hollywood and begin the plans for recognition of Equity by the picture producers. At the present time, he is understood with Charles Miller, Equity representative here, and E. Kernahan, their attorney, in laying out the campaign for organization. The plan, it is understood, will not call for strict enforcement of the closed shop nor will any attempt be made at this time to bring action, especially in the case of actors under contract at the time the Equity claim for recognition is asked.

**Closed Shop Later**  
The program it is understood is to permit Equity members to work with non-Equity people who are under contract or are free lancing for a period of at least six months, after which the closed shop will be the term people run out. During the interval it is proposed that Equity "sales" talk can be given to actors not belonging to the organization and by the end of the period, after which the closed shop will be the term people run out. During the interval it is proposed that Equity "sales" talk can be given to actors not belonging to the organization and by the end of the period, after which the closed shop will be the term people run out.

Stories have been made by Gilmore while here to confer with Will H. Hays or members of the Motion Picture Association, but the latter is said to have been around 4,000 people carrying Equity signs, and the possibility of a strike becoming recognized by the producers. It is feared that the delinquent members of the organization will pay up to avoid any controversy regarding their status while being employed in the studios.

## Buchanan's \$25,000 for Bordon Film on Coast

Los Angeles, April 23. Jack Buchanan, English star, is said to have secured a \$25,000 advance for six weeks' work as leading man for Irene Bordon in a picture in the summer. The picture, "The First National" will make.

Clarence Badger will direct. He is expected to start on the picture June 10.

## Guild's London "Caprice"

The Theatre Guild will send "Caprice" to London, with the Guild company intact as at present. A season of six pictures at the St. James, operated by Gilbert B. Planck.

Originally the Guild planned a summer season of at least four pictures, but the London season has been shelved for the time being. It was feared that "Caprice" could well into the summer, but Alfred Lunt and Lynn Fontanne, the leads, were definitely slated for vacation abroad. They agreed to the London date for "Caprice," however.

## SANTLEY'S CONTRACT

Joseph Santley has been signed to a new Paramount contract whereby he will direct four musical comedy pictures during the coming season. Santley will write, direct and produce.

Santley will probably rate as chief of musical production, under the name of his new contract.

**Miss Shurt's Successor**  
Elizabeth is directing, but either Frances Williams or Joyce White for the female lead in "Thoopees" to be directed by George Olsen. George Olsen leaves the cast as soon as her successor is certain, and among one of those events, the second in the family.

## LAMBS NO PICKERS

For the Lambs' Gambol at the Metropolitan Sunday evening, the top in the orchestra was set at \$10 per seat, and printed on the ticket. With the Met's capacity and the relative risk of the boxes, a gross at the scale of between \$90,000 and \$100,000 can be realized, if it is sold out. If not a sell out the gross may be only \$75,000.

## Yeumans' Musical in White and Black Shades

Vincent Yeumans' new musical will be a novelty black and white entertainment with a mixture of white and colored names. Miller and Lykes are engaged along with Clara Green and Fletcher Henderson's orchestra. The musical is a comedy, and Yeumans is dicker with Charles King and Martin Harris. Harris is in New York talking things over. Yeumans is seeking to effect a temporary release of King from G-M for the stage appearance. An ultimate G-M-M meeting of the musical with the original cast is being planned. John Wells, newsmen, did the book; Yeumans the music.

## Ethel Barrymore Lends Ear to Talker Siren

Radio Pictures is seeking the services of Ethel Barrymore, sole member of the family not in talking pictures, with Miss Barrymore listening to the siren on the audible screen providing she can have her brother Lionel as her director and can choose her own stories.

Negotiations for Miss Barrymore are expected to be completed this week with M. S. Benham acting for the star.

## Kalmar and Ruby Teaming With Short for M-G Films

Los Angeles, April 23. M-G-M has signed Edward Short to stage musical productions and Kalmar and Ruby to write them.

This is the last of talent due on the coast June 1.

## Kidding B. O. Scale

Los Angeles, April 23. In addition to operating through a cut-rate agency for the sale of seats for "Little Orchid Annual," the Maxyn is giving out day and date tickets.

The paces are for two entitling the talent to a pair of \$500000.00. The scale, but 50 cents service charge is required from each person. The stunt has helped little.

## Civic Stock a Bust

Chicago, April 23. Playing permanent stock and backed by citizens of Warren, O. the Swayne Group Players went broke at the Warren Opera house in that city.

Cast was paid off with the Equity bond and disbanded.

**Helen Chandler in Lead**  
Los Angeles, April 23. Fox is going to meet "The Family Upstairs" from the stage play by Harry Deir.

Helen Chandler will play the feminine lead.

A. H. Van Buren will direct the talking sequences and Jack Fleming will hold the megaphone for the silent end.

**Sinclair in Fox Talker**  
Hugh Sinclair, English actor, who closed with York to play "Blindfold," recently left for the west coast. Sunday under contract to Fox to play the juvenile lead in the talking picture version of the Jed Harris play.

**Paul Harvey in "Truth"**  
Los Angeles, April 23. Pathé is bringing Paul Harvey from New York to play "White In Chains" in "The Awful Truth."

## Office Hours

Los Angeles, April 23. George Arliss, left actor's studies in the "Green Goddess" (film) by Warner Brothers, had his hours of work only one day and Arliss, who started last week on the picture, is religiously observing this schedule.

## CATLETT AS DIRECTOR

Also Acting in Fox's Musical Talker

Los Angeles, April 23. "Cradle Snatchers," though produced on the stage as a comedy with music, will be made as a musical comedy talker by Fox. Walter Catlett, in the lead comedy party, will also function as director of dialogue. This is the first time a man acting in a talker will direct the megaphone.

The silent sequences will be directed by Raymond Cannon. Book and lyrics are to be written by Constance and Archie Goodwin and Mitchell.

## Joseph Spears a Suicide; Leaves \$400,000 Fortune

Joseph Spears, former advance agent and company manager, committed suicide early Saturday morning by slashing his throat with a razor in his New York hotel room.

Flannders, dependency over the death of his wife, Mrs. Deborah, prompted the act, according to Ollie Mack, his brother-in-law. Spears was 50.

Several years ago he attempted suicide by slashing his wrists. He was hospitalized at nearby St. Luke's. The fortune was an inheritance from his family, his father having been a wealthy banker in the heart of Kansas City. Recently the graves were moved and the land sold.

Mack was his nearest relative and is said to inherit the bulk of Spears' estate. Spears managed the former Murray and Mack show and he had several small stand shows in the city and one tour.

He also was agent with Coban and Harris attractions.

## "Pirate's" Quick Exit As Flop in Los Angeles

Los Angeles, April 23. Three nights and a matinee were enough for Belasco & Curran to close themselves out of the top in "The Pirate," starring Doris Keane, which got under way at the Belasco April 18. The curtain falls Saturday, April 27, with production destined for the storehouse. Belasco is to close the show for two weeks, reopening May 11 with "The Night Riders," by Elsie Dunning, reopening which are under way.

"The Pirate" never reached first blood, but the company might have been far from capacity, and the take on the third night (Wednesday) around the \$500 mark.

## Paris Goes to Jail As Equity Impostor

Los Angeles, April 23. Robert Paris (alias Pariah, alias Pariah), legit actor who pleaded guilty in Lansing, Mich., of accepting money under false pretenses for Equity membership, was sentenced to 12 months in the Mason county jail. Equity, after a long search, discovered the impostor in the Equity ranks. Paris, with whom he was playing in Lansing, stranded. He had been in the Equity ranks for two weeks, assuming names as an Equity member. He was discovered when Belasco called for \$70, under the name of Robert Franklin, who was in the cast at the time.

## Chi Finishes "Scandals"

Chicago, April 23. When the current edition of "Scandals" is concluded, its management at the Grand, it will fold up. It is understood that George White and his company, who are in the season's show shortly. Only Harry Richmond and Frances Williams will remain. "Howard's" brothers and Tom Patricola are leaving.

## "GHOSTS" MEMBERS REPEAT

Los Angeles, April 23. Percy Mercer and Charles McNaughton, members of the original "Ghosts" cast, are to repeat "Ghosts," will have their same parts in a talking picture version of the play. The picture will be directed for United Artists.

## Sermon or Gag?

Minneapolis, April 23. The pulpit got giggles out of Shubert theatres (Bainbridge dramatic stock) billboard, as the pulpit got giggles out of Shubert theatres (Bainbridge dramatic stock) billboard, as the pulpit got giggles out of Shubert theatres (Bainbridge dramatic stock) billboard.

The sheets for "The Great Neckler" had been put up before it was decided very late in the first week of "An American Tragedy" to hold a "Great Neckler" billboard sheets. Bainbridge had large strips printed with the announcement of the second week to be posted over "The Great Neckler" billboard sheets.

Franklin inclined bilgeons placed the strip just above the title of the underlined attraction.

## Equity Stops Play; Will Open Non-Equity

Los Angeles, April 23. "Hogtieg," produced by Humber Keane, was called off one hour before it was the time of the premiere Saturday night because Charles Miller, Actors Equity representative, refused to give permission for the show to go on.

Miller did not like the line-up of arrangements at the theatre. No bond had been posted.

Miller, scheduled to open without Equity members April 24. One Equity member who was in the cast and had been paid \$400 for an interest in the show was informed that he would not be permitted to appear in the Equity member if he played.

Keane was formerly head of an actors' union and at one time operated small tent shows out of Chicago and Kansas City.

## Peggy Wood Wants \$3,600 From Shelved "Blackface"

Peggy Wood (Mrs. John V. Weaver) claims \$3,600 on a written contract from Talkaphone Pictures Corp. for the "Blackface" minimum of \$1,200 a week for services she is willing to render in Talkaphone's "Blackface" production. Actress was slated to start in mid-January at Talkaphone's studio, 215 E. 44th.

Min Wood was to have been featured in "Blackface." Another provision called for \$100 a day for any re-takes or re-recordings for the talker.

## Alvin Contract Up

Pittsburgh, April 23. The Shubert booking contract expires this week on the Alvin, left with the booking by Stanley Warner Brothers. Stanley W. B. took over from Harry Davis upon purchasing the Alvin and the Shubert chain.

Thus far the Shuberts have evidenced no change in renewing the arrangement. Shubert attractions have been playing Alvin for years upon the same arrangement with Davis. Last year two Shuberts were reported about to build, but no word has come of it and the shows continued into the Alvin up until last week when they closed with "Hello Yourself."

## GERTIE LAWRENCE'S PLANS

Gertie Lawrence's return to England the end of July to start rehearsing in the company which will come to New York to do "The Candy Light," to which Gilbert Miller holds the American rights. Believed to have taken over there early in August with a few provincial dates to be played and then to book here the first week in October.

## HAL SKELLY'S FILM

Los Angeles, April 23. George Manker Waters and Howard Eastbrook are writing an original picture of "The Life of Skelly." Meanwhile, Skelly is appearing in the stage production of "Burlington" at the Capitol theatre. Pictures go into work June 1.

Bolton's Talking Original Guy Bolton is writing dialogue for an original story by a Hungarian original for production of "The Life of Skelly," an opera by Paramount during the coming season. Bolton will direct, according to report.

# GUINAN CASHES IN SUPER-FAME

Leonard Wood, Jr., son of the Governor-General of the Philippines, who cleaned up in Wall street and was a co-producer of the play, "Six Ties," which Texas Guinan is taking out as a starring play, Harold Sherman is the accredited playwright.

Tex is going light on the Erlanger time, planning a quick road cleanup to cash in on her recent national publicity in her successful legal tilt with the government's prohibition staff. After the road, Tex may try Broadway. Louis B. Worm is associated in the production; August Pitou of Erlanger's is handling the routing.

Tex's Club Intime, in the Hotel Harding, has been shut down by the police and the city health authorities, which the hostess is now convinced was a foolish move. Tex is further casting in by selling her autobiography for Equity representation, against the split on everything from the syndicate. A ghost author will assist.

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## Guild Stars Pass Up All Summer Coast Profits

Despite nibbles from M-G-M and Paramount, Lynn Fontanne and Alfred Lunt will not spend the summer on the Coast, having their voices recorded.

Guild pair have decided that a vacation in the Coast is important. Pictures at this time.

## Studio-Stage Double

Colin Kelly-Johnston, English actor, who is making an call in a career in the theatre, is making an call in a career in the theatre, is making an call in a career in the theatre.

## BIZZELLI'S LIFE

Los Angeles, April 23. "Bizzelli's Life" is making an call in a career in the theatre, is making an call in a career in the theatre, is making an call in a career in the theatre.

## GERTRUDE EWING KILLED

Kansas City, April 23. Gertrude Ewing, well known western actress, whose home was here, was killed in an auto accident near Lawrence, Mo., April 16.

Miss Ewing had just closed an engagement in the west and was on her way home.

## WHEELER-WOOLSEY IN 'RITA'

Bert Wheeler and Bob Woolsey are being engaged to star in a picture to be produced by Paramount.

## MABEL FORREST MARRIING

Los Angeles, April 23. Mabel Forrest will be produced by Bryant Washburn, will marry A. Leslie Pearce, local legit producer. The picture will be a comedy excursion into matrimony.











## Plays Out of Town

## NIGHT IN VENICE

"The Love Duel" serves Miss Barrymore well indeed, and will until warm weather really arrives.

For the finale the young idiot discovers that he is respectable at heart and marries the girl in prof-

"Messin' Around" is just a color show. Its women performers run plumpness. It impressed as better suited to Harlem than to Broadway.

to Ouren Kelly and shows a half-dozen swans on water. Show girls are the swans and their arms serve as the necks of the birds. The effect is corking and drew plenty of com-

The other principals of the show are—more-or-less—submerged.

2

Nan Halpern

**Management WILLIAM MORRIS**

(Continued on page 54)



# MORRIS GEST

has the great privilege and honor  
to announce a Limited Engagement of

THE ORIGINAL WORLD FAMOUS FREIBURG

# PASSION PLAY

Adolph Fassnacht  
as "Christus"

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### MONDAY NIGHT, APRIL 29

Benefit Performance for French and Italian Hospitals  
Sponsored by Mr. Paul Block

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Benefit Performance for the Free Milk Fund for Babies  
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### WEDNESDAY MATINEE AND NIGHT, MAY 1

Benefit Performance for the Knickerbocker Hospital

**PRICES:** Opening night, \$1 to \$10. Second night, \$1 to \$5. Wednesday Matinee and Evening and thereafter, \$1 to \$3. Mail orders accompanied by check or money order payable to Morris Gest and self addressed envelope sent now to N. Y. Hippodrome will be filled in order of receipt.

**SEATS NOW ON  
SALE AT THE  
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**By Abel**

**Publicity Man**  
I want a manager and publicity man for my daughter. She possesses a marvelous radio voice, is check full of personality and charm, and puts her songs across 100 per cent. She is a find and needs a capable man to put her across as a star. Write A. WAVE, 3-11 West Bond St., New York.

Continued on page 60)

Milt Gross will "nize baby" it over the Kodak hour from WABC (Columbia network), at \$760 per

### Ager-Yellen's Show

**Maresca in Charge**  
Los Angeles, April 23.  
James V. Maresca has been made supervisor of recording by Radio Pictures.

M. K. Jerome Another  
M. K. Jerome left April 22 for Hollywood as one of Warner Bros.' songsmiths. He will be heard in "You and I in the Moonlight" as first theme.

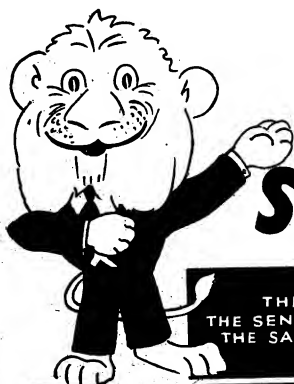
After a two months' rest overseas he returns to Hollywood to enter production.

DATE \_\_\_\_\_

"We took this number over from Campbell-Connelly, one of the foremost British

**The Best Melody Fox-Trot**  
We Have Published

We Have Published  
**ROBBINS MUSIC CORPORATION**  
*Baltimore, Md.*



# USHERING IN— THE NEW SHOW BUSINESS

VISUALIZE  
THE SPONTANEITY OF "DARDANELLA"  
THE SENSATIONALISM OF "YES! WE HAVE NO BANANAS"  
THE SALES CONSISTENCY OF "MISSOURI WALTZ"  
**THAT'S THE**

# BROADWAY MELODY

**ALL ROLLED INTO ONE !**

THE DAWN OF A NEW ERA! THE RENAISSANCE OF MUSIC BUSINESS. SIMULTANEOUS "RUNS" IN SIXTY "KEY" CITIES. BREAKING ALL HOUSE RECORDS! SONG "PLUGS" THAT ALL THE RESOURCES AND CONTACTS IN THE WORLD COULDN'T GET HAVE NOTICES EVERYWHERE!

WHAT THIS METRO-GOLDWYN-MAYER SUPER-PICTURE HAS DONE  
TO SHOW BUSINESS THE SONGS HAVE DONE TO MUSIC BUSINESS

**BROADWAY MELODY  
YOU WERE MEANT FOR ME**

WORDS  
BY  
**ARTHUR  
FREED**

**LOVE BOAT  
The WEDDING OF THE PAINTED DOLL**

(A SHERMAN-CLAY PUBLICATION)

MUSIC BY  
**NACIO  
HERB  
BROWN**

THE PICTURE MAKES THE SONGS! THE SONGS  
MAKE THE PICTURE! A HAPPY CYCLE THAT  
SPELLS SUCCESS FROM EVERY ANGLE. THE MOST  
AMAZING AND PRODUCTIVE TIE-UP IN SHOW  
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EXCLUSIVE PUBLISHERS TO METRO-GOLDWYN-MAYER

## L. A. Scans Hideaway Halls for Chink, Jap, Mex, Sheiks; White Girl Dancers

Los Angeles, April 23.

Police Commission has ordered an investigation of all so-called dance halls and resorts operating with taxi dancers, with a view of revoking their permits. Police Commissioners Mark Pierce and F. W. Golden were ordered to visit various resorts and to make their report back to the Commission. This investigation was ordered following information brought to the attention of the Commission that in many instances white men are forbidden entrance to dance halls where white girls are sold on the floor for partners to Chinese, Japanese and Mexicans and Orientals. It was claimed that favorite politicians and their relatives operate these joints in which white girls must dance in pitch darkness with the riff-raff of the Orient.

Police Commission was also told that these dance halls are in fire traps, on second and third floors, from which the partners could not escape in case of fire. It was also brought out that there is one dance hall known as the Philippine-American Club, Inc., where white girls are used, which has a placard on the entrance door reading "No Japanese allowed." It is claimed that everybody but white men are permitted to enter this place. There are no Oriental or Mexican girls employed in these halls. They are all white girls almost all of them being blonde. These halls charge ten cents a dance

which lasts not more than two minutes with the girls supposed to get five cents for each dance.

Police wrote dances in these halls are the moonlight waltzes when the lights are dimmed to nearly total darkness. The racket for the girls in these places is to get the boys to buy them a drink. The price of a drink for two, which is either pop or a small glass of punch, is 50 cents each. The dollar is split 50-50 between the girl and the house; the house takes the big end. It is said close to 1,000 white girls are employed in these dance halls which cater exclusively to the yellow men.

### M. C. III, Musican Subs And Receives Contract

Chicago, April 23.

Roy Dietrich, m. c. of the Avalon and Clef Club, has been given his notice and will be replaced in a few weeks by Charles Agni, member of Charlie Craft's orchestra that alternates with Dietrich.

Agni got his chance during the illness of the regular m. c. and made good. He is a trumpet player.

Ray for Paris

Joey Ray, recently of the Richmond Club, who was operated on two weeks ago for sinus, has been signed for the Ambassadeurs in Paris. He sails May 19.

## Suspended Sentences for Helen Morgan and Others

Seven of the eight co-defendants indicted with Helen Morgan in the Helen Morgan's Summer Home enforcement case, concerning her former nite club at 134 West 52d street, received suspended sentences from Federal Judge Edwin S. Thomas before whom a jury had acquitted Miss Morgan last week. The eighth, Herman Brooks, did not appear. A bench warrant has been issued.

Nicky Blair, principal backer of Miss Morgan's nite club venture, and now active in the strictly non-selling club Casanova, was given a six months' suspended sentence for a \$100 fine, \$100 for a headwater, ditto, and \$300 fine; and the five waiters, Charles Hansen, Louis Holzer, Jack Green, Nathan Gordon and Sam Harris, two months' suspended sentences, one year's probation and \$100 fines each.

The case against Nils T. Granlund (NTG) will never reach trial, and now active in the strictly non-selling club Casanova, was given a six months' suspended sentence for a \$100 fine, \$100 for a headwater, ditto, and \$300 fine; and the five waiters, Charles Hansen, Louis Holzer, Jack Green, Nathan Gordon and Sam Harris, two months' suspended sentences, one year's probation and \$100 fines each.

In the Morgan case, J. Arthur Addicks, who was the waiter stating that they should not be classed as criminals; that they were filling out the forms for the "white slave" wanted beverages with their meals.

To this, Leslie Salter, special deputy U. S. Attorney General, reported that "the best people" do not patronize nite clubs; that in fact it's the hinterlander and New York variety who supports the nite life and that New Yorkers and the really smart people stay away from questionable roadshow-like covert charge places.

### MacLean in Contempt of Court for Phoney Poverty

Arthur M. MacLean, owner of Hunter Island Inn, the Pelham parkway roadhouse, has been affirmed by the Appellate Division to be in contempt of court, granting Mrs. Maclean's motion to punish him for non-payment of alimony at the rate of \$50 a week plus \$100 counsel fees. The wife's affidavit refutes MacLean's plea of poverty, attesting that in November, 1927, he deposited \$10,000 in the 42d street branch of the Bowery Savings Bank in the name of Frances E. Harcourt, his secretary. She Harcourt, his secretary, now cites the passbook number; even cites the house and lot at East 18th street and is still making money at the Hunter Island Inn.

Suit is for separation started in New Orleans. MacLean avowed he was not served personally and decree went by default. On the poverty plea, Arthur MacLean, Inc., and the MacLean Plumbing Corp., previous enterprises, were set forth as having been financially disastrous when the courts ruled his shut-out valves were unconstitutionally.

Hunter Island Inn is held to be a flop. MacLean alleges he owes \$20,000 thereon; that creditors once took it away from him; that he was wiped out by the Mississippi flood damaging his Louisiana Shell Products enterprise; and that, above all, when he made money before prohibition he was a good time Charlie and a free spender, but that now when he's broke none of his old pals or his former guests whom he feted and toasted, were coming through for him.

Wife reiterates that MacLean has concealed assets. By the Appellate Division order, if MacLean doesn't settle, it's a case of "or else."

### HERE AND THERE

Paul Specht starts tonight (Wednesday) at the Walton road, Philadelphia, Ind. Engagement closed when Specht and orchestra played the Radio, Philly, last week. He will double around Philadelphia from the road.

Dave Kent is in charge of band and orchestra department for Witman's. Jimmy Clark given charge of slides department.

Law Cobby and his band have been engaged for the summer season at Domino Inn near Poughkeepsie.

## DISPOSSESS REASONS

Hotel Harding Landlord Officially Ousting Tex Guinan's Nite Club

Following her unsuccessful legal suit with Police Commissioner Grover A. Whelan, Thelma Landauer, lease of Hotel Harding, 209-21 West 54th street, filed dispossession notice against the Club Intime. Later in the corporate owner of the adjacent ground floor Tex Guinan nite club on the Harding premises. Tex sought to oust the club from interfering with her and her after-curfew hour whoopies were sustained in the state courts.

It is for these reasons that Mrs. Landauer seeks to oust the nite club, citing that Tex Guinan's playground occupied the premises for allegedly illegal purposes in violation of Local Law No. 12, which is the 3 a. m. Curfew statute; that it operated without a license; and that the Club Intime, Inc., failed to obtain a certificate of occupancy from the Building Dept.

### KNFN's Owner Weds

Shenandoah, Ia., April 23. Mrs. Bertha Mitchell, for 20 years employed by the Knott Hotel and Good Co. is now Mrs. Henry Field. Mr. Field is the owner of station KNFN, nationally known farm station. Two wives by previous marriages are dead. Of 11 children born to Field's two previous unions, 5 are at home.

## "Padded Cell" for Nut Club Post-Graduates

Meyer Horowitz opens a new joint, the Padded Cell, on West 4th street in Greenwich Village shortly, Horowitz will have a "Punk" as a 25 cent partner. Funk being the leader of the Band of a Thousand Melodies, a false feature on WJZ.

Unlike Horowitz, Village Grove Nut Club at 72 Grove street, also in the Village, the band will dispense dance music, but the Padded Cell, it is feared, will be nuttier than the Nut Club, if it is possible.

**CRAWFORD BACK TO COAST**  
Bobby Crawford, of Des Moines, Brown & Henderson, leaves for the coast tomorrow (Thursday), for two weeks to supercharge the music writers connected by him. Dan Winkler will be in charge here during his absence.

**Woodmanster Opening**  
Gene Goble is staging an invitation opening Friday at his Woodmanster Inn, Pelham, N. Y. Vincent Lopez, his partner, will again direct the band. This is the same, doubling from the Hotel St. Regis.

**Penitentiary for Palace**  
Art Landry's band is penitentiary for the Palace, New York, April 23. Tony Sharkey arranged.

## LEADING ORCHESTRAS DIRECTORY

### IRVING AARONSON

and His COMMANDERS  
Opening Soon for the Summer  
ROOSEVELT HOTEL  
Los Angeles  
VICTOR RECORDS  
EXCLUSIVELY

### PHIL FABELLO

and His ORCHESTRA  
The Different Ensemble  
Exclusive Feature  
COLISEUM THEATRE  
New York City

### ROY FOX

"The Whispering Grenadier"  
AND HIS ORCHESTRA  
AMONG THE STARS  
MONTMARTE CAFE  
HOLLYWOOD

### VINCENT LOPEZ

and His ORCHESTRA  
ST. REGIS HOTEL  
New York City  
DOUBLING IN  
R-K-O VAUDEVILLE

### Marion McKay

and His ORCHESTRA  
Now Closing 11th Week  
ABRUCCIS PLANTATION CAFE  
CULVER CITY, CALIF.

### CHRIS MANN

and His ORCHESTRA  
LAFAYETTE CAFE  
LOS ANGELES, CALIF.

### PHIL PHILLIPS

BAND  
NOW PLAYING  
CLUB BAGDAD  
"Southland's Most Beautiful Club"  
DALLAS, TEXAS

### JESS STAFFORD

and His ORCHESTRA  
NOW  
PALACE HOTEL  
SAN FRANCISCO  
P. S.—Brunswick Recording

### PAUL WHITEMAN

And His Greater Orchestra  
Indefinitely  
ZIEGFELD MIDWINTER FROLIC  
Personal Direction  
JAMES J. GILLESPIE

### THE BRICK TOPS

(FARMER READ HEADS)  
America's Greatest Gig Band  
Now Headlining RKO "College Date"  
Permanent Address  
28 West North St., Indianapolis, Ind.

### DANNY CAIRNS

and His B-B-O  
New Permanent Feature Each Week at  
ORPHEUM THEATRE  
Exclusive Feature  
BILLY SMALL, Director

### JACK DUNN

and His ORCHESTRA  
CINDERELLA CAFE  
LOS ANGELES, CALIF.

### JEAN GOLDKETTE

FROM DETROIT  
Orchestras  
VICTOR RECORDS  
Office: 512 Bow Tower  
DETROIT

### TOM GERUNOVICH

and His ROOF GARDEN ORCHESTRA  
Exclusive Brunswick Artists  
ROOF GARDEN CAFE  
Broadway and Kearney Sts.  
San Francisco

### MAL HALLETT

and His ORCHESTRA  
America's Greatest Dance Band  
New York City  
Personal Management  
CHARLES SHERRMAN  
Salem, Mass.

### HENRY HALSTEAD

and His VICTOR RECORDING ORCHESTRA  
NOW PLAYING  
ROOSEVELT HOTEL  
HOLLYWOOD, CALIF.

### GEORGE OLSEN

and His MUSIC  
Featured Night  
CLUB RICHMAN  
NEW YORK CITY  
Office: 10 West 42nd Street  
New York City  
VICTOR RECORDS

### B. A. ROLFE

Radio's Premier Conductor  
Lucky Strike Dance Orchestra  
Palais D'Or Restaurant Orchestra  
Elmore Ac Recording Orchestra



"Welcome in the Royal Box!"

**JOE ZELLI**

IN PARIS

has opened his famous night club again after being closed for three months. There is a telephone on every table which will connect you around the world.



# South Africa

By H. Hanson

## CAPE TOWN, APR. 23

**African Theatre.**—The prospect to open their new Alhambra theatre in July. It is a magnificent idea with an "atmospheric" motif, hidden away in the heart of the city, and all the rest of the fold. The new theatre is to be a masterpiece of art and architecture, and the rest of the fold. The new theatre is to be a masterpiece of art and architecture, and the rest of the fold.

**Building Boom.**—The Alhambra Theatre, Ltd., and its competitor, Kinema, Ltd., are definitely embarked upon a theatre building campaign. The first house named a \$100,000 program with a new opera house which will be in many suburbs. They are additionally completely remodeling the Cape Town Opera House which will be on lease. A new circle and gallery is to be built in.

**Kinema's Plans.**—Kinema, Ltd., are erecting film halls in many parts of the Cape. The Alhambra Theatre, Ltd., are selling their programs on the sentimental and patriotic grounds that they are the only theatre in the Cape which is additionally the sole licensee of the South African Phonofilm. They have just issued a program for 10 cents.

**Opera House.**—The Alhambra Theatre, Ltd., are erecting film halls in many parts of the Cape. The Alhambra Theatre, Ltd., are selling their programs on the sentimental and patriotic grounds that they are the only theatre in the Cape which is additionally the sole licensee of the South African Phonofilm. They have just issued a program for 10 cents.

**Full vaudeville.**—The Alhambra Theatre, Ltd., are erecting film halls in many parts of the Cape. The Alhambra Theatre, Ltd., are selling their programs on the sentimental and patriotic grounds that they are the only theatre in the Cape which is additionally the sole licensee of the South African Phonofilm. They have just issued a program for 10 cents.

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# Chatter in London

London, April 14.

This year, in honor of Shakespeare's birth, the "Measure for Measure" will be staged at the Haymarket Theatre. This is the latest of the theatre's plans. The new theatre is to be a masterpiece of art and architecture, and the rest of the fold.

**Madison Long closed.**—The "Calne House" will be closed for a long holiday before starting "Jew Sues" this house in the fall. In the interim "The Few Ashes" by Leonard will be presented, playing Owen Nee. His four losses will be portrayed by Stella Arberina, Grace Wilson, Athene Seyler, Nell Carter.

**Consternation reigns in the play world** at the warning that no carding will be done. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

**"Paris Round"** replaced "Berkley Square" at the Lyric April 30, with "The Girl in the Street" supported by Gillian Lind, Betty Blackford, Betty Schuster, Marion Farnham, and Rose Laurence Olivier.

**"In Other Words,"** under direction African Theatre, Ltd. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

**JOHANNESBURG.**—Macdonald Parnes are putting over good business at the Lyric Theatre. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

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# Chatter in Paris

Paris, April 14.

Barbette, female impersonator, narrowly missed breaking his neck when he fell in the "Moulin Rouge." Luckily for him he was caught by the floor. The player had run about five minutes of the show, and then he fell and down he came. A shudder bet the house, but the reappearance of Barbette brought out a full round of applause.

**Chat Fysher,** which has long been a joke, has now become a reality. The old site is to become a little higher up on Montmartre and extensively restored and last fall against the advice of all the smart boys, is also blowing.

**Max Dareswyl,** popular pianist, has been asked to play at the theatre for England shortly, where another marriage ceremony will be performed in a synagogue. Ruby will embrace the Hebrew religion.

**French populace** are finally getting wise that something is being taken away by some of the smaller countries on the continent. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

**Latest racket** here is an East Indian employed in Florence's as a waiter. He was caught in the act of stealing during a recent moment. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

**At the Bouffes Marcel,** Gerbion figures as the author of an opera. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

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# Paris' Shows and Gyps

(Continued from page 3)

**begin for the first time** to understand what an Englishman means when he says "American hotels are overrated." The trouble with the English is that they are not used to the abundance of heat, as the fact there is no ventilation.

**The cooch dancers** are now performing downstairs instead of on the balcony, and the charge for admission to the "dance du vestier" at intermission has been raised from three to six francs.

**Requel Melier's Show.**—From a scenic standpoint, the Melier show at the Palace is beautiful, the curtains being all made of Spanish shawls. The show is a success, but it is built to last on any one. No one in the cast of outstanding importance, with the exception of Melier himself.

**Violent attack** on the musical comedy, "The Girl in the Street," is being staged at the theatre. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

**At the Casino de Paris** is made up of a number of gypsies. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

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# R. C. Sheriff Wants To Teach School

London, April 23.

**R. C. Sheriff,** the insurance clerk, who has hoped to overthrow the "Theatricals" and to teach school. His ambition is to become a school teacher. He has little interest in the stage as such.

## SOCKING ARTISTS SOCKED

Roth and Shay Taking It on the Purse for Assault

London, April 23.

**Roth and Shay,** who recently beat up Fido and Santos for doing what they allege was a copy of their own, have further trouble on their minds. Pummeling grays have already been ordered to find a magistrate's fine. New Rio and Santos have filed a civil action for \$100 compensation for four days' loss and two weeks' loss of work. It is expected that Roth and Shay will have further trouble on their minds.

## 50-50 Summer

General Theatre Corporation will have a 50-50 split on the summer, houses over the summer. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

**At the Casino de Paris** is made up of a number of gypsies. The theatre is followed on Epsom Downs this year during the racing meetings owing to complaints from residents of the litter and nuisance of their presence.

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# CY LANDRY

## A LAUGH RIOT

TALKING, SINGING, DANCING COMEDIAN

IN ALEX A. AARON'S AND VINTON FREEDLEY'S NEW MUSICAL COMEDY HIT

# "SPRING IS HERE"

Book by  
OWEN DAVIS

AT THE

Music by RICHARD RODGERS  
Lyrics by LORENZ HART

## ALVIN THEATRE, NEW YORK

EXCERPTS FROM THE NEW YORK PRESS



"VARIETY," March 13, 1929

"It remained for Cy Landry in 'Spring Is Here' to whom 'em with his eccentric dance specialty."

Abel

"TIMES," March 12, 1929

"And twice during the evening in 'Spring Is Here' a blank looking clown, Cy Landry by the program, plays astonishing simple tricks with his anatomy. But, best of all, he can shift from one idea to an idea completely foreign through the most logical pantomimic transitions."

J. Brooks Atkinson

"EVENING WORLD," March 12, 1929

"Cy Landry in 'Spring Is Here' stops the show with his eccentric dancing. There should be more of Cy in 'Spring Is Here'."

Bide Dudley

"HERALD TRIBUNE," March 12, 1929

"There was a cheering bit in the second part of 'Spring Is Here' when the droll and importunate Cy Landry had the stage for a few minutes with one of his amusing solo dances."

Arthur Ruhf

"DAILY NEWS," March 12, 1929

"Cy Landry in 'Spring Is Here,' one of the best of jelly dancers, sticks in his diverting specialty."

Burns Mantle

"EVENING GRAPHIC," March 12, 1929

"One Cy Landry, just an eccentric dancing fool in 'Spring Is Here,' who does things with his torso, arms and legs that force the audience to do things with its hands that phrase makers call loud and prolonged applause."

Louis Sobel



Personal Management HARRY BESTRY, 1482 BROADWAY, NEW YORK

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